

ORDINANCE NO. 1962

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON,
WASHINGTON, AMENDING CERTAIN SECTIONS WITHIN TITLE 1-13 AND
REPEALING CHAPTER 1-6 OF THE DAYTON MUNICIPAL CODE.**

WHEREAS, THE OBJECTIVE OF THE DAYTON PLANNING COMMISSION IS TO PROVIDE GUIDANCE AND DIRECTION FOR DAYTON'S FUTURE GROWTH THROUGH CONTINUED REVIEW, IMPROVEMENT AND IMPLEMENTATION OF THE CITY'S COMPREHENSIVE PLAN AND RELATED LAND USE DOCUMENTS; AND,

WHEREAS, THE CITY OF DAYTON HAS ADOPTED CHAPTER 1-6 - BOARD OF PARK COMMISSIONERS VIA ORD. 1395 (YEAR 1982), BUT THROUGH LIMITED STAFFING AND VOLUNTEERISM, THE BOARD HAS FALLEN OBSOLETE; AND,

WHEREAS, THE CITY PLANNING COMMISSION IS SUPPORTIVE OF ADDITIONAL RESPONSIBILITY REGARDING PARKS AND RECREATION PLANNING; AND,

WHEREAS, THE CITY PLANNING COMMISSION RECOGNIZES THAT THE LEVEL OF VOLUNTEERISM IN THE DAYTON PLANNING COMMISSION MAY BE HEIGHTENED BY ALLOWING RESIDENTS OF ESTABLISHED URBAN GROWTH AREAS TO QUALIFY FOR APPOINTMENT AND SERVICE TO THE PLANNING COMMISSION; AND,

WHEREAS, THE AMENDMENTS AS PROPOSED WILL FURTHER ENABLE THE DAYTON PLANNING COMMISSION TO ACHIEVE THE GOALS AND RESPONSIBILITIES OF THE PLANNING COMMISSION; AND,

WHEREAS, A PUBLIC HEARING REGARDING THESE AMENDMENTS WAS ADVERTISED IN THE PAPER OF RECORD ON JANUARY 16, 2020; AND,

WHEREAS, NOTICE OF THE PUBLIC HEARING WAS MADE VIA THE CITY WEBSITE AND POSTED AT DAYTON CITY HALL; AND,

WHEREAS, THE DAYTON PLANNING COMMISSION HELD THE DULY ADVERTISED PUBLIC HEARING ON JANUARY 28, 2020; AND,

WHEREAS, HAVING RECEIVED NO PUBLIC COMMENT, THE DAYTON PLANNING COMMISSION HAS RECOMMENDED THE DAYTON CITY COUNCIL ADOPT THE REVISIONS AS PRESENTED.

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

SECTION 1

SECTION 1-13.08 IS HEREBY AMENDED TO READ AS FOLLOWS:

1-13.08 Membership.

- A. Qualifications. The selection of city planning commission members shall be made from individuals who have an interest in environmental affairs, planning, land use, urban recreation, and/or residential and commercial development as evidenced by training, experience or actions. Residency inside the established City Limits or the established City Urban Growth Area is required. An intent of the selection process shall be to evenly represent the areas of interest as stated above.
- B. Ex officio. The Dayton Planning Commission may include ex officio membership by virtue of office held in any municipality. Not more than one-third of the commissioners may be an ex officio member. The term of office for an ex officio member shall correspond to the respective tenure of the member.
- C. Number of members/terms. The city planning commission shall consist of at least five appointed members, not to exceed seven members, each of whom shall be appointed for a term of four years. Original terms shall be: one member for a term of one year, two members for terms of two years, two members for terms of three years, and one for a term of four years. Subsequent terms shall be for four years. Terms shall expire the first day of March of each year.
- D. Appointment. Members of the city planning commission shall be appointed by the mayor, subject to confirmation by the city council. Commissioners shall be selected without respect to political affiliations and shall serve without compensation.
- E. Removal. Members of the commission may be removed by the mayor, with the concurrence of the city council, for neglect of duty, conflict of interest, misfeasance or malfeasance in office, or other just cause, or for unexcused absence from more than three consecutive regular meetings. Workshops shall be excluded from the definitions of meetings, for the purpose of this section. The decision of the city council shall be final and there shall be no appeal therefrom. Members finding themselves unable to attend regular meetings are expected to tender their

resignations. The commission may recommend to the mayor removal of an appointed member upon the above said grounds.

- F. Vacancies. Vacancies occurring other than through the expiration of terms shall be filled for the unexpired term in the same manner as appointments above.

SECTION 2

SECTION 1-13.20 IS HEREBY AMENDED TO READ AS FOLLOWS:

1-13.20 Duties and responsibilities.

The city planning commission shall be an advisory body responsible for providing guidance and direction for Dayton's future growth and shall act as a research and fact-finding agency of the city in the areas of land use. The planning commission shall:

- A. Review the comprehensive plan for the city and make recommendations concerning it to the city council;
- B. Review land use management ordinances and regulations of the city and make recommendations regarding them to the city council;
- C. Review potential annexations to the city, as requested by the city council, and make recommendations concerning them;
- D. Review and make recommendations to the city council concerning the city's capital improvements program, Six-Year Transportation Needs Plan and other planning studies and analyses, as they relate to land use or the comprehensive plan;
- E. Have jurisdiction to review any decision of the city planner relating to any provision of the Dayton Zoning Code. Appeals from the city planning commission decision to the city council shall be as set forth in the Dayton Zoning Ordinance;
- F. Utilize the Cooperative Parks Master Plan and the Blue Mountain Regional Trails Plan and other recreation plans for the area to aid in planning efforts regarding the management, supervision, and control of existing parks and recreational facilities and programs as well the development of new facilities and programs;
- G. Hold public hearings in the exercise of its duties and responsibilities;

H. Be encouraged to maintain liaison with the county and other area planning agencies.

The city planning commission shall have such other duties and powers as heretofore have been or hereafter may be conferred upon the commission by state law, city ordinances or as directed by council resolution, the performance of such duties and exercise of such authority to be subject to the limitations expressed in such legislative enactments.

SECTION 3

SECTION 1-13.24 IS HEREBY AMENDED TO READ AS FOLLOWS:

1-13.24 Staff support.

Administrative and secretarial staff support shall be provided by the city planner or other city employee as needed.

SECTION 4

CHAPTER 1-6. - BOARD OF PARK COMMISSIONERS IS HEREBY REPEALED.

Chapter 1-6 of the Dayton Municipal Code is hereby repealed in its entirety.

SECTION 5

Severability. If any section, subsection, paragraph, sentence, clause or phrase of this Ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the other remaining parts which shall remain in full force and effect.

SECTION 6

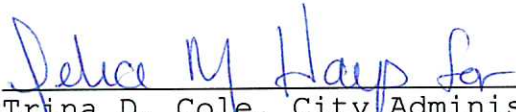
Effective Date. A summary thereof of this Ordinance consisting of its title shall be published in the official newspaper of the City and shall take effect and be in full force five (5) days after the date of publication.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF DAYTON, WASHINGTON, AT A REGULAR MEETING THIS 18 DAY OF February, 2020.

APPROVED:


Zac Weatherford, Mayor

ATTEST:


Trina D. Cole, City Administrator

APPROVED AS TO FORM:


Quinn Plant, City Attorney

**ORDINANCE SUMMARY BY TITLE ONLY FOR PUBLICATION PURPOSES
ORDINANCE NO. 1962**

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WASHINGTON, AMENDING CERTAIN SECTIONS WITHIN TITLE 1-13 AND
REPEALING CHAPTER 1-6 IN ITS ENTIRETY OF THE DAYTON MUNICIPAL
CODE.**

The full text of the Ordinance No. 1962 adopted the 18th day of February, 2020, is available for examination at the Dayton City Hall, 111 South 1st Street, Dayton, WA during normal business hours, 7:00 a.m. to 4:00 p.m., Monday - Thursday.

SECTION 1 - SECTION 3: AMENDMENTS TO CHAPTER 1-13.

SECTION 4 - REPEAL OF CHAPTER 1-6.

SECTION 5 - SEVERABILITY.

SECTION 6 - EFFECTIVE DATE.

By: /s/ Zac Weatherford, Mayor

Attest: /s/ Trina Cole, City Administrator

Approved as to from: /s/ Quinn Plant, City Attorney

Published: 02/27/2020
The Dayton Chronicle