



# ZONING TEXT AMENDMENT APPLICATION

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Application # \_\_\_\_\_

## CONTACT INFORMATION

<u>APPLICANT</u>	
Name	_____
Address	_____
City	_____ State _____ Zip _____
Ph	_____ Fax _____
E-mail	_____

<u>CONTACT</u>	
Name	_____
Address	_____
City	_____ State _____ Zip _____
Ph	_____ Fax _____
E-mail	_____

**Description of Change Desired:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### General Notes:

A change to the text of the Zoning Ordinance requires a public hearing by both the Planning Commission and City Council. The Planning Commission considers the criteria per MTMC19.110.240.C in making their recommendation to the City Council. The City Council may only approve the amendment request if they find the request meets all the criteria.

Complete a response to each of the following questions as it relates to the proposed text amendment. Be descriptive, specific and complete in your answers. City staff is not responsible to prepare any reasons in support of your request. Use additional sheets if necessary.

### COMPLETE THE FOLLOWING.

1. Identify, by code citation (such as MTMC 19.02.030), the section of the Zoning Code that you wish amended: \_\_\_\_\_

What are the reasons for requesting this change? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. List the goals and policies contained in the Comprehensive Plan that you feel apply to your request. Describe why and how each cited goal and/or policy supports the text change request.

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3. Explain how and why the proposed change in the zoning text will promote the health, safety, and welfare of the general public. (Do not restate the request for information.)

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4. Describe what additional public facilities and services will/could be needed if the text change is adopted? Would this potentially add a public cost? Be descriptive and specific. If you feel the proposed text change would not result in excessive additional requirements at public cost for facilities or services, why not?

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**I certify to the best of my knowledge, the information provided on this application is true and correct.**

**Sign**    **Owner / Agent** \_\_\_\_\_ **Date** \_\_\_\_\_

**Print**   **Owner / Agent** \_\_\_\_\_ **Date** \_\_\_\_\_

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**OFFICE USE ONLY**

Received By \_\_\_\_\_ Date \_\_\_\_\_

Application Fee \$ \_\_\_\_\_ Date \_\_\_\_\_ Receipt Number \_\_\_\_\_

#### **19.110.240 Zoning text amendments**

A. Procedural amendments to the text of this title which do not impose, remove, or modify any existing regulations shall be initiated and processed in the manner outlined below except that no public hearing shall be required.

B. The Planning Department, Commission, Council, Hearing Examiner, or any member of the public, may initiate or propose a substantive change to the text of the Zoning Ordinance.

1. Public Hearing. Notice of public hearing shall be prepared by the Planning Department pursuant to MTMC 19.110.180. Supplemental public notification requirements for rezones are contained in Chapter 18.25 MTMC. One open record public hearing is required before the City Council. Planning Commission shall hold a public hearing prior to making their recommendation to the City Council. The Council shall also have a public hearing for rezones.

C. Criteria for Review and Conclusions of Law. The Planning Commission shall consider the following criteria in making their recommendation to the City Council. The Council may approve the request to amend the text of the Zoning Ordinance only if the proposal conforms to all of the following criteria. The Council shall adopt findings and conclusions for the record that support their decision.

1. The proposal is in conformance with the goals and objectives of the Comprehensive Plan; and
2. The proposal promotes the health, welfare, and safety of the general public; and
3. The proposal will not create excessive additional requirements at public cost for public facilities and services.

D. Final Decision. The Commission may recommend approval or denial of the request to amend the text of the Zoning Ordinance. Their recommendation shall be submitted to the Council for final action. The Council may approve or deny the request. The decision shall be final and conclusive unless an appeal or request for reconsideration is filed according to the procedure outlined in MTMC 19.110.100 and MTMC 19.110.110. (Amended by City request, 1/11; Ord. 2481 § 49, 2008; Ord. 2116, 1996; Ord. 2074 § 5.3(G), 1995).