

ORDINANCE NO. 3361

**AN ORDINANCE OF THE CITY OF LONGVIEW, WASHINGTON
ENDING THE MORATORIUM UPON THE ACCEPTANCE OF
APPLICATIONS FOR EMERGENCY SHELTERS UNDER LMC 19.09.223**

WHEREAS, on October 22, 2015 the City Council adopted Ordinance No. 3302 adopting a six-month moratorium on the acceptance of applications for emergency shelters. During the six-month period a sub-committee of the Council met to draft a proposal to address the siting of emergency shelters; and

WHEREAS, additional time was necessary for staff to conduct a survey of other jurisdictions relating to emergency shelter land uses, conduct an evaluation of the effectiveness of such responses and how they have attempted to deal with the issues listed above, conduct an evaluation of the current and potential impacts of emergency and low barrier shelters in the City, conduct an evaluation of the potential impact of such uses in the City, provide the Planning Commission with a recommendation, forward the Planning Commission's recommendation along with the staff's recommendation to the City Council; and

WHEREAS, the City Council appointed an *ad hoc* committee to develop recommendations regarding the regulation of emergency shelters. That committee met eighteen times and developed recommended zoning code amendments; and

WHEREAS, on August 2, 2017 the Longview Planning Commission considered and held a public hearing on the *ad hoc* committee's proposed zoning code amendments and then voted to recommend approval of the proposed amendments; and

WHEREAS, on August 31, 2017 the City Council considered and held a public hearing on the proposed ordinance, as developed by the *ad hoc* committee and Planning Commission; and

WHEREAS, on September 28, 2017 the City Council adopted Ordinance 3358, addressing the siting of emergency shelters, thereby removing the need for the moratorium to remain in place, once said ordinance became effective.

NOW THEREFORE, The City Council of the City of Longview do ordain as follows:

Section 1. Moratorium Ended. The Longview City Council hereby ends the existing moratorium upon the submission, acceptance, processing or

approval of permit applications or licenses by or any establishments permitted under LMC Chapter 19.09.223.

Section 2. Severability. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance and the same shall remain in full force and effect. The City of Longview hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 3. That the City of Longview City Clerk is hereby ordered and directed to cause this Ordinance to be published.

Section 4. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 5. This ordinance shall go into effect on the same date as Ordinance 3358 in order that the moratorium terminates at the same time as the new emergency shelter regulations become effective.

Passed by the City Council this ____ day of _____, 2017.

Approved by the Mayor this ____ day of _____, 2017.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

James McNamara
City Attorney

Published: _____

