

1 May 22, 1997

Introduced by: PETE VON REICHBAUER

2
3
4 clerk 7/18/97

Proposed No.: 97-283

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6
7 ORDINANCE NO. **12962**

8
9 AN ORDINANCE relating to final
10 decisions by the examiner, amending
11 Ordinance 4461, Section 2 as
12 amended, and K.C.C. 20.24.080.
13

14 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

15 SECTION 1. Ordinance 4461, Section 2, as amended, and
16 K.C.C. 20.24.080 are hereby amended as follows:

17 Final decisions by the examiner. A. The examiner
18 shall receive and examine available information, conduct
19 open record public hearings and prepare records and reports
20 thereof, and issue final decisions, including findings and
21 conclusions, based on the issues and evidence in the record,
22 which shall be appealable to superior court as provided by
23 K.C.C. 20.24.240B, or to other designated authority in the
24 following cases:

25 1. Appeals from the decisions of the administrator for
26 short subdivisions, including those variance decisions of
27 the road engineer made pursuant to K.C.C. 14.42.060 with
28 regard to road circulation in the subject short divisions;

29 1.a. Appeals of all Type 2 land use decisions with
30 the exception of appeals of shoreline permits including
31 shoreline variances and conditional uses which are
32 appealable to the State Shoreline Hearings Board;

1 ((2. Appeals of threshold determinations;))

2 ((3.))2. Appeals from notices and orders issued
3 pursuant to Title 23 of this code or the Rules and
4 Regulations VII of the King County department of public
5 health;

6 ((4.))3. Appeals from decisions regarding the
7 abatement of a nonconformance;

8 ((5.))4. Appeals from decisions of the director of
9 the department of public works on requests for rate
10 adjustments to surface and storm management rates and
11 charges;

12 ((6.))5. Appeals from department of public safety
13 seizures and intended forfeitures, when properly designated
14 by the chief law enforcement officer of that department as
15 provided in RCW 69.50.505;

16 ((7.))6. Appeals from notices and certifications of
17 junk vehicles to be removed as a public nuisance as provided
18 in Chapter 23.10;

19 ((8.))7. Appeals from enforcement actions under
20 K.C.C. 23.08.120;

21 ((9.))8. Appeals from the department's final
22 decisions regarding transportation concurrency, mitigation
23 payment system and intersection standards provisions of
24 Title 14;

1 (~~10. Applications for reasonable use exceptions~~
2 ~~pursuant to chapter 21A.24 K.C.C.~~)

3 (~~11.~~)9. Other applications or appeals which the
4 council may prescribe by ordinance.

5 B. The examiner's decision may be to grant or deny the
6 application or appeal, or the examiner may grant the
7 application or appeal with such conditions, modifications
8 and restrictions as the examiner finds necessary to make the
9 application or appeal compatible with the environment and
10 carry out applicable state laws and regulations, including
11 Chapter 43.21C RCW, and the regulations, policies,
12 objectives and goals of the comprehensive plan, the
13 community plans, subarea or neighborhood plans, the zoning
14 code, the subdivision code and other official laws, policies
15 and objectives of King County.

1 In case of any conflict between the King County
2 Comprehensive Plan and a community, subarea or neighborhood
3 plan, the Comprehensive Plan shall govern.

4 INTRODUCED AND READ for the first time this 28th
5 day of July, 1997.

6 PASSED by a vote of 8 to 5 this 5th day of
7 January, 1998.

8 KING COUNTY COUNCIL
9 KING COUNTY, WASHINGTON

10 Louise Miller
11 Chair
12

13 ATTEST:

14 [Signature]
15 Clerk of the Council
16

17 APPROVED this 15 day of January, 1998.

18 [Signature]
19 King County Executive
20
21

22 Attachments:
23 None
24
25