

**CITY OF MONROE
ORDINANCE NO. 023/2019(SUB)**

AN ORDINANCE OF THE CITY OF MONROE, WASHINGTON, EXTENDING FOR AN ADDITIONAL SIX MONTH PERIOD INTERIM ZONING REGULATIONS ORIGINALLY ADOPTED UNDER ORDINANCE NO. 014/2019(SUB); AMENDING CHAPTER 22.90 MMC, TEMPORARY ENCAMPMENTS TO UPDATE THE CITY'S PROVISIONS REGULATING TEMPORARY HOMELESS ENCAMPMENTS IN ORDER TO REFLECT CURRENT STATE LAW; ADOPTING FINDINGS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, like many communities, Monroe has recently experienced a dramatic increase in the number of homeless persons residing in and near the City; and

WHEREAS, the City of Monroe regulates temporary homeless encampments through the provisions codified at Chapter 22.90 MMC; and

WHEREAS, the City has recently received inquiries regarding the potential establishment of temporary homeless encampments; and

WHEREAS, the City Council desires to immediately amend Chapter 22.90 MMC, in order to update and clarify the City's existing regulations prior to the submittal of any application for a temporary homeless encampment; and

WHEREAS, on June 11, 2019, the Monroe City Council passed Ordinance No. 014/2019(SUB), which adopted interim zoning regulations pursuant to RCW 36.70A.390, RCW 36.70A.302, and RCW 35A.63.220; and

WHEREAS, Ordinance No. 014/2019(SUB) adopted interim amendments to Chapter 22.90 MMC, Temporary Encampments; updated the City's provisions regulating temporary homeless encampments to reflect current state law; set forth preliminary supportive findings; required a post-adoption public hearing; provided for severability; declared a public emergency; and established an immediate effective date; and

WHEREAS, a City Council public hearing on the extension of the interim regulations, originally adopted under Ordinance No. 014/2019(SUB) was held on November 12, 2019; and

WHEREAS, the interim development regulations extended by Ordinance No. 014/2019(SUB) was to automatically sunset six (6) months from the effective date of that ordinance unless terminated earlier or extended by subsequent Council action; and

WHEREAS, an extension of the interim regulations amending the City's provisions regulating temporary homeless encampments in order to reflect current state law is necessary to establish interim provisions to regulate temporary homeless encampments within the City that are in compliance with state law.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MONROE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Adoption of Findings. The recitals set forth in Ordinance No. 014/2019(SUB), and as also set forth in the recitals above, as well as information contained in Agenda Bill No. 19-225, associated with this Ordinance, are hereby adopted as the City Council's findings in support of the interim development regulations extension provided by this Ordinance.

Section 2. Interim Regulations Extended. The interim development regulations amending Chapter 22.90 MMC, Temporary Encampments, to update the city's provisions regulating temporary homeless encampments in order to reflect current state law, as originally adopted under Ordinance No. 014/2019(SUB) are hereby extended for an additional six month period to commence concurrently with the scheduled expiration of the term of Ordinance No. 014/2019(SUB). The six month effective period of said extension shall begin December 12, 2019.

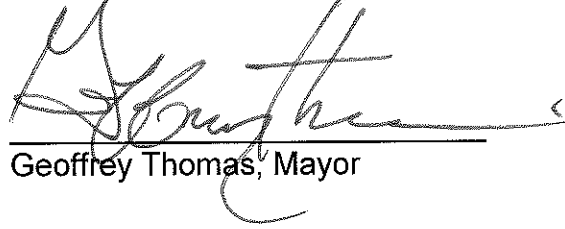
Section 3. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by State or federal law or regulation, such decision or pre-emption shall not affect the validity or enforceability of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 4. Effective Date. This ordinance shall be in full force and effect five (5) days from and after its passage and approval and publication, as required by law; provided, that the six-month extension of the interim zoning established by Ordinance No. 014/2019(SUB) shall commence on December 12, 2019, concurrently with the scheduled expiration of the term of Ordinance No. 014/2019(SUB), and shall sunset automatically six (6) months from December 12, 2019, unless terminated earlier or extended by subsequent council action.

ADOPTED by the City Council and APPROVED by the Mayor of the City of Monroe, at a regular meeting held this 12th day of November, 2019.

First Reading: November 12, 2019
Adoption: November 12, 2019
Published: November 15, 2019
Effective: December 12, 2019

CITY OF MONROE, WASHINGTON:




Geoffrey Thomas, Mayor

(SEAL)

ATTEST:

APPROVED AS TO FORM:


~~Elizabeth M. Adkisson, MMC, City Clerk~~
*Cheri A. Hurst, Authorized Designee
for the City of Monroe*


J. Zachary Lell, City Attorney