

ORDINANCE NO. 2026-08

AN ORDINANCE of the City of Bainbridge Island, Washington, relating to bonus floor area ratio, amending Ordinance No. 2021-10 to extend the sunset provision provided for in the terms of the ordinance by four months.

WHEREAS, within the express terms of the Growth Management Act, the Washington State Legislature has specifically conferred upon the governing bodies of Washington cities the right to establish and adopt zoning controls and other regulations related to land uses; and

WHEREAS, the City Council passed Ordinance No. 2021-10 relating to bonus floor area ratio on August 24, 2021, with an effective date of September 10, 2021; and

WHEREAS, Section 8 of Ordinance No. 2021-10 provided that the ordinance shall sunset one year from the effective date of the ordinance; and

WHEREAS, on June 28, 2022, the City Council approved Ordinance No. 2022-16, extending the sunset provision in Ordinance No. 2021-10 by eighteen months, until March 10, 2024, then on January 23, 2024, the City Council approved Ordinance No. 2024-01, extending the sunset provision in Ordinance No. 2021-10 by an additional twelve months, until March 10, 2025, then on February 25, 2025, the City Council approved Ordinance No. 2025-05, extending the sunset provision in Ordinance No. 2021-10 by an additional six months, until September 10, 2025, then on August 12, 2025, the City Council approved Ordinance No. 2025-25, again extending the sunset provision in Ordinance No. 2021-10 to June 10, 2026 to provide for sufficient time to appropriately consider potential changes to bonus floor area ratio policies through the update to the Winslow Subarea Plan; and

WHEREAS, on May 21, 2026, the Planning Commission completed its public hearing on draft updates to the Winslow Subarea Plan, Comprehensive Plan, and related code updates, and then forwarded recommended drafts to City Council for consideration and adoption;

WHEREAS, because City Council will be unable to fully consider and adopt said updates prior to June 10, 2026, the current sunset date for Ordinance No. 2021-10, City Council now desires to extend the sunset provision of Ordinance 2021-10; and

WHEREAS, this ordinance extends the sunset provision of Ordinance No. 2021-10 by four additional months, until October 10, 2026, to provide sufficient time to complete consideration and adoption of the Winslow Subarea Plan, Comprehensive Plan, and related code updates.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Section 8 of Ordinance No. 2021-10 is hereby amended to read as follows:

Section 8. The amendments to the Bainbridge Island Municipal Code approved by this ordinance shall sunset ~~four~~ five years and ~~nine~~ one months from the effective date of this ordinance.

Section 2. Severability. Should any section, paragraph, sentence, clause, or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. This ordinance shall take effect and be in force five (5) days from its passage and publication as required by law.

PASSED by the City Council this 26th day of May, 2026.

APPROVED by the Mayor this 26th day of May, 2026.



Clarence Moriwaki, Mayor

ATTEST/AUTHENTICATE:



Christine Brown, MMC, City Clerk

FILED WITH THE CITY CLERK:	May 21, 2026
PASSED BY THE CITY COUNCIL:	May 26, 2026
PUBLISHED:	May 29, 2026
EFFECTIVE DATE:	June 2, 2026
ORDINANCE NUMBER:	2026-08