

**CITY OF BUCKLEY, WASHINGTON**

**ORDINANCE NO. 30-16**

**AN ORDINANCE OF THE CITY OF BUCKLEY, PIERCE COUNTY, WASHINGTON, AMENDING BUCKLEY MUNICIPAL CODE CHAPTER 13.35.300 REGARDING RIGHT-OF-WAY USE PERMIT APPEALS.**

**WHEREAS**, appeals of administrative interpretations and administrative decisions made regarding right-of-way use provisions of BMC 13.35 currently go to the City Board of Adjustment (BOA) pursuant to BMC 13.35.300; and

**WHEREAS**, in February, 2016 the City officially dissolved the City Board of Adjustment and transferred the duties and responsibilities of the BOA to the City Hearing Examiner; and

**WHEREAS**, in order to correct the reference to the Board of Adjustment in BMC 13.35.300 the City Council desires to replace the BOA reference with the City Hearing Examiner;

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

**Section 1.** Chapter 13.35.300 of the Buckley Municipal Code entitled “Appeals” is hereby amended to read as follows:

13.35.300 Appeals.

Administrative interpretations and administrative decisions made pursuant to this chapter may be appealed, by applicants or parties of record, to the City Hearing Examiner subject to the provisions of BMC 20.01.260.

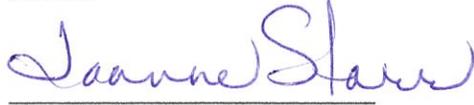
**Section 2.** Severability. If any portion of this ordinance is found or rendered invalid or ineffective, all remaining provisions shall remain in full force and effect.

**Section 3.** This Ordinance shall be in full force and effect five days from and after its passage, approval and publication as provided by law.

Passed by the City Council on the 13<sup>th</sup> day of December, 2016.

  
Mayor Pat Johnson

**Attest:**

  
Joanne Starr, City Clerk

**APPROVED AS TO FORM:**

  
Phil Olbrechts, City Attorney

PUBLISHED: December 21, 2016  
EFFECTIVE: December 26, 2016