



# KING COUNTY

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

## Signature Report

### Ordinance 19445

**Proposed No.** 2022-0155.1

**Sponsors** Perry

1 AN ORDINANCE relating to code changes to establish  
 2 appropriate timelines necessary to complete the 2024  
 3 update to the King County Comprehensive Plan; and  
 4 amending Ordinance 13147, Section 22, as amended, and  
 5 K.C.C. 20.18.060 and Ordinance 6949, Section 7, as  
 6 amended, and K.C.C. 20.44.050.

7 **SECTION 1. Findings:**

8 A. The Washington State Growth Management Act ("the GMA") requires local  
 9 jurisdictions to periodically review and, if needed, revise their comprehensive plans and  
 10 development regulations to ensure the plan and regulations comply with the requirements  
 11 of the GMA. The next periodic review for the King County Comprehensive Plan is  
 12 required to occur in 2024 ("the 2024 update").

13 B. In 2022, the Washington state Legislature adopted Engrossed 2nd Substitute  
 14 House Bill 1241 ("E2SHB 1241"), which extended the deadline for the 2024 update from  
 15 June 30, 2024, to December 31, 2024.

16 C. The county is beginning work on the 2024 update in 2022 and anticipates  
 17 concluding the review and update process by December 31, 2024.

18 D. As part of the process, the county will prepare an Environmental Impact  
 19 Statement to evaluate environmental impacts of the plan update under the State

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20 Environmental Policy Act. This review requires establishing the scope of work for the  
21 2024 update sooner than currently established in the King County Code.

22 E. Amendments to the King County Code are needed to accommodate the new  
23 state deadline and the planned environmental review for the 2024 update.

24 F. E2SHB 1241 also extended the future comprehensive plan periodic review  
25 cycle from eight years to ten years. The county intends to align with this new ten-year  
26 statutory review cycle. However, the necessary amendments will be substantive and will  
27 need more time to be developed. Therefore, the code amendments in this ordinance do  
28 not reflect the ten-year cycle. The Comprehensive Plan and King County Code  
29 amendments needed to align with the ten-year cycle will be addressed as part of the 2024  
30 update.

31 SECTION 2. Ordinance 13147, Section 22, as amended, and K.C.C. 20.18.060  
32 are hereby amended to read as follows:

33 A. Beginning in 2022, and every eighth year thereafter, the executive shall  
34 transmit to the council (~~by the last business day of June~~) a proposed motion specifying  
35 the scope of work for the proposed update to the Comprehensive Plan that will occur in  
36 the following year(~~, which~~) under subsection B. of this section.

37 1. The scoping motion shall include the following:

38 ~~((+))~~ a. ~~((F))~~topical areas relating to amendments to policies, the land use  
39 map, implementing development regulations(~~(;)~~) or any combination of those  
40 amendments that the executive intends to consider for recommendation to the council;  
41 and

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42           ~~((2-))~~ b. ((A))an attachment to the motion advising the council of the work  
43 program the executive intends to follow to accomplish State Environmental Policy Act  
44 review and public participation.

45           ~~((B-))~~ 2.a. For the eight-year update required by RCW 36.70A.130 to be  
46 completed in 2024, the executive shall transmit to the council the scoping motion  
47 required in subsection A. of this section by March 31, 2022. The council shall have until  
48 June 15, 2022, to approve the motion.

49           b. Beginning in 2030 and every eight years thereafter, the executive shall  
50 transmit to the council the scoping motion required in subsection A. of this section by the  
51 last business day of June. The council shall have until September 15 to approve the  
52 motion.

53           3. In the absence of council approval, the executive shall proceed to implement  
54 the scope of work ((program)) as proposed in the motion transmitted by the executive. If  
55 the motion is approved, the scope of work ((program)) shall proceed as established by the  
56 approved motion.

57           B. Except as otherwise provided in subsection C. of this section:

58           1. For the eight-year update required by RCW 36.70A.130 to be completed in  
59 2024, the executive shall transmit to the council by December 29, 2023, a proposed  
60 ordinance updating the Comprehensive Plan. The transmittal shall be accompanied by a  
61 public participation note, identifying the methods used by the executive to ensure early  
62 and continuous public participation in the preparation of amendments. The council shall  
63 have until December 31, 2024, to adopt the update to the Comprehensive Plan, in  
64 accordance with RCW 36.70A.130; and

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65           2. Beginning in ~~((2023))~~ 2030 and every eighth year thereafter, the executive  
66 shall transmit to the council by the last business day of June a proposed ordinance  
67 updating the Comprehensive Plan(~~(, except that the capital improvement program and the~~  
68 ~~ordinances adopting updates to the transportation needs report and the school capital~~  
69 ~~facility plans shall be transmitted no later than the biennial budget transmittal and shall be~~  
70 ~~adopted in conjunction with the budget. However, in those years when there is only a~~  
71 ~~midbiennium review of the budget, the ordinances adopting the capital improvement plan~~  
72 ~~and the school capital facility plans shall be transmitted by October 1 and adopted no~~  
73 ~~later than the midbiennium review under K.C.C. 4A.100.010)). All transmittals shall be~~  
74 accompanied by a public participation note, identifying the methods used by the  
75 executive to ensure early and continuous public participation in the preparation of  
76 amendments. The council shall have until June 30 of the following year to adopt an  
77 update to the Comprehensive Plan, in accordance with RCW 36.70A.130.

78           C. Separate from the eight-year Comprehensive Plan updates required in  
79 subsection B. of this section:

80           1. In years where there is a biennial budget proposed, the capital improvement  
81 program, transportation needs report and the school capital facility plans shall be:

82           a. transmitted by the executive to the council no later than transmittal of the  
83 biennial budget; and

84           b. adopted by the council in conjunction with the biennial budget; and

85           2. In years when there is only a midbiennium review of the budget under K.C.C.  
86 4A.100.010, the capital improvement program and the school capital facility plans shall  
87 be:

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88            a. transmitted by the executive to the council by October 1; and

89            b. adopted by the council no later than adoption of the midbiennium review.

90            SECTION 3. Ordinance 6949, Section 7, as amended, and K.C.C. 20.44.050 are  
91 hereby amended to read as follows:

92            The procedures and standards for preparation of environmental impact statements  
93 and other environmental documents pursuant to WAC 197-11-400 through 197-11-460 and  
94 197-11-600 through 197-11-640 are adopted, subject to the following:

95            A. Pursuant to WAC 197-11-408(2)(a), all comments on determinations of  
96 significance and scoping notices shall be in writing, except where a public meeting on EIS  
97 scoping occurs pursuant to WAC 197-11-410(1)(b).

98            B. Pursuant to WAC 197-11-420, 197-11-620, and 197-11-625, the county  
99 department acting as lead agency shall be responsible for preparation and content of  
100 ~~((EIS's))~~ an EIS and other environmental documents. The department shall contract with  
101 consultants as necessary for the preparation of environmental documents. The department  
102 may consider the opinion of the applicant regarding the qualifications of the consultant but  
103 the department shall retain sole authority for selecting persons or firms to author, co-author,  
104 provide special services or otherwise participate in the preparation of required  
105 environmental documents.

106            C. Consultants or subconsultants selected by King County to prepare  
107 environmental documents for a private development project proposal shall not: act as  
108 agents for the applicant in preparation or acquisition of associated underlying permits; have  
109 a financial interest in the proposal for which the environmental document is being

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110 prepared; or perform any work or provide any services for the applicant in connection with  
111 or related to the proposal.

112 D. The department shall establish and maintain one or more lists of qualified  
113 consultants who are eligible to receive contracts for preparation of environmental  
114 documents for project proposals. Separate lists may be maintained to reflect specialized  
115 qualifications or expertise. When the department requires consultant services to prepare  
116 environmental documents for project proposals, the department shall select a consultant  
117 from the lists and negotiate a contract for such services. The department director may  
118 waive these requirements as provided for in rules adopted to implement this section.  
119 Subject to K.C.C. 20.44.145 and pursuant to K.C.C. chapter 2.98, the department of local  
120 services shall adopt public rules that establish processes to: create and maintain a qualified  
121 consultant list; select consultants from the list; remove consultants from the list; provide a  
122 method by which applicants may request a reconsideration of selected consultants based  
123 upon costs, qualifications((;)) or timely production of the environmental document; and  
124 waive the consultant selection requirements of this chapter on any basis provided by  
125 K.C.C. chapter 2.93.

126 E. All costs of preparing the environment document shall be borne by the  
127 applicant. Subject to K.C.C. 20.44.145 and pursuant to K.C.C. chapter 2.98, the  
128 department of local services shall promulgate administrative rules ((~~which~~)) that establish a  
129 trust fund for consultant payment purposes, define consultant payment schedules, prescribe  
130 procedures for treating interest from deposited funds((;)) and develop other procedures  
131 necessary to implement this chapter.

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132 F. In the event an applicant decides to suspend or abandon the project, the  
133 applicant must provide formal written notice to the department and consultant. The  
134 applicant shall continue to be responsible for all monies expended by the division or  
135 consultants to the point of receipt of notification to suspend or abandon, or other  
136 obligations or penalties under the terms of any contract let for preparation of the  
137 environmental documents.

138 G. The department shall only publish an ~~((environmental impact statement~~  
139 ~~))EIS((+)) when it believes that the EIS adequately disclose: the significant direct, indirect,  
140 and cumulative adverse impacts of the proposal and its alternatives; mitigation measures  
141 proposed and committed to by the applicant, and their effectiveness in significantly  
142 mitigating impacts; mitigation measures that could be implemented or required; and  
143 unavoidable significant adverse impacts. Unless otherwise agreed to by the applicant, a  
144 final environmental impact statement shall be issued by the department within two hundred  
145 seventy days following the issuance of a DS for the proposal, except for public projects and  
146 nonproject actions, unless the department determines at the time of issuance of the DS that  
147 a longer ~~((time))~~ period will be required because of the extraordinary size of the proposal or  
148 the scope of the environmental impacts resulting therefrom; provided that the additional  
149 time shall not exceed ninety days unless agreed to by the applicant.~~

150 H. The following periods shall be excluded from the two\_hundred\_seventy\_day  
151 ~~((time))~~ period for issuing a final environmental impact statement:

152 1. Any ~~((time))~~ period during which the applicant has failed to pay required  
153 environmental review fees to the department;

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154           2. Any period (~~(of time)~~) during which the applicant has been requested to  
155 provide additional information required for preparation of the environmental impact  
156 statement, and

157           3. Any period (~~(of time)~~) during which the applicant has not authorized the  
158 department to proceed with preparation of the environmental impact statement.

159           SECTION 3. Severability. If any provision of this ordinance or its application to



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- 160 any person or circumstance is held invalid, the remainder of the ordinance or the
- 161 application of the provision to other persons or circumstances is not affected.


Ordinance 19445 was introduced on 4/5/2022 and passed by the Metropolitan King County Council on 6/7/2022, by the following vote:

Yes: 9 - Balducci, Dembowski, Dunn, Kohl-Welles, Perry, McDermott, Upthegrove, von Reichbauer and Zahilay

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

DocuSigned by:  
  
 7E1C273CE9994B6...  
 Claudia Balducci, Chair

ATTEST:

DocuSigned by:  
  
 8DE1BB375AD3422...  
 Melani Pedroza, Clerk of the Council

APPROVED this \_\_\_\_\_ day of 6/15/2022, \_\_\_\_\_.

DocuSigned by:  
  
 4FBCAB8196AE4C6...  
 Dow Constantine, County Executive

**Attachments:** None

**Certificate Of Completion**

Envelope Id: 2AE0C571797C4697817190BE6DE031F6  
 Subject: Please DocuSign: Ordinance 19445.docx  
 Source Envelope:  
 Document Pages: 9  
 Certificate Pages: 5  
 AutoNav: Enabled  
 Envelope Stamping: Enabled  
 Time Zone: (UTC-08:00) Pacific Time (US & Canada)

Status: Completed  
 Envelope Originator:  
 Cherie Camp  
 401 5th Ave  
 Suite 100  
 Seattle, WA 98104  
 Cherie.Camp@kingcounty.gov  
 IP Address: 198.49.222.20

**Record Tracking**

Status: Original  
 6/9/2022 2:20:23 PM  
 Security Appliance Status: Connected  
 Storage Appliance Status: Connected  
 Holder: Cherie Camp  
 Cherie.Camp@kingcounty.gov  
 Pool: FedRamp  
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 Location: DocuSign  
 Location: DocuSign

**Signer Events**

Claudia Balducci  
 claudia.balducci@kingcounty.gov  
 King County General (ITD)  
 Security Level: Email, Account Authentication (None)

**Signature**

DocuSigned by:  
  
 7E1C273CE9994B6...  
 Signature Adoption: Pre-selected Style  
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 claudia.balducci@kingcounty.gov  
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**Timestamp**

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 Viewed: 6/9/2022 2:34:31 PM  
 Signed: 6/9/2022 2:34:36 PM

**Electronic Record and Signature Disclosure:**  
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Melani Pedroza  
 melani.pedroza@kingcounty.gov  
 Clerk of the Council  
 King County Council  
 Security Level: Email, Account Authentication (None)

DocuSigned by:  
  
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 Dow.Constantine@kingcounty.gov  
 Security Level: Email, Account Authentication (None)

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 Dow.Constantine@kingcounty.gov  
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**In Person Signer Events**

**Signature**

**Timestamp**

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<b>Agent Delivery Events</b>	<b>Status</b>	<b>Timestamp</b>
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<b>Intermediary Delivery Events</b>	<b>Status</b>	<b>Timestamp</b>
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<b>Certified Delivery Events</b>	<b>Status</b>	<b>Timestamp</b>
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<b>Carbon Copy Events</b>	<b>Status</b>	<b>Timestamp</b>
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Kaitlyn Wiggins kwiggins@kingcounty.gov Executive Legislative Coordinator King County Executive Office Security Level: Email, Account Authentication (None) <b>Electronic Record and Signature Disclosure:</b> Not Offered via DocuSign	<div style="border: 2px solid blue; padding: 5px; display: inline-block;"><b>COPIED</b></div>	Sent: 6/9/2022 2:42:34 PM Viewed: 6/9/2022 2:57:41 PM
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<b>Witness Events</b>	<b>Signature</b>	<b>Timestamp</b>
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<b>Notary Events</b>	<b>Signature</b>	<b>Timestamp</b>
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<b>Envelope Summary Events</b>	<b>Status</b>	<b>Timestamps</b>
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Certified Delivered	Security Checked	6/15/2022 5:16:04 PM
Signing Complete	Security Checked	6/15/2022 5:16:18 PM
Completed	Security Checked	6/15/2022 5:16:18 PM

<b>Payment Events</b>	<b>Status</b>	<b>Timestamps</b>
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**Required hardware and software**

Operating Systems:	Windows® 2000, Windows® XP, Windows Vista®; Mac OS® X
Browsers:	Final release versions of Internet Explorer® 6.0 or above (Windows only); Mozilla Firefox 2.0 or above (Windows and Mac); Safari™ 3.0 or above (Mac only)
PDF Reader:	Acrobat® or similar software may be required to view and print PDF files
Screen Resolution:	800 x 600 minimum

Enabled Security Settings:	Allow per session cookies
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