



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

November 24, 2015

Ordinance 18183

Proposed No. 2015-0398.2

Sponsors McDermott

1 AN ORDINANCE relating to the adoption of school capital
2 facility plans and the capital improvement plan; and
3 amending Ordinance 13147, Section 19, as amended, and
4 K.C.C. 20.18.030, Ordinance 13147, Section 22, as
5 amended, and K.C.C. 20.18.060 and Ordinance 13147,
6 Section 23, as amended, and K.C.C. 20.18.070.

7 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

8 **SECTION 1. Findings:**

9 A. Since 1998 the county has signed and implemented interlocal agreements with
10 school districts that have unincorporated county areas within their district boundaries for
11 the purpose of collecting school impact fees on behalf of the districts. As part of this
12 process, the county has adopted school district capital facility plans as part of the capital
13 facilities element of the county's Comprehensive Plan in conjunction with the annual
14 adoption of the next year's budget.

15 B. The county's capital improvement plan is updated on an annual basis, to
16 comply with state law requirements for annual programs, and to reflect changes to the
17 plan due to completed construction and identified needs.

18 C. In 2013, the county adopted a biennial budget covering a two year cycle as
19 well as the annual capital facility plans from the school districts and the capital

20 improvement plan. In order to continue to implement the interlocal agreements with the
21 school districts by adopting the districts' annual capital facility plans, and to make annual
22 updates to the capital improvement plan, the council finds that the process for adoption of
23 those plans in years when a county budget is not adopted warrant clarification and
24 amendment.

25 SECTION 2. Ordinance 13147, Section 19, as amended, and K.C.C. 20.18.030
26 are each hereby amended to read as follows:

27 A. The King County Comprehensive Plan shall be amended in accordance with
28 this chapter, which, in compliance with RCW 36.70A.130(2), establishes a public
29 participation program whereby amendments are considered by the council no more
30 frequently than once a year as part of the amendment cycle established in this chapter,
31 except that the council may consider amendments more frequently to address:

- 32 1. Emergencies;
- 33 2. An appeal of the plan filed with the Central Puget Sound Growth
34 Management Hearings Board or with the court;
- 35 3. The initial adoption of a subarea plan, which may amend the urban growth
36 area boundary only to redesignate land within a joint planning area;
- 37 4. An amendment of the capital facilities element of the Comprehensive Plan
38 that occurs in conjunction with the adoption of the county budget under K.C.C.
39 4A.100.010; or
- 40 5. The adoption or amendment of a shoreline master program under
41 ~~((C))~~chapter 90.58 RCW.

42 B. Every year the Comprehensive Plan may be amended to address technical
43 updates and corrections, and to consider amendments that do not require substantive
44 changes to policy language, changes to the priority areas map, or changes to the urban
45 growth area boundary, except as permitted in subsection B.5, 10. and 12. of this section.
46 This review may be referred to as the annual cycle. The Comprehensive Plan, including
47 subarea plans, may be amended in the annual cycle only to consider the following:

- 48 1. Technical amendments to policy, text, maps or shoreline designations;
- 49 2. The annual capital improvement plan;
- 50 3. The transportation needs report;
- 51 4. School capital facility plans;
- 52 5. Changes required to implement a mining site conversion demonstration
53 project. The demonstration project shall evaluate and address:
 - 54 a. potential options for the use of a reclaimed mine site, including the
55 feasibility of residential use and/or long-term forestry on the demonstration project site;
 - 56 b. the impacts to carbon sequestration as a result of reforestation, and for
57 residential use, the impacts to carbon sequestration when implementing modified
58 standards for lot clustering or transfer of development rights;
 - 59 c. the need for a site design that compatibly integrates any proposed
60 residential development on the demonstration project site with uses occurring on the
61 adjacent rural or forest production district lands, especially if the proposed residential
62 development utilizes modified standards for lot clustering and/or transfer of development
63 rights;

64 d. the levels and standards for reclamation of mining sites that are appropriate
65 to their use either for long-term forestry and/or for residential development; and

66 e. the need to ensure that the demonstration project provides an overall public
67 benefit by providing permanent protection, as designated park or open space, of lands in
68 the vicinity of the demonstration project site that form the headwaters of critical, high-
69 valued habitat areas; or that remove the development potential from nonconforming legal
70 parcels in the forest production district; or that provide linkages with other forest
71 production district lands;

72 6. Changes required by existing Comprehensive Plan policies;

73 7. Changes to the technical appendices and any amendments required thereby;

74 8. Comprehensive updates of subarea plans initiated by motion;

75 9. Changes required by amendments to the countywide planning policies or
76 state law;

77 10. Redesignation proposals under the four-to-one program as provided for in
78 this chapter;

79 11. Amendments necessary for the conservation of threatened and endangered
80 species; and

81 12. Site-specific comprehensive land use map amendments that do not require
82 substantive change to comprehensive plan policy language and that do not alter the urban
83 growth area boundary, except to correct mapping errors.

84 C. Every fourth year beginning in 2000, the county shall complete a
85 comprehensive review of the Comprehensive Plan in order to update it as appropriate and
86 to ensure continued compliance with the GMA. This review may provide for a

87 cumulative analysis of the twenty-year plan based upon official population growth
88 forecasts, benchmarks and other relevant data in order to consider substantive changes to
89 policy language and changes to the urban growth area (UGA). This comprehensive
90 review shall begin one year in advance of the transmittal and may be referred to as the
91 four-year cycle. The urban growth area boundaries shall be reviewed in the context of
92 the four-year cycle and in accordance with countywide planning policy FW-1 and RCW
93 36.70A.130. If the county determines that the purposes of the Comprehensive Plan are
94 not being achieved as evidenced by official population growth forecasts, benchmarks,
95 trends and other relevant data, substantive changes to the Comprehensive Plan may also
96 be considered on even calendar years. This determination shall be authorized by motion.
97 The motion shall specify the scope of the even-year amendment, and identify that the
98 resources necessary to accomplish the work are available. An analysis of the motion's
99 fiscal impact shall be provided to the council before to adoption. The executive shall
100 determine if additional funds are necessary to complete the even-year amendment, and
101 may transmit an ordinance requesting the appropriation of supplemental funds.

102 D. The executive shall seek public comment on the comprehensive plan and any
103 proposed comprehensive plan amendments in accordance with the procedures in K.C.C.
104 20.18.160 before making a recommendation, in addition to conducting the public review
105 and comment procedures required by SEPA. The public shall be afforded at least one
106 official opportunity to record public comment before to the transmittal of a
107 recommendation by the executive to the council. County-sponsored councils and
108 commissions may submit written position statements that shall be considered by the
109 executive before transmittal and by the council before adoption, if they are received in a

110 timely manner. The executive's recommendations for changes to policies, text and maps
111 shall include the elements listed in Comprehensive Plan policy RP-307 and analysis of
112 their financial costs and public benefits, any of which may be included in environmental
113 review documents. Proposed amendments to the Comprehensive Plan shall be
114 accompanied by any development regulations or amendments to development
115 regulations, including area zoning, necessary to implement the proposed amendments.

116 SECTION 3. Ordinance 13147, Section 22, as amended, and K.C.C. 20.18.060
117 are each hereby amended to read as follows:

118 A. Beginning in 1999, and every fourth year thereafter the executive shall
119 transmit to the council by the first business day of March a proposed motion specifying
120 the scope of work for proposed amendments to the Comprehensive Plan that will occur in
121 the following year, which motion shall include the following:

122 1. Topical areas relating to amendments to policies, the land use map and/or
123 implementing development regulations that the executive intends to consider for
124 recommendation to the council; and

125 2. An attachment to the motion advising the council of the work program the
126 executive intends to follow to accomplish state Environmental Policy Act review and
127 public participation.

128 B. The council shall have until April 30 to approve the motion. In the absence of
129 council approval, the executive shall proceed to implement the work program as
130 proposed. If the motion is approved, the work program shall proceed as established by
131 the approved motion.

132 C. Beginning in 2000 and every fourth year thereafter, the executive shall
133 transmit to the council by the first business day of March a proposed ordinance amending
134 the Comprehensive Plan, except that the capital improvement program and the ordinances
135 adopting updates to the transportation needs report and the school capital facility plans
136 shall be transmitted no later than the ~~((annual))~~ biennial budget transmittal and shall be
137 adopted in conjunction with the budget. However, in those years when there is only a
138 midbiennium review of the budget, the ordinances adopting the capital improvement plan
139 and the school capital facility plans shall be transmitted by October 1 and adopted no
140 later than the midbiennium review under K.C.C. 4A.100.010. All transmittals shall be
141 accompanied by a public participation note, identifying the methods used by the
142 executive to ensure early and continuous public participation in the preparation of
143 amendments.

144 SECTION 4. Ordinance 13147, Section 23, as amended, and K.C.C. 20.18.070
145 are each hereby amended to read as follows:

146 A. The executive shall transmit to the council any proposed amendments for the
147 annual cycle by the first business day of March, except that the capital improvement
148 program and the ordinances adopting updates to the transportation needs report and the
149 school capital facility plans shall be transmitted no later than the ~~((annual))~~ biennial
150 budget transmittal and shall be adopted in conjunction with the budget. However, in
151 those years when there is only a midbiennium review of the budget, the ordinances
152 adopting the capital improvement plan and the school capital facility plans shall be
153 transmitted by October 1 and adopted no later than the midbiennium review under K.C.C.
154 4A.100.010.

155 B. All transmittals shall be accompanied by a public participation note,
156 identifying the methods used by the executive to assure early and continuous public
157 participation in the preparation of amendments.

158 C. Proposed amendments, including site-specific land use map amendments, that
159 are found to require preparation of an environmental impact statement shall be considered

160 for inclusion in the next amendment cycle following completion of the appropriate
161 environmental documents.

162

Ordinance 18183 was introduced on 10/5/2015 and passed by the Metropolitan King
County Council on 11/23/2015, by the following vote:

Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Mr. Gossett, Ms. Hague,
Ms. Lambert, Mr. Dunn, Mr. McDermott and Mr. Dembowski
No: 0
Excused: 1 - Mr. Upthegrove

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



Larry Phillips, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 9th day of December, 2015.



~~S~~Dow Constantine, County Executive

Attachments: None

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CLERK
KING COUNTY COUNCIL