

## **AGENDA**

**WEST RICHLAND CITY COUNCIL  
Special Meeting  
Tuesday, March 26, 2019  
5:30 P.M.  
City Council Chambers  
3100 Belmont Blvd.  
West Richland, WA**

- 1. Meeting Called to Order**
  
- 2. Roll Call**
  
- 3. ORDINANCES, RESOLUTIONS, MOTIONS AND PUBLIC HEARINGS**
  - a. Public Hearing – ORD – Retaining a Moratorium On Wireless Communication Facilities and Television Transmission Facilities
  - b. ORD - Retaiting a Moratorium On Wireless Communication Facilities and Television Transmission Facilities
  
- 4. Adjournment**

## WEST RICHLAND AGENDA ACTION ITEMS

AGENDA ITEM:	3a&b	TYPE OF ACTION			
<b>MEETING DATE:</b>	March 26, 2019	<i>Execute Contract</i>		<i>Consent Agenda</i>	
<b>SUBJECT:</b>	Ordinance retaining a moratorium on wireless communication facilities and transmission facilities in all zoning districts within the city	<i>Pass Resolution</i>		<i>Public Hearing</i>	
		<i>Pass Ordinance</i>	X	<i>1st Discussion</i>	X
<b>STRATEGIC FOCUS AREA</b>	<b>SFA 1, Goal 4</b> – Create development policy codes appropriate to achieve city vision relative to commercial and residential development in all zoning districts within the city	<i>Pass Motion</i>		<i>2nd Discussion</i>	
<b>Prepared by:</b>	Aaron Lambert <i>A</i>			<i>Other</i>	
<b>Reviewed by:</b>	Bronson Brown				

**BACKGROUND INFORMATION:** The zoning code currently addresses wireless communication facilities and transmission facilities within the definitions of “Utility facilities, major” and “Utility facilities, minor” (WRMC 17.09.220). With the change of technology over the years the city is now faced with the proposition of big wireless communication facilities being located within all zoning districts of the city. This issue was not what was intended when the zoning code was passed.

On February 12th, 2019 the City Council approved a resolution declaring a six-month moratorium for the application and construction of any wireless communication and transmission facilities within the City of West Richland.

**SUMMARY:** The proposed ordinance retains a six-month moratorium prohibiting the application and construction of any wireless communication and transmission facilities within the City of West Richland. By declaring a moratorium the city places on hold allowing the permitting and application for new wireless communication and transmission facilities until appropriate zoning and land use regulations can be developed and adopted. Furthermore, it focuses city staff to do regulatory review of wireless communication and transmission facilities and determine what changes should be made to the zoning code.

The length of the moratoria can be less than the six months proposed should the work needed be completed earlier. Upon adoption of this ordinance, city staff will begin regulatory review to start working on the development of zoning and land used regulations to determine the appropriate locations in the city for such wireless communication facilities.

**RECOMMENDATION:** Approve the ordinance.

**FISCAL IMPACT (Indicate amount, fund, and impact on budget):** Small costs of staff time developing regulations and costs for the public hearing publication.

**MOTION:** I move to approve Ordinance \_\_-19 retaining a moratorium on wireless communication facilities and transmission facilities in all zoning districts within the City of West Richland.

**CITY OF WEST RICHLAND  
ORDINANCE NO. \_\_\_\_\_-19**

**AN ORDINANCE OF THE CITY OF WEST RICHLAND, WASHINGTON,  
ADOPTING FINDINGS IN SUPPORT OF RETENTION OF THE  
MORATORIUM ON WIRELESS COMMUNICATION AND TRANSMISSION  
FACILITIES IN ALL ZONING DISTRICTS WITHIN THE CITY**

**WHEREAS**, the City Council by resolution on February 12th, 2019 adopted a six- month moratorium on wireless communication facilities and transmission facilities in all zoning districts within the City; and

**WHEREAS**, the City Council has determined that it is in the best interest of the City that a moratorium be retained to provide the City an opportunity to study appropriate zoning regulations for such wireless communication and transmission facilities;

**NOW THEREFORE, THE CITY COUNCIL FOR THE CITY OF WEST RICHLAND, WASHINGTON**, do hereby find as follows:

**Section 1.** The City of West Richland makes the following findings:

- A. In recent years there has been an increase in the development of wireless communication facilities.
- B. City staff has recently noticed that the definitions under the zoning code for utility facilities related to wireless communication facilities needs to be reviewed and amended as it currently may not meet the needs of the City and its Citizens.
- C. A public hearing was held on March 26th, 2019 as required by RCW 36.70A.390 and received a report from staff on the zoning of communication and transmission facilities.
- D. The City Council finds that zoning of these wireless transmission and communication facilities, should be reviewed by staff and determine appropriate locations for said facilities.
- E. The City must ensure that locations for wireless transmission facilities are appropriate, and that any potential secondary impacts arising from the location of these facilities are minimized and mitigated. These secondary impacts include, but are not limited to, location of these facilities in residential neighborhoods and safety risks this would impose on citizens.
- F. The Public Works department has expressed concerns that these facilities may present some harm to neighborhoods and citizen's safety and expressed need for development of regulations that will minimize these expected impacts.

**Section 2.** The moratorium established by Resolution 7-19 is retained prohibiting the approval of any permit and or application for wireless communication and transmission facilities within all zoning districts within the City of West Richland.

**Section 3.** The moratorium imposed by Resolution 7-19 shall continue in effect for an initial term of six months from the date of adoption, February 12th, 2019, subject to its repeal, extension or modification by the West Richland City Council and as required by RCW

36.70A.390. The moratorium shall automatically expire upon the effective date of zoning regulations adopted by the City Council to address wireless communication and transmission facilities within the City of West Richland

**Section 4.** This ordinance shall become effective five (5) days after its passage and publication as required by law, whichever is later.

**PASSED BY THE CITY COUNCIL OF THE CITY OF WEST RICHLAND,  
WASHINGTON,** this 26<sup>th</sup> day of March, 2019.

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Brent Gerry, Mayor

ATTEST:

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Julie Richardson, City Clerk

APPROVED AS TO FORM:

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Bronson Brown, City Attorney