

# CITY OF BURIEN, WASHINGTON

## ORDINANCE NO. 555

---

### AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, APPROVING THE SUBDIVISION AND FINAL PLAT KNOWN AS CHESTNUT HILLS.

---

WHEREAS, on December 23, 2005, application was made to the City of Burien for the preliminary approval of a subdivision known as Chestnut Hills; and

WHEREAS, on October 16, 2006, the City Council adopted Resolution 250, which concurred with the Findings, Conclusions, and Recommendation of the City's Hearing Examiner and preliminarily approved the Chestnut Hills Subdivision, No. PLA 05-2076, subject to a number of terms and conditions; and

WHEREAS, pursuant to Ch. 58.17 RCW and Ch. 17.45 BMC, the City's Department of Community Development has reviewed the final plat of Chestnut Hills Subdivision and determined it to comply with all terms and conditions of preliminary plat approval and all applicable zoning and subdivision code requirements.

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

Section 1:     Findings. The City Council makes the following findings:

A.     The Findings, Conclusions, and Recommendation of the City's Hearing Examiner attached hereto as Exhibit A are hereby adopted and incorporated herein by this reference.

B.     The Final Plat for the Chestnut Hills Subdivision complies with all terms and conditions of preliminary plat approval and all applicable zoning and subdivision code requirements.

Section 2:     Approval. The City Council hereby approves the Chestnut Hills Subdivision and Final Plat, No. PLA 05-2076, subject to all terms and conditions set forth in the attached Exhibit A.

Section 3:     Severability. Should any section, subsection, 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 of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 4: Savings. The enactments of this ordinance shall not affect any case, proceeding, appeal or other matter currently pending in any court or in any way modify any right or liability, civil or criminal, which may be in existence on the effective date of this ordinance.

Section 5: Effective Date. This ordinance 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.

**ADOPTED** BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 15<sup>TH</sup> DAY OF AUGUST, 2011, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS 15<sup>TH</sup> DAY OF AUGUST, 2011.

CITY OF BURIEN, WASHINGTON  
/s/ Brian Bennett, Acting Mayor

ATTEST/AUTHENTICATED:  
/s/ Monica Lusk, City Clerk

Approved as to form:  
/s/ Craig D. Knutson, City Attorney

Filed with the City Clerk: August 15, 2011  
Passed by the City Council: August 15, 2011  
Ordinance No. 555  
Date of Publication: August 18, 2011