

ORDINANCE NO. 1530

**AN ORDINANCE OF THE CITY OF RUSTON,
WASHINGTON, REGARDING REGULATING
TEMPORARY ENCAMPMENTS, AMENDING SECTION
25.01.020 OF THE RUSTON MUNICIPAL CODE TO ADD
DEFINITIONS FOR “DIRECTOR”, “TEMPORARY
ENCAMPMENT” AND “TEMPORARY ENCLOSURES”
FOR PURPOSES OF CONSISTENCY WITH NEW
CHAPTER 25.11 OF THE RUSTON MUNICIPAL CODE;
AND ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, the City Council under Ordinance No. 1529 has adopted regulations regarding temporary encampments; and

WHEREAS, some new definitions need to be added to the “Definitions” section of the Ruston Zoning Code in order to implement new Chapter 25.11 RMC adopted under Ordinance No. 1529; and

WHEREAS, the City’s SEPA Responsible Official issued a Determination of Non-Significance (DNS) on April 24, 2020 with a comment deadline of May 8, 2020; and

WHEREAS, in accordance with RCW 36.70A.106, this amending ordinance has been sent to the State Department of Commerce with a request for expedited review on April 29, 2020; and

WHEREAS, the request for expedited review was granted and the required time has passed to allow adoption by the City Council on the date of adoption; and

WHEREAS, on May 5, 2020, this Ordinance was provided to the City Council and the public as it was printed in the Council’s agenda materials; and

WHEREAS, on May 19, 2020, the Ruston City Council held a duly noticed public hearing on these proposed regulations which would modify the City’s zoning code; and

WHEREAS, the public hearing date was also the date of the City Council’s official first reading of this Ordinance; and

WHEREAS, on June 2, 2020, the City Council held second reading of this Ordinance; and

WHEREAS, after due consideration, the City adopted this Ordinance during its regular meeting at second reading; and

WHEREAS, the City Council has determined that the adoption of this Ordinance is necessary at this time due to the effective date of the new State Legislation; and

WHEREAS, the City Council deems that amending the City's codes is part of the routine work of governing a city; **NOW, THEREFORE**

THE CITY COUNCIL OF THE CITY OF RUSTON HEREBY ORDAINS AS FOLLOWS:

Section 1. Findings. The City Council of the City of Ruston hereby enters the following legislative findings:

A. The adoption of this Ordinance is deemed necessary at this time due to the effective date of the new State Legislation; and

B. Amending the City's codes, including updating land use codes, is part of the routine work of governing a city.

Section 2. Two new definitions are hereby added to RMC 25.01.020 to read as follows:

"Director" means the City of Ruston Planning and Community Development Director or designee.

"Temporary Encampment" means a transient or interim gathering or community comprised of Temporary Enclosures, which may include common areas designed to provide food, living, and sanitary services to occupants of the encampment; provided, that this definition shall not include recreational encampments of less than 10 days in duration.

"Temporary Enclosures" means tents and other forms of portable shelter that are not permanently attached to the ground, are intended to be erected and dismantled, and are intended for temporary outdoor occupancy. "Temporary Enclosures" shall provide protection from the elements, shall be comprised of flame-resistant material or treated with flame retardant in an approved manner, shall be elevated above and shall not allow direct contact with the bare ground, shall allow for means of unobstructed ingress and egress, shall protect against the entry of rodents and insects, and shall contain at least one window to allow for ventilation.

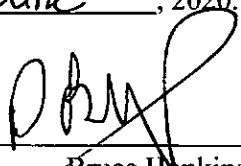
Section 3. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 4. Publication. This Ordinance shall be published by an approved summary consisting of the title.

Section 5. Effective Date. This Ordinance shall be effective five days after publication as provided by law.

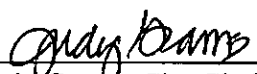
ADOPTED by the City Council of the City of Ruston and attested by the City Clerk in authentication of such passage on this 2nd day of June, 2020.

APPROVED by the Mayor this 2nd day of June, 2020.



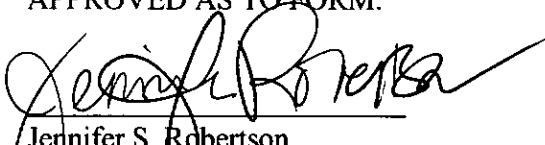
Bruce Hopkins, Mayor

ATTEST/AUTHENTICATED:



Judy Grams, City Clerk

APPROVED AS TO FORM:



Jennifer S. Robertson
City Attorney's Office

FILED WITH THE CITY CLERK: _____

PASSED BY THE CITY COUNCIL: _____

PUBLISHED: _____

EFFECTIVE DATE: _____

ORDINANCE NO: 1530