

**CITY OF LIBERTY LAKE  
SPOKANE COUNTY, WASHINGTON  
RESOLUTION NO. 01-015**

**A RESOLUTION OF THE CITY OF LIBERTY LAKE, WASHINGTON ESTABLISHING A  
MORATORIUM ON THE FILING OF APPLICATIONS WITH SPOKANE COUNTY FOR  
DEVELOPMENT PERMITS OR LAND USE APPROVALS ASSOCIATED WITH CELLULAR  
COMMUNICATION FACILITIES WITHIN THE CORPORATE LIMITS OF THE CITY OF LIBERTY  
LAKE.**

WHEREAS, the voters of the City of Liberty Lake on November 6, 2000 approved the incorporation of the City of Liberty Lake as a non-charter code city:

WHEREAS, the City Council believes that it is in the best interest of the City of Liberty Lake to promote reasonable and orderly growth pursuant to the adoption of reasonable development standards and criteria.;

WHEREAS, in order to preserve the City's ability to effectuate long range planning decisions and plan in a comprehensive manner;

WHEREAS, if the City were to begin public consideration of permanent regulations and amendments without first adopting a moratorium, the efforts could be frustrated by the submission of applications for certain land uses which would render the proposed regulations moot;

WHEREAS, RCW 35.02.137 authorizes the City Council to adopt resolutions establishing moratoria during the interim transition period on the filing of applications for development permits and approvals, including, but not limited to subdivision approvals and building permits;

WHEREAS, pursuant to WAC 197-11-880 the adoption of this resolution is exempt from the requirements of a threshold determination under the State Environmental Policy Act; and

WHEREAS, the City Council finds protection of the public health, safety and welfare supports establishment of a moratorium on applications for certain development permits and approvals for property within the corporate limits of the City of Liberty Lake.

NOW, THEREFORE, be it Resolved by the City Council of the City of Liberty Lake, Washington, as follows:

Section 1. Cellular Communication Facilities. A moratorium is imposed upon the filing with Spokane County of any and all applications for licenses, permits and approvals for the development or wireless communication support towers as those terms are defined in Spokane County Zoning Code except for non-commercial personal uses where the tower is not higher than ten feet above the roof line.

Section 2. Term of Moratorium. The moratorium shall be effective immediately upon passage of this Resolution and shall continue in effect until the official date of incorporation of the City of Liberty Lake.

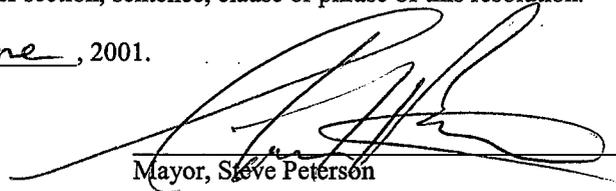
Section 3. Duties of City Clerk and Spokane County. The Interim City Clerk shall immediately transmit a certified copy of this resolution to the Spokane County Commissioners and the Spokane County Department of Building and Planning. Spokane County shall cease accepting all applications for licenses, permits and/or other approvals for land uses described in Section 1.

Section 4. Public Hearing. A public hearing on the moratorium established by this resolution may be held before the City Council prior to the expiration of this moratorium. Notice shall be published in the City's official newspaper at least 10 days prior to hearing date. Notice shall also be posted as set forth in City Resolution No. 01-005.

Section 5. Severability. If any section, sentence, clause or phrase of this resolution shall be held to be invalid or unconstitutional by a court of confident jurisdiction, such invalidity or unconstitutionality shall not

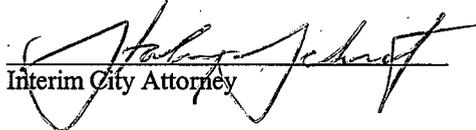
effect the validity or unconstitutionality of any other section, sentence, clause or phrase of this resolution.

Adopted this 18 day of June, 2001.



Mayor, Steve Peterson

Approved as to Form:



Interim City Attorney

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I, Arlene F. Fisher, Interim City Clerk for the City of Liberty Lake, do hereby certify that this document is a true and correct copy of the original document on file at the City of Liberty Lake, Washington.



Arlene F. Fisher  
Interim City Clerk

Signed this day 18 of June 2001