

CITY OF LYNNWOOD

AN ORDINANCE AMENDING CHAPTER 20.16 OF THE LYNNWOOD MUNICIPAL CODE BY REPEALLING PORTIONS THEREOF AND BY ADDING NEW SECTIONS CONCERNING LANDSCAPING, SITESCREENING, AND SIGHT OBSTRUCTION ALONG PUBLIC STREETS.

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

Section 1. That portion of Section 20.16.080(b) of the Lynnwood Municipal Code which reads as follows, to-wit:

All planting areas that fulfill city code requirements shall be covered by a performance bond with value equal to 20 cents per square foot of planting area, to be released after one full growing season if plants are in a healthy growing condition.

should be and the same is hereby repealed, and the following is inserted in its place:

All planting areas that fulfill city code requirements shall be covered by a performance bond, to be released after one full growing season if plants are in a healthy growing condition. The value of the bond shall be based on the estimated actual cost of the landscaping, but not less than an amount equal to 30 cents per square foot of planting area; provided however that the minimum amount of the bond may be reduced from 30 cents per square foot to 20 cents per square foot if a grading permit or building permit application is accompanied by a plan for selective conservation of existing trees as part of the required landscaping. The minimum requirements of such a conservation plan shall include:

- (1) Outlines of proposed buildings, parking areas, and other use areas.
- (2) The location, species, and diameter of all evergreen trees more than 10 inches in diameter between 4 and 5 feet above ground, and an indication of which are to be saved; or a demarcation on the plan of those parts of the tract which are to remain ungraded and un-cleared, or selectively thinned.
- (3) Statements of the manner in which the trees which are to be saved will be protected from damage during construction.

The proposed conservation plan shall be submitted to the Planning Department and if the plan is approved, the bond required shall be so reduced. The performance covered by the bond shall, in addition to the installation of plants as indicated on the approved landscaping plan, include the preservation of existing vegetation in accordance with the approved plan.

Section 2. Section 20.16.090 is hereby amended to read as follows:

20.16.090 General sitescreen requirements for side yard and rear yard.
In order to reduce the incompatible characteristics of abutting properties with different land use classifications, the minimum landscaping standards of

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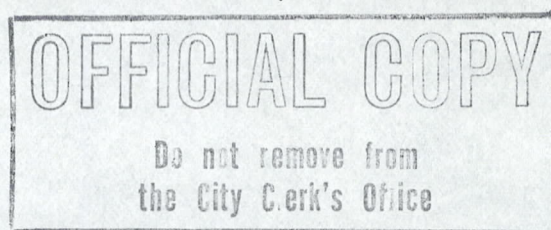
Section 20.16.000 shall apply to planting strips on the side and rear property lines (except for portions affected by building setbacks from streets) according to the following schedule:

- (a) RML adjacent to RS: Type IV Planting Strip, 5 feet in width.
- (b) RMHR adjacent to RMH and RMM: Type IV Planting Strip, 5 feet in width.
- (c) RMHR adjacent to RML: Type IV Planting Strip, 10 feet in width.
- (d) RMM, RMH and RMHR adjacent to RS: Type IV Planting Strip, 10 feet in width.
- (e) Business, commercial and shopping center districts adjacent to RM and P-1: Type IV Planting Strip, 10 feet in width with a 4 foot sight obstructing fence in the center.
- (f) Business, commercial, shopping center and industrial districts adjacent to RS: Type V Planting Strip, 20 feet in width with a 6 foot fence along the non-residential side of the planting strip.
- (g) Industrial adjacent to business, commercial, shopping center, and public and semi-public districts: Type III or Type IV Planting Strip 10 feet in width, with a 6 foot fence in the center or on the industrial side of the planting strip.
- (h) Industrial adjacent to RM: Type V planting strip, 20 feet in width, with a 6 foot fence in the center or on the industrial side of the planting strip.
- (i) Mobile home parks shall apply in the same manner as RMM.
- (j) RM adjacent to business, commercial and industrial: Type IV planting strip, 10 foot in width.

Section 3. Chapter 20.16 is hereby amended by adding two new sections, to read as follows:

20.16.100 Sight Screening Standards for Outdoor Displays and Outdoor Storage Areas. Any outdoor displays or outdoor storage which are permitted in business, commercial or shopping center districts, and which are not affected by the standards of Section 20.16.090 shall be enclosed within a sight obscuring fence of sufficient height to effectively screen the outdoor display or storage from view, and not less than six feet high in any case, set back five feet from the property line. The outer five feet shall be landscaped in accordance with Section 20.16.080 (a), Type III. Provided however that these requirements shall not apply within the front or side yard along public streets, where any areas used for outdoor displays (other than the display of trees, shrubs and plants for sale) shall be improved and maintained, including landscaping, as required by this title for off-street parking areas, but shall be segregated from the required customer parking so that there is always sufficient customer parking to meet the minimum parking requirements of this code.

20.16.110 Sight Obstruction by Signs Along Public Streets. The legal setback line for signs along public streets shall be the same as the legal setback line for buildings, except that in nonresidential districts the legal setback line shall be two feet from the property line for pole signs, and 10 feet from the property line for directory structures which are less than six feet in height and are not self-illuminated. The provisions of this section do not apply to signs which are specifically permitted elsewhere in this title, or to signs attached to a building located behind the legal setback line, or to temporary signs. For the purpose of this section, all definitions are those of the adopted sign code.



Section 4. Should any section, clause or provision of this ordinance be declared by the courts to be invalid, the same shall not affect the validity of the ordinance as a whole or any part thereof other than the part so declared to be invalid.

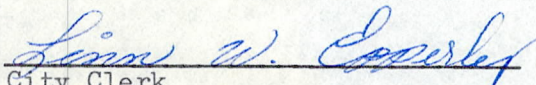
Section 5. That all other ordinances or portions thereof inconsistent herewith are hereby repealed, provided that such ordinances are repealed only to the extent of such inconsistency.

Section 6. This ordinance shall take effect and be in force five days (5 days) after its passage, approval and publication.

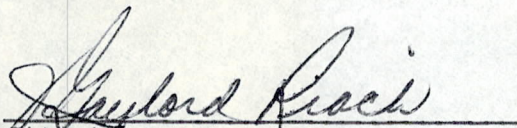
PASSED this 24th day of February, 1969 and signed in authentication of its passage this 24th day of February, 1969.

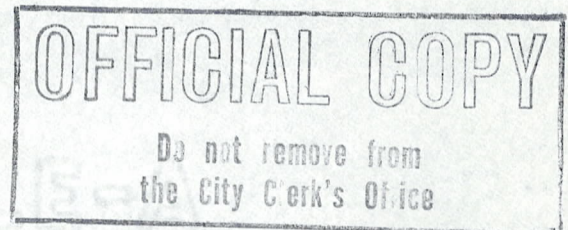

MERYJ HRDLICKA, MAYOR

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney



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