

ORDINANCE NO. 350-2005

Repealing Ordinance No. 336-2005

WHEREAS, in 2003, the Kitsap County Board of Commissioners adopted the South Kitsap Industrial Area (SKIA) subarea plan and implementing development regulations through Ordinance 311-2003; and

WHEREAS, during the public hearing on Ordinance 311-2003, the Board of Commissioners voted to make a change in the proposed Business Center, Business Park, & Industrial Use Table, which would allow racetracks as a conditional use in all three zones in the SKIA subarea; and

WHEREAS, due to a scrivener's error, the change that the Board voted on to allow racetracks as a conditional use in all three zones was not recorded in the final ordinance; and

WHEREAS, on April 11, 2005, the Board of County Commissioners adopted Ordinance 336-2005 to correct the Use Table, now codified in Kitsap County Code § 17.370.020 (*hereafter* "the Corrective Ordinance"); and

WHEREAS, Ordinance 336-2005 was appealed to the Central Puget Sound Growth Management Hearings Board on allegations that the correction did not go through a proper public process; and

WHEREAS, the Commissioners find that it is more expedient and economical to repeal the Corrective Ordinance and to make the correction through a new public process than it is to litigate the matter.

BE IT ORDAINED:

Section 1. Kitsap County Code Ordinance 336-2005 is hereby repealed. The Use Table codified at KCC § 17.370.025 shall be amended to reflect the Use Table adopted pursuant to Ordinance 311-2003.

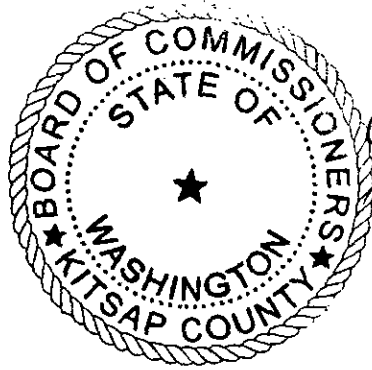
Section 2. This ordinance is effective immediately upon adoption.

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DATED this 28th day of November, 2005.

KITSAP COUNTY BOARD OF COMMISSIONERS



[Signature]
CHRIS ENDRESEN, Chair

ATTEST:

voted NO
JAN ANGEL, Commissioner

[Signature]
Opal Robertson
Clerk of the Board

[Signature]
PATTY LENT, Commissioner

APPROVED AS TO FORM:

[Signature]
Deputy Prosecuting Attorney