

DECLARATION OF DOW CONSTANTINE, KING COUNTY EXECUTIVE

Ordinances 18420, 18421 were delivered to my office on November 30, 2016. I signed both ordinances on December 7, 2016. My signatures were inadvertently erroneously dated November 7, 2016.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Seattle 12/16/16 Dow Constantine
(Date and Place) (Signature)

RECEIVED
2016 DEC 16 PM 3:47
CLERK
KING COUNTY COUNCIL



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

November 29, 2016

Ordinance 18420

Proposed No. 2016-0400.3

Sponsors Lambert

1 AN ORDINANCE relating to roads and bridges; amending
2 Ordinance 665, Section 1, as amended, and K.C.C.
3 14.04.010, Ordinance 665, Section 7, and K.C.C.
4 14.04.070, Resolution 25878 and K.C.C. 14.12.010,
5 Ordinance 11426, Section 1, and K.C.C. 14.16.010,
6 Ordinance 11426, Section 3, and K.C.C. 14.16.015,
7 Ordinance 5701, Section 3, and K.C.C. 14.16.020,
8 Ordinance 5701, Section 18, as amended, and K.C.C.
9 14.16.170, Ordinance 1969, Section 1, as amended, and
10 K.C.C. 14.20.010, Ordinance 336, (part), as amended, and
11 K.C.C. 14.20.020, Ordinance 129, Section 1 (part), as
12 amended, and K.C.C. 14.40.010, Ordinance 129, Section 1
13 (part), and K.C.C. 14.40.015, Ordinance 2759, Section 2, as
14 amended, and K.C.C. 14.40.020, Ordinance 4461, Section
15 1, as amended, and K.C.C. 20.22.060, Ordinance 15753,
16 Section 1, as amended, and K.C.C. 14.42.005, Ordinance
17 11187, Section 1, as amended, and K.C.C. 14.42.010,
18 Ordinance 8041, Section 4, as amended, and K.C.C.
19 14.42.030, Ordinance 8041, Section 5, as amended, and

20 K.C.C. 14.42.040, Ordinance 8041, Section 7, as amended,
21 and K.C.C. 14.42.060, Ordinance 15753, Section 10, and
22 K.C.C. 14.42.075, Ordinance 1503, Section 1, as amended,
23 and K.C.C. 14.48.010, Ordinance 1503, Section 2, as
24 amended, and K.C.C. 14.48.020, Ordinance 1503, Section
25 4, as amended, and K.C.C. 14.48.040, Ordinance 3027,
26 Section 2, as amended, and K.C.C. 14.52.020, Ordinance
27 32027, Section 4, and K.C.C. 14.52.040, Ordinance 3027,
28 Section 7, and K.C.C. 14.52.070, Ordinance 11617, Section
29 57, and K.C.C. 14.80.010, Ordinance 11617, Section 60,
30 and K.C.C. 14.80.030, Ordinance 11617, Section 61, and
31 K.C.C. 14.80.040, Ordinance 11617, Section 62, and
32 K.C.C. 14.80.050, Ordinance 11617, Section 63, and
33 K.C.C. 14.80.060, Ordinance 13019, Section 1 (part), and
34 K.C.C. 14.85.010 and Ordinance 13019, Section 1 (part), as
35 amended, and K.C.C. 14.85.020, adding new sections to
36 K.C.C. chapter 14.40, adding new sections to K.C.C.
37 chapter 4A.700, adding a new chapter to K.C.C. Title 14,
38 recodifying K.C.C. 14.85.020 and repealing Ordinance 665,
39 Section 2, and K.C.C. 14.04.020, Ordinance 665, Section 3,
40 and K.C.C. 14.04.030, Ordinance 665, Section 4, and
41 K.C.C. 14.04.040, Ordinance 665, Section 5, as amended,
42 and K.C.C. 14.04.050, Ordinance 665, Section 6, and

43 K.C.C. 14.04.060, Ordinance 665, Section 8, and K.C.C.
44 14.04.080, Ordinance 665, Section 9, and K.C.C.14.04.090,
45 Ordinance 665, Section 10, and K.C.C. 14.04.100,
46 Resolution 27219 and K.C.C. 14.12.020, Ordinance 5701,
47 Section 4, and K.C.C. 14.16.030, Ordinance 5701, Section
48 5, as amended, and K.C.C. 14.16.040, Ordinance 16744,
49 Section 1, and K.C.C. 14.16.055, Ordinance 16744, Section
50 2, and K.C.C. 14.16.089, Ordinance 5701, Section 11, as
51 amended, and K.C.C. 14.16.100, Resolution 22903 (part),
52 as amended, and K.C.C. 14.24.010, Resolution 22903
53 (part), as amended, and K.C.C. 14.24.020, Ordinance 6254,
54 Section 1, and K.C.C. 14.30.010, Resolution 9793,
55 Paragraph 1, and K.C.C. 14.32.010, Resolution 9793,
56 Paragraph 2, and K.C.C. 14.32.020, Resolution 9793,
57 Paragraph 3(a) and (b), and K.C.C. 14.32.030, Resolution
58 9793, Paragraph 3(c), and K.C.C. 14.32.040, Resolution
59 9793, Paragraph 3(d), and K.C.C. 14.32.050, Resolution
60 9793, Paragraph 3(e), and K.C.C. 14.32.060, Resolution
61 9793, Paragraph 3(f), and K.C.C. 14.32.070, Resolution
62 9793, Paragraph 3(g), and K.C.C. 14.32.080, Resolution
63 9793, Paragraph 4(a), and K.C.C. 14.32.090, Resolution
64 9793, Paragraph 4(c), and K.C.C. 14.32.100, Resolution
65 9793, Paragraph 4(d), and K.C.C. 14.32.110, Resolution

66 9793, Paragraph 4(e), and K.C.C. 14.32.120, Resolution
67 9793, Paragraph 4(f), and K.C.C. 14.32.130, Resolution
68 9793, Paragraph 5(a), and K.C.C. 14.32.140, Resolution
69 9793, Paragraph 5(b), and K.C.C. 14.32.150, Resolution
70 9793, Paragraph 5(c), and K.C.C. 14.32.160, Resolution
71 9793, Paragraph 5(d), and K.C.C. 14.32.170, Resolution
72 9793, Paragraph 6(a), and K.C.C. 14.32.180, Resolution
73 9793, Paragraph 6(b), and K.C.C. 14.32.190, Resolution
74 9793, Paragraph 7, and K.C.C. 14.32.200, Resolution 9793,
75 Paragraph 9, and K.C.C. 14.32.210, Resolution 9793, part,
76 as amended, and K.C.C. 14.32.220, Resolution 9793,
77 Paragraph 10, and K.C.C. 14.32.230, Resolution 9793,
78 Paragraph 11, and K.C.C. 14.32.240, Ordinance 10962,
79 Sections 1 and 6, as amended, and K.C.C. 14.38.010,
80 Ordinance 10962, Sections 2 and 5, as amended, and
81 K.C.C. 14.38.020, Ordinance 14734, Section 3, and K.C.C.
82 14.38.025, Ordinance 10962, Sections 3 and 4, as amended,
83 and K.C.C. 14.38.030, Ordinance 14734, Section 5, and
84 K.C.C. 14.38.045, Ordinance 14734, Section 6, and K.C.C.
85 14.38.055, Ordinance 129, Section 3, as amended, and
86 K.C.C. 14.40.030, Ordinance 129, Section 4, as amended,
87 and K.C.C. 14.40.040, Ordinance 129, Section 5, as
88 amended, and K.C.C. 14.40.050, Ordinance 2759, Section

89 1, and K.C.C. 14.40.060, Ordinance 8041, Section 3, as
90 amended, and K.C.C. 14.42.020, Ordinance 8041, Section
91 6, as amended, and K.C.C. 14.42.050, Ordinance 8041,
92 Section 8, as amended, and K.C.C. 14.42.070, Ordinance
93 13743, Section 4, and K.C.C. 14.45.020, Ordinance 1503,
94 Section 3, as amended, and K.C.C. 14.48.030, Ordinance
95 3027, Section 1, and K.C.C. 14.52.010, Ordinance 3027,
96 Section 3, and K.C.C. 14.52.030, Ordinance 3027, Section
97 5, as amended, and K.C.C. 14.52.050, Ordinance 3027,
98 Section 6, and K.C.C. 14.52.060, Ordinance 11617, Section
99 3, as amended, and K.C.C. 14.65.010, Ordinance 11617,
100 Section 4, as amended, and K.C.C. 14.65.020, Ordinance
101 11617, Section 64, as amended, and K.C.C. 14.65.025,
102 Ordinance 11617, Section 5, as amended, and K.C.C.
103 14.65.030, Ordinance 11617, Section 6, as amended, and
104 K.C.C. 14.65.040, Ordinance 11617, Section 35, and
105 K.C.C. 14.75.010, Ordinance 11617, Sections 36 through
106 41, and K.C.C. 14.75.020, Ordinance 11617, Section 42,
107 and K.C.C. 14.75.030, Ordinance 11617, Section 43 and
108 Attachment B, as amended, and K.C.C. 14.75.040,
109 Ordinance 11617, Section 44, as amended, and K.C.C.
110 14.75.050, Ordinance 11617, Section 45, and K.C.C.
111 14.75.060, Ordinance 11617, Section 46, as amended, and

112 K.C.C. 14.75.070, Ordinance 17190, Section 5, as
113 amended, and K.C.C. 14.75.075, Ordinance 11617, Section
114 47, as amended, and K.C.C. 14.75.080, Ordinance 11617,
115 Section 48, as amended, and K.C.C. 14.75.090, Ordinance
116 11617, Section 49, as amended, and K.C.C. 14.75.100,
117 Ordinance 11617, Section 50, as amended, and K.C.C.
118 14.75.110, Ordinance 11617, Section 51, and K.C.C.
119 14.75.120, Ordinance 11617, Section 52, and K.C.C.
120 14.75.130, Ordinance 11617, Section 53, and K.C.C.
121 14.75.140, Ordinance 11617, Section 54, as amended, and
122 K.C.C. 14.75.150, Ordinance 11617, Section 55, and
123 K.C.C. 14.75.160, Ordinance 11617, Sections 58 and 59,
124 and K.C.C. 14.80.020, Ordinance 13019, Section 1 (part),
125 and K.C.C. 14.85.030 and Ordinance 13019, Section 1
126 (part), and K.C.C. 14.85.040.

127 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

128 SECTION 1. Sections 2 through 44 of this ordinance should constitute a new
129 chapter in K.C.C. Title 14.

130 NEW SECTION. SECTION 2. There is hereby added to the new chapter created
131 in section x of this ordinance a new section to read as follows:

132 A. The definitions in this chapter apply throughout this title.

133 B. The definitions in RCW 36.75.010 apply to this title unless otherwise defined
134 in this chapter.

135 NEW SECTION. SECTION 3. There is hereby added to the new chapter created
136 in section 1 of this ordinance a new section to read as follows:

137 "Applicant" means a property owner or a public agency or public or private utility
138 that owns a right of way or other easement or has been adjudicated the right to the
139 easement under RCW 8.12.090, or any person or entity designated or named in writing
140 by the property or easement owner to be the applicant, in an application for a
141 development proposal, permit or approval.

142 NEW SECTION. SECTION 4. There is hereby added to the new chapter created
143 in section 1 of this ordinance a new section to read as follows:

144 "Capital improvement program" or "CIP" means the expenditures and revenues
145 programmed by King County for capital purposes for road improvements over the six-
146 year period of the adopted CIP currently in effect.

147 NEW SECTION. SECTION 5. There is hereby added to the new chapter created
148 in section 1 of this ordinance a new section to read as follows:

149 "Comprehensive Plan" means the adopted King County Comprehensive Plan.

150 NEW SECTION. SECTION 6. There is hereby added to the new chapter created
151 in section 1 of this ordinance a new section to read as follows:

152 "Concurrency" means transportation facilities are in place at the time of
153 development or that a financial commitment is in place to complete within six years the
154 improvements needed to maintain the county level of service standards, according to
155 RCW 36.70A.070(6).

156 NEW SECTION. SECTION 7. There is hereby added to the new chapter created
157 in section 1 of this ordinance a new section to read as follows:

158 "Concurrency status" means whether or not an area passes the concurrency test.

159 NEW SECTION. SECTION 8. There is hereby added to the new chapter created
160 in section 1 of this ordinance a new section to read as follows:

161 "Concurrency test" means determining whether or not an area meets level of
162 service standards as described in K.C.C. 14.70.220.

163 NEW SECTION. SECTION 9. There is hereby added to the new chapter created
164 in section 1 of this ordinance a new section to read as follows:

165 "Concurrency test results map" means the map displaying which travel sheds are
166 passing or failing the concurrency test for residential and commercial land uses.

167 NEW SECTION. SECTION 10. There is hereby added to the new chapter
168 created in section 1 of this ordinance a new section to read as follows:

169 "County property" means all county real property, including, but not limited to,
170 recreational trails, county road rights-of-way and dedicated open space.

171 NEW SECTION. SECTION 11. There is hereby added to the new chapter
172 created in section 1 of this ordinance a new section to read as follows:

173 "County road engineer" means the county road engineer, as specified in RCW
174 36.75.010 and 36.80.010 or the county road engineer's authorized representative.

175 NEW SECTION. SECTION 12. There is hereby added to the new chapter
176 created in section 1 of this ordinance a new section to read as follows:

177 "Curb" means a cement, concrete or asphaltic concrete raised structure designed
178 to delineate the edge of the roadway and to separate the vehicular portion of the roadway
179 from that provided for pedestrians and to control surface drainage.

180 NEW SECTION. SECTION 13. There is hereby added to the new chapter
181 created in section 1 of this ordinance a new section to read as follows:

182 "Custodial departments" means those county departments whose function is to
183 manage and control county use of the rights-of-way or other county property.

184 NEW SECTION. SECTION 14. There is hereby added to the new chapter
185 created in section 1 of this ordinance a new section to read as follows:

186 "Development" means specified changes in use designed or intended to permit a
187 use of land that will contain more dwelling units or buildings than the existing use of the
188 land, or to otherwise change the use of the land or buildings or improvements on the land
189 in a manner that increases the amount of vehicle traffic generated by the existing use of
190 the land and that requires a development permit from King County. This definition does
191 not pertain to the rezoning of land or a grading permit.

192 NEW SECTION. SECTION 15. There is hereby added to the new chapter
193 created in section 1 of this ordinance a new section to read as follows:

194 "Development application" means the request made to the department of
195 permitting and environmental review, or its successor agency, for approval of a
196 development.

197 NEW SECTION. SECTION 16. There is hereby added to the new chapter
198 created in section 1 of this ordinance a new section to read as follows:

199 "Development approval" means an order, permit or other official action of the
200 department of permitting and environmental review, or its successor agency, granting or
201 granting with conditions an application for development.

202 NEW SECTION. SECTION 17. There is hereby added to the new chapter
203 created in section 1 of this ordinance a new section to read as follows:

204 "Development engineer" means the department of permitting and environmental
205 review employee responsible for the conditioning, review, inspection and approval of
206 right-of-way use permits and road and drainage improvements constructed as part of
207 development permits administered by the department of permitting and environmental
208 review. The development engineer or the development engineer's designee shall be a
209 professional civil engineer registered and licensed under the laws of the state of
210 Washington.

211 NEW SECTION. SECTION 18. There is hereby added to the new chapter
212 created in section 1 of this ordinance a new section to read as follows:

213 "Development units" means the number of dwelling units approved for residential
214 development.

215 NEW SECTION. SECTION 19. There is hereby added to the new chapter
216 created in section 1 of this ordinance a new section to read as follows:

217 "Financial commitment" consists of expenditures and revenues designated in an
218 adopted CIP. The adopted CIP identifies all applicable and available revenue sources and
219 forecasts these revenues through the six-year period with reasonable assurance that the
220 funds will be available.

221 NEW SECTION. SECTION 20. There is hereby added to the new chapter
222 created in section 1 of this ordinance a new section to read as follows:

223 "Highway Capacity Manual" means Special Report 209 of the Transportation
224 Research Board of the National Research Council, as it exists on the effective date of this
225 ordinance.

226 NEW SECTION. SECTION 21. There is hereby added to the new chapter
227 created in section 1 of this ordinance a new section to read as follows:

228 "Intersection standards" means a standard by which King County evaluates
229 intersections affected by new development to assure safe and efficient operation and that
230 improvements to mitigate the adverse impacts of such developments are completed, in
231 accordance with the state Environmental Policy Act, K.C.C. chapter 14.80, K.C.C.
232 20.44.080 and the King County Comprehensive Plan.

233 NEW SECTION. SECTION 22. There is hereby added to the new chapter
234 created in section 1 of this ordinance a new section to read as follows:

235 "Level of service standard" means the traffic standards that are adopted in the
236 Comprehensive Plan.

237 NEW SECTION. SECTION 23. There is hereby added to the new chapter
238 created in section 1 of this ordinance a new section to read as follows:

239 "Peak period" means the weekday afternoon period during which the greatest
240 volume of traffic uses the road system.

241 NEW SECTION. SECTION 24. There is hereby added to the new chapter
242 created in section 1 of this ordinance a new section to read as follows:

243 "Planting strip" means that portion of the right of way behind the curb line and
244 between the curb line and the sidewalk or between the sidewalk and the right of way line
245 used for the planting of trees, grass, shrubs or ground cover.

246 NEW SECTION. SECTION 25. There is hereby added to the new chapter
247 created in section 1 of this ordinance a new section to read as follows:

248 "Reviewing agency" means the department of permitting and environmental
249 review or its successor agency responsible for reviewing subdivisions and other
250 developments within its jurisdiction.

251 NEW SECTION. SECTION 26. There is hereby added to the new chapter
252 created in section 1 of this ordinance a new section to read as follows:

253 "Right of way" means land, property or property interest, such as an easement,
254 usually in a strip, as well as bridges, trestles or other structures dedicated to or otherwise
255 acquired by the county for public motor vehicle transportation purposes, including, but
256 not limited to, roads, streets, avenues and alleys, whether or not opened, improved or
257 maintained for public motor vehicle transportation purposes.

258 NEW SECTION. SECTION 27. There is hereby added to the new chapter
259 created in section 1 of this ordinance a new section to read as follows:

260 "Right of way use agreement" means an agreement between the county and a
261 wireless telecommunications provider through which a site-specific and revocable
262 privilege to use county right of way at a location identified in the agreement for wireless
263 telecommunications facilities is granted and through which the terms and conditions for
264 exercising the granted privilege to use the county right of way are set forth.

265 NEW SECTION. SECTION 28. There is hereby added to the new chapter
266 created in section 1 of this ordinance a new section to read as follows:

267 "Road classification" means the classification of roadways based on the function
268 and design of a specific road.

269 NEW SECTION. SECTION 29. There is hereby added to the new chapter
270 created in section 1 of this ordinance a new section to read as follows:

271 "Rural Area" means the area outside the urban growth boundary line as defined in
272 the Comprehensive Plan.

273 NEW SECTION. SECTION 30. There is hereby added to the new chapter
274 created in section 1 of this ordinance a new section to read as follows:

275 "Rural Mobility Area" means one of the rural towns as defined by the
276 Comprehensive Plan.

277 NEW SECTION. SECTION 31. There is hereby added to the new chapter
278 created in section 1 of this ordinance a new section to read as follows:

279 "Rural Neighborhood Commercial Center" means the rural neighborhood
280 commercial centers of Cottage Lake, Preston and Cumberland.

281 NEW SECTION. SECTION 32. There is hereby added to the new chapter
282 created in section 1 of this ordinance a new section to read as follows:

283 "Rural Town" means an unincorporated town governed by King County as
284 defined in the Comprehensive Plan.

285 NEW SECTION. SECTION 33. There is hereby added to the new chapter
286 created in section 1 of this ordinance a new section to read as follows:

287 "Segment" means a designated portion of an arterial used in level of service
288 standard calculation.

289 NEW SECTION. SECTION 34. There is hereby added to the new chapter
290 created in section 1 of this ordinance a new section to read as follows:

291 "Sidewalk" means that property between the curb line and the adjacent property,
292 set aside and intended for the use of pedestrians, improved by paving.

293 NEW SECTION. SECTION 35. There is hereby added to the new chapter
294 created in section 1 of this ordinance a new section to read as follows:

295 "Road standards" means the adopted King County Road Design and Construction
296 Standards.

297 NEW SECTION. SECTION 36. There is hereby added to the new chapter
298 created in section 1 of this ordinance a new section to read as follows:

299 "Special use permit" means a permit for the use of county property issued under
300 K.C.C. chapter 14.30.

301 NEW SECTION. SECTION 37. There is hereby added to the new chapter
302 created in section 1 of this ordinance a new section to read as follows:

303 "Transportation facilities" means principal, minor and collector arterial roads and
304 state highways, as well as associated sidewalks, bike lanes and other facilities supporting
305 nonmotorized travel.

306 NEW SECTION. SECTION 38. There is hereby added to the new chapter
307 created in section 1 of this ordinance a new section to read as follows:

308 "Travel shed" means a geographic area within which all development would be
309 likely to use or be affected by traffic on arterials within the travel shed.

310 NEW SECTION. SECTION 39. There is hereby added to the new chapter
311 created in section 1 of this ordinance a new section to read as follows:

312 "Travel time" means the time it takes a vehicle to travel from one specified point
313 to another.

314 NEW SECTION. SECTION 40. There is hereby added to the new chapter
315 created in section 1 of this ordinance a new section to read as follows:

316 "Travel time standard" means the level of service standard used to judge the
317 performance of arterial road segments. The level of service standard is identified by
318 ranges of average travel speed by road classification.

319 NEW SECTION. SECTION 41. There is hereby added to the new chapter
320 created in section 1 of this ordinance a new section to read as follows:

321 "Urban Growth Area" means an area inside the urban growth boundary as defined
322 in the King County Comprehensive Plan.

323 NEW SECTION. SECTION 42. There is hereby added to the new chapter
324 created in section 1 of this ordinance a new section to read as follows:

325 "Wireless" means transmissions through the airwaves including, but not limited
326 to, infrared line of sight, cellular, microwave or satellite.

327 NEW SECTION. SECTION 43. There is hereby added to the new chapter
328 created in section 1 of this ordinance a new section to read as follows:

329 "Wireless telecommunications facility" means the capital, equipment and
330 property, including, but not limited to, the poles, pipes, mains, conduits, ducts, pedestals
331 and electronic equipment within the right of way used for the purpose of transmitting,
332 receiving, distributing, providing or offering wireless telecommunications.

333 NEW SECTION. SECTION 44. There is hereby added to the new chapter
334 created in section 1 of this ordinance a new section to read as follows:

335 "Wireless telecommunications provider" means every person that owns, controls,
336 operates or manages a wireless minor telecommunication facility within the county right

337 of way for the purpose of offering wireless telecommunication services, meaning the
338 transmission for hire of information in electronic or optical form, including, but not
339 limited to, voice, video or data.

340 SECTION 45. Ordinance 665, Section 1, as amended, and K.C.C. 14.04.010 are
341 each hereby amended to read as follows:

342 ~~((The county executive has been advised by the director of transportation that the
343 need exists for an official))~~ A. King County operates and maintains an extensive
344 road((/street)) system. ((This system will show, by maps and/or exhibits, the
345 roads/streets))

346 B. The department of transportation maintains a road system database that
347 identifies the roads for which King County ((has maintenance responsibility)) is
348 responsible. The department of transportation shall provide road index maps of the
349 official county road system on the road services division's website annually following the
350 county road administration board's annual validation of the data.

351 SECTION 46. The following are each hereby repealed:

- 352 A. Ordinance 665, Section 2, and K.C.C. 14.04.020;
- 353 B. Ordinance 665, Section 3, and K.C.C. 14.04.030;
- 354 C. Ordinance 665, Section 4, and K.C.C. 14.04.040;
- 355 D. Ordinance 665, Section 5, as amended, and K.C.C. 14.04.050; and
- 356 E. Ordinance 665, Section 6, and K.C.C. 14.04.060.

357 SECTION 47. Ordinance 665, Section 7, and K.C.C. 14.04.070 are each hereby
358 amended to read as follows:

359 All roads(~~(/streets)~~) constructed by the Washington (~~(S)~~)state Department of
360 (~~(Highways)~~) Transportation in conjunction with(~~(, and/)~~) or adjacent to(~~(,)~~) an
361 (~~(I)~~)interstate (~~(H)~~)highway, (~~(S)~~)state (~~(P)~~)primary or (~~(S)~~)state (~~(L)~~)limited (~~(A)~~)access
362 (~~(H)~~)highway (~~(Interstate Highway, State Primary or State Limited Access Highway)~~)
363 and used as access, exit, frontage road or service road and covered by a maintenance
364 agreement between the Washington (~~(S)~~)state Department of (~~(Highways)~~)
365 Transportation and King County shall be considered a part of the King County
366 road(~~(/street)~~) system whether or not the state has relinquished any or all claims.

367 SECTION 48. The following sections are hereby repealed:

- 368 A. Ordinance 665, Section 8, and K.C.C. 14.04.080;
- 369 B. Ordinance 665, Section 9, and K.C.C.14.04.090; and
- 370 C. Ordinance 665, Section 10, and K.C.C. 14.04.100.

371 SECTION 49. Resolution 25878 and K.C.C. 14.12.010 are each hereby amended
372 to read as follows:

373 (~~(The following policy is approved and adopted, and henceforth all road closure~~
374 ~~and load limit restrictions will be disseminated in accordance with this policy insofar as it~~
375 ~~is possible to do so:~~

376 A. ~~A list of roads which will remain open and available for school bus use during~~
377 ~~thawing conditions will be supplied to each and every school district operating on county~~
378 ~~roads within King County. This will be accomplished during the month of September of~~
379 ~~each school year.~~

380 B. ~~In the event road closures are required, the school district will be notified prior~~
381 ~~to one p.m. of the day preceding the road closures on school bus routes, to be effective~~

382 ~~the following day. If the morning pick-up of children is accomplished, the school district~~
383 ~~will be permitted to use these routes for the returning of the children to their normal bus~~
384 ~~stops.~~

385 ~~C. School buses will be permitted to turn around at the intersection of a school~~
386 ~~bus route which is closed, and the open route with the minimum maneuvering possible on~~
387 ~~the closed road in the intersection area.~~

388 ~~D. The county will establish the necessary communications with the school~~
389 ~~districts to provide the proper notification. The county engineer will initiate road~~
390 ~~closures and unless specified otherwise, closures shall be county wide.)) A. The council~~
391 ~~has determined when in order to prevent serious damage or destruction to a county road~~
392 ~~or bridge caused by rain, snow, climatic or other conditions, the county road engineer~~
393 ~~may close such a county road or bridge. In exercising the authority to close a county road~~
394 ~~or bridge, the county road engineer shall comply with the requirements of RCW~~
395 ~~46.44.080.~~

396 ~~B. The county road engineer may, in cases of emergency or a closure lasting less~~
397 ~~than twelve hours, temporarily close county roads and bridges by posting notices at each~~
398 ~~end of the closed portion and at all intersecting state highways and county roads and~~
399 ~~county roads and city streets.~~

400 ~~C. It is unlawful for any person to operate a vehicle on any county road or bridge~~
401 ~~in violation of any closure under subsection A. or B. of this section, unless the driver is in~~
402 ~~possession of a limited special permit issued by the county road engineer, who is~~
403 ~~authorized to issue limited special use permits for the operation of school buses,~~
404 ~~emergency vehicles and motor trucks transporting perishable commodities or~~

405 commodities necessary for the health and welfare of local residents during periods of the
406 closures.

407 SECTION 50. Resolution 27219 and K.C.C. 14.12.020 are each hereby repealed.

408 SECTION 51. Ordinance 11426, Section 1, and K.C.C. 14.16.010 are each

409 hereby amended to read as follows:

410 A. The council has determined when in order to prevent serious damage or
411 destruction to a county road or bridge caused by rain, snow, climatic or other conditions,
412 the county road engineer may limit weights of vehicles and prohibit or limit classes or
413 types of vehicles on county roads or bridges, in accordance with RCW 46.44.080.

414 B. It is unlawful for any person to operate a vehicle on any county road or ((over
415 any King County)) bridge when ((such)) the vehicle has a gross weight that is greater
416 than the posted maximum weight for that county road or ((that)) bridge or the type or
417 class of vehicle has been limited or prohibited from operating on the county road or
418 bridge, unless the driver is in possession of a limited special permit issued by the county
419 road engineer ((or designee)) for the safe use of ((such)) the county road or bridge.

420 C. Notice of ((closing of individual bridge to certain classes or)) limiting weights
421 of vehicles or prohibiting or limiting classes or types of vehicles on a county road or
422 bridge shall be:

423 ((A.)) 1. Published ((in a local paper of general circulation,)) on King County
424 department of transportation's website; and

425 ((B.)) 2. Posted on signs at each end of ((subject)) the county road or bridge((;
426 on or prior to the date of publication)). All signs shall be erected and maintained in
427 accordance with RCW 36.86.040, ((RCW)) 46.61.450 and ((RCW)) 47.36.030.

428 D. The road services division shall report to the council its Annual Bridge Report
429 required by WAC 136-20-060 that establishes the ((M))maximum gross weights for
430 vehicles operating on a ((over King C))county bridge((s shall be established by ordinance
431 in accordance with RCW 36.75.270 and RCW 46.44.080.

432 ~~The county road shall have the authority by administrative determination to~~
433 ~~immediately impose temporary gross weight limits on bridges based on the results of an~~
434 ~~engineering and traffic investigation. The traffic engineer shall have the authority to~~
435 ~~immediately erect and maintain official traffic control devices for temporary gross weight~~
436 ~~limits on bridges as directed by the county road engineer and in accordance with Chapter~~
437 ~~46.90 RCW, WAC 308-330-265 and K.C.C. 46.04.010. The temporary gross weight~~
438 ~~limits on bridges shall be in effect for not longer than one year from the date of posting or~~
439 ~~until the weight limits are established by ordinance)) and any prohibition or limitation of~~
440 certain classes or types of vehicles operating on a county bridge.

441 E. Annually the road services division shall report to the council all county roads
442 that limit or prohibit classes or types of vehicles or limit the weight of vehicles that may
443 operate on them.

444 F. The reports required by this section shall be in the form of a paper original
445 and an electronic copy with the clerk of the council, who shall retain the original and
446 provide an electronic copy to all councilmembers, the policy staff director and the lead
447 staff for the transportation, environment and economy committee, or its successor.

448 G. The county road engineer may, in cases of emergency or a limitation or
449 prohibition lasting less than twelve hours, temporarily limit weights of vehicles and
450 prohibit or limit classes or types of vehicles operating on county roads or bridges by

451 posting notices at each end of the closed portion and at all intersecting state highways and
452 county roads and county roads and city streets.

453 SECTION 52. Ordinance 11426, Section 3, and K.C.C. 14.16.015 are each
454 hereby amended to read as follows:

455 The county road engineer (~~((or designee is authorized to))~~) may issue limited
456 special permits for the safe use of load limited bridges by emergency vehicles and other
457 vehicles exceeding the posted maximum weight as authorized by RCW 46.44.080.

458 SECTION 53. Ordinance 5701, Section 3, and K.C.C. 14.16.020 are each hereby
459 amended to read as follows:

460 Those King County bridges that are posted with one legal load are done so
461 (~~((pursuant to))~~) in accordance with the definitions and standards for maximum gross
462 vehicle weight contained in (~~((RCW))~~) chapter 46.44 RCW, (~~((particularly))~~) specifically the
463 vehicle weight table of RCW 46.44.041.

464 SECTION 54. The following sections are each hereby repealed:

- 465 A. Ordinance 5701, Section 4, and K.C.C. 14.16.030;
466 B. Ordinance 5701, Section 5, as amended, and K.C.C. 14.16.040;
467 C. Ordinance 16744, Section 1 and K.C.C. 14.16.055;
468 D. Ordinance 16744, Section 2, and K.C.C. 14.16.089; and
469 E. Ordinance 5701, Section 11, as amended, and K.C.C. 14.16.100.

470 SECTION 55. Ordinance 5701, Section 18, as amended, and K.C.C. 14.16.170
471 are each hereby amended to read as follows:

472 A. The director of the department of transportation and the county sheriff are
473 authorized to enforce the provisions of this chapter and any rules and regulations
474 promulgated thereunder.

475 B. Any violation of this chapter is a traffic infraction and subject to a penalty of
476 ~~(\$250)~~ two hundred fifty dollars.

477 SECTION 56. Ordinance 1969, Section 1, as amended, and K.C.C. 14.20.010 are
478 each hereby amended to read as follows:

479 The ~~((1996))~~ current English edition of the Standard Specifications for Road,
480 Bridge, and Municipal Construction issued by the Washington ~~((S))~~state Department of
481 Transportation and the American Public Works Association, Washington State Chapter,
482 is adopted as the standard specifications for road, bridge and drainage construction in
483 King County, except that the provisions of the ~~((1994))~~ 2014 edition shall continue in
484 effect on those current projects advertised prior to November 1, ~~((1996))~~ 2014, for
485 construction

486 SECTION 57. Ordinance 336, (part), as amended, and K.C.C. 14.20.020 are each
487 hereby amended to read as follows:

488 The department of transportation ~~((will))~~ shall comply with the Soil Conservation
489 Service Standards, Specifications and Contracting Procedures when working in
490 conjunction with the federal government on a project requiring ~~((such))~~ compliance.

491 SECTION 58. The following are each hereby repealed:

492 A. Resolution 22903 (part), as amended, and K.C.C. 14.24.010;

493 B. Resolution 22903 (part), as amended, and K.C.C. 14.24.020;

494 C. Ordinance 6452, Section 1 and K.C.C. 14.30.010;

- 495 D. Resolution 9793, Paragraph 1, and K.C.C. 14.32.010;
- 496 E. Resolution 9793, Paragraph 2, and K.C.C. 14.32.020;
- 497 F. Resolution 9793, Paragraph 3(a) and (b), and K.C.C. 14.32.030;
- 498 G. Resolution 9793, Paragraph 3(c), and K.C.C. 14.32.040;
- 499 H. Resolution 9793, Paragraph 3(d), and K.C.C. 14.32.050;
- 500 I. Resolution 9793, Paragraph 3(e), and K.C.C. 14.32.060;
- 501 J. Resolution 9793, Paragraph 3(f), and K.C.C. 14.32.070;
- 502 K. Resolution 9793, Paragraph 3(g), and K.C.C. 14.32.080;
- 503 L. Resolution 9793, Paragraph 4(a), and K.C.C. 14.32.090;
- 504 M. Resolution 9793, Paragraph 4(c), and K.C.C. 14.32.100;
- 505 N. Resolution 9793, Paragraph 4(d), and K.C.C. 14.32.110;
- 506 O. Resolution 9793, Paragraph 4(e), and K.C.C. 14.32.120;
- 507 P. Resolution 9793, Paragraph 4(f), and K.C.C. 14.32.130;
- 508 Q. Resolution 9793, Paragraph 5(a), and K.C.C. 14.32.140;
- 509 R. Resolution 9793, Paragraph 5(b), and K.C.C. 14.32.150;
- 510 S. Resolution 9793, Paragraph 5(c), and K.C.C. 14.32.160;
- 511 T. Resolution 9793, Paragraph 5(d), and K.C.C. 14.32.170;
- 512 U. Resolution 9793, Paragraph 6(a), and K.C.C. 14.32.180;
- 513 V. Resolution 9793, Paragraph 6(b), and K.C.C. 14.32.190;
- 514 W. Resolution 9793, Paragraph 7, and K.C.C. 14.32.200;
- 515 X. Resolution 9793, Paragraph 9, and K.C.C. 14.32.210;
- 516 Y. Resolution 9793, part, as amended, and K.C.C. 14.32.220;
- 517 Z. Resolution 9793, Paragraph 10, and K.C.C. 14.32.230;

- 518 AA. Resolution 9793, Paragraph 11, and K.C.C. 14.32.240;
- 519 BB. Ordinance 10962, Sections 1 and 6, as amended, and K.C.C. 14.38.010;
- 520 CC. Ordinance 10962, Sections 2 and 5, as amended, and K.C.C. 14.38.020;
- 521 DD. Ordinance 14734, Section 3, and K.C.C. 14.38.025;
- 522 EE. Ordinance 10962, Sections 3 and 4, as amended, and K.C.C. 14.38.030;
- 523 FF. Ordinance 14734, Section 5, and K.C.C. 14.38.045; and
- 524 GG. Ordinance 14734, Section 6, and K.C.C. 14.38.055.

525 SECTION 59. Ordinance 129, Section 1, as amended, and K.C.C. 14.40.010 are
526 each hereby amended to read as follows:

527 ~~((Petitions for the vacation of county roads may be granted by the council in
528 accordance with the provisions of RCW Chapter 36.87 as amended by Chapter 185, Laws
529 of 1969 First Extraordinary Session, except as provided herein, and King County shall
530 receive compensation as provided for in this chapter.)) Proposed vacation of a county
531 right of way may be initiated:~~

532 A. By the council, which by ordinance declares its intent to vacate and abandon a
533 county right of way or portion thereof that is considered useless and directs the county
534 road engineer to prepare a report on such vacation and abandonment; or

535 B. By a petition for vacation of a county right of way filed with the clerk of the
536 council.

537 NEW SECTION. SECTION 60. There is hereby added to K.C.C. chapter 14.40 a
538 new section to read as follows:

539 A. Property owners of the majority of the frontage on any county right of way or
540 portion of the right of way they seek to vacate may petition the council to vacate and

541 abandon the right of way or portion of the right of way by submitting a vacation petition
542 to the clerk of the council.

543 B. The petition must include the name, address and land owned for each
544 petitioner and set forth that the right of way is useless as part of the county road system
545 and that the public will be benefited by its vacation. A county right of way may be
546 considered useless if it is not necessary to serve an essential role in the public road
547 network or if it would better serve the public interest in private ownership.

548 C. The petition must be signed by owners of a majority of the lineal footage of
549 the right of way the petition seeks to vacate.

550 D. The petition shall be accompanied by:

551 1. Payment of the administrative fee in the amount specified in Section 63 of
552 this ordinance; and

553 2. A legal description of the right of way proposed to be vacated and of the
554 property owned by each petitioner, including the square footage of the area of vacation
555 and a drawing, for both the area of right of way proposed to be vacated and the property
556 adjacent to the proposed vacation owned by each petitioner. The county road engineer
557 may require a drawing prepared by a surveyor licensed by the state of Washington.

558 E. After receipt of a petition and payment of the administrative fee, the clerk of
559 the council shall transmit the petition to the county road engineer, who shall evaluate the
560 proposed vacation for compliance with requirements of this section.

561 NEW SECTION. SECTION 61. There is hereby added to K.C.C. chapter 14.40 a
562 new section to read as follows:

563 A. Upon receipt of a petition, the county road engineer shall determine whether
564 owners of the majority of the lineal footage of the frontage of the right of way proposed
565 for vacation have signed the petition. If the county road engineer determines the
566 signatories of the petition own less than the majority of the lineal footage of the frontage
567 of the right of way proposed for vacation, the county road engineer shall notify the
568 petitioners and the clerk of the council that the petition does not have sufficient
569 signatories. The petitioners shall have thirty days from the date of that notice to
570 supplement the petition by filing with the clerk of the council, with a copy to the county
571 road engineer, a sufficient number of additional petition signatures to establish that a
572 majority of owners of the lineal footage of the frontage of the right of way proposed for
573 vacation support the petition. Failure to include the signature of a majority the owners of
574 the lineal footage of the frontage of the right of way proposed for vacation is grounds for
575 the county road engineer to report in writing to the council clerk that the petition is
576 deficient. In that event, no further action will be taken on the petition and the county road
577 engineer shall inform the petitioners of the determination.

578 B. If either directed by the council in accordance with K.C.C. 14.40.010.A., or if
579 under subsection A. of this section the county road engineer determines that the petition
580 is valid, then the county road engineer shall examine the right of way proposed to be
581 vacated and abandoned and complete a report that complies with the requirements in
582 RCW 36.87.040, including the county road engineer's opinion of whether the right of
583 way should be vacated. The report should address:

- 584 1. Whether the county right of way should be vacated and abandoned;
- 585 2. Whether the county right of way is in use or has been in use;

- 586 3. The condition of the right of way;
- 587 4. Whether it is advisable to preserve all or a portion of the right of way for the
588 county transportation system of the future;
- 589 5. Whether the public will be benefited by the vacation of the county right of
590 way;
- 591 6. The appraised value of the county right of way or portion thereof proposed
592 for vacation as well as the county road engineer's recommendation for compensation to
593 be determined in accordance with the factors listed in K.C.C. 14.40.020.A.;
- 594 7.a. Whether the proposed county right of way to be vacated serves as access to
595 property abutting the county right of way that is the subject of the vacation request; and
596 b. a recommendation for requiring access easements for all abutting properties
597 as a condition of granting the vacation;
- 598 8.a. Whether the proposed county right of way to be vacated contains utilities;
599 and
600 b. a recommendation for retaining an easement for the construction, repair and
601 maintenance of public utilities and services that are authorized at the time the ordinance
602 is adopted or are physically located on a portion of the right of way being vacated;
- 603 9. Other matters that may be of interest, including any fees charged under
604 section 62.B. of this ordinance;
- 605 10. Whether the proposed area to be vacated abuts a body of salt or fresh water
606 as set forth in RCW 36.87.130;
- 607 11. A list of property owners whose property abuts the county right of way or
608 any portion thereof proposed for vacation who are not petitioners; and

609 12. If not waived in accordance with section 62.C. of this ordinance, a list of all
610 costs incurred in preparing the report.

611 C. Upon completion of the report by the county road engineer, the executive shall
612 transmit the report, any petition and a proposed ordinance to the council. The hearing
613 examiner is appointed by the council to conduct the public hearing of any proposed
614 vacation of a county right of way.

615 NEW SECTION. SECTION 62. There is hereby added to K.C.C. chapter 14.40 a
616 new section to read as follows:

617 A. Petitioners shall pay to the clerk of the council an administrative fee set forth
618 in section 63 of this ordinance. No portion of the administrative fee shall be returned to
619 petitioners.

620 B. In addition to the administrative fee required in subsection A. of this section,
621 the county road engineer may charge petitioners additional fees for costs associated with
622 the processing, investigation, determination of value, appraisals and the cost of the public
623 hearing pertaining to the petition. The county road engineer shall provide petitioners
624 with an estimate of these costs prior to the county road engineer preparing the report on
625 the proposed vacation.

626 C. The director of the road services division has the discretion to waive all or a
627 portion of any additional fee assessed under subsection B. of this section and required by
628 this chapter. The waiver must be in writing and shall state a compelling need or public
629 purpose that is served by the waiver.

630 NEW SECTION. SECTION 63. There is hereby added to K.C.C. chapter
631 4A.700 a new section to read as follows:

632 The fee that petitioners shall pay under section 62.A. of this ordinance is two-
633 hundred dollars, plus any additional fees allowed under section 62.B. of this ordinance.
634 All or a portion of the additional fees may be waived as provided under section 62.C. of
635 this ordinance.

636 SECTION 64. Ordinance 129, Section 1 (part), as amended, and K.C.C.
637 14.40.015 are each hereby amended to read as follows:

638 A. The ~~((office of the))~~ hearing examiner shall hold a public hearing~~((s on~~
639 ~~vacations which have been recommended for approval by the department of~~
640 ~~transportation, and provide a recommendation to the council, as prescribed by RCW~~
641 ~~36.87.060))~~ on the proposed ordinance and to consider the report of the county road
642 engineer and to take testimony and evidence, relating to a proposed vacation of a county
643 right of way or any portion thereof. The hearing examiner shall prepare a record of the
644 proceedings and a recommendation to the council concerning the proposed vacation in
645 accordance with K.C.C. 20.22.060 and 20.22.220 and shall recommend the amount of
646 compensation, if any.

647 B. ~~((In the event the report by the department of transportation recommends~~
648 ~~denial of the vacation petition, the following shall be the operating procedure:~~

649 1. ~~The department of transportation shall transmit written notification to the~~
650 ~~petitioner, citing the rationale for the denial and indicating that the denial may be~~
651 ~~appealed to the office of the hearing examiner for hearing and recommendation to the~~
652 ~~council. The department of transportation shall file a copy of the notice of denial with~~
653 ~~the council clerk's office.~~

654 ~~2. The notice of denial shall be final unless the petitioner files an appeal in~~
655 ~~accordance with K.C.C. 20.22.080.~~

656 ~~3. Any appeal filed by a petitioner shall be processed by the office of the~~
657 ~~hearing examiner in the same manner as vacations recommended for approval.)) Notice~~
658 ~~of the public hearing required by subsection A. of this section shall be published at least~~
659 ~~once a week for two consecutive weeks preceding the date fixed for the hearing, in the~~
660 ~~official county newspaper. A copy of the notice shall be posted for at least twenty days~~
661 ~~preceding the date fixed for hearing at each termini of the county right of way or portion~~
662 ~~of a right of way proposed to be vacated or abandoned. A copy of the notice shall also be~~
663 ~~provided to petitioners.~~

664 C. At least fourteen days before the hearing to consider the proposed vacation,
665 the county road engineer shall send a copy of the report to all petitioners and to persons
666 whose property abuts the county right of way or any portion thereof proposed for
667 vacation who are not petitioners.

668 SECTION 65. Ordinance 2759, Section 2, as amended, and K.C.C. 14.40.020 are
669 each hereby amended to read as follows:

670 ~~((The amount of compensation, if required in this chapter, shall be recommended~~
671 ~~by the zoning and subdivision examiner and shall be determined by the council according~~
672 ~~to the following criteria:~~

673 ~~A. Vacation of all county roads included in Classes A, B and C, if granted, shall~~
674 ~~require compensation at the full appraised value of the vacated road for Class A~~
675 ~~vacations; at seventy-five percent of the full appraised value for Class B vacations; and at~~
676 ~~fifty percent of full appraised value for class C vacations as of the effective date of the~~

677 vacation, which amount, for the purposes of this chapter, may be determined from the
678 records of the department of assessments; however, the zoning and subdivision examiner
679 may propose and the council shall have the authority to accept real property of equal or
680 greater value in lieu of cash compensation. The council shall have the authority to waive
681 some or all of the compensation, except two hundred dollars administrative costs for
682 processing the vacation of a county road, where the petitioner is providing an alternative
683 road to the county of equal or greater value and said alternative will fulfill the public
684 purposes of the previous transportation circulation plan.

685 B. Vacation of all county roads included in Class D, or those roads vacated by
686 operation of law under the laws of 1889-1890 and affirmed by council action, if granted,
687 shall require a two hundred dollar fee as compensation for the administrative costs of the
688 vacation.

689 C. In the recommendation to the council pursuant to K.C.C. 20.22.060, the
690 hearing examiner may recommend the acceptance of real property of equal or greater
691 value in lieu of cash compensation, or may recommend the waiver of some or all of the
692 compensation required by this section.

693 D. When a road is vacated for a governmental agency, compensation shall be in
694 accordance with the classification of the road, except that some or all of the
695 compensation may be waived at the discretion of the council.

696 E. The council may waive some or all of the compensation for any classification
697 of road, if it determines that it would benefit King County to do so.)) A.1. Compensation
698 may be required as a condition for the vacation of a county right of way. In determining
699 the appropriate compensation, the council may consider as a factor the assessed land

700 value of parcels adjacent to the county right of way proposed for vacation in addition to
701 the factors listed in RCW 36.87.120.

702 2. The compensation determined to be paid shall be a condition precedent to the
703 vacation of any county road and shall be paid to King County within ninety days of
704 receipt of the request for compensation.

705 B. The county road engineer or the hearing examiner may propose and the
706 council may accept real property of equal or greater value in lieu of cash compensation.

707 C. Payment of compensation shall be made to the road services division and shall
708 be credited to the county road operating fund.

709 D. For the purposes of chapter 36.87 RCW, all county right of ways shall be of
710 one classification.

711 E. Upon meeting the terms and conditions included in the ordinance granting
712 vacation, the county right of way or portion of the right of way shall be considered
713 vacated.

714 SECTION 66. Ordinance 4461, Section 1, as amended, and K.C.C. 20.22.060 are
715 each hereby amended to read as follows:

716 The examiner shall issue recommendations, in the following cases:

717 A. Proposals for establishment or modification of cable system rates under
718 K.C.C. 6.27A.140;

719 B. ~~((Applications or appeals related to the v))~~ Vacation of county roads under
720 K.C.C. chapter 14.40;

721 C. All Type 4 decisions under K.C.C. chapter 20.20;

722 D. Applications for public benefit rating system assessed valuation on open space
723 land and current use assessment on timber lands under K.C.C. chapter 20.36, except as
724 provided in K.C.C. 20.36.090;

725 E. Applications for agricultural land variances under K.C.C. 20.54.090,
726 applications for rezones or subdivisions under K.C.C. 20.54.100.A., appeals of
727 designations of agricultural land of county significance under K.C.C. 20.54.100.C. and
728 applications to revise the boundaries of agricultural lands of county significance under
729 K.C.C. 20.54.110.C.;

730 F. Appeals of decisions to designate or reject a nomination for designation for a
731 landmark or issuing or denying a certificate of appropriateness under K.C.C. chapter
732 20.62;

733 G. Creation of a lake or beach management district and a special assessment roll
734 under chapter 36.61 RCW; and

735 H. Other applications or appeals that are prescribed by ordinance.

736 SECTION 67. The following are each hereby repealed:

737 A. Ordinance 129, Section 3, as amended, and K.C.C. 14.40.030;

738 B. Ordinance 129, Section 4, as amended, and K.C.C. 14.40.040;

739 C. Ordinance 129, Section 5, as amended, and K.C.C. 14.40.050; and

740 D. Ordinance 2759, Section 1, and K.C.C. 14.40.060.

741 SECTION 68. Ordinance 15753, Section 1, as amended, and K.C.C. 14.42.005

742 are each hereby amended to read as follows:

743 ((A.)) Chapter 36.75 RCW authorizes the county to perform all acts necessary
744 and proper for the administration of the county roads. County roads shall be established,

745 laid out, constructed, altered, repaired, improved and maintained by the legislative
746 authority of the county or by private individuals or corporations who are allowed to
747 perform such work under an agreement with the county legislative authority. The work
748 and improvements shall be done in accordance with ~~((adopted county))~~ the road standards
749 under the supervision and direction of the county road engineer.

750 ~~((B. The purpose of the King County Road Design and Construction Standards~~
751 ~~("the standards") is to set forth specific, consistent and acceptable road design and~~
752 ~~construction elements for developers and other private parties constructing or modifying~~
753 ~~road or right-of-way facilities that require county licenses or permits and to establish~~
754 ~~uniform criteria to guide the county's own design and construction of new county roads~~
755 ~~or reconstruction of existing roads. The standards support the county's goals for~~
756 ~~achieving affordable housing, providing adequate facilities for development in an~~
757 ~~efficient manner, complying with storm water management and environmental and~~
758 ~~cultural resource policies, and balance these goals with the general safety and mobility~~
759 ~~needs of the traveling public.~~

760 ~~C. The county requires standardization of road design elements when necessary~~
761 ~~for consistency and to ensure, so far as practicable, that motoring, bicycling, transit,~~
762 ~~equestrian and pedestrian public safety needs are met. Considerations include safety,~~
763 ~~convenience, pleasant appearance, proper drainage, economical maintenance and cultural~~
764 ~~and environmental resource protection. The standards also provide requirements for the~~
765 ~~location and installation of utilities within the right-of-way.~~

766 ~~D. The standards are intended to assist, but not substitute for, competent work by~~
767 ~~design professionals. The standards are not intended to unreasonably limit any~~

768 ~~economically maintained innovative or creative efforts or to lower impact development~~
769 ~~alternatives that could result in equivalent or improved safety, quality and~~
770 ~~maintainability.))~~

771 SECTION 69. Ordinance 11187, Section 1, as amended, and K.C.C. 14.42.010
772 are each hereby amended to read as follows:

773 A. ~~((("))~~King County Road Standards,~~((("2007))~~ 2016, incorporated ~~((herein))~~ as
774 Attachment A to ~~((Ordinance 15753))~~ this ordinance, are hereby approved and adopted as
775 the King County standards for road design and construction.

776 B. Consistent with the council's direction and intent in adopting ~~((these))~~ the road
777 standards, the department of transportation is hereby authorized to develop public rules
778 and make minor changes to the text and drawings in order to better implement the road
779 standards and as needed to stay current with changing design and construction technology
780 and methods.

781 SECTION 70. Ordinance 8041, Section 3, as amended, and K.C.C. 14.42.020 are
782 each hereby repealed.

783 SECTION 71. Ordinance 8041, Section 4, as amended, and K.C.C. 14.42.030 are
784 each hereby amended to read as follows:

785 A. The road standards approved and adopted under K.C.C. 14.42.010 apply
786 prospectively to all newly constructed or modified road and right-of-way facilities, both
787 public and private, within King County. The road standards apply to modifications of
788 roadway features or existing facilities that are within the scope of reconstructions,
789 required off-site road improvements for land developments or capital improvement
790 projects when so required by King County or to the extent they are expressly referred to

791 in project plans and specifications. ~~((These))~~ The road standards are not intended to
792 apply to resurfacing, restoration~~((s))~~ and rehabilitation projects as those terms are defined
793 in the Washington state Department of Transportation Local Agency Guidelines Manual,
794 as amended. The county road engineer may ~~((in his or her discretion))~~ consider the road
795 standards as optional goals for the design and construction of resurfacing, restoration and
796 rehabilitation projects.

797 B. The road standards shall apply to every ~~((new placement and every planned,~~
798 ~~nonemergency replacement of existing))~~ utility pole~~((s))~~ and other utility structure~~((s))~~
799 within the King County ~~((right of way))~~ right of way.

800 C. Construction shall be performed in accordance with the road standards and
801 with due regard to public safety.

802 D. Where feasible, flow control best maintenance practices shall be applied as
803 required in the Surface Water Design Manual.

804 E. The director of the department of transportation is authorized to enforce the
805 provision of this chapter and any rules and regulations under this chapter in accordance
806 with the enforcement and penalty provisions of K.C.C. Title 23.

807 SECTION 72. Ordinance 8041, Section 5, as amended, and K.C.C. 14.42.040 are
808 each hereby amended to read as follows:

809 A. Any land development that impacts the service level, safety or operational
810 efficiency of roads serving the land development or that is required by other ordinance to
811 improve the roads shall improve those roads in accordance with ~~((these))~~ the road
812 standards approved and adopted under K.C.C. 14.42.010. Offsite roadway improvements

813 shall be based on an assessment of the impacts of the proposed land development by the
814 reviewing agency.

815 B. Any land development abutting and impacting existing roads shall improve
816 the frontage of those roads in accordance with ~~((these))~~ the road standards. The extent of
817 improvements shall be based on an assessment of the impacts of the proposed land
818 development by the reviewing agency.

819 C. Any land development that contains internal roads shall construct or improve
820 those roadways in accordance with ~~((these))~~ the road standards, unless otherwise
821 specified in K.C.C. Title 21A.

822 D. For commercial developments, ~~((these))~~ the road standards shall apply unless
823 otherwise determined by the development ~~((review))~~ engineer or as specified by K.C.C.
824 Title 21A. ~~((These))~~ The road standards shall apply to commercial developments with
825 public or dedicated rights-of-way or easements, unless otherwise determined by the
826 development ~~((review))~~ engineer.

827 SECTION 73. Ordinance 8041, Section 6, as amended, and K.C.C. 14.42.050 are
828 each hereby repealed.

829 SECTION 74. Ordinance 8041, Section 7, as amended, and K.C.C. 14.42.060 are
830 each hereby amended to read as follows:

831 A. A road variance, approved by the county road engineer, is required for any
832 design or construction deviation from ~~((these))~~ the road standards approved and adopted
833 under K.C.C. 14.42.010. Detailed procedures for applicants requesting variances and
834 appealing variance decisions are contained within a public rule that is available from the
835 county road engineer or the reviewing agency.

836 B. Any variances from ((these)) the road standards may be granted by the county
837 road engineer upon evidence that the variance is in the public interest and that
838 requirements for safety, function, fire protection, transit needs, appearance and
839 maintainability are fully met, based upon sound engineering and technical judgment.

840 C. Variance requests for subdivisions should be proposed at the preliminary plat
841 stage and prior to any public hearing. All known variances must be approved prior to
842 approval of the engineering plans for construction. It is the responsibility of the county
843 road engineer to interpret the road standards. Any anticipated variances from these road
844 standards that do not meet K.C.C. Title 17 shall also require concurrence by the fire
845 marshal.

846 SECTION 75. Ordinance 8041, Section 8, as amended, and K.C.C. 14.42.070 are
847 each hereby repealed.

848 SECTION 76. Ordinance 15753, Section 10, and K.C.C. 14.42.075 are each
849 hereby amended to read as follows:

850 At the discretion of the county road engineer or development ((review)) engineer,
851 any significant errors or omissions in the approved plans or information used as a basis
852 for the approvals may constitute grounds for withdrawal of the approvals or stoppage of
853 any or all permitted work, or both. It shall be the responsibility of the applicant,
854 developer or contractor to show cause why the work should continue and to make such
855 changes in plans that may be required by the county road engineer or development
856 ((review)) engineer before the plans are reapproved.

857 SECTION 77. Ordinance 13734, Section 4 and K.C.C. 14.45.020 are each hereby
858 repealed.

859 SECTION 78. Ordinance 1503, Section 1, as amended, and K.C.C. 14.48.010 are
860 each hereby amended to read as follows:

861 The director of the road services division may identify and designate as snow
862 emergency routes ~~((C))~~ certain arterials and school bus routes in ~~((King))~~ the
863 ~~((C))~~ county. ~~((, to be identified and so designated by the director of transportation, are~~
864 ~~declared snow emergency routes))~~. ~~((Such))~~ The snow emergency routes shall be the first
865 roads to be either sanded ~~((and/))~~ or cleared of snow, when weather safely allows.

866 SECTION 79. Ordinance 1503, Section 2, as amended, and K.C.C. 14.48.020 are
867 each hereby amended to read as follows:

868 The director of ~~((transportation))~~ the road services division shall ~~((issue a news~~
869 ~~bulletin to all newspapers of general circulation serving King County,))~~ publish on the
870 road services division website a listing of all ~~((such))~~ snow emergency routes in the
871 ~~((King C))~~ county ~~((R))~~ road ~~((S))~~ system. ~~((Such))~~ The listing of snow emergency routes
872 shall be ~~((prepared and a news bulletin issued within two weeks of January 29, 1973, and~~
873 ~~thereafter annually, prior to))~~ published before the second Monday in November in order
874 to assist schools, emergency responders and others during inclement weather.

875 SECTION 80. Ordinance 1503, Section 3, as amended, and K.C.C. 14.48.030 are
876 each hereby repealed.

877 SECTION 81. Ordinance 1503, Section 4, as amended, and K.C.C. 14.48.040 are
878 each hereby amended to read as follows:

879 The director of ~~((transportation))~~ the road services division shall coordinate
880 ~~((King County))~~ snow removal activities with federal, state, county and local jurisdictions

881 located within or adjacent to King County for the purpose of continuity in clearing snow
882 emergency routes.

883 SECTION 82. Ordinance 3027, Section 1, and K.C.C. 14.52.010 are each hereby
884 repealed.

885 SECTION 83. Ordinance 3027, Section 2, as amended, and K.C.C. 14.52.020 are
886 each hereby amended to read as follows:

887 A. Whenever a portion of any ~~((street or))~~ county road~~((, including any~~
888 ~~boulevard, avenue, lane or place,))~~ is improved by a sidewalk ~~((thereon,))~~ and the
889 sidewalk ~~((shall have))~~ has become unfit or unsafe for public travel, the ~~((department of~~
890 ~~transportation))~~ county road engineer may determine that the repair of that portion of
891 sidewalk is necessary for the public safety and convenience.

892 B. ~~((If †))~~The ~~((department does so find, the duty, burden and))~~ shall investigate
893 the cause of the damage to the sidewalk. If the county road engineer determines the
894 damage resulted from the actions of the abutting property owner or resulted from an
895 instrumentality located on the abutting property, the county road engineer shall notify the
896 abutting property owner that the expense of repair shall be the responsibility of the
897 abutting property owner~~((; provided)),~~ except that the abutting property owner ~~((shall not~~
898 ~~be charged with))~~ is not responsible for any costs of repair in excess of twenty-five
899 percent of the valuation of the abutting property, exclusive of improvements.

900 C. The notice required by subsection B. of this section should include an estimate
901 of the cost of the sidewalk repair, a description of reasons that the county will be seeking
902 to recover its repair costs from the abutting property owner and the maximum amount of
903 repair costs the county will seek to recover from the abutting property owner. The notice

904 may be delivered in person to the property owner, to the resident of the property or by
905 mail to the last known address of the owner. If the owner is unknown, a copy of the
906 notice shall be posted in a conspicuous place on the portion of the road where the
907 improvements are to be made.

908 D. After the county repairs or reconstructs the sidewalk segment, the county shall
909 send a request to the abutting property owner for payment of the repair costs assessable
910 against the property owner. If the abutting property owner does not remit the required
911 payment for the repair costs within sixty days, the county shall assess the cost of the
912 repairs assessable against the abutting property owner, which shall become a lien against
913 the property if not paid.

914 SECTION 84. Ordinance 3027, Section 3, and K.C.C. 14.52.030 are each hereby
915 repealed.

916 SECTION 85. Ordinance 32027, Section 4, and K.C.C. 14.52.040 are each
917 hereby amended to read as follows:

918 ~~.(Maintenance of planting strips including trees, shrubbery, grass or other ground~~
919 ~~cover shall be the responsibility of the abutting property owner. Should the director of~~
920 ~~transportation))~~ A. A person shall not place trees, shrubbery, structures or other objects
921 in planting strips located within the right of way of any county road, unless authorized by
922 a variance issued by the county road engineer.

923 B. A person owning property abutting county road right of way shall not allow
924 trees, shrubbery, structures or other objects on the owner's property to retard the ability of
925 the driving public to have adequate visibility of pedestrians, other vehicles using, entering
926 or exiting the county road or block the visibility of county road signs and signals.

927 C. If the county road engineer finds that ~~((such))~~ the property abutting a county
928 road is not being properly maintained as required in subsection B. of this section, a notice
929 shall be ~~((forwarded))~~ sent to the property owner as provided in K.C.C. ~~((14.52.030))~~
930 14.52.020, specifying a reasonable time within which ~~((such))~~ the maintenance shall be
931 accomplished.

932 D. If the owner fails to ~~((proceed))~~ carry out the maintenance within the period in
933 the notice, the department of transportation ~~((will have the maintenance performed, and~~
934 ~~the cost will be assessed against the property owner as provided in K.C.C. 14.52.030))~~
935 shall seek all remedies, including, but not limited to, legal relief in equity or law.

936 SECTION 86. The following are each hereby repealed:

937 A. Ordinance 3027, Section 5, as amended, and K.C.C. 14.52.050; and

938 B. Ordinance 3027, Section 6, and K.C.C. 14.52.060.

939 SECTION 87. Ordinance 3027, Section 7, and K.C.C. 14.52.070 are each hereby
940 amended to read as follows:

941 A ~~((R))~~resident~~((s))~~ whose property is substantially higher or lower in elevation
942 than the ~~((street))~~ road and who does not have ~~((street))~~ road access from one or more
943 sides of ~~((their))~~ the resident's property may apply for an exemption from ~~((the provisions~~
944 ~~of Sections))~~ K.C.C. 14.52.040 ~~((and 14.52.050 of this chapter))~~. Exemptions may be
945 granted by the county road engineer based upon standards ~~((which))~~ that shall be
946 established by the department of transportation.

947 SECTION 88. The following are each hereby repealed:

948 A. Ordinance 11617, Section 3, as amended, and K.C.C. 14.65.010;

949 B. Ordinance 11617, Section 4, as amended, and K.C.C. 14.65.020;

- 950 C. Ordinance 11617, Section 64, as amended, and K.C.C. 14.65.025;
- 951 D. Ordinance 11617, Section 5, as amended, and K.C.C. 14.65.030;
- 952 E. Ordinance 11617, Section 6, as amended, and K.C.C. 14.65.040;
- 953
- 954 F. Ordinance 11617, Section 35, and K.C.C. 14.75.010;
- 955 G. Ordinance 11617, Sections 36 through 41, and K.C.C. 14.75.020;
- 956 H. Ordinance 11617, Section 42, and K.C.C. 14.75.030;
- 957 I. Ordinance 11617, Section 43 and Attachment B, as amended, and K.C.C.
- 958 14.75.040;
- 959 J. Ordinance 11617, Section 44, as amended, and K.C.C. 14.75.050;
- 960 K. Ordinance 11617, Section 45, and K.C.C. 14.75.060;
- 961 L. Ordinance 11617, Section 46, as amended, and K.C.C. 14.75.070;
- 962 M. Ordinance 17190, Section 5, as amended, and K.C.C. 14.75.075;
- 963 N. Ordinance 11617, Section 47, as amended, and K.C.C. 14.75.080;
- 964 O. Ordinance 11617, Section 48, as amended, and K.C.C. 14.75.090;
- 965 P. Ordinance 11617, Section 49, as amended, and K.C.C. 14.75.100;
- 966 Q. Ordinance 11617, Section 50, as amended, and K.C.C. 14.75.110;
- 967 R. Ordinance 11617, Section 51, and K.C.C. 14.75.120;
- 968 S. Ordinance 11617, Section 52, and K.C.C. 14.75.130;
- 969 T. Ordinance 11617, Section 53, and K.C.C. 14.75.140;
- 970 U. Ordinance 11617, Section 54, as amended, and K.C.C. 14.75.150; and
- 971 V. Ordinance 11617, Section 55, and K.C.C. 14.75.160.

972 SECTION 89. Ordinance 11617, Section 57, and K.C.C. 14.80.010 are each
973 hereby amended to read as follows:

974 A. This chapter is enacted (~~(pursuant to)~~) in accordance with the (~~(S)~~)state
975 Environmental Policy Act, K.C.C. chapter 20.44, (~~(and RCW)~~) chapter 58.17 RCW
976 (~~(and)~~), the King County Charter as a home rule county(~~(s)~~) and Article 11, (~~(§)~~) Section
977 11 of the Washington (~~(S)~~)state Constitution.

978 B. The purpose of this chapter is to:

979 1. Assure adequate levels of service, safety(~~(s)~~) and operating efficiency on the
980 King County road system, at intersections serving and directly impacted by proposed new
981 development;

982 2. Establish standards for intersection operation and define the relationship
983 between new developments on road intersection function;

984 3. Identify development conditions to assure intersection capacity, safety and
985 operational efficiency; and

986 4. Require that owners of new developments pay the proportionate costs of
987 required intersection improvements.

988 SECTION 90. Ordinance 11617, Sections 58 and 59, and K.C.C. 14.80.020 are
989 each hereby repealed.

990 SECTION 91. Ordinance 11617, Section 60, and K.C.C. 14.80.030 are each
991 hereby amended to read as follows:

992 A. For the purposes of (~~(SEPA)~~) the state Environmental Policy Act and this
993 (~~(chapter)~~) section, a significant adverse impact is defined as any traffic condition
994 directly caused by proposed development that would reasonably result in one or more of

995 the following conditions at the time any part of the development is completed and able to
996 generate traffic:

997 ~~((A.))~~ 1. A roadway intersection that provides access to a proposed
998 development, ~~((and))~~ that will function at a level of service worse than "E"~~((;))~~ and that
999 will carry thirty ~~((30))~~ or more added vehicles in any one-hour period as a direct impact
1000 of the proposed development, and that will be impacted by at least twenty ~~((20))~~ percent
1001 of the new traffic generated from the proposed development in that same one-hour
1002 period; or

1003 ~~((B.))~~ 2. A roadway intersection or approach lane where the ~~((director))~~ county
1004 road engineer determines that a hazard to safety could reasonably result.

1005 B. The intersection standard for all intersections shall be "E" and calculated
1006 according to the most current version of the Highway Capacity Manual produced by the
1007 Transportation Research Board of the National Research Council.

1008 SECTION 92. Ordinance 11617, Section 61, and K.C.C. 14.80.040 are each
1009 hereby amended to read as follows:

1010 A. Based on the identification of ~~((I))~~ intersection ~~((S))~~ standards being exceeded
1011 using analytical techniques and information acceptable to the director of the department
1012 of transportation, the owner of a proposed development shall be required to provide
1013 improvements ~~((which))~~ that bring the intersection into compliance with ~~((IS))~~
1014 intersection standards, or that return ~~((it))~~ the intersection to its ~~((pre-project))~~ preproject
1015 condition, as may be required by the director. Approval to construct the proposed
1016 development shall not be granted until the owner has agreed to build or pay fair and

1017 equitable costs to build the improvements required by the director within the time
1018 schedule set by the director.

1019 B. At the discretion of the director, and based on technical information regarding
1020 traffic conditions and expected traffic impacts, the county may require that the owner of a
1021 proposed development pay the full costs of required ~~((IS-))~~ intersection standards
1022 improvements required under this title.

1023 C. Administrative fees shall not be charged for intersection standards review, but
1024 the owner of a proposed development is responsible for the costs of any traffic study
1025 needed to determine traffic impacts and mitigation measures at intersections, as
1026 determined by the road services division.

1027 SECTION 93. Ordinance 11617, Section 62, and K.C.C. 14.80.050 are each
1028 hereby amended to read as follows:

1029 A. Nothing in this section shall prevent the county from entering into agreements
1030 with the ~~((WSDOT))~~ Washington state Department of Transportation or other local
1031 jurisdictions for the collection of fees and the mitigation of traffic on state highways or
1032 city arterials that may be caused by developments proposed in King County. The level of
1033 service standards used in such agreements shall be those of the county, the ~~((WSDOT,))~~
1034 Washington state Department of Transportation or the local jurisdiction, or some
1035 combination of them, as provided in the agreement.

1036 B. Nothing in this section shall prevent the continuation, modification~~((;))~~ or
1037 fulfillment of existing county agreements with the ~~((WSDOT))~~ Washington state
1038 Department of Transportation and local jurisdictions that were in force ~~((at))~~ January 9,
1039 1995.

1040 SECTION 94. Ordinance 11617, Section 63, and K.C.C. 14.80.060 are each
1041 hereby amended to read as follows:

1042 The procedures ~~((set forth))~~ in this chapter do not limit the authority of King
1043 County to deny or to approve with conditions the following:

1044 A. Any zone reclassification request, based on its expected traffic impacts;

1045 B. Any proposed development or zone reclassification if ~~((King County))~~ the
1046 department of transportation determines that a hazard to safety would result from its
1047 direct traffic impacts without roadway or intersection improvements, regardless of level
1048 of service standards; or

1049 C. Any proposed development reviewed under the authority of the Washington
1050 ~~((S))~~state Environmental Policy Act.

1051 SECTION 95. Ordinance 13019, Section 1 (part), and K.C.C. 14.85.010 are each
1052 hereby amended to read as follows:

1053 ~~((The King County council))~~ A. There is hereby ((establishes)) established a fee
1054 relating to the regional vector waste disposal plan. Effective January 1, 1998, all non~~((-~~
1055 ~~))~~road services division entities using county-operated liquid and solid vector waste
1056 disposal facilities shall pay the ~~((service))~~ fee~~((s))~~ ~~((set forth))~~ in ~~((the following~~
1057 ~~schedule))~~ this section and K.C.C. 14.85.020, as recodified by this ordinance.

1058 B. The fee shall be collected by the department of transportation road services
1059 division, which shall establish a procedure for collecting and depositing the fee in the
1060 road services division operating fund in accordance with RCW 43.09.220.

1061 SECTION 96. K.C.C. 14.85.020 is recodified as a new section in K.C.C. chapter
1062 4A.700.

1063 SECTION 97. Ordinance 13019, Section 1 (part), as amended, and K.C.C.

1064 14.85.020 are each hereby amended to read as follows:

1065 Disposal fees for the use of county-operated regional stormwater decant facilities
1066 imposed under K.C.C. 14.85.010 shall be eighty-one dollars per entry for liquids and
1067 fifty-nine dollars per ton for solid vactor waste material.

1068 SECTION 98. The following are each hereby repealed:

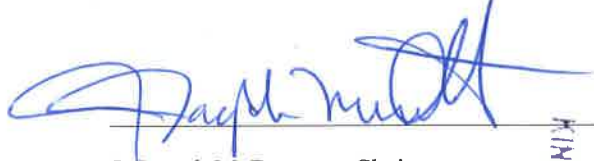
- 1069 A. Ordinance 13019, Section 1 (part), and K.C.C. 14.85.030; and
- 1070 B. Ordinance 13019, Section 1 (part), and K.C.C. 14.85.040.

- 1071

Ordinance 18420 was introduced on 8/22/2016 and passed as amended by the Metropolitan King County Council on 11/28/2016, by the following vote:

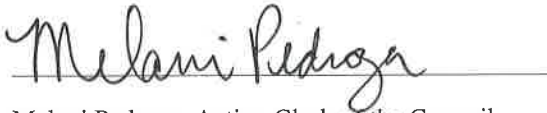
Yes: 7 - Mr. von Reichbauer, Ms. Lambert, Mr. Dunn, Mr. Dembowski, Mr. Upthegrove, Ms. Kohl-Welles and Ms. Balducci
No: 0
Excused: 2 - Mr. Gossett and Mr. McDermott

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



J. Joseph McDermott, Chair

ATTEST:



Melani Pedroza, Acting Clerk of the Council

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KING COUNTY COUNCIL CLERK

APPROVED this 7 day of NOVEMBER 2016.



Dow Constantine, County Executive

Attachments: A. 2016 Road Design and Construction Standards revised 11-28-16