



King County

1200 King County
Courthouse
516 Third Avenue
Seattle, WA 98104

Meeting Agenda

Transportation, Economy, and Environment Committee

Councilmembers:

Rod Dembowski, Chair;

Teresa Mosqueda, Vice Chair;

Claudia Balducci, Jorge Barón, Pete von Reichbauer,

Lead Staff: Sherrie Hsu (206-477-7253)

Committee Clerk: Angelica Calderon (206 477-7470)

9:30 AM

Tuesday, May 21, 2024

Hybrid Meeting

Hybrid Meetings: Attend King County Council committee meetings in person in Council Chambers (Room 1001), 516 3rd Avenue in Seattle, or through remote access. Details on how to attend and/or provide public comment remotely are listed below.

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	<p>Sign language and interpreter services can be arranged given sufficient notice (206-848-0355). TTY Number - TTY 711.</p> <p>Council Chambers is equipped with a hearing loop, which provides a wireless signal that is picked up by a hearing aid when it is set to 'T' (Telecoil) setting.</p>	
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1. Call to Order



2. Roll Call

3. Approval of Minutes **p. 5**

Minutes of April 16, 2024 minutes.

4. Public Comment

To show a PDF of the written materials for an agenda item, click on the agenda item below.

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Discussion and Possible Action

5. [Proposed Motion No. 2024-0137](#) **p. 9**

A MOTION acknowledging receipt of a report on options for providing public transportation service to the Seattle waterfront and northwest Belltown in response to the 2023-2024 Biennial Budget Ordinance, Ordinance 19546, Section 114, Proviso P7.

Sponsors: Barón and Mosqueda

Mary Bourguignon, Council staff

Briefing

6. [Briefing No. 2024-B0063](#) **p. 48**

Briefing on Fish Passage Restoration Program Audit

Kymer Waltmunson, County Auditor, King County Auditor's Office
Cindy Drake, Supervising Auditor, King County Auditor's Office
Zainab Nejati, Capital Projects Analyst, King County Auditor's Office

Discussion and Possible Action

7. [Proposed Motion No. 2024-0162](#) **p, 67**

A MOTION acknowledging receipt of a report in response to Motion 16463.

Sponsors: Dembowski

Jenny Giambattista, Council staff
Marissa Aho, Director, Office of Climate

8. [Proposed Ordinance No. 2024-0007](#) **p. 68**

AN ORDINANCE relating to parks and recreation; amending Ordinance 14509, Section 4, and K.C.C. 7.01.010, Ordinance 14509, Section 7, as amended, and K.C.C. 7.08.060, Ordinance 14509, Section 9, and K.C.C. 7.08.070, Ordinance 14509, Section 10, and K.C.C. 7.08.080, Ordinance 6798, Section 2, as amended, and 7.12.020, Ordinance 6798, Section 3, and K.C.C. 7.12.030, Ordinance 14509, Section 14, and K.C.C. 7.12.035, Ordinance 6798, Section 5, as amended, and K.C.C. 7.12.050, Ordinance 6798, Section 11, as amended, and K.C.C. 7.12.110, Ordinance 6798, Section 12, and K.C.C. 7.12.140, Ordinance 6798, Section 65, and K.C.C. 7.12.650, Ordinance 6798, Section 66, and K.C.C. 7.12.660, Ordinance 6798, Section 67, and K.C.C. 7.12.670, and Ordinance 6798, Section 70,



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as amended, and K.C.C. 7.12.700, adding new sections to K.C.C. chapter 7.12, and repealing Ordinance 6798, Section 16, as amended, and K.C.C. 7.12.160, Ordinance 6798, Section 17, and K.C.C. 7.12.170, Ordinance 6798, Section 18, and K.C.C. 7.12.180, Ordinance 6798, Section 19, and K.C.C. 7.12.190, Ordinance 6798, Section 20, and K.C.C. 7.12.200, Ordinance 6798, Section 21, and K.C.C. 7.12.210, Ordinance 6798, Section 22, and K.C.C. 7.12.220, Ordinance 6798, Section 23, and K.C.C. 7.12.230, Ordinance 6798, Section 24, as amended, and K.C.C. 7.12.240, Ordinance 6798, Section 25, as amended, and K.C.C. 7.12.250, Ordinance 6798, Section 26, as amended, and K.C.C. 7.12.260, Ordinance 6798, Section 27, and K.C.C. 7.12.270, Ordinance 6798, Section 28, and K.C.C. 7.12.280, Ordinance 6798, Section 29, and K.C.C. 7.12.290, Ordinance 8518, Section 1, as amended, and K.C.C. 7.12.295, Ordinance 6798, Section 30, as amended, and K.C.C. 7.12.300, Ordinance 6798, Section 31, and K.C.C. 7.12.310, Ordinance 6798, Section 32, and K.C.C. 7.12.320, Ordinance 6798, Section 33, and K.C.C. 7.12.330, Ordinance 6798, Section 34, and K.C.C. 7.12.340, Ordinance 6798, Section 35, and K.C.C. 7.12.350, Ordinance 6798, Section 36, and K.C.C. 7.12.360, Ordinance 6798, Section 37, and K.C.C. 7.12.370, Ordinance 6798, Section 38, and K.C.C. 7.12.380, Ordinance 6798, Section 39, and K.C.C. 7.12.390, Ordinance 6798, Section 40, and K.C.C. 7.12.400, Ordinance 6798, Section 41, as amended, and K.C.C. 7.12.410, Ordinance 6798, Section 42, as amended, and K.C.C. 7.12.420, Ordinance 6798, Section 43, as amended, and K.C.C. 7.12.430, Ordinance 17375, Section 2, and K.C.C. 7.12.435, Ordinance 6798, Section 44, as amended, and K.C.C. 7.12.440, Ordinance 14509, Section 22, and K.C.C. 7.12.445, Ordinance 6798, Section 45, and K.C.C. 7.12.450, Ordinance 6798, Section 46, as amended, and K.C.C. 7.12.460, Ordinance 6798, Section 47, as amended, and K.C.C. 7.12.470, Ordinance 6798, Section 48, as amended, and K.C.C. 7.12.480, Ordinance 6798, Section 49, and K.C.C. 7.12.490, Ordinance 6798, Section 50, and K.C.C. 7.12.500, Ordinance 6798, Section 51, and K.C.C. 7.12.510, Ordinance 6798, Section 52, and K.C.C. 7.12.520, Ordinance 6798, Section 53, as amended, and K.C.C. 7.12.530, Ordinance 6798, Section 54, and K.C.C. 7.12.540, Ordinance 6798, Section 55, as amended, and K.C.C. 7.12.550, Ordinance 6798, Section 56, as amended, and K.C.C. 7.12.560, Ordinance 6798, Section 57, and K.C.C. 7.12.570, Ordinance 6798, Section 58, and K.C.C. 7.12.580, Ordinance 6798, Section 59, and K.C.C. 7.12.590, Ordinance 6798, Section 60, as amended, and K.C.C. 7.12.600, Ordinance 6798, Section 61, as amended, and K.C.C. 7.12.610, Ordinance 6798, Section 62, and K.C.C. 7.12.620, Ordinance 6798, Section 63, as amended, and K.C.C. 7.12.630, Ordinance 6798, Section 64, as amended, and K.C.C. 7.12.640, Ordinance 8538, Section 3, and K.C.C. 7.12.642, and Ordinance 7620, Section 1, and K.C.C. 7.12.645.

Sponsors: Dembowski

Sherrie Hsu, Council staff

Other Business

Adjournment

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Meeting Minutes Transportation, Economy, and Environment Committee

Councilmembers:

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Teresa Mosqueda, Vice Chair;
Claudia Balducci, Jorge Barón, Pete von Reichbauer,

Lead Staff: Sherrie Hsu (206-477-7253)
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Tuesday, April 16, 2024

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1. Call to Order

Chair Dembowski called the meeting to order at 9:34 a.m.

2. Roll Call

Present: 5 - Balducci, Barón, Dembowski, Mosqueda and von Reichbauer

3. Approval of Minutes

Councilmember Barón moved approval of the March 19, 2024 meeting minutes. There being no objections, the minutes were approved.

Briefing

4. Briefing No. 2024-B0049

Metro General Manager Briefing

Michelle Allison, Director, Metro Transit Department, briefed the Committee and answered questions from the members.

This matter was Presented

5. Public Comment

The following individuals were present to provide public comment:

1. Thomas Reinhard
2. Dianna Currie
3. Aiden Statler
4. Calvin Freatman
5. Trae Jaqua
6. Charlie Anthe
7. Amy Fair Gunnar
8. Juergen Oswald
9. Heather McCurdy
10. Whitney Brown
11. Guillermo Zazueta
12. John Bagge
13. Tom Lambro
14. Artie Nosrati
15. Nancy Kick
16. John Engber
17. Andrew Ashiofu
18. Kraig Peck
19. Bee Bradford
20. Joshua Johnson
21. Shaunie Wheeler James
22. Neydi Hernandez
23. Gabriel Neuman
24. Alma Alvarez
25. Katie Wilson
26. Sarah Cherron

Discussion and Possible Action

6. Proposed Motion No. 2024-0092

A MOTION related to the transfer of retired vanpool vans to nonprofit organizations and local governments to meet the needs of low-income, seniors or young people or people with disabilities.

Sponsors: Dembowski

Mary Bourguignon, Council staff, briefed the committee on the legislation and

answered questions from the members. There was an amendmnet 1 moved by Councilmember Barón, the amendment was adopted.

This item was expedited to April 23, 2024 Council Agenda.

A motion was made by Councilmember Barón that this Motion be Recommended Do Pass Substitute. The motion carried by the following vote:

Yes: 5 - Balducci, Barón, Dembowski, Mosqueda and von Reichbauer

7. Proposed Ordinance No. 2023-0310

AN ORDINANCE establishing an hourly minimum wage for employees of employers in unincorporated King County, employees of certain county contractors, and county employees; amending Ordinance 17909, Section 4, as amended, and K.C.C. 3.18.010, Ordinance 17909, Section 5, as amended, and K.C.C. 3.18.020, and Ordinance 17909, Section 6, as amended, and K.C.C. 3.18.030, adding a new chapter to K.C.C. Title 12, and repealing Ordinance 17909, Section 8, and K.C.C. 3.18.050, Ordinance 17909, Section 9, and K.C.C. 3.18.060, and Ordinance 17909, Section 11, as amended, and K.C.C. 3.18.080, and establishing an effective date.

Sponsors: Zahilay, Dembowski, Kohl-Welles, McDermott and Barón

Andrew Kim, Council staff, briefed the committee on the legislation and answered questions from the members. There was an Amendment 1, Striking amendment 2 as amended and Title amendment 2 moved by Councilmember Mosqueda. The amendments were adopted.

A motion was made by Councilmember Mosqueda that this Ordinance be Recommended Do Pass Substitute. The motion carried by the following vote:

Yes: 4 - Balducci, Barón, Dembowski and Mosqueda

No: 1 - von Reichbauer

Other Business

There was no other business to come before the Committee.

Adjournment

The meeting was adjourned at 12:01 p.m.

Approved this _____ day of _____

Clerk's Signature



King County

**Metropolitan King County Council
Transportation, Economy & Environment Committee**

STAFF REPORT

Agenda Item:	5	Name:	Mary Bourguignon
Proposed No.:	2024-0137	Date:	May 21, 2024

SUBJECT

Proposed Motion 2024-0137 would acknowledge receipt of a Waterfront and Northwest Belltown Transit Study Update Report, required by a budget proviso.

SUMMARY

In 2018, following the deletion of Route 99 due to construction, Metro prepared a Waterfront and North Belltown Transit Study,¹ which identified short- and long-term transit options for the area, each of which would require partnerships with other entities.

In 2022, the Council asked² Metro to update the 2018 Waterfront and North Belltown Transit Study. The transmitted update report identifies six potential service concepts, three of which were originally identified in the 2018 report:

- Add trolley wire along First Avenue to move Routes 1 and 14 from Third Avenue
- Add a new transit route on Alaskan Way
- Extend Route 125 (which currently serves West Seattle to Third Avenue and Pike Street) along either First Avenue or Alaskan Way
- Implement a fixed-route waterfront shuttle route between Pioneer Square or Fourth/Fifth Avenues to North Belltown
- Implement a non-fixed-route Dial-a-Ride-Transit (DART) shuttle on the waterfront
- Extend Route 106 (which currently serves Renton to Chinatown-International District) along either First Avenue or Alaskan Way

The update report notes that implementing any of these concepts would be affected by continued construction along the Seattle Waterfront, the uncertain future of Seattle’s Culture Connector Streetcar, restrictions on heavy vehicles on First Avenue due to underground structural issues, the availability of partner funding because of the smaller size of Seattle’s 2020 transit funding measure, and Metro’s efforts to recover from the pandemic and rebuild ridership and operational capacity.

The report as transmitted appears to comply with the proviso requirements.

¹ Motion 15263

² Ordinance 19546, Section 114, Proviso P7

BACKGROUND

Pre-construction waterfront transit service. Between 1982 and 2005, the Seattle Waterfront was served by the George Benson Waterfront Streetcar, a historic streetcar operated by Metro. Streetcar service was suspended in 2005 to allow for the construction of the Seattle Art Museum's Olympic Sculpture Park.³ Initial plans to relocate the streetcar's maintenance barn and resume service⁴ were ultimately determined to be cost-ineffective, and the ability to provide service along Alaskan Way was prevented by the construction of the Alaskan Way Viaduct replacement tunnel.⁵

The Waterfront Streetcar was replaced with a non-streetcar bus route, Route 99, which connected Belltown and Chinatown-International District via First Avenue and Pioneer Square. Route 99 followed First Avenue to avoid the construction on Alaskan Way, but was ultimately deleted⁶ in March 2018 due to impacts on First Avenue⁷ from construction of the City of Seattle's Culture Connector streetcar.⁸ At the time Route 99 was proposed for deletion, route performance figures indicated that it was in the bottom 25% range of performance for an urban route,⁹ which meant that under the Service Guidelines in effect at that time¹⁰ the route could have been subject to service reductions or full suspension.

To provide a Belltown-Pioneer Square connection, Metro added stops to Route 29 at Broad Street in the northbound and southbound directions. Metro also noted that alternative service was available on both Second and Third Avenues, the two choices for where Route 99 would have had to be relocated.¹¹

2018 Waterfront & North Belltown Transit Study. Following the deletion of Route 99, the Council asked Metro to report on plans to provide public transportation service to the waterfront during and after the construction projects.¹² Metro convened a Waterfront Advisory Committee with representatives from King County, the City of Seattle, community groups, and waterfront businesses to examine transportation options.

Metro then developed a Waterfront & North Belltown Transit Study,¹³ which identified two near-term and three long-term service concepts, each of which would require partnership investments.

³ Ordinances 15323, 15324

⁴ 2005-B0039 ([link](#)), 2005-B0052 ([link](#)), 2005-B0138 ([link](#)), Ordinance 16250, 2009-B0155 ([link](#))

⁵ Washington State Department of Transportation, Alaskan Way Viaduct Replacement Program ([link](#))

⁶ Ordinance 18579

⁷ The staff report prepared for Ordinance 18579 indicates that Metro explored the possibility of relocating Route 99 to Western Avenue during construction on First Avenue and Alaskan Way, but the City of Seattle determined that Western could not accommodate bus traffic.

⁸ Work on the Seattle Culture Connector Streetcar (formerly known as the Center City Connector) was suspended in 2020. Its future remains unclear ([link](#)).

⁹ Per the staff report prepared for Ordinance 18579, Route 99 had 21.4 rides/platform hour and 5.5 passenger miles/platform mile in the peak period and 10.6 rides/platform hour and 2.2 passenger miles/platform mile in the off-peak period.

¹⁰ Ordinance 18301. The Service Guidelines were updated in 2021 via Ordinance 19367.

¹¹ Ordinance 18579

¹² Motion 14970

¹³ Motion 15263, Attachment A

- **Near-term concepts.** The 2018 report identified several concepts to serve the Waterfront and North Belltown area during construction, particularly following the closure of the Alaskan Way Viaduct in 2019. These concepts included:
 - **Employer-shared shuttle.** The report noted that employers could deploy shuttle service to help employees access their workplaces. Employers could provide shuttle service by working with transportation providers, possibly in partnership with other employers. Because Metro is the state-authorized provider of transit service in King County,¹⁴ the report noted that employers wishing to launch a shuttle service would need to submit a proposal to Metro’s Shared Employer Authorization Program.
 - **Enhanced outreach, wayfinding, marketing during Viaduct closure.** The report noted that Metro, the Washington State Department of Transportation (WSDOT), the Port of Seattle, and the Seattle Department of Transportation (SDOT) had planned a coordinated communications and outreach plan to assist with wayfinding and access during construction, particularly after the closure of the Alaskan Way Viaduct. The report stated that the efforts included mapping and signage to show construction reroutes and alternate bus stops.

- **Long-term concepts.** The 2018 report outlined several concepts for transit service on First Avenue and Alaskan Way in the years after construction was complete, which, at that time, was estimated to be in 2021. The report noted that partnerships would be needed to fund, operate, or construct components of each identified concept. Additional planning and public outreach would be required to further develop any of the concepts and refine cost estimates. The report also noted that the adopted Metro Connects long-range plan in effect at that time¹⁵ did not include these service concepts in whole or in part, but that it did offer some flexibility for newly identified area-specific needs. Long-term concepts included:
 - **New waterfront bus route.** The report indicated that a new bus route between Seattle Center and Pioneer Square via Broad Street and Alaskan Way could be developed as a partnership and delivered through a public or private partner. The concept for such a route was estimated as having a potential capital cost of \$6.3 million for seven battery electric buses, plus additional facility requirements and capital investment needs for charging infrastructure, as well as ongoing operating costs that would depend on the nature of a partnership and whether a public or private operator was involved.
 - **Trolley wire extension.** The report noted that extending trolley wires would allow Routes 1 and 14 to run on First Avenue instead of Third Avenue. Route 1 connected western Queen Anne Hill with Downtown Seattle and then continued south as Route 14 to Mt. Baker. The report stated that this concept would require capital investments to extend the trolley wire on First Avenue between Virginia and Broad Streets, which it estimated at \$1-4 million.

¹⁴ RCW 35.58.250

¹⁵ Ordinance 18449 (Metro Connects was updated in 2021 via Ordinance 19367)

- **Route 125 reroute.** The report noted that the area could be served by extending a route from the south. Route 125 connected Westwood Village in Southwest Seattle with Downtown Seattle via 16th Avenue SW, South Seattle College, the West Seattle Bridge, and SR 99.¹⁶ The report stated that public outreach would be needed to determine whether a First Avenue or Alaskan Way alignment would be preferable. The report estimated costs at \$750,000 for an additional bus to maintain present service levels, as well as additional operating costs estimated at \$515,000 per year.

Changes since 2018. Since Metro's Waterfront & North Belltown Transit Study was prepared in 2018, there have been significant changes that have affected both the Waterfront and Northwest Belltown study area as well as the overarching regional transit system, transit ridership patterns, and the availability of partnership funding for transit expansion. Changes have included:

- **Delays in construction.** In 2018 when Metro's original study was transmitted, construction on the Seattle Waterfront was anticipated to be complete by 2021. However, although key aspects of the various projects have been completed, work is still ongoing, and construction is expected to continue into 2025 and potentially longer, with construction projects currently underway in Pioneer Square and along Pike, Pine, and Bell Streets,¹⁷ as well as on or adjacent to Alaskan Way at the ferry terminal redevelopment at Colman Dock,¹⁸ the Pier 58 Waterfront Park reconstruction,¹⁹ and the Seattle Aquarium's Ocean Pavilion.²⁰
- **New RapidRide service to the area.** In 2020, following the closure of the Alaskan Way Viaduct and the rerouting of buses that had used the Viaduct onto surface streets, Metro established new transit stops on Alaskan Way at Columbia and South Jackson Streets. These stops are currently served by several Metro routes, including the RapidRide C and H lines,²¹ and provide frequent transit connections to the Colman Dock ferry terminal.
- **First Avenue streetcar paused.** The primary impetus for the deletion of Metro's Route 99²² was the construction of Seattle's Culture Connector (formerly known as Center City Connector) Streetcar on First Avenue. The City of Seattle paused work on the streetcar in 2020, however, and, despite a Delivery Assessment completed by SDOT in 2023, the future of the streetcar remains unclear.²³
- **Areaway travel restrictions.** In 2019, SDOT began a structural assessment of the historic areaways (hollow areas) underneath sidewalks and streets in Pioneer Square. As a result of that study, which indicated areas of instability and

¹⁶ This route was revised due to the closure of the Alaskan Way Viaduct in January 2019.

¹⁷ Waterfront Seattle Construction Overview ([link](#))

¹⁸ Washington State Department of Transportation, Ferries – Seattle Multimodal Terminal at Colman Dock Project ([link](#))

¹⁹ Seattle Design Commission, Waterfront – Pier 58 (Waterfront Park) ([link](#))

²⁰ Seattle Aquarium, Ocean Pavilion Progress ([link](#))

²¹ The H Line began service in March 2023 (Ordinance 19422)

²² Ordinance 18579

²³ Seattle Department of Transportation, Seattle Streetcar/Culture Connector ([link](#))

vulnerability, SDOT has prohibited transit coaches and other heavy vehicles from using curb lanes on several streets in the area, including on First Avenue between Marion and Dearborn Streets. SDOT has developed an Areaways Program to monitor the areaways, move heavy traffic to safer routes, and develop a long-term repair plan,²⁴ but this structural issue currently limits Metro's ability to operate 40- or 60-foot coaches in some areas of Pioneer Square and along First Avenue.

- **Smaller Seattle transit funding measure.** In November 2014, Seattle voters approved a transit funding measure, through which Seattle purchased supplemental bus service from Metro under contract.²⁵ In November 2020, Seattle voters renewed the transit funding measure, but with a smaller funding amount. Because of that smaller funding amount, Seattle has since reduced the amount of transit service it purchases from Metro²⁶ by more than 200,000 transit service hours a year.²⁷
- **Pandemic impacts and service restoration.** To ensure rider and operator safety during the pandemic, respond to significant drops in ridership, and address operational capacity and staffing shortfalls, Metro implemented emergency²⁸ service reductions and suspensions²⁹ in 2020, 2021, 2022, and 2023. Metro is currently operating approximately 83% of pre-pandemic service levels for approximately 62% of pre-pandemic ridership.³⁰

To provide guidance for post-pandemic service restoration, the Council approved the Metro Service Recovery Plan³¹ in March 2023, which affirmed the continued reduction or suspension of approximately 344,000 County-funded annual service hours on approximately 122 routes, and guided Metro to restore service gradually over several biennia through a series of geographically focused mobility projects.³²

Metro is also guided by its adopted policy documents: the Strategic Plan for Public Transportation, Service Guidelines, and Metro Connects long-range plan. These policy documents were updated by the Regional Transit Committee and Council in 2021,³³ and set guidelines for new transit service expansion that

²⁴ Seattle Department of Transportation, Areaways Program ([link](#))

²⁵ Ordinance 17978

²⁶ Ordinance 19240

²⁷ According to Metro's Spring 2024 Transit Riders Now Report (2024-RPT0026), as of Fall 2023, Seattle was investing approximately 140,000 service hours in 35 Metro routes, a reduction from the more than 350,000 service hours Seattle had funded pre-pandemic through the 2014 Seattle transit funding measure.

²⁸ KCC 28.94.020.B

²⁹ As defined in the Service Recovery Plan (Ordinance 19581), service reductions are partial cuts to service levels on a route, while service suspensions stop all service on a route.

³⁰ 2024-B0061

³¹ Ordinance 19581

³² The first two service restructures identified in the Service Recovery Plan have been approved by the Council and will be implemented in September 2024: Madison Street/G Line (Ordinance 19750) and Lynnwood Link Connections (Ordinance 19751) mobility projects.

³³ Ordinance 19367

prioritize possible transit expansions by equity, jobs/housing density, and connections between centers.

2023-2024 proviso requirement. During construction of the Alaskan Way Viaduct replacement tunnel, State mitigation funding supported a private Waterfront Shuttle³⁴ during peak tourist months that offered free, hop-on, hop-off rides. After construction ended, King County allocated funding from the General Fund to support continued summertime operations of the Waterfront Shuttle through Summer 2024.³⁵ This shuttle was not defined as transit, as it is fare-free and operated by a private provider.

Councilmembers also expressed interest in long-term, year-round transit options along the Downtown Seattle Waterfront and in Northwest Belltown. To address this issue, the Council included a budget proviso asking Metro to transmit a Waterfront and Northwest Belltown Transit Study Update Report by April 25, 2024.

P7 PROVIDED FURTHER THAT:³⁶

Of this appropriation, \$100,000 shall not be expended or encumbered until the executive transmits a waterfront and northwest Belltown transit study update report and a motion that should acknowledge receipt of the report, and a motion acknowledging receipt of the report is passed by the council. The motion should reference the subject matter, the proviso's ordinance number, ordinance section and proviso number in both the title and body of the motion.

The update report shall include, but not be limited to, the following:

- A. A summary of the long-term concepts for transit service along the waterfront and in northwest Belltown ("the study area") that were identified in the waterfront and northwest Belltown transit study, which was approved in 2018 by Motion 15263 ("the transit study");
- B. A description of changes since 2018 that could affect the feasibility of implementing the long-term concepts for transit service in the study area including, but not limited to:
 - 1. Construction impacts or changes to construction timelines;
 - 2. Pandemic-related impacts to the Metro transit department's operations or workforce;
 - 3. Changes to policies adopted to guide transit service in King County, including the King County Metro Service Guidelines that were adopted through Ordinance 19367;
 - 4. Changes implemented by partners, such as the city of Seattle, that could affect the availability of partner funding for transit service in the study area; and
 - 5. Changes to the needs of those stakeholders identified in the transit study; and
- C. A summary of options for improving transit service in the study area, including, but not limited to route alignments and other public transportation options that can address multiple goals including travel by residents, employees and visitors, as well as a summary of partnership opportunities for implementing these improvements.

³⁴ The Waterfront Shuttle has been operated by Friends of the Waterfront

³⁵ Ordinance 19364, Section 14, ER12; Ordinance 19479, Section 6, ER12; Ordinance 19633, Section 27, ER 7, Ordinance 19712, Section 34, ER8

³⁶ Ordinance 19546, Section 114, Proviso P7

The executive should electronically file the report and motion required by this proviso no later than April 25, 2024, with the clerk of the council, who shall retain an electronic copy and provide an electronic copy to all councilmembers, the council chief of staff and the lead staff for the transportation, economy and environment committee or its successor.

ANALYSIS

The transmitted Waterfront and Northwest Belltown Transit Study Update Report, which is Attachment A to Proposed Motion 2024-0137, addresses the required issues in the proviso. The update report states that Metro completed the report through a combination of service planning analysis and engagement with waterfront stakeholders.

A. A summary of the long-term concepts for transit service along the Waterfront and in Northwest Belltown that were identified in the Waterfront & Northwest Belltown Transit Study, approved in 2018 by Motion 15263.

The update report states that Metro had identified three potential long-term fixed-route transit strategies in 2018: extending Route 125, creating a new route along the Seattle Waterfront, or extending trolley wire to move Routes 1 and 14 to First Avenue. The update report notes that, since 2018, Metro has added new bus stops on Alaskan Way, at Columbia and South Jackson Streets, which are served by the RapidRide C and H lines, as well as several other Metro routes. In terms of the 2018 long-term strategies, the report states that:

- **Route 125 extension.** This concept would involve extending Route 125 via First Avenue to Broad Street of Seattle Center. The update report notes that this concept would require First Avenue to be available to transit,³⁷ would require new bus layover space in Belltown, and would have a significant operating cost that would require a funding partner.
- **New Waterfront route.** This concept would add a new transit route along Alaskan Way between Pioneer Square and Belltown. The update report notes that such a route would require bus layover space at each end of the route, as well as a funding partner to support fleet and operating costs.
- **First Avenue trolley wire extension.** This concept would involve adding trolley wire along First Avenue so that Routes 1 and 14 could travel on First Avenue rather than Third Avenue. The update report notes that this would require First Avenue to be available to transit³⁸ and would require adding 0.6 miles of trolley wire along First Avenue. There would be a capital expense to add the trolley wire, but this option would have low operating costs (assuming transit could access First Avenue).

³⁷ As noted above in this staff report, the City of Seattle has imposed curb lane restrictions for heavy vehicles on First Avenue between Marion and Dearborn Streets as the result of an analysis indicating structural vulnerabilities in historic areaways under the streets and sidewalks.

³⁸ As noted above, heavy vehicles such as transit coaches are currently restricted from using curb lanes on First Avenue between Marion and Dearborn Streets due to historic areaways instability.

B. A description of changes since 2018 that could affect the feasibility of implementing long-term concepts for transit service in the study area including, but not limited to:

1. Construction impacts or changes to construction timelines.

The update report summarizes the status of each of the major construction projects in the area, noting that the combination of the pandemic and the concrete workers' strike of 2021-2022 led to delays.

The report notes that construction on and adjacent to Alaskan Way is anticipated to continue at least until 2025. This would affect Metro's ability to locate transit stops and bus layover areas and could require routes along Alaskan Way to detour periodically.

The report also notes that some streets in Pioneer Square and a portion of First Avenue are currently unavailable to 40- or 60-foot bus coaches due to the structural instability of the historic areaways (hollow areas) underneath the sidewalks. In addition, construction of Seattle's Culture Connector Streetcar on First Avenue remains on hold and its timeline is unclear.

2. Pandemic-related impacts to Metro's operations or workforce.

The report notes that Metro implemented emergency service reductions and suspensions in 2020, 2021, 2022, and 2023 in response to the pandemic and ongoing operational capacity issues due to fleet and staffing shortfalls.

The report notes that Metro is currently constrained from providing new fixed-route service due to availability of bus operators,³⁹ mechanics, and fleet; and that expansion of Dial-a-Ride Transit (DART) routes is limited by staffing capacity challenges at Hopelink, the service provider that operates Metro's DART service under contract.⁴⁰

The report notes that Metro is currently working to stabilize operations and to restore service based on the adopted Metro Service Recovery Plan, which guides Metro to restore service gradually over the next several biennia through a series of geographically focused mobility projects.⁴¹

3. Changes to policies adopted to guide transit service in King County, including the Service Guidelines.⁴²

The report notes that Metro's three adopted policy documents, the Strategic Plan for

³⁹ As of April 2024, Metro had 2,222 full-time bus operators out of a goal of 3,000, and was sustaining service at reduced levels through the use of overtime (2024-B0049).

⁴⁰ Metro partially suspended nine Hopelink-operated DART routes in 2022 to address capacity limitations. Service was fully restored on two of these routes (631 and 914) in early 2024, and suspensions on Route 635 were made permanent. As of May 13, 2024, Metro fully restored the 2022 suspensions on Routes 204, 630, 901, 903, and 915, and partially restored service on Route 906. Metro states that these routes were restored is because Hopelink was able to recruit and retain operators ([link](#)).

⁴¹ Ordinance 19581

⁴² Ordinance 19367

Public Transportation, Service Guidelines, and Metro Connects long-range plan, were updated by the Regional Transit Committee and Council in 2021.⁴³ The updated Metro Connects identifies anticipated transit service at two future points in time: an Interim Network⁴⁴ and a 2050 Network. The updated Service Guidelines set priorities of equity, jobs/housing density, and connections between centers for new transit service expansions.

The report notes that Metro Connects does not include dedicated Seattle Waterfront fixed-route service nor modifications to the existing routes that were identified as potential concepts in the 2018 study. However, the Service Guidelines provide direction as to how Metro can partner with local jurisdictions or other funders to address local priorities with new or expanded transit service that may not be identified in Metro Connects, and notes that these types of partnerships could be explored for new service on the Seattle Waterfront.

4. Changes implemented by partners, such as the City of Seattle, that could affect the availability of partner funding for transit service in the study area.

The report notes that in November 2020, Seattle voters renewed Seattle's 2014 transit funding measure, but with a smaller funding amount, which has led to permanent reductions in service previously funded by Seattle.⁴⁵ The 2020 Seattle transit funding measure expires in 2027. If the City of Seattle wishes to fund additional transit service on the Seattle Waterfront prior to the end of the current transit funding measure in 2027, the report notes that Metro would work with the City through the process outlined in the service contract.⁴⁶

5. Changes to the needs of identified stakeholders.

The report notes that Metro requested feedback from stakeholders in the area through a survey that was conducted in January 2024. The survey identified several themes:

- The demand for transportation options along the Seattle Waterfront has increased since 2018.
- As pandemic-era restrictions have lifted, there has been a significant increase in visitors and traffic to the Seattle Waterfront.
- Parking is more difficult to find in the area.
- The lack of transit options accessible from the Seattle Waterfront remains a challenge for businesses, tourists, and residents.
- Respondents support the return and expansion of the free Waterfront Shuttle.⁴⁷

⁴³ Ordinance 19367

⁴⁴ The Interim Network is defined as the time when Link light rail serves Ballard and West Seattle. For costing purposes in 2021 when Metro Connects was developed, this was estimated as 2035. Currently, however, it is estimated as 2039.

⁴⁵ According to Metro's Spring 2024 Transit Riders Now Report (2024-RPT0026), as of Fall 2023, Seattle was investing approximately 140,000 service hours in 35 Metro routes, a reduction from the more than 350,000 service hours Seattle had funded pre-pandemic through the 2014 Seattle transit funding measure.

⁴⁶ Ordinance 19240

⁴⁷ As described above in this staff report, the Waterfront Shuttle is a summertime, fare-free, hop-on-hop-off service that is operated by a private provider. It was originally funded by WSDOT as construction

The report concludes that many stakeholders have a desire to see transit service expanded to Alaskan Way.

C. A summary of options for improving transit service in the study area, including, but not limited to route alignments and other public transportation options that can address multiple goals including travel by residents, employees and visitors, as well as a summary of partnership opportunities for implementing these improvements.

The report identifies six potential service concepts.

The first three are the potential long-term transit options identified in the 2018 study:

- **Trolley wire extension** to allow Routes 1 and 14 to run on First Avenue instead of Third Avenue
- **A new transit route** on Alaskan Way
- **An extension of Route 125** to First Avenue or Alaskan Way

The report notes that Metro determined that each of these options could be viable, but would require additional operating resources and capital investments, such as new bus stops, layover space, and operator comfort stations. The report notes that Metro does not currently have resources identified for this type of service investment and does not have the operational capacity to add new service or to complete the necessary capital improvements. However, the report notes that new or additional resources provided through partnerships could support implementation of these concepts. The report notes that any service option that would operate on First Avenue using 40- or 60-foot coaches would be constrained due to the restrictions the City of Seattle has imposed due to the instability of the historic areaways and that any service option that would operate on Alaskan Way would be affected by construction delays and detours into 2025.

The update report then describes three additional potential service concepts:

- **Revised waterfront shuttle concept.** This concept could serve Pioneer Square or the business district along Fourth and Fifth Avenues and then connect to the Seattle Waterfront and then to North Belltown or Uptown. The report notes that Metro could operate such a route with funding secured through a partnership, though notes that this service may not perform well compared to other Metro fixed-route service, and that any new route would also require new layover space and comfort station access for operators at both the northern and southern ends of the route. As noted above, the report states that Metro's operational capacity is currently constrained, and Metro is not currently able to provide new service.
- **An extension to Route 106.** Route 106, which currently travels between the Renton Transit Center and the Chinatown-International District light rail station, could be extended to serve the Waterfront and North Belltown. The report notes

mitigation and has since been funded by the King County General Fund through Summer 2024. It is not considered transit and is not operated by Metro.

that extending this route could cause reliability issues, that routing through Pioneer Square would need to be coordinated with the City of Seattle due to the restrictions caused by the instability of the historic areaways, and that transit use along the Seattle Waterfront may not merit a frequent all-day route. As with other options, partner funding would be needed.

- **Non-fixed-route Dial-a-Ride-Transit (DART) shuttle.** A new DART route would have the advantage of using a smaller vehicle that would be less constrained by ongoing construction along Alaskan Way or the historic areaway vehicle restrictions imposed in Pioneer Square and on First Avenue. It would also be able to deviate from its route to drop off or pick up passengers. However, implementation of such a route would be dependent on the operational capacity of Metro's contractor, as well as the availability of partner funding.

Next steps. The Waterfront and Northwest Belltown Transit Study Update Report notes that additional funding, operational capacity, capital investments, and community engagement would be needed prior to implementing any of the concepts identified in the report, and that any new transit service in the area would need to be coordinated with ongoing construction on Alaskan Way, as well as the historic areaways restrictions the City of Seattle has imposed in Pioneer Square and along First Avenue. The report does not make a proposal for additional service, but rather outlines potential service concepts for further consideration.

As transmitted, the update report appears to comply with the terms of the proviso.

INVITED

- David VanderZee, Service Planning, Metro Transit Department
- Cristina González, Community Engagement, Metro Transit Department

ATTACHMENTS

1. Proposed Motion 2024-0137 and its attachment
2. Transmittal Letter



KING COUNTY

Signature Report

ATTACHMENT 1

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Motion

Proposed No. 2024-0137.1

Sponsors Barón and Mosqueda

1 A MOTION acknowledging receipt of a report on options
2 for providing public transportation service to the Seattle
3 waterfront and northwest Belltown in response to the 2023-
4 2024 Biennial Budget Ordinance, Ordinance 19546,
5 Section 114, Proviso P7.

6 WHEREAS, the 2023-2024 Biennial Budget Ordinance, Ordinance 19546,
7 Section 114, Proviso P7, states that \$100,000 of the moneys appropriated to transit from
8 the public transportation operating fund shall not be expended or encumbered until the
9 executive transmits a report that includes a summary of long-term concepts for transit
10 service along the waterfront and in northwest Belltown (“the study area”) that were
11 identified in the waterfront and northwest Belltown transit study, which was approved in
12 2018 by Motion 15263, a description of changes since 2018 that could affect the
13 feasibility of implementing the long-term concepts for transit service in the study area,
14 and a summary of options for improving transit service in the study area, and

15 WHEREAS, the executive has transmitted to the council the 2024 Update on
16 Waterfront & Northwest Belltown Transit Report, and

17 WHEREAS, the report is submitted by the Metro transit department to fulfill the
18 proviso's reporting obligations;

19 NOW, THEREFORE, BE IT MOVED by the Council of King County:

- 20 The council acknowledges receipt of the 2024 Update on Waterfront &
21 Northwest Belltown Transit Report, Attachment A to this motion.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, ____.

Dow Constantine, County Executive

Attachments: A. 2024 Update on Waterfront & Northwest Belltown Transit Report

2024 Update on Waterfront & Northwest Belltown Transit Report

April 24, 2024



King County

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II. Proviso Text

On November 15, 2022, the King County Council (“Council”) unanimously adopted Ordinance **19546**¹ appropriating \$2.47 billion for the public transportation operating fund in the 2023-24 biennium, and including Section 114, Transit, Proviso P7.

TEXT OF PROVISIO P7:

Of this appropriation, \$100,000 shall not be expended or encumbered until the executive transmits a waterfront and northwest Belltown transit study update report and a motion that should acknowledge receipt of the report, and a motion acknowledging receipt of the report is passed by the council. The motion should reference the subject matter, the proviso's ordinance number, ordinance section and proviso number in both the title and body of the motion.

The update report shall include, but not be limited to, the following:

- A. A summary of the long-term concepts for transit service along the waterfront and in northwest Belltown ("the study area") that were identified in the waterfront and northwest Belltown transit study, which was approved in 2018 by Motion 15263 ("the transit study");
- B. A description of changes since 2018 that could affect the feasibility of implementing the long-term concepts for transit service in the study area including, but not limited to:
 - 1. Construction impacts or changes to construction timelines;
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- C. A summary of options for improving transit service in the study area, including, but not limited to route alignments and other public transportation options that can address multiple goals including travel by residents, employees and visitors, as well as a summary of partnership opportunities for implementing these improvements.

The executive should electronically file the report and motion required by this proviso no later than April 25, 2024, with the clerk of the council, who shall retain an electronic copy and provide an electronic copy to all councilmembers, the council chief of staff and the lead staff for the transportation, economy and environment committee or its successor.

¹ [King County 2023-24 Biennial Budget, Section 114, Transit](#)

III. Executive Summary

This report responds to King County Ordinance 19546, Section 114, Transit, Proviso P7, as amended. This report pertains to transit concepts along Seattle's Waterfront and northwest Belltown neighborhood.

In 2018, the Executive transmitted a Waterfront & Northwest Belltown Transit Study² (the 2018 study) in response to Motion 14970 and approved by Motion 15263. The 2018 study listed several options for near-term transit improvements to mitigate construction impacts associated with the removal of the SR-99 Alaskan Way Viaduct, and the reconstruction and improvement of downtown Seattle's waterfront. The study also presented three long-term strategies. The strategies addressed three potential for revised trolleybus service, a new waterfront transit route, and an extension of Route 125 which could be implemented if funding was identified, including through partnerships, after the most significant construction projects were completed.

As called for by the Proviso, this report provides updates on the status of those projects, the impacts of the COVID-19 pandemic, updates to Metro policies that guide transit investment, changes in waterfront stakeholder needs since the 2018 study, and new strategies in addition to the long-term strategies presented in the 2018 study.

Changes Since 2018

Since 2020, the transit system has changed substantially due to Sound Transit Link light rail and RapidRide Bus Rapid Transit (BRT) expansions, as well as service suspensions put in place due to the global COVID-19 pandemic and subsequent workforce shortages. Metro continues to recruit, hire, and train additional staff as part of its overall service recovery and restoration strategy. In the next few years, Metro plans to restore and grow service through major mobility projects, as major transit network restructures often done to better integrate Metro service with high-capacity transit expansion, such as Link light rail or RapidRide lines. This approach is outlined in Metro's Service Recovery Plan³ approved by Ordinance 19581.

In 2020, Metro established new transit stops on Alaskan Way at Columbia St. and South Jackson St. in Seattle, improving connections to the waterfront in Pioneer Square and providing frequent transit connections with the Washington State Ferry Terminal. These new stops are served by numerous Metro routes, including both the RapidRide C Line and the RapidRide H Line, which launched in March 2023.

Construction projects continue to impact Seattle's waterfront. While many projects have been completed since the 2018 study, several projects remain in progress due to delays caused by the COVID-19 pandemic and the 140-day concrete workers' strike that ended in April 2022. The City of Seattle continues to work on Seattle's Culture Connector Streetcar (formerly the Center City Connector), a project that the City suspended in 2018. While a revised timeline has not been established, the City continues to evaluate options for implementation. It recently conducted a delivery assessment⁴ to

²2018 Waterfront & North Belltown Transit Study, March 1, 2024, <https://mkcclegisearch.kingcounty.gov/View.ashx?M=F&ID=6409443&GUID=2F7BA147-79C7-4BF4-BF6A-DAE109659279>

³ King County Metro Service Recovery Plan, March 1, 2024, <https://kingcounty.legistar.com/View.ashx?M=F&ID=11645318&GUID=133718F4-ED42-4156-8CA5-81657FAB7781>

⁴ Culture Connector Delivery Assessment Final Report, March 12, 2024, https://www.seattle.gov/documents/Departments/SDOT/Streetcar/C3_Delivery_Assessment_10312023.pdf

confirm and update assumptions from the 2018 design, address changing conditions and requirements, and work towards a new timeline and cost estimate for the project. However, without a new timeline or specific implementation plan, the future of the Culture Connector Streetcar remains unclear as of the writing of this report.

In 2021, several key policies that guide or govern Metro transit service development and investment were adopted through Ordinance 19367. Metro will use these policies to develop, engage community, and determine future service changes. These policies include Metro Connects,⁵ the Strategic Plan for Public Transportation,⁶ and Service Guidelines.⁷ These policy updates were informed by King County Metro's Mobility Framework.⁸ The Mobility Framework is a set of a set of guiding principles and recommendations intended to inform Metro policies and practices. The Mobility Framework was community-led and co-created with the King County Metro Mobility Equity Cabinet, a group of 23 community leaders representing riders and a variety of organizations and communities countywide, focused on low and no-income people, Black, Indigenous, and people of color, immigrants and refugees, people with disabilities, and linguistically diverse communities.

In addition to changes in Metro policies, there have also been changes in how partners fund Metro service, and the potential for partner funding for waterfront transit expansion. Since the 2018 study, the City of Seattle's transit funding measure expired and was renewed with a smaller funding measure. The smaller measure, known as the Seattle Transit Measure (STM) approved by voters in 2020, combined with Metro's workforce capacity constraints, limits how and where the City of Seattle invests in the Seattle transit network.⁹ Metro continues engaging with the City of Seattle to explore fixed-route service changes to be funded by the STM, including small-scale additions that do not require additional operators or buses, and reallocating existing Seattle Transit Measure investments to better align with the City's STM program goals. Metro will continue to partner with the City of Seattle to provide additional service to address the city's transit service priorities as operational capacity increases, including in new or emerging markets.

Community engagement has shown that waterfront transit remains a priority for those living and working within the Seattle waterfront. This engagement indicated a need for transit for residents, employees, and visitors to Seattle's waterfront, and that the lack of available transit remains a challenge. Since the 2018 study, respondents indicated an increased demand for transit, and noted an increase in traffic to the waterfront as pandemic-era restrictions were lifted. Many respondents expressed a desire for the Free Waterfront Shuttle, which operated as a seasonal, free, privately-operated shuttle in 2023, to return in the summer of 2024.

⁵ King County Metro Long-Range Plan: Metro Connects, March 1, 2024, <https://metrotransit.net/en/connects/>

⁶ King County Metro Strategic Plan 2021-2031, March 1, 2024, <https://kingcounty.gov/en/-/media/depts/metro/about/planning/pdf/2021-31/2021/metro-strategic-plan-111721>

⁷ King County Metro Service Guidelines, March 1, 2024, <https://kingcounty.gov/en/-/media/depts/metro/about/planning/pdf/2021-31/2021/metro-service-guidelines-111721.pdf>

⁸ King County Metro Transit, King County Metro Mobility Framework Report, March 1, 2024, <https://kingcounty.gov/~media/depts/metro/about/planning/mobility-framework/metro-mobility-framework-report.pdf>

⁹ STM <https://www.seattle.gov/transportation/projects-and-programs/programs/transit-program/proposition-1>

Waterfront Transit Concepts, Strategies, and Next Steps

The three long-term transit concepts shared in the 2018 study remain viable, and Metro could implement them if partnership funding for the capital and operational needs of each concept becomes available. Since 2018, no new partnership funding has been identified, and Metro's ability to add new service has changed. In the short-term, Metro service growth will be guided by the Service Recovery Plan.

Metro will use service restructure projects, also referred to as mobility projects, as the primary means for reshaping service, consistent with the Council-approved Service Recovery Plan and policies. If there are future opportunities to further develop, refine, and implement any new waterfront and northwest Belltown transit service operated by Metro that meet emerging ridership needs and build towards the Metro Connects vision, Metro would need to conduct a robust community engagement process and use its adopted policies.

While Metro would need to work with waterfront stakeholders to develop and refine proposed transit changes in Seattle, there may be opportunities to consider other concepts to serve the waterfront and address a variety of user needs. Options include a modified version of the waterfront route proposed in the 2018 study, a non-fixed route option such as a Dial-A-Ride Transit (DART) route, and a modification to Route 106, extending the route from its current terminal in the International District to the waterfront. These options, in addition to those studied in 2018, could serve a variety of transit needs along Seattle's waterfront and could be further explored.

More analysis on each concept, community engagement, and additional coordination with waterfront stakeholders would be needed to move any concept forward, along with identification of additional resources needed to support implementation. A partnership among waterfront stakeholders, including public agencies such as the City of Seattle and Port of Seattle, could be a pathway to further developing, funding, and implementing the concepts shared in this report.

IV. Background

Department Overview: King County Metro is the Puget Sound region’s largest public transportation agency. Metro provides bus, paratransit, on-demand, vanpool, and water taxi services, and operates Seattle Streetcar, Sound Transit Link light rail, and Sound Transit Express bus service. Metro is committed to providing safe, equitable, and sustainable mobility, and prioritizing service where needs are greatest.

Historic Context: The Waterfront Advisory Committee was formed in response to King County Council Motion 14970. This Motion requested options for improving service in northwest Belltown and on the waterfront north of Columbia Street; route alignments and other public transportation options to address multiple goals, including travel by residents, employees, and visitors, and partnership opportunities for making these improvements. Committee members included representatives of Metro, the Seattle Department of Transportation (SDOT), Office of the Waterfront, the Seattle Historic Waterfront Association, Belltown Business Association, Alliance for Pioneer Square, Victoria Clipper, Martin Smith Inc., Commute Seattle, Port of Seattle, Seattle Aquarium, as well as Seattle City and King County Councilmembers.

In 2018, Metro produced a Seattle waterfront transit study¹⁰ that outlined both long-term and short-term strategies for supporting public transportation on the Seattle Waterfront. Short-term strategies were driven by the Alaskan Way Viaduct closure in Fall 2018 and included increased outreach efforts for businesses along the waterfront and an employer shared shuttle program. Long-term, post-construction, strategies included a trolley wire extension, a new transit route via Alaskan Way, and an extension of existing Metro Route 125.

Since the 2018 study, the COVID-19 pandemic significantly impacted transit in King County, the region, and beyond. Metro implemented service suspensions in 2020, 2021, 2022, and 2023 under the emergency authority granted by King County Code (KCC) 28.94.020.2a to respond to rapidly changing ridership and workforce availability. In addition, Metro implemented three restructures during the COVID-19 pandemic, including: North Eastside Mobility Project (March 2020); Renton, Kent, Auburn Mobility Project (September 2020) and North Link Connections Mobility Project (October 2021). Metro is also proposing two restructures to be implemented in August 2024, if approved: the Lynnwood Link Connections Mobility Project and the Madison Street Area Bus Service Change. Policies related to service provision were updated in 2021, including Metro Connects,¹¹ the Strategic Plan for Public Transportation,¹² and Service Guidelines.¹³ Service restorations and restructures were informed by Council-approved policies and community engagement processes and findings. Restorations and changes also prioritized service using equity and sustainability considerations, focusing on restoring service where needs are greatest and where ridership remained high.

¹⁰ 2018 Waterfront & North Belltown Transit Study, March 1, 2024, <https://mkcclegisearch.kingcounty.gov/View.ashx?M=F&ID=6409443&GUID=2F7BA147-79C7-4BF4-BF6A-DAE109659279>

¹¹ King County Metro Long-Range Plan: Metro Connects, March 1, 2024, <https://metrotransit.net/en/connects/>

¹² King County Metro Strategic Plan 2021-2031, March 1, 2024, <https://kingcounty.gov/en/-/media/depts/metro/about/planning/pdf/2021-31/2021/metro-strategic-plan-111721>

¹³ King County Metro Service Guidelines, March 1, 2024, <https://kingcounty.gov/en/-/media/depts/metro/about/planning/pdf/2021-31/2021/metro-service-guidelines-111721.pdf>

As outlined in the Service Recovery Plan,¹⁴ service restructure projects are the primary means for reshaping service and reinvesting suspended hours back into the system. Metro will work with the community and use policies to add service in ways that meet current and emerging needs and build towards the Metro Connects vision of all-day service that is frequent and reliable.

Key Current Conditions: Since the completion of Metro’s 2018 waterfront study, many major projects outlined in that study have reached completion. The Alaskan Way Viaduct has been removed and the Highway 99 Tunnel is now open and fully operational. Other projects along Seattle’s waterfront have been completed or are in progress. However, delays related to the pandemic and 2021/2022 concrete workers strike have affected numerous project timelines. In addition to construction impacts, new ridership patterns have emerged from the COVID-19 pandemic. Weekday peak-period ridership continues to recover, but demand during the peak commute hours remains below pre-COVID levels. Weekends have and continue to maintain higher shares of ridership relative to weekdays when compared to 2019.

In 2023, as part of Ordinance 19712, \$500k was appropriated within the King County General Fund to support a free waterfront shuttle service during the summer months of 2024. This one-time funding from did not affect the Metro operating fund, as free waterfront service was not prioritized by Metro’s policy framework. The one-time General Fund monies are not expected to be re-appropriated for 2025, and there is currently no replacement funding for either a summer waterfront shuttle or a year-round shuttle. However, should funding be identified through new or expanded partnerships, the return of a summer waterfront shuttle or similar service, including the opportunity for Metro to operate a partner-funded service, such as a Dial-a-Ride Transit (DART) service, could occur.

Report Methodology: Metro’s Service Planning work group, within the Mobility Division, led the development of this report. Metro’s Community Engagement work group led the engagement with waterfront stakeholders, including a survey of transit needs as well as other waterfront community feedback.

¹⁴ King County Metro Service Recovery Plan, March 1, 2024, <https://kingcounty.legistar.com/View.ashx?M=F&ID=11645318&GUID=133718F4-ED42-4156-8CA5-81657FAB7781>

V. Report Requirements

This section is organized to align with the Proviso requirements.

A: Summary of long-term concepts for transit service along the study area identified in the Waterfront & Northwest Belltown Transit Study

The following section summarizes three long-term fixed-route transit strategies presented in the 2018 Waterfront & Northwest Belltown Transit Study.¹⁵ The study focused on two primary corridors, First Avenue and Alaskan Way, and identified three strategies:

- Extension of Route 125;
- Creation of a new fixed-route along the waterfront; and
- Extension of trolley Routes 1 and 14.

At the time of the 2018 study, no funding had been identified for these concepts. However, since the completion of the 2018 study, Metro implemented the new RapidRide H Line, and established new bus stops along the waterfront in Pioneer Square on Alaskan Way at Columbia St. and S Jackson St., served by both the RapidRide C and H Lines, and several other bus routes, providing greater transit access to the waterfront in Pioneer Square.

A summary of each concept is outlined below. More information on each concept can be found in the 2018 Waterfront & Northwest Belltown Transit Study.

Route 125 Extension

- Route 125 is an all-day SR-99 South route from South Seattle College and Delridge to Downtown that currently begins and ends in south Belltown.
- The 2018 study suggested that once two-way Columbia St. was completed (completed and opened in 2019), Metro could consider extending Route 125 via 1st Ave. to Broad St. or Seattle Center.
- This option carries a significant operating cost, requires 1st Ave. to be available to transit (the City of Seattle currently has curb lane restrictions for heavy vehicles on 1st Ave. between Marion St. and S Dearborn St.) and requires the securement of bus layover space in Belltown.

New Waterfront route

- In 2014, a previous study by the City of Seattle recommended a new route along the future surface Alaskan Way that would operate every 15 minutes.
- In the 2018 study, Metro shared a conceptual routing and supported exploring partnerships to help fund and operate the service.
- This option carries a significant operating cost and requires the securement of bus layover space in Pioneer Square and Belltown.

¹⁵2018 Waterfront & Northwest Belltown Transit Study, February 2, 2024, <https://mkcclegisearch.kingcounty.gov/View.ashx?M=F&ID=6409443&GUID=2F7BA147-79C7-4BF4-BF6A-DAE109659279>

Trolley wire extension on 1st Ave

- Routes 1 and 14 are through-routed together, meaning both buses transition from one route to the other along a shared pathway. New trolley wire along 1st Ave. could support moving the routes from 3rd Ave. to 1st Ave.
- Trolley wire extension on 1st Ave. is not in the current Metro Capital Improvement Program but could be explored to provide continuous trolley service between Pioneer Square and Seattle Center.
- This option requires approximately 0.6 miles of two-way trolley wire to be constructed and re-establishing bus zones on 1st Ave.
- The added operating cost for this option would be low.

B: Description of changes since 2018 that could affect feasibility of implementing long-term concepts for transit service in the study area

While many projects related to the replacement of the Alaskan Way Viaduct and improvement of public spaces along Seattle's waterfront have been completed, several ongoing projects and associated impacts to the public right-of-way along the waterfront are still underway. Additionally, since the completion of the 2018 Waterfront & Northwest Belltown Transit Study, travel patterns and needs have changed. The pandemic had significant impacts on travel demand as many office workers shifted to fully remote and hybrid in-office/remote work. Metro recently engaged with waterfront residents and employers to better understand the impacts the pandemic has had on the transit needs of employees, visitors, and residents in the waterfront and Belltown areas. Several key policies that guide Metro's transit service expansions and investments were also updated in 2021 to better reflect Metro's values of safety, sustainability, and equity. Details about these changes, and their current and potential impacts are described in the subsections below.

B.1. Construction impacts or changes to construction timelines

Pier 62 has been rebuilt with wildlife habitat improvements. Pier 58 has been removed and is in the process of being rebuilt. Construction on Colman Dock, that began in 2017, was completed at the end of 2023. The concrete workers strike of 2021/2022 has led to delays on the new Alaskan Way Park Promenade, East/West connections between Pioneer Square and Belltown, Pike and Pine streetscape improvements, Marion Street Bridge, Overlook Walk, Pier 58, and the Aquarium Ocean Pavilion. These projects are slated for completion at the end of 2024 and the beginning of 2025. Construction timelines are further detailed in the tables below.

The 2018 study included concepts for both Alaskan Way and 1st Ave., between Pioneer Square and Belltown. However, in 2019, a comprehensive review of historic areaways, which are the hollow areas underneath sidewalks adjacent to streets along 1st Avenue, revealed significant structural vulnerabilities that could create unsafe conditions for heavy vehicles. The City of Seattle implemented curb lane restrictions along several portions of 1st Ave. Heavy vehicles, such as transit buses, can't drive or park next to the sidewalks in these areas along 1st Ave., where a vulnerable areaway exists. These constraints limit 1st Ave. as a viable pathway for the transit service concepts presented in the 2018 study, shifting the emphasis to Alaskan Way.

Alaskan Way north of Columbia St, could remain a viable transit pathway, however, numerous construction projects along Alaskan Way are currently limiting Metro's ability to maintain a predictable

and reliable pathway for transit operations. Many of these projects have experienced construction delays due to the COVID-19 pandemic and the 2021/2022 concrete workers' strike. Construction activities will continue at least until 2025, and likely beyond, for projects along Alaskan Way including the Waterfront Promenade, Pioneer Square Street improvements, Pike and Pine Streetscape improvements, Overlook Walk, reconstruction of Pier 58, as well as the Aquarium Ocean Pavilion. Between S King St. and Columbia St., sidewalks may be narrowed and streets periodically closed to traffic. The Washington State Department of Transportation's surface streets connections project is underway, and may lead to occasional short-term, single-lane, or sidewalk closures.

Together, these projects limit Metro's ability to ensure reliable and unimpeded transit pathways to, from, and through the waterfront and Belltown areas that could be served with 40-ft. or 60-ft. transit vehicles. They also limit the ability to establish bus stops and bus layover areas, and may cause detours, reroutes, and closures that make transit service less reliable. Layover areas are places needed at each end of a route where the operator can park the bus to allow for the operator to take a rest break, and to allow time for the bus to begin its next trip on time, should the bus finish a preceding trip behind schedule. Adequate layover is needed at each end of a route to help maintain schedule reliability.

Table 1. Current and Planned Construction Projects on the Waterfront

Timeline	Project Name	Agency	Scope
2019-2024	Promenade	Office of the Waterfront	Bike improvements, public art, and public restrooms
June 2017-2025	Waterfront Park	City of Seattle Parks & Recreation	Seismic upgrades and access improvements
Aug 2015-2025	Seattle Aquarium Expansion	City of Seattle Parks & Rec	Pier 59 & 60 improvements. Visitor capacity additions
2019-2024	Alaskan Way/Elliott Way	Washington State Ferries; Office of the Waterfront	Rebuilding Colman Dock; Central Transmission Line Relocation Project
2020-2025	Pike/Pine Renaissance Act 1	Seattle Office of the Waterfront	Enhancing the public realm and pedestrian experience
2021-2024	Bell Street Park Extension	Seattle Office of the Waterfront	Between First Avenue and Elliott Way: adding landscaping, lighting and public space
2022-2025	Overlook Walk (Pike)	Office of the Waterfront	Provides pedestrian access from waterfront to Pike Market
2022–2025	Pier 58	Office of the Waterfront	Reconstruct Pier 58 between Miner’s Landing and the Seattle Aquarium
2024-2025	Pioneer Square East West Pedestrian Improvements	Office of the Waterfront	Construct improvements on portions of King, Main and Washington Streets, Yesler Way, and 2nd Avenue S to prioritize pedestrians
Project on hold	Culture Connector Streetcar	SDOT	City of Seattle currently evaluating

The Culture Connector project began as the Seattle Center City Connector in 2017. This 1.27-mile streetcar connection through downtown would link the existing South Lake Union Streetcar and the First Hill Streetcar lines. The Culture Connector project was paused in June of 2020 because of diminished funding due to COVID-19. A delivery assessment was completed in late 2023 to update existing project assumptions, costs, and requirements, however, a construction and delivery timeline has not been set. Without a specific timeline or implementation plan, further development of the Culture Connector Streetcar remains paused, and its potential impacts to 1st Ave. are unknown.

B.2. Pandemic-related impacts to the Metro transit department's operations or workforce

As has been previously shared with the Council, the COVID-19 pandemic significantly impacted transit in King County, the region, and beyond. Metro implemented service suspensions in 2020, 2021, 2022, and

2023 under the emergency authority granted by KCC 28.94.020.2a to respond to unprecedented changes in ridership and workforce availability. Metro prepared a Service Recovery Plan to authorize continued suspensions and provide an outline of Metro’s plans for service recovery going forward. The Service Recovery Plan was approved by the King County Council in March 2023, via Ordinance 19581.

While Metro currently possesses adequate funding to partially restore service in the remainder of the 2023-2024 biennium consistent with the adopted budget, work remains to stabilize operations before restoring suspended service or expanding services. Additionally, Metro needs to hire and train staff not only to deliver bus service, but also to support the planned expansions of Sound Transit Link light rail extensions. Hopelink, Metro’s contracted service provider for Dial-a-Ride Transit (DART) and other services, is also experiencing capacity challenges that are resulting in the continuation of service suspensions. Metro will continue to coordinate with Hopelink to consider restoration of suspended DART service when staffing allows.

Availability of bus operators, mechanics, and fleet availability are key constraints on Metro’s ability to increase service levels and expand transit services. Metro currently provides regular workforce updates and operational capacity updates in a variety of forums, including regular reports on current workforce and fleet availability status to the the King County Council. Regular updates are also provided by Metro’s Chief of Staff at the King County Council Staff Transit Interbranch meeting, as well as ongoing and regular reporting at the King County Council’s Transportation, Economy, and Environment Committee meetings. At this time, and through spring of 2025, Metro is submitting Transit Riders Now reports as directed by Ordinance 19546, Section 114, Transit, Proviso P5, subsequently amended via Ordinance 19633, which also offer details on Metro’s current workforce and service.

These constraints currently limit Metro’s ability to consider new service along Seattle’s waterfront. The pandemic and increased rates of remote work have created shifts in travel demands and ridership that are likely to persist for many years. As Metro’s workforce recovers, there may be future opportunities for partners to fund waterfront stakeholder-identified needs. The transportation landscape has changed, and Metro is looking to improve services and better match current and future transit needs, rather than focusing on pre-pandemic needs. Service recovery will be guided by current policies, including Metro Connects, the Strategic Plan for Public Transportation and Service Guidelines. Relevant components of each are described in the next section of this report. These policies were updated in 2021 to better align with King County equity and sustainability goals. Aspects of these policies most relevant to service recovery and growth are described below.

[B.3. Changes to policies adopted to guide transit service in King County, including the King County Metro Service Guidelines that were adopted through Ordinance 19367](#)

Since the adoption of the 2018 waterfront study, several key policies that guide or govern Metro transit service development and investment were updated. These policy updates were informed by King County Metro’s Mobility Framework. The Mobility Framework is a set of guiding principles and recommendations intended to inform Metro policies and practices. The Mobility Framework was community-led and co-created with the King County Metro Mobility Equity Cabinet, a group of 23 community leaders representing riders and a variety of organizations and communities countywide, focused on low and no-income people, Black, Indigenous, and people of color, immigrants and refugees, people with disabilities, and limited-English speaking communities.

King County Metro's Mobility Framework designates mobility as a human right and elevates issues of equity and sustainability as key issues in delivering mobility services to communities. Particularly relevant to Metro's ability to explore fixed-route waterfront transit are the key updates to the following guiding policies that were approved by the King County Council in December 2021, via Ordinance 19367, in accordance with the Mobility framework process.

King County Metro Service Guidelines

King County Metro's Service Guidelines establishes policies for Metro that guide planning and operations of most Metro services, particularly fixed-route and flexible services. The Service Guidelines outline how ridership, performance, and reliability are measured and how those metrics impact potential restructures to service. The Guidelines also create prompts for service restructures, thus giving way to Mobility Projects and the ability to adapt service to better suit community needs. The 2021 Updates to the Service Guidelines aligns priorities with the Mobility Framework, identifies roles and performance measures for Flexible Service, prioritizes equity in all service investments, describes land uses that support each transit service type, better incorporates Metro Connects, updates engagement and partnership section, and looks at low-performing routes for negative greenhouse gas impacts.

Service that exists today does not always have an equivalent in the Metro Connects networks. Metro evaluates the existing service until a service restructure triggers consideration of network adjustments to fully integrate the Metro Connects interim network. While the Service Guidelines offer direction on how new transit services should be designed, they do not identify new corridors or markets for transit service, such as Seattle's waterfront. Where Metro Connects envisions service where none exists today, the routes from Metro Connects will be evaluated as a service growth need. However, the Service Guidelines do provide direction on how Metro can partner with others to serve business or community priorities with new or expanded public transportation options that may not be identified in Metro Connects. Metro could explore partnerships to serve the waterfront that adhere to this guidance.

King County Metro Strategic Plan for Public Transportation 2021 – 2031

King County Metro's Strategic Plan is a guiding document that establishes 10 agency goals, along with objectives, outcomes, and strategies to achieve them and measures to track progress. The plan highlights Metro's dedication to providing equitable opportunities for people to access public transportation and empower people and communities. In a rapidly growing region, Metro is responsible for adjusting and responding to ever-evolving community needs. The goals of any new or expanded services, including along Seattle's waterfront, should be in line with established objectives in the Strategic Plan. The 2021 Updates to the Strategic Plan align goals, strategies, and objectives with the Mobility Framework's Guiding principles and recommendations, include updates on key initiatives such as Climate Goals, Innovation, and equitable transit-oriented communities' policy. Lastly, the updates simplify performance measures and align them with policy drivers.

Metro Connects

As the long-range vision document for King County Metro Transit, Metro Connects is the path toward a more integrated transit network that accommodates growth, promotes social equity, and protects the environment. This planned network allows Metro to plan for future network growth using a multitude of rider options, including Link light rail, RapidRide, Metro's frequent network, local service, and flexible transit. The transit networks included in Metro Connects represent a vision for the agency as growth is possible. To fully implement this vision, additional funding is needed, which has not yet been identified. The 2021 updates to Metro Connects update costs, incorporate mobility framework recommendations,

clarify expectations and opportunity for partnerships, update targeted revisions to service network map, acknowledge COVID-19, and update the document to reflect Metro becoming a mobility agency.

Currently, Metro Connects long-range service networks do not include a dedicated Seattle waterfront fixed-route service, nor modifications to existing routes proposed in the 2018 waterfront study. Rather, Metro Connects, alongside Metro’s Service Guidelines, offers direction on how Metro should prioritize service growth and investment, particularly through major mobility projects.

B.4. Changes implemented by partners, such as the city of Seattle, that could affect the availability of partner funding for transit service in the study area

Several changes to various potential funding partners have occurred since the acceptance of the 2018 waterfront study. The City of Seattle’s transit funding measure in effect at that time expired and was replaced in 2020 by a new Seattle Transit Measure. The renewed STM provides lower funding for transit service than the measure in place in 2018 by roughly half of the amount of earlier measure, so Metro suspended some Seattle-funded service in 2020 and made permanent reductions in 2021. Metro and the City of Seattle worked together to plan and implement reductions in service funded by the STM in Fall 2021. Metro will continue to work with the City of Seattle to implement new and continued STM investments on Metro service. Unless renewed or replaced, the STM will expire in early 2027. If the City of Seattle expresses an interest in using these or other funds for waterfront transit service, Metro could partner with the City of Seattle to conduct a robust community engagement process and further develop or refine various service concepts for implementation.

B.5. Changes to the needs of those stakeholders identified in the transit study

In accordance with the Proviso P7 of Ordinance 19546, King County Metro requested feedback of stakeholders identified in the Waterfront & Northwest Belltown Transit Study originally submitted in 2018, to determine any travel changes by residents, employees, and visitors to the area.

Waterfront Advisory Group

Metro previously convened a Waterfront Advisory Group comprised of stakeholders representing businesses, employers, and residents in the waterfront and north Belltown corridor, as well as staff from the partner agencies. For this updated report, Waterfront Advisory Group members received an online survey to convey changes in their travel needs.

Stakeholders

The Waterfront Advisory Group consists of the following stakeholders:

- Alliance for Pioneer Square
- Belltown Business Association
- Belltown Community Council
- City of Seattle - Seattle Department of Transportation
- City of Seattle - Office of the Waterfront
- Commute Seattle
- Downtown Residents Council
- Friends of the Waterfront
- King County Water Taxi - Marine Division
- Martin Smith Inc.
- Office of King County Councilmember Jorge Barón
- Office of King County Councilmember Teresa Mosqueda

- Port of Seattle
- Seattle Aquarium
- Seattle Historic Waterfront Association
- Victoria Clipper
- Washington State Ferries

Survey Results

The survey was released January 17, 2024, with a deadline of January 26, 2024. Metro received 40 responses with an 82 percent completion rate. Several key themes were identified in the survey results.

- **The demand for transportation options along the waterfront has increased since 2018.** More than 75 percent of survey respondents said that demand for transportation had increased among their employees; 80 percent said that demand had increased among visitors to their business.
- **As pandemic-era restrictions have lifted, life has come back to downtown Seattle – and this has meant more traffic to businesses along the waterfront.** Many that were working from home during the pandemic are transitioning back to the office and have increased transportation needs. Hiring has also increased along the waterfront as businesses have reopened. Respondents noted a significant increase in traffic to shops, storefronts, and tourist attractions (like the Aquarium) and in many cases, even surpassing pre-pandemic volumes.
- **Parking is becoming tougher to find along the waterfront, shaping the travel behavior of employees and visitors alike.** Some who live in the area have turned to transit instead. Although, as will be discussed in more detail, this decision has not always been without compromise (particularly within the context of diminishing transit options). Out-of-towners, by contrast, often turn to rideshare services, creating additional (unwanted) traffic.
- **The lack of transit options accessible from the waterfront remains a challenge – for businesses, for tourists, and for residents.** Survey respondents noted the lack of transit service to connect downtown hotels to the waterfront, or to help feed their employees into the Metro and Link connection points along 3rd Avenue after their shifts. Some reminisced about previous transit options that no longer exist (e.g., the waterfront trolley) and the opportunity these provided. Others called attention to emergent safety considerations downtown such as rising incidence of assaults, which have rendered the demand for accessible transit more urgent.
- **Many respondents – nearly a quarter of them – called for the return and expansion of the Waterfront Shuttle program, which proved very popular over the summer.** As the survey respondents put it (in their own words):
 - “With the massive investment in the Seattle waterfront, including the Aquarium, Colman Dock, the city’s new event pier, and the fabulous art and boulevard, PLEASE provide easy access to this area. How about the waterfront shuttle year-round? Why wait for the streetcar, which might not ever happen? If we made the Waterfront Shuttle a reliable service with easy connections, people will use it!”

- “This is a critical moment for the County to invest in transportation options along the waterfront. The shuttle has been an important first step; the County investment has been critical, given the impact of construction on the business community and ensuring greater access to visitors and local residents. With Waterfront Park opening in 2025, we have an opportunity to map a stronger, more expansive, effective transportation plan to/from the waterfront and neighborhoods and parts of downtown. This will ensure better access to residents, visitors, and employees and reduce the traffic challenges.”

Based on the feedback from stakeholders, many stakeholders along Seattle’s waterfront have maintained a strong desire to see transit services expanded to Alaskan Way. There was also positive feedback provided on the free waterfront shuttle that operated in 2023. The desires to serve multiple important destinations and to address a variety of travel patterns informed several updated service concepts presented in the next section of this report. The new and updated concepts represent the desire to connect the waterfront to additional key destinations, such as Link light rail and the civic campus, as well as the desire for seven-day a week service.

Transit Proviso P7, Requirement C: Summary of options for improving transit service in the study area

As part of the 2018 study, Metro identified potential transit options to increase service to waterfront destinations. However, each of these options would require additional operating resources and capital investments such as new bus stops, layover space, and operator comfort stations (restrooms for operators during breaks). Metro does not currently have resources identified for this service investment or operational capacity to add new service, or for necessary capital improvements. However, new or additional resources identified through partnerships could support implementation of those concepts.

New options to improve transit in the waterfront study area with fixed-route bus service beyond those presented in the 2018 study are limited. This is because only a small set of routes could serve the waterfront via an extension (e.g., Routes 106 or 125), and changes to other existing transit routes would reorient those routes away from their current markets to serve the waterfront. Feasibility of adding or constructing new bus stops could be impacted by current construction projects, availability of space, technical requirements for in-lane bus stops (such as stop length), and staff capacity. New service like a dedicated waterfront transit route would require resources that Metro does not currently have the capacity to deliver. Partnerships with other agencies, organizations, and businesses, including the City of Seattle, could provide opportunities to fund and deliver additional concepts and solutions.

Metro has also expanded some service along the waterfront in Pioneer Square since the completion of the 2018 study. In 2023, Metro implemented the new RapidRide H Line, and in 2019, Metro established new bus stops along the waterfront in Pioneer Square on Alaskan Way at Columbia St. and S Jackson St., served by both the RapidRide C and H Lines, and several other bus routes, providing greater transit access to the waterfront in Pioneer Square. This new connection also provides frequent transit connections with the Seattle Ferry Terminal, and makes connections to numerous other routes on 3rd Ave.

To further develop, refine, and implement any new waterfront and northwest Belltown transit service that meet emerging ridership needs and build towards the Metro Connects vision, Metro would need to work with community and use its adopted policies. Metro would need to conduct a robust engagement

process to develop and refine service priorities in conjunction with the community, which would include opportunities for waterfront stakeholders to further participate in Metro’s engagement process. Any proposed changes to service along Seattle’s waterfront and Belltown neighborhood should be considered in the broader context of the transit network and prioritize changes to service using equity and sustainability considerations, focusing on areas where needs are greatest and where demand is highest.

If there are future opportunities for Metro to consider changes to transit along Seattle’s waterfront, Metro could consider or refine other concepts to serve the waterfront and address a variety of user needs in addition to the potential revisions to Routes 1 and 14, extension of Route 125, and new waterfront transit route presented in the 2018 study. In addition to the concepts presented in the 2018 study (summarized in Section A of this report), other options include a modified version of the waterfront route proposed in the 2018 study, similar to the free Waterfront Shuttle that operated in 2023, and a modification to Route 106 to extend the route from its current terminal in the International District to the waterfront. Each concept would require more analysis, community engagement, and additional coordination and funding partnerships with waterfront stakeholders to move any one of these concepts (or something different) forward for consideration of implementation. The following section summarizes a revision to a concept presented in the 2018 study, as well as an additional concept to revise existing Route 106.

Revised Waterfront Shuttle Concept

The updated waterfront shuttle concept would add a revision to the concept shared in the 2018 study to serve civic buildings along 4th Ave. and 5th Ave., connecting them to the downtown waterfront. This shuttle service could be operated by Metro with funding secured through a partnership with waterfront stakeholders, which could provide additional flexibility on defining its service levels and span since it would be independent from other Metro fixed route service. Some challenges with the waterfront shuttle concept include serving a market which may not perform well compared to other Metro fixed route service. Any new waterfront transit route would also require new layover/comfort station access at both the northern and southern ends of the route. Details for the modified waterfront shuttle concept are outlined in Figure 1.

Figure 1. Revised Waterfront Shuttle Concept

Service Design – Waterfront Shuttle	
Northbound (Outbound)	Southbound (Inbound)
To: North Belltown or Uptown (pathway & layover TBD) From: International District Station	To: International District Station From: North Belltown or Uptown (pathway & layover TBD)
<p>Notes: Could also explore options that serve Pioneer Square instead of the business district along 4th/5th Ave.</p>	<p>Notes: Could also explore options that serve Pioneer Square instead of the business district along 4th/5th Ave.</p>

Table 2 Revised Waterfront Shuttle Details

Service Details - Waterfront Shuttle	
Destinations Served	International District-Chinatown Link Station, the civic buildings along 4th Ave. and 5th Ave., Colman Dock, Pier 54, the Seattle Aquarium, Port of Seattle Headquarters, and North Belltown and/or Uptown neighborhood.
Service Levels	Every 20-minutes between 6:00AM and 11:00PM
Span	From 6:00AM to 11:00PM
Day of Operation	All-week (7 days a week)
Operational Costs (Service Hours)	23,800 annual service hours
Potential Right-of-Way Challenges / Concerns	<ul style="list-style-type: none"> ○ Pathway through Belltown/Uptown will need to be determined in coordination with Metro and SDOT Staff. ○ Turning movements from Madison to Alaskan Way will need to be analyzed further with SDOT.
Layover location & Comfort Station	A layover location and comfort station would need to be identified or secured. The estimated operational cost of this service is contingent upon finding a comfort station and layover and could be much higher if Metro is unable to secure it within North Belltown or Uptown.

Route 106 Waterfront Extension Concept

The Route 106 currently has its northernmost first and last stop at the International District-Chinatown Link Station. Extending Route 106 north to serve the downtown waterfront could attract new riders to this route that serves over 4,600 daily weekday rides (Fall 2023 data), and establish a new frequent, all-day transit connection between the waterfront, International District, and the International District-Chinatown Link station. However, this possible extension faces several challenges. The extension of the route to the downtown waterfront would likely negatively impact Route 106’s reliability. Extending the route from its current terminal could create more variability in the schedule, due to additional traffic related to sports and other events at Lumen Field and T-Mobile Park ferry loading and unloading at Colman Dock and operating on streets with limited or no transit priority. Routing through Pioneer Square would need to be determined through a collaborative effort with SDOT – existing area ways may be a challenge when determining a pathway through this neighborhood. Additionally, this concept would add a frequent all-day route to the downtown waterfront where that level of service may not be warranted. Details of the proposed concept are outlined in Figure 2.

Figure 2. Route 106 Extension Concept

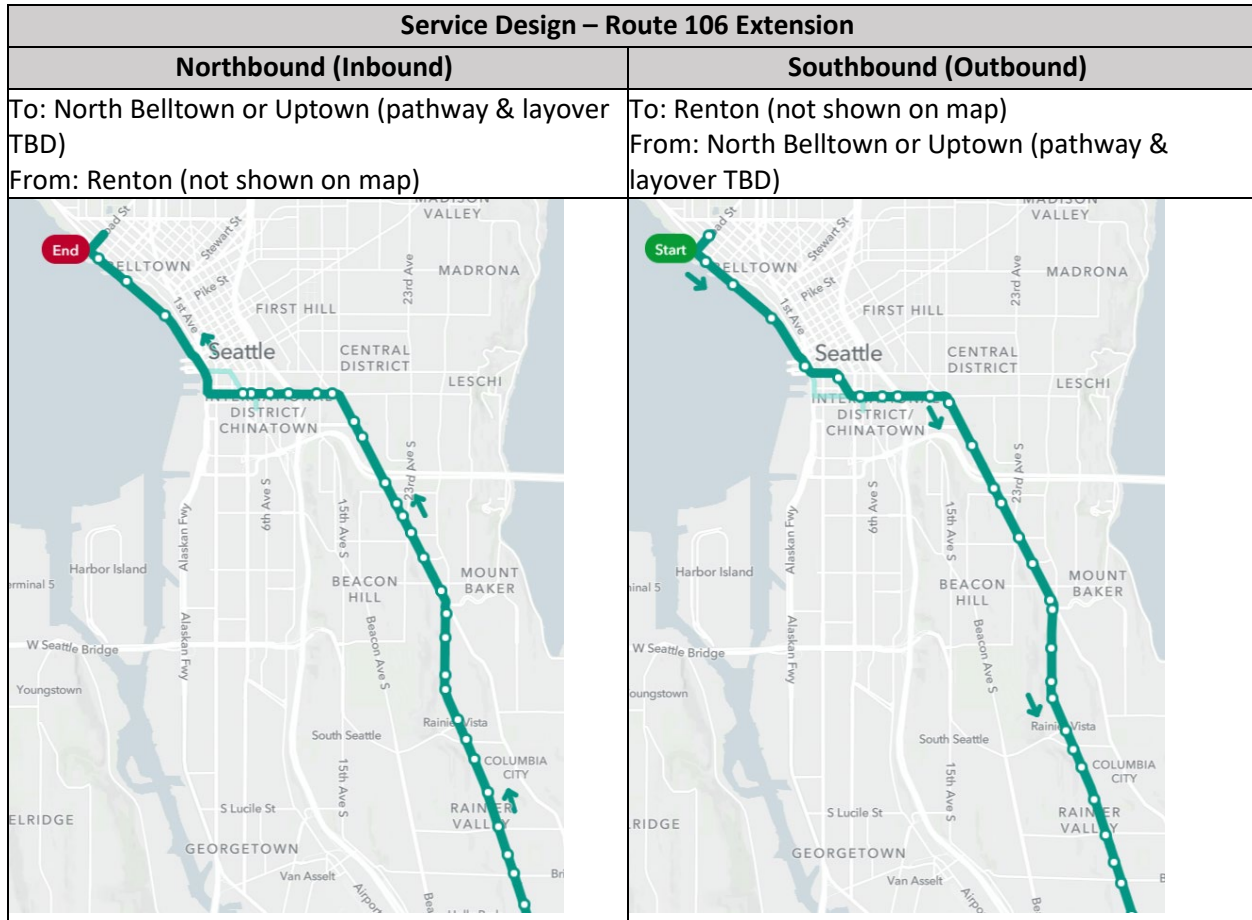


Table 3. Route 106 Extension Details

Service Details – Route 106 Extension	
Destinations Served	International District, Pioneer Square, Colman Dock, Pier 54, the Seattle Aquarium, Port of Seattle Headquarters, and Northwest Belltown and/or Uptown neighborhood.
Service Levels	<p>Weekdays:</p> <ul style="list-style-type: none"> ○ Every 30-minutes between 5:00AM and 6:00AM ○ Every 15-minutes between 6:00AM and 7:00PM ○ Every 30-minutes between 7:00PM and 11:00PM ○ Every 60-minutes between 11:00PM and Midnight <p>Weekends:</p> <ul style="list-style-type: none"> ○ Every 30-minutes between 5:00AM and 7:00AM ○ Every 15-minutes between 7:00AM and 7:00PM ○ Every 30-minutes between 7:00PM and 11:00PM ○ Every 60-minutes between 11:00PM and Midnight
Span	From 5:00AM to midnight
Day of Operation	All-week (7 days a week)
Operational Costs (Service Hours)	21,300 annual service hours
Potential Right-of-Way Challenges / Concerns	<ul style="list-style-type: none"> ○ Pathway through Belltown/Uptown will need to be determined in coordination with Metro and SDOT Staff. ○ Areaways and turning movement in Pioneer Square might be a challenge. ○ Speed and reliability of service through Pioneer Square every day and especially during sports and events at Lumen Field and T-Mobile Park, and during peak ferry loading and unloading at Colman Dock, can be challenging.
Layover location & Comfort Station	A layover location and comfort station has not yet been identified or secured. The operational cost of this service is contingent upon finding a comfort station and layover. Service costs could be much higher if supporting facilities are not secured in Northwest Belltown or Uptown.

The concepts shared in the 2018 study, in addition to those above, each carry capital and operating costs. For capital improvements such as bus stops, layover, and transit priority, Metro must engage with the City of Seattle about partnering to deliver those types of improvements needed to support transit operations, as SDOT must approve locations for bus stops and layovers. Funding would need to be identified to design and construct any improvements in the City's right-of-way. Businesses and other stakeholders along the waterfront could also engage Metro to fund additional transit service on existing routes, as operational capacity constraints allow. Past examples of partnerships with Metro to fund transit service on existing routes include Amazon funding additional trips on routes serving its South Lake Union campus, and Microsoft funding additional service on routes serving its Overlake campus. These partnerships are enabled when stakeholders approach Metro with resources to address a transportation need. Waterfront stakeholders, including the City of Seattle and Port of Seattle, could

partner with other waterfront stakeholders to fund a Metro-operated service that responds to those needs.

Other non-fixed route options, such as a Dial-A-Ride Transit (DART) route may also be an option for a partner-funded service, as operational capacity allows. Similar to the waterfront shuttle that operated in the summer of 2023, this type of service would use smaller transit vehicles but with the added flexibility to perform a limited number of off-route deviations upon request. In addition to operating fixed routing according to a regular schedule, DART vehicles can also go off route to pick up and drop off passengers within a defined service area.

Funding partnerships for waterfront transit would follow the guidance provided by Metro's Council-approved Service Guidelines. Metro will make exceptions to the investment priorities outlined in the Service Guidelines to leverage partner funding as follows:

- Services that are fully funded by Metro's partners generally will be implemented at the next service change if the investment clearly and substantially benefits Metro's goals and if Metro has capacity to deliver added service. The goals include meeting unmet needs of priority populations, advancing King County's climate goal of reducing car trips, increasing ridership, and supporting Metro's long-range vision.
- Metro will ensure that service partnerships have acceptable contract terms, adequate operational infrastructure, and robust community engagement.
- Metro will prioritize the implementation of partner investments that advance Metro's goals. Metro's priorities are, in this order: services that serve equity priority areas, productive service, and reliable service. If a service partnership is partially funded, Metro will consider the level of contribution and level of support for Metro policy goals in the prioritization of implementation.

Following the guidance above, businesses, public agencies, and other organizations could partner together with Metro to fund concepts from the 2018 report, the updated fixed-route concepts, or potential DART service. Partner resources to fund these or other concepts operated by Metro could respond to a community a need along the waterfront where current policies may not prioritize waterfront service growth among other competing needs across the transit system.

VI. Conclusion/Next Actions

Waterfront stakeholders continue to support transit expansion to Seattle's waterfront to address a variety of needs, including those of residents, employees, and visitors.

This study identified two additional concepts that could be considered along with the three long-term concepts presented in the 2018 study. Each concept summarized in this report would require greater community and stakeholder engagement to refine the concept, substantial capital improvements (new bus stops along Alaskan Way, new transit layover and comfort station access in either Uptown or northwest Belltown), additional transit operating funds, and close coordination with Metro's partners at the City of Seattle. Each of the waterfront transit concepts would require:

- Additional Service Hours: Each concept has a service hour cost associated with it, and operational resources would need to be identified.

- **Community Engagement:** To determine how best to serve the waterfront, Metro would need to better understand community needs. Broader engagement would be needed with riders and community members travelling to, from, and through the waterfront study area to determine what solution works best.
- **New Bus Stops Along Alaskan Way:** Metro would need new or potentially revised bus stop pairs along Alaskan Way to serve the waterfront as part of any of the concepts shown in this study. Metro continues to coordinate with the City of Seattle on waterfront planning efforts to ensure design changes along Alaskan Way, such as a new protected bike lane, can support future transit use.
- **Northern Terminal Pathway, Layover, and Comfort Station:** The northernmost pathway and terminal location for each of these concepts is assumed to be in either northern Belltown or Uptown, as the stakeholder engagement conveyed a desire to ensure a connection with those areas to the waterfront and Pioneer Square. Without a known layover or comfort station, these concepts might not be feasible, or costs might be much higher if services need to travel to a distant layover and comfort station location.
- **Consideration of current and planned construction impacts:** While many construction projects that were active and in progress in 2018 have been completed, several construction projects that could impact or limit transit service and bus stop placement remain active, and their timelines for completion have been impacted by both the COVID-19 pandemic and concrete workers' strike.

A partnership among waterfront stakeholders, including public agencies such as the City of Seattle and Port of Seattle, could be a pathway to further developing, funding, and implementing the concepts shared in this report.

Metro is closely monitoring metrics and setting goals related to workforce recovery, including changes in staffing and overtime in front-line roles, fleet availability, and trip delivery. Service recovery and expansion will be guided by current policies, including Metro Connects, the Strategic Plan for Public Transportation, Service Guidelines, and Service Recovery Plan. Metro will continue to consider where changes could be made to expand or revise service, consistent with the approach outlined in the Service Recovery Plan.



King County

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April 24, 2024

The Honorable Dave Upthegrove
 Chair, King County Council
 Room 1200
 C O U R T H O U S E

Dear Councilmember Upthegrove:

This letter transmits the report on the 2024 Update on Waterfront & Northwest Belltown Transit Study, as required by Ordinance 19546, Section 114, Proviso P7, and a proposed Motion that would, if enacted, acknowledge receipt of the report.

As called for by Motion 14970, a 2018 Waterfront and Northwest Belltown Transit Study was transmitted to the King County Council. This report provided analysis of several options for long-term transit improvements that could potentially be implemented following the removal of the SR-99 Alaskan Way Viaduct, and the reconstruction and improvement of downtown Seattle's waterfront.

The enclosed 2024 report outlines significant changes to transit operations and conditions along the waterfront areas that have occurred since the 2018 study. This report is intended to provide updates on major projects, Metro policies for transit investment, waterfront stakeholder needs, impacts of the COVID-19 pandemic, and new strategies alongside long-term strategies presented in the 2018 study.

Metro's engagement process with waterfront stakeholders included businesses, employers, partner agencies, and residents in the Alaskan Way and First Avenue corridors, to better understand how transportation needs may have changed since the 2018 study. Based on the findings, Metro developed additional transit options for further exploration and engagement with the broader community, all detailed in this report.

Thank you for your consideration of this report. If your staff have questions, please contact Christina O'Claire, Mobility Division Director, Metro Transit Department, at 206-477-5801.

The Honorable Dave Upthegrove

April 24, 2024

Page 2

Sincerely,



for

Dow Constantine

King County Executive

Enclosure

cc: King County Councilmembers

ATTN: Stephanie Cirkovich, Chief of Staff

Melani Hay, Clerk of the Council

Karan Gill, Chief of Staff, Office of the Executive

Penny Lipsou, Council Relations Director, Office of the Executive

Michelle Allison, General Manager, Metro Transit Department

Christina O'Claire, Division Director, Mobility Division, Metro Transit Department



KING COUNTY AUDITOR'S OFFICE

KyMBER WALTMUNSON, County Auditor

Fish Passage Restoration: Opportunities to Increase Impact, Transparency, and Collaboration

Zainab Nejati and Cindy Drake

May 21, 2024 | TRANSPORTATION, ECONOMY, AND ENVIRONMENT COMMITTEE

Barriers block salmon from habitat



**PASSAGE
BLOCKED**



**PASSAGE
CLEARED**



Program removes barriers

- Accelerate investments in barrier removal
- Open “the best habitat for the most fish as quickly as possible”



Key takeaways



Project order not aligned with public goal



Performance measures do not measure habitat gain



Consultation with local tribes could be expanded

Locating the best habitat

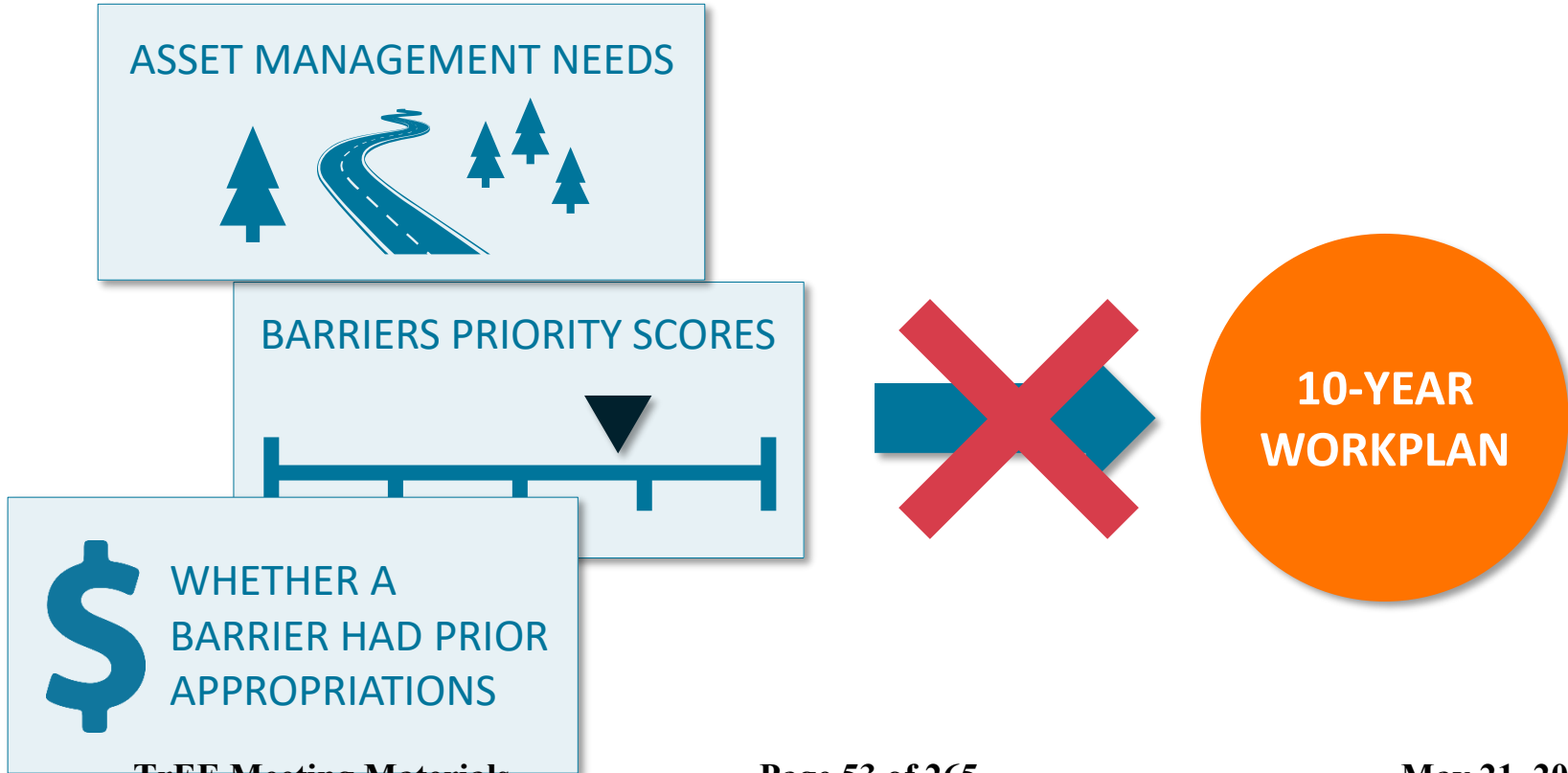
Prioritization model

- Developed by consensus
- Scored 900+ barriers
- Identify barriers blocking most and best habitat



Removing few barriers give big benefits

Sequencing out of alignment with goals





Barrier removal types

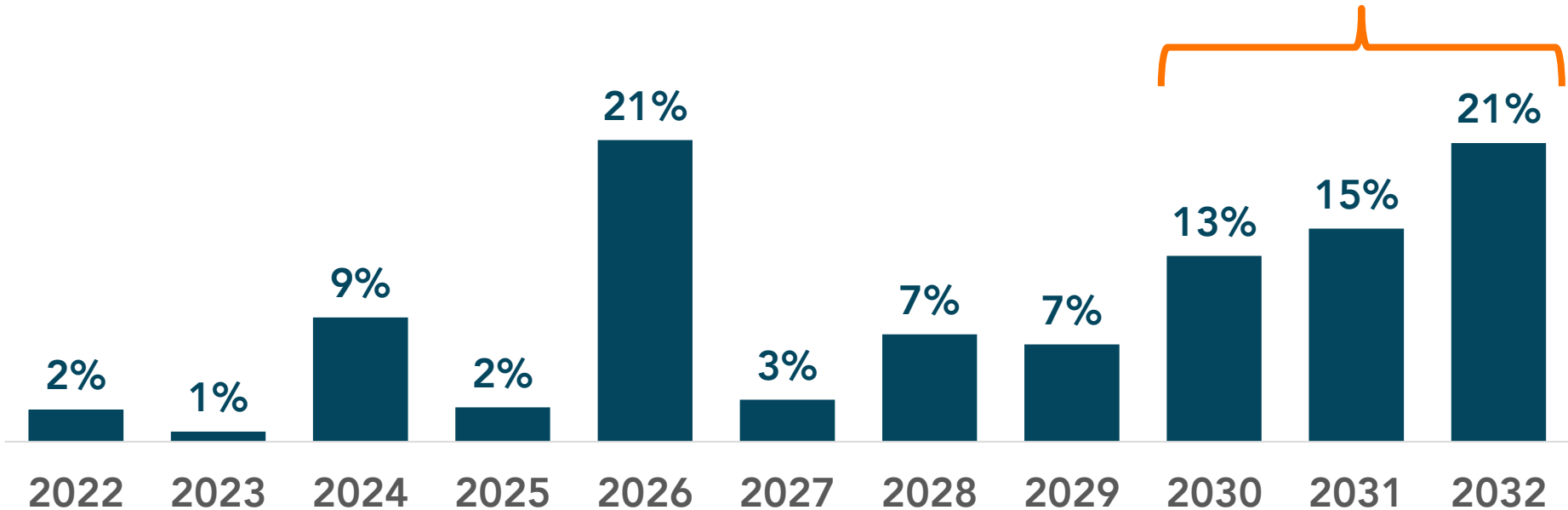
Habitat-focused projects

- Top 50 priority scores,
- Contribute to 50% habitat gain, or
- Downstream barriers

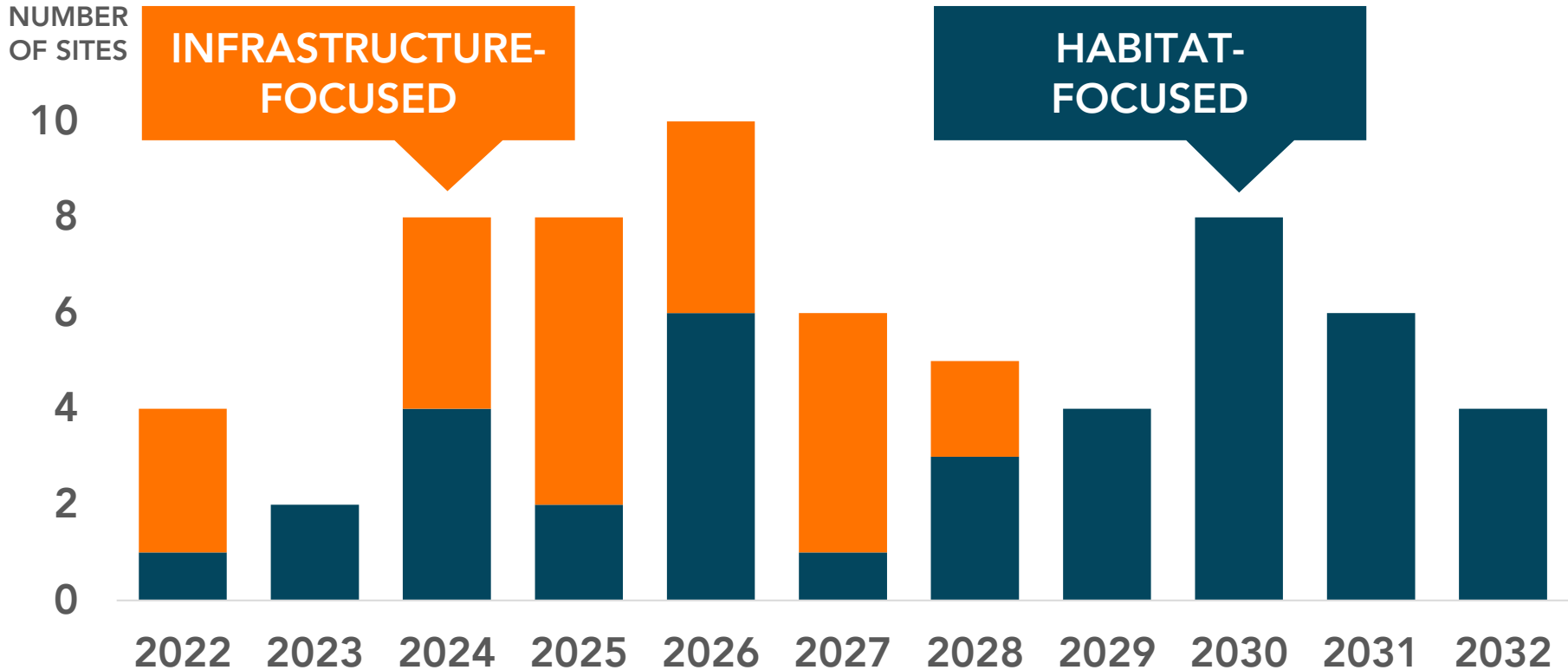
Infrastructure-focused projects

Early years are infrastructure focused

Almost 50% of total habitat gain comes in the last three years of the workplan. Design for these projects does not start until 2026.



Early years are infrastructure focused

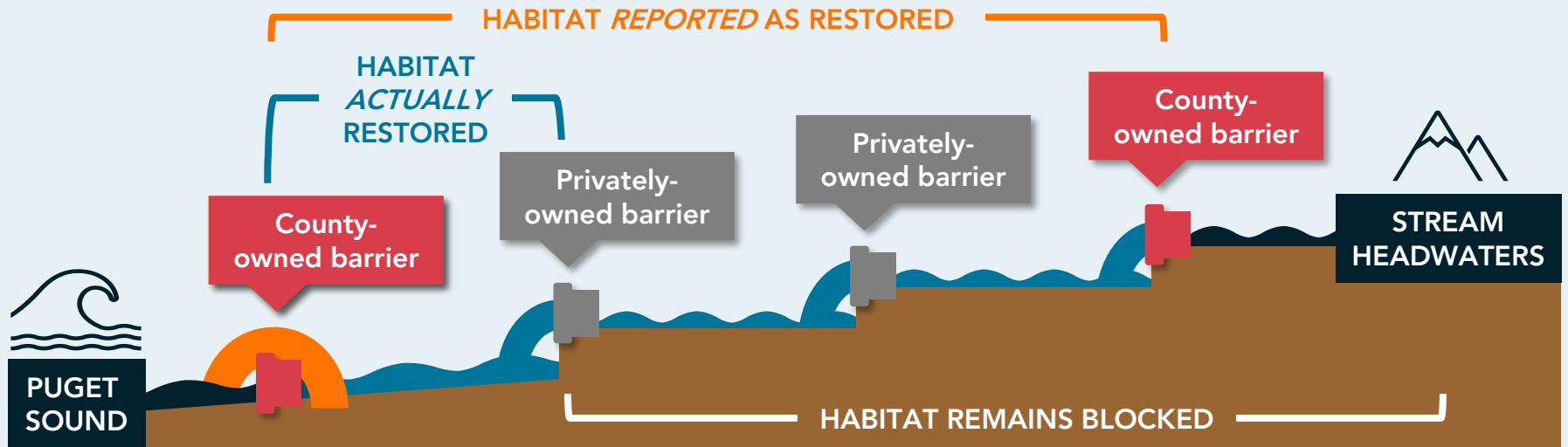




Recommendations

- Develop a strategic plan
- Update and ensure workplan is aligned with strategic plan
- Ensure public documents accurately reflect program

Program measures overstate impact





Recommendation

Develop performance measures reflecting output and outcome

Collaboration with tribes

- Local tribes have treaty rights to take salmon
- Courts: barriers owned by State infringe on rights
- County is committed to honoring tribal treaty rights



“Coho Spawning”

Bureau of Land Management Oregon & Washington





Improve consultation with local tribes

- Positive about the program's approach overall
- Lack of involvement in workplan development
- Input at time of project permitting insufficient





Expand consultation to increase success

Project success:

- Shorter permitting timelines
- Letters of support for grants



Expand consultation to increase success

County priorities:

- Partnering across governments
- Ensure those affected by decisions provide input



Recommendations

- Develop plan for ongoing consultation on workplan and individual projects
- Ensure consultation throughout a project lifecycle



Key takeaways



Project order not aligned with public goal



Performance measures do not measure habitat gain



Consultation with local tribes could be expanded



Thank you

Full report available online at
[KingCounty.gov/Auditor](https://www.kingcounty.gov/Auditor)

Questions?



King County

**TRANSPORTATION, ECONOMY AND
ENVIRONMENT COMMITTEE**

May 21, 2024

Agenda Item No. 7

Proposed Motion 2024-0162

**Materials for this item will be available
before the meeting.**

Updates to the staff report since the last briefing are marked in BLUE.



King County

Metropolitan King County Council Transportation, Economy, and Environment Committee

STAFF REPORT

Agenda Item:	8	Name:	Sherrie Hsu
Proposed No.:	2024-0007	Date:	May 21, 2024

SUBJECT

Proposed Ordinance 2024-0007 would modify rules and regulations pertaining to parks and recreation in King County Code Title 7.

SUMMARY

The proposed ordinance would make extensive changes to park rules and regulations in King County Code (K.C.C.) Title 7.

These changes include, among others:

- Adding, updating, and deleting definitions.
- Revising criteria that the Parks director ("director") uses to set fees.
- Revising the parameters under which the director may provide fee waivers or scholarships.
- Allowing the director to adopt rules¹ to establish operating hours for regional trails outside of the existing hours of operation.
- Allowing the director to adopt rules to permit the use of motor vehicles on trails under specified conditions.
- Allowing the director to adopt rules to permit the use of electric-assisted bicycles ("e-bikes") and other micromobility devices on trails under specified conditions.
- Allowing the director to designate new off-leash dog parks.
- Reducing the maximum dog leash length allowed from 15 feet to 8 feet.
- Adding policies around when campfires may be ignited in parks.
- Modifying policies related to enforcement against violations of park rules, and adding process and procedures related to suspending a person's privileges to enter park facilities when a person violates park rules.
- Clarifying language; updating code references; making terms consistent throughout; and removing references to sites, facilities, and uses no longer in the County's parks system.

Council staff have noted technical and clarifying changes, inconsistencies in language, and policy considerations that could be addressed in a striking amendment.

¹ Under a new proposed authority in K.C.C. 7.12.020, where the director could adopt rules under the public rule-making process specified in K.C.C. chapter 2.98.

BACKGROUND

King County Parks System. The County's parks system includes 32,000 acres of open space, 175 miles of regional trails, 215 miles of backcountry trails, and 205 parks. The mission of the Parks and Recreation Division (Parks) of the Department of Natural Resources and Parks (DNRP) is to steward, enhance, and acquire parks to inspire healthy communities. Operation and maintenance of the County's parks and open space system is supported through a combination of voter-approved levies² and business revenue from user fees, special events, sponsorships, and partnerships.

Park Rules and Regulations in King County Code. Rules and regulations around parks, recreation, and open space lands are in King County Code (K.C.C.) Title 7. Most of the park rules were written through Ordinance 6798 in 1984. In 2002, Ordinance 14509 enacted changes related to updating definitions, updating the director's authority in setting user fees, advertising, and concession agreements. Changes in the late 2000s updated parking fees and enforcement,³ as well as rules for tobacco use.⁴ Proposed Ordinance 2024-0007 would be the first major update since 1984 that repeals and replaces entire sections of the code.

According to Executive staff, these proposed changes are needed now to clarify park rules, ensure consistency with state law, accommodate new and emerging technologies in parks and regional trails, modernize language to reflect how people use the parks and trails, better reflect King County's Equity and Social Justice initiative, and clean up inconsistent language and references to sites, facilities, and uses no longer in the parks system.

ANALYSIS

Proposed Ordinance (PO) 2024-0007 would make extensive policy and technical changes to park rules and regulations in King County Code Title 7. This staff report provides analysis of proposed code changes as follows:

- Definitions (K.C.C. 7.01), User Fees (K.C.C. 7.08), and Administration (K.C.C. 7.12 Part II)
- Rules Governing Use of Facilities – Infractions (K.C.C. 7.12 Part III)
- Rules Governing Use of Facilities – Misdemeanors (K.C.C. 7.12 Part IV)
- Penalties (K.C.C. 7.12 Part V) and Enforcement (K.C.C. 7.12 Part VI)

Many code sections would be repealed and replaced in the proposed ordinance. Attachment 9 to this staff report provides a table that compares current county code and corresponding sections of the proposed code.

Definitions, User Fees, and Administration.

Definitions (Section 1). In K.C.C. 7.01.010, the PO would:

² The current levy, approved by voters in 2019, is a six-year property tax levy in place through 2025.

³ Ordinance 16553 (2009).

⁴ Ordinance 17375 (2012).

- Update definitions for the following: "aircraft," "camper," "facility," "motor vehicle," "tobacco product," "trail."
- Add new definitions for the following: "backcountry trail," "campfire," "class 1 electric-assisted bicycle," "class 2 electric-assisted bicycle," "class 3 electric-assisted bicycle," "commercial watercraft," "electric-assisted bicycle," "mechanical trapping device," "micromobility device," "pack animal," "regional trail," "vessel."
- Delete definitions for the following: "high-use areas," "manager."

User Fees (Section 2). In K.C.C. 7.08.060, the PO would revise how the director sets user fees for parks and recreation facilities and programs. Under current code, the director considers the following factors:

- Cost of providing services and the demand for services.
- Administrative costs of collecting fees.
- User's ability to pay.
- Maximizing nontax revenue for the support of parks and recreation facilities.
- Target revenue rate from user fees.

According to Executive staff, the purpose of the updates is to remove out-of-date references, remove cost recovery requirements when not feasible, improve considerations for equity and social justice, and adjust for comparable jurisdictional rates.

- The PO would remove the consideration for target revenue rate from user fees. Currently, this provision references cost recovery targets for swimming pools, King County fairgrounds, the Weyerhaeuser King County Aquatics Center (located in Federal Way), ballfields, and other activities. Parks no longer operates or maintains any swimming pools except the Weyerhaeuser King County Aquatics Center. Parks does not own or operate King County Fairgrounds. For the Weyerhaeuser King County Aquatic Center, ballfields, and other activities, Executive staff note that cost recovery targets are not feasible; they state that operations and maintenance costs far outweigh their ability to generate equivalent revenue from user fees, and to do so would be cost prohibitive for users.
- The PO would add a consideration for access to parks and natural resources as a determinant of equity as defined in K.C.C. 2.10.210.B. Executive staff indicate that this is meant to help achieve equitable outcomes for populations that are underserved. According to Executive staff, data for this determinant of equity, as shown in the King County Determinant of Equity and Data Tool,⁵ would include what percent of people live within one quarter mile (in urban areas) or within two miles (in rural areas) in a straight line of any kind of open space by census tract for 2020. This data would provide Parks with information on what communities have access to open space or playfields and would inform facility uses and fees.

⁵ <https://kingcounty.gov/en/dept/executive/governance-leadership/equity-social-justice/office-of-race-equity-social-justice/determinants-of-equity>

- The PO would add a consideration for comparable fees in other area jurisdictions. Executive staff indicate that this is meant to promote consistency in fees for the public across jurisdictions.

The PO would modify the rules around how the director provides notice of setting user fees, removing a requirement to publish in the official county newspaper, and adding requirements to post a notice on the parks and recreation division's web page and through the parks and recreation division's list-serve and social media channels. Notice would not be required to be posted at the park.

Policy issue: A policy consideration for the Council is whether to amend the communication channels through which the director provides notice of user fees.

Fee Assistance and Waiver Program. Under current code, the director may waive user fees or provide scholarships for individuals meeting federally established low-income criteria. The intent of the program to help ensure that no one is denied access to parks and recreation facilities or activities based on an inability to pay.

The PO would update the parameters for the fee assistance and waiver program by removing the requirement that individuals meet federally established low-income criteria, and by adding organizations as potential recipients.

Executive staff provided the following rationale for these proposed changes:

- Many organizations that provide recreational access to King County youth rely on use of Parks facilities, and the hourly fees for facilities are often an obstacle for these organizations. Allowing certain organizations to qualify for fee waivers and scholarships would increase access to parks and recreation activities.
- The restrictions around income levels limit who is eligible for the fee waiver program, and removing the restriction would broaden access to parks and recreation activities.
- These changes would help Parks develop and promote a program focused on equity and social justice, as well as remove financial barriers and provide access to parks for the county's most underserved communities.

Policy issue: Generally, the parks system receives no general fund support, and operations of the parks system relies on property tax levy proceeds, concessions and other revenue-generating contracts, and fees. The proposed removal of a requirement that individuals meet "federally established low-income criteria" to receive fee reductions or waivers, or to provide scholarships, raises a legal concern regarding the prohibition of a gift of public funds under the state's constitution.⁶ Support of the "poor and infirm" is exempt from a gift of public funds analysis. The use of low-income criteria has qualified for this exemption. Many county programs have linked services, or in this case reduction or waiver of fees, to low-income criteria. Executive staff have indicated

⁶ Article 8, Section 7 of Washington State Constitution. "No county, city, town or other municipal corporation shall hereafter give any money, or property, or loan its money, or credit to or in aid of any individual, association, company or corporation, except for the necessary support of the poor and infirm, or become directly or indirectly the owner of any stock in or bonds of any association, company or corporation."

that the existing qualifying language could be updated. Linking the waiver or reduction or provision of scholarships to a defensible criteria would require the PO to be amended.

Note: Striking Amendment S1 would amend the proposed ordinance to add language requiring that persons, or persons served by organizations, meet an eligibility threshold of 200% of the federal poverty level to qualify for fee waivers or fee assistance.

Director's Authority (Section 5). In K.C.C. 7.12.020, the PO would add new language authorizing the director to adopt rules under the procedures specified in K.C.C. chapter 2.98 that are not inconsistent with this chapter or other County ordinances for the management, control, and use of facilities. The public rule-making process under K.C.C. chapter 2.98 includes public notice and opportunity for public comment.

Policy issue: A policy consideration for the Council is whether to approve this authority. As written in the PO, several sections of code would be in place until the director adopts rules, which would then supersede the Council-adopted code provisions. These are discussed further in the staff report. Proposed code changes in subsequent sections reference this new authority in allowing the director to set rules to establish operating hours of regional trails outside of currently allowed hours of operation; to permit the use of motor vehicles on trails under specified conditions; and to permit the use of electric-assisted bicycles ("e-bikes") and other micromobility devices on trails under specified conditions.

According to Executive staff, Parks has a standardized community engagement process, and if any public rules would be proposed with the public rule-making authority granted to the director in K.C.C. 7.12.020, Parks would combine its standardized community engagement process with the rule-making requirements in K.C.C. 2.98, which requires a 45-day public notice. Below is the standard Parks outreach and engagement process.

1. Create a public engagement and communication plan that identifies:
 - Project background/history
 - Project Goals
 - Key Messages
 - Key stakeholders
 - Communications and engagement tactics
 - EIR/Translation plan
 - Budget
 - Timeline.
2. Create communication materials including digital and printed graphics, content (blog, social media, surveys, etc.), promotional toolkit, and informational materials for potential partners.
3. Put out a call for potential community-based organization (CBO) partners, share informational materials with them, and hold onboarding calls.
4. Plan engagement opportunities in-person, online and at partner events as needed.
5. Reach out to KC agency (e.g. DLS) and CBO partners to increase reach.

6. Conduct in-person and online engagement along with KC Parks staff in parks/trails and CBO partners.
7. Gather, organize, and analyze data from outreach and compile into project briefing.
8. Address any issues that came about from the outreach process and report out to both to internal stakeholders and CBO partners.

Park Operating Hours (Section 6). In K.C.C. 7.12.030, the PO would modify how park operating hours are set. Under current code (K.C.C. 7.12.480), park areas are open from dawn to dusk.

The PO would revise this rule as follows:

- County parks and recreation facilities: Unless provided in a lease, use agreement, or concession agreement, operating hours for county parks and recreation facilities (also known as "park areas"⁷), other than regional trails, would be from 30 minutes before sunrise to 30 minutes after sunset (rather than "dawn" to "dusk" in existing code). Executive staff indicate that this change is intended to clarify for users the time of dawn and dusk as 30 minutes before sunrise and 30 minutes after sunset. The director would not have authority to change hours for park and recreation facilities by public rule.
- Regional trails:⁸ The PO would allow the director to adopt rules as authorized under K.C.C. 7.12.020B to establish operating hours for regional trails. Unless the director adopts rules, regional trails would be open from 30 minutes before sunrise to 30 minutes after sunset.⁹ The policy change is that the director would be authorized to adopt rules to establish operating hours different from current hours.

According to Executive staff, the intent of this policy change is to allow the director to expand trail hours. Parks has received feedback from trail users, trail advocates, non-government organizations, partners, and community members who have expressed demand for an extension of regional trail hours beyond what is currently allowed. Executive staff note a need from individuals who use trails to commute to work, school, and other activities, particularly during winter months with limited daylight. Executive staff indicate that changes would be made on a case-by-case basis and would consider safety, trail usage numbers,

⁷ "Facility," "facilities," "parks and recreation facility," "parks and recreation facilities" or "park area" means any building or portion thereof or other structure, park, open space, natural area, resource or ecological land, trail, or other property owned or otherwise under the jurisdiction of the parks and recreation division of the department of natural resources and parks. (K.C.C. 7.01.010.Y)

⁸ "Regional trail" means a regionally-significant, shared-use path for bicycling, walking, jogging, skating, horseback riding, or other nonmotor use that provides recreational opportunities and enhances regional mobility. "Regional trail" includes, but is not limited to, the Burke-Gilman trail, the Cedar River trail, the East Lake Sammamish trail, the Eastrail, the Foothills trail, the Green-to-Cedar Rivers trail, the Issaquah-Preston trail, the Lake-to-Sound trail, the Marymoor Connector trail, the Preston-Snoqualmie trail, the Sammamish River trail, the Snoqualmie Valley trail, and the Soos Creek trail. (K.C.C. 7.01.010.II)

⁹ unless the director temporarily closes a regional trail or modifies operating hours if necessary to protect public health, safety, or welfare, or to protect the environment or public assets.

adjacent land use, cost and benefit, and public input. Parks has not received a request to shorten trail hours.

Policy issue: As written in the PO, the director could adopt rules to expand or shorten trail hours. A policy consideration for the Council is whether it wishes to amend the proposed ordinance to match the intent (for example, to specify that trail hours may be expanded, not shortened, through the public rule-making process).

Off-Limit Facilities (Section 7). Currently under K.C.C. 7.12.035, the director may designate facilities as off limits to the public to protect park resources or the environment, or to protect the public from potential safety hazards. Notice must be posted for these cases. The PO would clarify that posting notice is only required when the facilities would be permanently or indefinitely off limits; the director would retain authority to temporarily close part or all of facilities for maintenance or construction, including site restoration, or to protect the public from potential safety hazards.

Special Use Permits (Section 8). Currently under K.C.C. 7.01.040,¹⁰ the director may issue permits to community groups or persons to meet or conduct activities in parks facilities under certain conditions and with applicable user fees. In K.C.C. 7.01.050, special use permits grant permission for private uses of parks and recreation facilities that do not meet all the requirements in K.C.C. 7.01.040, for a fee, for up to 30 days within a 12-month period.

The PO would increase the number of days that special use permits may be issued from 30 to 120 days in a 12-month period. According to Executive staff, this change is particularly needed when an organization that has a business partnership with Parks typically occupies a greater length of time at a Parks facility. Cirque Du Soleil and Marymoor Live¹¹ concert series occupy a portion of the park to operate their business in partnership with Parks for approximately 100 to 115 consecutive calendar days.

Liability Requirements (Section 9). In K.C.C. 7.12.110, the PO would change liability requirements for persons using facilities by permit (current limit to proposed limit below):

- Personal injury per person: \$500,000 to \$1 million
- Personal injury each occurrence: \$500,000 to \$1 million
- Property damage: \$250,000 to \$1 million
- Combined single-limit personal injury or property damage: \$1 million to \$2 million

Rules Governing Use of Facilities – Infractions (K.C.C. Chapter 7.12 Part III). The PO would repeal and replace all existing sections K.C.C. 7.12.160 through 7.12.360 ("Part III: Rules Governing Use of Facilities – Infractions") with new sections to Part III of K.C.C. chapter 7.12. Table 1 summarizes proposed changes to these sections. More

¹⁰ "The manager may issue permits to community groups or persons to meet or conduct activities in the parks and recreation facilities if those facilities or portions thereof are not otherwise required by the division. The director shall charge the applicable user fee for the use permitted under the permit."

¹¹ Proposed Ordinance 2019-0356, transmitted by the Executive in 2019, would have required a publicly advertised Request For Proposal (RFP) process for special use permits for live music concert series and concession services at Marymoor Park; this legislation lapsed. This proposed ordinance (PO 2024-0007) does not include or propose an RFP process.

detail on substantive policy changes is provided following the table. Any proposed policy changes are policy considerations for the Council.

Table 1. Proposed Changes to K.C.C. Chapter 7.12 Part III. Infractions

Topic	Existing Code	Proposed Changes	Section of Proposed Ordinance
Camping	K.C.C. 7.12.160-210, 7.12.350	<ul style="list-style-type: none"> - Revises language to state that consecutive occupancy limit applies to both camping facilities and trailer sites, and that occupancy limit is 7 consecutive days within 30-day period (current language only states 7 consecutive days) - Other clarifying and technical changes 	Section 11
Campfire	n/a	<ul style="list-style-type: none"> - <u>New policy</u> that campfires may be ignited or maintained in designated park areas, except during an air quality burn ban, fire safety burn ban, or between 11pm – 6am - Other clarifying and technical changes 	Section 12
Picnicking	K.C.C. 7.12.220	<ul style="list-style-type: none"> - <u>Section deleted:</u> Removes policy that picnicking is only permitted in designated areas 	n/a
Motor vehicles in parks	K.C.C. 7.12.260-.270, 7.12.290	<ul style="list-style-type: none"> - Revises language from prohibiting motor vehicles in parks, other than a list of exceptions,¹² to explicitly stating when motor vehicles are allowed to be operated in parks^{13 14} - New policy for motor vehicles on trails added to a new section (Section 26) - Other clarifying and technical changes 	Section 13
Motor vehicles – parking	K.C.C. 7.12.250	<ul style="list-style-type: none"> - Adds language prohibiting business being conducted from a parked vehicle without a permit - Other clarifying and technical changes 	Section 14
Boating, moorage	K.C.C. 7.12.300-340, 7.12.470	<ul style="list-style-type: none"> - Removes language that 7-day period begins and ends Wednesday night; maximum time to occupy marine facilities remains limited to 3 days in a 7-day period - Other clarifying and technical changes 	Section 15
Fishing	K.C.C. 7.12.390-400	<ul style="list-style-type: none"> - Revises language from referencing State Game Commission and State Department of Fisheries, to stating that all state and federal laws apply to fishing; and that all state and federal laws, rules, and regulations, treaty obligations, leases, and health advisories apply to taking shellfish - Other clarifying and technical changes 	Section 16

¹² except on roads, streets, highways, parking lots, parking areas, or where otherwise permitted by posting; and except for authorized maintenance, emergency, and construction vehicles; and except for commercial purposes at the service of the parks division with permission from the director.

¹³ while the vehicle is being used for a noncommercial purpose related to use of the park area for recreation or another authorized purpose; for authorized maintenance, construction, emergency, and commercial vehicles; for commercial purposes for service of the parks division with permission from the director.

¹⁴ According to Executive staff, these are clarifying changes that reflect current policy and practice.

Pets	K.C.C. 7.12.410- 430	<ul style="list-style-type: none"> - <u>Policy change</u> from only allowing off-leash dog parks at Luther Burbank¹⁵ and Marymoor Park, to allowing the director to designate and post new off-leash areas for dogs - <u>Policy change</u> from pets not being permitted unless specifically permitted, to pets being allowed unless specifically prohibited - <u>Policy change</u> from maximum dog leash length of 15 ft to 8 ft leash - Other clarifying and technical changes 	Section 17
Cleaning items	K.C.C. 7.12.230, 7.12.280	<ul style="list-style-type: none"> - Clarifying and technical changes 	Section 18
Clothing	K.C.C. 7.12.370	<ul style="list-style-type: none"> - <u>Section deleted:</u> Removes policy requiring "clothing sufficient to conform to community standards"¹⁶ 	n/a
Off-limit areas; ice	K.C.C. 7.12.445, 7.12.380	<ul style="list-style-type: none"> - Clarifying and technical changes 	Section 19
Park hours	K.C.C. 7.12.480	<ul style="list-style-type: none"> - <u>Policy change:</u> Removes language stating that parks are open from dawn to dusk - Under K.C.C. 7.12.030, park and recreation facilities would be open from 30 minutes before sunrise to 30 minutes after sunset - Under K.C.C. 7.12.030, the director would have authority to adopt rules to establish operating hours for regional trails; unless the director adopts rules, regional trails are open from 30 minutes before sunrise to 30 minutes after sunset. - Other clarifying and technical changes 	Section 20
Littering	K.C.C. 7.12.440	<ul style="list-style-type: none"> - Clarifying and technical changes 	Section 21
Solicitation	K.C.C. 7.12.610	<ul style="list-style-type: none"> - <u>Adds language</u> prohibiting operating any business or conducting any for-profit activity - Other clarifying and technical changes 	Section 22
Alcohol	K.C.C. 7.12.640, 7.12.642	<ul style="list-style-type: none"> - Clarifying and technical changes 	Section 23
Marijuana	n/a	<ul style="list-style-type: none"> - <u>New policy</u> prohibiting use of marijuana in park areas (to align with state law¹⁷) 	Section 24
Tobacco	K.C.C. 7.12.435	<ul style="list-style-type: none"> - <u>Policy change</u> from prohibiting tobacco in high-use areas to prohibiting tobacco in all park areas unless where designated (to align with state law¹⁸) 	Section 25

¹⁵ Luther Burbank was owned by the County until 2003; it is now owned by the City of Mercer Island.

¹⁶ According to Executive staff, this would eliminate duplicative statute because state law prohibiting indecent exposure (RCW 9A.88.010) applies to parks.

¹⁷ State law (RCW 69.50.445) prohibits marijuana (cannabis) consumption in a in a "public place" (defined in RCW 66.04.010 and includes parks). In 2013, state law was amended following the passage of Initiative 502 to remove statewide prohibitions on marijuana and to establish a system of licensing and regulating marijuana. Statewide regulations regulating marijuana use were established at that time and apply to county parks. Note that state law was amended in 2022 by Substitute House Bill 1210 to replace the terminology "marijuana" with "cannabis."

¹⁸ State law (RCW 70.160.030) prohibits smoking in a "public place" (defined in RCW 66.04.010 and includes parks). In 2005, state law was amended following passage of Initiative 901 to expand the

Motor vehicles, e-bikes, micromobility devices on trails	K.C.C. 7.12.260, 7.12.295	<ul style="list-style-type: none"> - <u>Policy change</u> from prohibiting motor vehicles on trails¹⁹ to allowing director to adopt rules to permit use of motor vehicles, e-bikes, and other micromobility devices on trails under specified conditions - <u>New policy</u>: Until the director adopts rules, a person may use a class 1 or class 2 e-bike only on regional trails and paved pathways within park areas intended for bicycle users; class 3 e-bikes are not allowed - New definitions for e-bikes to align with state law added to K.C.C. 7.01.010 - 15 mph speed limit on regional trails would still apply 	Section 26
Disturbing others	K.C.C. 7.12.240	<ul style="list-style-type: none"> - Removes language prohibiting games - Adds language prohibiting disturbing others in parks 	Section 27
Swimming rules	K.C.C. 7.12.450-460, 7.12.520	<ul style="list-style-type: none"> - <u>Section deleted</u>: Removes rules related to swimming in designated area (no longer applicable²⁰) 	n/a

Pet-Related Policies (Section 17). The PO would make several changes to pet-related policies. Under existing code, pets are not permitted in park areas unless specifically permitted. Under the proposed code changes, pets would be allowed unless otherwise prohibited.

The PO would change the maximum allowed leash length for dogs from a 15-foot leash to 8-foot leash. According to Executive staff, the rationale for this change is to align with rules in state parks²¹ and in the City of Seattle,²² which allow a maximum 8-foot length leash.

Under existing code, off-leash dog parks are only allowed at Luther Burbank²³ and Marymoor Park. The proposed code updates would allow the director to designate and post new off-leash areas for dogs. According to Executive staff, off-leash dog parks have been growing in popularity in the county, and Parks receives inquiries from the public and other jurisdictions frequently advocating for Parks to open new off-leash dog park locations. Through the participatory budgeting process and the community needs list process, the following Community Service Areas (CSAs) identified an off-leash dog park as a need for their community: Bear Creek/Sammamish, East Renton Plateau, Fairwood, North Highline, Skyway/West Hill, and Vashon/Maury Island. There are ongoing discussions between Parks and community members related to a potential off-leash dog park on Vashon Island.²⁴

definition of "public place" to include additional types of facilities as well as a certain distance around public facilities.

¹⁹ except where designated and posted (currently, there are no trails where motor vehicles are permitted), and except for authorized maintenance, emergency, or construction vehicles.

²⁰ According to Executive staff, there are no longer any designated swimming beaches, so this section is no longer applicable.

²¹ Washington Administrative Code 352-32-060.

²² Seattle Municipal Code Title 9.25.020.

²³ Luther Burbank was owned by the County until 2003; it is now owned by the City of Mercer Island.

²⁴ Parks began a community engagement process for the Wax Orchard site in March 2023 that included the potential to site a small, fenced off-leash dog park at that location. A site meeting was held in January

Executive staff indicate that the director would review the following conditions to designate off-leash dog parks:

- Must avoid critical and sensitive areas.
- Parking must be available (i.e. there must be existing parking; if not available, new parking must be built along with the dog park).
- Land must be adequate size (at least half an acre of open space not currently used for another recreation purpose).
- Location must be appropriate (i.e., ideally not directly adjacent to playgrounds, athletic fields, and other active recreation uses, in which case physical barriers must be built).
- Funding source by which the land was acquired must support off-leash dog park use (i.e. Conservations Futures Tax funding does not).
- As a part of identifying an appropriate location for an off-leash dog park, a community outreach process would occur to give the community an opportunity to provide feedback.

Motor Vehicles, Electric-Assisted Bicycles, and Micromobility Devices on Trails (Section 26). The PO would revise policies related to the use of motor vehicles and micromobility devices on trails.

Existing code (K.C.C. 7.12.260) prohibits the operation of motor vehicles on trails in any park area, unless specifically designated and posted;²⁵ and prohibits the operation of motor vehicles in park areas except on roads, streets, highways, parking lots, parking areas, or where otherwise permitted.

Existing code does not include rules specifically related to e-bikes or other micromobility devices, but motor vehicles include any form of transportation powered by an internal combustion or electric motor.²⁶ [This means e-bikes and e-scooters are not currently allowed on any King County trails.](#)

The PO would revise the definition of "motor vehicles"²⁷ in the chapter's definitions section (K.C.C. 7.01.010) to state that "motor vehicles" does not include a micromobility device:

"Motor vehicle" means any self-propelled device capable of being moved upon a road, and in, upon or by which any persons or property may be transported or drawn, and shall include, but not be limited to, automobiles, trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive vehicles, and all-terrain vehicles or snowmobiles, whether or not they can be legally operated upon the public highways. "Motor vehicle" does not include a micromobility device.

2024 with interested parties to work through feedback. According to Executive staff, Parks is evaluating the Wax Orchard site and also identifying potential alternative locations and options for an off-leash dog park on Vashon Island, and any decisions would be informed by environmental impact, access, parking, size, compatibility, funding, and public input.

²⁵ Currently, there are no trails where motor vehicles have been designated as allowed.

²⁶ K.C.C. 7.12.295.

²⁷ Line 175 of PO 2024-0007.

The PO would add a new definition for "micromobility device"²⁸ in K.C.C.7.01.010:

"Micromobility device" means a personal vehicle meant to carry one or two passengers that has an electric motor and includes electric-assisted bicycles, motorized foot scooters, electric skateboards, and other relatively small and lightweight electric devices that provide mobility.

However, the PO uses a separate definition for "motor vehicles"²⁹ in this proposed new section, used only for the purposes of this section. In this section, "motor vehicle" does include micromobility devices.

For the purposes of this section, "Motor vehicles" means any form of transportation powered by an internal combustion or electric motor, and motor vehicles includes, but is not limited to, automobiles, golf carts, mopeds, motor scooters and motorcycles.

Note: Striking Amendment S1 would remove this separate definition of "motor vehicle" so that the same definition applies throughout the chapter. S1 would also make clarifying changes to the definitions of "motor vehicle" and "micromobility device."

The PO would add a new definition for "electric-assisted bicycle,"³⁰ as proposed in K.C.C. 7.01.010:

"Electric-assisted bicycle" is consistent with RCW 46.37.690 and means a bicycle with two or three wheels, a saddle, fully operative pedals for human propulsion, and an electric motor. An electric-assisted bicycle must have:

- 1. A motor with a power output of no more than seven hundred fifty watts; and*
- 2. A label, displayed in a prominent location, printed in Arial font and at least nine-point type that contains the classification number, top assisted speed, and motor wattage.*

The PO would add definitions for three classes of e-bikes, as proposed in K.C.C. 7.01.010:

- "Class 1 electric-assisted bicycle": an electric-assisted bicycle in which the motor provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches the speed of 20 miles per hour.*
- "Class 2 electric-assisted bicycle": an electric-assisted bicycle in which the motor may be used exclusively to propel the bicycle and is not capable of providing assistance when the bicycle reaches the speed of 20 miles per hour.*
- "Class 3 electric-assisted bicycle": an electric-assisted bicycle in which the motor provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches the speed of 28 miles per hour and is equipped with a speedometer.*

These proposed definitions for e-bikes align with those added to state law in 2018,³¹ when the Legislature adopted a regulatory framework for e-bikes.³² Under state law:

²⁸ Line 171 of PO 2024-0007.

²⁹ Line 603 of PO 2024-0007.

³⁰ Line 145 of PO 2024-0007. See RCW 46.04.169.

- Class 1 and class 2 e-bikes and motorized foot scooters (e-scooters) are allowed on shared use paths or any part of a highway designated for bicycle use, unless restricted or limited by local jurisdictions. The exception is that motorized foot scooters are not allowed on bicycle path, trail, bikeway, equestrian trail, or hiking or recreational trail maintained with federal highway transportation funds.³³
- Local jurisdictions may regulate class 1 and class 2 e-bikes and motorized foot scooters on facilities, properties, and rights-of-way under their jurisdiction and control.
- Class 3 e-bikes are not allowed on shared-use pathways and sidewalks (with an exception for sidewalks when there is no other safe alternative.) E-bikes are not allowed on trails designated as non-motorized and that have a natural surface with no added surfacing materials (unless specifically allowed by a local jurisdiction).

The limitation on e-scooter use on trails comes from federal law, which prohibits motorized scooters from nonmotorized trails and pedestrian walkways that receive federal highway transportation funding.³⁴ Federal law delegates whether to allow electric bicycles to state and local governments.

Currently, two county trails receive federal highway transportation funding: East Lake Sammamish Trail and Lake to Sound Trail Segments A and B. Parks is currently applying for a RAISE grant for Eastrail I-90 trail segment in Bellevue. RAISE is a federal grant program for the USDOT, so the restriction of use of e-scooters would apply to this segment on Eastrail until this law is changed at the federal government level. This trail segment is anticipated to be open in early 2029. If this trail segment receives the federal grant money, e-scooters would not be allowed under federal and state law.

The proposed ordinance would make these policy changes to existing county code:

- Until the director adopts rules,³⁵ a person would not be allowed to use a motor vehicle on trails. This prohibition against motor vehicles on trails does not apply to wheelchairs, scooters, or other mobility devices powered by electric motors for persons with disabilities, and would not apply to authorized maintenance, police, or emergency vehicles. (In other words, power-driven mobility devices for persons with disabilities, and authorized maintenance, police, and emergency vehicles, are allowed on trails.)

A director may adopt rules under K.C.C. 7.12.020 to permit the use of motor vehicles on trails under specified conditions. According to Executive staff, such rules would be determined on a case-by-case basis, for a specific trail, and would consider community input.

³¹ RCW 46.04.169; RCW 46.61.710; SB 6434.

³² SB 6434.

³³ RCW 46.61.710(7), (10), and (2)

³⁴ 23 U.S.C. 217, last revised November 2021.

³⁵ Under K.C.C. 7.12.020, which follows the public rule-making process outlined in K.C.C. chapter 2.98.

Policy issue: Under the proposed code, the director would have authority to adopt rules that could potentially contradict the uses specified in this subsection. A policy consideration for the Council would be whether to allow the director to adopt rules that could potentially supersede county code without Council approval, or to specify in what way the director may adopt rules related to the use of motor vehicles on trails.

- Until the director adopts rules,³⁶ **a person may operate a class 1 or class 2 e-bike only on regional trails and paved pathways within park areas intended for bicycle uses.** Class 3 e-bikes are not allowed in park areas. (This is intended to state that class 3 e-bikes are not allowed on trails and pathways in park areas. The proposed ordinance could be amended to clarify this.) **Other micromobility devices (such as e-scooters or e-skateboards) would not be allowed, except for mobility devices used by people with disabilities.**

As defined in K.C.C. 7.01.010, a regional trail³⁷ is a specific type of trail that is a regionally significant, shared-use path for bicycling, walking, jogging, skating, horseback riding, or other nonmotor use that provides recreational opportunities and enhances regional mobility.

Current county code includes a 15 mile per hour speed limit on trails, unless otherwise posted, except trails in facilities dedicated exclusively as mountain bike areas.³⁸ This speed limit policy would remain. This means that even if the new definitions for e-bikes are adopted, and even if the proposed code is adopted to allow class 1 and 2 e-bikes on regional trails and paved pathways, use of e-bikes would remain restricted to **15 miles per hour** on trails.

A director may adopt rules under K.C.C. 7.12.020 to permit the use of e-bikes and other micromobility devices on trails under specified conditions. According to Executive staff, such rules would be determined on a case-by-case basis, for a specific trail, and would consider community input. This means that:

- **Unless the director adopts rules,** the default policy is that class 1 and class 2 e-bikes would be permitted on regional trails and paved pathways, but not allowed on backcountry trails or other trails that are not regional trails. **Other micromobility devices (such as e-scooters or e-skateboards) would not be allowed.**

³⁶ Under K.C.C. 7.12.020, which follows the public rule-making process outlined in K.C.C. chapter 2.98.

³⁷ "Regional trail" means a regionally-significant, shared-use path for bicycling, walking, jogging, skating, horseback riding, or other nonmotor use that provides recreational opportunities and enhances regional mobility. "Regional trail" includes, but is not limited to, the Burke-Gilman trail, the Cedar River trail, the East Lake Sammamish trail, the Eastrail, the Foothills trail, the Green-to-Cedar Rivers trail, the Issaquah-Preston trail, the Lake-to-Sound trail, the Marymoor Connector trail, the Preston-Snoqualmie trail, the Sammamish River trail, the Snoqualmie Valley trail, and the Soos Creek trail. (K.C.C. 7.01.010.II.)

³⁸ K.C.C. 7.12.295.

- **The director could adopt public rules** to change these policies, for example, to allow the use of e-bikes on a backcountry trail, or to permit the use of e-scooters on a specific trail.

Policy issue: Under the proposed code, the director would have authority to adopt rules that could potentially contradict the uses specified in this subsection. A policy consideration for the Council would be whether to allow the director to adopt rules that could potentially supersede county code without Council approval, or to specify in what way the director may adopt rules to permit the use of e-bikes and other micromobility devices on trails (for example, specifying that that the director may add, but not remove, authorized uses or types of trails.)

- Regional trails, local trails, and paved pathways would be open to nonmotor users unless otherwise designated and posted. (Non-motor users are intended to refer to park users who are not using motor vehicles or micromobility devices.)
- Backcountry trails³⁹ would be open to pedestrians, bicyclists, equestrians, and pack animals⁴⁰ for recreational purposes unless otherwise designated and posted. (Use of the term "bicyclists" is not intended to include e-bike users. The proposed ordinance could be amended to clarify this.) As defined in K.C.C. 7.01.010, backcountry trails are natural surface trails intended exclusively for passive recreation.
- The director would have authority to restrict permitted uses on individual trails and would be required to post restrictions at park entrances, trailheads, or in some cases, on individual trails. According to Executive staff, this would be determined on a case-by-case basis based on specific trails and conditions. This would not require a formal public rule-setting process.

Policy issue: A policy consideration for the Council is whether to allow the director to restrict permitted uses on individual trails without a formal public rule-setting process. The proposed ordinance could be amended to require the director to adopt rules under the proposed authority in K.C.C. 7.12.020B to restrict permitted uses on individual trails.

According to Executive staff, the rationale for these new policies is that the proposed changes would allow Parks to be consistent with state law on regional trails.

Council staff have identified inconsistencies in the language in this section that could be addressed through a striking amendment.

³⁹ "Backcountry trail" means any natural surface trail intended exclusively for passive recreation such as hiking, horseback riding, mountain biking, running, and nature observation. (K.C.C. 7.01.010. E.)

⁴⁰ "Pack animal" means any domesticated herbivorous animal, other than a horse, traditionally used to transport people or cargo, such as an alpaca, burro, llama, mule, ox, or goat. (K.C.C. 7.01.010. EE.)

Rules Governing Use of Facilities – Misdemeanors (K.C.C. Chapter 7.12 Part IV).
 The PO would repeal and replace all existing sections K.C.C. 7.12.490 through 7.12.645 ("Part IV: Rules Governing Use of Facilities – Misdemeanors") with new sections to Part IV of K.C.C. chapter 7.12. Table 2 summarizes proposed changes to these sections.

Table 2. Proposed Changes to K.C.C. Chapter 7.12 Part IV. Misdemeanors

Topic	Existing Code	Proposed Changes	Section of Proposed Ordinance
Loitering	K.C.C. 7.12.490	- <u>Section deleted:</u> Removes policy that specifically prohibits loitering, as defined in K.C.C.12.64, in restrooms and bathhouses in park areas (Prohibitions against loitering in K.C.C. 12.64 would still apply)	n/a
Horseback riding	K.C.C. 7.12.500	- Clarifying and technical changes	Section 29
Mechanical trapping devices	K.C.C. 7.12.510	- Moves definition of "mechanical trapping device" from this section to the definitions section (K.C.C. 7.01.010) - Clarifies that prohibition does not apply to law enforcement officers, state or federal fish or wildlife officers, or county employees or contractors acting in their official capacity	Section 30
Beaches and swimming areas	K.C.C. 7.12.520, 530, 540	- <u>Section deleted:</u> Removes policies prohibiting false alarms of drowning, games on beaches, and moorage in swimming areas (no longer applicable ⁴¹)	n/a
Damage to property or wildlife	K.C.C. 7.12.550, 560	- Clarifying and technical changes	Section 31
Structures	K.C.C. 7.12.360, 645	- Clarifies that prohibition applies to any structure, improvement, landscaping, or obstruction in parks - Removes language related to swimming beaches (no longer applicable ⁴²) - Other clarifying and technical changes	Section 32
Household or commercial waste	K.C.C. 7.12.570-590	- Clarifying and technical changes	Section 33
Aircraft, model aircraft/rockets	K.C.C. 7.12.600	- Adds language that flying kites or displaying decorative balloons in a park area is allowed, unless designated and posted as prohibited - Adds language that drones are not allowed, unless designated and posted as allowed - Hang gliders, paragliders, rockets, drones are added to the definition of "aircraft" in K.C.C. 7.01.010 - Other clarifying and technical changes	Section 34

⁴¹ According to Executive staff, there are no longer any designated swimming beaches, so this section is no longer applicable.

⁴² According to Executive staff, there are no longer any designated swimming beaches, so this section is no longer applicable.

Fireworks	K.C.C. 7.12.620- 630	- Clarifying and technical changes	Section 35
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Penalties and Enforcement (K.C.C. 7.12. Part V and VI) (Section 37-40). In K.C.C. 7.12.670 and K.C.C. 7.12.700, the PO would modify policies related to penalties and enforcement against violations against park rules.

Under current code, violations may be a civil infraction or criminal misdemeanor, with penalties outlined in the code.⁴³ The initial enforcement method is a request for voluntary compliance. Violations may be subject to enforcement by the King County sheriff. Any person failing to comply with the park rules "shall be subject to the loss of park or recreation facility use privileges and ejection from county park areas or associated marine park areas."⁴⁴

Under the proposed code, language that "the initial method of enforcement shall be a request for voluntary compliance" would be removed.⁴⁵ In addition to being subject to enforcement by citation or arrest by the sheriff, violations of park rules and regulations could also be subject to enforcement by administrative sanctions imposed by the sheriff or by the department director in accordance with either K.C.C. 7.12.670⁴⁶ or K.C.C. 23.02.040⁴⁷ or both.

The proposed code would state that violations may be subject to suspension of use in accordance with K.C.C. 7.12.700. Current code does not include an explicit process for suspension of use. Adding a suspension of use procedure, including how notice of suspension is provided, length of suspension, and an appeals process, is a policy change.

Suspension. Under K.C.C. 7.12.700 in the PO, the director would be allowed to suspend a person's privileges to enter park facilities when a person violates provisions of K.C.C. chapter 7.12, any public rule adopted in accordance with K.C.C. chapter 2.98, or any provision in the Revised Code of Washington.

- Notice of suspension shall be in writing, delivered in person or by mailing a copy to the person's last known address, and inform the person suspended of the cause, the period of suspension, and that failure to comply shall be grounds for criminal prosecution.
- Suspension shall take effect immediately upon actual or constructive receipt of the notice by the person suspended.
- A person may not defeat effectiveness of a suspension by refusing to accept a notice.

⁴³ K.C.C. 7.12.650-.670.

⁴⁴ K.C.C. 7.12.700

⁴⁵ Line 814 of PO 2024-0007.

⁴⁶ Administrative sanctions under K.C.C. 7.12.670 provide that violations "may be subject to suspension of use in accordance with K.C.C. 7.12.700."

⁴⁷ Under K.C.C. 23.02.040, the director has authority to issue citations and assess civil penalties in response to civil code violations.

- Receipt of the notice is construed as accomplished if the person knew or reasonably should have known that the person's privileges to enter parks facilities have been suspended.
- Receipt of the notice is construed as accomplished three days after a notice is postmarked by the U.S. Postal Service.
- Failure to immediately comply with a suspension order shall be grounds for prosecution for criminal trespass.

Policy issue: As written in the PO, notice of suspension would be issued in writing after the violation has occurred. If the Council wishes to include a process to immediately issue the suspension of park privileges at the time of the violation, or to immediately eject a person from park areas at the time of violation, the language would need to be amended.

According to Executive staff, the policy intent is that Parks would attempt to gain voluntary compliance if a person is violating a park rule, and the person who is being suspended would receive in-person verbal and a documented written notification, followed by a mailed written notification that their privilege to enter a parks facility has been suspended. The proposed ordinance could be amended to match this intent.

Length of Suspension. The length of suspension would be:

- Up to 30 days if the person has not been subject of a suspension notice within one year before the current violation and the violation is not a felony violation or weapon violation.
- Up to 90 days if person has been subject of one suspension notice, and neither violation was a felony violation or weapon violation.
- Up to one year if the person has been subject of two or more suspension notices within one year, or if the current violation is a felony violation or weapon violation.

Appeals. Before the suspension period expires, the person would be able to initiate an appeal with the Hearing Examiner in accordance with K.C.C. 20.22.080. The filing deadline and filing fee would not apply. A decision of the Hearing Examiner would be final unless the person files an appeal in superior court.

Policy issue: Currently, this chapter (K.C.C. chapter 7.12) is not included in the list of decisions made by the Hearing Examiner in K.C.C. 20.22.040. The PO would need to be amended to add K.C.C. chapter 7.12 to the Hearing Examiner section of county code.

According to Executive staff, these code changes are needed to provide a consistent and transparent method for loss of privileges and due process to the public when park rules are broken. Current code does not have an explicit due process procedures for loss of use privileges and suspension for park rules violations. To determine the new policies, Parks researched best practices from multiple organizations including the City of Seattle Parks Department, Washington State Parks, and King County Metro Transit. The proposed changes are based on existing policies in place by Seattle Parks and King County Metro Transit to provide for consistency and clarity to the public.

Executive staff state that the number of infractions and misdemeanors related to park rules have been minimal over the last several years due to a few key factors. One factor is that prior to taking an enforcement action, Parks Patrol deputies (King County Sheriff's Office deputies) build awareness and educate users on rules as a primary method of compliance. In addition to this, there is a lack of explicit due process procedures in the current code, and this is required when issuing a citation for a parks rule violation.

Community engagement and SEPA. The community engagement process that informed the Title 7 updates began in 2019, when DNRP engaged interested parties through in-person and online surveys to gauge public support of the proposed updates.

In 2019, DNRP conducted focused community outreach through surveys related to operating hours and the use of micromobility devices on the regional trail system.

- The purpose was to gather data regarding the level of support or concerns from trail users if regional trail hours were expanded and if class 1 and class 2 e-bikes were allowed access to regional trails and off-street paths (consistent with state law and subject to parks rules).
- DNRP conducted intercept surveys (in-person at trail sites) at five locations: Burke-Gilman, Sammamish River, Green River, Soos Creek, and Snoqualmie Valley trails. 190 people participated in the intercept survey. Surveys included six questions and were conducted on weekdays and weekends.
- The online survey, created using Public Input, was distributed through online and social media channels, listserv accounts, user groups, partners, and county newsletters. Over 2,200 people participated in the online survey.
- Over 70% of people surveyed in intercept surveys and 62% of respondents of the online survey supported the proposal to allow use of e-bikes on trails. In survey findings, the main reasons for support were accessibility and environmental benefits. The main concerns from respondents were related to the speed of e-bikes and potential conflicts with other users.

SEPA Notice. DNRP issued a State Environmental Protection Act (SEPA) Determination of Non-Significance under Washington Administrative Code 197-11-340 after determining that the proposal does not have a probable significant adverse impact on the environment, and that an Environmental Impact Statement is not required. The SEPA notice is attached to this staff report as Attachment 10.

DNRP issued the SEPA notice for the proposal, which is a non-project action,⁴⁸ from June 28, 2023 to July 18, 2023 through the following channels:

- Distributed through the July 2023 King County Parks Newsletter, which reaches over 17,000 people.
- Posted on the King County Parks Public Notices website.
- Emailed to agencies and organizations, including 88 community, nonprofit, and government entities.
- Published in the Seattle Times on June 28, 2023.

⁴⁸ Non-project actions are governmental actions involving decisions about policies, plans, or programs containing standards for controlling use or modifying the environment, or that will govern a series of connected actions (Washington State Department of Ecology).

Parks received nine letters from individuals or agencies providing feedback or clarifying questions about the proposed ordinance. Parks responded to each letter, and none led to substantive changes to the ordinance.

Alignment with County Policies for Engagement. The Open Space Plan requires equitable engagement through several policies:

PIE-102 King County shall seek and encourage public input, advice and participation in decisionmaking on open space system issues consistent with King County's Strategic Plan, Equity and Social Justice Strategic Plan, community engagement standards, and DNRP's Equity and Social Justice Policy.

PIE-103 King County will provide equitable access for priority populations in public involvement and engagement activities.

PIE-104 King County will facilitate, through translation, trans-creation, and interpretation, understanding and access to information and decision-making processes for persons who are non-English speaking or have limited English proficiency consistent with King County's language access policies.

The Comprehensive Plan requires a public engagement process consistent with ESJ policies.

P-134 King County will invite and involve a wide variety of interests via a diversity of individuals, groups and agencies consistent with the County's equity and social justice policies. King County will intentionally engage communities that are the most affected by proposals and plans.

According to Executive staff, community engagement efforts were consistent with the Open Space Plan policies and Comprehensive Plan policy in the following ways:

- The SEPA process was used for broad outreach county-wide after development of the proposed legislation.
- Parks provided translated materials upon request.
- Parks conducted targeted engagement around key policy issues of e-bikes and regional trail hours with the intent of reaching the community in a variety of geographic locations.
- Other engagement efforts that coincided with development of this legislation were built on seeking input from priority populations and from diverse individuals and groups with extensive interest areas. Feedback received in these processes also informed development of the Title 7 update:
 - The Play Equity Coalition, which was an outcome of the "State of Play: Seattle King County" report, included individuals representing sport, play, and outdoor recreation, including nonprofit and community-based organizations, school districts, neighborhood groups, businesses, government agencies, and professional sports teams, with the goal of increasing access to play and recreation for youth.

- In 2020-2021, Parks conducted the Safety and Belonging Community Needs Assessment, which included focus groups in English and Spanish assessing how safe and welcome county parks, trails, and natural areas are for residents.
- In 2021, Parks conducted the Equitable Access to Parks Community Needs Assessment, which included six community-led roundtables hosted by five local organizations and involving over 60 community members and an online survey.
- In 2023, Parks conducted online and in-person surveys regarding the new Park Ranger program to gather feedback on proposed roles and responsibilities of the park ranger program and to develop a program that is welcoming, anti-racist, and responsive to community needs. Materials were translated into multiple languages.

Fiscal impact. There would be no fiscal impact of the proposed legislation, and it does not require budget action.

Technical updates. Other than substantive changes summarized in this staff report, the proposed ordinance includes many other technical and clarifying changes to update code references, make terms consistent throughout, and remove references to sites, facilities, and uses no longer in the parks system.

Council staff have noted technical and clarifying changes, as well as policy issues, that could be addressed in a striking amendment.

AMENDMENT

Striking Amendment S1. The striking amendment would make technical corrections, clarifying changes, and policy changes. For illustrative purposes and ease of comparison, Attachment 5 includes a track changes version of S1.

- **Technical corrections and clarifying changes.** Make technical corrections and clarifying changes, including making language consistent throughout (such as using the term "persons" rather than "individuals"), modifying use of commas to reflect intent, and correcting an erroneous section reference in section 35, and changing "may not" to "shall not" throughout the ordinance where the intent is to prohibit an action.
- **Definitions (Section 1).** Make clarifying changes to the definitions for "micromobility device" and "motor vehicles." The updated definitions would be:
 - "Micromobility device" means a personal vehicle meant to carry one or two passengers and are propelled by an electric motor, including but not limited to electric-assisted bicycles, motorized foot scooters, electric skateboards, and other relatively small and lightweight electric devices that provide mobility.
 - "Motor vehicle" means any self-propelled device capable of being moved upon a road, and in, upon or by which any persons or property may be transported or drawn, and shall include, but not be limited to, automobiles,

trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive vehicles, and all-terrain vehicles or snowmobiles, whether or not they can be legally operated upon the public highways and whether or not they are powered by fuel or electricity. "Motor vehicle" does not include a micromobility device.

- **Fee Waiver Eligibility (Section 2).** Add language requiring that persons, or persons served by organizations, meet an eligibility threshold of 200% of the federal poverty level to qualify for fee waivers or fee assistance.
 - Note: Current code includes a requirement that individuals meet federally established low-income criteria. The proposed ordinance would have removed this requirement. This proposed criteria of 200% of the federal poverty level matches the criteria used by the Metro ORCA LIFT program.

- **Clarifying Changes – Motor Vehicles, E-bikes, and Micromobility Devices (Section 26).** Make clarifying changes to section describing rules for use of motor vehicles, e-bikes, and micromobility devices on trails for consistency and clarity and to match Executive intent. These clarifying edits would:
 - Use a consistent definition for "motor vehicle" by removing the new definition for "motor vehicles" used exclusively in this section of the proposed ordinance (where micromobility devices are included), so that the definition for "motor vehicles" in K.C.C. 7.01.010 (where micromobility devices are excluded) would apply throughout the chapter.
 - Use the term "persons with disabilities" instead of "the disabled."
 - Clarify that power-driven mobility devices used by persons with disabilities and authorized maintenance, police, and emergency vehicles are allowed on all trails.
 - Remove an inconsistent reference to "bicyclists" that is not intended to include e-bike users.
 - Clarify that class 3 e-bikes are not allowed on any trails and pathways in park areas.
 - Clarify that the director may adopt rules to permit use of motor vehicles and micromobility devices on trails and pathways.
 - Clarify that the director may restrict permitted uses at individuals trails and pathways.

Attachment 6 includes a comparison table of Section 26 of the proposed ordinance and S1.

- **Policy Change – Micromobility Devices on Trails (Section 26).** Make a policy change to allow micromobility devices (including e-scooters) to be used on regional trails and paved pathways, unless prohibited by state or federal law; and to require the director to post where use is not allowed.
 - Note: As written in the PO, class 1 and class 2 e-bikes would be allowed, but other micromobility devices would not be allowed. Currently, federal and state law do not allow e-scooters on trails receiving federal highway transportation funds.

- **Penalties and Enforcement (Sections 37-40).** Make clarifying changes in the penalties and enforcement sections to make processes and procedures clear and to match Executive intent. The edits would:
 - Clarify that infractions are subject to enforcement by issuance of a citation and appeal to the District Court; and misdemeanors are subject to enforcement by either issuance of a citation or arrest or both.
 - Add language to indicate that the department director may designate park employees to issue warnings to persons in violation of park rules and regulations and to request voluntary compliance.
 - Add language to describe a process to immediately issue the suspension of park privileges at the time of the violation or to immediately eject a person from park areas at the time of violation.
 - Add language to indicate that designated park employees may issue a written and immediate enforceable order of suspension to a person who fails to comply with the request of voluntary compliance.
 - Clarify that the order of suspension may be delivered in person at the time of violation or by mail, and that the order of suspension would inform the person suspended of the process for appealing the order.

- **Hearing Examiner:** Add a reference to K.C.C. chapter 7.12 in the list of decisions by the Hearing Examiner in K.C.C. chapter 20.22, to align with the process that suspensions would appeal to the Hearing Examiner.

Title Amendment T1. Title Amendment T1 would make technical corrections and add that the proposed ordinance prescribes penalties.

Title Amendment T2. Title Amendment T2 would conform the title with Striking Amendment S1. If S1 is adopted, then T2 would need to be adopted.

INVITED

- Warren Jimenez, Parks Division Director, Department of Natural Resources and Parks
- Heidi Kandathil, Parks Project Manager, Department of Natural Resources and Parks

ATTACHMENTS

1. Proposed Ordinance 2024-0007
2. Striking Amendment S1
3. Title Amendment T1
4. Title Amendment T2
5. Striking Amendment S1 (Track Changes Version)
6. Section 26 Proposed Ordinance and S1 Comparison Table
7. Transmittal Letter
8. Fiscal Note
9. Current Code and Proposed Ordinance Comparison Table
10. SEPA Determination of Non-Significance



KING COUNTY

Signature Report

Ordinance

Proposed No. 2024-0007.1

Sponsors Dembowski

1 AN ORDINANCE relating to parks and recreation;
 2 amending Ordinance 14509, Section 4, and K.C.C.
 3 7.01.010, Ordinance 14509, Section 7, as amended, and
 4 K.C.C. 7.08.060, Ordinance 14509, Section 9, and K.C.C.
 5 7.08.070, Ordinance 14509, Section 10, and K.C.C.
 6 7.08.080, Ordinance 6798, Section 2, as amended, and
 7 7.12.020, Ordinance 6798, Section 3, and K.C.C. 7.12.030,
 8 Ordinance 14509, Section 14, and K.C.C. 7.12.035,
 9 Ordinance 6798, Section 5, as amended, and K.C.C.
 10 7.12.050, Ordinance 6798, Section 11, as amended, and
 11 K.C.C. 7.12.110, Ordinance 6798, Section 12, and K.C.C.
 12 7.12.140, Ordinance 6798, Section 65, and K.C.C.
 13 7.12.650, Ordinance 6798, Section 66, and K.C.C.
 14 7.12.660, Ordinance 6798, Section 67, and K.C.C.
 15 7.12.670, and Ordinance 6798, Section 70, as amended, and
 16 K.C.C. 7.12.700, adding new sections to K.C.C. chapter
 17 7.12, and repealing Ordinance 6798, Section 16, as
 18 amended, and K.C.C. 7.12.160, Ordinance 6798, Section
 19 17, and K.C.C. 7.12.170, Ordinance 6798, Section 18, and
 20 K.C.C. 7.12.180, Ordinance 6798, Section 19, and K.C.C.

21 7.12.190, Ordinance 6798, Section 20, and K.C.C.
22 7.12.200, Ordinance 6798, Section 21, and K.C.C.
23 7.12.210, Ordinance 6798, Section 22, and K.C.C.
24 7.12.220, Ordinance 6798, Section 23, and K.C.C.
25 7.12.230, Ordinance 6798, Section 24, as amended, and
26 K.C.C. 7.12.240, Ordinance 6798, Section 25, as amended,
27 and K.C.C. 7.12.250, Ordinance 6798, Section 26, as
28 amended, and K.C.C. 7.12.260, Ordinance 6798, Section
29 27, and K.C.C. 7.12.270, Ordinance 6798, Section 28, and
30 K.C.C. 7.12.280, Ordinance 6798, Section 29, and K.C.C.
31 7.12.290, Ordinance 8518, Section 1, as amended, and
32 K.C.C. 7.12.295, Ordinance 6798, Section 30, as amended,
33 and K.C.C. 7.12.300, Ordinance 6798, Section 31, and
34 K.C.C. 7.12.310, Ordinance 6798, Section 32, and K.C.C.
35 7.12.320, Ordinance 6798, Section 33, and K.C.C.
36 7.12.330, Ordinance 6798, Section 34, and K.C.C.
37 7.12.340, Ordinance 6798, Section 35, and K.C.C.
38 7.12.350, Ordinance 6798, Section 36, and K.C.C.
39 7.12.360, Ordinance 6798, Section 37, and K.C.C.
40 7.12.370, Ordinance 6798, Section 38, and K.C.C.
41 7.12.380, Ordinance 6798, Section 39, and K.C.C.
42 7.12.390, Ordinance 6798, Section 40, and K.C.C.
43 7.12.400, Ordinance 6798, Section 41, as amended, and

44 K.C.C. 7.12.410, Ordinance 6798, Section 42, as amended,
45 and K.C.C. 7.12.420, Ordinance 6798, Section 43, as
46 amended, and K.C.C. 7.12.430, Ordinance 17375, Section
47 2, and K.C.C. 7.12.435, Ordinance 6798, Section 44, as
48 amended, and K.C.C. 7.12.440, Ordinance 14509, Section
49 22, and K.C.C. 7.12.445, Ordinance 6798, Section 45, and
50 K.C.C. 7.12.450, Ordinance 6798, Section 46, as amended,
51 and K.C.C. 7.12.460, Ordinance 6798, Section 47, as
52 amended, and K.C.C. 7.12.470, Ordinance 6798, Section
53 48, as amended, and K.C.C. 7.12.480, Ordinance 6798,
54 Section 49, and K.C.C. 7.12.490, Ordinance 6798, Section
55 50, and K.C.C. 7.12.500, Ordinance 6798, Section 51, and
56 K.C.C. 7.12.510, Ordinance 6798, Section 52, and K.C.C.
57 7.12.520, Ordinance 6798, Section 53, as amended, and
58 K.C.C. 7.12.530, Ordinance 6798, Section 54, and K.C.C.
59 7.12.540, Ordinance 6798, Section 55, as amended, and
60 K.C.C. 7.12.550, Ordinance 6798, Section 56, as amended,
61 and K.C.C. 7.12.560, Ordinance 6798, Section 57, and
62 K.C.C. 7.12.570, Ordinance 6798, Section 58, and K.C.C.
63 7.12.580, Ordinance 6798, Section 59, and K.C.C.
64 7.12.590, Ordinance 6798, Section 60, as amended, and
65 K.C.C. 7.12.600, Ordinance 6798, Section 61, as amended,
66 and K.C.C. 7.12.610, Ordinance 6798, Section 62, and

67 K.C.C. 7.12.620, Ordinance 6798, Section 63, as amended,
68 and K.C.C. 7.12.630, Ordinance 6798, Section 64, as
69 amended, and K.C.C. 7.12.640, Ordinance 8538, Section 3,
70 and K.C.C. 7.12.642, and Ordinance 7620, Section 1, and
71 K.C.C. 7.12.645.

72 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

73 SECTION 1. Ordinance 14509, Section 4, as amended, and K.C.C. 7.01.010 are
74 hereby amended to read as follows:

75 The definitions in this section apply throughout this title and K.C.C. chapter 4.57,
76 unless the context clearly requires otherwise.

77 A. "Advertising" means promotional activity for the financial gain of those
78 undertaking the activity or causing the activity to be undertaken, including, but not
79 limited to, placing signs, posters, placards, or any other display device in publicly visible
80 location within a parks and recreation facility. "Advertising" does not include posting of
81 an announcement on a community bulletin board, consistent with any applicable rules for
82 the use of community bulletin boards.

83 B. "Aircraft" means any machine or device designed to travel through the air
84 including, but not limited to, airplanes, helicopters, (~~ultra-light~~) ultralight-type planes,
85 gliders, hang gliders, paragliders, remote-control model planes and gliders, rockets,
86 drones, hot-air balloons, kites, and balloons.

87 C. "Alcoholic beverages" or "liquor" includes the four varieties of liquor defined
88 as alcohol, spirits, wine, and beer, all fermented, spirituous, vinous, or malt liquor, and all
89 other intoxicating beverages, and every liquor, solid, or semisolid, or other substance,

90 patented or not, containing alcohol, spirits, wine, or beer, all drinks or drinkable
91 liquids, and all preparations or mixtures capable of human consumption. Any liquor,
92 semisolid, solid, or other substance that contains more than one percent alcohol by weight
93 shall be conclusively deemed to be intoxicating.

94 D. "Associated marine area" means any water area within one hundred feet of
95 any parks and recreation facility such as a dock, pier, float, buoy, log boom, or other
96 human-made object that is part of a parks and recreation facility, only if the area does not
97 include private property.

98 E. "Backcountry trail" means any natural surface trail intended exclusively for
99 passive recreation such as hiking, horseback riding, mountain biking, running, and nature
100 observation.

101 F. "Boat" means any contrivance up to sixty-five feet in length overall, used or
102 capable of being used as a means of transportation on water.

103 ~~((F.))~~ G. "Camper" means a motorized vehicle containing either sleeping or
104 housekeeping accommodations, or both, and shall include a pickup truck with camper, a
105 van or van-type ~~((body))~~ vehicle, a bus, or any similar type vehicle.

106 ~~((G.))~~ H. "Campfire" means any open flame from a wood source.

107 I. "Camping" means erecting a tent or shelter or arranging bedding or both for the
108 purpose of, or in such a way as will permit, remaining overnight, or parking a trailer,
109 camper, or other vehicle for the purpose of remaining overnight.

110 ~~((H.))~~ J. "Campsite" means camping sites designated by the director.

111 ~~((I.))~~ K. "Change" a fee means to alter the amount of a fee.

112 ~~((J.))~~ L. "Class 1 electric-assisted bicycle" means an electric-assisted bicycle in
113 which the motor provides assistance only when the rider is pedaling and ceases to provide
114 assistance when the bicycle reaches the speed of twenty miles per hour.

115 M. "Class 2 electric-assisted bicycle" means an electric-assisted bicycle in which
116 the motor may be used exclusively to propel the bicycle and is not capable of providing
117 assistance when the bicycle reaches the speed of twenty miles per hour.

118 N. "Class 3 electric-assisted bicycle" means an electric-assisted bicycle in which
119 the motor provides assistance only when the rider is pedaling and ceases to provide
120 assistance when the bicycle reaches the speed of twenty-eight miles per hour and is
121 equipped with a speedometer.

122 O. "Commercial watercraft" means any watercraft used for any commercial
123 purpose, but does not include a commercial watercraft operated in a marine area or
124 marine facility under a concession agreement, lease, or other permit or contract with the
125 division.

126 P. "Concession" means the privilege or authority to sell goods or services within
127 parks and recreation facilities or to operate parks and recreation facilities or a portion
128 thereof.

129 ~~((K.))~~ Q. "Concession contract" or "concession agreement" means the agreement
130 granting a person a concession with respect to a parks and recreation facility.

131 ~~((L.))~~ R. "Department" means the department of natural resources and parks.

132 ~~((M.))~~ S. "Director" means the director of the department of natural resources and
133 parks or the director's designee.

134 ~~((N-))~~ T. "Discrimination" means any action or failure to act, whether by single
135 act or part of a practice, the effect of which is to adversely affect or differentiate between
136 or among individuals or groups of individuals, because of race, color, religion, national
137 origin, age, sex, marital status, parental status, sexual orientation, gender identity or
138 expression, the presence of any sensory, mental₁ or physical handicap₂ or the use of a
139 service or assistive animal. For the purposes of this subsection, "service or assistive
140 animal" means any dog guide, signal or hearing dog, seizure response dog, therapeutic
141 companion animal₂ or other animal that does work, performs tasks₂ or provides medically
142 necessary support for the benefit of an individual with a disability.

143 ~~((O-))~~ U. "Division" means the parks and recreation division of the department of
144 natural resources and parks.

145 ~~((P-))~~ V. "Electric-assisted bicycle" is consistent with RCW 46.37.690 and means
146 a bicycle with two or three wheels, a saddle, fully operative pedals for human propulsion,
147 and an electric motor. An electric-assisted bicycle must have:

- 148 1. A motor with a power output of no more than seven hundred fifty watts; and
149 2. A label, displayed in a prominent location, printed in Arial font and at least
150 nine-point type that contains the classification number, top assisted speed, and motor
151 wattage.

152 W. "Eliminate" a fee means to remove a fee.

153 ~~((Q-))~~ X. "Establish" a fee means to impose a fee for an activity for which a fee
154 was not being charged.

155 ~~((R-))~~ Y. "Facility," "facilities," "parks and recreation facility," "parks and
156 recreation facilities" or "park area" means any building~~((S-))~~ or portion thereof or other

157 structure, park, open space, natural area, resource or ecological land, trail, or other
158 property owned or otherwise under the jurisdiction of the parks and recreation division of
159 the department of natural resources and parks.

160 ~~((S.))~~ Z. "Facility manager" means the person designated to manage a specific
161 parks and recreation facility.

162 ~~((T. "High-use areas" means areas of parks and recreation facilities where people
163 congregate. "High-use areas" include athletic fields, off-leash dog parks, parking lots,
164 picnic shelters, playgrounds, sports courts, trailheads, and any other areas designated as
165 high-use areas by the director.~~

166 ~~U. "Manager" means the manager of the parks and recreation division of the
167 department of natural resources and parks.~~

168 ~~V.))~~ AA. "Mechanical trapping device" means any device, including, but not
169 limited to, a snare or machine, that shuts suddenly upon contact by an animal, and any
170 device that kills or inflicts physical pain and injury upon a captured animal.

171 BB. "Micromobility device" means a personal vehicle meant to carry one or two
172 passengers that has an electric motor and includes electric-assisted bicycles, motorized
173 foot scooters, electric skateboards, and other relatively small and lightweight electric
174 devices that provide mobility.

175 CC. "Motor vehicle" means any self-propelled device capable of being moved
176 upon a road, and in, upon or by which any persons or property may be transported or
177 drawn, and shall include, but not be limited to, automobiles, trucks, motorcycles, motor
178 scooters, jeeps or similar type four-wheel drive vehicles, and all-terrain vehicles or

179 snowmobiles, whether or not they can be legally operated upon the public highways.

180 "Motor vehicle" does not include a micromobility device.

181 ~~((W-))~~ DD. "Naming rights" means rights to name a facility, except parks, after a
182 person for a term of years in exchange for consideration.

183 ~~((X-))~~ EE. "Pack animal" means any domesticated herbivorous animal, other than
184 a horse, traditionally used to transport people or cargo, such as an alpaca, burro, llama,
185 mule, ox, or goat.

186 FF. "Parks and recreation purposes" means any lawful purpose of the division.

187 ~~((Y-))~~ GG. "Person" means all natural persons, groups, entities, firms,
188 partnerships, corporations, governmental and quasi-governmental entities, clubs, and all
189 associations or combination of persons whether acting for themselves or as an agent,
190 servant, or employee.

191 ~~((Z-))~~ HH. "Permit" means an authorization for the use of parks and recreation
192 facilities that imposes conditions on the permittee in addition to those conditions imposed
193 on the general public.

194 ~~((AA-))~~ II. "Regional trail" means a regionally-significant, shared-use path for
195 bicycling, walking, jogging, skating, horseback riding, or other nonmotor use that
196 provides recreational opportunities and enhances regional mobility. "Regional trail"
197 includes, but is not limited to, the Burke-Gilman trail, the Cedar River trail, the East Lake
198 Sammamish trail, the Eastrail, the Foothills trail, the Green-to-Cedar Rivers trail, the
199 Issaquah-Preston trail, the Lake-to-Sound trail, the Marymoor Connector trail, the
200 Preston-Snoqualmie trail, the Sammamish River trail, the Snoqualmie Valley trail, and
201 the Soos Creek trail.

202 JJ. "Rocket" means any device containing a combustible substance that when
203 ignited, propels the device forward.

204 ~~((BB-))~~ KK. "Set" a fee means to change or eliminate a fee, including
205 determining, changing, or eliminating a range for a fee. "Set" does not include selecting
206 a fee in a previously set range for a fee.

207 ~~((CC-))~~ LL. "Spirits" means any beverage that contains alcohol obtained by
208 distillation, including wines exceeding twenty-four percent of alcohol by volume.

209 ~~((DD-))~~ MM. "Sponsorship" means providing consideration to support specific
210 parks and recreation facilities or activities, generally in exchange for advertising on
211 county property, through county media, or otherwise, or other promotional consideration.

212 ~~((EE-))~~ NN. "Tobacco product" means cigarettes, cigars, vapor products, pipe
213 tobacco, and chewing tobacco.

214 ~~((FF-))~~ OO. "Trail" means any path, track, or ~~((right-of-way))~~ right of way
215 designed for use by pedestrians, bicycles, equestrians, or other nonmotorized modes of
216 transportation, including, but not limited to, a backcountry trail and a regional trail.

217 ~~((GG-))~~ PP. "Trailer" means a towed vehicle that contains sleeping or
218 housekeeping accommodations.

219 ~~((HH-))~~ QQ. "Trailer site" means a designated camping site that has either water
220 or electrical facilities, or both, available for hookup.

221 ~~((H-))~~ RR. "User fee" means a fee charged for the use of parks and recreation
222 facilities, activities and programs, including, but not limited to, general facilities
223 admission, classes and workshops, sponsored leagues and tournaments, gymnasium and
224 field usage for games and practice, field lights and other equipment, concessions,

225 parking, camping, special event admission, rooms for meetings, conference banquets and
226 other indoor activities, kitchen, and equipment. "User fee" does not include the cost of
227 purchasing tangible personal property sold by the division. "User fee" also does not
228 include charges made under:

- 229 1. An advertising, sponsorship, or naming rights agreement in accordance with
230 K.C.C. 7.08.080;
- 231 2. A concession contract in accordance with K.C.C. chapter 4.57;
- 232 3. A lease, rental, or use agreement in accordance with K.C.C. 4.56.150; or
- 233 4. A special use permit in accordance with K.C.C. 7.12.050.

234 ~~((H))~~ SS. "Vessel" means any contrivance more than sixty-five feet in length
235 overall, used or capable of being used as a means of transportation on water.

236 SECTION 2. Ordinance 14509, Section 7, as amended, and K.C.C. 7.08.060 are
237 hereby amended to read as follows:

- 238 A. The director shall set user fees in accordance with this section.
- 239 B. The director shall set user fees for all parks and recreation facilities and
240 programs for which specific users can be readily identified and charged, unless the
241 director determines that the administrative costs to collect the fees are likely to exceed
242 revenues.
- 243 C. In setting user fees, the director shall consider the following, among other
244 factors:
 - 245 1. The cost of providing services and the demand for services;
 - 246 2. The administrative costs of collecting the fees;
 - 247 3. The user's ability to pay;

- 248 4. Maximizing nontax revenue for the support of parks and recreation facilities;
- 249 5. ~~((The target revenue rate from user fees, which are:~~
- 250 a. ~~for swimming pools, at least fifty percent of operation and maintenance~~
- 251 ~~costs, including overhead;~~
- 252 b. ~~for the Weyerhaeuser King County Aquatic Center, at least fifty percent of~~
- 253 ~~the operation and maintenance costs, including overhead;~~
- 254 c. ~~for the King County fairgrounds, at least one hundred percent of operation~~
- 255 ~~and maintenance costs, including overhead;~~
- 256 d. ~~for ballfields, at least thirty percent of operation and maintenance costs,~~
- 257 ~~including overhead; and~~
- 258 e. ~~for all other activities, at least thirty percent of operation and maintenance~~
- 259 ~~costs, including overhead)) Access to parks and natural resources as a determinant of~~
- 260 equity as defined in K.C.C. 2.10.210.B.; and
- 261 6. Comparable fees in other area jurisdictions.
- 262 D. User fees for youth shall generally be set lower than comparable fees for
- 263 adults.
- 264 E. Consistent with applicable law, the director may waive, in whole or in part,
- 265 user fees or provide or facilitate scholarships for individuals ~~((meeting federally~~
- 266 ~~established low income criteria,)) or organizations to help ensure that no one is denied~~
- 267 access to parks and recreation facilities or activities based solely on an inability to pay.
- 268 The director shall adopt rules in accordance with K.C.C. chapter 2.98 that establish the
- 269 circumstances for which these waivers or scholarships are available and the process for
- 270 granting the waivers or scholarships. In addition, the director may waive user fees as part

271 of a concession, advertising, or sponsorship agreement under which the county receives
272 consideration equal to or greater than the total amount of the fees to be waived. The
273 director shall document all waivers of user fees.

274 F. The director shall set user fees in a way that clearly and simply states the
275 amounts and the facilities or programs to which the fees apply. The director may set
276 ranges for particular user fees and select fees within those ranges.

277 G. The director shall make available to the public a description of the
278 department's procedures for setting user fees. The description shall include information
279 on how to inquire about the department's proposed and adopted user fees and public
280 comment opportunities.

281 H.1. The director shall give at least twenty days' notice of its intention to set user
282 fees by providing notice:

283 a. in writing or by electronic format, to:

284 (1) the clerk of the council;

285 (2) all council members; and

286 (3) all persons who have made a timely request for advance notice of fee
287 setting;

288 b. by posting notice at affected facilities; ~~((and))~~

289 c. by ~~((publishing in the official county newspaper a summary of the notice of
290 the proposed action, including the information in subsection H.2.a. through e. of this
291 section))~~ posting a notice on the parks and recreation division's web page; and

292 d. through the parks and recreation division's list-serve and social media
293 channels.

- 294 2. The notice made (~~(in)~~) under subsection H.1. of this section shall:
- 295 a. include a reference to this section;
- 296 b. include a reference to the facility or program to which the fee will be
- 297 applied;
- 298 c. include a date and place by which comments must be submitted;
- 299 d. specify whether the proposal is the determination, change or elimination of a
- 300 fee;
- 301 e. if the proposal is to change a fee, indicate both the amount of the existing
- 302 fee and the proposed fee; and
- 303 f. state the reason for and methodology used to determine the proposed new
- 304 fee.
- 305 3. Selecting a different user fee within a set range does not require notice.
- 306 4. The director shall consider all comments received by the prescribed date for
- 307 comment before the user fee is set.
- 308 I. A user fee is set when signed by the director. A user fee takes effect ten days
- 309 after it is set.
- 310 J. Once a user fee is set, the division shall post the amount of the fee in both
- 311 written and electronic form for inspection, review and copying by the public, including
- 312 providing a copy, in writing or by electronic format, of the fee to the clerk of the county
- 313 council and each member of the county council and posting the fee on the website.
- 314 K. The director may not increase a fee, or the upper end of the range of a fee,
- 315 more than fifty percent of that which is in place for the fee or range, unless the authority
- 316 to set the fee is granted by the council by ordinance. However, for the convenience of

317 parks users and to reduce administrative expenses, an increase in the daily parking fee of
318 no more than fifty percent may be rounded up one time only to the next highest dollar.

319 L. The director may not increase a fee or the upper end of the range of a fee,
320 within one hundred twenty days of a previous increase to the fee or range, unless the
321 authority for the increase is granted by the council by ordinance.

322 M. A fee may not be established unless the fee is approved by the council by
323 ordinance.

324 N. All persons using King County parks and recreation facilities shall pay any
325 applicable user fees, except as provided in subsection E₂ of this section.

326 O. User fees generated under this chapter shall be applied solely to parks and
327 recreation purposes.

328 SECTION 3. Ordinance 14509, Section 9, and K.C.C. 7.08.070 are hereby
329 amended to read as follows:

330 A. Consistent with K.C.C. chapter 3.04, the director may solicit and accept from
331 the general and business communities and all other persons, gifts, bequests and donations
332 to the county of or in support of parks and recreation facilities and programs.

333 B. All gifts, bequests and donations of money to the county for parks and
334 recreation purposes shall be deposited and credited to the parks trust and contribution
335 fund created under K.C.C. (~~(4.08.095)~~) 4A.200.510.

336 C. The director shall assure that expenditures from the gift, bequest or donation
337 are consistent with the terms, if any, requested by the grantor.

338 SECTION 4. Ordinance 14509, Section 10, and K.C.C. 7.08.080 are hereby
339 amended to read as follows:

340 A. The director may negotiate and enter into advertising, sponsorship and naming
341 rights agreements for the purpose of providing financial support for parks and recreation
342 facilities and programs.

343 B.1. Advertising is prohibited at parks and recreation facilities unless the
344 advertising is under an agreement or permit identified in K.C.C. 7.08.100. Advertising
345 shall be restricted to commercial speech.

346 2. Agreements authorizing advertising at parks and recreation facilities shall
347 contain provisions to ensure that advertising is consistent with the existing aesthetics of
348 the particular facility. To the extent feasible, agreements shall specify that advertising
349 signs have a consistent look throughout a particular facility, such as similar sizes and
350 background colors, and that the signs are affixed in a way that minimizes wear and tear
351 on parks and recreation facilities. Except for signs associated with lighted scoreboards,
352 the director (~~shall~~) may not enter into agreements authorizing neon signs and light
353 boards for outdoor areas at parks and recreation facilities. Unless authorized by
354 ordinance, advertising in (~~regional~~) any open space land, resource and ecological
355 land(~~s shall~~) may not be larger than two feet in either height or width. All sign
356 agreements shall require that the signs be removed at the end of the agreement term.

357 C. Advertisers and sponsors shall agree not to engage in
358 discrimination.~~((Furthermore, an advertising, sponsorship or naming rights agreement
359 may not result in the advertisement of spirits or tobacco products in violation of K.C.C.
360 chapter 12.51.))~~

361 D. An advertising, sponsorship or naming rights agreement may not result in the
362 advertisement of spirits, or of tobacco products in violation of K.C.C. chapter 12.51. The

363 director may impose additional subject-matter restrictions on advertising, sponsorship
364 and naming rights agreements consistent with applicable law and the use of parks and
365 recreation facilities by citizens of all ages, in particular young children and families.

366 E. Revenue generated from advertising, sponsorship, and naming rights
367 agreements entered into under this section shall be applied solely to parks and recreation
368 purposes.

369 SECTION 5. Ordinance 6798, Section 2, as amended, and K.C.C. 7.12.020 are
370 hereby amended to read as follows:

371 A. The playgrounds, activity centers, pools and other facilities of the division are
372 established by law for public recreation purposes, including, but not limited to, the
373 provision of community services by third parties.

374 B. The director is authorized to adopt rules under the procedures specified in
375 K.C.C. chapter 2.98 not inconsistent with this chapter or other King County ordinances
376 for the management, control, and use of facilities.

377 SECTION 6. Ordinance 6798, Section 3, and K.C.C. 7.12.030 are hereby
378 amended to read as follows:

379 ~~((The manager shall promulgate rules setting forth the times and conditions upon
380 which the county parks and recreation facilities will be open, closed, or used by the
381 public. Such rules shall be promulgated in accordance with the procedures established in
382 K.C.C. 2.98.))~~ A. Except as provided in a lease, use agreement, or concession
383 agreement, the operating hours for all county parks and recreation facilities, other than
384 regional trails, are from thirty minutes before sunrise to thirty minutes after sunset.

385 B. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to
386 establish the operating hours for regional trails. Until the director adopts rules, this
387 subsection applies. Regional trails are open to public use daily from thirty minutes
388 before sunrise to thirty minutes after sunset unless the director temporarily closes a
389 regional trail or modifies hours of operation if necessary to protect the public health,
390 safety, or welfare or to protect the environment or public assets.

391 SECTION 7. Ordinance 14509, Section 14, and K.C.C. 7.12.035 are hereby
392 amended to read as follows:

393 A. The ((manager)) director may designate portions of parks and recreation
394 facilities that are permanently or indefinitely off limits to the general public for the
395 purpose of protecting park resources or the environment, or for the purpose of protecting
396 the public from conditions that constitute a potential safety hazard. Any portion of a
397 facility that is designated as permanently or indefinitely off limits under this section must
398 have posted notice of the designation. ~~((The manager may delegate the authority granted~~
399 ~~under this section to division employees with appropriate restrictions.))~~

400 B. This section does not affect the director's authority to temporarily close part or
401 all of any parks and recreation facility to the public for purposes of maintenance or
402 construction, including site restoration, or to protect the public from conditions that
403 constitute a potential safety hazard.

404 SECTION 8. Ordinance 6798, Section 5, as amended, and K.C.C. 7.12.050 are
405 hereby amended to read as follows:

406 A. Uses not meeting all of the requirements in K.C.C. 7.12.040, and any other
407 private uses of parks and recreation facilities of less than ~~((thirty))~~ one hundred twenty

408 days in a twelve-month period not governed by another code provision, may be
409 authorized by special use permits granted by the director. A fee shall be charged for
410 those uses. The director shall determine the amount of the fee. As appropriate, the
411 director shall specify special conditions of use and note the conditions on the special use
412 permit. Special use permits may have a term of up to five years without requiring council
413 approval.

414 B. Those applying for special use permits for activities at which the consumption
415 of alcoholic beverages is intended must meet the requirements of state law with respect to
416 liquor permits and this chapter. During the course of the activity, the state liquor permit
417 must be displayed within the area.

418 SECTION 9. Ordinance 6798, Section 11, as amended, and K.C.C. 7.12.110 are
419 hereby amended to read as follows:

420 During all periods of use, persons using facilities by permit shall, except when a
421 waiver is obtained from the department, obtain and maintain public liability insurance
422 acceptable to the county and/or other insurance necessary to protect the public and the
423 county on premises to be used, with limits of liability not less than: ~~(((\$500,000))~~ one
424 million dollars per each person personal injury; ~~(((\$500,000))~~ one million dollars per each
425 occurrence personal injury; ~~(((\$250,000))~~ one million dollars per each occurrence property
426 damage; or a combined single-limit personal injury ~~((and/))~~ or property damage, or both,
427 liability of ~~(((\$1,000,000))~~ two million dollars per occurrence. Persons shall provide a
428 certificate of insurance, or, upon written request of the county, a duplicate of the policy,
429 as evidence of the insurance protection provided. ~~((This))~~ The insurance ~~((shall))~~ may

430 not be cancelled or reduced without prior written notice to the county at least thirty days
431 in advance of the cancellation.

432 SECTION 10. Ordinance 6798, Section 14, and K.C.C. 7.12.140 are hereby
433 amended to read as follows:

434 ~~((The m))~~ Misuse of a park facility or ~~((the))~~ failure to conform with these
435 regulations, the instructions of division employees, or the conditions of a permit, ~~((will~~
436 ~~be))~~ is a sufficient reason for ((denying)) the division to deny a person's subsequent
437 application for any future permit((s)).

438 NEW SECTION. SECTION 11. There is hereby added to K.C.C. chapter 7.12,
439 Part III, a new section to read as follows:

440 A person may camp in any park area only where designated and posted as a
441 campsite or trailer site and shall meet the following conditions:

442 A. Occupancy of a campsite or trailer site is limited to seven consecutive days
443 within a thirty-day period. The director may designate and post a shorter limit for any
444 site;

445 B. The number of vehicles occupying a campsite or trailer site is limited to one
446 car or camper, or one vehicle with trailer. The director may designate and post a higher
447 limit on the number of vehicles or a limit on the permitted length of a camper or trailer
448 for any site; and

449 C. Fees for the use of campsites or trailer sites are due and payable daily. The
450 daily fee covers use of the site until the vacating time on the following day. If the site is
451 not vacated by the vacating time and all personal property is not removed, an additional
452 use fee may be charged.

453 NEW SECTION. SECTION 12. There is hereby added to K.C.C. chapter 7.12,
454 Part III, a new section to read as follows:

455 A person may ignite or maintain a campfire in any park area only where such use
456 is designated and posted; and the park area is equipped with a containment device such as
457 a stove or fire ring; or a person brings such a device capable of containing a campfire.

458 Also, campfires may not be ignited or maintained in the following circumstances:

459 A. During an air quality burn ban issued by the Puget Sound Air Pollution
460 Control Agency;

461 B. During a fire-safety burn ban issued by the fire marshal; or

462 C. Between 11:00 p.m. and 6:00 a.m.

463 NEW SECTION. SECTION 13. There is hereby added to K.C.C. chapter 7.12,
464 Part III, a new section to read as follows:

465 A. A person may operate a motor vehicle in a park area while the vehicle is being
466 used for a noncommercial purpose related to use of the park area for recreation or another
467 authorized purpose. Through traffic is not permitted within the boundaries of any park
468 area. This subsection does not apply to emergency vehicles or maintenance vehicles,
469 commercial vehicles, or construction vehicles, authorized by the department;

470 B. A person may operate a motor vehicle in a park area while the vehicle is being
471 used for commercial purposes only in the service of the division at the request of an
472 employee of the division, by express permission of the director for a special activity
473 consistent with King County park use or on county roads or state highways; and

474 C. A person driving a motor vehicle in a park area may not exceed a speed of
475 twenty-five miles per hour or as otherwise posted, having due regard for traffic on, and

476 the surface and width of, the road. In no event shall a person drive at a speed that
477 endangers the safety of persons, property, or wildlife. However, in a campsite, a picnic,
478 utility, or headquarters area or in an area of general public assemblage, a person shall not
479 exceed a speed of fifteen miles per hour.

480 NEW SECTION. SECTION 14. There is hereby added to K.C.C. chapter 7.12,
481 Part III, a new section to read as follows:

482 A person may park a motor vehicle in any park area only when the person is using
483 the area for the designated recreational purpose and the vehicle is parked either in the
484 designated parking area, or in another area with the permission of a facility manager. A
485 person shall not conduct business from a parked vehicle without a permit. A vehicle shall
486 not be parked, left standing, or abandoned in any park area after closing time except by
487 persons who have paid the applicable use fees to camp in campsites or trailer sites or to
488 moor boats overnight at designated sites, or persons using a park area as part of an event
489 authorized by the division. A vehicle found parked in violation of this section may be
490 impounded at the owner's expense.

491 NEW SECTION. SECTION 15. There is hereby added to K.C.C. chapter 7.12,
492 Part III, a new section to read as follows:

493 A person may occupy an associated marine area unless otherwise posted and shall
494 meet the following conditions:

495 A. Occupancy of any portion of a marine facility is limited to three consecutive
496 days in a seven-day period. The director may designate and post a shorter or longer
497 occupancy period for a facility. A boat or vessel found to be in violation of this chapter
498 may be impounded at the owner's expense;

499 B. Use of commercial watercraft is permitted in an associated marine area only
500 when authorized by the director or facility manager;

501 C. Mooring, anchoring, docking, or berthing a boat or other object overnight in a
502 park area or associated marine area is permitted only where designated and posted;

503 D. Tandem moorage of up to three boats or other objects tied or rafted together
504 when moored, docked, or berthed adjacent to a dock, pier or float is permitted in a park
505 area;

506 E. Boat launching is permitted only in designated and posted areas, except in an
507 emergency situation. Swimming and sunbathing are not permitted in any designated boat
508 launching areas; and

509 F. Use or flushing of any marine head which when flushed emits its contents
510 directly into the waters of a lake, river, Puget Sound, or any other water area is not
511 permitted. Dumping of any human or animal waste while moored, anchored, docked or
512 berthed in a park area or associated marine area or when entering or leaving the area is
513 not permitted.

514 NEW SECTION. SECTION 16. There is hereby added to K.C.C. chapter 7.12,
515 Part III, a new section to read as follows:

516 A person may fish or take shellfish and shall meet the following conditions:

517 A. Fishing is permitted in a park area unless the area is designated and posted
518 with a sign prohibiting fishing. All state and federal laws, rules, and regulations relating
519 to season, limits, and methods of fishing apply to fishing in a park area; and

520 B. All state and federal laws, rules, and regulations, treaty obligations, leases, and
521 health advisories relating to season, limits, and methods of taking apply to the taking of
522 shellfish in or accessed through a park area.

523 NEW SECTION. SECTION 17. There is hereby added to K.C.C. chapter 7.12,
524 Part III, a new section to read as follows:

525 A. Domestic pet animals are permitted in all park areas except play areas and
526 athletic fields or where otherwise prohibited by posting. Any such a posting will not
527 apply to service animals or activities authorized by a permit issued under K.C.C.
528 7.12.050.

529 B. Except in a designated off-leash area for dogs, pet animals must be kept on a
530 leash no greater than eight feet long and under control at all times. A pet animal required
531 to be on a leash shall not be allowed to remain unattended or insecurely tied. The
532 director may designate and post off-leash areas for dogs. Dogs in designated off-leash
533 areas must be accompanied by the dog's owner or other caretaker, be under vocal control,
534 and not cause a nuisance or safety hazard.

535 C. Any person with a pet animal shall be responsible for the conduct of the
536 animal and for removing from the park area feces deposited by the animal.

537 D. Pet animals must not be allowed to bite or in any way molest or annoy park
538 visitors or bark continuously.

539 E. Horses and pack animals are permitted in all park areas except: buildings;
540 designated swimming areas; play areas, including athletic fields; areas where persons are
541 picnicking; or areas designated and posted as closed to horses or pack animals unless
542 permitted by director. A horse or pack animal shall not be allowed to stand unattended or

543 insecurely tied. Any person with a horse or pack animal shall be responsible for the
544 conduct of the animal and for removing from the park area feces deposited by the animal.

545 NEW SECTION. SECTION 18. There is hereby added to K.C.C. chapter 7.12,
546 Part III, a new section to read as follows:

547 A person may not clean fish or other food or wash clothing or other articles for
548 personal or household use, a pet animal, or any vehicle except at park areas designated
549 and posted for such a use.

550 NEW SECTION. SECTION 19. There is hereby added to K.C.C. chapter 7.12,
551 Part III, a new section to read as follows:

552 A. A person may not enter the following park areas:

553 1. Areas designated and posted as off-limits or temporarily closed by the
554 director; and

555 2. Areas covered with ice unless specifically designated and posted as
556 permitting travel on ice.

557 B. This section does not apply to law enforcement officers, firefighters,
558 paramedics, or authorized county employees or contractors.

559 NEW SECTION. SECTION 20. There is hereby added to K.C.C. chapter 7.12,
560 Part III, a new section to read as follows:

561 A person may not enter or remain in a park area outside regular park hours except
562 persons who have paid the applicable use fees to camp in campsites or trailer sites or
563 moor boats overnight at designated sites and persons using a park area as part of an event
564 authorized by the director. If a person is using a regional trail that passes through another
565 park area, the hours applicable to the regional trail apply.

566 NEW SECTION. SECTION 21. There is hereby added to K.C.C. chapter 7.12,
567 Part III, a new section to read as follows:

568 A person may not litter in any park area. Bottles, broken glass, ashes, food,
569 wastepaper, cans, or other rubbish or waste must be deposited in a garbage can or other
570 waste, or recycling receptacle designated for those purposes.

571 NEW SECTION. SECTION 22. There is hereby added to K.C.C. chapter 7.12,
572 Part III, a new section to read as follows:

573 A person may not, in any park area, except by lease under K.C.C. chapter 4.56,
574 concession contract under K.C.C. chapter 4.57, advertising, sponsorship, or naming rights
575 agreement under K.C.C. 7.08.080 or permits under K.C.C. 7.12.040 or 7.12.050:

- 576 A. Solicit, sell, or peddle or give away any goods, services, wares, merchandise,
577 liquids, or edibles;
- 578 B. Post or distribute any circulars or signs;
- 579 C. Use any loudspeakers or other amplifying devices; or
- 580 D. Operate any business or conduct any for-profit activity.

581 NEW SECTION. SECTION 23. There is hereby added to K.C.C. chapter 7.12,
582 Part III, a new section to read as follows:

583 A. A person may not sell, open, or possess alcoholic beverages in an open
584 container or consume any alcoholic beverage in a park area or associated marine area
585 except in areas designated and posted by the director. Alcohol sales, possession, and
586 consumption shall comply with Washington state laws and regulations.

587 B. Entering or remaining in a park area or associated marine area while in a state
588 of intoxication is prohibited.

589 NEW SECTION. SECTION 24. There is hereby added to K.C.C. chapter 7.12,
590 Part III, a new section to read as follows:

591 A person may not open a package containing marijuana, useable marijuana,
592 marijuana-infused products, or marijuana concentrates, or consume marijuana, useable
593 marijuana, marijuana-infused products, or marijuana concentrates in a park area.

594 NEW SECTION. SECTION 25. There is hereby added to K.C.C. chapter 7.12,
595 Part III, a new section to read as follows:

596 A person may not use tobacco products in park areas except where designated and
597 posted.

598 NEW SECTION. SECTION 26. There is hereby added to K.C.C. chapter 7.12,
599 Part III, a new section to read as follows:

600 A. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit
601 the use of motor vehicles on trails under specified conditions. Until the director adopts
602 rules, this subsection applies. A person may not use a motor vehicle on King County
603 trails. For the purposes of this section, "motor vehicles" means any form of
604 transportation powered by an internal combustion or electric motor, and "motor vehicles"
605 includes, but is not limited to, automobiles, golf carts, mopeds, motor scooters, and
606 motorcycles. This section does not apply to wheelchairs, scooters, or other power-driven
607 mobility devices for the disabled powered by electric motors, or to authorized
608 maintenance, police, or emergency vehicles.

609 B. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit
610 the use of electric-assisted bicycles and other micromobility devices on trails under
611 specified conditions. Until the director adopts rules, this subsection applies. A person

612 may operate a Class 1 or Class 2 electric-assisted bicycle only on regional trails and
613 paved pathways within park areas intended for bicycle use. A person may not operate a
614 Class 3 electric-assisted bicycle anywhere in park areas.

615 C. Regional trails, local trails, and paved pathways are open to non-motor users
616 unless otherwise designated and posted. Backcountry trails may be used by pedestrians,
617 bicyclists, equestrians, and pack animals for recreational purposes unless otherwise
618 designated and posted. The director may further restrict permitted uses on individual
619 trails and shall post such additional restrictions at park entrances or trailheads or, in some
620 cases, on individual trails.

621 D. A person who uses or travels in any manner on a trail, shall follow the
622 following trail user code of conduct, which is:

623 1. Travel at a speed of fifteen miles per hour or less on regional and
624 backcountry trails unless otherwise posted, except trails in facilities dedicated exclusively
625 as mountain bike areas. However, a person may not travel at a speed greater than is
626 reasonable and prudent under the conditions with regard to the actual and potential
627 hazards then existing;

628 2. Stay as near to the right side of the trail as is safe, except when necessary to
629 prepare to make turns or while overtaking and passing another user moving in the same
630 direction;

631 3. Exercise due care and caution to avoid colliding with or otherwise
632 endangering any other trail user and travel in a consistent and predictable manner. Trail
633 users should be aware of the potential for travel conflicts between different uses of the
634 trail;

635 4. Bicyclists and other trail users on wheeled devices shall yield to pedestrians,
636 horses, or pack animals. Pedestrians shall yield to horses or pack animals;

637 5. Groups of users, including any animals, may not occupy more than one half
638 of the trail as measured from the right side, so as to not impede the normal and reasonable
639 movement of other users;

640 6. Give an audible warning signal by voice, bell, or horn before passing another
641 trail user. The signal must be produced in such a manner as to allow adequate time for
642 response;

643 7. Exercise extreme caution to prevent frightening horses or pack animals with
644 sudden noise or movement, yield right of way to horses or pack animals, and sound an
645 audible warning when approaching equestrians or pack animals from behind or when
646 attempting to pass;

647 8. When overtaking another trail user proceeding in the same direction, pass to
648 the left at a safe distance and stay to the left until safely clear of the overtaken user;

649 9. When entering or crossing at uncontrolled points, yield to traffic on the trail;

650 10. From sunset to sunrise, maintain low noise levels and equip a bicycle or
651 other wheeled device with a light or wear a headlight. Lights must be visible five
652 hundred feet to the front and a red or amber light visible five hundred feet to the rear;

653 11. Respect private lands adjacent to trails and stay on trails to avoid trespassing
654 on or interfering with adjacent private property;

655 12. Do not attempt to frighten, annoy, harm or harass any horse, pack animal or
656 other animals on adjacent private property; and

657 13. Obey the instructions of any traffic control personnel or official traffic
658 control device applicable thereto placed in accordance with applicable laws unless
659 otherwise directed by a police officer.

660 NEW SECTION. SECTION 27. There is hereby added to K.C.C. chapter 7.12,
661 Part III, a new section to read as follows:

662 A person may not unreasonably disturb others by engaging in unruly, harmful, or
663 abusive behavior and may not disrupt or through the person's action or behavior intend to
664 disrupt parks and recreation division operations and may not harass or through the
665 person's actions or behavior, intend to harass, or otherwise interfere with a parks and
666 recreation division employee or other person using a park area.

667 NEW SECTION. SECTION 28. The following are hereby repealed:

- 668 A. Ordinance 6798, Section 16, as amended, and K.C.C. 7.12.160;
- 669 B. Ordinance 6798, Section 17, and K.C.C. 7.12.170;
- 670 C. Ordinance 6798, Section 18, and K.C.C. 7.12.180;
- 671 D. Ordinance 6798, Section 19, and K.C.C. 7.12.190;
- 672 E. Ordinance 6798, Section 20, and K.C.C. 7.12.200;
- 673 F. Ordinance 6798, Section 21, and K.C.C. 7.12.210;
- 674 G. Ordinance 6798, Section 22, and K.C.C. 7.12.220;
- 675 H. Ordinance 6798, Section 23, and K.C.C. 7.12.230;
- 676 I. Ordinance 6798, Section 24, as amended, and K.C.C. 7.12.240;
- 677 J. Ordinance 6798, Section 25, as amended, and K.C.C. 7.12.250;
- 678 K. Ordinance 6798, Section 26, as amended, and K.C.C. 7.12.260;
- 679 L. Ordinance 6798, Section 27, and K.C.C. 7.12.270;

- 680 M. Ordinance 6798, Section 28, and K.C.C. 7.12.280;
- 681 N. Ordinance 6798, Section 29, and K.C.C. 7.12.290;
- 682 O. Ordinance 8518, Section 1, as amended, and K.C.C. 7.12.295;
- 683 P. Ordinance 6798, Section 30, as amended, and K.C.C. 7.12.300;
- 684 Q. Ordinance 6798, Section 31, and K.C.C. 7.12.310;
- 685 R. Ordinance 6798, Section 32, and K.C.C. 7.12.320;
- 686 S. Ordinance 6798, Section 33, and K.C.C. 7.12.330;
- 687 T. Ordinance 6798, Section 34, and K.C.C. 7.12.340;
- 688 U. Ordinance 6798, Section 35, and K.C.C. 7.12.350;
- 689 V. Ordinance 6798, Section 36, and K.C.C. 7.12.360;
- 690 W. Ordinance 6798, Section 37, and K.C.C. 7.12.370;
- 691 X. Ordinance 6798, Section 38, and K.C.C. 7.12.380;
- 692 Y. Ordinance 6798, Section 39, and K.C.C. 7.12.390;
- 693 Z. Ordinance 6798, Section 40, and K.C.C. 7.12.400;
- 694 AA. Ordinance 6798, Section 41, as amended, and K.C.C. 7.12.410;
- 695 BB. Ordinance 6798, Section 42, as amended, and K.C.C. 7.12.420;
- 696 CC. Ordinance 6798, Section 43, as amended, and K.C.C. 7.12.430;
- 697 DD. Ordinance 17375, Section 2, and K.C.C. 7.12.435;
- 698 EE. Ordinance 6798, Section 44, as amended, and K.C.C. 7.12.440;
- 699 FF. Ordinance 14509, Section 22, and K.C.C. 7.12.445;
- 700 GG. Ordinance 6798, Section 45, and K.C.C. 7.12.450;
- 701 HH. Ordinance 6798, Section 46, as amended, and K.C.C. 7.12.460;
- 702 II. Ordinance 6798, Section 47, as amended, and K.C.C. 7.12.470; and

703 JJ. Ordinance 6798, Section 48, as amended, and K.C.C. 7.12.480.

704 NEW SECTION. SECTION 29. There is hereby added to K.C.C. chapter 7.12,
705 Part IV, a new section to read as follows:

706 A person may not ride or drive a horse, pack animal, or other animal in a park
707 area in a manner that could cause physical harm to any person.

708 NEW SECTION. SECTION 30. There is hereby added to K.C.C. chapter 7.12,
709 Part IV, a new section to read as follows:

710 A person may not use a mechanical trapping device in a park area. This section
711 does not apply to the following persons when acting in their official capacity: law
712 enforcement officers; state or federal fish and wildlife officers; or King County
713 employees or contractors.

714 NEW SECTION. SECTION 31. There is hereby added to K.C.C. chapter 7.12,
715 Part IV, a new section to read as follows:

716 A. A person may not move, remove, destroy, mutilate, or damage any structure,
717 landscaping, tree, shrub, vegetation, human-made or natural object, equipment, vehicle,
718 fixture, gate, sign, barricade, lock, or other property lawfully in any park area, except a
719 King County employee or contractor acting in their official capacity or as authorized by
720 the director or otherwise authorized by law.

721 B. A person may not attempt to capture, tease, annoy, disturb, or strike any
722 animal with any stick, weapon, or other device or to throw or otherwise propel any
723 missile or other object at or in the vicinity of any such an animal, except for fishing and
724 shellfishing in authorized areas and subject to Washington state laws and rules.

725 NEW SECTION. SECTION 32. There is hereby added to K.C.C. chapter 7.12,
726 Part IV, a new section to read as follows:

727 A person may not construct, install, place or erect any structure, improvement,
728 landscaping or obstruction of any kind on any county park area without prior written
729 permission from King County. This section does not apply to authorized employees or
730 agents of King County, law enforcement officers, or emergency response personnel,
731 when acting in their official capacities.

732 NEW SECTION. SECTION 33. There is hereby added to K.C.C. chapter 7.12,
733 Part IV, a new section to read as follows:

734 A. A person may not deposit in a park area, including into a garbage can or other
735 receptacle, any household or commercial garbage, refuse, waste, yard waste, or rubbish,
736 that is brought in that form from outside a park area.

737 B. A person may not drain or dump refuse or waste from a trailer, camper,
738 automobile, or other vehicle except in designated disposal areas or receptacles in a park
739 area, and only if the person is a current authorized occupant of an approved campsite or
740 trailer site.

741 C. A person may not deposit refuse or waste, including human or bodily waste,
742 into any stream, river, lake, or other body of water running in, through, or adjacent to any
743 park area.

744 NEW SECTION. SECTION 34. There is hereby added to K.C.C. chapter 7.12,
745 Part IV, a new section to read as follows:

746 A. Except as provided in subsections B. and C. of this section, a person may not
747 use aircraft, including model aircraft, in a park area except as authorized by the director;

748 to transport persons as necessary: in the event of an accident, disaster, or emergency; or
749 for an emergency landing. For an emergency landing, the owner of the aircraft must
750 provide a written statement explaining the circumstances of the landing within seventy-
751 two hours of the landing.

752 B. A person may not use model planes, rockets, or drones in a park area except in
753 areas specifically designated and posted for that purpose or with a permit issued by the
754 director.

755 C. A person may fly kites or display decorative balloons in a park area unless
756 such a use is designated and posted as prohibited.

757 NEW SECTION. SECTION 35. There is hereby added to K.C.C. chapter 7.12,
758 Part IV, a new section to read as follows:

759 A. A person may not possess, discharge, set off, or cause to be discharged, in or
760 into any park area, any firecracker, torpedo, rocket, firework, explosive, or substance
761 harmful to the life or safety of persons or property, unless authorized by the division.

762 B. A person, except authorized law enforcement personnel, may not possess a
763 bow and arrow, crossbow, or air or gas weapon in a park area. A person may not
764 discharge across, in, or into a park area a firearm, bow and arrow, crossbow, air or gas
765 weapon, or any device capable of injuring or killing any person or animal or damaging or
766 destroying any public or private property, except as authorized in K.C.C. 7.12.XXX
767 (section 11 of this ordinance) through this section. This subsection does not apply if the
768 director authorizes a special recreational activity, including a limited deer-hunting season
769 at King County's Island Center forest, that it is not inconsistent with park use.

770 NEW SECTION. SECTION 36. The following are hereby repealed:

- 771 A. Ordinance 6798, Section 49, and K.C.C. 7.12.490;
- 772 B. Ordinance 6798, Section 50, and K.C.C. 7.12.500;
- 773 C. Ordinance 6798, Section 51, and K.C.C. 7.12.510;
- 774 D. Ordinance 6798, Section 52, and K.C.C. 7.12.520;
- 775 E. Ordinance 6798, Section 53, as amended, and K.C.C. 7.12.530;
- 776 F. Ordinance 6798, Section 54, and K.C.C. 7.12.540;
- 777 G. Ordinance 6798, Section 55, as amended, and K.C.C. 7.12.550;
- 778 H. Ordinance 6798, Section 56, as amended, and K.C.C. 7.12.560;
- 779 I. Ordinance 6798, Section 57, and K.C.C. 7.12.570;
- 780 J. Ordinance 6798, Section 58, and K.C.C. 7.12.580;
- 781 K. Ordinance 6798, Section 59, and K.C.C. 7.12.590;
- 782 L. Ordinance 6798, Section 60, as amended, and K.C.C. 7.12.600;
- 783 M. Ordinance 6798, Section 61, as amended, and K.C.C. 7.12.610;
- 784 N. Ordinance 6798, Section 62, and K.C.C. 7.12.620;
- 785 O. Ordinance 6798, Section 63, as amended, and K.C.C. 7.12.630;
- 786 P. Ordinance 6798, Section 64, as amended, and K.C.C. 7.12.640;
- 787 Q. Ordinance 8538, Section 3, and K.C.C. 7.12.642; and
- 788 R. Ordinance 7620, Section 1, and K.C.C. 7.12.645.

789 SECTION 37. Ordinance 6798, Section 65, as amended, and K.C.C. 7.12.650 are
790 hereby amended to read as follows:

- 791 A. Failure to perform any act required or the performance of any act prohibited
792 by Part III of this chapter shall be designated as an infraction;

793 B. Any person cited for a violation of Part III of this chapter, shall be subject to
794 the applicable Justice Court Rules and bail schedules;

795 C. Any person found guilty of committing an infraction shall be assessed a
796 monetary penalty not to exceed ~~(((\$500.00))~~ five hundred dollars; and

797 D. A finding that an infraction has been committed shall not give rise to any
798 other legal disability ~~((which))~~ that is based upon conviction of a crime.

799 SECTION 38. Ordinance 6798, Section 66, as amended, and K.C.C. 7.12.660 are
800 hereby amended to read as follows:

801 Any person found guilty of violating any provision of Part IV of this chapter is
802 guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than
803 ~~(((\$500.00))~~ five hundred dollars, or by imprisonment in the county jail for not more than
804 ~~((90))~~ ninety days, or both.

805 SECTION 39. Ordinance 6798, Section 67, and K.C.C. 7.12.670 are hereby
806 amended to read as follows:

807 In addition to any prescribed penalty, any person failing to comply with any
808 provision of this chapter ~~((shall))~~ may be subject to ~~((the loss of park or recreation facility
809 use privileges and ejection from the county park area or associated marine park area))~~
810 suspension of use in accordance with K.C.C. 7.12.700.

811 SECTION 40. Ordinance 6798, Section 70, as amended, and K.C.C. 7.12.700 are
812 hereby amended to read as follows:

813 ~~((Violation of the park rules may be a civil infraction or criminal misdemeanor.
814 The initial method of enforcement shall be by a request for voluntary compliance.
815 Violation of the King County Code may be subject to enforcement by the King County~~

816 ~~sheriff pursuant to K.C.C. 7.12.650 and 7.12.660. In addition, any person failing to~~
817 ~~comply with the park rules shall be subject to the loss of park or recreation facility use~~
818 ~~privileges and ejection from county park areas or associated marine park areas. In the~~
819 ~~future, at the direction of the department director, the park rules ordinance may be~~
820 ~~updated to request that certain department personnel be commissioned by the King~~
821 ~~County sheriff for the purpose of issuing citations to the violators of adopted park rules.))~~

822 A. Infractions and misdemeanor violations are subject to enforcement by citation or
823 arrest by the sheriff in accordance with K.C.C. 7.12.650 and 7.12.660. Violations of park
824 rules and regulations and this chapter may also be enforced by administrative sanctions
825 imposed by the sheriff, or by the department director or designee in accordance with
826 either K.C.C. 7.12.670 or 23.02.040, or both.

827 B.1. In accordance with K.C.C. 7.12.670, the department director may suspend a
828 person's privileges to enter park facilities when a person violates any provision in [this
829 chapter], any public rule adopted in accordance with K.C.C. chapter 2.98, or any
830 provision in the Revised Code of Washington.

831 2. Notice of such a suspension shall be in writing and shall inform the person
832 suspended of the cause, the period of the suspension, and that failure to comply shall be
833 grounds for criminal prosecution. Service of the suspension notice may be accomplished
834 by personal delivery or by mailing a copy, addressed to the person's last known address,
835 by certified U.S. mail. Unless otherwise specified on the notice, the suspension shall take
836 effect immediately upon actual or constructive receipt of the notice by the person being
837 suspended. A person may not defeat the effectiveness of a suspension by refusing to
838 accept the notice. Receipt of the notice is construed to have been accomplished if the

839 person knew or reasonably should have known from the circumstances that the person's
840 privileges to enter parks facilities have been suspended. Receipt of the notice is also
841 construed to have been accomplished three days after a suspension notice is postmarked
842 by the U.S. Postal Service. Failure to immediately comply with such a suspension order
843 shall be grounds for prosecution for criminal trespass.

844 3. The length of the suspension may be:

845 a. up to thirty days from the date of the suspension notice if the person has not
846 been the subject of a suspension notice within one year before the current violation and
847 the violation is not a felony violation or weapon violation;

848 b. up to ninety days from the date of the suspension notice if the person has
849 been the subject of only one suspension notice issued within one year before the current
850 violation, and neither the current nor the past violation was a felony violation or weapon
851 violation; or

852 c. up to one year from the date of the suspension notice if the person has been
853 the subject of two or more suspension notices within one year before the current
854 violation, or if the current violation is a felony violation or weapon violation.

855 4. Before the expiration of the suspension period, a person whose privileges to
856 enter Parks facilities has been suspended may initiate an appeal of the suspension in
857 accordance with K.C.C. 20.22.080, except that the filing deadline in K.C.C. 20.22.080.B.
858 and the filing fee in K.C.C. 20.22.080.D. do not apply.

859 5. The decision of the hearing examiner shall be final and conclusive unless an

860 aggrieved person timely seeks judicial review of the hearing examiner's decision by filing
861 an appeal in superior court as provided under K.C.C. 20.22.270.B.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Rod Dembowski, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, ____.

Dow Constantine, County Executive

Attachments: None

S1

March 1, 2024
Parks Title 7 Striker

[S. Hsu] Sponsor: Dembowski
Proposed No.: 2024-0007

1 **STRIKING AMENDMENT TO PROPOSED ORDINANCE 2024-0007, VERSION**

2 **1**

3 On page 2, beginning on line 72, strike everything through page 40, line 876, and insert:

4 "BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

5 SECTION 1. Ordinance 14509, Section 4, as amended, and K.C.C. 7.01.010 are
6 hereby amended to read as follows:

7 The definitions in this section apply throughout this title and K.C.C. chapter 4.57,
8 unless the context clearly requires otherwise.

9 A. "Advertising" means promotional activity for the financial gain of those
10 undertaking the activity or causing the activity to be undertaken, including, but not
11 limited to, placing signs, posters, placards, or any other display device in publicly visible
12 location within a parks and recreation facility. "Advertising" does not include posting of
13 an announcement on a community bulletin board, consistent with any applicable rules for
14 the use of community bulletin boards.

15 B. "Aircraft" means any machine or device designed to travel through the air
16 including, but not limited to, airplanes, helicopters, (~~ultra-light~~) ultralight-type planes,
17 gliders, hang gliders, paragliders, remote-control model planes and gliders, rockets,
18 drones, hot-air balloons, kites, and balloons.

19 C. "Alcoholic beverages" or "liquor" includes the four varieties of liquor defined
20 as alcohol, spirits, wine₂ and beer, all fermented, spirituous, vinous, or malt liquor, and all
21 other intoxicating beverages, and every liquor, solid₂ or semisolid₂ or other substance,
22 patented or not, containing alcohol, spirits, wine₂ or beer((;)), all drinks or drinkable
23 liquids₂ and all preparations or mixtures capable of human consumption. Any liquor,
24 semisolid, solid₂ or other substance that contains more than one percent alcohol by weight
25 shall be conclusively deemed to be intoxicating.

26 D. "Associated marine area" means any water area within one hundred feet of
27 any parks and recreation facility such as a dock, pier, float, buoy, log boom₂ or other
28 human-made, marine structure or object that is part of a parks and recreation facility, only
29 if the area does not include private property.

30 E. "Backcountry trail" means any natural surface trail intended exclusively for
31 passive recreation such as hiking, horseback riding, mountain biking, running, and nature
32 observation.

33 F. "Boat" means any contrivance up to sixty-five feet in length overall, used or
34 capable of being used as a means of transportation on water.

35 ~~((F-))~~ G. "Camper" means a motorized vehicle containing either sleeping or
36 housekeeping accommodations, or both, and shall include a pickup truck with camper, a
37 van or van-type ((body)) vehicle, a bus, or any similar type vehicle.

38 ~~((G-))~~ H. "Campfire" means any open flame from a wood source.

39 I. "Camping" means erecting a tent or shelter or arranging bedding or both for the
40 purpose of, or in such a way as will permit₂ remaining overnight, or parking a trailer,
41 camper₂ or other vehicle for the purpose of remaining overnight.

42 ~~((H-))~~ J. "Campsite" means camping sites designated by the director.

43 ~~((I-))~~ K. "Change" a fee means to alter the amount of a fee.

44 ~~((J-))~~ L. "Class 1 electric-assisted bicycle" means an electric-assisted bicycle in
45 which the motor provides assistance only when the rider is pedaling and ceases to provide
46 assistance when the bicycle reaches the speed of twenty miles per hour.

47 M. "Class 2 electric-assisted bicycle" means an electric-assisted bicycle in which
48 the motor may be used exclusively to propel the bicycle and is not capable of providing
49 assistance when the bicycle reaches the speed of twenty miles per hour.

50 N. "Class 3 electric-assisted bicycle" means an electric-assisted bicycle in which
51 the motor provides assistance only when the rider is pedaling and ceases to provide
52 assistance when the bicycle reaches the speed of twenty-eight miles per hour and is
53 equipped with a speedometer.

54 O. "Commercial watercraft" means any watercraft used for any commercial
55 purpose, but does not include a commercial watercraft operated in a marine area or
56 marine facility under a concession agreement, lease, or other permit or contract with the
57 division.

58 P. "Concession" means the privilege or authority to sell goods or services within
59 parks and recreation facilities or to operate parks and recreation facilities or a portion
60 thereof.

61 ~~((K-))~~ Q. "Concession contract" or "concession agreement" means the agreement
62 granting a person a concession with respect to a parks and recreation facility.

63 ~~((L-))~~ R. "Department" means the department of natural resources and parks.

64 ~~((M.))~~ S. "Director" means the director of the department of natural resources and
65 parks or the director's designee.

66 ~~((N.))~~ T. "Discrimination" means any action or failure to act, whether by single
67 act or part of a practice, the effect of which is to adversely affect or differentiate between
68 or among ~~((individuals))~~ persons or groups of ~~((individuals))~~ persons, because of ~~((race,~~
69 ~~color, religion, national origin, age, sex, marital status, parental status, sexual orientation,~~
70 ~~gender identity or expression, the presence of any sensory, mental, or physical handicap,~~
71 ~~or the use of a service or assistive animal))~~ sex, race, color, national origin, religious
72 affiliation, disability, sexual orientation, gender identity or expression, age except by
73 minimum age and retirement provisions, status as a family caregiver, military status or
74 status as a veteran who was honorably discharged or who was discharged solely as a result
75 of the person's sexual orientation or gender identity or expression, or use of a service or
76 assertive animal. For the purposes of this subsection, "service or assistive animal" means
77 any dog guide, signal or hearing dog, seizure response dog, therapeutic companion
78 animal, or other animal that does work, performs tasks, or provides medically necessary
79 support for the benefit of a ~~((n individual))~~ person with a disability.

80 ~~((O.))~~ U. "Division" means the parks and recreation division of the department of
81 natural resources and parks.

82 ~~((P.))~~ V. "Electric-assisted bicycle" is consistent with RCW 46.37.690 and means
83 a bicycle with two or three wheels, a saddle, fully operative pedals for human propulsion,
84 and an electric motor. An electric-assisted bicycle must have:

85 1. A motor with a power output of no more than seven hundred fifty watts; and

86 2. A label, displayed in a prominent location, printed in Arial font and at least
87 nine-point type that contains the classification number, top assisted speed, and motor
88 wattage.

89 W. "Eliminate" a fee means to remove a fee.

90 ~~((Q-))~~ X. "Establish" a fee means to impose a fee for an activity for which a fee
91 was not being charged.

92 ~~((R-))~~ Y. "Facility," "facilities," "parks and recreation facility," "parks and
93 recreation facilities" or "park area" means the following that are owned or otherwise
94 under the jurisdiction of the parks and recreation division of the department of natural
95 resources and parks: any building((;-)) or portion thereof, or other structure, park, open
96 space, natural area, resource or ecological land, marine area, trail, or other property
97 ~~((owned or otherwise under the jurisdiction of the parks and recreation division of the~~
98 ~~department of natural resources and parks)).~~

99 ~~((S-))~~ Z. "Facility manager" means the person designated to manage a specific
100 parks and recreation facility.

101 ~~((T. "High use areas" means areas of parks and recreation facilities where people~~
102 ~~congregate. "High use areas" include athletic fields, off-leash dog parks, parking lots,~~
103 ~~picnic shelters, playgrounds, sports courts, trailheads, and any other areas designated as~~
104 ~~high use areas by the director.~~

105 U. "Manager" means the manager of the parks and recreation division of the
106 department of natural resources and parks.

107 ~~V.)~~ AA. "Mechanical trapping device" means any device, including, but not
108 limited to, a snare or machine, that shuts suddenly upon contact by an animal, and any
109 device that kills or inflicts physical pain and injury upon a captured animal.

110 BB. "Micromobility device" means a personal vehicle meant to carry one or two
111 passengers and that is propelled by an electric motor, including, but not limited to,
112 electric-assisted bicycles, motorized foot scooters, electric skateboards, and other
113 relatively small and lightweight electric devices that provide mobility.

114 CC. "Motor vehicle" means any self-propelled device capable of being moved
115 upon a road, and in, upon or by which any persons or property may be transported or
116 drawn, and shall include, but not be limited to, automobiles, trucks, motorcycles,
117 ~~((motor))~~ scooters, jeeps or similar type four-wheel drive vehicles, and all-terrain
118 vehicles or snowmobiles, whether or not they can be legally operated upon the public
119 highways and whether or not they are powered by fuel or electricity. "Motor vehicle"
120 does not include a micromobility device.

121 ~~((W.))~~ DD. "Naming rights" means rights to name a facility, except parks, after a
122 person for a term of years in exchange for consideration.

123 ~~((X.))~~ EE. "Pack animal" means any domesticated herbivorous animal, other than
124 a horse, traditionally used to transport people or cargo, such as an alpaca, burro, llama,
125 mule, ox, or goat.

126 FF. "Parks and recreation purposes" means any lawful purpose of the division.

127 ~~((Y.))~~ GG. "Person" means all natural persons, groups, entities, firms,
128 partnerships, corporations, governmental and quasi-governmental entities, clubs, and all

129 associations or combination of persons whether acting for themselves or as an agent,
130 servant, or employee.

131 ~~((Z.))~~ HH. "Permit" means an authorization for the use of parks and recreation
132 facilities that imposes conditions on the permittee in addition to those conditions imposed
133 on the general public.

134 ~~((AA.))~~ II. "Regional trail" means a regionally-significant, shared-use path for
135 bicycling, walking, jogging, skating, horseback riding, or other nonmotor use that
136 provides recreational opportunities and enhances regional mobility. "Regional trail"
137 includes, but is not limited to, the Burke-Gilman trail, the Cedar River trail, the East Lake
138 Sammamish trail, the Eastrail, the Foothills trail, the Green-to-Cedar Rivers trail, the
139 Issaquah-Preston trail, the Lake-to-Sound trail, the Marymoor Connector trail, the
140 Preston-Snoqualmie trail, the Sammamish River trail, the Snoqualmie Valley trail, and
141 the Soos Creek trail.

142 JJ. "Rocket" means any device containing a combustible substance that when
143 ignited, propels the device forward.

144 ~~((BB.))~~ KK. "Set" a fee means to change or eliminate a fee, including
145 determining, changing, or eliminating a range for a fee. "Set" does not include selecting
146 a fee in a previously set range for a fee.

147 ~~((CC.))~~ LL. "Spirits" means any beverage that contains alcohol obtained by
148 distillation, including wines exceeding twenty-four percent of alcohol by volume.

149 ~~((DD.))~~ MM. "Sponsorship" means providing consideration to support specific
150 parks and recreation facilities or activities, generally in exchange for advertising on
151 county property, through county media, or otherwise, or other promotional consideration.

152 (~~EE~~) NN. "Tobacco product" means cigarettes, cigars, vapor products, pipe
153 tobacco, and chewing tobacco.

154 (~~FF~~) OO. "Trail" means any path, track, or (~~right-of-way~~) right of way
155 designed for use by pedestrians, bicycles, equestrians, or other nonmotorized modes of
156 transportation, including, but not limited to, a backcountry trail and a regional trail.

157 (~~GG~~) PP. "Trailer" means a towed vehicle that contains sleeping or
158 housekeeping accommodations.

159 (~~HH~~) QQ. "Trailer site" means a designated camping site that has either water
160 or electrical facilities, or both, available for hookup.

161 (~~H~~) RR. "User fee" means a fee charged for the use of parks and recreation
162 facilities, activities and programs, including, but not limited to, general facilities
163 admission, classes and workshops, sponsored leagues and tournaments, gymnasium and
164 field usage for games and practice, field lights and other equipment, concessions,
165 parking, camping, special event admission, rooms for meetings, conference banquets and
166 other indoor activities, kitchen, and equipment. "User fee" does not include the cost of
167 purchasing tangible personal property sold by the division. "User fee" also does not
168 include charges made under:

- 169 1. An advertising, sponsorship, or naming rights agreement in accordance with
170 K.C.C. 7.08.080;
- 171 2. A concession contract in accordance with K.C.C. chapter 4.57;
- 172 3. A lease, rental, or use agreement in accordance with K.C.C. 4.56.150; or
- 173 4. A special use permit in accordance with K.C.C. 7.12.050.

174 ~~((H))~~ SS. "Vessel" means any contrivance more than sixty-five feet in length
175 overall, used or capable of being used as a means of transportation on water.

176 SECTION 2. Ordinance 14509, Section 7, as amended, and K.C.C. 7.08.060 are
177 hereby amended to read as follows:

178 A. The director shall set user fees in accordance with this section.

179 B. The director shall set user fees for all parks and recreation facilities and
180 programs for which specific users can be readily identified and charged, unless the
181 director determines that the administrative costs to collect the fees are likely to exceed
182 revenues.

183 C. In setting user fees, the director shall consider the following, among other
184 factors:

- 185 1. The cost of providing services and the demand for services;
- 186 2. The administrative costs of collecting the fees;
- 187 3. The user's ability to pay;
- 188 4. Maximizing nontax revenue for the support of parks and recreation facilities;
- 189 5. ~~((The target revenue rate from user fees, which are:~~
 - 190 a. ~~for swimming pools, at least fifty percent of operation and maintenance~~
191 ~~costs, including overhead;~~
 - 192 b. ~~for the Weyerhaeuser King County Aquatic Center, at least fifty percent of~~
193 ~~the operation and maintenance costs, including overhead;~~
 - 194 c. ~~for the King County fairgrounds, at least one hundred percent of operation~~
195 ~~and maintenance costs, including overhead;~~

196 d. ~~for ballfields, at least thirty percent of operation and maintenance costs,~~
197 ~~including overhead; and~~

198 e. ~~for all other activities, at least thirty percent of operation and maintenance~~
199 ~~costs, including overhead)) Access to parks and natural resources as a determinant of
200 equity as defined in K.C.C. 2.10.210.B.; and~~

201 6. Comparable fees in other area jurisdictions.

202 D. User fees for youth shall generally be set lower than comparable fees for
203 adults.

204 E. Consistent with applicable law, the director may waive, in whole or in part,
205 user fees or provide or facilitate scholarships for ~~((individuals meeting federally~~
206 ~~established low income criteria;)) persons, or organizations that serve persons, meeting an
207 eligibility threshold of two hundred percent of the federal poverty level, to help ensure
208 that no one is denied access to parks and recreation facilities or activities based solely on
209 an inability to pay. The director shall adopt rules in accordance with K.C.C. chapter 2.98
210 that establish the circumstances for which these waivers or scholarships are available and
211 the process for granting the waivers or scholarships. In addition, the director may waive
212 user fees as part of a concession, advertising, or sponsorship agreement under which the
213 county receives consideration equal to or greater than the total amount of the fees to be
214 waived. The director shall document all waivers of user fees.~~

215 F. The director shall set user fees in a way that clearly and simply states the
216 amounts and the facilities or programs to which the fees apply. The director may set
217 ranges for particular user fees and select fees within those ranges.

218 G. The director shall make available to the public a description of the
219 department's procedures for setting user fees. The description shall include information
220 on how to inquire about the department's proposed and adopted user fees and public
221 comment opportunities.

222 H.1. The director shall give at least twenty days' notice of its intention to set user
223 fees by providing notice:

224 a. in writing or by electronic format, to:

225 (1) the clerk of the council;

226 (2) all council members; and

227 (3) all persons who have made a timely request for advance notice of fee
228 setting;

229 b. by posting notice at affected facilities; ~~((and))~~

230 c. by ~~((publishing in the official county newspaper a summary of the notice of
231 the proposed action, including the information in subsection H.2.a. through e. of this
232 section))~~ posting a notice on the parks and recreation division's web page; and

233 d. through the parks and recreation division's list-serve and social media
234 channels.

235 2. The notice made ~~((in))~~ under subsection H.1. of this section shall:

236 a. include a reference to this section;

237 b. include a reference to the facility or program to which the fee will be
238 applied;

239 c. include a date and place by which comments must be submitted;

240 d. specify whether the proposal is the determination, change or elimination of a
241 fee;

242 e. if the proposal is to change a fee, indicate both the amount of the existing
243 fee and the proposed fee; and

244 f. state the reason for and methodology used to determine the proposed new
245 fee.

246 3. Selecting a different user fee within a set range does not require notice.

247 4. The director shall consider all comments received by the prescribed date for
248 comment before the user fee is set.

249 I. A user fee is set when signed by the director. A user fee takes effect ten days
250 after it is set.

251 J. Once a user fee is set, the division shall post the amount of the fee in both
252 written and electronic form for inspection, review and copying by the public, including
253 providing a copy, in writing or by electronic format, of the fee to the clerk of the county
254 council and each member of the county council and posting the fee on the website.

255 K. The director (~~may~~) shall not increase a fee, or the upper end of the range of a
256 fee, more than fifty percent of that which is in place for the fee or range, unless the
257 authority to set the fee is granted by the council by ordinance. However, for the
258 convenience of parks users and to reduce administrative expenses, an increase in the daily
259 parking fee of no more than fifty percent may be rounded up one time only to the next
260 highest dollar.

261 L. The director ((~~may~~)) shall not increase a fee or the upper end of the range of a
262 fee, within one hundred twenty days of a previous increase to the fee or range, unless the
263 authority for the increase is granted by the council by ordinance.

264 M. A fee ((~~may~~)) shall not be established unless the fee is approved by the
265 council by ordinance.

266 N. All persons using King County parks and recreation facilities shall pay any
267 applicable user fees, except as provided in subsection E₂ of this section.

268 O. User fees generated under this chapter shall be applied solely to parks and
269 recreation purposes.

270 SECTION 3. Ordinance 14509, Section 9, and K.C.C. 7.08.070 are hereby
271 amended to read as follows:

272 A. Consistent with K.C.C. chapter 3.04, the director may solicit and accept from
273 the general and business communities and all other persons, gifts, bequests and donations
274 to the county of or in support of parks and recreation facilities and programs.

275 B. All gifts, bequests and donations of money to the county for parks and
276 recreation purposes shall be deposited and credited to the parks trust and contribution
277 fund created under K.C.C. ((~~4.08.095~~)) 4A.200.510.

278 C. The director shall assure that expenditures from the gift, bequest or donation
279 are consistent with the terms, if any, requested by the grantor.

280 SECTION 4. Ordinance 14509, Section 10, and K.C.C. 7.08.080 are hereby
281 amended to read as follows:

282 A. The director may negotiate and enter into advertising, sponsorship and naming
283 rights agreements for the purpose of providing financial support for parks and recreation
284 facilities and programs.

285 B.1. Advertising is prohibited at parks and recreation facilities unless the
286 advertising is under an agreement or permit identified in K.C.C. 7.08.100. Advertising
287 shall be restricted to commercial speech.

288 2. Agreements authorizing advertising at parks and recreation facilities shall
289 contain provisions to ensure that advertising is consistent with the existing aesthetics of
290 the particular facility. To the extent feasible, agreements shall specify that advertising
291 signs have a consistent look throughout a particular facility, such as similar sizes and
292 background colors, and that the signs are affixed in a way that minimizes wear and tear
293 on parks and recreation facilities. Except for signs associated with lighted scoreboards,
294 the director shall not enter into agreements authorizing neon signs and light boards for
295 outdoor areas at parks and recreation facilities. Unless authorized by ordinance,
296 advertising in ~~((regional))~~ any open space land, resource and ecological land~~((s))~~ shall not
297 be larger than two feet in either height or width. All sign agreements shall require that
298 the signs be removed at the end of the agreement term.

299 C. Advertisers and sponsors shall agree not to engage in
300 discrimination.~~((Furthermore, an advertising, sponsorship or naming rights agreement
301 may not result in the advertisement of spirits or tobacco products in violation of K.C.C.
302 chapter 12.51.))~~

303 D. An advertising, sponsorship or naming rights agreement shall not result in the
304 advertisement of spirits, or of tobacco products in violation of K.C.C. chapter 12.51. The

305 director may impose additional subject-matter restrictions on advertising, sponsorship
306 and naming rights agreements consistent with applicable law and the use of parks and
307 recreation facilities by citizens of all ages, in particular young children and families.

308 E. Revenue generated from advertising, sponsorship, and naming rights
309 agreements entered into under this section shall be applied solely to parks and recreation
310 purposes.

311 SECTION 5. Ordinance 6798, Section 2, as amended, and K.C.C. 7.12.020 are
312 hereby amended to read as follows:

313 A. The playgrounds, activity centers, pools and other facilities of the division are
314 established by law for public recreation purposes, including, but not limited to, the
315 provision of community services by third parties.

316 B. The director is authorized to adopt rules, under the procedures specified in
317 K.C.C. chapter 2.98, that are not inconsistent with this chapter or other King County
318 ordinances for the management, control, and use of facilities.

319 SECTION 6. Ordinance 6798, Section 3, and K.C.C. 7.12.030 are hereby
320 amended to read as follows:

321 ~~((The manager shall promulgate rules setting forth the times and conditions upon~~
322 ~~which the county parks and recreation facilities will be open, closed, or used by the~~
323 ~~public. Such rules shall be promulgated in accordance with the procedures established in~~
324 ~~K.C.C. 2.98.)) A. Except as provided in a lease, use agreement, or concession
325 agreement, the operating hours for all county parks and recreation facilities, other than
326 regional trails, are from thirty minutes before sunrise to thirty minutes after sunset.~~

327 B. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to
328 establish the operating hours for regional trails. Until the director adopts rules, this
329 subsection applies. Regional trails are open to public use daily from thirty minutes
330 before sunrise to thirty minutes after sunset unless the director temporarily closes a
331 regional trail or modifies hours of operation if necessary to protect the public health,
332 safety, or welfare or to protect the environment or public assets.

333 SECTION 7. Ordinance 14509, Section 14, and K.C.C. 7.12.035 are hereby
334 amended to read as follows:

335 A. The ~~((manager))~~ director may designate portions of parks and recreation
336 facilities that are permanently or indefinitely off limits to the general public for the
337 purpose of protecting park resources or the environment, or for the purpose of protecting
338 the public from conditions that constitute a potential safety hazard. Any portion of a
339 facility that is designated as permanently or indefinitely off limits under this section must
340 have posted notice of the designation. ~~((The manager may delegate the authority granted~~
341 ~~under this section to division employees with appropriate restrictions.))~~

342 B. The director may temporarily close part or all of any parks and recreation
343 facility to the public for purposes of maintenance or construction, including site
344 restoration, or to protect the public from conditions that constitute a potential safety
345 hazard.

346 SECTION 8. Ordinance 6798, Section 5, as amended, and K.C.C. 7.12.050 are
347 hereby amended to read as follows:

348 A. Uses not meeting all of the requirements in K.C.C. 7.12.040, and any other
349 private uses of parks and recreation facilities of less than ~~((thirty))~~ one hundred twenty

350 days in a twelve-month period not governed by another code provision, may be
351 authorized by special use permits granted by the director. A fee shall be charged for
352 those uses. The director shall determine the amount of the fee. As appropriate, the
353 director shall specify special conditions of use and note the conditions on the special use
354 permit. Special use permits may have a term of up to five years without requiring council
355 approval.

356 B. Those applying for special use permits for activities at which the consumption
357 of alcoholic beverages is intended must meet the requirements of state law with respect to
358 liquor permits and this chapter. During the course of the activity, the state liquor permit
359 must be displayed within the area.

360 SECTION 9. Ordinance 6798, Section 11, as amended, and K.C.C. 7.12.110 are
361 hereby amended to read as follows:

362 During all periods of use, persons using facilities by permit shall, except when a
363 waiver is obtained from the department, obtain and maintain public liability insurance
364 acceptable to the county and/or other insurance necessary to protect the public and the
365 county on premises to be used, with limits of liability not less than: ~~(((\$500,000))~~ one
366 million dollars per each person personal injury; ~~(((\$500,000))~~ one million dollars per each
367 occurrence personal injury; ~~(((\$250,000))~~ one million dollars per each occurrence property
368 damage; or a combined single-limit personal injury ~~((and/))~~ or property damage, or both,
369 liability of ~~(((\$1,000,000))~~ two million dollars per occurrence. Persons shall provide a
370 certificate of insurance, or, upon written request of the county, a duplicate of the policy,
371 as evidence of the insurance protection provided. ~~((This))~~ The insurance shall not be

372 cancelled or reduced without prior written notice to the county at least thirty days in
373 advance of the cancellation.

374 SECTION 10. Ordinance 6798, Section 14, and K.C.C. 7.12.140 are hereby
375 amended to read as follows:

376 ~~((The m))~~ Misuse of a park facility or ~~((the))~~ failure to conform with these
377 regulations, the instructions of division employees, or the conditions of a permit, ~~((will~~
378 ~~be))~~ is a sufficient reason for ((denying)) the division to deny a person's subsequent
379 application for any future permit((s)).

380 NEW SECTION. SECTION 11. There is hereby added to K.C.C. chapter 7.12,
381 Part III, a new section to read as follows:

382 A person may camp in any park area only where designated and posted as a
383 campsite or trailer site and shall meet the following conditions:

384 A. Occupancy of a campsite or trailer site is limited to seven consecutive days
385 within a thirty-day period. The director may designate and post a shorter limit for any
386 site;

387 B. The number of vehicles occupying a campsite or trailer site is limited to one
388 car or camper, or one vehicle with trailer. The director may designate and post a higher
389 limit on the number of vehicles or a limit on the permitted length of a camper or trailer
390 for any site; and

391 C. Fees for the use of campsites or trailer sites are due and payable daily. The
392 daily fee covers use of the site until the vacating time on the following day. If the site is
393 not vacated by the vacating time and all personal property is not removed, an additional
394 use fee may be charged.

395 NEW SECTION. SECTION 12. There is hereby added to K.C.C. chapter 7.12,
396 Part III, a new section to read as follows:

397 A person may ignite or maintain a campfire in any park area only where such use
398 is designated and posted and either the park area is equipped with a containment device
399 such as a stove or fire ring or a person brings such a device capable of containing a
400 campfire. Also, campfires shall not be ignited or maintained in the following
401 circumstances:

402 A. During an air quality burn ban issued by the Puget Sound Air Pollution
403 Control Agency;

404 B. During a fire-safety burn ban issued by the fire marshal; or

405 C. Between 11:00 p.m. and 6:00 a.m.

406 NEW SECTION. SECTION 13. There is hereby added to K.C.C. chapter 7.12,
407 Part III, a new section to read as follows:

408 A. A person may operate a motor vehicle in a park area while the vehicle is being
409 used for a noncommercial purpose related to use of the park area for recreation or another
410 authorized purpose. Through traffic is not permitted within the boundaries of any park
411 area. The limitations in this subsection A. do not apply to emergency vehicles or
412 maintenance vehicles, commercial vehicles, or construction vehicles, authorized by the
413 department;

414 B. A person may operate a motor vehicle in a park area while the vehicle is being
415 used for commercial purposes only in the service of the division at the request of an
416 employee of the division, by express permission of the director for a special activity
417 consistent with King County park use or on county roads or state highways; and

418 C. A person driving a motor vehicle in a park area shall not exceed a speed of
419 twenty-five miles per hour or as otherwise posted, having due regard for traffic on, and
420 the surface and width of, the road. In no event shall a person drive at a speed that
421 endangers the safety of persons, property, or wildlife. However, in campsite, picnic,
422 utility, or headquarters areas or in an area of general public assemblage, a person shall
423 not exceed a speed of fifteen miles per hour.

424 NEW SECTION. SECTION 14. There is hereby added to K.C.C. chapter 7.12,
425 Part III, a new section to read as follows:

426 A person may park a motor vehicle in any park area only when the person is using
427 the area for the designated recreational purpose and the vehicle is parked either in the
428 designated parking area, or in another area with the permission of a facility manager. A
429 person shall not conduct business from a parked vehicle without a permit. A vehicle shall
430 not be parked, left standing, or abandoned, in any park area after closing time except by
431 persons who have paid the applicable user fees to camp in campsites or trailer sites, to
432 moor boats overnight at designated associated marine area or marine facility sites, or to
433 use a park area as part of an event authorized by the division. A vehicle found parked in
434 violation of this section may be impounded at the owner's expense.

435 NEW SECTION. SECTION 15. There is hereby added to K.C.C. chapter 7.12,
436 Part III, a new section to read as follows:

437 A person may occupy an associated marine area unless otherwise posted and shall
438 meet the following conditions:

439 A. Occupancy of any portion of a marine facility is limited to three consecutive
440 days in a seven-day period. The director may designate and post a shorter or longer

441 occupancy period for a marine facility. A boat or vessel found to be in violation of this
442 chapter may be impounded at the owner's expense;

443 B. Use of commercial watercraft is permitted in an associated marine area only
444 when authorized by the director or facility manager;

445 C. Mooring, anchoring, docking, or berthing a boat or other object overnight in a
446 park area or associated marine area is permitted only where designated and posted;

447 D. Tandem moorage of up to three boats or other objects tied or rafted together
448 when moored, docked, or berthed adjacent to a dock, pier or float is permitted in a park
449 area;

450 E. Boat launching is permitted only in designated and posted areas, except in an
451 emergency situation. Swimming and sunbathing are not permitted in any designated boat
452 launching areas; and

453 F. Use or flushing of any marine head that, when flushed, emits its contents
454 directly into the waters of a lake, river, Puget Sound, or any other water area, is not
455 permitted. Dumping of any human or animal waste while moored, anchored, docked or
456 berthed in a park area or associated marine area or when entering or leaving such areas is
457 not permitted.

458 NEW SECTION. SECTION 16. There is hereby added to K.C.C. chapter 7.12,
459 Part III, a new section to read as follows:

460 A person may fish or take shellfish and under the following conditions:

461 A. Fishing is permitted in a park area unless the area is designated and posted
462 with a sign prohibiting fishing. All state and federal laws, rules, and regulations relating
463 to season, limits, and methods of fishing apply to fishing in a park area; and

464 B. All state and federal laws, rules, and regulations, treaty obligations, leases, and
465 health advisories relating to season, limits, and methods of taking apply to the taking of
466 shellfish in or accessed through a park area.

467 NEW SECTION. SECTION 17. There is hereby added to K.C.C. chapter 7.12,
468 Part III, a new section to read as follows:

469 A. Domestic pet animals are permitted in all park areas except play areas and
470 athletic fields or where otherwise prohibited by posting. Any such a posting will not
471 apply to service animals or activities authorized by a permit issued under K.C.C.
472 7.12.050.

473 B. Except in a designated off-leash area for dogs, pet animals must be kept on a
474 leash no greater than eight feet long and under control at all times. A pet animal required
475 to be on a leash shall not be allowed to remain unattended or insecurely tied. The
476 director may designate and post off-leash areas for dogs. Dogs in designated off-leash
477 areas must be accompanied by the dog's owner or other caretaker, be under vocal control,
478 and not cause a nuisance or safety hazard.

479 C. Any person with a pet animal shall be responsible for the conduct of the
480 animal and for removing from the park area feces deposited by the animal.

481 D. Pet animals must not be allowed to bite or in any way molest or annoy park
482 visitors or bark continuously.

483 E. Horses and pack animals are permitted in all park areas except: buildings;
484 designated swimming areas; play areas, including athletic fields; areas where persons are
485 picnicking; or areas designated and posted as closed to horses or pack animals unless
486 permitted by director. A horse or pack animal shall not be allowed to stand unattended or

487 insecurely tied. Any person with a horse or pack animal shall be responsible for the
488 conduct of the animal and for removing from the park area feces deposited by the animal.

489 NEW SECTION. SECTION 18. There is hereby added to K.C.C. chapter 7.12,
490 Part III, a new section to read as follows:

491 A person shall not clean fish or other food or wash clothing or other articles for
492 personal or household use, a pet animal, or any vehicle, except at park areas designated
493 and posted for such a use.

494 NEW SECTION. SECTION 19. There is hereby added to K.C.C. chapter 7.12,
495 Part III, a new section to read as follows:

496 A. A person shall not enter the following park areas:

- 497 1. Areas designated and posted as off-limits or temporarily closed; and
498 2. Areas covered with ice unless specifically designated and posted as
499 permitting travel on ice.

500 B. This section does not apply to law enforcement officers, firefighters,
501 paramedics, or authorized county employees or contractors.

502 NEW SECTION. SECTION 20. There is hereby added to K.C.C. chapter 7.12,
503 Part III, a new section to read as follows:

504 A person shall not enter or remain in a park area outside regular park hours
505 except persons who have paid the applicable user fees to camp in campsites or trailer
506 sites, to moor boats overnight at designated marine area or marine facility sites, and to
507 use a park area as part of an event authorized by the director. If a person is using a
508 regional trail that passes through another park area, the hours applicable to the regional
509 trail apply.

510 NEW SECTION. SECTION 21. There is hereby added to K.C.C. chapter 7.12,
511 Part III, a new section to read as follows:

512 A person shall not litter in any park area. Bottles, broken glass, ashes, food,
513 wastepaper, cans, or other rubbish or waste must be deposited in a garbage can or other
514 waste, or recycling receptacle, designated for those purposes, or packed out by the person
515 using the park area.

516 NEW SECTION. SECTION 22. There is hereby added to K.C.C. chapter 7.12,
517 Part III, a new section to read as follows:

518 A person shall not, in any park area, except by lease under K.C.C. chapter 4.56,
519 concession contract under K.C.C. chapter 4.57, advertising, sponsorship, or naming rights
520 agreement under K.C.C. 7.08.080, or permits under K.C.C. 7.12.040 or 7.12.050:

521 A. Solicit, sell, peddle, or give away, any goods, services, wares, merchandise,
522 liquids, or edibles;

523 B. Post or distribute any circulars or signs;

524 C. Use any loudspeakers or other amplifying devices; or

525 D. Operate any business or conduct any for-profit activity.

526 NEW SECTION. SECTION 23. There is hereby added to K.C.C. chapter 7.12,
527 Part III, a new section to read as follows:

528 A. A person shall not sell, open, or possess alcoholic beverages in an open
529 container or consume any alcoholic beverage in a park area or associated marine area
530 except in areas designated and posted by the director. Alcohol sales, possession, and
531 consumption shall comply with Washington state laws and regulations.

532 B. Entering or remaining in a park area or associated marine area while in a state
533 of intoxication is prohibited.

534 NEW SECTION. SECTION 24. There is hereby added to K.C.C. chapter 7.12,
535 Part III, a new section to read as follows:

536 A person shall not open a package containing marijuana, useable marijuana,
537 marijuana-infused products, or marijuana concentrates, or consume marijuana, useable
538 marijuana, marijuana-infused products, or marijuana concentrates in a park area.

539 NEW SECTION. SECTION 25. There is hereby added to K.C.C. chapter 7.12,
540 Part III, a new section to read as follows:

541 A person shall not use tobacco products in park areas except where designated
542 and posted.

543 NEW SECTION. SECTION 26. There is hereby added to K.C.C. chapter 7.12,
544 Part III, a new section to read as follows:

545 A. Regional trails, backcountry trails, other trails, and paved pathways in park
546 areas are open to all users, unless designated and posted in accordance with subsection E.
547 of this section; provided a person shall not use a motor vehicle or micromobility device
548 except as authorized by this section.

549 B. Authorized maintenance, police, and emergency vehicles, as well as
550 micromobility devices used by persons with disabilities, including but not limited to
551 power-driven wheelchairs and scooters, are allowed on trails and on paved pathways in
552 park areas.

553 C. A person may operate a micromobility device as defined in section
554 7.01.010.BB and a Class 1 or Class 2 electric-assisted bicycle only on regional trails and

555 paved pathways within park areas unless prohibited by state or federal law. The director
556 shall post those regional trails and paved pathways where these uses are prohibited. A
557 person shall not operate a Class 3 electric-assisted bicycle on any trails or pathways
558 within park areas.

559 D. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit
560 the use of motor vehicles or micromobility devices on trails and pathways under specified
561 conditions.

562 E. The director may further restrict permitted uses on individual trails and
563 pathways and shall post such additional restrictions at park entrances or trailheads or, in
564 some cases, on individual trails.

565 F. A person who uses or travels in any manner on a trail, shall follow the
566 following trail user code of conduct, which is:

567 1. Travel at a speed of fifteen miles per hour or less on regional and
568 backcountry trails unless otherwise posted, except trails in park areas dedicated
569 exclusively as mountain bike areas. However, a person shall not travel at a speed greater
570 than is reasonable and prudent under the conditions with regard to the actual and potential
571 hazards then existing;

572 2. Stay as near to the right side of the trail as is safe, except when necessary to
573 prepare to make turns or while overtaking and passing another user moving in the same
574 direction;

575 3. Exercise due care and caution to avoid colliding with or otherwise
576 endangering any other trail user, and travel in a consistent and predictable manner. Trail

577 users should be aware of the potential for travel conflicts between different uses of the
578 trail;

579 4. Bicyclists and other trail users on wheeled devices shall yield to pedestrians,
580 horses, or pack animals. Pedestrians shall yield to horses or pack animals;

581 5. Groups of users, including any animals, shall not occupy more than one half
582 of the trail as measured from the right side, so as to not impede the normal and reasonable
583 movement of other users;

584 6. Give an audible warning signal by voice, bell, or horn before passing another
585 trail user. The signal must be produced in such a manner as to allow adequate time for
586 response;

587 7. Exercise extreme caution to prevent frightening horses or pack animals with
588 sudden noise or movement, and sound an audible warning when approaching equestrians
589 or pack animals from behind or when attempting to pass;

590 8. When overtaking another trail user proceeding in the same direction, pass to
591 the left at a safe distance and stay to the left until safely clear of the overtaken user;

592 9. When entering or crossing at uncontrolled points, yield to traffic on the trail;

593 10. From sunset to sunrise, maintain low noise levels and equip a bicycle or
594 other wheeled device with a light or wear a headlight. Lights must be visible five
595 hundred feet to the front and a red or amber light visible five hundred feet to the rear;

596 11. Respect private lands adjacent to trails and stay on trails to avoid trespassing
597 on or interfering with adjacent private property;

598 12. Do not attempt to frighten, annoy, harm or harass any horse, pack animal or
599 other animals on adjacent private property; and

600 13. Obey the instructions of any traffic control personnel, and obey any official
601 traffic control device placed in accordance with applicable laws unless otherwise directed
602 by a law enforcement officer.

603 NEW SECTION. SECTION 27. There is hereby added to K.C.C. chapter 7.12,
604 Part III, a new section to read as follows:

605 A person shall not unreasonably disturb others by engaging in unruly, harmful, or
606 abusive behavior and shall not disrupt or through the person's action or behavior intend
607 to disrupt parks and recreation division operations and shall not harass or through the
608 person's actions or behavior, intend to harass, or otherwise interfere with a parks and
609 recreation division employee or other person using a park area.

610 NEW SECTION. SECTION 28. The following are hereby repealed:

- 611 A. Ordinance 6798, Section 16, as amended, and K.C.C. 7.12.160;
- 612 B. Ordinance 6798, Section 17, and K.C.C. 7.12.170;
- 613 C. Ordinance 6798, Section 18, and K.C.C. 7.12.180;
- 614 D. Ordinance 6798, Section 19, and K.C.C. 7.12.190;
- 615 E. Ordinance 6798, Section 20, and K.C.C. 7.12.200;
- 616 F. Ordinance 6798, Section 21, and K.C.C. 7.12.210;
- 617 G. Ordinance 6798, Section 22, and K.C.C. 7.12.220;
- 618 H. Ordinance 6798, Section 23, and K.C.C. 7.12.230;
- 619 I. Ordinance 6798, Section 24, as amended, and K.C.C. 7.12.240;
- 620 J. Ordinance 6798, Section 25, as amended, and K.C.C. 7.12.250;
- 621 K. Ordinance 6798, Section 26, as amended, and K.C.C. 7.12.260;
- 622 L. Ordinance 6798, Section 27, and K.C.C. 7.12.270;

- 623 M. Ordinance 6798, Section 28, and K.C.C. 7.12.280;
- 624 N. Ordinance 6798, Section 29, and K.C.C. 7.12.290;
- 625 O. Ordinance 8518, Section 1, as amended, and K.C.C. 7.12.295;
- 626 P. Ordinance 6798, Section 30, as amended, and K.C.C. 7.12.300;
- 627 Q. Ordinance 6798, Section 31, and K.C.C. 7.12.310;
- 628 R. Ordinance 6798, Section 32, and K.C.C. 7.12.320;
- 629 S. Ordinance 6798, Section 33, and K.C.C. 7.12.330;
- 630 T. Ordinance 6798, Section 34, and K.C.C. 7.12.340;
- 631 U. Ordinance 6798, Section 35, and K.C.C. 7.12.350;
- 632 V. Ordinance 6798, Section 36, and K.C.C. 7.12.360;
- 633 W. Ordinance 6798, Section 37, and K.C.C. 7.12.370;
- 634 X. Ordinance 6798, Section 38, and K.C.C. 7.12.380;
- 635 Y. Ordinance 6798, Section 39, and K.C.C. 7.12.390;
- 636 Z. Ordinance 6798, Section 40, and K.C.C. 7.12.400;
- 637 AA. Ordinance 6798, Section 41, as amended, and K.C.C. 7.12.410;
- 638 BB. Ordinance 6798, Section 42, as amended, and K.C.C. 7.12.420;
- 639 CC. Ordinance 6798, Section 43, as amended, and K.C.C. 7.12.430;
- 640 DD. Ordinance 17375, Section 2, and K.C.C. 7.12.435;
- 641 EE. Ordinance 6798, Section 44, as amended, and K.C.C. 7.12.440;
- 642 FF. Ordinance 14509, Section 22, and K.C.C. 7.12.445;
- 643 GG. Ordinance 6798, Section 45, and K.C.C. 7.12.450;
- 644 HH. Ordinance 6798, Section 46, as amended, and K.C.C. 7.12.460;
- 645 II. Ordinance 6798, Section 47, as amended, and K.C.C. 7.12.470; and

646 JJ. Ordinance 6798, Section 48, as amended, and K.C.C. 7.12.480.

647 NEW SECTION. SECTION 29. There is hereby added to K.C.C. chapter 7.12,

648 Part IV, a new section to read as follows:

649 A person shall not ride or drive a horse, pack animal, or other animal in a park
650 area in a manner that could cause physical harm to any person.

651 NEW SECTION. SECTION 30. There is hereby added to K.C.C. chapter 7.12,

652 Part IV, a new section to read as follows:

653 A person shall not use a mechanical trapping device in a park area. This section
654 does not apply to the following persons when acting in their official capacity: law
655 enforcement officers; state or federal fish and wildlife officers; or King County
656 employees or contractors.

657 NEW SECTION. SECTION 31. There is hereby added to K.C.C. chapter 7.12,

658 Part IV, a new section to read as follows:

659 A. Except as to a King County employee or contractor acting in their official
660 capacity, or as authorized by the director or otherwise authorized by law, a person shall
661 not move, remove, destroy, mutilate, or damage any structure, landscaping, tree, shrub,
662 vegetation, human-made or natural object, equipment, vehicle, fixture, gate, sign,
663 barricade, lock, or other property lawfully in any park area.

664 B. A person shall not attempt to capture, tease, annoy, disturb, or strike any
665 animal with any stick, weapon, or other device or to throw or otherwise propel any
666 missile or other object at or in the vicinity of any such an animal, except for fishing and
667 shellfishing in authorized areas and subject to Washington state laws and rules.

668 NEW SECTION. SECTION 32. There is hereby added to K.C.C. chapter 7.12,
669 Part IV, a new section to read as follows:

670 A person shall not construct, install, place, or erect any structure, improvement,
671 landscaping or obstruction of any kind on any park area without prior written permission
672 from director. This section does not apply to authorized employees or agents of King
673 County, law enforcement officers, or emergency response personnel, when acting in their
674 official capacities.

675 NEW SECTION. SECTION 33. There is hereby added to K.C.C. chapter 7.12,
676 Part IV, a new section to read as follows:

677 A. A person shall not deposit in a park area, including into a garbage can or
678 other receptacle, any household or commercial garbage, refuse, waste, yard waste, or
679 rubbish, that is brought in that form from outside a park area.

680 B. A person shall not drain or dump refuse or waste from a trailer, camper,
681 automobile, or other vehicle except in designated disposal areas or receptacles in a park
682 area and only if the person is a current authorized occupant of an approved campsite or
683 trailer site.

684 C. A person shall not deposit refuse or waste, including human or bodily waste,
685 into any stream, river, lake, or other body of water running in, through, or adjacent to any
686 park area.

687 NEW SECTION. SECTION 34. There is hereby added to K.C.C. chapter 7.12,
688 Part IV, a new section to read as follows:

689 A. A person shall not use aircraft, including model aircraft, in a park area, except
690 as provided in subsections B. and C. of this section; as authorized by the director; to

691 transport persons as necessary in the event of an accident, disaster, or emergency; or for
692 an emergency landing. For an emergency landing, the owner of the aircraft must provide
693 a written statement explaining the circumstances of the landing within seventy-two hours
694 of the landing.

695 B. A person shall not use model planes, rockets, or drones in a park area except
696 in areas specifically designated and posted for that purpose or with a permit issued by the
697 director.

698 C. A person may fly kites or display decorative balloons in a park area unless
699 such a use is designated and posted as prohibited.

700 NEW SECTION. SECTION 35. There is hereby added to K.C.C. chapter 7.12,
701 Part IV, a new section to read as follows:

702 A. A person shall not possess, discharge, set off, or cause to be discharged, in or
703 into any park area, any firecracker, torpedo, rocket, firework, explosive, or substance
704 harmful to the life or safety of persons or property, unless authorized by the director.

705 B. A person, except authorized law enforcement personnel, shall not possess a
706 bow and arrow, crossbow, or air or gas weapon, in a park area. A person shall not
707 discharge across, in, or into a park area a firearm, bow and arrow, crossbow, air or gas
708 weapon, or any device capable of injuring or killing any person or animal or damaging or
709 destroying any public or private property, except as authorized in K.C.C. 7.12.XXX
710 (section 16 of this ordinance) through this section. This subsection does not apply if the
711 director authorizes a special recreational activity, including a limited deer-hunting season
712 at King County's Island Center forest, that it is not inconsistent with park use.

713 NEW SECTION. SECTION 36. The following are hereby repealed:

- 714 A. Ordinance 6798, Section 49, and K.C.C. 7.12.490;
- 715 B. Ordinance 6798, Section 50, and K.C.C. 7.12.500;
- 716 C. Ordinance 6798, Section 51, and K.C.C. 7.12.510;
- 717 D. Ordinance 6798, Section 52, and K.C.C. 7.12.520;
- 718 E. Ordinance 6798, Section 53, as amended, and K.C.C. 7.12.530;
- 719 F. Ordinance 6798, Section 54, and K.C.C. 7.12.540;
- 720 G. Ordinance 6798, Section 55, as amended, and K.C.C. 7.12.550;
- 721 H. Ordinance 6798, Section 56, as amended, and K.C.C. 7.12.560;
- 722 I. Ordinance 6798, Section 57, and K.C.C. 7.12.570;
- 723 J. Ordinance 6798, Section 58, and K.C.C. 7.12.580;
- 724 K. Ordinance 6798, Section 59, and K.C.C. 7.12.590;
- 725 L. Ordinance 6798, Section 60, as amended, and K.C.C. 7.12.600;
- 726 M. Ordinance 6798, Section 61, as amended, and K.C.C. 7.12.610;
- 727 N. Ordinance 6798, Section 62, and K.C.C. 7.12.620;
- 728 O. Ordinance 6798, Section 63, as amended, and K.C.C. 7.12.630;
- 729 P. Ordinance 6798, Section 64, as amended, and K.C.C. 7.12.640;
- 730 Q. Ordinance 8538, Section 3, and K.C.C. 7.12.642; and
- 731 R. Ordinance 7620, Section 1, and K.C.C. 7.12.645.

732 SECTION 37. Ordinance 6798, Section 65, as amended, and K.C.C. 7.12.650 are
733 hereby amended to read as follows:

- 734 A. Failure to perform any act required or the performance of any act prohibited
735 by (~~Part III of this chapter~~) sections 11 through section 27 of this ordinance shall be

736 designated as a ~~((n))~~ civil infraction ~~((;))~~, punishable by a monetary penalty, suspension of
737 park privileges, or both.

738 B. ~~(Any person cited for a violation of Part III of this chapter, shall be subject to~~
739 ~~the applicable Justice Court Rules and bail schedules;~~

740 ~~€.)~~ Any person found ~~((guilty of committing))~~ a ~~((n))~~ to have committed a civil
741 infraction shall be assessed a monetary penalty not to exceed ~~(((\$500.00 and))~~ five
742 hundred dollars.

743 ~~((D.))~~ C. A finding that an infraction has been committed shall not give rise to
744 any other legal disability ~~((which))~~ that is based upon conviction of a crime.

745 D. Appeal of a civil infraction shall be governed by K.C.C. chapter 20.22.

746 SECTION 38. Ordinance 6798, Section 66, as amended, and K.C.C. 7.12.660 are
747 hereby amended to read as follows:

748 A. Any person found ~~((guilty of violating any provision of Part IV of this~~
749 ~~chapter))~~ to have committed a violation of sections 29 through 35 of this ordinance is
750 guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than
751 ~~(((\$500.00))~~ five hundred dollars, or by imprisonment in the county jail for not more than
752 ~~((90))~~ ninety days, or both.

753 B. Any person cited for a violation of sections 29 through 35 of this ordinance
754 shall be subject to the jurisdiction of the King County district court.

755 SECTION 39. Ordinance 6798, Section 67, and K.C.C. 7.12.670 are hereby
756 amended to read as follows:

757 In addition to any prescribed civil or criminal penalty, any person failing to
758 comply with any provision of this chapter ~~((shall))~~ may be subject to ~~((the loss of park or~~

759 recreation facility use privileges and ejection from the county park area or associated
760 marine park area)) suspension of park privileges in accordance with K.C.C. 7.12.700.

761 SECTION 40. Ordinance 6798, Section 70, as amended, and K.C.C. 7.12.700 are
762 hereby amended to read as follows:

763 ~~((Violation of the park rules may be a civil infraction or criminal misdemeanor.
764 The initial method of enforcement shall be by a request for voluntary compliance.
765 Violation of the King County Code may be subject to enforcement by the King County
766 sheriff pursuant to K.C.C. 7.12.650 and 7.12.660. In addition, any person failing to
767 comply with the park rules shall be subject to the loss of park or recreation facility use
768 privileges and ejection from county park areas or associated marine park areas. In the
769 future, at the direction of the department director, the park rules ordinance may be
770 updated to request that certain department personnel be commissioned by the King
771 County sheriff for the purpose of issuing citations to the violators of adopted park rules.))~~

772 A. Infractions are subject to enforcement by issuance of a citation in accordance with
773 K.C.C. 7.12.650. Misdemeanor violations are subject to enforcement by either issuance
774 of a citation or arrest by the duly authorized law enforcement officer or both, in
775 accordance with K.C.C. 7.12.660. Violations of park rules and regulations and this
776 chapter may be enforced by immediate suspension of the violator's park privileges and
777 ejection from park facilities enforced by the duly authorized law enforcement officer, or
778 by the director or designee in accordance with this section.

779 B.1. The director may suspend a person's privileges to enter park facilities when
780 a person has been found to have violated any provision in this chapter, any public rule

781 adopted in accordance with K.C.C. chapter 2.98, or any provision in the Revised Code of
782 Washington.

783 2. The director may designate park employees to issue warnings to persons in
784 violation of subsection B.1. of this section and to request voluntary compliance.

785 Designated park employees may issue a written and immediate enforceable order of
786 suspension to a person who fails to comply with the request of voluntary compliance.

787 B.3. Any order of suspension shall be in writing and shall inform the person
788 suspended of the cause, the period of the suspension, and that failure to comply shall be
789 grounds for criminal prosecution. The order of suspension shall also inform the person
790 suspended of the process for appealing the order. Service of the suspension order may be
791 accomplished by personal delivery or by mailing a copy, addressed to the person's last
792 known address, by certified U.S. mail. Unless otherwise specified on the order, the
793 suspension shall take effect immediately upon actual or constructive receipt of the order
794 by the person being suspended. A person may not defeat the effectiveness of a
795 suspension by refusing to accept the order. Receipt of the order is construed to have been
796 accomplished if the person knew or reasonably should have known from the
797 circumstances that the person's privileges to enter parks facilities have been suspended.
798 If the order is mailed, then receipt of the order is construed to have been accomplished
799 three days after the order has been placed with the U.S. Postal Service for delivery.
800 Failure to immediately comply with such a suspension order shall be grounds for
801 prosecution for criminal trespass.

802 3. The length of the suspension may be:

803 a. up to thirty days from the date of the suspension order if the person has not
804 been the subject of a suspension order within one year before the current violation and
805 the violation is not a felony violation or weapon violation;

806 b. up to ninety days from the date of the suspension order if the person has
807 been the subject of only one suspension order issued within one year before the current
808 violation, and neither the current nor the past violation was a felony violation or weapon
809 violation; or

810 c. up to one year from the date of the suspension order if the person has been
811 the subject of two or more suspension orders within one year before the current violation,
812 or if the current violation is a felony violation or weapon violation.

813 4. Before the expiration of the suspension period, a person whose privileges to
814 enter Parks facilities have been suspended may initiate an appeal of the suspension in
815 accordance with K.C.C. 20.22.080, except that the filing deadline in K.C.C. 20.22.080.B.
816 and the filing fee in K.C.C. 20.22.080.D. shall not apply.

817 5. The decision of the hearing examiner shall be final and conclusive unless an
818 aggrieved person timely seeks judicial review of the hearing examiner's decision by filing
819 an appeal in superior court as provided under K.C.C. 20.22.270.B.

820 SECTION 41. Ordinance 4461, Section 2, as amended, and K.C.C. 20.22.060 are
821 hereby amended to read as follows:

822 The examiner make decisions on:

823 A. Appeals of orders of the ombuds under the lobbyist disclosure code under
824 K.C.C. chapter 1.07;

- 825 B. Appeals of sanctions of the finance and business operations division in the
826 department of executive services under K.C.C. chapter 2.97;
- 827 C. Appeals of career service review committee conversion decisions for part-time
828 and temporary employees under K.C.C. chapter 3.12A;
- 829 D. Appeals of electric vehicle recharging station penalties by the Metro transit
830 department under K.C.C. 4A.700.700;
- 831 E. Appeals of notice and orders of the manager of records and licensing services or
832 the department of local services permitting division manager under K.C.C. chapter 6.01;
- 833 F. Appeals of adult entertainment license denials, suspensions, and revocations
834 under K.C.C. chapter 6.09;
- 835 G. Appeals of the fire marshal's decisions on fireworks permits under K.C.C.
836 chapter 17.11;
- 837 H. Appeals of cable franchise nonrenewals under K.C.C. 6.27A.060 and notices
838 and orders under K.C.C. 6.27A.240;
- 839 I. Appeals of notice and orders of the department of natural resources and parks
840 under K.C.C. chapter 7.09;
- 841 J. Appeals of decisions of the director of the department of natural resources and
842 parks on surface water drainage enforcement under K.C.C. chapter 9.04;
- 843 K. Appeals of decisions of the director of the department of natural resources and
844 parks on requests for rate adjustments to surface and storm water management rates and
845 charges under K.C.C. chapter 9.08;
- 846 L. Appeals of decisions on water quality enforcement under K.C.C. chapter 9.12;

847 M. Appeals of notice and orders of the manager of regional animal services under
848 K.C.C. chapter 11.04;

849 N. Certifications by the finance and business operations division of the department
850 of executive services under K.C.C. chapter 12.16;

851 O. Appeals of orders of the office of equity and racial and social justice under
852 K.C.C. chapter 12.17, K.C.C. chapter 12.18, K.C.C chapter 12.20, and K.C.C. chapter
853 12.22;

854 P. Appeals of noise-related orders and citations of the department of local services,
855 permitting division, under K.C.C. chapter 12.86;

856 Q. A decision on a request for exemption under K.C.C. 12.25.020.F.;

857 R. Appeals of utilities technical review committee determinations on water service
858 availability under K.C.C. 13.24.090;

859 S. Appeals of decisions regarding mitigation payment system, commute trip
860 reduction, and intersection standards under K.C.C. Title 14;

861 T. Appeals of changes to speed limits under K.C.C. chapter 14.06;

862 U. Appeals related to road designations and redesignations under K.C.C. chapter
863 16.08;

864 V. Appeals of suspensions, revocations or limitations of plumbing permits under
865 K.C.C. chapter 16.32;

866 W. Appeals from denials of C-PACER applications under K.C.C. chapter 18.19;

867 X. Appeals of all Type 2 decisions under K.C.C. chapter 20.20, with the exception
868 of appeals of shoreline permits, including shoreline substantial development permits,

869 shoreline variances, and shoreline conditional uses, which are appealable to the state
870 Shoreline Hearings Board;

871 Y. Type 3 decisions under K.C.C. chapter 20.20;

872 Z. Appeals of SEPA decisions under K.C.C. 20.44.120 and public rules adopted
873 under K.C.C. 20.44.075;

874 AA. Appeals of completed farm management plans under K.C.C. 21A.30.045;

875 BB. Appeals of decisions of the interagency review committee created under
876 K.C.C. 21A.37.070 regarding sending site applications for certification under K.C.C.
877 chapter 21A.37;

878 CC. Appeals of citations, notices and orders, notices of noncompliance, and stop
879 work orders issued under K.C.C. Title 23 or chapter 1.08 of the code of the King County
880 board of health;

881 DD. Appeals of notices and certifications of junk vehicles to be removed as a
882 public nuisance under K.C.C. Title 21A and K.C.C. chapter 23.10;

883 EE. Appeals of decisions not to issue a citation or a notice and order under K.C.C.
884 23.36.010;

885 FF. Appeals of fee waiver decisions by the department of local services, permitting
886 division under K.C.C. 27.02.040;

887 GG. Appeals from decisions of the department of natural resources and parks
888 related to permits, discharge authorizations, violations, and penalties under K.C.C.
889 28.84.050 and 28.84.060, civil infractions and penalties under K.C.C. 7.12.650, and
890 suspensions of park privileges under K.C.C. 7.12.700.B.;

891 HH. Appeals of transit rider suspensions under K.C.C. 28.96.430;

892 II. Appeals of department of public safety seizures and intended forfeitures, when
893 properly designated by the chief law enforcement officer of the department of public safety
894 under RCW 69.50.505; and

895 JJ. Other applications or appeals prescribed by ordinance."
896

897 **EFFECT prepared by S. Hsu: Striking Amendment S1 would make the following**
898 **changes:**

- 899 • **Technical corrections and clarifying changes:** Make technical corrections and
900 clarifying changes, including making language consistent throughout (such as
901 using the term "persons" rather than "individuals"), modifying use of commas to
902 reflect intent, correcting an erroneous section reference in section 35, and
903 changing "may not" to "shall not" throughout the ordinance where the intent is to
904 prohibit an action.
- 905 • **Definitions (Section 1):** Make clarifying changes to the definitions for
906 "micromobility device" and "motor vehicles." The updated definitions would be:
 - 907 ○ "Micromobility device" means a personal vehicle meant to carry one or
908 two passengers and are propelled by an electric motor, including but not
909 limited to electric-assisted bicycles, motorized foot scooters, electric
910 skateboards, and other relatively small and lightweight electric devices
911 that provide mobility.
 - 912 ○ "Motor vehicle" means any self-propelled device capable of being moved
913 upon a road, and in, upon or by which any persons or property may be
914 transported or drawn, and shall include, but not be limited to, automobiles,

915 trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive
916 vehicles, and all-terrain vehicles or snowmobiles, whether or not they can
917 be legally operated upon the public highways and whether or not they are
918 powered by fuel or electricity. "Motor vehicle" does not include a
919 micromobility device.

- 920 • **Fee Waiver Eligibility (Section 2):** Add language requiring that persons, or
921 persons served by organizations, meet an eligibility threshold of 200% of the
922 federal poverty level to qualify for fee waivers or fee assistance. Current code
923 includes a requirement that individuals meet federally established low-income
924 criteria. The proposed ordinance would have removed this requirement.
- 925 • **Clarifying Changes – Motor Vehicles, E-bikes, and Micromobility Devices**
926 **(Section 26):** Make clarifying changes to section describing rules for use of motor
927 vehicles, e-bikes, and micromobility devices on trails for consistency and clarity
928 and to match Executive intent. These clarifying edits would:
 - 929 ○ Use a consistent definition for "motor vehicle" by removing the new
930 definition for "motor vehicles" used exclusively in this section of the
931 proposed ordinance (where micromobility devices are included), so that
932 the definition for "motor vehicles" in K.C.C. 7.01.010 (where
933 micromobility devices are excluded) would apply throughout the chapter.
 - 934 ○ Use the term "persons with disabilities" instead of "the disabled."
 - 935 ○ Clarify that power-driven mobility devices used by persons with
936 disabilities and authorized maintenance, police, and emergency vehicles
937 are allowed on all trails.

- 938 ○ Remove an inconsistent reference to "bicyclists" that is not intended to
939 include e-bike users.
- 940 ○ Clarify that class 3 e-bikes are not allowed on any trails and pathways in
941 park areas.
- 942 ○ Clarify that the director may adopt rules to permit use of motor vehicles
943 and micromobility devices on trails and pathways.
- 944 ○ Clarify that the director may restrict permitted uses at individuals trails
945 and pathways.
- 946 • **Policy Change – Micromobility Devices (Section 26):** Make a policy change to
947 allow micromobility devices (including e-scooters) to be used on regional trails
948 and paved pathways, unless prohibited by state or federal law; and to require the
949 director to post where use is not allowed.
- 950 • **Penalties and Enforcement (Sections 37-40):** Make clarifying changes in the
951 penalties and enforcement sections to make processes and procedures clear and to
952 match Executive intent. The edits would:
- 953 ○ Clarify that infractions are subject to enforcement by issuance of a citation
954 and appeal to the District Court; and misdemeanors are subject to
955 enforcement by either issuance of a citation or arrest or both.
- 956 ○ Add language to indicate that the department director may designate park
957 employees to issue warnings to persons in violation of park rules and
958 regulations and to request voluntary compliance.

- 959 ○ Add language to describe a process to immediately issue the suspension of
960 park privileges at the time of the violation or to immediately eject a person
961 from park areas at the time of violation.
- 962 ○ Add language to indicate that designated park employees may issue a
963 written and immediate enforceable order of suspension to a person who
964 fails to comply with the request of voluntary compliance.
- 965 ○ Clarify that the order of suspension may be delivered in person at the time
966 of violation or by mail, and that the order of suspension would inform the
967 person suspended of the process for appealing the order.
- 968 • **Hearing Examiner:** Add a reference to K.C.C. chapter 7.12 in the list of
969 decisions by the Hearing Examiner in K.C.C. chapter 20.22, to align with the
970 process that suspensions would appeal to the Hearing Examiner.



April 1, 2024
Parks Title 7
Title Amendment

[S. Hsu] Sponsor: Dembowski
Proposed No.: 2024-0007

1 **TITLE AMENDMENT TO PROPOSED ORDINANCE 2024-0007, VERSION 1**

2 On page 1, beginning on line 1, strike everything through page 4, line 71, and insert:

3 "AN ORDINANCE relating to parks and recreation;
4 amending Ordinance 14509, Section 4, and K.C.C.
5 7.01.010, Ordinance 14509, Section 7, as amended, and
6 K.C.C. 7.08.060, Ordinance 14509, Section 9, and K.C.C.
7 7.08.070, Ordinance 14509, Section 10, and K.C.C.
8 7.08.080, Ordinance 6798, Section 2, as amended, and
9 7.12.020, Ordinance 6798, Section 3, and K.C.C. 7.12.030,
10 Ordinance 14509, Section 14, and K.C.C. 7.12.035,
11 Ordinance 6798, Section 5, as amended, and K.C.C.
12 7.12.050, Ordinance 6798, Section 11, as amended, and
13 K.C.C. 7.12.110, Ordinance 6798, Section 12, and K.C.C.
14 7.12.140, Ordinance 6798, Section 65, and K.C.C.
15 7.12.650, Ordinance 6798, Section 66, and K.C.C.
16 7.12.660, Ordinance 6798, Section 67, and K.C.C.
17 7.12.670, and Ordinance 6798, Section 70, as amended, and
18 K.C.C. 7.12.700, adding new sections to K.C.C. chapter

19 7.12, repealing Ordinance 6798, Section 16, as amended,
20 and K.C.C. 7.12.160, Ordinance 6798, Section 17, and
21 K.C.C. 7.12.170, Ordinance 6798, Section 18, and K.C.C.
22 7.12.180, Ordinance 6798, Section 19, and K.C.C.
23 7.12.190, Ordinance 6798, Section 20, and K.C.C.
24 7.12.200, Ordinance 6798, Section 21, and K.C.C.
25 7.12.210, Ordinance 6798, Section 22, and K.C.C.
26 7.12.220, Ordinance 6798, Section 23, and K.C.C.
27 7.12.230, Ordinance 6798, Section 24, as amended, and
28 K.C.C. 7.12.240, Ordinance 6798, Section 25, as amended,
29 and K.C.C. 7.12.250, Ordinance 6798, Section 26, as
30 amended, and K.C.C. 7.12.260, Ordinance 6798, Section
31 27, and K.C.C. 7.12.270, Ordinance 6798, Section 28, and
32 K.C.C. 7.12.280, Ordinance 6798, Section 29, and K.C.C.
33 7.12.290, Ordinance 8518, Section 1, as amended, and
34 K.C.C. 7.12.295, Ordinance 6798, Section 30, as amended,
35 and K.C.C. 7.12.300, Ordinance 6798, Section 31, and
36 K.C.C. 7.12.310, Ordinance 6798, Section 32, and K.C.C.
37 7.12.320, Ordinance 6798, Section 33, and K.C.C.
38 7.12.330, Ordinance 6798, Section 34, and K.C.C.
39 7.12.340, Ordinance 6798, Section 35, and K.C.C.
40 7.12.350, Ordinance 6798, Section 36, and K.C.C.
41 7.12.360, Ordinance 6798, Section 37, and K.C.C.

42 7.12.370, Ordinance 6798, Section 38, and K.C.C.
43 7.12.380, Ordinance 6798, Section 39, and K.C.C.
44 7.12.390, Ordinance 6798, Section 40, and K.C.C.
45 7.12.400, Ordinance 6798, Section 41, as amended, and
46 K.C.C. 7.12.410, Ordinance 6798, Section 42, as amended,
47 and K.C.C. 7.12.420, Ordinance 6798, Section 43, as
48 amended, and K.C.C. 7.12.430, Ordinance 17375, Section
49 2, and K.C.C. 7.12.435, Ordinance 6798, Section 44, as
50 amended, and K.C.C. 7.12.440, Ordinance 14509, Section
51 22, and K.C.C. 7.12.445, Ordinance 6798, Section 45, and
52 K.C.C. 7.12.450, Ordinance 6798, Section 46, as amended,
53 and K.C.C. 7.12.460, Ordinance 6798, Section 47, as
54 amended, and K.C.C. 7.12.470, Ordinance 6798, Section
55 48, as amended, and K.C.C. 7.12.480, Ordinance 6798,
56 Section 49, and K.C.C. 7.12.490, Ordinance 6798, Section
57 50, and K.C.C. 7.12.500, Ordinance 6798, Section 51, and
58 K.C.C. 7.12.510, Ordinance 6798, Section 52, and K.C.C.
59 7.12.520, Ordinance 6798, Section 53, as amended, and
60 K.C.C. 7.12.530, Ordinance 6798, Section 54, and K.C.C.
61 7.12.540, Ordinance 6798, Section 55, as amended, and
62 K.C.C. 7.12.550, Ordinance 6798, Section 56, as amended,
63 and K.C.C. 7.12.560, Ordinance 6798, Section 57, and
64 K.C.C. 7.12.570, Ordinance 6798, Section 58, and K.C.C.

65 7.12.580, Ordinance 6798, Section 59, and K.C.C.
66 7.12.590, Ordinance 6798, Section 60, as amended, and
67 K.C.C. 7.12.600, Ordinance 6798, Section 61, as amended,
68 and K.C.C. 7.12.610, Ordinance 6798, Section 62, and
69 K.C.C. 7.12.620, Ordinance 6798, Section 63, as amended,
70 and K.C.C. 7.12.630, Ordinance 6798, Section 64, as
71 amended, and K.C.C. 7.12.640, Ordinance 8538, Section 3,
72 and K.C.C. 7.12.642, and Ordinance 7620, Section 1, and
73 K.C.C. 7.12.645, and prescribing penalties."

74

75 **EFFECT prepared by S. Hsu:** Title Amendment T1 would make technical corrections
76 and add that the proposed ordinance prescribes penalties.



April 1, 2024
Parks Title 7
Title Amendment for S1

[S. Hsu] Sponsor: Dembowski
Proposed No.: 2024-0007

1 **TITLE AMENDMENT TO PROPOSED ORDINANCE 2024-0007, VERSION 1**

2 On page 1, beginning on line 1, strike everything through page 4, line 71, and insert:

3 "AN ORDINANCE relating to parks and recreation;
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5 7.01.010, Ordinance 14509, Section 7, as amended, and
6 K.C.C. 7.08.060, Ordinance 14509, Section 9, and K.C.C.
7 7.08.070, Ordinance 14509, Section 10, and K.C.C.
8 7.08.080, Ordinance 6798, Section 2, as amended, and
9 7.12.020, Ordinance 6798, Section 3, and K.C.C. 7.12.030,
10 Ordinance 14509, Section 14, and K.C.C. 7.12.035,
11 Ordinance 6798, Section 5, as amended, and K.C.C.
12 7.12.050, Ordinance 6798, Section 11, as amended, and
13 K.C.C. 7.12.110, Ordinance 6798, Section 12, and K.C.C.
14 7.12.140, Ordinance 6798, Section 65, and K.C.C.
15 7.12.650, Ordinance 6798, Section 66, and K.C.C.
16 7.12.660, Ordinance 6798, Section 67, and K.C.C.
17 7.12.670, Ordinance 6798, Section 70, as amended, and
18 K.C.C. 7.12.700, and Ordinance 4461, Section 2, as

19 amended, and K.C.C. 20.22.060, adding new sections to
20 K.C.C. chapter 7.12, repealing Ordinance 6798, Section 16,
21 as amended, and K.C.C. 7.12.160, Ordinance 6798, Section
22 17, and K.C.C. 7.12.170, Ordinance 6798, Section 18, and
23 K.C.C. 7.12.180, Ordinance 6798, Section 19, and K.C.C.
24 7.12.190, Ordinance 6798, Section 20, and K.C.C.
25 7.12.200, Ordinance 6798, Section 21, and K.C.C.
26 7.12.210, Ordinance 6798, Section 22, and K.C.C.
27 7.12.220, Ordinance 6798, Section 23, and K.C.C.
28 7.12.230, Ordinance 6798, Section 24, as amended, and
29 K.C.C. 7.12.240, Ordinance 6798, Section 25, as amended,
30 and K.C.C. 7.12.250, Ordinance 6798, Section 26, as
31 amended, and K.C.C. 7.12.260, Ordinance 6798, Section
32 27, and K.C.C. 7.12.270, Ordinance 6798, Section 28, and
33 K.C.C. 7.12.280, Ordinance 6798, Section 29, and K.C.C.
34 7.12.290, Ordinance 8518, Section 1, as amended, and
35 K.C.C. 7.12.295, Ordinance 6798, Section 30, as amended,
36 and K.C.C. 7.12.300, Ordinance 6798, Section 31, and
37 K.C.C. 7.12.310, Ordinance 6798, Section 32, and K.C.C.
38 7.12.320, Ordinance 6798, Section 33, and K.C.C.
39 7.12.330, Ordinance 6798, Section 34, and K.C.C.
40 7.12.340, Ordinance 6798, Section 35, and K.C.C.
41 7.12.350, Ordinance 6798, Section 36, and K.C.C.

42 7.12.360, Ordinance 6798, Section 37, and K.C.C.
43 7.12.370, Ordinance 6798, Section 38, and K.C.C.
44 7.12.380, Ordinance 6798, Section 39, and K.C.C.
45 7.12.390, Ordinance 6798, Section 40, and K.C.C.
46 7.12.400, Ordinance 6798, Section 41, as amended, and
47 K.C.C. 7.12.410, Ordinance 6798, Section 42, as amended,
48 and K.C.C. 7.12.420, Ordinance 6798, Section 43, as
49 amended, and K.C.C. 7.12.430, Ordinance 17375, Section
50 2, and K.C.C. 7.12.435, Ordinance 6798, Section 44, as
51 amended, and K.C.C. 7.12.440, Ordinance 14509, Section
52 22, and K.C.C. 7.12.445, Ordinance 6798, Section 45, and
53 K.C.C. 7.12.450, Ordinance 6798, Section 46, as amended,
54 and K.C.C. 7.12.460, Ordinance 6798, Section 47, as
55 amended, and K.C.C. 7.12.470, Ordinance 6798, Section
56 48, as amended, and K.C.C. 7.12.480, Ordinance 6798,
57 Section 49, and K.C.C. 7.12.490, Ordinance 6798, Section
58 50, and K.C.C. 7.12.500, Ordinance 6798, Section 51, and
59 K.C.C. 7.12.510, Ordinance 6798, Section 52, and K.C.C.
60 7.12.520, Ordinance 6798, Section 53, as amended, and
61 K.C.C. 7.12.530, Ordinance 6798, Section 54, and K.C.C.
62 7.12.540, Ordinance 6798, Section 55, as amended, and
63 K.C.C. 7.12.550, Ordinance 6798, Section 56, as amended,
64 and K.C.C. 7.12.560, Ordinance 6798, Section 57, and

65 K.C.C. 7.12.570, Ordinance 6798, Section 58, and K.C.C.
66 7.12.580, Ordinance 6798, Section 59, and K.C.C.
67 7.12.590, Ordinance 6798, Section 60, as amended, and
68 K.C.C. 7.12.600, Ordinance 6798, Section 61, as amended,
69 and K.C.C. 7.12.610, Ordinance 6798, Section 62, and
70 K.C.C. 7.12.620, Ordinance 6798, Section 63, as amended,
71 and K.C.C. 7.12.630, Ordinance 6798, Section 64, as
72 amended, and K.C.C. 7.12.640, Ordinance 8538, Section 3,
73 and K.C.C. 7.12.642, and Ordinance 7620, Section 1, and
74 K.C.C. 7.12.645, and prescribing penalties.

75

76 **EFFECT prepared by S. Hsu:** Title Amendment T2 would conform the title with
77 Striking Amendment S1.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

S1

March 1, 2024
Parks Title 7 Striker

[S. Hsu] Sponsor: Dembowski
Proposed No.: 2024-0007

1 **STRIKING AMENDMENT TO PROPOSED ORDINANCE 2024-0007, VERSION**

2 **1**

3 On page 2, beginning on line 72, strike everything through page 40, line 876, and insert:

4 "BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

5 SECTION 1. Ordinance 14509, Section 4, as amended, and K.C.C. 7.01.010 are
6 hereby amended to read as follows:

7 The definitions in this section apply throughout this title and K.C.C. chapter 4.57,
8 unless the context clearly requires otherwise.

9 A. "Advertising" means promotional activity for the financial gain of those
10 undertaking the activity or causing the activity to be undertaken, including, but not
11 limited to, placing signs, posters, placards, or any other display device in publicly visible
12 location within a parks and recreation facility. "Advertising" does not include posting of
13 an announcement on a community bulletin board, consistent with any applicable rules for
14 the use of community bulletin boards.

15 B. "Aircraft" means any machine or device designed to travel through the air
16 including, but not limited to, airplanes, helicopters, (~~ultra-light~~) ultralight-type planes,
17 gliders, hang gliders, paragliders, remote-control model planes and gliders, rockets,
18 drones, hot-air balloons, kites, and balloons.

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19 C. "Alcoholic beverages" or "liquor" includes the four varieties of liquor defined
20 as alcohol, spirits, wine₂ and beer, all fermented, spirituous, vinous, or malt liquor, and all
21 other intoxicating beverages, and every liquor, solid₂ or semisolid₂ or other substance,
22 patented or not, containing alcohol, spirits, wine₂ or beer((;))₂ all drinks or drinkable
23 liquids₂ and all preparations or mixtures capable of human consumption. Any liquor,
24 semisolid, solid₂ or other substance that contains more than one percent alcohol by weight
25 shall be conclusively deemed to be intoxicating.

26 D. "Associated marine area" means any water area within one hundred feet of
27 any parks and recreation facility such as a dock, pier, float, buoy, log boom₂ or other
28 human-made, marine structure or object₂ that is part of a parks and recreation facility,
29 only if the area does not include private property.

30 E. "Backcountry trail" means any natural surface trail intended exclusively for
31 passive recreation such as hiking, horseback riding, mountain biking, running, and nature
32 observation.

33 F. "Boat" means any contrivance up to sixty-five feet in length overall, used or
34 capable of being used as a means of transportation on water.

35 ((F-)) G. "Camper" means a motorized vehicle containing either sleeping or
36 housekeeping accommodations, or both, and shall include a pickup truck with camper, a
37 van or van-type ((body)) vehicle, a bus, or any similar type vehicle.

38 ((G-)) H. "Campfire" means any open flame from a wood source.

39 I. "Camping" means erecting a tent or shelter or arranging bedding or both for the
40 purpose of, or in such a way as will permit₂ remaining overnight, or parking a trailer,
41 camper₂ or other vehicle for the purpose of remaining overnight.

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42 ~~((H.))~~ J. "Campsite" means camping sites designated by the director.

43 ~~((I.))~~ K. "Change" a fee means to alter the amount of a fee.

44 ~~((J.))~~ L. "Class 1 electric-assisted bicycle" means an electric-assisted bicycle in
45 which the motor provides assistance only when the rider is pedaling and ceases to provide
46 assistance when the bicycle reaches the speed of twenty miles per hour.

47 M. "Class 2 electric-assisted bicycle" means an electric-assisted bicycle in which
48 the motor may be used exclusively to propel the bicycle and is not capable of providing
49 assistance when the bicycle reaches the speed of twenty miles per hour.

50 N. "Class 3 electric-assisted bicycle" means an electric-assisted bicycle in which
51 the motor provides assistance only when the rider is pedaling and ceases to provide
52 assistance when the bicycle reaches the speed of twenty-eight miles per hour and is
53 equipped with a speedometer.

54 O. "Commercial watercraft" means any watercraft used for any commercial
55 purpose, but does not include a commercial watercraft operated in a marine area or
56 marine facility under a concession agreement, lease, or other permit or contract with the
57 division.

58 P. "Concession" means the privilege or authority to sell goods or services within
59 parks and recreation facilities or to operate parks and recreation facilities or a portion
60 thereof.

61 ~~((K.))~~ Q. "Concession contract" or "concession agreement" means the agreement
62 granting a person a concession with respect to a parks and recreation facility.

63 ~~((L.))~~ R. "Department" means the department of natural resources and parks.

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64 ~~((M.))~~ S. "Director" means the director of the department of natural resources and
65 parks or the director's designee.

66 ~~((N.))~~ T. "Discrimination" means any action or failure to act, whether by single
67 act or part of a practice, the effect of which is to adversely affect or differentiate between
68 or among ~~((individuals))~~ persons or groups of ~~((individuals))~~ persons, because of ~~((race,~~
69 ~~color, religion, national origin, age, sex, marital status, parental status, sexual orientation,~~
70 ~~gender identity or expression, the presence of any sensory, mental, or physical handicap,~~
71 ~~or the use of a service or assistive animal))~~ sex, race, color, national origin, religious
72 affiliation, disability, sexual orientation, gender identity or expression, age except by
73 minimum age and retirement provisions, status as a family caregiver, military status or
74 status as a veteran who was honorably discharged or who was discharged solely as a result
75 of the person's sexual orientation or gender identity or expression, or use of a service or
76 assertive animal. For the purposes of this subsection, "service or assistive animal" means
77 any dog guide, signal or hearing dog, seizure response dog, therapeutic companion
78 animal, or other animal that does work, performs tasks, or provides medically necessary
79 support for the benefit of a ~~((n individual))~~ person -with a disability.

80 ~~((O.))~~ U. "Division" means the parks and recreation division of the department of
81 natural resources and parks.

82 ~~((P.))~~ V. "Electric-assisted bicycle" is consistent with RCW 46.37.690 and means
83 a bicycle with two or three wheels, a saddle, fully operative pedals for human propulsion,
84 and an electric motor. An electric-assisted bicycle must have:

85 1. A motor with a power output of no more than seven hundred fifty watts; and

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86 2. A label, displayed in a prominent location, printed in Arial font and at least
87 nine-point type that contains the classification number, top assisted speed, and motor
88 wattage.

89 ~~W.~~ W. "Eliminate" a fee means to remove a fee.

90 ~~((Q-))~~ X. "Establish" a fee means to impose a fee for an activity for which a fee
91 was not being charged.

92 ~~((R-))~~ Y. "Facility," "facilities," "parks and recreation facility," "parks and
93 recreation facilities" or "park area" means the following that are owned or otherwise
94 under the jurisdiction of the parks and recreation division of the department of natural
95 resources and parks: any building~~((;))~~ or portion thereof, or other structure, park, open
96 space, natural area, resource or ecological land, marine area, trail, or other property
97 ~~((owned or otherwise under the jurisdiction of the parks and recreation division of the~~
98 ~~department of natural resources and parks))~~.

99 ~~((S-))~~ Z. "Facility manager" means the person designated to manage a specific
100 parks and recreation facility.

101 ~~((T. "High use areas" means areas of parks and recreation facilities where people~~
102 ~~congregate. "High use areas" include athletic fields, off-leash dog parks, parking lots,~~
103 ~~picnic shelters, playgrounds, sports courts, trailheads, and any other areas designated as~~
104 ~~high use areas by the director.~~

105 ~~U. "Manager" means the manager of the parks and recreation division of the~~
106 ~~department of natural resources and parks.~~

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107 ~~V-)~~ AA. "Mechanical trapping device" means any device, including, but not
108 limited to, a snare or machine, that shuts suddenly upon contact by an animal, and any
109 device that kills or inflicts physical pain and injury upon a captured animal.

110 BB. "Micromobility device" means a personal vehicle meant to carry one or two
111 passengers ~~and~~ ~~are~~ ~~that is propelled by that has~~ an electric motor, including, but not
112 limited to, ~~and includes~~ electric-assisted bicycles, motorized foot scooters, electric
113 skateboards, and other relatively small and lightweight electric devices that provide
114 mobility.

115 CC. "Motor vehicle" means any self-propelled device capable of being moved
116 upon a road, and in, upon or by which any persons or property may be transported or
117 drawn, and shall include, but not be limited to, automobiles, trucks, motorcycles,
118 ~~((motor))~~ scooters, jeeps or similar type four-wheel drive vehicles, and all-terrain
119 vehicles or snowmobiles, whether or not they can be legally operated upon the public
120 highways ~~and whether or not they are powered by fuel or electricity.~~ "Motor vehicle"
121 does not include a micromobility device.

122 ~~((W-))~~ DD. "Naming rights" means rights to name a facility, except parks, after a
123 person for a term of years in exchange for consideration.

124 ~~((X-))~~ EE. "Pack animal" means any domesticated herbivorous animal, other than
125 a horse, traditionally used to transport people or cargo, such as an alpaca, burro, llama,
126 mule, ox, or goat.

127 FF. "Parks and recreation purposes" means any lawful purpose of the division.

128 ~~((Y-))~~ GG. "Person" means all natural persons, groups, entities, firms,
129 partnerships, corporations, governmental and quasi-governmental entities, clubs, and all

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130 associations or combination of persons whether acting for themselves or as an agent,
131 servant, or employee.

132 ~~((Z.))~~ HH. "Permit" means an authorization for the use of parks and recreation
133 facilities that imposes conditions on the permittee in addition to those conditions imposed
134 on the general public.

135 ~~((AA.))~~ II. "Regional trail" means a regionally-significant, shared-use path for
136 bicycling, walking, jogging, skating, horseback riding, or other nonmotor use that
137 provides recreational opportunities and enhances regional mobility. "Regional trail"
138 includes, but is not limited to, the Burke-Gilman trail, the Cedar River trail, the East Lake
139 Sammamish trail, the Eastrail, the Foothills trail, the Green-to-Cedar Rivers trail, the
140 Issaquah-Preston trail, the Lake-to-Sound trail, the Marymoor Connector trail, the
141 Preston-Snoqualmie trail, the Sammamish River trail, the Snoqualmie Valley trail, and
142 the Soos Creek trail.

143 JJ. "Rocket" means any device containing a combustible substance that when
144 ignited, propels the device forward.

145 ~~((BB.))~~ KK. "Set" a fee means to change or eliminate a fee, including
146 determining, changing, or eliminating a range for a fee. "Set" does not include selecting
147 a fee in a previously set range for a fee.

148 ~~((CC.))~~ LL. "Spirits" means any beverage that contains alcohol obtained by
149 distillation, including wines exceeding twenty-four percent of alcohol by volume.

150 ~~((DD.))~~ MM. "Sponsorship" means providing consideration to support specific
151 parks and recreation facilities or activities, generally in exchange for advertising on
152 county property, through county media, or otherwise, or other promotional consideration.

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153 (~~EE~~) NN. "Tobacco product" means cigarettes, cigars, vapor products, pipe
154 tobacco, and chewing tobacco.

155 (~~FF~~) OO. "Trail" means any path, track, or (~~right-of-way~~) right of way
156 designed for use by pedestrians, bicycles, equestrians, or other nonmotorized modes of
157 transportation, including, but not limited to, a backcountry trail and a regional trail.

158 (~~GG~~) PP. "Trailer" means a towed vehicle that contains sleeping or
159 housekeeping accommodations.

160 (~~HH~~) QQ. "Trailer site" means a designated camping site that has either water
161 or electrical facilities, or both, available for hookup.

162 (~~H~~) RR. "User fee" means a fee charged for the use of parks and recreation
163 facilities, activities and programs, including, but not limited to, general facilities
164 admission, classes and workshops, sponsored leagues and tournaments, gymnasium and
165 field usage for games and practice, field lights and other equipment, concessions,
166 parking, camping, special event admission, rooms for meetings, conference banquets and
167 other indoor activities, kitchen, and equipment. "User fee" does not include the cost of
168 purchasing tangible personal property sold by the division. "User fee" also does not
169 include charges made under:

- 170 1. An advertising, sponsorship, or naming rights agreement in accordance with
171 K.C.C. 7.08.080;
- 172 2. A concession contract in accordance with K.C.C. chapter 4.57;
- 173 3. A lease, rental, or use agreement in accordance with K.C.C. 4.56.150; or
- 174 4. A special use permit in accordance with K.C.C. 7.12.050.

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175 ~~((H.))~~ SS. "Vessel" means any contrivance more than sixty-five feet in length
176 overall, used or capable of being used as a means of transportation on water.

177 SECTION 2. Ordinance 14509, Section 7, as amended, and K.C.C. 7.08.060 are
178 hereby amended to read as follows:

179 A. The director shall set user fees in accordance with this section.

180 B. The director shall set user fees for all parks and recreation facilities and
181 programs for which specific users can be readily identified and charged, unless the
182 director determines that the administrative costs to collect the fees are likely to exceed
183 revenues.

184 C. In setting user fees, the director shall consider the following, among other
185 factors:

- 186 1. The cost of providing services and the demand for services;
- 187 2. The administrative costs of collecting the fees;
- 188 3. The user's ability to pay;
- 189 4. Maximizing nontax revenue for the support of parks and recreation facilities;
- 190 5. ~~((The target revenue rate from user fees, which are:~~
 - 191 a. ~~for swimming pools, at least fifty percent of operation and maintenance~~
192 ~~costs, including overhead;~~
 - 193 b. ~~for the Weyerhaeuser King County Aquatic Center, at least fifty percent of~~
194 ~~the operation and maintenance costs, including overhead;~~
 - 195 c. ~~for the King County fairgrounds, at least one hundred percent of operation~~
196 ~~and maintenance costs, including overhead;~~

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197 d. ~~for ballfields, at least thirty percent of operation and maintenance costs,~~
198 ~~including overhead; and~~

199 e. ~~for all other activities, at least thirty percent of operation and maintenance~~
200 ~~costs, including overhead))~~ Access to parks and natural resources as a determinant of
201 equity as defined in K.C.C. 2.10.210.B.; and

202 6. Comparable fees in other area jurisdictions.

203 D. User fees for youth shall generally be set lower than comparable fees for
204 adults.

205 E. Consistent with applicable law, the director may waive, in whole or in part,
206 user fees or provide or facilitate scholarships for ~~((individuals)) persons, ((meeting~~
207 ~~federally established low income criteria,))~~ persons, or organizations that serve persons,
208 meeting an eligibility threshold of two hundred percent of the federal poverty level, to
209 help ensure that no one is denied access to parks and recreation facilities or activities
210 based solely on an inability to pay. The director shall adopt rules in accordance with
211 K.C.C. chapter 2.98 that establish the circumstances for which these waivers or
212 scholarships are available and the process for granting the waivers or scholarships. In
213 addition, the director may waive user fees as part of a concession, advertising, or
214 sponsorship agreement under which the county receives consideration equal to or greater
215 than the total amount of the fees to be waived. The director shall document all waivers of
216 user fees.

217 F. The director shall set user fees in a way that clearly and simply states the
218 amounts and the facilities or programs to which the fees apply. The director may set
219 ranges for particular user fees and select fees within those ranges.

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220 G. The director shall make available to the public a description of the
221 department's procedures for setting user fees. The description shall include information
222 on how to inquire about the department's proposed and adopted user fees and public
223 comment opportunities.

224 H.1. The director shall give at least twenty days' notice of its intention to set user
225 fees by providing notice:

226 a. in writing or by electronic format, to:

227 (1) the clerk of the council;

228 (2) all council members; and

229 (3) all persons who have made a timely request for advance notice of fee
230 setting;

231 b. by posting notice at affected facilities; ~~((and))~~

232 c. by ~~((publishing in the official county newspaper a summary of the notice of
233 the proposed action, including the information in subsection H.2.a. through e. of this
234 section))~~ posting a notice on the parks and recreation division's web page; and

235 d. through the parks and recreation division's list-serve and social media
236 channels.

237 2. The notice made ~~((in))~~ under subsection H.1. of this section shall:

238 a. include a reference to this section;

239 b. include a reference to the facility or program to which the fee will be
240 applied;

241 c. include a date and place by which comments must be submitted;

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242 d. specify whether the proposal is the determination, change or elimination of a
243 fee;

244 e. if the proposal is to change a fee, indicate both the amount of the existing
245 fee and the proposed fee; and

246 f. state the reason for and methodology used to determine the proposed new
247 fee.

248 3. Selecting a different user fee within a set range does not require notice.

249 4. The director shall consider all comments received by the prescribed date for
250 comment before the user fee is set.

251 I. A user fee is set when signed by the director. A user fee takes effect ten days
252 after it is set.

253 J. Once a user fee is set, the division shall post the amount of the fee in both
254 written and electronic form for inspection, review and copying by the public, including
255 providing a copy, in writing or by electronic format, of the fee to the clerk of the county
256 council and each member of the county council and posting the fee on the website.

257 K. The director ~~((may))~~ shall not increase a fee, or the upper end of the range of a
258 fee, more than fifty percent of that which is in place for the fee or range, unless the
259 authority to set the fee is granted by the council by ordinance. However, for the
260 convenience of parks users and to reduce administrative expenses, an increase in the daily
261 parking fee of no more than fifty percent may be rounded up one time only to the next
262 highest dollar.

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263 L. The director ~~((may))~~ shall not increase a fee or the upper end of the range of a
264 fee, within one hundred twenty days of a previous increase to the fee or range, unless the
265 authority for the increase is granted by the council by ordinance.

266 M. A fee ~~((may))~~ shall not be established unless the fee is approved by the
267 council by ordinance.

268 N. All persons using King County parks and recreation facilities shall pay any
269 applicable user fees, except as provided in subsection E₂ of this section.

270 O. User fees generated under this chapter shall be applied solely to parks and
271 recreation purposes.

272 SECTION 3. Ordinance 14509, Section 9, and K.C.C. 7.08.070 are hereby
273 amended to read as follows:

274 A. Consistent with K.C.C. chapter 3.04, the director may solicit and accept from
275 the general and business communities and all other persons, gifts, bequests and donations
276 to the county of or in support of parks and recreation facilities and programs.

277 B. All gifts, bequests and donations of money to the county for parks and
278 recreation purposes shall be deposited and credited to the parks trust and contribution
279 fund created under K.C.C. ~~((4.08.095))~~ 4A.200.510.

280 C. The director shall assure that expenditures from the gift, bequest or donation
281 are consistent with the terms, if any, requested by the grantor.

282 SECTION 4. Ordinance 14509, Section 10, and K.C.C. 7.08.080 are hereby
283 amended to read as follows:

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284 A. The director may negotiate and enter into advertising, sponsorship and naming
285 rights agreements for the purpose of providing financial support for parks and recreation
286 facilities and programs.

287 B.1. Advertising is prohibited at parks and recreation facilities unless the
288 advertising is under an agreement or permit identified in K.C.C. 7.08.100. Advertising
289 shall be restricted to commercial speech.

290 2. Agreements authorizing advertising at parks and recreation facilities shall
291 contain provisions to ensure that advertising is consistent with the existing aesthetics of
292 the particular facility. To the extent feasible, agreements shall specify that advertising
293 signs have a consistent look throughout a particular facility, such as similar sizes and
294 background colors, and that the signs are affixed in a way that minimizes wear and tear
295 on parks and recreation facilities. Except for signs associated with lighted scoreboards,
296 the director ~~((shall))~~ may shall not enter into agreements authorizing neon signs and light
297 boards for outdoor areas at parks and recreation facilities. Unless authorized by
298 ordinance, advertising in ~~((regional))~~ any open space land, resource and ecological
299 land ~~((s))~~ ~~((s shall))~~ may shall not be larger than two feet in either height or width. All
300 sign agreements shall require that the signs be removed at the end of the agreement term.

301 C. Advertisers and sponsors shall agree not to engage in
302 discrimination. ~~((Furthermore, an advertising, sponsorship or naming rights agreement
303 may not result in the advertisement of spirits or tobacco products in violation of K.C.C.
304 chapter 12.51.))~~

305 D. An advertising, sponsorship or naming rights agreement may shall not result
306 in the advertisement of spirits, or of tobacco products in violation of K.C.C. chapter

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307 12.51. The director may impose additional subject-matter restrictions on advertising,
308 sponsorship and naming rights agreements consistent with applicable law and the use of
309 parks and recreation facilities by citizens of all ages, in particular young children and
310 families.

311 E. Revenue generated from advertising, sponsorship, and naming rights
312 agreements entered into under this section shall be applied solely to parks and recreation
313 purposes.

314 SECTION 5. Ordinance 6798, Section 2, as amended, and K.C.C. 7.12.020 are
315 hereby amended to read as follows:

316 A. The playgrounds, activity centers, pools and other facilities of the division are
317 established by law for public recreation purposes, including, but not limited to, the
318 provision of community services by third parties.

319 B. The director is authorized to adopt rules, under the procedures specified in
320 K.C.C. chapter 2.98, that are not inconsistent with this chapter or other King County
321 ordinances for the management, control, and use of facilities.

322 SECTION 6. Ordinance 6798, Section 3, and K.C.C. 7.12.030 are hereby
323 amended to read as follows:

324 ~~((The manager shall promulgate rules setting forth the times and conditions upon~~
325 ~~which the county parks and recreation facilities will be open, closed, or used by the~~
326 ~~public. Such rules shall be promulgated in accordance with the procedures established in~~
327 ~~K.C.C. 2.98.)) A. Except as provided in a lease, use agreement, or concession
328 agreement, the operating hours for all county parks and recreation facilities, other than
329 regional trails, are from thirty minutes before sunrise to thirty minutes after sunset.~~

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330 B. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to
331 establish the operating hours for regional trails. Until the director adopts rules, this
332 subsection applies. Regional trails are open to public use daily from thirty minutes
333 before sunrise to thirty minutes after sunset unless the director temporarily closes a
334 regional trail or modifies hours of operation if necessary to protect the public health,
335 safety, or welfare or to protect the environment or public assets.

336 SECTION 7. Ordinance 14509, Section 14, and K.C.C. 7.12.035 are hereby
337 amended to read as follows:

338 A. The ~~((manager))~~ director may designate portions of parks and recreation
339 facilities that are permanently or indefinitely off limits to the general public for the
340 purpose of protecting park resources or the environment, or for the purpose of protecting
341 the public from conditions that constitute a potential safety hazard. Any portion of a
342 facility that is designated as permanently or indefinitely off limits under this section must
343 have posted notice of the designation. ~~((The manager may delegate the authority granted~~
344 ~~under this section to division employees with appropriate restrictions.))~~

345 B. ~~This section does not affect the director's authority to~~ may temporarily close
346 part or all of any parks and recreation facility to the public for purposes of maintenance
347 or construction, including site restoration, or to protect the public from conditions that
348 constitute a potential safety hazard.

349 SECTION 8. Ordinance 6798, Section 5, as amended, and K.C.C. 7.12.050 are
350 hereby amended to read as follows:

351 A. Uses not meeting all of the requirements in K.C.C. 7.12.040, and any other
352 private uses of parks and recreation facilities of less than ~~((thirty))~~ one hundred twenty

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353 days in a twelve-month period not governed by another code provision, may be
354 authorized by special use permits granted by the director. A fee shall be charged for
355 those uses. The director shall determine the amount of the fee. As appropriate, the
356 director shall specify special conditions of use and note the conditions on the special use
357 permit. Special use permits may have a term of up to five years without requiring council
358 approval.

359 B. Those applying for special use permits for activities at which the consumption
360 of alcoholic beverages is intended must meet the requirements of state law with respect to
361 liquor permits and this chapter. During the course of the activity, the state liquor permit
362 must be displayed within the area.

363 SECTION 9. Ordinance 6798, Section 11, as amended, and K.C.C. 7.12.110 are
364 hereby amended to read as follows:

365 During all periods of use, persons using facilities by permit shall, except when a
366 waiver is obtained from the department, obtain and maintain public liability insurance
367 acceptable to the county and/or other insurance necessary to protect the public and the
368 county on premises to be used, with limits of liability not less than: ~~(((\$500,000))~~ one
369 million dollars per each person personal injury; ~~(((\$500,000))~~ one million dollars per each
370 occurrence personal injury; ~~(((\$250,000))~~ one million dollars per each occurrence property
371 damage; or a combined single-limit personal injury ~~((and/))~~ or property damage, or both,
372 liability of ~~(((\$1,000,000))~~ two million dollars per occurrence. Persons shall provide a
373 certificate of insurance, or, upon written request of the county, a duplicate of the policy,
374 as evidence of the insurance protection provided. ~~((This))~~ The insurance ~~((shall))~~

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375 ~~may~~shall -not be cancelled or reduced without prior written notice to the county at least
376 thirty days in advance of the cancellation.

377 SECTION 10. Ordinance 6798, Section 14, and K.C.C. 7.12.140 are hereby
378 amended to read as follows:

379 ~~((The m))~~Misuse of a park facility or ~~((the))~~ failure to conform with these
380 regulations, the instructions of division employees, or the conditions of a permit, ~~((will~~
381 ~~be))~~ is a sufficient reason for ((denying)) the division to deny a person's subsequent
382 application for any future permit((s)).

383 NEW SECTION. SECTION 11. There is hereby added to K.C.C. chapter 7.12,
384 Part III, a new section to read as follows:

385 A person may camp in any park area only where designated and posted as a
386 campsite or trailer site and shall meet the following conditions:

387 A. Occupancy of a campsite or trailer site is limited to seven consecutive days
388 within a thirty-day period. The director may designate and post a shorter limit for any
389 site;

390 B. The number of vehicles occupying a campsite or trailer site is limited to one
391 car or camper, or one vehicle with trailer. The director may designate and post a higher
392 limit on the number of vehicles or a limit on the permitted length of a camper or trailer
393 for any site; and

394 C. Fees for the use of campsites or trailer sites are due and payable daily. The
395 daily fee covers use of the site until the vacating time on the following day. If the site is
396 not vacated by the vacating time and all personal property is not removed, an additional
397 use fee may be charged.

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398 NEW SECTION. SECTION 12. There is hereby added to K.C.C. chapter 7.12,
399 Part III, a new section to read as follows:

400 A person may ignite or maintain a campfire in any park area only where such use
401 is designated and posted; and either the park area is equipped with a containment device
402 such as a stove or fire ring; or a person brings such a device capable of containing a
403 campfire. Also, campfires ~~may~~ shall not be ignited or maintained in the following
404 circumstances:

405 A. During an air quality burn ban issued by the Puget Sound Air Pollution
406 Control Agency;

407 B. During a fire-safety burn ban issued by the fire marshal; or

408 C. Between 11:00 p.m. and 6:00 a.m.

409 NEW SECTION. SECTION 13. There is hereby added to K.C.C. chapter 7.12,
410 Part III, a new section to read as follows:

411 A. A person may operate a motor vehicle in a park area while the vehicle is being
412 used for a noncommercial purpose related to use of the park area for recreation or another
413 authorized purpose. Through traffic is not permitted within the boundaries of any park
414 area. The limitations in t~~t~~his subsection A. does not apply to emergency vehicles or
415 maintenance vehicles, commercial vehicles, or construction vehicles, authorized by the
416 department;

417 B. A person may operate a motor vehicle in a park area while the vehicle is being
418 used for commercial purposes only in the service of the division at the request of an
419 employee of the division, by express permission of the director for a special activity
420 consistent with King County park use or on county roads or state highways; and

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421 C. A person driving a motor vehicle in a park area ~~may~~shall not exceed a speed
422 of twenty-five miles per hour or as otherwise posted, having due regard for traffic on, and
423 the surface and width of, the road. In no event shall a person drive at a speed that
424 endangers the safety of persons, property, or wildlife. However, in ~~a~~a campsite, ~~a~~a picnic,
425 utility, or headquarters areas or in an area of general public assemblage, a person shall
426 not exceed a speed of fifteen miles per hour.

427 NEW SECTION. SECTION 14. There is hereby added to K.C.C. chapter 7.12,
428 Part III, a new section to read as follows:

429 A person may park a motor vehicle in any park area only when the person is using
430 the area for the designated recreational purpose and the vehicle is parked either in the
431 designated parking area, or in another area with the permission of a facility manager. A
432 person shall not conduct business from a parked vehicle without a permit. A vehicle shall
433 not be parked, left standing, or abandoned, in any park area after closing time except by
434 persons who have paid the applicable user fees to camp in campsites or trailer sites, ~~or~~to
435 moor boats overnight at designated associated marine area or marine facility sites, or to
436 use persons using a park area as part of an event authorized by the division. A vehicle
437 found parked in violation of this section may be impounded at the owner's expense.

438 NEW SECTION. SECTION 15. There is hereby added to K.C.C. chapter 7.12,
439 Part III, a new section to read as follows:

440 A person may occupy an associated marine area unless otherwise posted and shall
441 meet the following conditions:

442 A. Occupancy of any portion of a ~~marine~~marine facility is limited to three consecutive
443 days in a seven-day period. The director may designate and post a shorter or longer

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444 occupancy period for a marine facility. A boat or vessel found to be in violation of this
445 chapter may be impounded at the owner's expense;

446 B. Use of commercial watercraft is permitted in an associated marine area only
447 when authorized by the director or facility manager;

448 C. Mooring, anchoring, docking, or berthing a boat or other object overnight in a
449 park area or associated marine area is permitted only where designated and posted;

450 D. Tandem moorage of up to three boats or other objects tied or rafted together
451 when moored, docked, or berthed adjacent to a dock, pier or float is permitted in a park
452 area;

453 E. Boat launching is permitted only in designated and posted areas, except in an
454 emergency situation. Swimming and sunbathing are not permitted in any designated boat
455 launching areas; and

456 F. Use or flushing of any marine head ~~which~~that, when flushed, emits its
457 contents directly into the waters of a lake, river, Puget Sound, or any other water area, is
458 not permitted. Dumping of any human or animal waste while moored, anchored, docked
459 or berthed in a park area or associated marine area or when entering or leaving ~~the~~such
460 area is not permitted.

461 NEW SECTION. SECTION 16. There is hereby added to K.C.C. chapter 7.12,
462 Part III, a new section to read as follows:

463 A person may fish or take shellfish and under ~~shall meet t~~he following
464 conditions:

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465 A. Fishing is permitted in a park area unless the area is designated and posted
466 with a sign prohibiting fishing. All state and federal laws, rules, and regulations relating
467 to season, limits, and methods of fishing apply to fishing in a park area; and

468 B. All state and federal laws, rules, and regulations, treaty obligations, leases, and
469 health advisories relating to season, limits, and methods of taking apply to the taking of
470 shellfish in or accessed through a park area.

471 NEW SECTION. SECTION 17. There is hereby added to K.C.C. chapter 7.12,
472 Part III, a new section to read as follows:

473 A. Domestic pet animals are permitted in all park areas except play areas and
474 athletic fields or where otherwise prohibited by posting. Any such a posting will not
475 apply to service animals or activities authorized by a permit issued under K.C.C.
476 7.12.050.

477 B. Except in a designated off-leash area for dogs, pet animals must be kept on a
478 leash no greater than eight feet long and under control at all times. A pet animal required
479 to be on a leash shall not be allowed to remain unattended or insecurely tied. The
480 director may designate and post off-leash areas for dogs. Dogs in designated off-leash
481 areas must be accompanied by the dog's owner or other caretaker, be under vocal control,
482 and not cause a nuisance or safety hazard.

483 C. Any person with a pet animal shall be responsible for the conduct of the
484 animal and for removing from the park area feces deposited by the animal.

485 D. Pet animals must not be allowed to bite or in any way molest or annoy park
486 visitors or bark continuously.

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487 E. Horses and pack animals are permitted in all park areas except: buildings;
488 designated swimming areas; play areas, including athletic fields; areas where persons are
489 picnicking; or areas designated and posted as closed to horses or pack animals unless
490 permitted by director. A horse or pack animal shall not be allowed to stand unattended or
491 insecurely tied. Any person with a horse or pack animal shall be responsible for the
492 conduct of the animal and for removing from the park area feces deposited by the animal.

493 NEW SECTION. SECTION 18. There is hereby added to K.C.C. chapter 7.12,
494 Part III, a new section to read as follows:

495 A person ~~may~~ shall not clean fish or other food or wash clothing or other articles
496 for personal or household use, a pet animal, or any vehicle, except at park areas
497 designated and posted for such a use.

498 NEW SECTION. SECTION 19. There is hereby added to K.C.C. chapter 7.12,
499 Part III, a new section to read as follows:

500 A. A person ~~may~~ shall not enter the following park areas:

501 1. Areas designated and posted as off-limits or temporarily closed ~~by the~~
502 ~~director~~; and

503 2. Areas covered with ice unless specifically designated and posted as
504 permitting travel on ice.

505 B. This section does not apply to law enforcement officers, firefighters,
506 paramedics, or authorized county employees or contractors.

507 NEW SECTION. SECTION 20. There is hereby added to K.C.C. chapter 7.12,
508 Part III, a new section to read as follows:

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509 A person ~~may~~ shall not enter or remain in a park area outside regular park hours
510 except persons who have paid the applicable user fees to camp in campsites or trailer
511 sites, ~~to~~ ~~or~~ moor boats overnight at designated marine area or marine facility sites, and to
512 use persons using a park area as part of an event authorized by the director. If a person is
513 using a regional trail that passes through another park area, the hours applicable to the
514 regional trail apply.

515 NEW SECTION. SECTION 21. There is hereby added to K.C.C. chapter 7.12,
516 Part III, a new section to read as follows:

517 A person ~~may~~ shall not litter in any park area. Bottles, broken glass, ashes, food,
518 wastepaper, cans, or other rubbish or waste must be deposited in a garbage can or other
519 waste, or recycling receptacle, designated for those purposes, or packed out by the person
520 using the park area.

521 NEW SECTION. SECTION 22. There is hereby added to K.C.C. chapter 7.12,
522 Part III, a new section to read as follows:

523 A person ~~may~~ shall not, in any park area, except by lease under K.C.C. chapter
524 4.56, concession contract under K.C.C. chapter 4.57, advertising, sponsorship, or naming
525 rights agreement under K.C.C. 7.08.080, or permits under K.C.C. 7.12.040 or 7.12.050:

- 526 A. Solicit, sell, ~~or~~ peddle, or give away, any goods, services, wares, merchandise,
527 liquids, or edibles;
- 528 B. Post or distribute any circulars or signs;
- 529 C. Use any loudspeakers or other amplifying devices; or
- 530 D. Operate any business or conduct any for-profit activity.

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531 NEW SECTION. SECTION 23. There is hereby added to K.C.C. chapter 7.12,
532 Part III, a new section to read as follows:

533 A. A person ~~may~~shall not sell, open, or possess alcoholic beverages in an open
534 container or consume any alcoholic beverage in a park area or associated marine area
535 except in areas designated and posted by the director. Alcohol sales, possession, and
536 consumption shall comply with Washington state laws and regulations.

537 B. Entering or remaining in a park area or associated marine area while in a state
538 of intoxication is prohibited.

539 NEW SECTION. SECTION 24. There is hereby added to K.C.C. chapter 7.12,
540 Part III, a new section to read as follows:

541 A person ~~may~~shall not open a package containing marijuana, useable marijuana,
542 marijuana-infused products, or marijuana concentrates, or consume marijuana, useable
543 marijuana, marijuana-infused products, or marijuana concentrates in a park area.

544 NEW SECTION. SECTION 25. There is hereby added to K.C.C. chapter 7.12,
545 Part III, a new section to read as follows:

546 A person ~~may~~shall not use tobacco products in park areas except where
547 designated and posted.

548 NEW SECTION. SECTION 26. There is hereby added to K.C.C. chapter 7.12,
549 Part III, a new section to read as follows:—

550 A. Regional trails, backcountry trails, other trails, and paved pathways in park
551 areas are open to all users, unless designated and posted in accordance with subsection E.
552 of this section; provided a person shall not use a motor vehicle or micromobility device
553 except as authorized by this section.—

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554 B. Authorized maintenance, police, and emergency vehicles, as well as
555 micromobility devices used by persons with disabilities, including but not limited to
556 power-driven wheelchairs and scooters, are allowed on trails and on paved pathways in
557 park areas.

558 C. A person may operate a micromobility device as defined in section
559 7.01.010.BB and a Class 1 or Class 2 electric-assisted bicycle only on regional trails and
560 paved pathways within park areas unless prohibited by state or federal law. The director
561 shall post those regional trails and paved pathways where these uses are prohibited. A
562 person shall not operate a Class 3 electric-assisted bicycle on any trails or pathways
563 within park areas.

564 D. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit
565 the use of motor vehicles or micromobility devices on trails and pathways under specified
566 conditions.

567 E. The director may further restrict permitted uses on individual trails and
568 pathways and shall post such additional restrictions at park entrances or trailheads or, in
569 some cases, on individual trails.

570 ~~A. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit the~~
571 ~~use of motor vehicles on trails under specified conditions. Until the director adopts rules,~~
572 ~~this subsection applies. A person may not use a motor vehicle on King County trails.~~
573 ~~For the purposes of this section, "motor vehicles" means any form of transportation~~
574 ~~powered by an internal combustion or electric motor, and "motor vehicles" includes, but~~
575 ~~is not limited to, automobiles, golf carts, mopeds, motor scooters, and motorcycles. This~~
576 ~~section does not apply to wheelchairs, scooters, or other power-driven mobility devices~~

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577 ~~for the disabled powered by electric motors, or to authorized maintenance, police, or~~
578 ~~emergency vehicles.~~

579 ~~—— B. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit~~
580 ~~the use of electric-assisted bicycles and other micromobility devices on trails under~~
581 ~~specified conditions. Until the director adopts rules, this subsection applies. A person~~
582 ~~may operate a Class 1 or Class 2 electric-assisted bicycle only on regional trails and~~
583 ~~paved pathways within park areas intended for bicycle use. A person may not operate a~~
584 ~~Class 3 electric-assisted bicycle anywhere in park areas.~~

585 ~~—— C. Regional trails, local trails, and paved pathways are open to non-motor users~~
586 ~~unless otherwise designated and posted. Backcountry trails may be used by pedestrians,~~
587 ~~bicyclists, equestrians, and pack animals for recreational purposes unless otherwise~~
588 ~~designated and posted. The director may further restrict permitted uses on individual~~
589 ~~trails and shall post such additional restrictions at park entrances or trailheads or, in some~~
590 ~~cases, on individual trails.~~

591 ~~DF.~~ A person who uses or travels in any manner on a trail, shall follow the
592 following trail user code of conduct, which is:

593 1. Travel at a speed of fifteen miles per hour or less on regional and
594 backcountry trails unless otherwise posted, except trails in facilities-park areas dedicated
595 exclusively as mountain bike areas. However, a person ~~may~~ shall not travel at a speed
596 greater than is reasonable and prudent under the conditions with regard to the actual and
597 potential hazards then existing;

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598 2. Stay as near to the right side of the trail as is safe, except when necessary to
599 prepare to make turns or while overtaking and passing another user moving in the same
600 direction;

601 3. Exercise due care and caution to avoid colliding with or otherwise
602 endangering any other trail user, and travel in a consistent and predictable manner. Trail
603 users should be aware of the potential for travel conflicts between different uses of the
604 trail;

605 4. Bicyclists and other trail users on wheeled devices shall yield to pedestrians,
606 horses, or pack animals. Pedestrians shall yield to horses or pack animals;

607 5. Groups of users, including any animals, ~~may shall~~ not occupy more than one
608 half of the trail as measured from the right side, so as to not impede the normal and
609 reasonable movement of other users;

610 6. Give an audible warning signal by voice, bell, or horn before passing another
611 trail user. The signal must be produced in such a manner as to allow adequate time for
612 response;

613 7. Exercise extreme caution to prevent frightening horses or pack animals with
614 sudden noise or movement, ~~yield right of way to horses or pack animals,~~ and sound an
615 audible warning when approaching equestrians or pack animals from behind or when
616 attempting to pass;

617 8. When overtaking another trail user proceeding in the same direction, pass to
618 the left at a safe distance and stay to the left until safely clear of the overtaken user;

619 9. When entering or crossing at uncontrolled points, yield to traffic on the trail;

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620 10. From sunset to sunrise, maintain low noise levels and equip a bicycle or
621 other wheeled device with a light or wear a headlight. Lights must be visible five
622 hundred feet to the front and a red or amber light visible five hundred feet to the rear;

623 11. Respect private lands adjacent to trails and stay on trails to avoid trespassing
624 on or interfering with adjacent private property;

625 12. Do not attempt to frighten, annoy, harm or harass any horse, pack animal or
626 other animals on adjacent private property; and

627 13. Obey the instructions of any traffic control personnel, and obey ~~or any~~
628 official traffic control device applicable thereto placed in accordance with applicable
629 laws; unless otherwise directed by a police-law enforcement officer.

630 NEW SECTION. SECTION 27. There is hereby added to K.C.C. chapter 7.12,
631 Part III, a new section to read as follows:

632 A person may shall not unreasonably disturb others by engaging in unruly,
633 harmful, or abusive behavior and may shall not disrupt or through the person's action or
634 behavior intend to disrupt parks and recreation division operations and may shall not
635 harass or through the person's actions or behavior, intend to harass, or otherwise interfere
636 with a parks and recreation division employee or other person using a park area.

637 NEW SECTION. SECTION 28. The following are hereby repealed:

638 A. Ordinance 6798, Section 16, as amended, and K.C.C. 7.12.160;

639 B. Ordinance 6798, Section 17, and K.C.C. 7.12.170;

640 C. Ordinance 6798, Section 18, and K.C.C. 7.12.180;

641 D. Ordinance 6798, Section 19, and K.C.C. 7.12.190;

642 E. Ordinance 6798, Section 20, and K.C.C. 7.12.200;

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- 643 F. Ordinance 6798, Section 21, and K.C.C. 7.12.210;
- 644 G. Ordinance 6798, Section 22, and K.C.C. 7.12.220;
- 645 H. Ordinance 6798, Section 23, and K.C.C. 7.12.230;
- 646 I. Ordinance 6798, Section 24, as amended, and K.C.C. 7.12.240;
- 647 J. Ordinance 6798, Section 25, as amended, and K.C.C. 7.12.250;
- 648 K. Ordinance 6798, Section 26, as amended, and K.C.C. 7.12.260;
- 649 L. Ordinance 6798, Section 27, and K.C.C. 7.12.270;
- 650 M. Ordinance 6798, Section 28, and K.C.C. 7.12.280;
- 651 N. Ordinance 6798, Section 29, and K.C.C. 7.12.290;
- 652 O. Ordinance 8518, Section 1, as amended, and K.C.C. 7.12.295;
- 653 P. Ordinance 6798, Section 30, as amended, and K.C.C. 7.12.300;
- 654 Q. Ordinance 6798, Section 31, and K.C.C. 7.12.310;
- 655 R. Ordinance 6798, Section 32, and K.C.C. 7.12.320;
- 656 S. Ordinance 6798, Section 33, and K.C.C. 7.12.330;
- 657 T. Ordinance 6798, Section 34, and K.C.C. 7.12.340;
- 658 U. Ordinance 6798, Section 35, and K.C.C. 7.12.350;
- 659 V. Ordinance 6798, Section 36, and K.C.C. 7.12.360;
- 660 W. Ordinance 6798, Section 37, and K.C.C. 7.12.370;
- 661 X. Ordinance 6798, Section 38, and K.C.C. 7.12.380;
- 662 Y. Ordinance 6798, Section 39, and K.C.C. 7.12.390;
- 663 Z. Ordinance 6798, Section 40, and K.C.C. 7.12.400;
- 664 AA. Ordinance 6798, Section 41, as amended, and K.C.C. 7.12.410;
- 665 BB. Ordinance 6798, Section 42, as amended, and K.C.C. 7.12.420;

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666 CC. Ordinance 6798, Section 43, as amended, and K.C.C. 7.12.430;

667 DD. Ordinance 17375, Section 2, and K.C.C. 7.12.435;

668 EE. Ordinance 6798, Section 44, as amended, and K.C.C. 7.12.440;

669 FF. Ordinance 14509, Section 22, and K.C.C. 7.12.445;

670 GG. Ordinance 6798, Section 45, and K.C.C. 7.12.450;

671 HH. Ordinance 6798, Section 46, as amended, and K.C.C. 7.12.460;

672 II. Ordinance 6798, Section 47, as amended, and K.C.C. 7.12.470; and

673 JJ. Ordinance 6798, Section 48, as amended, and K.C.C. 7.12.480.

674 NEW SECTION. SECTION 29. There is hereby added to K.C.C. chapter 7.12,

675 Part IV, a new section to read as follows:

676 A person ~~may~~ shall not ride or drive a horse, pack animal, or other animal in a
677 park area in a manner that could cause physical harm to any person.

678 NEW SECTION. SECTION 30. There is hereby added to K.C.C. chapter 7.12,

679 Part IV, a new section to read as follows:

680 A person ~~may~~ shall not use a mechanical trapping device in a park area. This
681 section does not apply to the following persons when acting in their official capacity:

682 law enforcement officers; state or federal fish and wildlife officers; or King County

683 employees or contractors.

684 NEW SECTION. SECTION 31. There is hereby added to K.C.C. chapter 7.12,

685 Part IV, a new section to read as follows:

686 A. -Except as to a King County employee or contractor acting in their official
687 capacity, or as authorized by the director or otherwise authorized by law, a person ~~may~~
688 shall not move, remove, destroy, mutilate, or damage any structure, landscaping, tree,

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689 shrub, vegetation, human-made or natural object, equipment, vehicle, fixture, gate, sign,
690 barricade, lock, or other property lawfully in any park area, ~~except a King County~~
691 ~~employee or contractor acting in their official capacity or as authorized by the director or~~
692 ~~otherwise authorized by law.~~

693 B. A person ~~may~~ shall not attempt to capture, tease, annoy, disturb, or strike any
694 animal with any stick, weapon, or other device or to throw or otherwise propel any
695 missile or other object at or in the vicinity of any such an animal, except for fishing and
696 shellfishing in authorized areas and subject to Washington state laws and rules.

697 NEW SECTION. SECTION 32. There is hereby added to K.C.C. chapter 7.12,
698 Part IV, a new section to read as follows:

699 A person ~~may~~ shall not construct, install, place, or erect any structure,
700 improvement, landscaping or obstruction of any kind on any ~~county~~ park area without
701 prior written permission from ~~King County~~ director. This section does not apply to
702 authorized employees or agents of King County, law enforcement officers, or emergency
703 response personnel, when acting in their official capacities.

704 NEW SECTION. SECTION 33. There is hereby added to K.C.C. chapter 7.12,
705 Part IV, a new section to read as follows:

706 A. A person ~~may~~ shall not deposit in a park area, including into a garbage can or
707 other receptacle, any household or commercial garbage, refuse, waste, yard waste, or
708 rubbish, that is brought in that form from outside a park area.

709 B. A person ~~may~~ shall not drain or dump refuse or waste from a trailer, camper,
710 automobile, or other vehicle except in designated disposal areas or receptacles in a park

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711 area, and only if the person is a current authorized occupant of an approved campsite or
712 trailer site.

713 C. A person ~~may~~ shall not deposit refuse or waste, including human or bodily
714 waste, into any stream, river, lake, or other body of water running in, through, or adjacent
715 to any park area.

716 NEW SECTION. SECTION 34. There is hereby added to K.C.C. chapter 7.12,
717 Part IV, a new section to read as follows:

718 A. ~~Except as provided in subsections B. and C. of this section, a~~ A person ~~may~~
719 shall not use aircraft, including model aircraft, in a park area, ~~except~~ Except as provided
720 in subsections B. and C. of this section; ~~as authorized by the director; to transport~~
721 persons as necessary; ~~in the event of an accident, disaster, or emergency; or for an~~
722 emergency landing. For an emergency landing, the owner of the aircraft must provide a
723 written statement explaining the circumstances of the landing within seventy-two hours
724 of the landing.

725 B. A person ~~may~~ shall not use model planes, rockets, or drones in a park area
726 except in areas specifically designated and posted for that purpose or with a permit issued
727 by the director.

728 C. A person may fly kites or display decorative balloons in a park area unless
729 such a use is designated and posted as prohibited.

730 NEW SECTION. SECTION 35. There is hereby added to K.C.C. chapter 7.12,
731 Part IV, a new section to read as follows:

732 A. A person ~~may~~ shall not possess, discharge, set off, or cause to be discharged,
733 in or into any park area, any firecracker, torpedo, rocket, firework, explosive, or

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734 substance harmful to the life or safety of persons or property, unless authorized by the
735 ~~division~~director.

736 B. A person, except authorized law enforcement personnel, ~~may~~shall not possess
737 a bow and arrow, crossbow, or air or gas weapon, in a park area. A person ~~may~~shall not
738 discharge across, in, or into a park area a firearm, bow and arrow, crossbow, air or gas
739 weapon, or any device capable of injuring or killing any person or animal or damaging or
740 destroying any public or private property, except as authorized in K.C.C. 7.12.XXX
741 (section ~~44-16~~ of this ordinance) through this section. This subsection does not apply if
742 the director authorizes a special recreational activity, including a limited deer-hunting
743 season at King County's Island Center forest, that it is not inconsistent with park use.

744 NEW SECTION. SECTION 36. The following are hereby repealed:

- 745 A. Ordinance 6798, Section 49, and K.C.C. 7.12.490;
- 746 B. Ordinance 6798, Section 50, and K.C.C. 7.12.500;
- 747 C. Ordinance 6798, Section 51, and K.C.C. 7.12.510;
- 748 D. Ordinance 6798, Section 52, and K.C.C. 7.12.520;
- 749 E. Ordinance 6798, Section 53, as amended, and K.C.C. 7.12.530;
- 750 F. Ordinance 6798, Section 54, and K.C.C. 7.12.540;
- 751 G. Ordinance 6798, Section 55, as amended, and K.C.C. 7.12.550;
- 752 H. Ordinance 6798, Section 56, as amended, and K.C.C. 7.12.560;
- 753 I. Ordinance 6798, Section 57, and K.C.C. 7.12.570;
- 754 J. Ordinance 6798, Section 58, and K.C.C. 7.12.580;
- 755 K. Ordinance 6798, Section 59, and K.C.C. 7.12.590;
- 756 L. Ordinance 6798, Section 60, as amended, and K.C.C. 7.12.600;

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757 M. Ordinance 6798, Section 61, as amended, and K.C.C. 7.12.610;

758 N. Ordinance 6798, Section 62, and K.C.C. 7.12.620;

759 O. Ordinance 6798, Section 63, as amended, and K.C.C. 7.12.630;

760 P. Ordinance 6798, Section 64, as amended, and K.C.C. 7.12.640;

761 Q. Ordinance 8538, Section 3, and K.C.C. 7.12.642; and

762 R. Ordinance 7620, Section 1, and K.C.C. 7.12.645.

763 SECTION 37. Ordinance 6798, Section 65, as amended, and K.C.C. 7.12.650 are
764 hereby amended to read as follows:

765 A. Failure to perform any act required or the performance of any act prohibited
766 by ~~((Part III of this chapter))~~ sections 11 through section 27 of this ordinance shall be
767 designated as a ~~((n))~~ civil infraction ~~((;))~~, punishable by a monetary penalty, suspension of
768 park privileges, or both.;

769 B. ~~(Any person cited for a violation of Part III of this chapter, shall be subject to~~
770 ~~the applicable Justice Court Rules and bail schedules;~~

771 ~~C.))~~ Any person found ~~((guilty of committing))~~ a ~~((n))~~ to have committed a civil
772 infraction shall be assessed a monetary penalty not to exceed (((\$500.00)) five hundred
773 dollars((; and-)) five hundred dollars.-and

774 ~~((D.))~~ C. A finding that an infraction has been committed shall not give rise to
775 any other legal disability ~~((which))~~ that is based upon conviction of a crime.

776 D. Appeal of a civil infraction shall be governed by K.C.C. chapter 20.22.

777 SECTION 38. Ordinance 6798, Section 66, as amended, and K.C.C. 7.12.660 are
778 hereby amended to read as follows:

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779 A. Any person found ~~((guilty of violating any provision of Part IV of this~~
780 chapter)) to have committed a violation of sections 29 -through 35 of this ordinance is
781 guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than
782 ~~(((\$500.00))~~ five hundred dollars, or by imprisonment in the county jail for not more than
783 ~~((90))~~ ninety days, or both.

784 B. Any person cited for a violation of sections 29 through 35 of this ordinance
785 shall be subject to the jurisdiction of the King County district court.

786 SECTION 39. Ordinance 6798, Section 67, and K.C.C. 7.12.670 are hereby
787 amended to read as follows:

788 In addition to any prescribed civil or criminal penalty, any person failing to
789 comply with any provision of this chapter ~~((shall))~~ may be subject to ~~((the loss of park or~~
790 ~~recreation facility use privileges and ejection from the county park area or associated~~
791 ~~marine park area))~~ suspension of park privileges use in accordance with K.C.C. 7.12.700.

792 SECTION 40. Ordinance 6798, Section 70, as amended, and K.C.C. 7.12.700 are
793 hereby amended to read as follows:

794 ~~((Violation of the park rules may be a civil infraction or criminal misdemeanor.~~
795 ~~The initial method of enforcement shall be by a request for voluntary compliance.~~
796 ~~Violation of the King County Code may be subject to enforcement by the King County~~
797 ~~sheriff pursuant to K.C.C. 7.12.650 and 7.12.660. In addition, any person failing to~~
798 ~~comply with the park rules shall be subject to the loss of park or recreation facility use~~
799 ~~privileges and ejection from county park areas or associated marine park areas. In the~~
800 ~~future, at the direction of the department director, the park rules ordinance may be~~
801 ~~updated to request that certain department personnel be commissioned by the King~~

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802 County sheriff for the purpose of issuing citations to the violators of adopted park rules.))

803 ~~_____~~ A. Infractions are subject to enforcement by issuance of a citation in accordance
804 with K.C.C. 7.12.650. and m Misdemeanor violations are subject to enforcement by
805 either issuance of a citation or arrest by the ~~sheriff~~ duly authorized law enforcement
806 officer or both, in accordance with K.C.C. ~~7.12.650 and~~ 7.12.660. -Violations of park
807 rules and regulations and this chapter may ~~also~~ be enforced by ~~administrative sanction~~
808 immediate suspension of the violator's park privileges and ejection from park facilities
809 ~~imposed-enforced~~ by the ~~sheriff~~ duly authorized law enforcement officer, or by the
810 ~~department~~ director or designee in accordance with ~~this section~~ either K.C.C. 7.12.670 or
811 23.02.040, or both.

812 B.1. In accordance with K.C.C. 7.12.670, ~~t~~The ~~department~~ director may suspend
813 a person's privileges to enter park facilities when a person ~~has been found to have violates~~
814 violated any provision in ~~fthis chapter~~ this chapter, any public rule adopted in accordance
815 with K.C.C. chapter 2.98, or any provision in the Revised Code of Washington.

816 B.2. The director may designate park employees to issue warnings to persons in
817 violation of subsection B.1. ~~of this section~~ and to request voluntary compliance.

818 Designated park employees may issue a written and- immediate enforceable order of
819 suspension to a person who fails to comply with the request of voluntary compliance.

820 B.32. Any order of suspension ~~Notice of such a suspension~~ shall be in writing
821 and shall inform the person suspended of the cause, the period of the suspension, and that
822 failure to comply shall be grounds for criminal prosecution. ~~The order of suspension~~
823 shall also inform the person suspended of the process for appealing the order. Service of
824 the suspension ~~notice-order~~ may be accomplished by personal delivery or by mailing a

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

825 copy, addressed to the person's last known address, by certified U.S. mail. Unless
826 otherwise specified on the ~~noticeorder~~, the suspension shall take effect immediately upon
827 actual or constructive receipt of the ~~notice-order~~ by the person being suspended. A
828 person may not defeat the effectiveness of a suspension by refusing to accept the
829 ~~noticeorder~~. Receipt of the ~~notice-order~~ is construed to have been accomplished if the
830 person knew or reasonably should have known from the circumstances that the person's
831 privileges to enter parks facilities have been suspended. ~~If the order is mailed, then~~
832 ~~R~~receipt of the ~~notice-order~~ is ~~also~~ construed to have been accomplished three days after
833 ~~the noticeorder has been placed a suspension notice is postmarked by~~ with the U.S.
834 Postal Service ~~for delivery~~. Failure to immediately comply with such a suspension order
835 shall be grounds for prosecution for criminal trespass.

836 3. The length of the suspension may be:

837 a. up to thirty days from the date of the suspension ~~notice-order~~ if the person
838 has not been the subject of a suspension ~~notice-order~~ within one year before the current
839 violation and the violation is not a felony violation or weapon violation;

840 b. up to ninety days from the date of the suspension ~~notice-order~~ if the person
841 has been the subject of only one suspension ~~notice-order~~ issued within one year before
842 the current violation, and neither the current nor the past violation was a felony violation
843 or weapon violation; or

844 c. up to one year from the date of the suspension ~~notice-order~~ if the person has
845 been the subject of two or more suspension ~~notices-orders~~ within one year before the
846 current violation, or if the current violation is a felony violation or weapon violation.

847

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848 454. Before the expiration of the suspension period, a person whose privileges
849 to enter Parks facilities ~~has~~ have been suspended may initiate an appeal of the suspension
850 in accordance with K.C.C. 20.22.080, except that the filing deadline in K.C.C.
851 20.22.080.B. and the filing fee in K.C.C. 20.22.080.D. ~~do~~ shall not apply.

852 655. The decision of the hearing examiner shall be final and conclusive unless
853 an aggrieved person timely seeks judicial review of the hearing examiner's decision by
854 filing an appeal in superior court as provided under K.C.C. 20.22.270.B.

855 SECTION 41. Ordinance 4461, Section 2, as amended, and K.C.C. 20.22.060 are
856 hereby amended to read as follows:

857 The examiner make decisions on:

858 A. Appeals of orders of the ombuds under the lobbyist disclosure code under
859 K.C.C. chapter 1.07;

860 B. Appeals of sanctions of the finance and business operations division in the
861 department of executive services under K.C.C. chapter 2.97;

862 C. Appeals of career service review committee conversion decisions for part-time
863 and temporary employees under K.C.C. chapter 3.12A;

864 D. Appeals of electric vehicle recharging station penalties by the Metro transit
865 department under K.C.C. 4A.700.700;

866 E. Appeals of notice and orders of the manager of records and licensing services or
867 the department of local services permitting division manager under K.C.C. chapter 6.01;

868 F. Appeals of adult entertainment license denials, suspensions, and revocations
869 under K.C.C. chapter 6.09;

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- 870 G. Appeals of the fire marshal's decisions on fireworks permits under K.C.C.
871 chapter 17.11;
- 872 -H. Appeals of cable franchise nonrenewals under K.C.C. 6.27A.060 and notices
873 and orders under K.C.C. 6.27A.240;
- 874 -I. Appeals of notice and orders of the department of natural resources and parks
875 under K.C.C. chapter 7.09;
- 876 J. Appeals of decisions of the director of the department of natural resources and
877 parks on surface water drainage enforcement under K.C.C. chapter 9.04;
- 878 K. Appeals of decisions of the director of the department of natural resources and
879 parks on requests for rate adjustments to surface and storm water management rates and
880 charges under K.C.C. chapter 9.08;
- 881 L. Appeals of decisions on water quality enforcement under K.C.C. chapter 9.12;
- 882 M. Appeals of notice and orders of the manager of regional animal services under
883 K.C.C. chapter 11.04;
- 884 N. Certifications by the finance and business operations division of the department
885 of executive services under K.C.C. chapter 12.16;
- 886 O. Appeals of orders of the office of equity and racial and social justice under
887 K.C.C. chapter 12.17, K.C.C. chapter 12.18, K.C.C chapter 12.20, and K.C.C. chapter
888 12.22;
- 889 P. Appeals of noise-related orders and citations of the department of local services,
890 permitting division, under K.C.C. chapter 12.86;
- 891 Q. A decision on a request for exemption under K.C.C. 12.25.020.F.;

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892 R. Appeals of utilities technical review committee determinations on water service
893 availability under K.C.C. 13.24.090;

894 S. Appeals of decisions regarding mitigation payment system, commute trip
895 reduction, and intersection standards under K.C.C. Title 14;

896 T. Appeals of changes to speed limits under K.C.C. chapter 14.06;

897 U. Appeals related to road designations and redesignations under K.C.C. chapter
898 16.08;

899 V. Appeals of suspensions, revocations or limitations of plumbing permits under
900 K.C.C. chapter 16.32;

901 W. Appeals from denials of C-PACER applications under K.C.C. chapter 18.19;

902 X. Appeals of all Type 2 decisions under K.C.C. chapter 20.20, with the exception
903 of appeals of shoreline permits, including shoreline substantial development permits,
904 shoreline variances, and shoreline conditional uses, which are appealable to the state
905 Shoreline Hearings Board;

906 Y. Type 3 decisions under K.C.C. chapter 20.20;

907 Z. Appeals of SEPA decisions under K.C.C. 20.44.120 and public rules adopted
908 under K.C.C. 20.44.075;

909 AA. Appeals of completed farm management plans under K.C.C. 21A.30.045;

910 BB. Appeals of decisions of the interagency review committee created under
911 K.C.C. 21A.37.070 regarding sending site applications for certification under K.C.C.
912 chapter 21A.37;

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913 CC. Appeals of citations, notices and orders, notices of noncompliance, and stop
914 work orders issued under K.C.C. Title 23 or chapter 1.08 of the code of the King County
915 board of health;

916 DD. Appeals of notices and certifications of junk vehicles to be removed as a
917 public nuisance under K.C.C. Title 21A and K.C.C. chapter 23.10;

918 EE. Appeals of decisions not to issue a citation or a notice and order under K.C.C.
919 23.36.010;

920 FF. Appeals of fee waiver decisions by the department of local services, permitting
921 division under K.C.C. 27.02.040;

922 GG. Appeals from decisions of the department of natural resources and parks
923 related to permits, discharge authorizations, violations, and penalties under K.C.C.
924 28.84.050 and 28.84.060, civil infractions and penalties under K.C.C. 7.12.650~~—~~, and
925 suspensions of park privileges under K.C.C. 7.12.700.B.;

926 HH. Appeals of transit rider suspensions under K.C.C. 28.96.430;

927 II. Appeals of department of public safety seizures and intended forfeitures, when
928 properly designated by the chief law enforcement officer of the department of public safety
929 under RCW 69.50.505; and

930 JJ. Other applications or appeals prescribed by ordinance."

931

932 **EFFECT prepared by S. Hsu: Striking Amendment S1 would make the following**
933 **changes:**

- 934 • **Technical corrections and clarifying changes:** Make technical corrections and
935 clarifying changes, including making language consistent throughout (such as

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

936 using the term "persons" rather than "individuals"), modifying use of commas to
937 reflect intent, correcting an erroneous section reference in section 35, and
938 changing "may not" to "shall not" throughout the ordinance where the intent is to
939 prohibit an action.

- 940 • **Definitions (Section 1):** Make clarifying changes to the definitions for
941 "micromobility device" and "motor vehicles." The updated definitions would be:
 - 942 ○ "Micromobility device" means a personal vehicle meant to carry one or
943 two passengers and are propelled by an electric motor, including but not
944 limited to electric-assisted bicycles, motorized foot scooters, electric
945 skateboards, and other relatively small and lightweight electric devices
946 that provide mobility.
 - 947 ○ "Motor vehicle" means any self-propelled device capable of being moved
948 upon a road, and in, upon or by which any persons or property may be
949 transported or drawn, and shall include, but not be limited to, automobiles,
950 trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive
951 vehicles, and all-terrain vehicles or snowmobiles, whether or not they can
952 be legally operated upon the public highways and whether or not they are
953 powered by fuel or electricity. "Motor vehicle" does not include a
954 micromobility device.
- 955 • **Fee Waiver Eligibility (Section 2):** Add language requiring that persons, or
956 persons served by organizations, meet an eligibility threshold of 200% of the
957 federal poverty level to qualify for fee waivers or fee assistance. Current code

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958 includes a requirement that individuals meet federally established low-income
959 criteria. The proposed ordinance would have removed this requirement.

960 • **Clarifying Changes – Motor Vehicles, E-bikes, and Micromobility Devices**

961 **(Section 26):** Make clarifying changes to section describing rules for use of motor
962 vehicles, e-bikes, and micromobility devices on trails for consistency and clarity
963 and to match Executive intent. These clarifying edits would:

- 964 ○ Use a consistent definition for "motor vehicle" by removing the new
965 definition for "motor vehicles" used exclusively in this section of the
966 proposed ordinance (where micromobility devices are included), so that
967 the definition for "motor vehicles" in K.C.C. 7.01.010 (where
968 micromobility devices are excluded) would apply throughout the chapter.
- 969 ○ Use the term "persons with disabilities" instead of "the disabled."
- 970 ○ Clarify that power-driven mobility devices used by persons with
971 disabilities and authorized maintenance, police, and emergency vehicles
972 are allowed on all trails.
- 973 ○ Remove an inconsistent reference to "bicyclists" that is not intended to
974 include e-bike users.
- 975 ○ Clarify that class 3 e-bikes are not allowed on any trails and pathways in
976 park areas.
- 977 ○ Clarify that the director may adopt rules to permit use of motor vehicles
978 and micromobility devices on trails and pathways.
- 979 ○ Clarify that the director may restrict permitted uses at individuals trails
980 and pathways.

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- 981 • **Policy Change – Micromobility Devices (Section 26):** Make a policy change to
982 allow micromobility devices (including e-scooters) to be used on regional trails
983 and paved pathways, unless prohibited by state or federal law; and to require the
984 director to post where use is not allowed.
- 985 • **Penalties and Enforcement (Sections 37-40):** Make clarifying changes in the
986 penalties and enforcement sections to make processes and procedures clear and to
987 match Executive intent. The edits would:
- 988 ○ Clarify that infractions are subject to enforcement by issuance of a citation
989 and appeal to the District Court; and misdemeanors are subject to
990 enforcement by either issuance of a citation or arrest or both.
- 991 ○ Add language to indicate that the department director may designate park
992 employees to issue warnings to persons in violation of park rules and
993 regulations and to request voluntary compliance.
- 994 ○ Add language to describe a process to immediately issue the suspension of
995 park privileges at the time of the violation or to immediately eject a person
996 from park areas at the time of violation.
- 997 ○ Add language to indicate that designated park employees may issue a
998 written and immediate enforceable order of suspension to a person who
999 fails to comply with the request of voluntary compliance.
- 1000 ○ Clarify that the order of suspension may be delivered in person at the time
1001 of violation or by mail, and that the order of suspension would inform the
1002 person suspended of the process for appealing the order.

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- 1003 • **Hearing Examiner:** Add a reference to K.C.C. chapter 7.12 in the list of
1004 decisions by the Hearing Examiner in K.C.C. chapter 20.22, to align with the
1005 process that suspensions would appeal to the Hearing Examiner.

Section 26 Comparison Table For Illustrative Purposes

Proposed Ordinance 2024-0007	Striking Amendment S1 to 2024-0007
<p>NEW SECTION. SECTION 26. There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit the use of motor vehicles on trails under specified conditions. Until the director adopts rules, this subsection applies. A person may not use a motor vehicle on King County trails. For the purposes of this section, "motor vehicles" means any form of transportation powered by an internal combustion or electric motor, and "motor vehicles" includes, but is not limited to, automobiles, golf carts, mopeds, motor scooters, and motorcycles. This section does not apply to wheelchairs, scooters, or other power-driven mobility devices for the disabled powered by electric motors, or to authorized maintenance, police, or emergency vehicles.</p> <p>B. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit the use of electric-assisted bicycles and other micromobility devices on trails under specified conditions. Until the director adopts rules, this subsection applies. A person may operate a Class 1 or Class 2 electric-assisted bicycle only on regional trails and paved pathways within park areas intended for bicycle use. A person may not operate a Class 3 electric-assisted bicycle anywhere in park areas.</p>	<p>NEW SECTION. SECTION 26. There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A. Regional trails, backcountry trails, other trails, and paved pathways in park areas are open to all users, unless designated and posted in accordance with subsection E. of this section; provided a person shall not use a motor vehicle or micromobility device except as authorized by this section.</p> <p>B. Authorized maintenance, police, and emergency vehicles, as well as micromobility devices used by persons with disabilities, including but not limited to power-driven wheelchairs and scooters, are allowed on trails and on paved pathways in park areas.</p> <p>C. A person may operate a micromobility device as defined in section 7.01.010.BB and a Class 1 or Class 2 electric-assisted bicycle only on regional trails and paved pathways within park areas unless prohibited by state or federal law. The director shall post those regional trails and paved pathways where these uses are prohibited. A person shall not operate a Class 3 electric-assisted bicycle on any trails or pathways within park areas.</p>
<p>C. Regional trails, local trails, and paved pathways are open to non-motor users unless otherwise designated and posted. Backcountry trails may be used by pedestrians, bicyclists, equestrians, and pack animals for recreational purposes unless otherwise designated and posted. The director may further restrict permitted uses on individual trails and shall post such additional restrictions at park entrances or trailheads or, in some cases, on individual trails.</p>	<p>D. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit the use of motor vehicles or micromobility devices on trails and pathways under specified conditions.</p> <p>E. The director may further restrict permitted uses on individual trails and pathways and shall post such additional restrictions at park entrances or trailheads or, in some cases, on individual trails.</p>

Commented [HS1]: Section 26 offers a different definition of "motor vehicles" than in the definitions section (K.C.C. 7.01.010). For consistency, S1 would apply the same definition throughout code.

Commented [HS6]: S1 policy change to allow micromobility devices (including e-scooters) on regional trails/paved pathways, unless prohibited by state/federal law

Commented [HS2]: E-bikes are a type of micromobility device (7.01.010). Included in reference to micromobility devices. (see D in S1).

Commented [HS3]: Exec intent was to include pathways. S1 would add and pathways to match Exec intent. (see D in S1)

Commented [HS4]: Exec intent was for limitation on class 3 e-bikes to apply to any trails or pathways. S1 would add on any trails or pathways (see C in S1)

Commented [HS5]: Exec intent was to include pathways. S1 would add and pathways (see E in S1)

Updated May 16, 2024

Section 26 Comparison Table For Illustrative Purposes

<p>D. A person who uses or travels in any manner on a trail, shall follow the following trail user code of conduct, which is:</p> <ol style="list-style-type: none"> 1. Travel at a speed of fifteen miles per hour or less on regional and backcountry trails unless otherwise posted, except trails in facilities dedicated exclusively as mountain bike areas. However, a person may not travel at a speed greater than is reasonable and prudent under the conditions with regard to the actual and potential hazards then existing; 2. Stay as near to the right side of the trail as is safe, except when necessary to prepare to make turns or while overtaking and passing another user moving in the same direction; 3. Exercise due care and caution to avoid colliding with or otherwise endangering any other trail user and travel in a consistent and predictable manner. Trail users should be aware of the potential for travel conflicts between different uses of the trail; 4. Bicyclists and other trail users on wheeled devices shall yield to pedestrians, horses, or pack animals. Pedestrians shall yield to horses or pack animals; 5. Groups of users, including any animals, may not occupy more than one half of the trail as measured from the right side, so as to not impede the normal and reasonable movement of other users; 6. Give an audible warning signal by voice, bell, or horn before passing another trail user. The signal must be produced in such a manner as to allow adequate time for response; 7. Exercise extreme caution to prevent frightening horses or pack animals with sudden noise or movement, yield right of way to horses or pack animals, and sound an audible warning when approaching equestrians or pack animals from behind or when attempting to pass; 8. When overtaking another trail user proceeding in the same direction, pass to the left at a safe distance and stay to the left until safely clear of the overtaken user; 	<p>F. A person who uses or travels in any manner on a trail, shall follow the following trail user code of conduct, which is:</p> <ol style="list-style-type: none"> 1. Travel at a speed of fifteen miles per hour or less on regional and backcountry trails unless otherwise posted, except trails in facilities dedicated exclusively as mountain bike areas. However, a person may not travel at a speed greater than is reasonable and prudent under the conditions with regard to the actual and potential hazards then existing; 2. Stay as near to the right side of the trail as is safe, except when necessary to prepare to make turns or while overtaking and passing another user moving in the same direction; 3. Exercise due care and caution to avoid colliding with or otherwise endangering any other trail user and travel in a consistent and predictable manner. Trail users should be aware of the potential for travel conflicts between different uses of the trail; 4. Bicyclists and other trail users on wheeled devices shall yield to pedestrians, horses, or pack animals. Pedestrians shall yield to horses or pack animals; 5. Groups of users, including any animals, may not occupy more than one half of the trail as measured from the right side, so as to not impede the normal and reasonable movement of other users; 6. Give an audible warning signal by voice, bell, or horn before passing another trail user. The signal must be produced in such a manner as to allow adequate time for response; 7. Exercise extreme caution to prevent frightening horses or pack animals with sudden noise or movement, yield right of way to horses or pack animals, and sound an audible warning when approaching equestrians or pack animals from behind or when attempting to pass; 8. When overtaking another trail user proceeding in the same direction, pass to the left at a safe distance and stay to the left until safely clear of the overtaken user;
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Commented [HS7]: No changes to trail user code of conduct in S1

Updated May 16, 2024

Section 26 Comparison Table For Illustrative Purposes

<p>9. When entering or crossing at uncontrolled points, yield to traffic on the trail;</p> <p>10. From sunset to sunrise, maintain low noise levels and equip a bicycle or other wheeled device with a light or wear a headlight. Lights must be visible five hundred feet to the front and a red or amber light visible five hundred feet to the rear;</p> <p>11. Respect private lands adjacent to trails and stay on trails to avoid trespassing on or interfering with adjacent private property;</p> <p>12. Do not attempt to frighten, annoy, harm or harass any horse, pack animal or other animals on adjacent private property; and</p> <p>13. Obey the instructions of any traffic control personnel or official traffic control device applicable thereto placed in accordance with applicable laws unless otherwise directed by a police officer.</p>	<p>9. When entering or crossing at uncontrolled points, yield to traffic on the trail;</p> <p>10. From sunset to sunrise, maintain low noise levels and equip a bicycle or other wheeled device with a light or wear a headlight. Lights must be visible five hundred feet to the front and a red or amber light visible five hundred feet to the rear;</p> <p>11. Respect private lands adjacent to trails and stay on trails to avoid trespassing on or interfering with adjacent private property;</p> <p>12. Do not attempt to frighten, annoy, harm or harass any horse, pack animal or other animals on adjacent private property; and</p> <p>13. Obey the instructions of any traffic control personnel or official traffic control device applicable thereto placed in accordance with applicable laws unless otherwise directed by a police officer.</p>

Updated May 16, 2024



King County

Dow Constantine

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December 27, 2023

The Honorable Dave Upthegrove
 Chair, King County Council
 Room 1200
 C O U R T H O U S E

Dear Councilmember Upthegrove:

This letter transmits a proposed Ordinance that would, if enacted, update and amend portions of the existing King County Code, Title 7 Parks and Recreation, relating to King County parks, trails, and open space lands under the stewardship of the Parks and Recreation Division (Division) of the Department of Natural Resources and Parks. If enacted, this proposed legislation would improve park users' experience through clearer expectations and rules for the safe use of parks, trails, and open spaces, and benefit the public by ensuring appropriate uses of parks' assets.

These proposed changes are necessary to clarify park rules and ensure consistency with the Revised Code of Washington and advancements in parks and recreation technology. The proposed changes to Title 7 will establish a fair process and parameters for notices of suspension for violations of parks rules; accommodate new and emerging technologies in parks and regional trails; modernize language to reflect how people use the parks and trails; update the fee assistance/waiver program parameters to better reflect the existing equity and social justice (ESJ) initiative; provide clarifying and technical updates to address inconsistent language, and remove references to sites/facilities/uses no longer in the King County Parks System. This proposed Ordinance does not require budget action.

In developing the proposed Ordinance, the Division engaged interested parties through in-person and online surveys to help gauge public support of the proposed updates. The Division also provided a State Environmental Protection Act notice for non-project actions for the proposed Ordinance to more than 17,000 people through the King County Parks electronic newsletter; to 86 different community, nonprofit and government entities; and through publication in *The Seattle Times*. The proposed legislation furthers the County's equity and social justice work by ensuring fair and consistent rules for access to parks and recreational opportunities across King County.

The Honorable Dave Upthegrove

December 27, 2023

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Thank you for your consideration of this proposed Ordinance. The proposed legislation will help to provide for the safe and appropriate use of King County's parks, trails, and open spaces.

If your staff have questions, please contact Warren Jimenez, Division Director of the Parks and Recreation Division of the Department of Natural Resources and Parks, at (206) 477-4525.

Sincerely,

 for

Dow Constantine
King County Executive

Enclosure

cc: King County Councilmembers
 ATTN: Stephanie Cirkovich, Chief of Staff
 Melani Hay, Clerk of the Council
Karan Gill, Chief of Staff, Office of the Executive
Penny Lipsou, Council Relations Director, Office of the Executive
Christie True, Director, Department of Natural Resources and Parks (DNRP)
Warren Jimenez, Division Director, Parks and Recreation Division, DNRP

2023-2024 FISCAL NOTE

Ordinance/Motion: 2023-XXXX
 Title: An Ordinance amending existing legislation and codes pertaining to facilities owned, maintained, and operated by the Parks and Recreation Division
 Affected Agency and/or Agencies: Parks and Recreation Division, Department of Natural Resources and Parks
 Note Prepared By: Andrea Smith, Strategic Planning Manager II, Parks Finance Section
 Date Prepared: October 26, 2023
 Note Reviewed By: Elka Peterson Horner, Office of Performance, Strategy & Budget
 Date Reviewed: December 8, 2023

Description of request:

This proposed Ordinance will update park and trail use rules, clarify expectations, guidelines, and protocols for park and trail users, and amend portions of the existing King County Code, Title VII Parks and Recreation.

Revenue to:

Agency	Fund Code	Revenue Source	2023-2024	2025-2026	2027-2028
Parks and Recreation Division			0	0	0
TOTAL			0	0	0

Expenditures from:

Agency	Fund Code	Department	2023-2024	2025-2026	2027-2028
Parks and Recreation Division			0	0	0
TOTAL			0	0	0

Expenditures by Categories

	2023-2024	2025-2026	2027-2028
Parks and Recreation Division	0	0	0
TOTAL	0	0	0

Does this legislation require a budget supplemental? No

Notes and Assumptions: There are no revenues or expenditures associated with this legislation. The Division does not anticipate a change to operations costs associated with the proposed rule changes.

PO 2024-0007 Parks Title 7 Update: Existing Code vs. Proposed Code Language

ORDINANCE LINE #'S	EXISTING CODE REFERENCE	EXISTING CODE LANGUAGE	NEW CODE REFERENCE	PO 2024-0007 PROPOSED CODE LANGUAGE (if applicable)
84-87	7.01.010.B	B. "Aircraft" means any machine or device designed to travel through the air including, but not limited to, airplanes, helicopters, ultra light type planes, gliders, remote-control planes and gliders, hot air balloons, kites and balloons.	7.01.010.B.	B. "Aircraft" means any machine or device designed to travel through the air including, but not limited to, airplanes, helicopters, (ultra-light) <u>ultralight</u> -type planes, gliders, <u>hang gliders, paragliders</u> , remote-control <u>model</u> planes and gliders, <u>rockets, drones</u> , <u>hot-air</u> balloons, kites and balloons.
88-94	7.01.010.C	C. "Alcoholic beverages" or "liquor" includes the four varieties of liquor defined as alcohol, spirits, wine and beer, all fermented, spirituous, vinous, or malt liquor, and all other intoxicating beverages, and every liquor, solid or semisolid or other substance, patented or not, containing alcohol, spirits, wine or beer; all drinks or drinkable liquids and all preparations or mixtures capable of human consumption. Any liquor, semisolid, solid or other substance that contains more than one percent alcohol by weight shall be conclusively deemed to be intoxicating.	7.01.010.C	C. "Alcoholic beverages" or "liquor" includes the four varieties of liquor defined as alcohol, spirits, wine and beer, all fermented, spirituous, vinous((s)) or malt liquor, and all other intoxicating beverages, and every liquor, solid or semisolid or other substance, patented or not, containing alcohol, spirits, wine or beer; all drinks or drinkable liquids and all preparations or mixtures capable of human consumption. Any liquor, semisolid, solid or other substance that contains more than one percent alcohol by weight shall be conclusively deemed to be intoxicating.
95-98	7.01.010.D	D. "Associated marine area" means any water area within one hundred feet of any parks and recreation facility such as a dock, pier, float, buoy, log boom or other object that is part of a parks and recreation facility, only if the area does not include private property.	7.01.010.D.	D. "Associated marine area" means any water area within one hundred feet of any parks and recreation facility such as a dock, pier, float, buoy, log boom or other <u>human-made</u> object that is part of a parks and recreation facility, only if the area does not include private property.
99-101	NEW	NEW DEFINITION	7.01.010.E.	E. <u>"Backcountry trail" means any natural surface trail intended exclusively for passive recreation such as hiking, horseback riding, mountain biking, running, and nature observation.</u>
102-103	7.01.010.E.	E. "Boat" means any contrivance up to sixty-five feet in length overall, used or capable of being used as a means of transportation on water.	7.01.010.F.	F. "Boat" means any contrivance up to sixty-five feet in length overall, used or capable of being used as a means of transportation on water.
104-106	7.01.010.F.	F. "Camper" means a motorized vehicle containing either sleeping or housekeeping accommodations, or both, and shall include a pickup truck with camper, a van-type body, a converted bus, or any similar type vehicle.	7.01.010.G.	((F-)) <u>G. "Camper" means a motorized vehicle containing either sleeping or housekeeping accommodations, or both, and shall include a pickup truck with camper, a <u>van or van-type</u> ((body)) <u>vehicle</u>, a bus, or any similar type vehicle.</u>
107	NEW	NEW DEFINITION	7.01.010.H	<u>H. "Campfire" means any open flame from a wood source.</u>

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108-112	7.01.010.G.,H.,I.	G. "Camping" means erecting a tent or shelter or arranging bedding or both for the purpose of, or in such a way as will permit remaining overnight, or parking a trailer, camper or other vehicle for the purpose of remaining overnight. H. "Campsite" means camping sites designated by the director. I. "Change" a fee means to alter the amount of a fee.	7.01.010.J.,K.,L.	((G-)) <u>L.</u> "Camping" means erecting a tent or shelter or arranging bedding or both for the purpose of, or in such a way as will permit remaining overnight, or parking a trailer, camper or other vehicle for the purpose of remaining overnight. ((H-)) <u>J.</u> "Campsite" means camping sites designated by the director. ((I-)) <u>K.</u> "Change" a fee means to alter the amount of a fee.
113-115	NEW	NEW DEFINITION	7.01.010.L.	<u>R.</u> "Class 1 electric-assisted bicycle" means an electric-assisted bicycle in which the motor provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches the speed of twenty miles per hour.
116-118	NEW	NEW DEFINITION	7.01.010.M.	<u>S.</u> "Class 2 electric-assisted bicycle" means an electric-assisted bicycle in which the motor may be used exclusively to propel the bicycle and is not capable of providing assistance when the bicycle reaches the speed of twenty miles per hour.
119-122	NEW	NEW DEFINITION	7.01.010.N.	<u>T.</u> "Class 3 electric-assisted bicycle" means an electric-assisted bicycle in which the motor provides assistance only when the rider is pedaling and ceases to provide assistance when the bicycle reaches the speed of twenty-eight miles per hour and is equipped with a speedometer.
123-126	NEW	NEW DEFINITION	7.01.010.O.	((J-)) <u>L.</u> "Commercial watercraft" means any watercraft used for any commercial purpose but does not include a commercial watercraft operated in a marine area or marine facility under a concession agreement, lease or other permit or contract with the division.
127-145	7.01.010.J.,K.,L., M.,N.,O.	J. "Concession" means the privilege or authority to sell goods or services within parks and recreation facilities or to operate parks and recreation facilities or a portion thereof. K. "Concession contract" or "concession agreement" means the agreement granting a person a concession with respect to a parks and recreation facility. L. "Department" means the department of natural resources and parks. M. "Director" means the director of the department of natural resources and parks or the director's designee.	7.01.010.P, Q., R., S., T., U.	<u>P.</u> "Concession" means the privilege or authority to sell goods or services within parks and recreation facilities or to operate parks and recreation facilities or a portion thereof. ((K-)) <u>Q.</u> "Concession contract" or "concession agreement" means the agreement granting a person a concession with respect to a parks and recreation facility. ((L-)) <u>R.</u> "Department" means the department of natural resources and parks. ((M-)) <u>S.</u> "Director" means the director of the department of natural resources and parks or the director's designee.

PO 2024-0007 Parks Title 7 Update: Existing Code vs. Proposed Code Language

		<p>N. "Discrimination" means any action or failure to act, whether by single act or part of a practice, the effect of which is to adversely affect or differentiate between or among individuals or groups of individuals, because of race, color, religion, national origin, age, sex, marital status, parental status, sexual orientation, gender identity or expression, the presence of any sensory, mental or physical handicap or the use of a service or assistive animal. For the purposes of this subsection, "service or assistive animal" means any dog guide, signal or hearing dog, seizure response dog, therapeutic companion animal or other animal that does work, performs tasks or provides medically necessary support for the benefit of an individual with a disability.</p> <p>O. "Division" means the parks and recreation division of the department of natural resources and parks.</p>		<p>((N-)) <u>T.</u> "Discrimination" means any action or failure to act, whether by single act or part of a practice, the effect of which is to adversely affect or differentiate between or among individuals or groups of individuals, because of race, color, religion, national origin, age, sex, marital status, parental status, sexual orientation, gender identity or expression, the presence of any sensory, mental, or physical handicap, or the use of a service or assistive animal. For the purposes of this subsection, "service or assistive animal" means any dog guide, signal or hearing dog, seizure response dog, therapeutic companion animal, or other animal that does work, performs tasks, or provides medically necessary support for the benefit of an individual with a disability..</p> <p>((O-)) <u>U.</u> "Division" means the parks and recreation division of the department of natural resources and parks.</p>
146-152	NEW	NEW DEFINITION	7.01.010.V.	<p>((P-)) <u>V.</u> "Electric-assisted bicycle" is consistent with RCW 46.04.169 and means a <u>bicycle with two or three wheels, a saddle, fully operative pedals for human propulsion, and an electric motor. An electric-assisted bicycle must have:</u></p> <p><u>1. A motor with a power output of no more than seven hundred fifty watts; and</u></p> <p><u>2. A label, displayed in a prominent location, printed in Arial font and at least nine-point type that contains the classification number, top assisted speed and motor wattage.</u></p>
153-155	7.01.010.P.,Q.	<p>P. "Eliminate" a fee means to remove a fee.</p> <p>Q. "Establish" a fee means to impose a fee for an activity for which a fee was not being charged.</p>	7.01.010.W.,X.	<p><u>W.</u> "Eliminate" a fee means to remove a fee.</p> <p>((Q-)) <u>X.</u> "Establish" a fee means to impose a fee for an activity for which a fee was not being charged.</p>
156-160	7.01.010.R.	R. "Facility," "facilities," "parks and recreation facility," "parks and recreation facilities" or "park area" means any building, structure, park, open space, trail or other property owned or otherwise under the jurisdiction of the parks and recreation division of the department of natural resources and parks.	7.01.010.Y.	<p>((R-)) <u>Y.</u> "Facility," "facilities," "parks and recreation facility," "parks and recreation facilities" or "park area" means any building((r)) <u>or portion thereof or other structure, park, open space, natural area, resource or ecological land,</u> trail or other property owned or otherwise under the jurisdiction of the parks and recreation division of the department of natural resources and parks.</p>

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161-162	7.01.010.S.	S. "Facility manager" means the person designated to manage a specific parks and recreation facility.	7.10.010.Z.	((S-)) Z. "Facility manager" means the person designated to manage a specific parks and recreation facility
163-166	7.01.010.T (REMOVED)	T. "High-use areas" means areas of parks and recreation facilities where people congregate. "High-use areas" include athletic fields, off-leash dog parks, parking lots, picnic shelters, playgrounds, sports courts, trailheads, and any other areas designated as high-use areas by the director.	NA	REMOVED
167-168	7.01.010.U	U. "Manager" means the manager of the parks and recreation division of the department of natural resources and parks.	NA	REMOVED
169-171	NEW	NEW DEFINITION	7.01.010.AA.	V-)) AA. "Mechanical trapping device" means any device, including, but not limited to, a snare or machine, that shuts suddenly upon contact by an animal, and any device that kills or inflicts physical pain and injury upon a captured animal.
172-175	NEW	NEW DEFINITION	7.01.010.BB.	Z. "Micromobility device" means a personal vehicle meant to carry one or two passengers that has an electric motor and includes electric-assisted bicycles, motorized foot scooters, electric skateboards and other relatively small and lightweight electric devices that provide mobility.
176-181	7.01.010.V.	V. "Motor vehicle" means any self-propelled device capable of being moved upon a road, and in, upon or by which any persons or property may be transported or drawn, and shall include, but not be limited to, automobiles, trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive vehicles and snowmobiles, whether or not they can be legally operated upon the public highways.	7.01.010.CC.	CC. "Motor vehicle" means any self-propelled device capable of being moved upon a road, and in, upon or by which any persons or property may be transported or drawn, and shall include, but not be limited to, automobiles, trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive vehicles, and all-terrain vehicles or snowmobiles, whether or not they can be legally operated upon the public highways. "Motor vehicle" does not include a micromobility device.
182-183	7.01.010.W.	W. "Naming rights" means rights to name a facility after a person for a term of years in exchange for consideration.	7.01.010.DD.	((W-)) DD. "Naming rights" means rights to name a facility, <u>except parks</u> , after a person for a term of years in exchange for consideration.
184-186	NEW	NEW DEFINITION	7.01.010.EE	((X-)) EE. "Pack animal" means any domesticated herbivorous animal, other than a horse, traditionally used to transport people or cargo, such as an alpaca, burro, llama, mule, ox or goat.

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187-194	7.01.010.X.,Y.,Z	<p>X. "Parks and recreation purposes" means any lawful purpose of the division.</p> <p>Y. "Person" means all natural persons, groups, entities, firms, partnerships, corporations, governmental and quasi-governmental entities, clubs and all associations or combination of persons whether acting for themselves or as an agent, servant or employee.</p> <p>Z. "Permit" means an authorization for the use of parks and recreation facilities that imposes conditions on the permittee in addition to those conditions imposed on the general public.</p>	7.01.010.FF.,G G.,HH.	<p>FF. "Parks and recreation purposes" means any lawful purpose of the division.</p> <p>((Y-)) GG. "Person" means all natural persons, groups, entities, firms, partnerships, corporations, governmental and quasi-governmental entities, clubs, and all associations or combination of persons whether acting for themselves or as an agent, servant, or employee.</p> <p>((Z-)) HH. "Permit" means an authorization for the use of parks and recreation facilities that imposes conditions on the permittee in addition to those conditions imposed on the general public.</p>
195-202	NEW	NEW DEFINITION	7.01.010.II	<p>((AA-)) II. "Regional trail" means a regionally significant, shared-use path for bicycling, walking, jogging, skating, horseback riding or other nonmotor use that provides recreational opportunities and enhances regional mobility. "Regional trail" includes, but is not limited to, the Burke-Gilman trail, the Cedar River trail, the East Lake Sammamish trail, the Eastrail, the Foothills trail, the Green-to-Cedar Rivers trail, the Issaquah-Preston trail, the Lake-to-Sound trail, the Marymoor Connector trail, the Preston-Snoqualmie trail, the Sammamish River trail, the Snoqualmie Valley trail and the Soos Creek trail.</p>
203-212	7.01.010.AA., BB., CC., DD.	<p>AA. "Rocket" means any device containing a combustible substance that when ignited, propels the device forward.</p> <p>BB. "Set" a fee means to change or eliminate a fee, including determining, changing or eliminating a range for a fee. "Set" does not include selecting a fee in a previously set range for a fee.</p> <p>CC. "Spirits" means any beverage that contains alcohol obtained by distillation, including wines exceeding twenty-four percent of alcohol by volume.</p> <p>DD. "Sponsorship" means providing consideration to support specific parks and recreation facilities or activities, generally in exchange for advertising on county property, through county media, or otherwise, or other promotional consideration.</p>	7.01.010.JJ., KK., LL., MM.	<p>JJ. "Rocket" means any device containing a combustible substance that when ignited, propels the device forward.</p> <p>((BB-)) KK. "Set" a fee means to change or eliminate a fee, including determining, changing, or eliminating a range for a fee. "Set" does not include selecting a fee in a previously set range for a fee.</p> <p>((CC-)) LL. "Spirits" means any beverage that contains alcohol obtained by distillation, including wines exceeding twenty-four percent of alcohol by volume.</p> <p>((DD-)) MM. "Sponsorship" means providing consideration to support specific parks and recreation facilities or activities, generally in exchange for advertising on county property, through county media, or otherwise, or other promotional consideration.</p>

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213-214	7.01.010.EE.	EE. "Tobacco product" means cigarettes, cigars, pipe tobacco and chewing tobacco.	7.01.010.NN.	((EE-)) <u>NN.</u> "Tobacco product" means cigarettes, cigars, <u>vapor products</u> , pipe tobacco and chewing tobacco.
215-217	7.01.010.FF.	FF. "Trail" means any path, track or right-of-way designed for use by pedestrians, bicycles, equestrians or other nonmotorized modes of transportation.	7.010.10.OO	((FF-)) <u>OO.</u> "Trail" means any path, track or right-of-way designed for use by pedestrians, bicycles, equestrians or other nonmotor modes of transportation, <u>including, but not limited to, a backcountry trail and a regional trail.</u>
218-234	7.01.010.GG., HH., II.	GG. "Trailer" means a towed vehicle that contains sleeping or housekeeping accommodations. HH. "Trailer site" means a designated camping site that has either water or electrical facilities, or both, available for hookup. II. "User fee" means a fee charged for the use of parks and recreation facilities, activities and programs, including, but not limited to, general facilities admission, classes and workshops, sponsored leagues and tournaments, gymnasium and field usage for games and practice, field lights and other equipment, concessions, parking, camping, special event admission, rooms for meetings, conference banquets and other indoor activities, kitchen and equipment. "User fee" does not include the cost of purchasing tangible personal property sold by the division. "User fee" also does not include charges made under: 1. An advertising, sponsorship or naming rights agreement in accordance with K.C.C. 7.08.080; 2. A concession contract in accordance with K.C.C. chapter 4.57; 3. A lease, rental or use agreement in accordance with K.C.C. 4.56.150; or 4. A special use permit in accordance with K.C.C. 7.12.050. (Ord. 19026 § 4, 2019: Ord. 17375 § 1, 2012: Ord. 14509 § 4, 2002).	7.01.010.PP., QQ., RR.	((GG-)) <u>PP.</u> "Trailer" means a towed vehicle that contains sleeping or housekeeping accommodations. ((HH-)) <u>QQ.</u> "Trailer site" means a designated camping site that has either water or electrical facilities, or both, available for hookup. ((II-)) <u>RR.</u> "User fee" means a fee charged for the use of parks and recreation facilities, activities and programs, including, but not limited to, general facilities admission, classes and workshops, sponsored leagues and tournaments, gymnasium and field usage for games and practice, field lights and other equipment, concessions, parking, camping, special event admission, rooms for meetings, conference banquets and other indoor activities, kitchen, and equipment. "User fee" does not include the cost of purchasing tangible personal property sold by the division. "User fee" also does not include charges made under: 1. An advertising, sponsorship, or naming rights agreement in accordance with K.C.C. 7.08.080; 2. A concession contract in accordance with K.C.C. chapter 4.57; 3. A lease, rental, or use agreement in accordance with K.C.C. 4.56.150; or 4. A special use permit in accordance with K.C.C. 7.12.050.
235-236	NEW	NEW DEFINITION	7.01.010.RR	<u>QQ.</u> "Vessel" means any contrivance more than sixty-five feet in length overall, <u>used or capable of being used as a means of transportation on water.</u>
244-262	7.08.060.C.5, 6.	C. In setting user fees, the director shall consider the following, among other factors:	7.08.060.C.5., 6.	C. In setting user fees, the director shall consider the following, among other factors:

PO 2024-0007 Parks Title 7 Update: Existing Code vs. Proposed Code Language

		<ol style="list-style-type: none"> 1. The cost of providing services and the demand for services; 2. The administrative costs of collecting the fees; 3. The user's ability to pay; 4. Maximizing nontax revenue for the support of parks and recreation facilities; 5. The target revenue rate from user fees, which are: <ol style="list-style-type: none"> a. for swimming pools, at least fifty percent of operation and maintenance costs, including overhead; b. for the Weyerhauser King County Aquatic Center, at least fifty percent of the operation and maintenance costs, including overhead; c. for the King County fairgrounds, at least one hundred percent of operation and maintenance costs, including overhead; d. for ballfields, at least thirty percent of operation and maintenance costs, including overhead; and e. for all other activities, at least thirty percent of operation and maintenance costs, including overhead. 		<ol style="list-style-type: none"> 1. The cost of providing services and the demand for services; 2. The administrative costs of collecting the fees; 3. The user's ability to pay; 4. Maximizing nontax revenue for the support of parks and recreation facilities; 5. ((The target revenue rate from user fees, which are: <ol style="list-style-type: none"> a. for swimming pools, at least fifty percent of operation and maintenance costs, including overhead; b. for the Weyerhaeuser King County Aquatic Center, at least fifty percent of the operation and maintenance costs, including overhead; c. for the King County fairgrounds, at least one hundred percent of operation and maintenance costs, including overhead; d. for ballfields, at least thirty percent of operation and maintenance costs, including overhead; and e. for all other activities, at least thirty percent of operation and maintenance costs, including overhead)) <u>Access to parks and natural resources as a determinant of equity as defined in K.C.C. 2.10.210.B.; and</u> 6. <u>Comparable fees in other area jurisdictions.</u>
265-274	7.08.060.E.	<p>E. Consistent with applicable law, the director may waive, in whole or in part, user fees or provide or facilitate scholarships for individuals meeting federally established low-income criteria, to help ensure that no one is denied access to parks and recreation facilities or activities based solely on an inability to pay. The director shall adopt rules in accordance with K.C.C. chapter 2.98 that establish the circumstances for which these waivers or scholarships are available and the process for granting the waivers or scholarships. In addition, the director may waive user fees as part of a concession, advertising or sponsorship agreement under which the county receives consideration equal to or greater than the total amount of the fees to be waived. The director shall document all waivers of user fees.</p>	7.08.060.E.	<p>E. Consistent with applicable law, the director may waive, in whole or in part, user fees or provide or facilitate scholarships for individuals <u>or organizations meeting federally established low income criteria</u>, to help ensure that no one is denied access to parks and recreation facilities or activities based solely on an inability to pay. The director shall adopt rules in accordance with K.C.C. chapter 2.98 that establish the circumstances for which these waivers or scholarships are available and the process for granting the waivers or scholarships. In addition, the director may waive user fees as part of a concession, advertising or sponsorship agreement under which the county receives consideration equal to or greater than the total amount of the fees to be waived. The director shall document all waivers of user fees.</p>

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282-294	7.08.060.H.1.c and d.	<p>H.1. The director shall give at least twenty days' notice of its intention to set user fees by providing notice:</p> <p>A. in writing or by electronic format, to:</p> <p>(A) the clerk of the council;</p> <p>(2) all council members; and</p> <p>(3) all persons who have made a timely request for advance notice of fee setting;</p> <p>b. by posting notice at affected facilities; and</p> <p>c. by publishing in the official county newspaper a summary of the notice of the proposed action, including the information in subsection H.2. a. through e. of this section.</p>	7.08.060.H.1.c and d.	<p>H.1. The director shall give at least twenty days' notice of its intention to set user fees by providing notice:</p> <p>a. in writing or by electronic format, to:</p> <p>(1) the clerk of the council;</p> <p>(2) all council members; and</p> <p>(3) all persons who have made a timely request for advance notice of fee setting;</p> <p>b. by posting notice at affected facilities; ((and))</p> <p>c. by ((publishing in the official county newspaper a summary of the notice of the proposed action, including the information in subsection H.2.a. through e. of this section)) <u>posting a notice on the parks and recreation division's web page; and</u></p> <p><u>d. through the parks and recreation division's list-serve and social media channels.</u></p>
334-336	7.08.070.B.	<p>B. All gifts, bequests and donations of money to the county for parks and recreation purposes shall be deposited and credited to the parks trust and contribution fund created under K.C.C. 4.08.095*.</p> <p>*Reviser's note: K.C.C.4.08.095 was recodified as K.C.C. 4A.200.510 by Ordinance 17527.</p>	7.08.070.B.	<p>B. All gifts, bequests and donations of money to the county for parks and recreation purposes shall be deposited and credited to the parks trust and contribution fund created under K.C.C. ((4.08.095)) <u>4A.200.510.</u></p>
347-357	7.08.080.B.2.	<p>2. Agreements authorizing advertising at parks and recreation facilities shall contain provisions to ensure that advertising is consistent with the existing aesthetics of the particular facility. To the extent feasible, agreements shall specify that advertising signs have a consistent look throughout a particular facility, such as similar sizes and background colors, and that the signs are affixed in a way that minimizes wear and tear on parks and recreation facilities. Except for signs associated with lighted scoreboards, the director shall not enter into agreements authorizing neon signs and light boards for outdoor areas at parks and recreation facilities. Unless authorized by ordinance, advertising in regional resource and ecological lands shall not be larger than two feet in either height or width. All sign</p>	7.08.080.B.2.	<p>2. Agreements authorizing advertising at parks and recreation facilities shall contain provisions to ensure that advertising is consistent with the existing aesthetics of the particular facility. To the extent feasible, agreements shall specify that advertising signs have a consistent look throughout a particular facility, such as similar sizes and background colors, and that the signs are affixed in a way that minimizes wear and tear on parks and recreation facilities. Except for signs associated with lighted scoreboards, the director ((shall)) <u>may</u> not enter into agreements authorizing neon signs and light boards for outdoor areas at parks and recreation facilities. Unless authorized by ordinance, advertising in ((regional)) <u>any open space land, resource and ecological land</u>((s shall)) <u>may</u> not be larger than two feet in either height or width. All sign agreements shall require that the signs be removed at the end of the agreement <u>term</u>.</p>

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		agreements shall require that the signs be removed at the end of the agreement.		
358-366	7.08.080.C. and D.	<p>C. Advertisers and sponsors shall agree not to engage in discrimination. Furthermore, an advertising, sponsorship or naming rights agreement may not result in the advertisement of spirits or tobacco products in violation of K.C.C. chapter 12.51.</p> <p>D. The director may impose additional subject-matter restrictions on advertising, sponsorship and naming rights agreements consistent with applicable law and the use of parks and recreation facilities by citizens of all ages, in particular young children and families.</p>	7.08.080.C. and D.	<p>C. Advertisers and sponsors shall agree not to engage in discrimination. ((Furthermore, an advertising, sponsorship or naming rights agreement may not result in the advertisement of spirits or tobacco products in violation of K.C.C. chapter 12.51-))</p> <p>D. <u>An advertising, sponsorship or naming rights agreement may not result in the advertisement of spirits, or of tobacco products in violation of K.C.C. chapter 12.51.</u> The director may impose additional subject-matter restrictions on advertising, sponsorship and naming rights agreements consistent with applicable law and the use of parks and recreation facilities by citizens of all ages, in particular young children and families.</p>
372-377	7.12.020	7.12.020 Program – purpose. The playgrounds, activity centers, pools and other facilities of the division are established by law for public recreation purposes, including, but not limited to, the provision of community services by third parties. (Ord. 14509 § 13, 2002: Ord. 6798 § 2, 1984).	7.12.020. A.& B.	<p>A. The playgrounds, activity centers, pools and other facilities of the division are established by law for public recreation purposes, including, but not limited to, the provision of community services by third parties.</p> <p>B. <u>The director is authorized to adopt rules under the procedures specified in K.C.C. chapter 2.98 not inconsistent with this chapter or other King County ordinances for the management, control and use of facilities.</u></p>
380- 391	7.12.030.	7.12.030 Administrative rules – Hours and conditions of operation. The manager shall promulgate rules setting forth the times and conditions upon which the county parks and recreation facilities will be open, closed, or used by the public. Such rules shall be promulgated in accordance with the procedures established in K.C.C. 2.98. (Ord. 6798 § 3, 1984).	7.12.30.A. & B. (NEW)	<p>((The manager shall promulgate rules setting forth the times and conditions upon which the county parks and recreation facilities will be open, closed, or used by the public. Such rules shall be promulgated in accordance with the procedures established in K.C.C. 2.98-))</p> <p>A. <u>Except as provided in a lease, use agreement or concession agreement, the operating hours for all county parks and recreation facilities, other than regional trails, are from thirty minutes before sunrise to thirty minutes after sunset.</u></p> <p>B. <u>The director may adopt rules as authorized under K.C.C. 7.12.020.B. to establish the operating hours for regional trails. Until the director adopts rules, this subsection applies. Regional trails are open to public use daily from thirty minutes before sunrise to thirty minutes after sunset unless the director temporarily closes a regional trail or modifies hours of operation if necessary to protect the public health, safety or welfare or to protect the environment or public assets.</u></p>

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394-400	7.12.035.	7.12.035 Designating off-limits areas. The manager may designate portions of parks and recreation facilities that are off limits to the general public for the purpose of protecting park resources or the environment or for the purpose of protecting the public from conditions that constitute a potential safety hazard. Any portion of a facility that is designated as off limits under this section must have posted notice of the designation. The manager may delegate the authority granted under this section to division employees with appropriate restrictions. (Ord. 14509 § 14, 2002).	7.12.035 A.	<u>A. The ((manager)) director may designate portions of parks and recreation facilities that are <u>permanently or indefinitely</u> off limits to the general public for the purpose of protecting park resources or the environment, or for the purpose of protecting the public from conditions that constitute a potential safety hazard. Any portion of a facility that is designated as <u>permanently or indefinitely</u> off limits under this section must have posted notice of the designation. ((The manager may delegate the authority granted under this section to division employees with appropriate restrictions.))</u>
401-404		NEW	7.12.035.B	<u>B. This section does not affect the director’s authority to temporarily close part or all of any parks and recreation facility to the public for purposes of maintenance or construction, including site restoration, or to protect the public from conditions that constitute a potential safety hazard.</u>
407-414	7.12.050.A	A. Uses not meeting all of the requirements in K.C.C. 7.12.040, and any other private uses of parks and recreation facilities of less than thirty days in a twelve-month period not governed by another code provision, may be authorized by special use permits granted by the director. A fee shall be charged for those uses. The director shall determine the amount of fee. As appropriate, the director shall specify special conditions of use and note the conditions on the special use permit. Special use permits may have a term of up to five years without requiring council approval.	7.12.050.A	A. Uses not meeting all of the requirements in K.C.C. 7.12.040, and any other private uses of parks and recreation facilities of less than ((thirty)) <u>one hundred twenty</u> days in a twelve-month period not governed by another code provision, may be authorized by special use permits granted by the director. A fee shall be charged for those uses. The director shall determine the amount of the fee. As appropriate, the director shall specify special conditions of use and note the conditions on the special use permit. Special use permits may have a term of up to five years without requiring council approval.
421-432	7.12.110	7.12.110 Liability insurance. During all periods of use, persons using facilities by permit shall, except when a waiver is obtained from the department, obtain and maintain public liability insurance acceptable to the county and/or other insurance necessary to protect the public and the county on premises to be used, with limits of liability not less than: \$500,000 each person personal injury; \$500,000 each occurrence personal injury; \$250,000 each occurrence property damage;	7.12.110	During all periods of use, persons using facilities by permit shall, except when a waiver is obtained from the department, obtain and maintain public liability insurance acceptable to the county and/or other insurance necessary to protect the public and the county on premises to be used, with limits of liability not less than: (((\$500,000)) <u>one million dollars per each person personal injury;</u> (((\$500,000)) <u>one million dollars per each occurrence personal injury;</u> (((\$250,000)) <u>one million dollars per each occurrence property damage;</u> or a combined single-limit personal injury ((and/)) <u>or property damage, or both,</u> liability of (((\$1,000,000)) <u>two million dollars per occurrence.</u> Persons shall

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		<p>or a combined single limit personal injury and/or property damage liability of \$1,000,000 per occurrence.</p> <p>Persons shall provide a certificate of insurance, or, upon written request of the county, a duplicate of the policy, as evidence of the insurance protection provided. This insurance shall not be cancelled or reduced without prior written notice to the county at least thirty days in advance of the cancellation. (Ord. 12003 § 4, 1995: Ord. 6798 § 11, 1984).</p>		<p>provide a certificate of insurance, or, upon written request of the county, a duplicate of the policy, as evidence of the insurance protection provided. ((This)) <u>The insurance ((shall)) may not be cancelled or reduced without prior written notice to the county at least thirty days in advance of the cancellation.</u></p>
435-438	7.12.140	<p>Equipment regulations - Failure to perform. The misuse of a park facility or the failure to conform with these regulations, the instructions of division employees, or the conditions of a permit will be sufficient reason for denying any future permits. (Ord. 6798 § 14, 1984).</p>	7.12.140	<p>((The m)) Misuse of a park facility or ((the)) failure to conform with these regulations, the instructions of division employees, or the conditions of a permit, ((will be)) <u>is a sufficient reason for ((denying)) the division to deny a person's subsequent application for any future permit((s)).</u></p>
441-453	7.12.160. to 7.12.210 & 7.12.350	<p>7.12.160 Camping occupancy policy. In order to afford the general public the greatest possible use of the King County park system on a fair and equal basis, continuous occupancy of designated camping facilities by the same person or persons shall be limited to seven days. Shorter limitation of occupancy may be established and posted by the department at any individual facility or area. (Ord. 12003 § 6, 1995: Ord. 6798 § 16, 1984).</p> <p>7.12.170 Occupancy - Number of vehicles. The number of vehicles occupying camping facilities shall be limited to one car or camper, or one vehicle with trailer, per camp or trailer site. A greater number may be authorized in specific areas when constructed facilities so warrant. (Ord. 6798 § 17, 1984).</p> <p>7.12.180 Fees. Fees for the use of campsites or trailer sites are due and payable daily. The daily fee covers use of facilities until the vacating time of the following day. (Ord. 6798 § 18, 1984).</p> <p>7.12.190 Camping - Occupancy hours. Occupants shall vacate camping facilities by removing all personal property prior to the vacating time if the applicable use fee has not been paid or if time limit for occupancy of the campsite has expired. The</p>	NEW	<p>NEW SECTION. SECTION 11. There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A person may camp in any park area only where designated and posted as a campsite or trailer site and shall meet the following conditions:</p> <p>A. Occupancy of a campsite or trailer site is limited to seven consecutive days within a thirty-day period. The director may designate and post a shorter limit for any site;</p> <p>B. The number of vehicles occupying a campsite or trailer site is limited to one car or camper, or one vehicle with trailer. The director may designate and post a higher limit on the number of vehicles or a limit on the permitted length of a camper or trailer for any site; and</p> <p>C. Fees for the use of campsites or trailer sites are due and payable daily. The daily fee covers use of the site until the vacating time on the following day. If the site is not vacated by the vacating time and all personal property is not removed, an additional use fee may be charged.</p>

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		<p>occupants may, however, remain in other areas of the park for purposes other than camping until the park's normal closing time. Failure to vacate at the appropriate time shall subject the occupant to an additional use fee. (Ord. 6798 § 19, 1984).</p> <p>7.12.200 Use of trailer sites by tent campers. No tent camper shall be allowed to occupy a designated trailer site except as directed by a facility manager. Use of trailer sites by tent campers shall be subject to payment of the trailer site fee. (Ord. 6798 § 20, 1984).</p> <p>7.12.210 Sites considered occupied when paid for. A trailer site or campsite is considered occupied when it is being used for purposes of camping by a person who has paid the daily use fee within the applicable time limits. No person shall take or attempt to take possession of a campsite or trailer site when it is being occupied by another party or when informed by a facility manager that such campsite or trailer site is occupied. (Ord. 6798 § 21, 1984).</p> <p>7.12.350 Camping - In designated areas only. No person shall camp in any King County park area except in areas specifically designated and/or marked for that purpose. (Ord. 6798 § 35, 1984).</p>		
456-463	NEW	NEW	NEW	<p><u>NEW SECTION. SECTION 12.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A person may ignite or maintain a campfire in any park area only: where the use is designated and posted and that provides for the use, such as a stove or fire ring; or within a device brought by a person that is reasonably capable of containing a campfire. Campfires may not be ignited or maintained in the following circumstances:</p> <ul style="list-style-type: none"> A. During an air quality burn ban issued by the Puget Sound Air Pollution Control Agency; B. During a fire-safety burn ban issued by the fire marshal; or C. Between 11:00 p.m. and 6:00 a.m.

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REMOVED	7.12.220	7.12.220 Picnicking. Picnicking is permitted only in designated and marked picnicking areas, or in such other places within a King County park area as may from time to time be designated by a facility manager. (Ord. 6798 § 22, 1984).	NA	REMOVED
466-480	7.12.260 7.12.270, 7.12.290	<p>7.12.260 Motor vehicles on roads and trails. No person shall operate any motor vehicle on a trail in any King County park area unless such trail has been specifically designated and posted for such use. No person shall operate a motor vehicle within the boundaries of a King County park area except on roads, streets, highways, parking lots, parking areas, or where otherwise permitted by proper posting. Through traffic is not permitted within the boundaries of any King County park or open space, except for two roads through Petrovitsky park, if due to the topography, surrounding development patterns, and road networks, the two roads provide the only feasible access to the 4 to 1 Project known as McGarvey Park.</p> <p>Provided that:</p> <p>This section shall not apply to emergency vehicles, maintenance vehicles, or construction vehicles authorized by the department. (Ord. 12827 § 2, 1997: Ord. 12003 § 7, 1995: Ord. 8166 § 3, 1987: Ord. 6798 § 26, 1984).</p> <p>7.12.270 Motor vehicles - speed limits. No person shall drive a motor vehicle within any King County park area at a speed greater than twenty-five miles per hour or as otherwise posted, having due regard for traffic on, and the surface and width of the road, and in no event at a speed which endangers the safety of persons, property, or wildlife; provided, however, that in no event shall a vehicle be driven at a speed greater than fifteen miles per hour in camp, picnic, utility, or headquarters areas, or in areas of general public assemblage. (Ord. 6798 § 27, 1984).</p> <p>7.12.290 Motor vehicles - trucks and commercial vehicles. No person shall cause a truck or other vehicle while being used for commercial purposes to enter upon, use, or traverse any portion of any King County park area or any park road except in the</p>	New	<p><u>NEW SECTION. SECTION 13.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A. A person may operate a motor vehicle in a park area while the vehicle is being used for a noncommercial purpose related to use of the park area for recreation or another authorized purpose. Through traffic is not permitted within the boundaries of any park area. This subsection does not apply to emergency vehicles, or maintenance vehicles, commercial vehicles, or construction vehicles authorized by the department;</p> <p>B. A person may operate a motor vehicle in a park area while the vehicle is being used for commercial purposes only in the service of the division at the request of an employee of the division, by express permission of the director for a special activity consistent with King County park use or on county roads or state highways; and</p> <p>C. A person driving a motor vehicle in a park area may not exceed a speed of twenty-five miles per hour or as otherwise posted, having due regard for traffic on, and the surface and width of, the road, and in the person may not drive at a speed that endangers the safety of persons, property or wildlife. However in a campsite, a picnic, utility or headquarters area or in an area of general public assemblage, a person shall not exceed a speed of fifteen miles per hour.</p>

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		service of the division at the request of the employees of the division, or by express permission of the manager for a special activity not inconsistent with King County park use; provided that, the provisions of this section shall not apply to county roads or state highways. (Ord. 6798 § 29, 1984).		
483-491	7.12.250	7.12.250 Motor vehicles - parking. No operator of any automobile, trailer, camper, boat trailer, or other vehicle, shall park such vehicle in any King County park area, except where the operator is using the area for the designated recreational purpose and the vehicle is parked either in the designated parking area, or in another area with the permission of a facility manager. No person shall park, leave standing, or abandon a vehicle in any King County park area after closing time except persons who have paid the applicable use fees to camp in designated campsites or trailer sites or to moor boats overnight at designated sites, and persons using park facilities as part of an event authorized by the division. In addition to the penalties found in Part V of this chapter, any vehicle found parked in violation of K.C.C. 7.12.250 may be towed away at the owner's expense. (Ord. 8166 § 2, 1987; Ord. 6798 § 25, 1984).		NEW SECTION. SECTION 14. There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows: A person may park a motor vehicle in any park area only when the person is using the area for the designated recreational purpose and the vehicle is parked either in the designated parking area, or in another area with the permission of a facility manager. A person shall not conduct business from a parked vehicle without a permit. A vehicle shall not be parked, left standing, or abandoned in any park area after closing time except by persons who have paid the applicable use fees to camp in campsites or trailer sites or to moor boats overnight at designated sites or persons using a park area as part of an event authorized by the division. A vehicle found parked in violation of this section may be impounded at the owner's expense.
494-514	7.12.300 to 7.12.340 & 7.12.470	7.12.300 Boating - occupancy policy. In order to afford the general public the greatest possible use of marine facilities, continuous occupancy of marine facilities by the same person or group in any area is limited to any three days in a seven day period, beginning midnight Wednesday and ending midnight the following Wednesday unless otherwise posted. Shorter or longer limitation of occupancy may be established and posted by the division for any individual facility or area. In addition to the penalties in Part V of this chapter, any boat found to be in	NEW	NEW SECTION. SECTION 15. There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows: A person may occupy an associated marine area unless otherwise posted and shall meet the following conditions: A. Occupancy of any portion of a marine facility is limited to three consecutive days in a seven-day period. The director may designate and post a shorter or longer occupancy period for a facility. A boat or vessel found to be in violation of this chapter may be impounded at the owner's expense;

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		<p>violation of this chapter may be towed away at the owner's expense. No person shall launch a boat in any King County park except in areas specifically designated and/or marked for that purpose. (Ord. 8166 § 4, 1987: Ord. 6798 § 30, 1984).</p> <p>7.12.310 Commercial watercraft prohibited. Use of marine areas and marine facilities by commercial watercraft is prohibited. For the purpose of this rule "commercial watercraft" means watercraft used for any commercial purpose but shall not include a commercial watercraft operated within the terms of a concession lease with the division. (Ord. 6798 § 31, 1984).</p> <p>7.12.320 Overnight moorage. No person or persons shall moor, anchor, dock or berth a boat or other object overnight in a King County park area or associated marine area unless the area has been designated for such use. (Ord. 6798 § 32, 1984).</p> <p>7.12.330 Tandem moorage. No more than three boats or other objects may be tied or rafted together when moored, docked or berthed adjacent to a dock, pier, or float in a King County park area. (Ord. 6798 § 33, 1984).</p> <p>7.12.340 Use of marine heads. No person shall use/or flush any marine head which when flushed emits its contents directly into the waters of a lake, river, Puget Sound, or any other water area, nor cause any human or animal waste to be dumped into the waters while moored, anchored, docked or berthed in a King County park area or associated marine area or when entering or leaving the area. (Ord. 6798 § 34, 1984).</p> <p>7.12.470 Swimming/scuba diving in boat launch areas prohibited. No person shall swim, sunbathe, or scuba dive in any designated boat launching area. (Ord. 8166 § 5, 1987: Ord. 6798 § 47, 1984).</p>		<p>B. Use of commercial watercraft is permitted in an associated marine area only when authorized by the director or facility manager;</p> <p>C. Mooring, anchoring, docking or berthing a boat or other object overnight in a park area or associated marine area is permitted only where designated and posted;</p> <p>D. Tandem moorage of up to three boats or other objects tied or rafted together when moored, docked or berthed adjacent to a dock, pier or float is permitted in a park area;</p> <p>E. Boat launching is permitted only in designated and posted areas, except in an emergency situation. Swimming and sunbathing are not permitted in any designated boat launching areas; and</p> <p>F. Use or flushing of any marine head which when flushed emits its contents directly into the waters of a lake, river, Puget Sound or any other water area is not permitted. Dumping of any human or animal waste while moored, anchored, docked or berthed in a park area or associated marine area or when entering or leaving the area is not permitted.</p>
517-523	7.12.390 to 7.12.400	<p>7.12.390 Game fish. All laws, rules and regulations of the State Game Commission relating to season, limits, and methods of fishing are applicable to fishing for game fish in King County park areas. No person may fish for, or possess any fish taken from</p>		<p><u>NEW SECTION. SECTION 16.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A person may fish or take shellfish and shall meet the following conditions:</p>

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		<p>any dam, dike, bridge, dock, boatland, or beach, which is posted with a sign prohibiting fishing. (Ord. 6798 § 39, 1984).</p> <p>7.12.400 Shellfish and food fish. All laws, rules and regulations of the State Department of Fisheries relating to season, limits, and methods of taking, are applicable to the taking of shellfish or food fish in King County park areas, and in addition to such laws, the King County park system may, upon its finding and for good cause, close certain King County park areas to the taking of shellfish for specific periods of time. Such closed areas shall be posted with appropriate signs. (Ord. 6798 § 40, 1984).</p>		<p>A. Fishing is permitted in a park area unless the area is designated and posted with a sign prohibiting fishing. All state and federal laws, rules and regulations relating to season, limits and methods of fishing apply to fishing in a park area; and</p> <p>B. All state and federal laws, rules and regulations, treaty obligations, leases and health advisories relating to season, limits and methods of taking apply to the taking of shellfish in or accessed through a park area.</p>
526-545	7.12.410 to 7.12.430	<p>7.12.410 Pets in county park facilities.</p> <p>A. Dogs, pets, or domestic animals are not permitted on any designated swimming beach, picnic or play area in any King County park or in any building unless specifically permitted by posting provided that this section shall not apply to animal guides.</p> <p>B. In permissible areas, dogs or other pets or domestic animals must be kept on a leash no greater than fifteen feet in length, and under control at all times.</p> <p>C. Any person whose dog or other pet is in any King County park area shall be responsible for the conduct of the animal and for removing feces deposited by such animal from the park area.</p> <p>D. At Luther Burbank and Marymoor Parks <i>only</i>, there are areas designated for dogs off leash. Dogs in these designated areas must be accompanied by their owner, be under vocal control and not cause a public nuisance, safety hazard or harass wildlife. Rules in part C also apply.(Ord. 12003 § 9, 1995: Ord. 6798 § 41, 1984).</p> <p>7.12.420 Disturbances by animals prohibited. No person shall allow that person’s own dog or other pet or domestic animal to bite or in any way molest or annoy park visitors. No person shall permit that person’s own dog or other pet or domestic animal to bark continuously or otherwise disturb the peace and tranquility of the park. (Ord. 18670 § 1, 2018: Ord. 6798 § 42, 1984).</p>		<p><u>NEW SECTION. SECTION 17.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A. Domestic pet animals are permitted in all park areas unless prohibited by posting; domestic pet animals are not permitted in play areas or athletic fields. Any such posting will not apply to service animals or activities authorized by a permit issued under K.C.C. 7.12.050;</p> <p>B. Except in a designated off-leash area for dogs, pet animals must be kept on a leash no greater than eight feet in length and under control at all times. A pet animal required to be on a leash shall not be allowed to stand unattended or insecurely tied. The director may designate and post off-leash areas for dogs. Dogs in designated off-leash areas must be accompanied by the dog's owner or other caretaker, be under vocal control and not cause a nuisance or safety hazard;</p> <p>C. Any person with a pet animal shall be responsible for the conduct of the animal and for removing from the park area feces deposited by the animal;</p> <p>D. Pet animals must not be allowed to bite or in any way molest or annoy park visitors or bark continuously; and</p> <p>E. Horses and pack animals are permitted in all park areas except buildings; play areas, including athletic fields; areas where persons are picnicking; or areas designated and posted as closed to horses or pack animals unless permitted by director. A horse or pack animal shall not be allowed to stand unattended or insecurely tied. Any person with a horse or pack animal shall be responsible for the conduct of the animal and for removing from the park area feces deposited by the animal.</p>

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		7.12.430 Horseback riding - Horses are permitted on trails unless otherwise posted and designated. Horses shall be permitted in other King County park areas that are specifically posted to permit such activity. Horses shall not be permitted in any designated swimming area, or picnic area. No person shall allow a horse or other animal to stand unattended or insecurely tied. (Ord. 12003 § 10, 1995; Ord. 6798 § 42, 1984).		
548-550	7.12.230, 7.12.280	7.12.230 Food waste, washing of clothes or animals. No person shall clean fish or other food or wash any clothing or other articles for personal or household use, or any dog or other animal, except at designated areas in any King County park area. (Ord. 6798 § 23, 1984). 7.12.280 Washing of vehicles. No person shall clean or wash any automobile or other vehicle in any King County park area except in areas specifically designated for that use. (Ord. 6798 § 28, 1984).	NEW	<u>NEW SECTION. SECTION 18.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows: A person may not clean fish or other food or wash clothing or other articles for personal or household use, a pet animal or any vehicle except at park areas designated and posted for such use.
REMOVED	7.12.370	7.12.370 Clothing. Clothing sufficient to conform to community standards shall be worn at all times. (Ord. 6798 § 37, 1984).		REMOVED
553-559	7.12.380 & 7.12.445	7.12.445 Off-limits areas. A person may not enter upon areas of parks and recreation facilities that have been designated off limits by the manager or the manager's designee under K.C.C. 7.12.035. This section does not apply to authorized county employees. (Ord. 14509 § 22, 2002).	NEW	<u>NEW SECTION. SECTION 19.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows: A. A person may not enter the following park areas: 1. Areas designated and posted as off-limits or temporarily closed by the director; and

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		7.12.380 Ice. No person shall go out onto ice in any King County park or park area, except in areas specifically designated for that purpose. This includes but is not limited to: lakes, ponds, streams, rivers, and other bodies of water. (Ord. 6798 § 38, 1984).		<p>2. Areas covered with ice unless specifically designated and posted as permitting travel on ice.</p> <p>B. This section does not apply to law enforcement officers, firefighters, paramedics or authorized county employees of contractors.</p>
562-566	7.12.480	7.12.480 Presence in parks during hours the park is closed. No person shall enter or be present in a county park area during hours the park is closed except persons who have paid the applicable use fees to camp in designated campsites or trailer sites, or to moor boats overnight at designated sites and persons using park facilities as part of an event authorized by the department. Park areas are open dawn to dusk unless open for scheduled or reserved recreational activities. (Ord. 12003 § 12, 1995: Ord. 8166 § 6, 1987: Ord. 6798 § 48, 1984).	NEW	<p><u>NEW SECTION. SECTION 20.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A person may not enter or remain in a park area outside regular park hours except persons who have paid the applicable use fees to camp in campsites or trailer sites or moor boats overnight at designated sites and persons using a park area as part of an event authorized by the director. If a person is using a regional trail that passes through another park area, the hours applicable to the regional trail apply.</p>
569-571	7.12.440	7.12.440 Littering. No person shall leave, deposit, drop or scatter bottles, broken glass, ashes, food, waste paper, cans or other rubbish or material in a King County park area, except in a garbage can or other receptacle designated for those purposes. (Ord. 14509 § 21, 2002: Ord. 6798 § 44, 1984).	NEW	<p><u>NEW SECTION. SECTION 21.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A person may not litter in any park area. Bottles, broken glass, ashes, food, waste paper, cans or other rubbish or waste must be deposited in a garbage can or other waste or recycling receptacle designated for those purposes.</p>
574-581	7.12.610	7.12.610 Solicitation. A person shall not, in any King County parks and recreation facility, except by lease under K.C.C. chapter 4.56, concession contract under K.C.C. chapter 4.57, by advertising, sponsorship or naming rights agreement under K.C.C. 7.08.080 or by permits under K.C.C. 7.12.040 or 7.12.050: A. Solicit, sell or peddle any goods, services, wares, merchandise, liquids or edibles for human consumption; B. Distribute or post any handbills, circulars or signs; or C. Use any loudspeakers or other amplifying devices. (Ord. 14509 § 23, 2002: Ord. 6798 § 61, 1984).	NEW	<p><u>NEW SECTION. SECTION 22.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A person may not, in any park area, except by lease under K.C.C. chapter 4.56, concession contract under K.C.C. chapter 4.57, advertising, sponsorship or naming rights agreement under K.C.C. 7.08.080 or permits under K.C.C. 7.12.040 or 7.12.050:</p> <p>A. Solicit, sell or peddle or give away any goods, services, wares, merchandise, liquids or edibles; B. Post, or distribute, any circulars or signs; C. Use any loudspeakers or other amplifying devices; or D. Operate any business or conduct any for-profit activity.</p>

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584-589	7.12.640 & 7.12.642	<p>7.12.640 Alcoholic beverages. Selling, opening or possessing alcoholic beverages in an open container, or consuming any alcoholic beverage in a King County parks and recreation facility or associated marine area is prohibited except in areas designated by the manager or manager's designee. Alcohol shall be consumed only within designated areas, and activities shall comply with all Washington State Liquor Control Board requirements. (Ord. 14509 § 24, 2002: Ord. 14443 § 4, 2002: Ord. 13608 § 4, 1999: Ord. 12003 § 18, 1995: Ord. 9473 § 1, 1990: Ord. 8538 § 2, 1988: Ord. 6798 § 64, 1984).</p> <p>7.12.642 Intoxication. Being or remaining in, or loitering about in any county park, recreation area, or associated marine area while in a state of intoxication is prohibited. (Ord. 8538 § 3, 1988).</p>	NEW	<p><u>NEW SECTION. SECTION 23.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A. A person may not sell, open or possess alcoholic beverages in an open container or consume any alcoholic beverage in a park area or associated marine area except in areas designated and posted by the director. Alcohol sales, possession and consumption shall comply with Washington state laws and regulations; and</p> <p>B. Entering or remaining in a park area or associated marine area while in a state of intoxication is prohibited.</p>
592-594	NEW	NEW	NEW	<p><u>NEW SECTION. SECTION 24.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A person may not open a package containing marijuana, useable marijuana, marijuana-infused products, or marijuana concentrates, or consume marijuana, useable marijuana, marijuana-infused products or marijuana concentrates in a park area.</p>
597-598	7.12.435	<p>7.12.435 Tobacco products in high-use areas. The use of tobacco products is prohibited in all high-use areas. Signs will be posted in the high-use areas indicating that use of tobacco products is prohibited. Signage locations will be determined by the director. (Ord. 17375 § 2, 2012).</p>	NEW	<p><u>NEW SECTION. SECTION 25.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A person may not use tobacco products in park areas except where designated and posted.</p>
601-660	7.12.260 & 7.12.295	<p>7.12.260 Motor vehicles on roads and trails. No person shall operate any motor vehicle on a trail in any King County park area unless such trail has been specifically designated and posted for such use. No person shall operate a motor vehicle within the boundaries of a King County park area except on roads, streets, highways, parking lots, parking areas, or where otherwise</p>		<p><u>NEW SECTION. SECTION 26.</u> There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A. The director may adopt rules as authorized under K.C.C. 7.12.020.B to permit the use of motor vehicles on trails under specified conditions. Until the director adopts rules, this subsection applies. A person may not use a motor vehicle on King County trails. For the purposes of this section, "motor vehicles"</p>

		<p>permitted by proper posting. Through traffic is not permitted within the boundaries of any King County park or open space, except for two roads through Petrovitsky park, if due to the topography, surrounding development patterns, and road networks, the two roads provide the only feasible access to the 4 to 1 Project known as McGarvey Park.</p> <p>Provided that:</p> <p>This section shall not apply to emergency vehicles, maintenance vehicles, or construction vehicles authorized by the department. (Ord. 12827 § 2, 1997: Ord. 12003 § 7, 1995: Ord. 8166 § 3, 1987: Ord. 6798 § 26, 1984).</p> <p>7.12.295 Trail use.</p> <p>A. No person shall travel on a trail at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing. In every event, speed shall be so controlled as may be necessary to avoid colliding with others who are complying with the law and using reasonable care. Travel at speeds in excess of 15 miles per hour shall constitute in evidence a prima facie presumption that the person violated this section.</p> <p>B. No person shall travel on a trail in a negligent manner. For the purposes of this section "travel on a trail in a negligent manner" shall be construed to mean any form of travel on a trail in such a manner as to endanger or be likely to endanger any persons or property.</p> <p>C. For the purposes of this section "travel" shall be construed to include all forms of movement or transportation on a trail, including but not limited to foot, bicycle, horse, skateboard, and roller skates.</p> <p>D. Every person traveling on a trail shall obey the instructions of any official traffic control device applicable thereto placed in accordance with applicable laws unless otherwise directed by a police officer.</p>	<p>means any form of transportation powered by an internal combustion or electric motor, and motor vehicles includes, but is not limited to, automobiles, golf carts, mopeds, motor scooters and motorcycles. This section does not apply to wheelchairs, scooters, or other power-driven mobility devices for the disabled powered by electric motors, or to authorized maintenance, police or emergency vehicles;</p> <p>B. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit the use of electric-assisted bicycles and other micromobility devices on trails under specified conditions. Until the director adopts rules, this subsection applies. A person may operate a Class 1 or Class 2 electric-assisted bicycle only on regional trails and paved pathways within park areas intended for bicycle use. A person may not operate a Class 3 electric-assisted bicycle anywhere in park areas;</p> <p>C. Regional trails, local trails and paved pathways are open to nonmotor users unless otherwise designated and posted. Backcountry trails may be used by pedestrians, bicyclists, equestrians and pack animals for recreational purposes unless otherwise designated and posted. The director may further restrict permitted uses on individual trails and shall post such additional restrictions at park entrances, trailheads, or in some cases, on individual trails; and</p> <p>D. A person who uses or travels in any manner on a trail, shall follow the following Trail User Code of Conduct:</p> <ol style="list-style-type: none"> 1. Travel at a speed of fifteen miles per hour or less on regional and backcountry trails unless otherwise posted, except trails in facilities dedicated specifically as mountain bike areas. However, a person may not travel at a speed greater than is reasonable and prudent under the conditions with regard to the actual and potential hazards then existing; 2. Stay as near to the right side of the trail as is safe, except when necessary to prepare to make turns, or while overtaking and passing another user moving in the same direction; 3. Exercise due care and caution to avoid colliding with or otherwise endangering any other trail user and travel in a consistent and predictable manner. Trail users should be aware of the potential for travel conflicts between different uses of the trail;
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		<p>E. No motorized vehicles shall be allowed on King County trails. For the purposes of this section "motorized vehicles" means any form of transportation powered by an internal combustion or electric motor. This includes but is not limited to automobiles, golf carts, mopeds, motor scooters, and motorcycles. This section shall not apply to wheelchairs powered by electric motors, or authorized maintenance, police or emergency vehicles.</p> <p>F. Regional trails, local trail corridors, and paved pathways are open to all non-motorized users unless otherwise designated and posted. Pedestrians, bicyclists and equestrians are permitted on all maintained soft surface trails unless otherwise posted and designated. Trail restrictions may be posted at park entrances, trailheads or, in some cases, on individual trails. Trail use designations will be based on the park master plan, resource conservation, trail user conflicts, maintenance issues, and safety hazards.</p> <p>G. Every person who shall use or travel on a trail shall obey the Model Trail User Code of Conduct.</p> <p>H. Model Trail User Code of Conduct</p> <p>1. USING A TRAIL. Every person using a trail shall stay as near to the right side of the trail as is safe, excepting those movements necessary to prepare to make or make turning movements, or while overtaking and passing another user moving in the same direction.</p> <p>2. REGARD FOR OTHER TRAIL USERS. Every user shall exercise due care and caution to avoid colliding with any other trail user. All users shall travel in a consistent and predictable manner.</p> <p>3. GROUPS ON TRAIL. No group of trail users, including their animal(s), shall occupy more than one half of the trail as measured from the right side, so as to impede the normal and reasonable movement of trail users.</p>		<p>4. Bicyclists and other trail users on wheeled devices shall yield to pedestrians, horses or pack animals. Pedestrians shall yield to horses or pack animals;</p> <p>5. Groups of users, including any animals, may not occupy more than one half of the trail as measured from the right side, so as to not impede the normal and reasonable movement of other users;</p> <p>6. Give an audible warning signal by voice, bell or horn before passing another trail user. The signal must be produced in such a manner as to allow adequate time for response;</p> <p>7. When overtaking another trail user proceeding in the same direction, pass to the left at a safe distance and stay to the left until safely clear of the overtaken user;</p> <p>8. When entering or crossing at uncontrolled points, yield to traffic on the trail;</p> <p>9. From sunset to sunrise, maintain low noise levels and equip a bicycle or wear a headlight visible five hundred feet to the front and a red or amber light visible five hundred feet to the rear;</p> <p>10. Exercise extreme caution to prevent frightening horses or pack animals with sudden noise or movement, yield right of way to horses or pack animals and sound a warning when approaching equestrians or pack animals from behind or when attempting to pass;</p> <p>11. Respect private lands adjacent to trails and stay on trails to avoid trespassing on or interfering with adjacent private property;</p> <p>12. Do not attempt to frighten, annoy, harm or harass any horse, pack animal or other animals on adjacent private property; and</p> <p>13. Obey the instructions of any traffic control personnel or official traffic control device applicable thereto placed in accordance with applicable laws unless otherwise directed by a police officer.</p>
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		<p>4. AUDIBLE SIGNAL WHEN PASSING. Every user shall give an audible warning signal before passing another trail user. The signal must be produced in such a manner as to allow adequate time for response. The signal may be given by voice, bell or horn.</p> <p>5. OVERTAKING TRAIL USERS ON THE LEFT. Any trail user overtaking another trail user proceeding in the same direction shall pass to the left of such overtaken user at a safe distance, and shall stay to the left until safely clear of the overtaken user.</p> <p>6. ENTERING AND CROSSING TRAIL. Trail users entering or crossing the trail at uncontrolled points shall yield to traffic on the trail.</p> <p>7. LIGHTS ON TRAIL USERS. All bicyclists using the trail from onehalf hour before sunset to onehalf hour before sunrise shall equip their bicycles with a headlight visible 500 feet to the front, and a red or amber light visible 500 feet to the rear.</p> <p>8. REGARD FOR EQUESTRIAN USERS ON TRAIL. Trail users shall exercise extreme caution to prevent frightening horses with sudden noise or movement and shall always yield right of way to horses and warn equestrian users when approaching from behind and attempting to pass.</p> <p>9. REGARD FOR ADJACENT PROPERTY OWNERS. Trail users should respect private lands adjacent to county trails and should stay on trails to avoid trespassing on or interfering with adjacent private property. (Ord. 12003 § 8, 1995: Ord. 8518 § 1, 1988).</p>		
663-667	NA	<p>7.12.240 Parking lots and roadways - games prohibited. Games of any kind are prohibited in parking lots and roadways of all division facilities, leases and other authorized agreements with the county. (Ord. 14509 § 20, 2002: Ord. 6798 § 24, 1984).</p>	NEW	<p>NEW SECTION. SECTION 27. There is hereby added to K.C.C. chapter 7.12, Part III, a new section to read as follows:</p> <p>A person may not unreasonably disturb others by engaging in unruly, harmful, or abusive behavior and may not disrupt or through the person's action or behavior intend to disrupt parks and recreation division operations and may not harass or through the person's actions or behavior, intend to harass or otherwise interfere with a parks and recreation division employee or other person using a park area.</p>

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REMOVED	7.12.450-460, & 7.12.520	<p>7.12.450 Swimming – In designated areas only. King County park swimming areas are marked with buoys, log booms, or other markers, clearly designating the boundaries of such areas. Swimming shall be permitted only within these areas. (Ord. 6798 § 45, 1984).</p> <p>7.12.460 Swimming and boating rules. Swimmers must obey rules. All persons using King County parks, beaches and water resources, shall obey all posted beach rules and/or the instructions of lifeguards, facility managers, or other park department employees.</p> <p>A. In designated swimming areas, flotation devices are allowed only at lifeguards' discretion. Using a designated swimming area as a flotation device launching or landing point to the greater body of water is prohibited.</p> <p>B. False alarm of drowning is prohibited. No person shall give or transmit a false signal or false alarm of drowning in any manner.</p> <p>C. Swimming in BOAT LAUNCH areas is prohibited. No person shall swim or sunbathe in any designated boat launching areas.</p> <p>D. Boat launching is permitted in designated areas only. No person shall launch a boat in any King County park except in areas specifically designated and/or marked for that purpose, provided that this provision does not apply in an emergency situation. Boat operation is prohibited within 100 feet of any King County parks lifeguarded beach or dock facility during the months of June, July, August, and September when lifeguards are present and the beach is open to the public for swimming. (Ord. 12003 § 11, 1995; Ord. 6798 § 46, 1984).</p> <p>7.12.520 False alarm of drowning prohibited. No person shall give or transmit a false signal or false alarm of drowning. (Ord. 6798 § 52, 1984).</p>	NA	REMOVED
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REMOVED	7.12.530	7.12.530 Games on beaches. Activities including but not limited to sports and physical play which interfere or tend to interfere with and endanger other beach users and distract from or obstruct the performance of lifeguarding responsibilities of parks personnel are prohibited. When circumstances can safely permit games, such games will be conducted only with the consent of a facility manager, lifeguard, or other department employee. (Ord. 12003 § 13, 1995; Ord. 6798 § 53, 1984).		REMOVED
REMOVED	7.12.490	7.12.490 Loitering. Loitering as defined in K.C.C. 12.64 is prohibited in restrooms and bathhouses in King County park and recreation facilities. (Ord. 6798 § 49, 1984).		REMOVED
707-708	7.12.500	7.12.500 Horseback riding May not endanger others. No person shall ride any horse or other animal in such a manner that could cause physical harm to any person. (Ord. 6798 § 50, 1984).		<u>NEW SECTION. SECTION 29.</u> There is hereby added to K.C.C. chapter 7.12, Part IV, a new section to read as follows: A person may not ride or drive a horse, pack animal or other animal in a park area in a manner that could cause physical harm to any person.
711-714	7.12.510	7.12.510 Mechanical trapping devices Capturing or injuring animals. The use of a mechanical trapping device within any King County park is prohibited. A "mechanical trapping device" shall be defined as any device, including but not limited to snares or machines, that shut suddenly upon contact by an animal, or a device which kills or inflicts physical pain and injury upon a captured animal. The act of capturing an animal, by other than lawful means is prohibited. (Ord. 6798 § 51, 1984).		<u>NEW SECTION. SECTION 30.</u> There is hereby added to K.C.C. chapter 7.12, Part IV, a new section to read as follows: A person may not use a mechanical trapping device in a park area. This section does not apply to the following persons when acting in their official capacity: law enforcement officers, state or federal fish and wildlife officers, or King County employees or contractors.
717-725	7.12.550	7.12.550 Damage to property or wildlife. A. It is unlawful for any person except a duly authorized department employee in the performance of the employee's duties, or other person duly authorized pursuant to law, to remove, destroy, mutilate or damage any structure, lawn, monument, statue, vase, fountain, wall, fence railing, vehicle, bench, shrub, tree, geological formation, plant, flower lighting system, sprinkling system, gate, barricade or lock or other property lawfully in any park, or to remove sand, soil, or sod in any park. No person shall cut down, destroy, or in any way injure	NEW	<u>NEW SECTION. SECTION 31.</u> There is hereby added to K.C.C. chapter 7.12, Part IV, a new section to read as follows: A. A person may not move, remove, destroy, mutilate or damage any structure, landscaping, tree, shrub, vegetation, human-made or natural object, equipment, vehicle, fixture, gate, sign, barricade, lock or other property lawfully in any park area, except a King County employee or contractor acting in their official capacity or as authorized by the director or otherwise authorized by law; and B. A person may not attempt to capture, tease, annoy, disturb or strike any animal with any stick, weapon or other device or to throw or otherwise

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		<p>any vegetation, living or dead, in any King County park area unless authorized to do so by the department. No person shall deface, damage or destroy any property, material or equipment which is under the jurisdiction of the division.</p> <p>B. Except for fishing and shellfishing in authorized areas and subject to rules promulgated by the Washington Fish and Wildlife Commission, it is unlawful in any park in any manner to attempt to capture, tease, annoy, disturb, or strike any animal, with any stick, weapon or other device or throw or otherwise propel any missile or other object at or in the vicinity of any such animal. (Ord. 18670 § 2, 2018: Ord. 12003 § 14, 1995: Ord. 6798 § 55, 1984).</p> <p>7.12.560 Removal of property. No person shall change the position of or remove any county property, material, or equipment including vegetation and wildlife from its original position in any area under the jurisdiction of the department. (Ord. 12003 § 15, 1995: Ord. 6798 § 56, 1984).</p>		<p>propel any missile or other object at or in the vicinity of any such animal, except for fishing and shellfishing in authorized areas and subject to Washington state laws and rules.</p>
728-732	7.12.360 & 7.12.645	<p>7.12.360 Tents and shelters on beaches. No person shall erect, maintain, use or occupy a temporary tent or shelter on any swimming beach in any King County park area unless there is an unobstructed view through such tent or shelter from at least two sides; provided, however, that nothing in this section shall be construed to authorize overnight camping except in designated areas. (Ord. 6798 § 36, 1984).</p> <p>7.12.645 Interference with trails. It shall be unlawful for any person to place, deposit, or otherwise cause or suffer to be located any structure, device, or natural or artificial thing that threatens or endangers any portion of a trail owned or maintained by King County, or that tends to endanger persons traveling thereon, obstructs or tends to obstruct or constitutes a hazard to persons traveling thereon.</p>	NEW	<p><u>NEW SECTION. SECTION 32.</u> There is hereby added to K.C.C. chapter 7.12, Part IV, a new section to read as follows:</p> <p>A person may not construct, install, place or erect any structure, improvement, landscaping or obstruction of any kind on county park area without prior written permission from King County. This section does not apply to authorized employees or agents of King County, law enforcement officers or emergency response personnel when acting in their official capacities.</p>

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		This section shall not apply to employees of King County in the performance of their duties or to persons acting pursuant to written direction of King County. (Ord. 7620, 1986).		
735-744	7.12.570 to 7.12.590	<p>7.12.570 Outside household or commercial waste. No person shall deposit any household or commercial garbage, refuse, waste, or rubbish which is brought in such form from any private property, in any King County park area garbage can or other receptacle designated for such purpose. (Ord. 6798 § 57, 1984).</p> <p>7.12.580 Waste from vehicles. No person shall drain or dump refuse or waste from any trailer, camper, automobile, or other vehicle, except in designated disposal areas or receptacles in any King County park area. (Ord. 6798 § 58, 1984).</p> <p>7.12.590 Dumping in water prohibited. No person shall pollute, or in any way contaminate by dumping or otherwise depositing any waste or refuse of any nature, kind or description, including human and bodily waste, into any stream river, lake or other body of water running in, through, or adjacent to any King County park area. (Ord. 6798 § 59, 1984).</p>	NEW	<p><u>NEW SECTION. SECTION 33.</u> There is hereby added to K.C.C. chapter 7.12, Part IV, a new section to read as follows:</p> <p>A. A person may not deposit in a park area, including into a garbage can or other receptacle, any household or commercial garbage, refuse, waste, yard waste or rubbish that is brought in that form from outside a park area;</p> <p>B. A person may not drain or dump refuse or waste from a trailer, camper, automobile, or other vehicle except in designated disposal areas or receptacles in a park area, and only if the person is a current authorized occupant of an approved campsite or trailer site; and</p> <p>C. A person may not deposit refuse or waste, including human or bodily waste, into any stream, river, lake or other body of water running in, through or adjacent to any park area.</p>
747-757	7.12.600	<p>7.12.600 Aircraft.</p> <p>A. Aircraft landing/Take off. No aircraft shall land or take off from any body of water or land area in a King County park area except:</p> <ol style="list-style-type: none"> 1. Aircraft used to transport injured persons, evacuees, medical personnel, or public officials in the event of an accident, disaster, or emergency; 2. Model aircraft as provided in Section 7.12.600B; 3. No person shall be deemed to have violated the provisions of this section in the event of a bona fide emergency, provided the owner of the aircraft submits a written statement explaining the circumstances of the emergency to the director within seventy two hours of an emergency landing. <p>B. Model aircraft and rockets:</p>	NEW	<p><u>NEW SECTION. SECTION 34.</u> There is hereby added to K.C.C. chapter 7.12, Part IV, a new section to read as follows:</p> <p>A. Except as provided in subsections B. and C. of this section, a person may not use aircraft, including model aircraft, in a park area except as authorized by the director; to transport persons as necessary in the event of an accident, disaster or emergency; or for an emergency landing. For an emergency landing, the owner of the aircraft must provide a written statement explaining the circumstances of the landing within seventy-two hours of the landing;</p> <p>B. A person may not use model planes, rockets or drones in a park area except in areas specifically designated and posted for that purpose or with a permit issued by the director; and</p> <p>C. A person may fly kites or display decorative balloons in a park area unless such use is designated and posted as prohibited.</p>

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		<p>1. No person shall fly rockets or model aircraft in any King County park area except in areas specifically designated and/or posted for that purpose;</p> <p>2. All engines over 0.15 cubic inches used in model aircraft being flown in designated King County park areas shall be muffled;</p> <p>3. All persons flying model aircraft in designated King County park areas shall abide by the Official Academy of Model Aeronautics Safety Code;</p> <p>4. All persons desiring to shoot model rockets in a King County park area shall obtain a permit to do so from the parks and recreation services office. (Ord. 12003 § 16, 1995: Ord. 8727, 1988: Ord. 8166 § 7, 1987: Ord. 6798 § 60, 1984).</p>		
760-770	7.12.620 & 7.12.630	<p>7.12.620 Fireworks. No person shall possess, discharge, set off, or cause to be discharged, in or into any King County park area, any firecracker, torpedo, rocket, firework, explosive, or substance harmful to the life or safety of persons or property, unless so authorized by the division. (Ord. 6798 § 62, 1984).</p> <p>7.12.630 Firearms, weapons. No person except duly authorized law enforcement personnel shall possess a bow and arrow, crossbow, or air or gas weapon in a county park. No person shall discharge across, in, or into any King County park area a firearm, bow and arrow, crossbow, air or gas weapon, or any device capable of injuring or killing any person or animal, or damaging or destroying any public or private property.</p> <p>Provided that:</p> <p>Where the department for good cause has authorized in writing a special recreational activity upon finding that it is not inconsistent with King County park use this section shall not apply. (Ord. 12003 § 17, 1995*: Ord. 8166 § 8, 1987: Ord. 6798 § 63, 1984).</p>	NEW	<p><u>NEW SECTION. SECTION 35.</u> There is hereby added to K.C.C. chapter 7.12, Part IV, a new section to read as follows:</p> <p>A. A person may not possess, discharge, set off, or cause to be discharged, in or into any park area, any firecracker, torpedo, rocket, firework, explosive, or substance harmful to the life or safety of persons or property, unless authorized by the division; and</p> <p>B. A person, except authorized law enforcement personnel, may not possess a bow and arrow, crossbow, or air or gas weapon in a park area. A person may not discharge across, in, or into a park area a firearm, bow and arrow, crossbow, air or gas weapon or any device capable of injuring or killing any person or animal or damaging or destroying any public or private property, except as authorized in K.C.C. 7.12.XXX (section 11 of this ordinance) through this section. This subsection does not apply if the director authorizes a special recreational activity, including a limited deer-hunting season at King County's Island Center forest, that it is not inconsistent with park use.</p>

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792-799	7.12.650	<p>7.12.650 Infractions.</p> <p>A. Failure to perform any act required or the performance of any act prohibited by Part III of this chapter shall be designated as an infraction.</p> <p>B. Any person cited for a violation of Part III of this chapter, shall be subject to the applicable Justice Court Rules and bail schedules.</p> <p>C. Any person found guilty of committing an infraction shall be assessed a monetary penalty not to exceed \$500.00.</p> <p>D. A finding that an infraction has been committed shall not give rise to any other legal disability which is based upon conviction of a crime. (Ord. 8518 § 2, 1988: Ord. 6798 § 65, 1984).</p>	7.12.650	<p>A. Failure to perform any act required or the performance of any act prohibited by Part III of this chapter shall be designated as an infraction.</p> <p>B. Any person cited for a violation of Part III of this chapter, shall be subject to the applicable Justice Court Rules and bail schedules.</p> <p>C. Any person found guilty of committing an infraction shall be assessed a monetary penalty not to exceed ((500.00)) <u>five hundred dollars</u>.</p> <p>D. A finding that an infraction has been committed shall not give rise to any other legal disability ((which)) <u>that</u> is based upon conviction of a crime.</p>
802-805	7.12.660	<p>7.12.660 Misdemeanors. Any person found guilty of violating any provision of Part IV of this chapter is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than \$500.00, or by imprisonment in the county jail for not more than 90 days, or both. (Ord. 6798 § 66, 1984).</p>	7.12.660	<p>Any person found guilty of violating any provision of Part IV of this chapter is guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than ((500.00)) <u>five hundred dollars</u>, or by imprisonment in the county jail for not more than ((90)) <u>ninety</u> days, or both.</p>
808-811	7.12.670	<p>7.12.670 Administrative sanctions. In addition to any prescribed penalty, any person failing to comply with any provision of this chapter shall be subject to the loss of park or recreation facility use privileges and ejection from the county park area or associated marine park area. (Ord. 6798 § 67, 1984).</p>	7.12.670	<p>In addition to any prescribed penalty, a person failing to comply with any provision of this chapter ((shall)) <u>may</u> be subject to ((the loss of park or recreation facility use privileges and ejection from the county park area or associated marine park area)) <u>suspension of use in accordance with K.C.C. 7.12.700.</u></p>
814-862	7.12.700.A-G	<p>7.12.700 Enforcement methods. Violation of the park rules may be a civil infraction or criminal misdemeanor. The initial method of enforcement shall be by a request for voluntary compliance. Violation of the King County Code may be subject to enforcement by the King County sheriff pursuant to K.C.C. 7.12.650 and 7.12.660. In addition, any person failing to comply with the park rules shall be subject to the loss of park or recreation facility use privileges and ejection from county park</p>	7.12.700	<p>((Violation of the park rules may be a civil infraction or criminal misdemeanor. The initial method of enforcement shall be by a request for voluntary compliance. Violation of the King County Code may be subject to enforcement by the King County sheriff pursuant to K.C.C. 7.12.650 and 7.12.660. In addition, any person failing to comply with the park rules shall be subject to the loss of park or recreation facility use privileges and ejection from county park areas or associated marine park areas. In the future, at the direction of the department director, the park rules ordinance may be updated to request that certain</p>

		<p>areas or associated marine park areas. In the future, at the direction of the department director, the park rules ordinance may be updated to request that certain department personnel be commissioned by the King County sheriff for the purpose of issuing citations to the violators of adopted park rules. (Ord. 13037 § 3, 1998: Ord. 12003 § 19, 1995: Ord. 11684 § 15, 1995: Ord. 6798 § 70, 1984).</p>	<p>department personnel be commissioned by the King County sheriff for the purpose of issuing citations to the violators of adopted park rules.)) <u>A. Infractions and misdemeanor violations are subject to enforcement by citation or arrest by the sheriff in accordance with K.C.C. 7.12.650 and 7.12.660. Violations of park rules and regulations and K.C.C. chapter 7.12 may also be enforced by administrative sanctions imposed by the sheriff, or by the department director or his or her designee in accordance with either K.C.C. 7.12.670 or 23.02.040, or both.</u></p> <p><u>B.1. In accordance with K.C.C. 7.12.670, the department director may suspend a person’s privileges to enter park facilities when a person violates any provision in [this chapter], any public rule adopted in accordance with K.C.C. Chapter 2.98, or any provision in the Revised Code of Washington.</u></p> <p><u>2. Notice of such a suspension shall be in writing and shall inform the person suspended of the cause, the period of the suspension, and that failure to comply shall be grounds for criminal prosecution. Service of the suspension notice may be accomplished by personal delivery or by mailing a copy, addressed to the person's last known address, by certified U.S. mail. Unless otherwise specified on the notice, the suspension shall take effect immediately upon actual or constructive receipt of the notice by the person being suspended. A person may not defeat the effectiveness of a suspension by refusing to accept the notice. Receipt of the notice is construed to have been accomplished if the person knew or reasonably should have known from the circumstances that the person's privileges to enter parks facilities have been suspended. Receipt of the notice is also construed to have been accomplished three days after a suspension notice is postmarked by the U.S. Postal Service. Failure to immediately comply with such a suspension order shall be grounds for prosecution for criminal trespass.</u></p> <p><u>3. The length of the suspension may be:</u></p> <p><u>a. up to thirty days from the date of the suspension notice if the person has not been the subject of a suspension notice within one year before the current violation and the violation is not a felony violation or weapon violation;</u></p> <p><u>b. up to ninety days from the date of the suspension notice if the person has been the subject of only one suspension notice issued within one</u></p>
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				<p><u>year before the current violation, and neither the current nor the past violation was a felony violation or weapon violation; or</u></p> <p><u>c. up to one year from the date of the suspension notice if the person has been the subject of two or more suspension notices within one year before the current violation, or if the current violation is a felony violation or weapon violation.</u></p> <p><u>4. Before the expiration of the suspension period, a person whose privileges to enter Parks facilities has been suspended may initiate an appeal of the suspension in accordance with K.C.C. 20.22.080, except that the filing deadline in K.C.C. 20.22.080.B. and the filing fee in K.C.C. 20.22.080.D. do not apply.</u></p> <p><u>5. The decision of the hearing examiner shall be final and conclusive unless an aggrieved person timely seeks judicial review of the hearing examiner's decision by filing an appeal in superior court as provided under K.C.C. 20.22.270.B.</u></p>
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King County

Department of Natural Resources and Parks
Parks and Recreation Division

King Street Center
 201 South Jackson Street, Suite 5702
 Seattle, WA 98104
<http://www.kingcounty.gov/parks>

State Environmental Policy Act Determination of Non-Significance

Date of Issue: June 28, 2023

Name of Proposal: Ordinance to Amend King County Code Governing Park Rules (Title 7)
 (the “Park Rules Ordinance”)

Location of Proposal: This is a non-project action that would apply to all King County-owned parks, trails, and open spaces, totaling almost 30,300 acres in fee.

Description of Proposal: This non-project action would amend Title 7 of King County Code governing the Parks and Recreation Division of the Department of Natural Resources and Parks. This legislation will improve park users experience by clarifying guidelines and rules for use of parks, trails and open spaces and by ensuring appropriate uses of park assets. It also supports the 2015 King County Strategic Plan (<https://kingcounty.gov/strategicplan>) goals by supporting safe communities and encouraging a growing King County economy and sustainable communities by safeguarding and enhancing King County’s natural resources and environment.

The proposed revisions to the Park Rules include:

- Changes to include a process for notice of suspension, to provide a fair process to suspend or ban users from any park or facility owned by King County Parks for illegal use or behavior.
- Changes to accommodate new and emerging technologies in parks and regional trails, including the ability to allow electric bikes on the regional trails system.
- Changes to allow for the director to adopt public rules for the following items:
 - Establishing the circumstances for which fee waivers or scholarships are available and the process for granting the waivers or scholarships;
 - Establishing the operating hours of regional trails outside of the existing hours of operation currently permitted by Title 7 for other parks facilities;
 - Permitting the use of motor vehicles on trails under specified conditions;
 - Permitting the use of electric-assisted bicycles and other micromobility devices on trails under specified conditions.
- Changes to update code to modern legal language to reflect how people use the parks and trails, including infractions and misdemeanors; Park uses addressed in these updates include camping, motor vehicles, marine areas, fishing, pet animals, park areas accessible to the public, littering, alcohol, tobacco, marijuana, disruptive or destructive behavior, aircrafts, and fireworks.

- Changes to reorganize pet-related code into a new section and to reduce the maximum required pet leash length in parks from fifteen feet to eight feet.

This legislation does not change the requirement to complete a project specific SEPA analysis for future projects in King County owned parks, trails and open spaces.

Proponent/Lead Agency: King County Department of Natural Resources and Parks
Parks and Recreation Division

Responsible Official: Warren Jimenez
Division Director, Parks and Recreation Division

Address: 201 South Jackson Street, Suite 5702
Seattle, WA 98104-3855

DATE: 6/23/2023 | 8:38 AM PDT
SIGNATURE:  A1498C6DA09E46F...

The lead agency for this proposal has determined that it does not have a probable significant adverse impact on the environment, and an Environmental Impact Statement (EIS) is not required. This determination was made after review of a completed environmental checklist and other information on file with the lead agency as set forth in Washington Administrative Code (WAC) 197-11-330 and Revised Code of Washington (RCW) 43.21C.030. This information is available to the public on request (for a nominal photocopying fee). It is also available on the King County website at: <http://www.kingcounty.gov/parks/publicnotices>

This Determination of Non-Significance (DNS) is issued under WAC 197-11-340(2). The lead agency will not act on this proposal until after July 19, 2023. Comments must be submitted or postmarked by 4:30 PM on July 19, 2023. To provide comments or request additional information please contact:

Heidi Kandathil, Project Manager
King County Parks and Recreation Division
201 South Jackson Street, Room 5702
Seattle, WA 98104
206-477-7372 (SEPA)
KCParks.SEPA@kingcounty.gov

For email comments, please use the email address noted above and put “Parks Rules Ordinance” in the Subject line.