

**CITY OF STANWOOD**  
**Stanwood, Washington**  
**ORDINANCE 1407**

**AN ORDINANCE OF THE CITY OF STANWOOD, WASHINGTON AMENDING ORDINANCE 1395 BY ADOPTING THE JUNE 15, 2015 CITY OF STANWOOD TRANSPORTATION PLAN AS AN ELEMENT OF THE CITY'S COMPREHENSIVE PLAN REPLACING THE MARCH 2015 TRANSPORTATION PLAN AS ADOPTED IN ORDINANCE 1395.**

**WHEREAS**, the 2015 Transportation Plan establishes the City's goals and policies for developing the transportation system within the City and UGA; and

**WHEREAS**, the version of the 2015 Transportation Plan that was adopted pursuant to Ordinance 1395 was dated March 2015 was not the most current version and such adoption was in error; and

**WHEREAS**, the City Council City allowed for public comments on the Transportation Plan at their March 26, 2015 and no members of the general public provide comments ; and

**WHEREAS**, the City staff requested that the Council amend its motion to approve the 2015 Transportation Plan include allowance for Puget Sound Regional Council's comments to be included since it was anticipated that PRSC would complete their initial review in early April, 2015 prior to first reading of Ordinance 1395; and

**WHEREAS**, Councilmember Sather made the following motion on March 26, 2015, *"Motion by Councilmember Sather, second by Councilmember Randall, to approve the 2015 Transportation Plan which will include any suggested changes by PSRC and the consultant and direct staff to draft an ordinance for Council consideration accepting the 2015 Transportation Plan."*; and

**WHEREAS**, the City Council unanimously approved Councilmember Sather's motion; and

**WHEREAS**, the Transpo Group received final comments from Puget Sound Regional Council the week of April 13, 2015 and these changes were incorporated into a final version of the Transportation Plan; and

**WHEREAS**, the City was provided by its consultant a version of the Transportation Plan which did not include the edits suggested by the Puget Sound Regional Council; and

**WHEREAS**, on April 23, 2015 City Council had first reading of Ordinance 1395 and on May 14, 2015 the second reading and adoption which included the earlier March, 2015 version of the Transportation Plan; and

**WHEREAS**, Ordinance 1395 was published on May 19, 2015 and was in effect five days following publication on May 25, 2015; and

**WHEREAS**, City staff sent the adopted March 2015 version of the Transportation Plan to Puget Sound Regional Council for certification; and

**WHEREAS**, Puget Sound Regional Council recently informed city staff of the error in the version of the Transportation Plan which was inadvertently adopted; and

**WHEREAS**, in order to correct this error and in order to adopt the intended version of the Transportation Plan which is consistent with its intentions stated in the motion adopted March 26, 2015 the City Council will wishes to adopt an ordinance amending Ordinance 1395; to allow the correct version of the Transportation Plan to be adopted ; and

**WHEREAS**, the Stanwood City Council hereby finds that the adoption of the June, 2015 Transportation Plan is consistent with the requirements of Washington law, and serves and advances public health, safety and welfare of the greater community;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF STANWOOD DO HEREBY ORDAIN AS FOLLOWS:**

**Section 1. Adoption and Amendment to Ordinance 1395.** The City of Stanwood hereby adopts the City of Stanwood June 2015 Transportation Plan as an element of the City's Comprehensive Plan a copy of which is attached hereto and incorporated herein by this reference Ordinance 1395 is hereby amended to remove the March 2015 version of the Transportation Plan and replace it with the June 2015 version as intended.

**Section 2. Final Plan.** A copy of the City of Stanwood June 2015 Transportation Plan approved by the City Council and referenced in the Comprehensive Plan as the Transportation Element shall be sent to Puget Sound Regional Council for final certification. A copy of the final 2015 Transportation Plan shall be on file and shall be made available to the public at the Office of the City Clerk.

**Section 3. Severability.** If any clause, sentence, paragraph, section or part of this Ordinance of Plan adopted herein, or their application to any person or circumstance is held to be invalid or unconstitutional by a court of competent jurisdiction, such order or judgment shall not affect the validity or constitutionality of the remainder of any part of this Ordinance or Plan. To this end, provisions of each clause, sentence, paragraph, section or part of this Ordinance and Plan are declared severable.

**Section 4. Effective Date.** This Ordinance shall take effect from and after five (5) days after its passage and publication as required by law.

ADOPTED by the City Council and APPROVED by the Mayor this 12<sup>th</sup> day of November 2015.

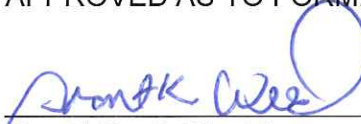
**CITY OF STANWOOD**

  
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Leonard Kelley, Mayor

ATTEST:

By:   
\_\_\_\_\_  
Greg Thrasher, City Clerk

APPROVED AS TO FORM:

  
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Grant Weed, City Attorney

Date of Publication: November 17, 2015

Effective Date: November 23, 2015