



City of Tacoma
Planning and Development Services

**Agenda Item
D-1**

To: Planning Commission
From: Ian Munce, Special Assistant to the Director
Subject: **Correctional Facilities Interim/Permanent Regulations**
Meeting Date: November 15, 2017
Memo Date: November 8, 2017

At the next meeting on November 15, 2017, the Planning Commission will continue its discussion on the Correctional Facilities Interim Regulations. The Commission will consider releasing a proposed version of permanent regulations for public review and setting a public hearing on, tentatively, January 3, 2018. The development regulation timeline to date is summarized below:

- March 7, 2017 – City Council enacted interim regulations, effective for 6 months (expiring on September 6, 2017) (Ordinance No. 28417)
- April 21, 2017 – Planning Commission forwarded a report without a recommendation to the City Council (Attachment “A”)
- April 25, 2017 – City Council conducted a public hearing
- May 9, 2017 – City Council modified interim regulations and extended the duration to 12 months (expiring on March 6, 2018) (Ordinance No. 28429)

In response to the Commission’s request made at the last meeting on November 1st, staff has compiled a summary (as attached) of the key actions taken by the City Council in their emergency interim regulations (Ordinance No. 28417) and the revisions made by City Council in their interim regulations (Ordinance No. 28429).

If you have any questions, please contact me at (253) 573-2478 or imunce@cityoftacoma.org.

Attachment

cc. Peter Huffman, Director

A Summary of the Key Actions taken by the City Council in the Initial Interim Regulations (Ordinance No. 28417) and in the Retained and Modified Interim Regulations (Ordinance No. 28429)

Pre-Interim Regulations

The “existing” conditions prior to the initial imposition of the interim regulations on March 7, 2017 are as follows:

- The use definition of “correctional facility” does not differentiate between public and private facilities
- Correctional facilities are permitted in industrial zoning districts, i.e., M-1, M-2 and PMI.
- Correctional facilities are permitted in R-4-L, R-4 and R-5 with a Conditional Use Permit.
- Correctional facilities are prohibited in all other residential zoning districts, in all mixed-use districts, as well as in T, C-1, C-2 and PDB districts.

Ordinance No. 28417

By adopting Ordinance No. 28417 on March 7, 2017, the City Council enacted emergency interim zoning regulations amending the [Tacoma Municipal Code](#), Sections 13.06.100, 13.06.200, 13.06.300, 13.06.400, and 13.06.700, as follows:

- Modify the use definition of “correctional facility” to clearly differentiate between public and private correctional facilities
- Prohibit the siting of private correctional facilities in all zoning districts
- Remove public correctional facilities as a permitted use in multi-family and light-industrial zoning districts (i.e. R-4L, R-4, R-5, and M-1)
- Modify how public correctional facilities are permitted by requiring approval of a Conditional Use Permit in all districts in which they are allowed (currently, M-2 Heavy Industrial and PMI Port Maritime & Industrial)

Ordinance No. 28429

By adopting Ordinance No. 28429 on May 9, 2017, the City Council retained and modified the interim zoning regulations, amending the [Tacoma Municipal Code](#), as follows:

- No longer differentiating between public and private correctional facilities
- No longer prohibiting the siting of private correctional facilities in all zoning districts,
- Continuing to remove public correctional facilities as a permitted use in multi-family and light-industrial zoning districts (i.e. R-4L, R-4, R-5, and M-1)
- Continuing to modify how public correctional facilities are permitted by requiring approval of a Conditional Use Permit in all districts in which they are allowed (M-2 Heavy Industrial and PMI Port Maritime & Industrial)
- Adding a 1000 foot public notice distance
- Adding a requirement for a pre-application community meeting
- Revising the definition of correctional facility