

1 March 7, 1977

Introduced by: BERNICE STERN

2 76-1020

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6 3144
ORDINANCE NO.

7 AN ORDINANCE relating to the zoning code reorganizing
8 and modifying the uses currently permitted in the RS Single-
9 Family Dwelling Classification; adding beehives and community
10 identification signs as new permitted uses in the RS classification;
11 changing requirements for commercial day nurseries; making sea-
12 plane hangars in an RS zone a conditional use; allowing reuse of
surplus school and other public facility sites as a conditional use;
repealing Resolution 25789, Section 401, and Ordinances 1013,
Section 2, and Ordinance 1277, Section 1, and Ordinance 1659,
Section 1, and Ordinance 2286, Section 1, and K.C.C. 21.08.020;
recodifying K.C.C. 21.08.

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15 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

16 SECTION 1. Resolution 25789, Section 401, and Ordinance 1013, Section 1,
and Ordinance 1277, Section 1, and Ordinance 1659, Section 1, and Ordinance
2286, Section 1, and K.C.C. 21.08.020 are each repealed, and the following
substituted.

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20 NEW SECTION. SECTION 2. Permitted Uses, Primary Residential.

21 In an RS zone the following residential uses only are permitted, subject
to the off-street parking requirements and the general provisions and ex-
ceptions set forth in this title beginning with Chapter 21.46, and subject to
the provisions of the King County Shoreline Management Master Program where
applicable:

22 (1) A one-family dwelling;

23 (2) A two-family dwelling when the lot or building site upon which

24 it is located has a side line abutting a lot or lots classified for RM-2400, RM-1800,
RM-900, "B," "C" or "M" purposes, whether or not an alley intervenes. In no
case shall the property used for such two-family dwelling consist of more than
one lot or exceed a width of ninety feet, whichever is the least, nor be used to

100-1000

1 a depth greater than the extent to which the side property line is common with
2 property classified for such heavier uses;

3 (3) Planned Unit Developments, as provided in Chapter 21.56;

4 NEW SECTION. SECTION 3. Permitted Uses, Accessory Residential.

5 The following accessory uses only are permitted in an RS zone when a
6 residential use as permitted in Section 2 of this Ordinance has been established
7 on the subject property:

8 (1) Accessory living quarters;

9 (2) Private garages designed to accommodate not more than 4 cars;

10 (3) Small animals (household pets) not to exceed three in any com-
11 bination thereof, when kept on the same lot as the residence of the owners of
12 such pets;

13 (4) Lodgers limited to two;

14 (5) Private docks (one only per dwelling unit) and mooring facilities
15 for the sole use of occupants of the premises to accommodate private noncommercial
16 pleasure craft. Docks and moorings shall be accessory to the primary use on the
17 property to which they are contiguous, provided:

18 (a) Structures shall conform to the applicable provisions of the
19 Shoreline Management Master Program;

20 (b) No part of the structure shall extend more than sixteen feet above
21 the mean high water level;

22 (c) No structure shall be located closer to a property side line, or
23 property side line extended, than fifteen feet except that docks may abut property
24 lines for the common use of adjacent property owners, when mutually agreed to
25 by the property owners in a contract recorded with the King County Department

27 of Records and Elections of which a copy must accompany an application for a
28 building permit;

29 (d) The total area of moorage shall not exceed six hundred square
30 feet;

- 1 (e) Covered moorages shall abut upon the natural shoreline;
- 2 (f) Such structure shall not have a width greater than fifty percent
3 of the width of the lot at the natural shoreline upon which it is located;
- 4 (g) Any boat using such moorage shall not be used as a place of
5 residence when so moored;
- 6 (h) Foster family day care home, twenty-four hours;
- 7 (i) Greenhouse, private and noncommercial, for propagation and
8 culture only, with no sales from the premises permitted;
- 9 (j) Radio tower, amateur;
- 10 (k) Swimming pools and other recreational facilities for the sole use
11 of occupants of premises and their guests;
- 12 (l) Day nurseries; accessory to a dwelling with no more than
13 twelve children are cared for at one time, including the children of the resident
14 family, under six years of age;
- 15 (m) Home occupation; provided the home occupation
16 (a) Is carried on exclusively by a member or members of a family
17 residing in the dwelling unit;
- 18 (b) Is clearly incidental and secondary to the use of the property for
19 dwelling purposes with the floor area devoted to the home occupation not ex-
20 ceeding twenty percent of the living area of the dwelling unit;
- 21 (c) Has no display or sign not already permitted in the zone,
- 22 (d) Has no outside storage nor other exterior indication of the home
23 occupation or variation from the residential character of the property;
- 24 (e) Does not require truck delivery or pickup, nor the installa-
25 tion of heavy equipment, large power tools or power sources not common to a
26 residential dwelling;
- 27 (f) Does not create a level of noise vibration, smoke, dust, odors,
28 heat or glare beyond that which is common to a residential area, and
- 29 (g) Does not create a level of parking demand beyond that which is
30 normal to a residential area;
- 31 (h) Does not include automobile, truck or heavy equipment repair,

1 body work or painting; nor parking or storage of heavy equipment including
2 trucks of over one ton load capacity, nor storage of building materials such
3 as lumber, plaster board, pipe, paint and the like, for use on other premises;

4 (12) One nameplate not exceeding two square feet in area containing
5 the name of the occupant of the premises;

6 (13) Aircraft hangar, provided:

7 (a) No aircraft sales, service, repair, charger or rental shall
8 be permitted on the premises; nor shall storage of any aircraft on the premises
9 for such purposes be permitted;

10 (b) Only one single or twin-engined non-commercial aircraft
11 (excluding helicopters) shall be accommodated on the premises;

12 (c) No aviation fuel except that contained in the tank or tanks
13 of the aircraft itself shall be stored on the premises;

14 (d) No hangar shall be allowed except on lots which abut, or have
15 a legal access which is not a county right-of-way to a landing field in con-
16 formance with Chapter 21.44;

17 (e) No hangar constructed pursuant to this Section shall exceed
18 twenty feet in height above average grade, nor have a gross area exceeding
19 one-thousand six hundred square feet;

20 (14) Beehives, limited to four, provided:

21 (a) Colonies shall be maintained in movable-frame hives at all
22 times;

23 (b) Adequate space shall be maintained in each hive to prevent
24 over-crowding and swarming;

25 (c) Colonies shall be re-queened following any swarming or aggres-
26 sive behavior;

27 (d) All colonies shall be registered with the county agricultural
28 extension agent prior to April 1st of each year; state registration form is
29 acceptable for use with the County.

30 (e) Hives shall not be located within twenty-five (25) feet of any
31 property line, except:

32 (i) When situated eight (8) feet or more above adjacent ground
33 level, or

1. (ii) When situated less than six (6) feet above adjacent ground level
2 and behind a solid fence or hedge six (6) feet in height parallel to any
3 property line within twenty-five (25) feet of the hive and extending at least
4 twenty (20) feet beyond the hive in both directions;

5 (f) Bees living in trees, buildings, or any other space except in
6 movable-frame hives; abandoned colonies; or diseased bees shall constitute
7 a public nuisance, and shall be abated as set forth in KCC 21.69;

8 (g) Lots containing more than fifteen thousand square feet but less
9 than thirty-five thousand square feet of area may have up to sixteen beehives;

10 (h) Lots containing thirty-five thousand square feet or more shall be
11 limited to fifty beehives.

12 NEW SECTION. SECTION 4. Permitted Uses, Primary Non-Residential.

13 The following non-residential uses only are permitted outright in an
14 RS zone, subject to the off-street parking requirements and the general
15 provisions and exceptions set forth in this title beginning with Chapter
16 21.46, and subject to the provisions of the King County Shoreline Management
17 Master Program where applicable:

18 (1) Art galleries and museums, when located in a public park or on a
19 private school site;

20 (2) Cemeteries which were legally in existence prior to the effective
21 date of the adoption of this title;

22 (3) Churches, providing the following conditions are conformed to:

23 (a) All buildings and structures on the site shall not cover more
24 than forty percent of the area of the site;

25 (b) Buildings and structures on the site shall not be closer than
26 thirty feet to any property line, except that a detached one-family dwelling
27 on such site need conform only to the yard requirements and required distance
28 between buildings as prescribed for residences by this chapter;

29 (c) The height limits of the RS classification shall apply, except that
30 the height shall be measured to the mean height of the roof;

1 (d) On interior lots the required side yards may be used to
2 provide off-street parking areas and on corner lots the interior side yards
3 may be similarly used. Under no circumstances may the required front yard or
4 the side yard on the side street be used for off-street parking;

5 (e) Where areas devoted to off-street parking are contiguous to
6 residentially classified property, then on the property line common with such
7 residentially classified property there shall be erected and maintained a solid
8 wall or view-obscuring fence or hedge not less than five feet nor more than six
9 feet in height; such walls or fences may be built progressively as the parking
10 facilities are installed;

11 (f) All lights provided to illuminate any parking area or building on
12 such site shall be so arranged as to direct the light away from any adjoining
13 premises;

14 (g) Church sites shall abut and be accessible from at least one public
15 street having two moving traffic lanes and a dedicated width that will permit
16 not less than a thirty-six foot roadway;

17 (h) The following signs only are permitted:

18 (i) One sign area, lighted or unlighted, on the outside wall of the
19 main building and parallel thereto, having an area not greater than forty square
20 feet;

21 (ii) A detached sign having an area of not more than twenty square feet
22 and on which both faces may be utilized, such sign being securely mounted on the
23 ground on supports and the top of which sign shall be not more than six feet
24 above the natural level of the ground upon which it rests. On corner and reverse
25 corner lots one such sign may be placed facing each street;

26 (iii) A detached reader board sign having an area no greater than fifty
27 square feet, lighted or unlighted, and on which both faces may be utilized;

28 (j) For purposes of determining conformance to the foregoing conditions
29 and the parking requirements, a plot plan showing ultimate location and use of
30 all buildings; location of signs, location and amount of off-street parking
31 areas, location and adequacy of ingress to and egress from parking areas, land-
32 scaping and sketches to scale showing the building elevations and floor space
33 to be devoted to seating or assembly purposes, shall be filed with and

1 approved by the Building and Land Development Division prior to the issuance
2 of any building permit and thereafter the issuance of building permits shall
3 be governed by and conform to the approved plot plan. If, later, a modified
4 plot plan is submitted, the modified plan shall conform to the conditions and
5 requirements of this title or any amendments in effect at the time the modified
6 plan is submitted;

7 (4) Golf courses, private or public, including clubhouse, accessory
8 driving range, pitch and putt courses, provided:

9 (a) All building or structures shall maintain a distance of not less
10 than fifty feet from any property boundary line and from any street boundary
11 line;

12 (b) Any service area, any side of which constitutes a common
13 property line with "R" or "S" classified property shall be screened from
14 such property line by the erection and maintenance on such common property
15 line of a solid wall or view-obscuring fence or hedge not less than five or
16 more than six feet in height;

17 (c) No required yard or open space on the premises may be used
18 to provide parking spaces for cars or vehicles;

19 (d) Where property devoted to these purposes is bounded by a
20 street, then on any street property line no entrance-exit facilities for auto-
21 mobiles shall be located closer than one hundred feet from a street intersection;

22 (5) Libraries, publicly-operated;

23 (6) Parks, publicly-owned and operated, provided:

24 (a) No bleachers or stadiums are permitted if the site is less than
25 ten acres, and no public amusement devices for hire are permitted;

26 (b) Any lights provided to illuminate any building or recreational
27 area shall be so arranged as to reflect the light away from any premises upon
28 which a dwelling unit is located;

29 (c) All building or structures or service yards on the site shall
30 maintain a distance not less than fifty feet from any property line and from
31 any public street;

(7) Schools, elementary, junior high and high, and junior colleges, public or parochial, provided the following conditions are conformed to:

(a) No less than the following minimum site areas shall be provided:

(i) For elementary schools..... 5 acres

(ii) For junior high schools.....10 acres

(iii) For senior high schools.....15 acres

(iv) For junior colleges.....20 acres

(b) All buildings and structures shall maintain a distance not less than thirty feet from any property line;

(c) All buildings, including accessory buildings and structures, shall not cover more than forty percent of the area of the site;

(d) The following signs only are permitted:

(i) One sign, lighted or unlighted, on the outside wall of the main building and parallel thereto, having an area not greater than forty square feet;

(ii) A detached sign, lighted or unlighted, totalling not more than twenty square feet and on which both faces may be utilized, such sign being securely mounted on the ground and the top of which sign shall be not more than six feet above natural grade. On corner and reverse-corner lots one such sign may be placed facing each street;

(8) Signs, only the following (except as provided for churches and schools):

(a) One name plate not exceeding two square feet in area containing the name of the occupant of the premises;

(b) One unlighted sign not exceeding six square feet in area pertaining only to the sale, lease or hire of only the particular building, property or premises upon which displayed (including a vacant lot or parcel);

(c) An unlighted permanent community identification sign in connection with a subdivision or planned unit development provided:

(i) A maximum of two signs shall be permitted per subdivision or planned unit development;

- (ii) Each sign shall not exceed forty-two (42) inches in height;
 - (iii) Each sign shall not exceed twenty (20) square feet in area;
 - (iv) Each sign shall be residential in character;
 - (v) Each sign shall not reduce sight distance at intersections;
 - (vi) Each sign may be located in a tract separate from residential lots, on a landscaping or other easement, or on county right-of-way with the approval of the department of public works. In no event shall the county assume maintenance or liability responsibility for such signs;

(10) Unclassified uses, as provided in Chapter 21.44;

NEW SECTION. SECTION 5. Permitted Uses, Accessory Non-Residential.

The following accessory uses only are permitted in an RS zone when a non-residential use as permitted in Section 4 of this Ordinance has been established on the subject property:

(1) Day nurseries accessory to a public or private school or a church, with no more than fifty children, under six years of age, cared for at one time;

NEW SECTION. SECTION 6. Conditional Uses.

In an RS zone the following conditional uses only are permitted, subject to the restrictions of this Section, chapter 21.58, and the provisions of the King County Shoreline Management Master Program where applicable:

(1) Recreational facilities, community noncommercial, including clubhouse facilities, provided:

(a) A solid wall or view-obscuring fence or hedge not less than five feet nor more than six feet in height shall be erected and maintained on any exterior boundary line which is a common property line with "R," "S" or "G" classified property. Wherever a six foot wall, fence or hedge is permitted, open, wire mesh screens may be erected to heights greater than six feet where needed for protective purposes;

1 (b) Any building or structure on the site shall maintain a distance
2 not less than twenty-five feet from any abutting "R," "S" or "G" classified
3 property;

4 (c) Any lights provided to illuminate any building or recreational
5 area shall be so arranged as to reflect the light away from any premises upon
6 which a dwelling unit is located;

7 (d) The site shall be located upon, or have adequate access to a
8 public thoroughfare;

9 (2) Boat moorages for pleasure craft only in connection with com-
10 munity and noncommercial recreational facilities as set forth in this Section,
11 whether the moorage is publicly or privately owned; provided:

12 (a) No boat sales, service, repair, boat charter or rental shall be
13 permitted on the premises;

14 (b) The deck of any pier shall be no more than five feet above high
15 water level;

16 (c) On-shore toilet facilities shall be provided;

17 (d) Boats using such moorage facilities shall not be used as a place
18 of residence;

19 (e) No overhead wiring shall be permitted on piers or floats except
20 within covered moorage structures;

21 (f) All covered structures over water shall abut upon the shore and
22 be at least forty feet apart when placed side by side; when covered structures
23 are placed end to end or side to end, one of the structures shall abut upon the
24 shore and the structures shall be at least fifteen feet apart;

25 (g) No covered structures over water shall be permitted to extend
26 out from shore a distance greater than fifty percent of the maximum permitted
27 distance from shore of a pier on the subject premises, but in no case a distance
28 of more than fifty feet from shore;

29 (h) No pier, including finger piers, shall occupy more than ten
30 percent of the water area of any lot upon which the same is built, nor shall the
31 total area of covered structures over water occupy more than twenty percent

1 of the water area of such lot,

2 (i) All covered structures over water under one ownership shall be
3 built in a uniform manner and design and no point in the roof of such structure
4 shall be higher than sixteen feet above high water in fresh water and no
5 floating moorage located in fresh or tidal water shall have a structure higher
6 than sixteen feet from the water line;

7 (j) The roofs of covered moorage shall contain no more than
8 seventy-two hundred square feet or area in any one unit and such roofs shall
9 not be supported directly by extended piling;

10 (k) Side walls on covered structures shall not exceed fifty percent
11 of the area of any three sides and shall be of rigid or semirigid material and
12 shall cover from external view all roof bracing;

13 (3) Day nurseries, provided:

14 (a) The building site contains a minimum of thirty-five thousand
15 square feet and at least two hundred square feet of site area for each child
16 cared for;

17 (b) Buildings, structures and play equipment shall not be closer
18 than thirty feet to any property lines except as provided in Subsection (g) below;

19 (c) Any play area shall be completely enclosed by a solid wall or
20 fence not less than five feet nor more than six feet in height;

21 (d) A minimum of three off-street parking spaces plus one for each
22 employee on duty shall be provided;

23 (e) One stationary, nonflashing sign not exceeding sixteen square feet
24 in area shall be permitted;

25 (f) Building design, site plans and landscaping shall be of a character
26 which is appropriate for the area;

27 (g) Buildings and structures may be allowed to reduce side and rear
28 yards to a minimum of five feet from a side or rear lot line when such reduction is
29 compatible with adjacent uses and properties. In approving such reductions,
30 the zoning adjustor shall impose such additional screening, landscaping and
31 fencing requirements as are necessary to protect neighboring uses and properties

from adverse impacts;

(h) The site shall have direct access from a street designated and developed at least as a collector arterial; in addition day nurseries proposed to care for over one hundred children also shall be functionally convenient to a designated and developed secondary arterial;

(4) Seaplane hangars, provided:

(a) No aircraft sales, service, repair, charter or rental shall be permitted on the premises, nor shall storage of any aircraft on the premises for such purposes be permitted;

(b) Only one single- or twin-engined private non-commercial seaplane (excluding helicopters) shall be accommodated on the premises;

(c) No aviation fuel except that contained in the tank or tanks of the seaplane itself shall be stored on the premises;

(d) Seaplane hangars shall conform to all applicable zoning and Shoreline Management regulations governing moorage facilities and covered boat houses;

(e) No landing field or other facility for land-based aircraft shall be allowed, except as an unclassified use in conformance with Chapter 21.44;

(5) Non-residential buildings which were built in the zone for permitted uses such as public or private schools, fire stations, libraries or recreation facilities may, when no longer needed for their intended purpose may be re-used without extension, exterior modification or expansion for the following activities:

(a) Retirement home, provided:

(i) The site shall be convenient to public transportation;

(ii) The lot area per dwelling unit shall not be less than twenty-four hundred square feet;

(iii) The amount of off-street parking required shall not be less than one parking space per four dwelling units;

(iv) A solid wall or view-obscuring fence or hedge not less than five feet nor more than six feet in height shall be erected and maintained on

1 an exterior boundary line when the adjacent property is used for residential
2 purposes;

3 (b) Rest homes, nursing and convalescent homes, provided:

4 (i) All buildings and structures shall maintain a distance not less
5 than twenty feet from any lot developed with a residence;

6 (ii) A solid wall or view-obscuring fence or hedge not less than
7 five feet nor more than six feet in height shall be erected and maintained on
8 any exterior boundary line which is a common property line with "R" classified
9 property when such "R" classified property is used for residential purposes;

10 (iii) The use shall be convenient to public transportation;

11 (iv) The lot area per dwelling unit shall not be less than twenty-
12 four hundred square feet;

13 (v) The amount of off-street parking required shall not be less
14 than one parking space per four dwelling units;

15 (c) Uses rendering governmental social services to the individual;
16 provided:

17 (i) The site shall abut a road developed to at least the secondary
18 arterial standards of King County;

19 (ii) The use shall not include the sale or handling of commodities;

20 (iii) A solid wall or view-obscuring fence or hedge not less than
21 five feet nor more than six feet in height shall be erected and maintained on
22 an exterior boundary line when the adjacent property is used for residential
23 purposes;

24 (d) Hospitals, on school sites only, provided:

25 (i) The site shall abut a road developed to at least the secondary
26 arterial standards of King County;

27 (ii) All buildings and structures shall be at least twenty feet from
28 any property line;

29 (iii) A solid wall or view-obscuring fence or hedge not less than
30 five feet nor more than six feet in height shall be erected and maintained on an
31 exterior boundary line when the adjacent property is used for residential purposes;

(iv) No expansion of the use via new construction on the site shall be allowed; interiors of structures existing at the time the use is established may be remodelled;

(e) Those uses enumerated in subsections (1) and (3) of this Section, subject to the conditions set forth in those subsections;

NEW SECTION. SECTION 7. Utilities.

Public utilities shall be permitted in an RS zone as follows, subject to the provisions of the King County Shoreline Management Master Program where applicable, except that public utility facilities permitted by Section 21.46.140 shall not be affected by this Section:

(1) Public utility facilities necessary for the transmission and distribution of services for the area when the facilities are located underground below the natural grade of the site; provided, however, that surface-mounted transformers, telephone terminals and metering devices less than five feet in height required in connection with underground services are permitted above ground;

(2) Public utility facilities, such as telephone exchanges, sewage or water pumping stations, electrical distribution substations, water storage reservoirs or tanks necessary for the distribution of services, including accessory microwave transmission facilities and towers, are permitted above ground but not including business offices, warehousing, storage buildings or yards, service yards, sewage treatment plants or bulk gas storage or the like, subject to the following minimum standards:

(a) Any equipment or structure except architectural screens and fences shall observe a setback of one foot for each one foot the equipment or structure rises above the grade, but in no case less than twenty feet from any property line;

(b) When security fences are used, they shall be supplemented with base plantings of evergreen shrubs, or trees, climbing evergreen material, on the fences or wood slats woven into the fence so as to minimize the industrial character of such fences;

(c) An appropriate area surrounding the installation shall be landscaped and maintained with paving, shrubs and ground cover consistent with surrounding residential standards;

(d) When the facility includes bulky structures such as water towers or standpipes, the landscaping shall include trees either natural or planted of such size as will partially screen and effectively break up the massive appearance of such structures;

(c) Landscaping shall be planted according to accepted practice in good soil and maintained in good condition at all times. Landscaping shall be planted as a yard improvement at or before the time of completion of the first structure or within a reasonable time thereafter considering weather and planting conditions;

(f) The permissible sound level measured at any common property line with "R," "S" or "G" classified property shall normally not exceed sixty decibels when measured on the A scale by a Type 1 or Type 2 sound level meter as specified in American National Standards Institute Specification S 1.4-1971;

(g) Site plans, elevation and landscape plans shall be submitted and approved by the Building and Land Development Division prior to the issuance of a building permit. The Building and Land Development Division may require the posting of a surety bond guaranteeing to the county the installation and improvement of the site in accordance with the approved screening and landscape plans in an amount estimated to be equal to the cost of such screening and landscaping.

NEW SECTION. SECTION 8. Codification.

Chapter 21.08 of the Zoning Code shall be recodified, to accommodate Sections 2 through 7 of this Ordinance, as follows:

21.08.010 Purpose of Classification.

**21.08.020 Permitted Uses, Primary Residential
(Section 2 of this Ordinance).**

21.08.025 Permitted Uses, Accessory Residential
(Section 3 of this Ordinance).

21.08.030 Permitted Uses, Primary Non-Residential
(Section 4 of this Ordinance).

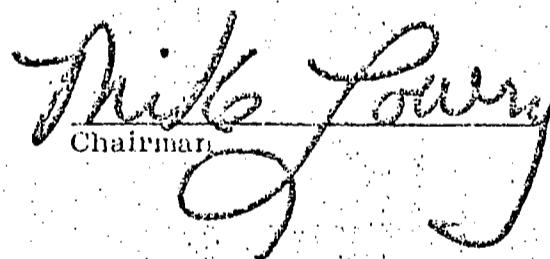
**21.08.035 Permitted Uses, Accessory Non-Residential
(Section 5 of this Ordinance).**

- 1 21.08.040 Conditional Uses (Section 6 of this Ordinance).
 2 21.08.045 Utilities (Section 7 of this Ordinance).
 3 21.08.050 Lot Area.
 4 21.08.055 Lot Area Per Dwelling Unit.
 5 21.08.060 Lot Width.
 6 21.08.065 Front Yard.
 7 21.08.070 Side Yards.
 8 21.08.075 Height.
 9 21.08.080 Permissible Lot Coverage.
 10 21.08.085 Placement of Buildings and Structures.
 11 21.08.090 Limitations on Use.

12
 13 INTRODUCED AND READ for the first time this 6th day
 14 of December, 1976.

15 PASSED at a regular meeting of the King County Council
 16 this 1st day of February, 1977.

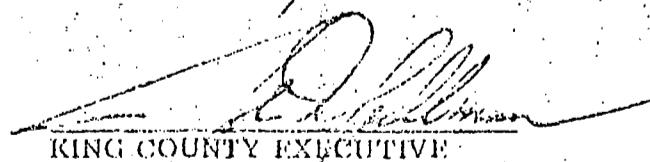
17 KING COUNTY COUNCIL
 18 KING COUNTY, WASHINGTON

19 
 20 Chairman

21 ATTEST:

22 
 23 Deputy Clerk of the Council

24 APPROVED this 14th day of April, 1977

25
 26 
 27 KING COUNTY EXECUTIVE