

**RESOLUTION NO. 422**

**A RESOLUTION OF THE EAST BELLEVUE COMMUNITY COUNCIL,  
RECOMMENDING AMENDMENTS TO THE CITY OF BELLEVUE  
LAND USE CODE AND COMPREHENSIVE LAND USE PLAN, FOR  
CONSISTENCY WITH STATE LAW AND THE STATUTORY  
JURISDICTION OF COMMUNITY COUNCILS.**

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WHEREAS, the East Bellevue Community Council (hereinafter the "EBCC") is a community municipal corporation, organized under Chapter 35.14 RCW; and

WHEREAS, the EBCC may "make recommendations concerning any proposed comprehensive plan or other proposal which directly or indirectly affects the use of property or land within the [EBCC's] service area" (RCW 35.14.050(1)); and

WHEREAS, the City of Bellevue (hereinafter the "City") is required to consider suggested changes to the City's Comprehensive Plan and development regulations by the EBCC on at least an annual basis (RCW 36.70A.470); and

WHEREAS, the EBCC has statutory jurisdiction to act on (through approval or disapproval) applications for conditional uses, special exceptions and variances, in addition to the other ordinances or resolutions identified in RCW 35.14.040; and

WHEREAS, the City has limited the EBCC's jurisdiction over conditional use, special exception and variance applications in the City's development regulations; NOW, THEREFORE,

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

Section 1. The EBCC recommends that the City make the necessary amendments to its development regulations to accomplish the following purposes:

A. Provide adequate notice to the public that the EBCC has disapproval jurisdiction over all applications for variances, special exceptions and conditional uses. This includes any "administrative" variances, special exceptions and conditional uses, for which the City may have vested final decision making authority in the Planning Director or other administrative staff.

B. Acknowledge the disapproval jurisdiction authority of the EBCC over all applications for variances, special exceptions and conditional uses, whether they are termed

“administrative” or otherwise, in the processing procedures for each type of application.

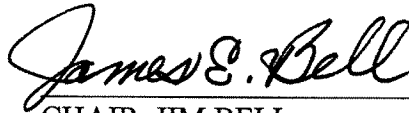
Section 2. The EBCC intends to exercise its statutory jurisdiction over these applications, whether or not the City agrees to amend its code to provide notice to the public of the EBCC’s authority. Therefore, the EBCC requests advance notice of all applications submitted to the City for any type of variance, conditional use or special exception, regardless of whether a hearing is held on the application.

Section 3. The EBCC requests that the City act on this Resolution by considering the necessary development regulation amendments by October 16, 2000.

Section 4. The Clerk is hereby directed to certify the original of this Resolution, to file the same and keep the same in her office. The Clerk is further directed to distribute certified or conformed copies of this Resolution to the Bellevue City Council and the Planning Department.

PASSED by a majority vote of the East Bellevue Community Council on the 6th day of June, 2000, and signed in authentication of its passage on this 16 day of June 2000.

APPROVED:

  
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CHAIR, JIM BELL

ATTEST:

  
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MICHELLE MURPHY, CLERK

APPROVED AS TO FORM:

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CAROL A. MORRIS, EBCC ATTORNEY