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**ORDINANCE NO. 3445**

**AN ORDINANCE ADOPTING THE CAPITAL FACILITIES PLAN FOR THE CITY OF LYNNWOOD FOR THE PERIOD 2024 THROUGH 2029; AND PROVIDING FOR AN EFFECTIVE DATE, SEVERABILITY, AND SUMMARY PUBLICATION.**

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WHEREAS, the City of Lynnwood has adopted a Comprehensive Plan and has amended it in accordance with the requirements of Chapter 36.70A RCW (The Growth Management Act); and

WHEREAS, the Growth Management Act requires a Capital Facilities plan as mandatory element of the City’s Comprehensive Plan; and

WHEREAS, the Growth Management Act (RCW 36.70A.130) allows the City to amend the Capital Facilities Element of the Comprehensive Plan concurrently with the adoption of the budget; and

WHEREAS, the Capital Facility Plan provides the six-year capital facility program for the Capital Facilities and Utilities Element of the City’s Comprehensive plan;

WHEREAS, the City Council held a public hearing on June 26, 2023 on the Capital Facilities Plan provided for in this ordinance and determined that the Capital Facilities Plan in conjunction with the Capital Facilities and Utilities Elements are consistent with RCW 36.70A.070(3) and the Comprehensive Plan and are desirable and are in the public interest and welfare; and

WHEREAS, the City Council adopted Resolution 2003-16 establishing a Capital Project Authorization Process that identifies the approving ordinance (of the Capital Facilities Plan) as a plan of action wherein no final approval to proceed with specific projects is made; Projects defined in the 2024–2029 Capital Facilities Plan requires specific authorization and appropriation by the Council in a subsequent Budget approval, and

THE COUNCIL OF THE CITY OF LYNNWOOD, WASHINGTON, DO ORDAIN AS FOLLOWS:

**SECTION 1: Capital Facilities Plan.** That portion of the Comprehensive Plan entitled The Six-Year Capital Facilities Plan (2023-2028): is hereby amended and replaced by “The Six-Year

40 Capital Facilities Plan (2024-2029)", which document is incorporated and adopted herein by  
41 reference. All projects in the Plan are approved for general "internal" planning purposes only,  
42 and specific authorization and appropriation by the Council of a capital project shall be by  
43 ordinance and shall be required for each capital project of the city.

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45 **SECTION 2: Severability.** If any section, subsection, sentence, clause, phrase or word of this  
46 Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction,  
47 such invalidity or unconstitutionality thereof, shall not affect the validity or constitutionality  
48 of any other section, subsection, sentence, clause, phrase or word of this Ordinance.

49  
50 **SECTION 3: Effective Date and Summary Publication.** This Ordinance shall take effect and be  
51 in full force five (5) days after its passage, approval, and publication of an approved summary  
52 thereof consisting of the title.

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54 PASSED BY THE CITY COUNCIL, the 10<sup>th</sup> day of July 2023.

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57 APPROVED:

58  
59 DocuSigned by:  
60 *Christine Frizzell* 7/11/2023  
61 5E0020D425DB4B8...  
62 Christine Frizzell, Mayor

63  
64 ATTEST/AUTHENTICATED:

65 APPROVED AS TO FORM:

66 DocuSigned by:  
67 *Luke Lonie*  
68 9859FC9ACFCA4CF...  
69 Luke Lonie, City Clerk

70 DocuSigned by:  
71 *Hilary Evans*  
72 B24B17B19AB4484...  
73 Hilary Evans FOR: Lisa Marshall, City Attorney

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