

Issaquah Title 18 – Landmarks & Archaeological Resources

Part 8 Protection and Preservation of Landmarks, Landmark Sites and Districts

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Chapter 18.808 Protection and Preservation of Landmarks, Landmark Sites and Districts

Article I: Purpose

18.808.010 Purpose

i This is a new language being added to this section.

- A. The purpose of this chapter is to encourage the protection, preservation, and enhancement of historic and archaeological resources that are associated with important past events, themes, and people; that are representative of periods and types of architecture; possess high artistic value; or that are likely to yield valuable information about the past. This chapter provides the framework for the implementation of an interlocal agreement between King County and the City of Issaquah relating to landmark designation and protection services.

Article II: General Administration and Standards

18.808.020 Fee Recovery

i This section is new and addresses cost accrued by landmark nominations.

- A. The property owner or applicant is required to pay any fees exceeding \$750 for service(s) conducted on behalf of a property owner or applicant by King County.

18.808.030 Codes Adopted by Reference

i Revised section adapted from 18.20-020 – 18.20.060. The King County Landmarks code is being adopted by reference with amendments as noted.

- A. The City adopts the following sections of Chapter 20.62 KCC, as now existing or hereinafter amended, by reference and as further amended as follows:
1. 20.62.020 Definitions, except all references to “Council” shall mean the “Issaquah City Council.” In addition, the following subsections are amended to read as follows:
 - a. “Director” is the Planning Director or their designee.
 - b. “Person in charge” is the person or persons in possession of a landmark including, but not limited to, mortgagee or vendee in possession, an assignee of rents, a receiver, executor, trustee, lessee, tenant, agent, or any other person directly or indirectly in control of the landmark, as designated by the owner/agent authorization.
- B. 20.62.040 Designation criteria, except all references to “King County” are changed to read “City of Issaquah” and this section is further amended as follows:
- C. Cemeteries, birthplaces, or graves of historical figures, properties owned by religious institutions or used for religious purposes, structures that have been moved from their original locations, reconstructed historic buildings, properties primarily commemorative in nature, and properties that have achieved significance

within the past forty (40) years shall not be considered eligible for designation except under certain circumstances.

- C. 20.62.050 Nomination procedure.
- D. 20.62.070 Designation procedure.
- E. 20.62.080 Certificate of appropriateness procedure, in addition to the following.
 - 1. E. The Building Official will seek and take into consideration the comments of the Historic Preservation Officer regarding mitigation of any adverse impacts.
- F. 20.62.100 Evaluation of economic impact.
- G. 20.62.120 Funding.
- H. 20.62.140 Special valuation for historic properties.
- I. 20.62.150 Historic resources - review process.

18.808.040 Landmarks Commission

i This section is new and is codifying the Special Member position.

- A. Landmarks commission authorization. The City hereby designates and empowers the King County Landmarks Commission, established pursuant to King County Code (KCC) Chapter 20.62, to act as the landmarks commission for the City of Issaquah pursuant to the provisions of this chapter.
- B. Special Member appointment. The Mayor shall, subject to confirmation by the City Council, appoint one (1) individual to act as a special member of the King County landmarks and heritage commission as provided for in KCC Section 20.62.030. Such special member shall have demonstrated interest and competence in historic preservation. This position is advisory only and has no authority to bind the City Council without prior affirmative vote of a majority of the City Council.
 - 1. Such appointment shall be made for a three-year term. The special member may be reappointed, but may not serve more than two consecutive, three-year terms.
 - 2. Such special member shall be deemed to have served one full term, if such special member resigns at any time after appointment or if such special member serves more than two years of an unexpired term.
 - 3. In the event of a vacancy, an appointment shall be made to fill the vacancy in the same manner and with the same qualifications as if at the beginning of the term, and the person appointed to fill the vacancy shall hold the position for the remainder of the unexpired term. The special member shall service until their successor is appointed and confirmed.
 - 4. The special member of the commission shall serve without compensation.
- C. Rules and Regulations. The commission shall file its rules and regulations, including procedures consistent with this chapter, with the City Clerk.


18.808.050 Appeal Procedure

! Currently, the code states that appeals will be reviewed by the Hearing Examiner, which is inconsistent with the Interlocal Agreement with King County. The agreement states the City Council must review appeals on decisions issued by the King County Landmarks and Heritage Commission. Staff is working to amend the

agreement to allow the Hearing Examiner to review appeals on decisions issued by the King County Landmarks and Heritage Commission. Should the agreement not be amended, the text will be revised.

- A. Refer to IMC 18.04.255 for the appeal procedure for historic properties.

18.808.060 Penalty for Violation of IMC 18.20.050, Certificate of Appropriateness procedure

 IMC 1.06.040 Violation of IMC 18.20.050 was created specifically for the Landmarks Code and will need to be removed from the Code once Title 18 gets adopted.

- A. Violations of this chapter shall be deemed civil violations subject to enforcement and penalties pursuant to IMC 8.45.