

November 29, 1988
GD/hdm/4582B

Introduced by: Gruger

Proposed No.: 88-240

8804

ORDINANCE NO. _____

AN ORDINANCE providing for the review of certain Road Engineer decisions; amending Ordinance No. 4461 Section 1 as amended and K.C.C. 20.24.070; Ordinance 4461 Section 2 and K.C.C. 20.24.080 and adding a new section to K.C.C. 14.42.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 4461, Section 1 as amended and K.C.C.

20.24.070 is hereby amended to read as follows:

A. The examiner shall receive and examine available information, conduct public hearings and prepare records and reports thereof and issue recommendations to the council based upon findings and conclusions in the following cases:

1. Applications for reclassifications of property;
2. Applications for unclassified use permits;
3. Applications for planned unit developments;
4. Applications for preliminary plats; including those variance decisions made by the road engineer pursuant to K.C.C.

14.42.060 with regard to road circulation in the subject preliminary plat proposal;

5. Applications for shoreline environment redesignations;
6. Applications for boundary adjustments of local sewer service areas in accordance with the county sewerage general plan, Ordinance 4035, Chapter 6, required for development proposals including but not limited to short subdivisions and building permits which seek or need sewer service but are located outside of existing designated local sewer service areas;

7. Applications for agricultural land variances;
8. Applications for review of designations of agricultural lands of county significance of King County agricultural districts

9. Applications to revise the boundaries of agricultural lands of county significance;

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1 3. Appeals from notices and orders issued pursuant to Title
2 23 of this code or the Rules and Regulations VII of the King
3 County department of public health;

4 4. Appeals from decisions of the manager of building and
5 land development division regarding permits or licenses in flood
6 hazard areas pursuant to Section 21.54.100;

7 5. Appeals from conditions imposed on final approvals of
8 subdivisions receiving extensions pursuant to Section 19.28.050.E
9 or F.;

10 6. Appeals from decisions of the zoning adjustor on
11 administrative conditional use permits, conditional use permits or
12 variances;

13 7. Appeals from decisions regarding site plan approvals
14 pursuant to Section 21.46.180 and pursuant to Ordinance 4122;

15 8. Appeals from decisions regarding the abatement of
16 nonconforming uses;

17 9. Applications for shoreline substantial development
18 permits when combined with other land use applications pursuant to
19 Section 25.32.080;

20 10. Appeals from decisions regarding modification of
21 landscaping requirements pursuant to Section 21.51.050;

22 11. Appeals from decisions of the director of the department
23 of public works on requests for rate adjustments to surface and
24 storm management rates and charges;

25 12. Appeals from decisions regarding the reuse of public
26 schools pursuant to Section 21.08.040.H.;

27 13. Appeals from decisions to condition or deny application
28 pursuant to RCW 43.21C.060, as provided in Section 20.44.110 2.C.
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10. Applications for current use assessment on open space or timber lands except as provided in Section 20.36.090;

11. Appeals from denials by the county assessor of applications for current use assessments on farm and agricultural lands;

12. Appeals from decisions regarding residential condominium binding site plan applications pursuant to Section 19.34.050;

13. Other applications or appeals which the council may prescribe by ordinance.

B. The examiner's recommendation may be to grant or deny the application or appeal, or the examiner may recommend that the council adopt the application or appeal with such conditions, modifications and restrictions as the examiner finds necessary to make the application reasonably compatible with the environment and carry out applicable state laws and regulations and the regulations, policies, objectives and goals of the comprehensive plan, the community plans, the sewerage general plan, the zoning code the subdivision code and other official laws, policies and objectives of King County.

SECTION 2. Ordinance 4461, Section 2 as amended and K.C.C. 20.24.080 is hereby amended to read as follows:

A. The examiner shall receive and examine available information, conduct public hearings and prepare records and reports thereof, and issue final decisions based upon findings and conclusions in the following cases:

1. Appeals from the decisions of the administrator for short subdivisions, including those variance decisions of the road engineer made pursuant to K.C.C. 14.42.060 with regard to road circulation in the subject short subdivisions.

2. Appeals of threshold determinations;

1 14. Appeals from department of public safety seizures and
2 intended forfeitures, when properly designated by the chief law
3 enforcement officer of that department as provided in RCW
4 69.50.505;

5 15. Appeals from decisions of the manager of building and
6 land development division on variances;

7 16. Appeals from notices and certifications of junk vehicles
8 to be removed as a public nuisance as provided in Chapter 23.10.

9 17. Other applications or appeals which the council may
10 prescribe by ordinance.

11 B. The examiner's decision may be to grant or deny the
12 application or appeal, or the examiner may grant the application
13 or appeal with such conditions, modifications and restrictions as
14 the examiner finds necessary to make the application or appeal
15 compatible with the environment and carry out applicable state
16 laws and regulations and the regulations, policies, objectives and
17 goals of the comprehensive plan, the community plans, the sewerage
18 general plan, the zoning code, the subdivision code and other
19 official laws, policies and objectives of King County.
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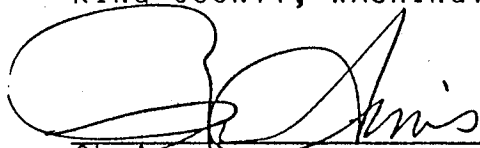
NEW SECTION SECTION 3. There is added to K.C.C. 14.42 a new section to read as follows:

Appeals from decisions on variances made by the road engineer pursuant to K.C.C. 14.42.060, may be appealed according to the procedures set forth in K.C.C. 20.24.

INTRODUCED AND READ for the first time this 21st day of March, 1988.

PASSED this 3rd day of January, 1988.

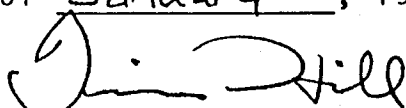
KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Chairman

ATTEST:


Clerk of the Council

APPROVED this 13th day of January, 1988.


King County Executive