



# KING COUNTY

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

## Signature Report

### Ordinance 19484

**Proposed No.** 2021-0452.1

**Sponsors** Dembowski

1 AN ORDINANCE relating to the merger of the timberland  
2 classification with the designated forestland program;  
3 amending Ordinance 7590, Section 1, as amended, and  
4 K.C.C. 9.08.010, Ordinance 4461, Section 1, as amended,  
5 and K.C.C. 20.22.060, Ordinance 1076, Section 1, as  
6 amended, and K.C.C. 20.36.010, Ordinance 15137, Section  
7 1, as amended, and K.C.C. 20.36.015, Ordinance 1076,  
8 Section 2, as amended, and K.C.C. 20.36.020, Ordinance  
9 1076, Section 3, as amended, and K.C.C. 20.36.030,  
10 Ordinance 1076, Section 4, as amended, and K.C.C.  
11 20.36.040, Ordinance 1076, Section 7, as amended, and  
12 K.C.C. 20.36.060, Ordinance 4462, Section 7, as amended,  
13 and K.C.C. 20.36.070, Ordinance 4462, Section 8, as  
14 amended, and K.C.C. 20.36.080, Ordinance 1886, Section  
15 10, as amended, and K.C.C. 20.36.090, Ordinance 10511,  
16 Section 7, as amended, and K.C.C. 20.36.100 and  
17 Ordinance 13274, Section 4, as amended, and K.C.C.  
18 21A.37.020 and repealing Ordinance 2537, Section 2, as  
19 amended, and K.C.C. 20.36.110.

20 PREAMBLE:

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21 Current use taxation programs, as defined in chapters 84.33 and 84.34  
22 RCW, offer a property tax reduction to landowners who voluntarily  
23 preserve or manage lands within four categories: open space land or land  
24 in the public benefit rating system, timberland, designated forestland and  
25 farm and agricultural land. The department of natural resources and parks  
26 administers the open space and timberland programs, and the department  
27 of assessments administers the designated forestland and farm and  
28 agricultural land programs.

29 The timberland program has long had a minimum acreage requirement of  
30 five acres. In 2014, the state amended RCW 84.33.035 to lower the  
31 minimum acreage requirement for the designated forestland program from  
32 twenty acres to five acres, in effect making the timberland and designated  
33 forestland programs duplicative. Additionally, RCW 84.34.400 was  
34 created to authorize a county legislative authority to terminate its  
35 timberland classification and merge it with the designated forestland  
36 program.

37 Given the similarities in the timberland and designated forestland  
38 programs, administrative efficiencies will result from terminating the  
39 timberland program. The department of assessments will continue to  
40 operate the designated forestland program, as authorized under chapter  
41 84.33 RCW.

42 **BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:**

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43            SECTION 1. As authorized by RCW 84.34.400, the open space timberland  
44 classification provided for in K.C.C. chapter 20.36 is hereby merged with the designated  
45 forestland program, and the open space timberland classification is hereby terminated.  
46 Any land classified as open space timberland pursuant to chapter 84.34 RCW is hereby  
47 designated forestland under chapter 84.33 RCW.

48            SECTION 2. The department of assessments shall provide notice of the merger to  
49 the Washington state Department of Revenue in accordance with RCW 84.34.400(3) and  
50 to all participating owners of timberland in accordance with RCW 84.33.130(1)(b).

51            SECTION 3. Ordinance 7590, Section 1, as amended, and K.C.C. 9.08.010 are  
52 hereby amended to read as follows:

53            The following definitions shall apply in the interpretation and enforcement of this  
54 chapter:

55            A. "Basin plan" means a plan and all implementing regulations and procedures  
56 including but not limited to capital projects, public education activities, land use  
57 management regulations adopted by ordinance for managing surface and storm water  
58 management facilities and features within individual subbasins.

59            B. "Department" means the department of natural resources and parks or its  
60 successor.

61            C. "Developed parcel" means any parcel altered from the natural state by the  
62 construction, creation or addition of impervious surfaces.

63            D. "Director" means the director of the department of natural resources and parks  
64 or its successor or designee.

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65 E. "Division" means the department of natural resources and parks, water and  
66 land resources division or its successor.

67 F. ((~~☺~~))"Effective impervious area((~~☺~~))" means the portion of actual impervious  
68 area that is connected, or has the effect of being connected as defined in the King County  
69 Surface Water Design Manual, directly to the storm water drainage system via surface  
70 flow or discrete conveyances such as pipes, gutters or ditches.

71 G. "Flow control facility" means a drainage facility designed to mitigate the  
72 impacts of increased surface and storm water runoff generated by site development in  
73 accordance with the drainage requirements in this chapter. A flow control facility is  
74 designed either to hold water for a considerable length of time and then release it by any  
75 combination of evaporation, plant transpiration or infiltration into the ground or to hold  
76 runoff for a short period of time and then release it to the conveyance system.

77 H. "Flow control best management practice" means a method or design for  
78 dispersing, infiltrating or otherwise reducing or preventing development-related increases  
79 in surface and storm water runoff at, or near, the sources of those increases. "Flow  
80 control best management practice" includes the methods and designs specified in the  
81 Surface Water Design Manual.

82 I. "Lake management plan" means the plan, and supporting documents as  
83 appropriate, describing the lake management recommendations and requirements that has  
84 been formally adopted by rule under the procedures specified in K.C.C. chapter 2.98.  
85 Adopted lake management plans are available from the division and the department of  
86 local services, permitting division. A synopsis of adopted lake management plans shall

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87 be distributed to all Surface Water Design Manual subscribers as part of the manual's  
88 routine update process.

89 J. "Drainage facility" means the system of collecting, conveying, and storing  
90 surface and storm water runoff. Drainage facilities shall include but not be limited to all  
91 surface and storm water conveyance and containment facilities including streams,  
92 pipelines, channels, ditches, swamps, lakes, wetlands, closed depressions, infiltration  
93 facilities, flow control facilities, erosion/sedimentation control facilities and other  
94 drainage structures and appurtenances, both natural and constructed.

95 K. "Impervious surface" means either a hard surface area that either prevents or  
96 retards the entry of water into the soil mantle as it entered under natural conditions before  
97 development, or a hard surface area that causes water to run off the surface in greater  
98 quantities or at an increased rate of flow from the flow present under natural conditions  
99 before development, or both. Common impervious surfaces include, but are not limited  
100 to, roofs, walkways, patios, driveways, parking lots, storage areas, areas that are paved,  
101 graveled or made of packed or oiled earthen materials or other surfaces which similarly  
102 impede the natural infiltration of surface and storm water. Open, uncovered flow control  
103 facilities shall not be considered as impervious surfaces.

104 L. "Land use code" means restrictions on the type of development for a specific  
105 parcel of land as identified by records maintained by the King County department of  
106 assessments as modified or supplemented by information resulting from investigation by  
107 the division. Land use codes are preliminary indicators of the extent of impervious  
108 surface and are used in the initial analysis to assign an appropriate rate category for a  
109 specific parcel.

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110 M. "Maintenance" means the act or process of cleaning, repairing or preserving a  
111 system, unit, facility, structure or piece of equipment.

112 N. "Natural surface water drainage system" means such landscape features as  
113 rivers, streams, lakes and wetlands. This system circulates water in a complex  
114 hydrological cycle.

115 O. "National Pollutant Discharge Elimination System permit" means a permit  
116 issued by the Washington state Department of Ecology for discharges to waters of the  
117 United States under the Clean Water Act.

118 P. "Open space" means any parcel, property or portion thereof classified for  
119 current use taxation under K.C.C. chapter 20.36 and chapter 84.34 RCW, or for which the  
120 development rights have been sold to King County under K.C.C. chapter 26.04. This  
121 definition includes lands that have been classified as open space(~~(, agricultural))~~ or  
122 ~~((timber lands))~~ agricultural under criteria contained in K.C.C. chapter 20.36 and chapter  
123 84.34 RCW.

124 Q. "Parcel" means the smallest separately segregated unit or plot of land having  
125 an identified owner, boundaries and surface area that is documented for property tax  
126 purposes and given a tax lot number by the King County assessor.

127 R. "Person" means any individual, firm, company, association, corporation or  
128 governmental agency.

129 S. "Program" means the surface water management program as created and  
130 established in this chapter.

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131 T. "Rate category" means the classification in this chapter given to a parcel in the  
132 service area based upon the type of land use on the parcel and the percentage of  
133 impervious surface area contained on the parcel.

134 U. "Residence" means a building or structure or portion thereof, designed for and  
135 used to provide a place of abode for human beings. "Residence" includes "residential" or  
136 "residential unit" as referring to the type of or intended use of a building or structure.

137 V. "Residential parcel" means any parcel that contains no more than three  
138 residences or three residential units within a single structure and is used primarily for  
139 residential purposes.

140 W. "Service area" means unincorporated King County.

141 X. "Storm water plan" means a King County ordinance specifying the storm  
142 water control facilities that will be funded by a bond issue.

143 Y. "Subbasin" means a drainage area that drains to a water course or water body  
144 named and noted on common maps and that is contained within a basin as defined in  
145 K.C.C. 9.04.020.

146 Z. "Surface and storm water management services" means the services provided  
147 by the surface water management program, including but not limited to basin planning,  
148 facilities maintenance, regulation, financial administration, public involvement, drainage  
149 investigation and enforcement, aquatic resource restoration, surface and storm water  
150 quality and environmental monitoring, natural surface water drainage system planning,  
151 intergovernmental relations and facility design and construction.

152 AA. "Surface water management fee protocols" means the surface water  
153 management fee standards and procedures that have been formally adopted by rule under

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154 the procedures specified in K.C.C. chapter 2.98. The surface water management fee  
155 protocols are available from the department of natural resources and parks, water and  
156 land resources division, or its successor.

157 BB. "Surface and storm water" means water originating from rainfall and other  
158 precipitation that is found in drainage facilities, rivers, streams, springs, seeps, ponds,  
159 lakes and wetlands as well as shallow ground water.

160 CC. "Surface and storm water management system" means constructed drainage  
161 facilities and any natural surface water drainage features that do any combination of  
162 collection, storing, controlling, treating or conveying surface and storm water.

163 DD. "Surface Water Design Manual" means the manual, and supporting  
164 documentation referenced or incorporated in the manual, describing surface and storm  
165 water design and analysis requirements, procedures and guidance that has been formally  
166 and most recently adopted by rule under the procedures in K.C.C. chapter 2.98. The  
167 Surface Water Design Manual is available from the department of local services,  
168 permitting division, or the department of natural resources and parks, water and land  
169 resources division, or its successor.

170 EE. "Undeveloped parcel" means any parcel that has not been altered from its  
171 natural state by the construction, creation or addition of impervious surface.

172 FF. "Water quality treatment facility" means a drainage facility designed to  
173 reduce pollutants once they are already contained in surface and storm water runoff.

174 "Water quality treatment facility" means the structural component of best management  
175 practices. When used singly or in combination, a water quality treatment facility reduces  
176 the potential for contamination of either surface or ground waters, or both.



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177            SECTION 4. Ordinance 4461, Section 1, as amended, and K.C.C. 20.22.060 are  
178 hereby amended to read as follows:

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

- 180            A. Proposals for establishment or modification of cable system rates under
- 181 K.C.C. 6.27A.140;
- 182            B. Vacation of county roads under K.C.C. chapter 14.40;
- 183            C. All Type 4 decisions under K.C.C. chapter 20.20;
- 184            D. Applications for public benefit rating system assessed valuation on open space
- 185 land ((~~and current use assessment on timber lands~~)) under K.C.C. chapter 20.36, except
- 186 as provided in K.C.C. 20.36.090;
- 187            E. Appeals of decisions to designate or reject a nomination for designation for a
- 188 landmark or issuing or denying a certificate of appropriateness under K.C.C. chapter
- 189 20.62;
- 190            F. Creation of a lake or beach management district and a special assessment roll
- 191 under chapter 36.61 RCW;
- 192            G. Appeals from decisions of the county road engineer in the road services
- 193 division of the department of local services related to changes in speed limits under
- 194 K.C.C. 14.06.030; and
- 195            H. Other applications or appeals that are prescribed by ordinance.

196            SECTION 5. Ordinance 1076, Section 1, as amended, and K.C.C. 20.36.010 are  
197 hereby amended to read as follows:

198            It is in the best interest of the county to maintain, preserve, conserve and  
199 otherwise continue in existence adequate open space lands for the production of food,

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200 fiber and forest crops, and to assure the use and enjoyment of natural resources and  
201 scenic beauty for the economic and social well-being of the county and its citizens.

202 It is the intent of this chapter to implement RCW Chapter 84.34, as amended, by  
203 establishing procedures, rules and fees for the consideration of applications for public  
204 benefit rating system assessed valuation on "open space land" and for current use  
205 assessment on "farm and agricultural land" (~~and "timber land"~~) as those lands are  
206 defined in RCW 84.34.020. The provisions of RCW chapter 84.34, and the regulations  
207 adopted thereunder shall govern the matters not expressly covered in this chapter.

208 SECTION 6. Ordinance 15137, Section 1, as amended and K.C.C. 20.36.015 are  
209 hereby amended to read as follows:

210 The definitions in this section apply throughout this chapter unless the context  
211 clearly requires otherwise.

212 A. "Certified local government programs" means historic preservation programs  
213 that are formally certified by the National Park Service and Washington state Office of  
214 Archaeology and Historic Preservation.

215 B. "Department" means the department of natural resources and parks or its  
216 successor agency.

217 C. "Enrolled parcel" means a parcel for which a public benefit rating system open  
218 space (~~or timber land~~) application has been received and for which an agreement related  
219 to open space (~~or timber land~~) classification, as described in WAC 458-30-240, has  
220 been executed and recorded with the records and licensing services division and that is  
221 receiving tax reduction benefits.

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222 D. "Native plant" or "native vegetation" means native vegetation as defined in  
223 K.C.C. 21A.06.790.

224 E. "Open space" means land that meets the criteria specified in RCW  
225 84.34.020(1)(b) and (c).

226 F. "Reevaluate" means to examine the characteristics of a property currently  
227 designated under current use taxation provisions of the open space program for  
228 qualification under the current public benefit rating system provided for in this chapter.

229 ~~((G. "Timber land" means a property that contains five to twenty acres of land  
230 that is devoted primarily to the growth and harvest of timber for commercial purposes  
231 according to an approved forest stewardship plan and that meets the requirements of  
232 chapter 84.34 RCW and K.C.C. 20.36.110.))~~

233 SECTION 7. Ordinance 1076, Section 2, as amended and K.C.C. 20.36.020 are  
234 hereby amended to read as follows:

235 The office of hearing examiner, as established by K.C.C. chapter 20.22, shall act  
236 on behalf of the council in considering applications for public benefit rating system  
237 assessed valuation on open space land ~~((and for current use assessments on timber land))~~  
238 in an unincorporated area of the county or appeals from denials by the county assessor of  
239 applications for current use assessments on farm and agricultural land as provided in this  
240 chapter. All such applications and appeals shall be processed under the procedures  
241 established in this chapter and K.C.C. chapter 20.22.

242 SECTION 8. Ordinance 1076, Section 3, as amended and K.C.C. 20.36.030 are  
243 hereby amended to read as follows:

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244 An owner of farm and agricultural land desiring current use assessment under  
245 chapter 84.34 RCW shall make application to the county assessor and an owner of open  
246 space land desiring assessed valuation under the public benefit rating system (~~(or an owner~~  
247 ~~of timber land desiring current use assessment)~~) shall make application to the county  
248 council by filing an application with the department natural resources and parks. The  
249 application shall be upon forms supplied by the county and shall include such information  
250 deemed reasonably necessary to properly classify an area of land under chapter 84.34 RCW  
251 with a notarized verification of the truth thereof.

252 SECTION 9. Ordinance 1076, Section 4, as amended, and K.C.C. 20.36.040 are  
253 hereby amended to read as follows:

254 A. Except as provided in subsection B. of this section, the applicant shall pay a  
255 current use filing fee, payable to the King County finance and business operations division  
256 or its successor, in the amount of six hundred twenty dollars for each open space (~~or~~  
257 ~~timber land~~) application and one hundred eighty-one dollars for each farm and agriculture  
258 application.

259 B. If an application is filed to add farm and agricultural conservation land, forest  
260 stewardship land, resource restoration or rural stewardship land category to a parcel that  
261 is already enrolled in the public benefit rating system, no fee shall be charged for that  
262 application.

263 C. In the case of all farm and agricultural land applications, whether the  
264 application is based on land within or outside of an incorporated area, the entire fee shall  
265 be collected and retained by the county. In the case of open space (~~or timber land~~)  
266 applications based on land in an incorporated area of the county, where the city

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267 legislative authority has set no filing fee, the county fee shall govern and the entire fee  
268 shall be collected and retained by the county. Where the city legislative authority has  
269 established a filing fee for open space (~~(or timber land)~~) applications based on land in an  
270 incorporated area of the county, the fee established in subsection A. of this section shall  
271 be collected by the county from the applicant and the county shall pay the city one-half of  
272 the fee collected. The amount paid by the county to the city shall not exceed the fee  
273 established by the city. The city shall be responsible for collecting any fees that it has  
274 established that exceed one-half of the amount established by subsection A. of this  
275 section.

276 SECTION 10. Ordinance 1076, Section 7, as amended, and K.C.C. 20.36.060 are  
277 hereby amended to read as follows:

278 Notice of the time, place and purpose of a public hearing before the hearing  
279 examiner on an open space (~~(or a timberland)~~) application based on land in unincorporated  
280 area of the county shall be given by one publication at least ten days before the hearing.  
281 The clerk of the council shall publish this notice in a newspaper of general circulation in  
282 the area.

283 SECTION 11. Ordinance 4462, Section 7, as amended, and K.C.C. 20.36.070 are  
284 hereby amended to read as follows:

285 In the case of open space (~~(and timber land)~~) applications filed after October 1 of  
286 each calendar year, the examiner shall establish time periods for satisfaction of any  
287 conditions so as to enable the county assessor to make a timely notation on the assessment  
288 list and the tax roll for that land in the event of approval of those applications.

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289            SECTION 12. Ordinance 4462, Section 8, as amended, and K.C.C. 20.36.080 are  
290 hereby amended to read as follows:

291            Any ordinance approving an application constitutes authorization for the chair of  
292 the council or the chair's designee to sign the open space taxation agreement for  
293 classification under the public benefit rating system (~~(or the timber land)~~) program.

294            SECTION 13. Ordinance 1886, Section 10, as amended, and K.C.C. 20.36.090  
295 are hereby amended to read as follows:

296            A. In the case of open space (~~(and timber land)~~) applications received by the  
297 county based on land in incorporated areas of the county, the department shall promptly  
298 transmit a copy of the application to the affected city.

299            B. Such an application shall be acted upon by the county council's transportation,  
300 economy and environment committee, or its successor, and the applicable city legislative  
301 body. The application shall be acted upon after a public hearing by each such body and  
302 after notice of each hearing shall have been given by one publication in a newspaper of  
303 general circulation in the area at least ten days before the hearing.

304            SECTION 14. Ordinance 10511, Section 7, as amended, and K.C.C. 20.36.100  
305 are hereby amended to read as follows:

306            A. To be eligible for open space classification under the public benefit rating  
307 system, property must contain one or more qualifying open space resources and have at  
308 least five points as determined under this section. The department shall review each  
309 application and recommend award of credit for current use of property that is the subject of  
310 the application. In making such a recommendation, the department shall utilize the point  
311 system described in subsections B. and C. of this section.

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312 B. The following open space resources are each eligible for the points indicated:

313 1. Public recreation area - five points. For the purposes of this subsection B.1,  
314 "public recreation area" means land devoted to providing active or passive recreation use or  
315 that complements or substitutes for recreation facilities characteristically provided by  
316 public agencies. Use of motorized vehicles is prohibited on land receiving tax reduction  
317 for this category, except for golf carts on golf courses, for maintenance or for medical,  
318 public safety or police emergencies. To be eligible as a public recreation area, the facilities  
319 must be open to the general public or to specific public user groups, such as youth, senior  
320 citizens or people with disabilities. A property must be identified by the responsible  
321 agency within whose jurisdiction the property is located as meeting the definition of public  
322 recreation area. If a property meets the definition of public recreation area, the property  
323 owner must use best practices, if any, that are defined in K.C.C. chapter 21A.06. If a fee is  
324 charged for use, it must be comparable to the fee charged by a like public facility;

325 2. Aquifer protection area - five points. For the purposes of this subsection B.2,  
326 "aquifer protection area" means property that has a plant community in which native plants  
327 are dominant and that includes an area designated as a critical aquifer recharge area under  
328 K.C.C. chapter 21A.24 or applicable city critical aquifer recharge area regulations. To be  
329 eligible as an aquifer protection area, at least fifty percent of the enrolling open space area  
330 or a minimum of one acre of open space shall be designated as a critical aquifer recharge  
331 area. If the enrolling open space area does not have a plant community in which native  
332 plants are dominant, a plan for revegetation must be submitted and approved by the  
333 department, and be implemented according to the plan's proposed schedule of activities;

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334           3. Buffer to public or current use classified land - three points. For the purposes  
335 of this subsection B.3, "buffer to public or current use classified land" means land that has a  
336 plant community in which native plants are dominant or has other natural features, such as  
337 streams or wetlands, and that is adjacent and provides a buffer to a publicly owned park,  
338 trail, forest, land legally required to remain in a natural state or a state or federal highway or  
339 is adjacent to and provides a buffer to a property participating in a current use taxation  
340 program under chapter 84.33 or 84.34 RCW. The buffer shall be no less than fifty feet in  
341 length and fifty feet in width. Public roads may separate the public land, or land in private  
342 ownership classified under chapter 84.33 or 84.34 RCW, from the buffering land, if the  
343 entire buffer is at least as wide and long as the adjacent section of the road easement.  
344 Landscaping or other nonnative vegetation shall not separate the public land or land  
345 enrolled under chapter 84.33 or 84.34 RCW from the native vegetation buffer. The  
346 department may grant an exception to the native vegetation requirement for property along  
347 parkways with historic designation, upon review and recommendation of the historic  
348 preservation officer of King County or the local jurisdiction in which the property is  
349 located. Eligibility for this exception does not extend to a property where plantings are  
350 required or existing plant communities are protected under local zoning codes,  
351 development mitigation requirements or other local regulations;

352           4. Equestrian-pedestrian-bicycle trail linkage - thirty-five points. For the purposes  
353 of this subsection B.4, "equestrian-pedestrian-bicycle trail linkage" means land in private  
354 ownership that the property owner allows the public to use as an off-road trail linkage for  
355 equestrian, pedestrian or other nonmotorized uses or that provides a trail link from a public  
356 right-of-way to a trail system. Use of motorized vehicles is prohibited on trails receiving a

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357 tax reduction for this category, except for maintenance or for medical, public safety or  
358 police emergencies. Public access is required only on that portion of the property  
359 containing the trail. The landowner may impose reasonable restrictions on access that are  
360 mutually agreed to by the landowner and the department, such as limiting use to daylight  
361 hours. To be eligible as an equestrian-pedestrian-bicycle trail linkage, the owner shall  
362 provide a trail easement to an appropriate public or private entity acceptable to the  
363 department. The easement shall be recorded with the records and licensing services  
364 division. In addition to the area covered by the trail easement, adjacent land used as  
365 pasture, barn or stable area and any corral or paddock may be included, if an approved and  
366 implemented farm management plan is provided. Land necessary to provide a buffer from  
367 the trail to other nonequestrian uses, land that contributes to the aesthetics of the trail, such  
368 as a forest, and land set aside and marked for off road parking for trail users may also be  
369 included as land eligible for current use taxation. Those portions of private roads,  
370 driveways or sidewalks open to the public for this purpose may also qualify. Fencing and  
371 gates are not allowed in the trail easement area, except those that are parallel to the trail or  
372 linkage;

373           5. Active trail linkage - fifteen or twenty-five points. For the purposes of this  
374 subsection B.5., "active trail linkage" means land in private ownership through which the  
375 owner agrees to allow nonmotorized public passage, for the purpose of providing a  
376 connection between trails within the county's regional trails system and local or regional  
377 attractions or points of interest, for trail users including equestrians, pedestrians, bicyclists  
378 and other users. For the purposes of this subsection B.5., "local or regional attractions or  
379 points of interest" include other trails, parks, waterways or other recreational and open

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380 space attractions, retail centers, arts and cultural facilities, transportation facilities,  
381 residential concentrations or similar destinations. To be eligible as an active trail linkage,  
382 the linkage must be open to passage by the general public and the property owner must  
383 enter into an agreement with the county consistent with applicable parks and recreation  
384 division polices to grant public access. To receive twenty-five points, the property owner  
385 must enter into an agreement with the county regarding improvement of the trail, including  
386 trail pavement and maintenance. To receive fifteen points, the property owner must agree  
387 to allow a soft-surface, nonpaved trail. The parks and recreation division is authorized to  
388 develop criteria for determining the highest priority linkages for which it will enter into  
389 agreements with property owners.

390           6. Farm and agricultural conservation land - five points. For the purposes of this  
391 subsection B.6., "farm and agricultural conservation land" means land previously classified  
392 as farm and agricultural land under RCW 84.34.020 that no longer meets the criteria of  
393 farm and agricultural land, or traditional farmland not classified under chapter 84.34 RCW  
394 that has not been irrevocably devoted to a use inconsistent with agricultural uses and has a  
395 high potential for returning to commercial agriculture. To be eligible as farm and  
396 agricultural conservation land, the property must be used for farm and agricultural activities  
397 or have a high probability of returning to agriculture and the property owner must commit  
398 to return the property to farm or agricultural activities by implementing a farm management  
399 plan. An applicant must have an approved farm management plan in accordance with  
400 K.C.C. 21A.24.051 that is acceptable to the department and that is being implemented  
401 according to its proposed schedule of activities before receiving credit for this category.  
402 Farm and agricultural activities must occur on at least one acre of the property. Eligible

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403 land must be zoned to allow agricultural uses and be owned by the same owner or held  
404 under the same ownership. Land receiving credit for this category shall not receive credit  
405 for the category "contiguous parcels under separate ownership";

406           7. Forest stewardship land - five points. For the purposes of this subsection B.7.,  
407 "forest stewardship land" means property that is managed according to an approved forest  
408 stewardship plan and that is not enrolled in the ~~((timberland program under chapter 84.34~~  
409 ~~RCW or the)) designated forestland program under chapter 84.33 RCW. To be eligible as  
410 forest stewardship land, the property must contain at least four acres of contiguous  
411 forestland, which may include land undergoing reforestation, according to the approved  
412 plan. The owner shall have and implement a forest stewardship plan approved by the  
413 department. The forest stewardship plan may emphasize forest retention, harvesting or a  
414 combination of both. Land receiving credit for this category shall not receive credit for the  
415 resource restoration category or the rural stewardship land category;~~

416           8. Historic landmark or archeological site: buffer to a designated site - three  
417 points. For the purposes of this subsection B.8, "historic landmark or archaeological site:  
418 buffer to a designated site" means property adjacent to land constituting or containing a  
419 designated county or local historic landmark or archeological site, as determined by the  
420 historic preservation officer of King County or other jurisdiction in which the property is  
421 located that manages a certified local government program. To be eligible as a historic  
422 landmark or archeological site: buffer to a designated site, a property must have a plant  
423 community in which native plants are dominant and be adjacent to or in the immediate  
424 vicinity of and provide a significant buffer for a designated landmark or archaeological site  
425 listed on the county or other certified local government list or register of historic places or

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426 landmarks. For the purposes of this subsection B.8., "significant buffer" means land and  
427 plant communities that provide physical, visual, noise or other barriers and separation from  
428 adverse effects to the historic resources due to adjacent land use;

429           9. Historic landmark or archeological site: designated site - five points. For the  
430 purposes of this subsection B.9., "historic landmark or archaeological site: designated site"  
431 means land that constitutes or upon which is situated a historic landmark designated by  
432 King County or other certified local government program. Historic landmarks include  
433 buildings, structures, districts or sites of significance in the county's historic or prehistoric  
434 heritage, such as Native American settlements, trails, pioneer settlements, farmsteads,  
435 roads, industrial works, bridges, burial sites, prehistoric and historic archaeological sites or  
436 traditional cultural properties. To be eligible as a historic landmark or archeological site:  
437 designated site, a property must be listed on a county or other certified local government  
438 list or register of historic places or landmarks for which there is local regulatory protection.  
439 Eligible property may include property that contributes to the historic character within  
440 designated historic districts, as defined by the historic preservation officer of King County  
441 or other certified local government jurisdiction. The King County historic preservation  
442 officer shall make the determination on eligibility;

443           10. Historic landmark or archeological site: eligible site - three points. For the  
444 purposes of this subsection B.10, "historic landmark or archaeological site: eligible site"  
445 means land that constitutes or upon which is situated a historic property that has the  
446 potential of being designated by a certified local government jurisdiction, including  
447 buildings, structures, districts or sites of significance in the county's historic or prehistoric  
448 heritage, such as Native American settlements, pioneer settlements, farmsteads, roads,

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449 industrial works, bridges, burial sites, prehistoric and historic archaeological sites or  
450 traditional cultural properties. An eligible property must be determined by the historic  
451 preservation officer of King County or other certified local government program in the  
452 jurisdiction in which the property is located to be eligible for designation and listing on the  
453 county or other local register of historic places or landmarks for which there is local  
454 regulatory protection. Eligible property may include contributing property within  
455 designated historic districts. Property listed on the state or national Registers of Historic  
456 Places may qualify under this category;

457       11. Rural open space - five points. For the purposes of this subsection B.11.,  
458 "rural open space" means an area of ten or more contiguous acres of open space located  
459 outside of the urban growth area as identified in the King County Comprehensive Plan that:

- 460           a. has a plant community in which native plants are dominant;
- 461           b. is former open farmland, woodlots, scrublands or other lands that are in the  
462 process of being replanted with native vegetation for which the property owner is  
463 implementing an approved farm management, forest stewardship, rural stewardship or  
464 resource restoration plan acceptable to the department;

465       12. Rural stewardship land - five points. For the purposes of this subsection  
466 B.12., "rural stewardship land" means lands zoned RA (rural area), A (agriculture) or F  
467 (forest), that has an implemented rural stewardship plan as provided in K.C.C. chapter  
468 21A.24 that is acceptable to the department. On RA-zoned property, the approved rural  
469 stewardship plan shall meet the goals and standards of K.C.C. 21A.24.055. For A- and F-  
470 zoned properties, credit for this category is allowed if the plan meets the goals of K.C.C.  
471 21A.24.055 D. through G. A rural stewardship plan includes, but is not limited to,

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472 identification of critical areas, location of structures and significant features, site-specific  
473 best management practices, a schedule for implementation and a plan for monitoring as  
474 provided in K.C.C. 21A.24.055. To be eligible as rural stewardship land, the open space  
475 must be at least one acre and feature a plant community in which native plants are  
476 dominant or be in the process of restoration, reforestation or enhancement of native  
477 vegetation. Land receiving credit for this category shall not receive credit for the resource  
478 restoration or the forest stewardship land category;

479 13. Scenic resource, viewpoint or view corridor - five points.

480 a. For the purposes of this subsection B.13., "scenic resource" means an area of  
481 ten or more enrolling acres of natural or recognized cultural features visually significant to  
482 the aesthetic character of the county. A site eligible as a scenic resource must be significant  
483 to the identity of the local area and must be visible to a significant number of the general  
484 public from public rights-of-way, must be of sufficient size to substantially preserve the  
485 scenic resource value and must enroll at least ten acres of open space.

486 b. For the purposes of this subsection B.13., a "viewpoint" means a property that  
487 provides a view of an area visually significant to the aesthetic character of the county. To  
488 be eligible as a viewpoint, a site must provide a view of a scenic natural or recognized  
489 cultural resource in King County or other visually significant area and allows unlimited  
490 public access and be identified by a permanent sign readily visible from a road or other  
491 public right-of-way.

492 c. For the purposes of this subsection B.13., a "view corridor" means a property  
493 that contributes to the aesthetics of a recognized view corridor critical to maintaining a  
494 public view of a visually significant scenic natural or recognized cultural resource. A site

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495 eligible as a view corridor must contain at least one acre of open space that contributes to a  
496 view corridor visible to the public that provides views of a scenic natural resource area or  
497 recognized cultural resource significant to the local area. Recognized cultural areas must  
498 be found significant by the King County historic preservation officer or equivalent officer  
499 of another certified local government program and must contain significant inventoried or  
500 designated historic properties. Eligibility is subject to determination by the department or  
501 applicable jurisdiction;

502           14. Significant plant or ecological site - five points. For the purposes of this  
503 subsection B.14., "significant plant or ecological site" means an area that meets criteria for  
504 Element Occurrence established under the Washington Natural Heritage Program  
505 authorized by chapter 79.70 RCW. An Element Occurrence is a particular, on-the-ground  
506 observation of a rare species or ecosystem. An eligible site must be listed as an Element  
507 Occurrence by the Washington Natural Heritage Program as of the date of the application  
508 or be identified as a property that meets the criteria for an Element Occurrence. The  
509 identification must be confirmed by a qualified expert acceptable to the department. The  
510 department will notify the Washington Natural Heritage Program of any verified element  
511 occurrence on an enrolling property. Commercial nurseries, arboretums or other  
512 maintained garden sites with native or nonnative plantings are ineligible for this category;

513           15. Significant wildlife or salmonid habitat - five points.

514           a. For the purposes of this subsection B.15, "significant wildlife or salmonid  
515 habitat" means:

516           (1) an area used by animal species listed as endangered, threatened, sensitive or  
517 candidate by the Washington state Department of Fish and Wildlife or Department of

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518 Natural Resources as of the date of the application, or used by species of local significance  
519 that are listed by the King County Comprehensive Plan or a local jurisdiction;

520 (2) an area where the species listed in subsection B.15.a.(1). of this section are  
521 potentially found with sufficient frequency for critical ecological processes to occur such as  
522 reproduction, nesting, rearing, wintering, feeding or resting;

523 (3) a site that meets the criteria for priority habitats as defined by the  
524 Washington state Department of Fish and Wildlife that is so listed by the King County  
525 Comprehensive Plan or the local jurisdiction in which the property is located; or

526 (4) a site that meets criteria for a wildlife habitat conservation area as defined  
527 by the department or a local jurisdiction.

528 b. To be eligible as significant wildlife or salmonid habitat, the department or by  
529 expert determination acceptable to the department must verify that qualified species are  
530 present on the property or that the land fulfills the functions described in subsection B.15.a.  
531 of this section. To receive credit for salmonid habitat, the owner must provide a buffer at  
532 least fifteen percent greater in width than required by any applicable regulation. Property  
533 consisting mainly of disturbed or fragmented open space determined by the department as  
534 having minimal wildlife habitat significance is ineligible for this category;

535 16. Special animal site - three points. For the purposes of this subsection B.16.,  
536 "special animal site" means a site that includes a wildlife habitat network identified by the  
537 King County Comprehensive Plan or individual jurisdictions through the Growth  
538 Management Act, chapter 36.70A RCW, or urban natural area as identified by the  
539 Washington state Department of Fish and Wildlife's priority habitats and species project as  
540 of the date of the application. To be eligible as a special animal site, the property must be

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541 identified by King County or local or state jurisdiction or by expert verification acceptable  
542 to the department or local jurisdiction. Property consisting mainly of disturbed or  
543 fragmented open space determined by the department to have minimal wildlife habitat  
544 significance is ineligible for this category;

545           17. Surface water quality buffer - five points. For the purposes of this subsection  
546 B.17., "surface water quality buffer" means an undisturbed area that has a plant community  
547 in which native plants are dominant adjacent to a lake, pond, stream, shoreline, wetland or  
548 marine waters, that provides buffers beyond that required by any applicable regulation. To  
549 be eligible as surface water quality buffer, the buffer must be at least fifty percent wider  
550 than the buffer required by any applicable regulation and longer than twenty-five feet. The  
551 qualifying buffer area must be preserved from clearing and intrusion by domestic animals  
552 and protected from grazing or use by livestock;

553           18. Urban open space - five points.

554           a. For the purposes of this subsection B.18, "urban open space" means land  
555 located within the boundaries of a city or within the urban growth area that has a plant  
556 community in which native plants are dominant and that under the applicable zoning is  
557 eligible for more intensive development or use. To be eligible as urban open space, the  
558 enrolling area must be at least one acre, or be at least one-half acre if the land meets one of  
559 the following criteria:

- 560           (1) the land conserves and enhances natural or scenic resources;
- 561           (2) the land protects streams or water supply;
- 562           (3) the land promotes conservation of soils, wetlands, beaches or tidal marshes;

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563 (4) the land enhances the value to the public of abutting or neighboring parks,  
564 forests, wildlife preserves, nature reservations or sanctuaries or other open space;

565 (5) the land enhances recreation opportunities to the general public; or

566 (6) the land preserves visual quality along highways, roads, and streets or  
567 scenic vistas.

568 b. Owners of noncontiguous properties that together meet the minimum acreage  
569 requirement of subsection B.18.a. of this section may jointly apply under this category if  
570 each property is closer than seventy-five feet to one other property in the application and if  
571 each property contains an enrolling open space area at least as large as the minimum zoned  
572 lot size; and

573 19. Watershed protection area - five points. For the purposes of this subsection  
574 B.19, "watershed protection area" means property contributing to the forest cover that  
575 provides run-off reduction and groundwater protection. To be eligible as watershed  
576 protection area, the property must consist of contiguous native forest or be in the process of  
577 reforestation. The enrolling forested area must consist of additional forest cover beyond  
578 that required by county or applicable local government regulation and must be at least one  
579 acre or sixty-five percent of the property acreage, whichever is greater. If reforestation or  
580 improvements to the forest health are necessary, the property owner shall provide and  
581 implement a forest stewardship, resource restoration or rural stewardship plan that  
582 addresses this need and is acceptable to the department.

583 C. Property qualifying for an open space category in subsection B. of this section  
584 may receive credit for additional points as follows:

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585           1. Resource restoration - five points. For the purposes of this subsection C.1,  
586 "resource restoration" means restoration of an enrolling area benefiting an area in an open  
587 space resource category. Emphasis shall be placed on restoration of anadromous fish  
588 rearing habitat, riparian zones, migration corridors and wildlife, upland, stream and wetland  
589 habitats. To be eligible as resource restoration, the owner must provide and implement a  
590 restoration plan developed in cooperation with the Soil Conservation Service, the state  
591 Department of Fisheries and Wildlife, King County or other appropriate local or county  
592 agency that is acceptable to the department. Historic resource restoration must be approved  
593 by the King County historic preservation officer or officer of another certified local  
594 government and must be accompanied by a long-term maintenance plan. For resource  
595 restoration credit, the owner shall provide to the department a yearly monitoring report for  
596 at least five years following enrollment in the public benefit rating system program. The  
597 report shall describe the progress and success of the restoration project and shall include  
598 photographs to document the success. Land receiving credit for this category shall not  
599 receive credit for the forest stewardship land category or the rural stewardship land  
600 category;

601           2. Additional surface water quality buffer - three or five points. For the purposes  
602 of this subsection C.2, "additional surface water quality buffer" means an undisturbed area  
603 of native vegetation adjacent to a lake, pond, stream, wetland or marine water providing a  
604 buffer width of at least twice that required by regulation. To be eligible as additional  
605 surface water quality buffer, the property must qualify for the surface water quality buffer  
606 category in subsection B. of this section. Three points are awarded for additional buffers  
607 no less than two times the buffer width required by any applicable regulation. Five points

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608 are awarded for additional buffers no less than three times the buffer width required by any  
609 applicable regulation;

610           3. Contiguous parcels under separate ownership - two points per participating  
611 owner above one owner. The points under this subsection C.3. accrue to all of the owners  
612 of a single application. However, the withdrawal of a participating property by an owner  
613 results in the loss of two points to the total credit awarded for each of the remaining owners  
614 under this subsection C.3. For the purposes of this subsection C.3, "contiguous parcels"  
615 means either:

616           a. enrolling parcels abut each other without any significant natural or human-  
617 made barrier separating them; or

618           b. enrolling parcels abut a publicly owned open space but not necessarily abut  
619 each other without any significant natural or human-made barriers separating the publicly  
620 owned open space and the parcels seeking open space classification. Contiguous parcels of  
621 land with the same qualifying public benefit rating system resources are eligible for  
622 treatment as a single parcel if open space classification is sought under the same application  
623 except as otherwise prohibited by the farm and agricultural conservation land category.

624 Award of this category requires a single application by multiple owners and parcels with  
625 identical qualifying public benefit rating system resources. Treatment as contiguous  
626 parcels shall include the requirement to pay only a single application fee and the  
627 requirement that the total area of all parcels combined must equal or exceed any required  
628 minimum area, rather than each parcel being required to meet the minimum area.

629 Individual parcels may be withdrawn from open space classification consistent with all  
630 applicable rules and regulations without affecting the continued eligibility of all other

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631 parcels accepted under the same application, but the combined area of the parcels  
632 remaining in open space classification must still qualify for their original enrolling public  
633 benefit rating system category or categories. To be eligible as contiguous parcels under  
634 separate ownership, the property must include two or more parcels under different  
635 ownership. The owners of each parcel included in the application must agree to identical  
636 terms and conditions for enrollment in the program;

637           4. Conservation easement or historic preservation easement - fifteen points. For  
638 the purposes of this subsection C.4, "conservation easement or historic preservation  
639 easement" means land on which an easement is voluntarily placed that restricts, in  
640 perpetuity, further potential development or other uses of the property. The granting of this  
641 conservation easement or historic preservation easement provides additional value through  
642 permanent protection of a resource. These easements are typically donated or sold to a  
643 government or nonprofit organization, such as a land trust or conservancy. To be eligible  
644 as conservation easement or historic preservation easement, the easement must be approved  
645 by the department and be recorded with the records and licensing services division. The  
646 easement shall be conveyed to the county or to an organization acceptable to the  
647 department. In addition, historic preservation easements shall also be approved by the  
648 historic preservation officer of King County or officer of another certified local government  
649 jurisdiction in which the property is located. An easement required by zoning, subdivision  
650 conditions or other land use regulation is not eligible unless an additional substantive  
651 easement area is provided beyond that otherwise required;

652           5. Public access - points depend on type and frequency of access allowed. For the  
653 purposes of this subsection C.5, "public access " means the general public is allowed access

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654 on an ongoing basis for uses such as, but not limited to, recreation, education or training.  
655 Access must be allowed on only the portion of the property that is designated for public  
656 access. The landowner may impose reasonable restrictions on access, such as limiting use  
657 to daylight hours, that are mutually agreed to by the landowner and the department. No  
658 physical barriers may limit reasonable public access or negatively affect an open space  
659 resource. To be eligible for public access at one of the levels described in a. through d. of  
660 this subsection C.5, a property owner shall demonstrate that the property is open to public  
661 access and is used by the public. Public access points for historic properties shall be  
662 approved by the historic preservation officer of King County or officer of another certified  
663 local government jurisdiction in which the property is located. The property owner may be  
664 required to furnish and maintain signage according to county specifications.

665 a. Unlimited public access - five points. Year-round access by the general public  
666 is allowed on the enrolled parcel without special arrangements with the property owner.

667 b. Limited public access because of resource sensitivity - five points. Access  
668 may be reasonably limited by the property owner on the enrolled parcel due to the sensitive  
669 nature of the resource, with access provided only to appropriate user groups. The access  
670 allowed shall generally be for an educational, scientific or research purpose and may  
671 require special arrangements with the owner.

672 c. Environmental education access - three points. The landowner enters into an  
673 agreement with a school, an organization with 26 U.S.C. Sec. 501(c)(3) tax status, or with  
674 the agreement of the department, other community organization that allows membership by  
675 the general public to provide environmental education on the enrolled parcel to its members

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676 or the public at large. The landowner and the department must mutually agree that the  
677 enrolled parcel has value for environmental education purposes.

678 d. Seasonally limited public access - three points. Access by the public is  
679 allowed on the enrolled parcel, without special arrangements with the property owner,  
680 during only part of the year based on seasonal conditions, as mutually agreed to by the  
681 landowner and the department.

682 e. None or members-only - zero points. No public access is allowed or the  
683 access is allowed only by members of the organization using or owning the land; and

684 6. Easement and access – thirty-five points. For the purposes of this subsection  
685 C.6, "easement and access" means that the property has at least one qualifying open space  
686 resource, unlimited public access or limited public access due to resource sensitivity, and a  
687 conservation easement or historic preservation easement in perpetuity in a form and with  
688 conditions acceptable to the department. To be eligible a property must receive credit for  
689 an open space category and for the conservation easement or historic easement in  
690 perpetuity category. The owner must agree to allow public access to the portion of the  
691 property designated for public access in the easement. An easement required by zoning,  
692 subdivision conditions or other land use regulation is not eligible, unless there is additional  
693 easement area beyond that required. Credit for this category cannot overlap with the  
694 equestrian-pedestrian-bicycle trail linkage category.

695 SECTION 15. Ordinance 2537, Section 2, as amended, and K.C.C. 20.36.110 are  
696 hereby repealed.

697 SECTION 16. Ordinance 4461, Section 4, as amended, and K.C.C. 21A.37.020  
698 are hereby amended to read as follows:

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699 A. For the purpose of this chapter, sending site means the entire tax lot or lots  
700 qualified under this subsection. Sending sites shall:

701 1. Contain a public benefit such that preservation of that benefit by transferring  
702 residential development rights to another site is in the public interest;

703 2. Meet at least one of the following criteria:

704 a. designation in the King County Comprehensive Plan or a functional plan as  
705 an agricultural production district or zoned A;

706 b. designation in the King County Comprehensive Plan or a functional plan as  
707 forest production district or zoned F;

708 c. designation in the King County Comprehensive Plan as Rural Area, zoned  
709 RA-2.5, RA-5 or RA-10, and meeting the definition in RCW 84.34.020 of open space(~~(,~~  
710 ~~or~~) or farm and agricultural land (~~or of timber land~~));

711 d. designation in the King County Comprehensive Plan or a functional plan as  
712 a proposed Rural Area or Natural Resource Land regional trail or Rural Area or Natural  
713 Resource Land open space site, through either:

714 (1) designation of a specific site; or

715 (2) identification of proposed Rural Area or Natural Resource Land regional  
716 trail or Rural Area or Natural Resource Land open space sites which meet adopted  
717 standards and criteria, and for Rural Area or Natural Resource Land open space sites,  
718 meet the definition of open space land, as defined in RCW 84.34.020;

719 e. identification as habitat for federally listed endangered or threatened species  
720 in a written determination by the King County department of natural resources and parks,  
721 Washington state Department of Fish and Wildlife, United States Fish and Wildlife



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722 Services or a federally recognized tribe that the sending site is appropriate for  
723 preservation or acquisition;

724 f. designation in the King County Comprehensive Plan as urban separator and  
725 zoned R-1; or

726 g.(1) designation in the King County Comprehensive Plan as urban residential  
727 medium or urban residential high;

728 (2) zoned R-4, R-6, R-8, R-12, R-18, R-24 or R-48; and

729 (3) approved for conservation futures tax funding by the King County  
730 council;

731 3. Consist of one or more contiguous lots that have a combined area that meets  
732 or exceeds the minimum lot area for construction requirements in K.C.C. 21A.12.100 for  
733 the zone in which the sending site is located. For purposes of this subsection, lots divided  
734 by a street are considered contiguous if the lots would share a common lot line if the  
735 street was removed. This provision may be waived by the interagency committee if the  
736 total acreage of a rural or resource sending site application exceeds one hundred acres;  
737 and

738 4. Not be in public ownership, except:

739 a. as provided in K.C.C. 21A.37.110.C.;

740 b. for lands zoned RA that are managed by the Washington state Department  
741 of Natural Resources as state grant or state forest lands; or

742 c. for lands that are managed by King County for purposes of residential or  
743 commercial development.

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744 B. For the purposes of the TDR program, acquisition means obtaining fee simple  
745 rights in real property or a property right in a form that preserves in perpetuity the public  
746 benefit supporting the designation or qualification of the property as a sending site. A  
747 sending site shall be maintained in a condition that is consistent with the criteria in this  
748 section under which the sending was qualified.

749 C. If a sending site has any outstanding code violations, the person responsible  
750 for code compliance should resolve these violations, including any required abatement,  
751 restoration, or payment of civil penalties, before a TDR sending site may be qualified by  
752 the interagency review committee created under K.C.C. 21A.37.070. However, the  
753 interagency may qualify and certify a TDR sending site with outstanding code violations  
754 if the person responsible for code compliance has made a good faith effort to resolve the  
755 violations and the proposal is in the public interest.

756 D. For lots on which the entire lot or a portion of the lot has been cleared or  
757 graded in accordance with a Class II, III or IV special forest practice as defined in chapter  
758 76.09 RCW within the six years before application as a TDR sending site, the applicant  
759 must provide an affidavit of compliance with the reforestation requirements of the Forest  
760 Practices Act, and any additional reforestation conditions of their forest practice permit.  
761 Lots on which the entire lot or a portion of the lot has been cleared or graded without any  
762 required forest practices or county authorization, shall be not qualified or certified as a  
763 TDR sending site for six years unless the six-year moratorium on development  
764 applications has been lifted or waived or the landowner has a reforestation plan approved  
765 by the Washington state Department of Natural Resources and King County.

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766            **SECTION 17. Severability.** If any provision of this ordinance or its application  
767 to any person or circumstance is held invalid, the remainder of the ordinance or the  
768 application of the provision to other persons or circumstances is not affected.

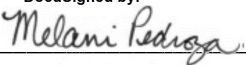
Ordinance 19484 was introduced on 12/14/2021 and passed by the Metropolitan King  
County Council on 8/23/2022, by the following vote:

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 9/2/2022, \_\_\_\_\_.

DocuSigned by:  
  
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Dow Constantine, County Executive

**Attachments:** None

**Certificate Of Completion**

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**Signer Events**

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

DocuSigned by:  
  
 4FBCAB8196AE4C6...  
 Signature Adoption: Uploaded Signature Image  
 Using IP Address: 24.113.57.165

Sent: 8/25/2022 3:03:15 PM  
 Viewed: 9/2/2022 11:28:35 AM  
 Signed: 9/2/2022 11:28:49 AM

**Electronic Record and Signature Disclosure:**  
 Accepted: 9/2/2022 11:28:35 AM  
 ID: 8a566932-e7fb-46ee-b84b-44efe232a97c

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp

Certified Delivery Events	Status	Timestamp
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Carbon Copy Events	Status	Timestamp
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Kaitlyn Wiggins kwwiggins@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: 8/25/2022 3:03:15 PM Viewed: 8/25/2022 3:03:39 PM
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Witness Events	Signature	Timestamp
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Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
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Envelope Sent	Hashed/Encrypted	8/24/2022 4:19:29 PM
Certified Delivered	Security Checked	9/2/2022 11:28:35 AM
Signing Complete	Security Checked	9/2/2022 11:28:49 AM
Completed	Security Checked	9/2/2022 11:28:49 AM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure
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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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