

ORDINANCE NO. 6173

AN ORDINANCE relating to grading; amending permit requirements; and amending Ordinance 5194, Section 1, Ordinance 3108, Section 5, Ordinance 1488, Section 7, Ordinance 4938, Section 3, Ordinance 3393, Section 1, Ordinance 2812, Section 1, Ordinance 2281, Section 3, KCC. 16.82.060 and KCC. 20.50.030.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 3108, Section 5, Ordinance 1488, Section 7 and KCC 16.82.060 are each hereby amended to read as follows:

Permit requirements. Except as exempted in section 16.82.050, no person shall do any grading without first obtaining a grading permit from the director. A separate permit shall be required for each site and may cover both excavations and fills.

((+)) A. APPLICATION. To obtain a permit, the applicant shall first file an application therefor in writing on a form furnished for that purpose. The director shall prescribe the form by which application is made. No application shall be accepted unless it is completed consistent with the requirements of this chapter. Every application shall:

((+)) 1. Identify and describe the work to be covered by the permit for which application is made;

((+)) 2. Describe the land on which the proposed work is to be done, by lot, block, tract and house and street address, or similar description that will readily identify and definitely locate the proposed site;

((+)) 3. Indicate the estimated quantities of work involved;

((+)) 4. Be accompanied by plans and specifications as required in subsections ((+)) B. and ((+)) C.;

((+)) 5. Be signed by the property owner or his authorized agent who may be required to submit evidence to indicate such authority;

1 ((f)) 6. Give such other information as may be required
2 by the director.

3 ((2)) B. PLANS AND SPECIFICATIONS. When required by the
4 director, each application for a grading permit shall be
5 accompanied by five sets of plans and specifications and other
6 supporting data as may be required. The plans and specifications
7 shall be prepared and signed by a ((registered)) civil engineer or
8 landscape architect ((licensed)) registered to practice in the
9 State of Washington when required by the director; provided, he
10 may require additional studies prepared by a qualified soils
11 specialist.

12 ((3)) C. INFORMATION ON PLANS AND IN SPECIFICATIONS.
13 Plans shall be drawn to an engineer's scale upon substantial paper
14 or cloth and shall be of sufficient clarity to indicate the nature
15 and extent of the work proposed and show in detail that they will
16 conform to the provisions of this chapter and all other relevant
17 laws, ordinances, rules and regulations. The first sheet of each
18 set of plans shall give the location of the work and the name and
19 address of the owner and the person by whom they were prepared.
20 The plans shall include the following minimum information:

21 ((a)) 1. General vicinity of the proposed site;

22 ((b)) 2. Property limits and accurate contours of existing
23 ground and details of terrain and area drainage;

24 ((c)) 3. Limiting dimensions, elevations or finished
25 contours to be achieved by the grading, and proposed drainage
26 channels and related construction;

27 ((d)) 4. Detailed plans of all surface and subsurface
28 drainage devices, walls, cribbing, dams, berms, settling ponds and
29 other protective devices to be constructed with or as a part of
30 the proposed work, together with the maps showing the drainage
31 area and the estimated runoff of the area served by any drains;

32 ((e)) 5. Location of any buildings or structures on the
33 property where the work is to be performed and the location of any

1 buildings or structures on land of adjacent owners which are
2 within fifty feet of the property or which may be affected by the
3 proposed grading operations;

4 ((+f)) 6. Landscape and rehabilitation plan as required by
5 Section 16.82.110;

6 ((+g)) 7. Other information as may be required by the
7 director.

8 ((+4)) D. REFERRAL OF APPLICATIONS. Applications for grading
9 permits shall be referred to the Department of Public Works. The
10 director shall determine if the proposed grading will adversely
11 affect the character of the site for present lawful uses or with
12 the future development of the site and adjacent properties for
13 building or other purposes as indicated by the comprehensive plan,
14 the shoreline master program, and the zoning code. The Department
15 of Public Works shall determine the effect of the intended grading
16 upon public and private property as it pertains to drainage,
17 traffic and public roads. The Department of Public Works shall
18 report its findings to the director.

19 ((+5)) E. GRANTING OF PERMITS. After an application has been
20 filed and reviewed, the director shall ascertain whether such
21 grading work complies with the other provisions of this chapter.
22 If the application and plans so comply, or if they are corrected
23 or amended so as to comply, the director may issue to the
24 applicant a grading permit. A grading permit shall be valid for
25 the number of days stated in the permit but in no case shall the
26 period be more than two years; provided, that when operating
27 conditions have been met, the permit may be renewed every two
28 years, or less if a shorter approval and/or renewal period is
29 specified by the director.

30 No grading permit shall be issued until approved by federal,
31 state and local agencies having jurisdiction by laws or
32 regulations.

33 Upon approval of the application and issuance of the grading

1 permit, no work shall be done that is not provided for in the
 2 permit. The director is authorized to inspect the premises at an
 3 reasonable time to determine if the work is in accordance with the
 4 permit application and plans.

5 The permits from the director shall be required regardless of
 6 any permits issued by any other department of county government or
 7 any other governmental agency who may be interested in certain
 8 aspects of the proposed work. Where work for which a permit is
 9 required by this chapter is started or proceeded with prior to
 10 obtaining the permit, the violator shall be subject to such civil
 11 penalties as provided in Chapter 23.04. However, the payment of
 12 such civil penalties shall not relieve any persons from fully
 13 complying with the requirements of this chapter in the execution
 14 of the work nor from any other penalties prescribed thereon.

15 SECTION 2. Ordinance 4938, Section 3, Ordinance 3393, Section
 16 1, Ordinance 2812, Section 1, Ordinance 2281, Section 3 and K.C.C.
 17 20.50.030.

18 DRAINAGE PLAN - SUBMISSION. A. Applications for any of the
 19 following permits and/or approvals shall be accompanied by a
 20 temporary erosion/sedimentation control plan and a drainage plan
 21 which have been prepared by a registered civil engineer ((:))
 22 except as provided in KCC 16.82.060 for (A.1) in this section:

- 23 1. Grading permit;
- 24 2. Substantial development permit;
- 25 3. Flood control zone permit;
- 26 4. Final plat approval;
- 27 5. Unclassified use permit;
- 28 6. Conditional use permit;
- 29 7. Building permit where the permit relates to five
 30 thousand or more square feet of development coverage within the
 31 property;
- 32 8. Planned unit development.
- 33 B. Drainage plans will be required for those short plat

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

applications which present adverse drainage impacts as defined by administrative guidelines developed by the department and the Division of Building and Land Development and approved by the county council.

C. The plan submitted during one permit/approval process may be subsequently submitted with further required applications. The plan shall be supplemented with additional information at the request of the department.

The plan requirement established in this section will not apply when the department determines that the proposed permit and/or activity;

1. Will not seriously and adversely impact the water quality conditions of any affected receiving bodies of water; and/or

2. Will not alter the drainage patterns, increase the peak discharge, and cause any other adverse effects in the drainage area.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

SECTION 3. The Surface Water Management and Building and Land Development Divisions shall prepare a report to the County Council within 18 months of the effective date of this ordinance on the experience of the two divisions in permitting landscape architects to prepare grading plans and to make appropriate recommendations if any are necessary.

INTRODUCED AND READ for the first time this 19th day of July, 1982.

PASSED this 18th day of October, 1982.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Lois North
Chairman

ATTEST:

Dorothy M. Owens
DEPUTY Clerk of the Council

APPROVED this 28th day of October, 1982.

Randy Revell
King County Executive