EAST BELLEVUE COMMUNITY MUNICIPAL CORPORATION OF THE CITY OF BELLEVUE, WASHINGTON

Resolution No. 541

A RESOLUTION of the East Bellevue Community Council approving City Council Ordinance No. _____, approving the conditional use permit application for the Bellevue School District to demolish the present one-story Odle Middle School and to construct a new two-story facility on the same site at 502 143rd Avenue NE, which lies between 140th and 148th Avenues NE, File No. 13-119594-LB; and establishing an effective date.

WHEREAS, on the 5th day of May 2014, the City Council of the City of Bellevue, Washington passed Ordinance No. _____ approving the conditional use permit application for the Bellevue School District to demolish the present one-story Odle Middle School and to construct a new two-story facility on the same site at 502 143rd Avenue NE, which lies between 140th and 148th Avenues NE; File No. 13-119594-LB; and establishing an effective date; and

WHEREAS, the subject matter of said Ordinance falls within the jurisdiction of the East Bellevue Community Council pursuant to RCW 35.14.040; and

WHEREAS, the Bellevue School District applied on July 3, 2013 to the City for a conditional use permit to demolish the present Odle Middle School and replace it with a two-story facility at the same site, 502 143rd Avenue NE, Bellevue, WA; and

WHEREAS, under the City's land use code, approval of an application for a conditional use permit is a Process III Decision; and

WHEREAS, the Bellevue School District, as well, applied for a critical areas land use permit, which was approved by the Director for the City's Development Services Department on February 20, 2014 for Permit No. 13-119597 LO; and

WHEREAS, prior to submitting its application, the Bellevue School District held a public meeting on the proposal on February 9, 2012; and

WHEREAS, the East Bellevue Community Council held a courtesy public meeting on the application on August 6, 2013 pursuant to notice required by law; and

WHEREAS, on January 9, 2014, a public meeting was held on the application by the Development Services Department staff to address items raised from the August 6, 2013 public meeting; and

WHEREAS, on March 14, 2014, the Hearing Examiner issued his Findings of Fact, Conclusions of Law and Recommendation for File No: 13-119594 LB, which recommends approval, subject to conditions, of said application; and

WHEREAS, the City Council concurs in the findings of fact and conclusions of law of the Hearing Examiner; and

WHEREAS, the City of Bellevue has complied with the State Environmental Policy Act and the Bellevue Procedures Code; and

WHEREAS, under City of Bellevue Land Use Code ("LUC") Section 20.35.365, if the City Council approves, or approves with modifications, within the jurisdiction of the Community Council, that approval is not effective within the jurisdiction of the Community Council until the Community Council votes to approve the ordinance, or the Community Council fails to disapprove the ordinance within 60 days of the enactment of that ordinance; and

WHEREAS, on May 6, 2014, the Community Council held a public hearing pursuant to LUC 20.35.365 and voted to approve Ordinance No. ___ ;

NOW, THEREFORE, BE IT RESOLVED by the Community Council of the East Bellevue Community Municipal Corporation of the City of Bellevue:

Section 1: Ordinance No. _____ of the Bellevue City Council is hereby approved.

Section 2: The Clerk is hereby directed to certify the original of this Resolution, to file the same and to keep the same on file in her office. The Clerk is further directed to distribute certified and conformed copies of the Resolution to the Bellevue City Council, the Planning Department, and the Development Services Department.

Passed by a majority vote of the East Bellevue Community Council on the 6th day of May, 2014, and signed in authentication of its passage this 6th day of May, 2014.

(Seal)

_____
William Capron, Chair

ATTEST

Charmaine Arredondo
Deputy City Clerk