

Thomp.mot

Introduced by: AUDREY GRUGER

Proposed No.: 93-457

MOTION NO. 9033

A MOTION relating to scheduling reconsideration of the King County Council's denial of the application for an unclassified use permit of Robert Thompson, designated Building and Land Development Division File No. L90UU003.

WHEREAS, the King County council adopted Ordinance No. 10580 on October 5, 1992, denying the application of Robert Thompson for an unclassified use permit to operate a gravel pit in unincorporated King County, on Cherry Valley Road northeast of Duvall, Washington, and

WHEREAS, Robert Thompson filed an action in King County Superior Court challenging the council's denial of his unclassified use permit application, and

WHEREAS, plaintiff Robert Thompson has offered to dismiss his lawsuit challenging the council's denial of his unclassified use permit application, if the King County council will reconsider its prior denial of this application and remand this matter to the zoning and subdivision examiner to allow Mr. Thompson the opportunity to prepare a noise study that adequately demonstrates the proposed gravel pit can operate within applicable noise limitations, and

WHEREAS, the criteria for reconsideration set forth in King County Code 20.24.250 are met and the county council desires to review for possible reconsideration Ordinance 10580;

NOW, THEREFORE, BE IT MOVED by the Council of King County:

A. Ordinance No. 10580, concurring in the recommendation of the zoning and subdivision examiner to deny the application of Robert Thompson for an unclassified use permit, designated Building and Land Development File No. L90UU003, will be discussed by the county council for possible reconsideration and remand to the zoning and subdivision examiner to allow the applicant the opportunity to prepare a noise study that adequately demonstrates the proposed gravel pit can operate

1 within applicable noise limitations, at a land use appeals
2 meeting at 2:00 P.M. on June 21, 1993.

3 B. The zoning and subdivision examiner is hereby directed
4 to immediately notify all parties of record of the scheduled
5 action.

6 PASSED this 7th day of June, 1993

7 KING COUNTY COUNCIL
8 KING COUNTY, WASHINGTON

9 *Cynthia Sullivan*
10 VICE Chair

11 ATTEST:

12 *Gerald A. Peters*
13 Clerk of the Council

14 Attachments: None