

CITY OF LAKEWOOD



PROCLAMATION

WHEREAS, on March 11, 2020, Washington State Governor Inslee declared a state of emergency due to the COVID 19 virus and global pandemic; and

WHEREAS, on March 16, 2020, the City declared a state of emergency due to the COVID 19 virus and global pandemic, pursuant to chapter 8.80 LMC and among other things, activated the City's Emergency Management Plan; and

WHEREAS, the City Manager is authorized to make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by emergencies, and such rules and regulations must be confirmed at the earliest practical time by the City Council pursuant to LMC 8.80.060B; and

WHEREAS, the City has established a Hearing Examiner system under the provisions of Chapter 35A.63 RCW to hear and decide applications for land uses and other matters as specifically assigned by ordinance; and

WHEREAS, the City has established time periods by which certain land use matters must be heard and decided by the Hearing Examiner in Title 18A; and

WHEREAS, public gatherings have been prohibited by the Governor originally until May 4, 2020 and more recently extended, depending on the activity and available data, through at least May 30 and possibly longer; and

WHEREAS, public participation is required by law and encouraged by the City in the land use matters heard by the Hearing Examiner, but public gatherings may unnecessarily expose participants to the virus; and

WHEREAS, land use applicants and members of the public appreciate and benefit from predictability in processing and reviewing land use applications; and

WHEREAS, the Governor's orders permit public meetings, including legislative meetings, to proceed by remote access and participation to attend to matters that are both "necessary" and "routine," but those orders may not apply to the Hearing Examiner's administrative hearings on site-specific land use proposal because they may not qualify as "necessary" or "routine" and may be continued with limited harm relative to the risk posed by public gatherings; and

WHEREAS, as of the date of this proclamation, the following land use applications have been deemed complete and are currently pending before the Hearing Examiner:

LU-20-00014 Tacoma Golf and Country Club Plat Alteration
LU-20-00017 Thomas Middle School Land Use Modification
LU-19-00263 Pierce College Land Use Modification

WHEREAS, additional land use applications are currently in the land use application review stage, and will require review by the Hearing Examiner; and

WHEREAS, the City of Lakewood continues to accept new land use permit applications that may require review by the Hearing Examiner.

NOW THEREFORE, I, John J. Caulfield, City Manager of the City of Lakewood, as a result of the above-noted situation and pursuant to the provisions set forth in Chapter 8.08 of the Lakewood Municipal Code, do hereby proclaim as follows:

Section 1: Pursuant to Lakewood Municipal Code 8.80.060(B), and because it is necessary to address the emergency and to protect the health, safety and welfare of the public, I am issuing the following rules which temporarily suspend the time period by which the Hearing Examiner must hold public hearings:

LMC 18A.20.050 Complete permit applications, notice and time periods.

Section 2: I direct the Community and Economic Development Director to not schedule all of the above-referenced hearings, or pending hearings for applications currently in the review process, before the Hearing Examiner until July 6, 2020.

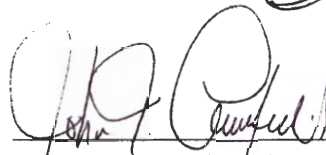
Section 3: To the extent practical, a copy of this Proclamation shall be made available to all media outlets within Pierce County and to the general public. In order to give the widest dissemination of this Proclamation to the public, as many other practical means available shall be used, including but not limited to posting on public facilities, and posting on the City's website, <www.cityoflakewood.us>. This Proclamation shall also be sent to affected land use applicants and parties of record, if any.

Section 4: This Proclamation shall, within forty eight (48) hours, or as soon as practical, be filed with the City Clerk for presentation to the City Council, for ratification and confirmation, or modification or rejection, and if rejected, this Proclamation shall be void. If the City Council rejects this Proclamation, such rejection shall not affect the City's responsibility for actions undertaken prior to such rejection.

This Proclamation is in addition to the proclamation of emergency issued March 16, 2020 and does not replace it. This specific proclamation is for the exclusive purpose of addressing issues presented by this emergency to the Hearing Examiner and permitting processes. This specific proclamation shall be terminated by issuance of another proclamation when it is determined that extraordinary measures are no longer required for the protection of the public peace, safety and welfare. This is satisfied by termination of either this specific proclamation or

the proclamation of emergency issued March 16, 2020. Before termination of this Proclamation, there will be consultation with Department Directors and health officials to determine whether there are any fiscal, public safety response or disaster recovery imperatives that require the continuation of emergency measures.

DONE at Lakewood, Washington this ^{3th} day of May, 2020 at ^{3:20} ~~2:20~~ p.m.

A handwritten signature in black ink, appearing to read "John J. Caulfield". The signature is written in a cursive style with large, looped letters.

John J. Caulfield, City Manager