

ORDINANCE #538

AN ORDINANCE AMENDING ZONING ORDINANCE #371 TO INCLUDE PORTABLE BUILDINGS AND ZONE CLASSIFICATION IN COMMERCIAL DISTRICTS C1 AND C2 FOR THE RETAIL SALE OF NON ALCOHOLIC BEVERAGES AND LIMITED FOOD SALES AS CLASSIFIED IN ZONING ORDINANCE # 371

Whereas, the Town Council of Yacolt, Washington, is in regular session this 21st day of March, 2016;

Whereas, each member of the Town Council has had notice of the time, place and purpose of said meeting;

Whereas, the Town Council recognizes that the Town of Yacolt has a legal obligation to accommodate portable building retail sales of coffee and other non-alcoholic beverages that also serve prepackaged or ready-made foods to be included in the Town’s Zoning Ordinance #371; and

Whereas, on March 7, 2016, the Town Council discussed and invited comment from the public at a regularly scheduled council meeting on the zoning of portable buildings and the retail sales of non-alcoholic beverages and food sales; and

Whereas, the Town Council recognizes that portable buildings were not defined in Zoning Ordinance # 371 in C1 or C2 Commercial Districts classified by the Town in its Ordinance #371;

Whereas, the Town Council desires to make its intentions and policies clear and easily understood by adopting a single ordinance that defines portable building retail sales in C1 and C2 Commercial Zoning Districts classified by the Town in Ordinance #371, to the Town’s Zoning Ordinance #371;

NOW THEREFORE, be it ordained by the Town Council of Yacolt, Washington:

Section 1 - Amendment of Ordinance #371.

- a). Section 5 Commercial Districts Table 5A Item E. Retail Sales Restaurants, Drinking Places of Ordinance #371, adopted February 3, 1997, is hereby amended by adding a new sub-section “4” to follow existing sub-section “E” which shall read as follows:

4. Restaurants- Portable Building	C1	C2
	P	P
(Coffee, non-alcoholic beverages, readymade, prepackaged food sales)		

Saving Claus

- a). All terms of Ordinance #371, as amended, shall remain in full force and effect until the effective date of this Ordinance #538. As of and following the effective date of March 23, 2016 this Ordinance #538, the remaining terms of Ordinance #371, as amended, shall remain in full force and effect as amended hereby.

Section 4 – Severability.

If any section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional or invalid for any reason by a court of competent jurisdiction, the remaining portion of this Ordinance shall remain in full force and effect.

Section 5 - Effective Date.

This Ordinance shall take effect on March 23, 2016, following publication of the following summary, according to law.

Town of Yacolt - Summary of Ordinance #538

The Town Council of the Town of Yacolt adopted Ordinance #538 at its regularly scheduled Town Council meeting held on March 21, 2016. The content of the Ordinance is summarized in its title as follows:

AN ORDINANCE AMENDING ZONING ORDINANCE #371 TO INCLUDE PORTABLE BUILDINGS AND ZONE CLASSIFICATION IN COMMERCIAL DISTRICTS C1 AND C2 FOR THE RETAIL SALE OF NON ALCOHOLIC BEVERAGES AND LIMITED FOOD SALES AS CLASSIFIED IN ZONING ORDINANCE # 371.

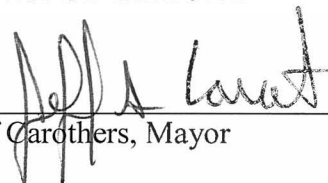
The effective date of the Ordinance is March 23, 2016.

A copy of the full text of the Ordinance will be mailed upon request to the undersigned at the Town of Yacolt Town Hall, P.O. Box 160, Yacolt, WA 98675: (360) 686-3922.

Published this 23rd day of March 2016.
Cindy Marbut, Town Clerk/Treasurer

PASSED by the Town Council of the Town of Yacolt, Washington, at a regular meeting thereof this 21st day of March 2016

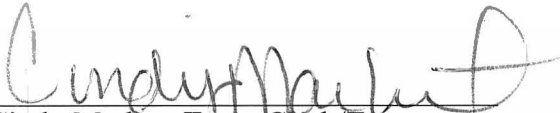
TOWN OF YACOLT



Jeff Carothers, Mayor

Town of Yacolt
Ordinance #538

Attest:


Cindy Marbut, Town Clerk/Treasurer

Approved as to Form:

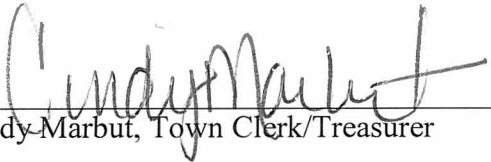
David W. Ridenour, Town Attorney

Ayes: Fester, Myers, Wallway, Hancock
Nays: _____
Absent: Karl
Abstain: _____

TOWN CLERK'S CERTIFICATION

I hereby certify that the foregoing Ordinance is a true and correct copy of Ordinance #538 of the Town of Yacolt, Washington, entitled "AN ORDINANCE AMENDING ZONING ORDINANCE #371 TO INCLUDE PORTABLE BUILDINGS AND ZONE CLASSIFICATION IN COMMERICAL DISTRICTS C1 AND C2 FOR THE RETAIL SALE OF NON ALCOHOLIC BEVERAGES AND LIMITED FOOD SALES AS CLASSIFIED IN ZONING ORDINANCE # 371" as approved according to law by the Town Council on the date therein mentioned. The Ordinance has been published or posted according to law.

Attest:



Cindy Marbut, Town Clerk/Treasurer

Published: 3-30
Effective Date: 3-30
Ordinance Number: 538