



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

October 8, 2002

Ordinance 14498

Proposed No. 2002-0364.1

Sponsors Sullivan

1 AN ORDINANCE making technical corrections; and
2 amending Ordinance 12075, Section 5, and K.C.C. 2.32.040,
3 Ordinance 13623, Section 1, as amended, and K.C.C.
4 2.36.055, Ordinance 12075, Section 11, and K.C.C.
5 2.40.030, Ordinance 12901, Section 3, and K.C.C. 2.41.030,
6 Ordinance 13629, Section 1, and K.C.C. 2.51.010,
7 Ordinance 1269, Section 1, as amended, and K.C.C.
8 11.02.010, Ordinance 1269, Section 3, as amended, and
9 K.C.C. 11.02.020, Ordinance 1396, Article I, Section 3, as
10 amended, and K.C.C. 11.04.020, Ordinance 7416, Section 2,
11 as amended, and K.C.C. 11.04.035, Ordinance 1396, Article
12 II, Section 3, as amended, and K.C.C. 11.04.050, Ordinance
13 1396, Article III, Section 1, as amended, and K.C.C.
14 11.04.170, Ordinance 1396, Article III, Section 7, as
15 amended, and K.C.C. 11.04.230, Ordinance 1396, Article III,
16 Section 8, and K.C.C. 11.04.250, Ordinance 10423, Section
17 10, as amended, and K.C.C. 11.04.590, Ordinance 9464,

18 Section 6, and K.C.C. 11.06.060, Ordinance 3732, Section 1,
19 and K.C.C. 11.08.040, Resolution 27312, Section 1, as
20 amended, and K.C.C. 11.12.010, Ordinance 2473, Section 2,
21 as amended, and K.C.C. 11.28.020, Ordinance 3232, Section
22 2, and K.C.C. 11.32.020, Ordinance 9839, Sections 1 through
23 4, and K.C.C. 13.28.035, Ordinance 9462, Sections 1
24 through 3, and K.C.C. 13.28.055, Ordinance 1711, Section 5,
25 as amended, and K.C.C. 14.44.050, Ordinance 7444, Section
26 5, as amended, and K.C.C. 15.90.050, Ordinance 1283
27 (part), as amended, and K.C.C. 16.78.060, Ordinance 1488
28 (part), as amended, and K.C.C. 16.82.130, Ordinance 6949,
29 Section 15, and K.C.C. 20.44.130 and decodifying K.C.C.
30 13.28.020, K.C.C. 13.28.030, K.C.C. 13.28.040 and K.C.C.
31 13.28.050.

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34 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

35 SECTION 1. Ordinance 12075, Section 5, and K.C.C. 2.32.040 are each hereby
36 amended to read as follows:

37 **Fair board.** A. It is the intent of the council to reduce the administrative
38 workload of the King County fair board and to clarify the relationships between, and
39 responsibilities of, the county and the fair board. The ((King County)) fair board is
40 hereby designated the following responsibilities:

41 1. To provide recommendations, advise and assist in the planning and conduct
42 of the King County fair;

43 2. To function as a vital point of interface between King County, ~~((and;~~
44 ~~a-))~~ the citizenry of the county~~((;))~~ and
45 ~~((b-))~~ key participating groups upon whose participation a successful fair
46 depends;

47 3. To actively participate in the activities of the fair, particularly with respect to
48 the agricultural and youth oriented events and activities of the fair;

49 4. To serve in a liaison capacity with participating groups and officials in the
50 ~~((King County))~~ fair;

51 5. To make recommendations on the proposed ~~((King County))~~ fair budget; and

52 6. ~~((The board is authorized and encouraged to))~~ To communicate directly with
53 the county executive, the county council, and the director of the department of natural
54 resources and parks ~~((and cultural resourees))~~ at its discretion. Such action is particularly
55 encouraged in those instances where the fair board considers that its policies or
56 recommendations are not being followed.

57 B. The ~~((King County))~~ fair board shall consist of the following members, all of
58 whom shall vote except as noted:

59 1. Thirteen members each representing a council district shall be selected by the
60 county executive from a list of one or more nominees presented to ~~((him/her))~~ him or her
61 by the councilmember representing that district~~((;-))~~, provided as follows:

62 a. ~~((in the event that))~~ if no nominees are submitted for the district within thirty
63 days from the effective date of the vacancy, the executive may make ~~((his/her))~~ his or her
64 own selection; and

65 b. the terms of office for the member from each council district shall be for a
66 three-year period commencing October 1 ~~((, except that appointments in districts 10~~
67 ~~through 13 made pursuant to this section shall be made subject to Ordinance 11293,~~
68 ~~terms to be assigned as follows: one member to serve a one year term; one member to~~
69 ~~serve a two year term; and two members to serve three year terms))~~.

70 2. The director of the King County extension service ~~((, or his/her))~~ or his or her
71 designee;

72 3. One member selected by the King County vocational agriculture instructors'
73 organization, the ~~((the))~~ Future Farmers of America ~~((s))~~;

74 4. Two members selected by the members of the King County 4-H leader's
75 council;

76 5. Two non ~~((-))~~ voting youth members; one appointed by the agriculture teachers
77 from the membership of the ~~((FFA))~~ Future Farmers of America and one appointed by
78 the King County extension agent from the membership of 4-H; and

79 6. One representative from the ~~((the))~~ city of Enumclaw to be appointed by the
80 ~~((M))~~ ayor of the ~~((the))~~ city of Enumclaw and confirmed by the Enumclaw ~~((the))~~ city
81 ~~((the))~~ council.

82 C. The ~~((King County))~~ fair is designated the line responsibility of the
83 department of natural resources and parks ~~((and cultural resources, recreation and~~

84 ~~aquatics division. Direct operating authority and responsibilities concerning the fair rest~~
85 ~~with the recreation and aquatics division)).~~

86 D. The ~~((King County))~~ fair board shall recommend at least three candidates for
87 the position of fair manager to the ~~((manager of the recreation and aquatics division))~~
88 director of the department of natural resources and parks. The ~~((manager of the~~
89 ~~recreation and aquatics division))~~ director shall appoint the fair manager after considering
90 the fair board's recommendation. The fair manager will report directly to the ~~((manager~~
91 ~~of the recreation and aquatics division))~~ director or his or her designee. The position will
92 be exempt from career service. The ~~((King County))~~ fair manager shall attend all regular
93 meetings of the ~~((King County))~~ fair board and keep the ~~((King County))~~ fair board
94 informed of all developments concerning the ~~((King County))~~ fair.

95 E. The ~~((King County))~~ fair manager ~~((and/or the manager of the recreation and~~
96 ~~aquatics division))~~ shall consult with the ~~((King County))~~ fair board in connection with
97 the submittal of a budget for the operation of the fair and fairgrounds. The proposed
98 budget will be submitted to the ~~((King County))~~ fair board whose comments and
99 recommended modifications, if any, will be included in or appended to the budget
100 documentation forwarded to the executive and the county council. No budget shall be
101 presented for adoption which cannot be shown to have reasonable expectation of
102 operating the fair, its maintenance and proposed improvements from funds accruing from
103 fair revenues.

104 F. All ~~((monies))~~ moneys received by or on behalf of the fair shall be deposited
105 in the county treasury. All expenditures incurred in operation of the ~~((county))~~ fair and

106 fair board shall be in accordance with procedures, ordinances and general laws governing
107 the financial administration of King County.

108 G. Capital improvements to the ((King County)) fairgrounds at Enumclaw,
109 Washington, shall be paid for from revenues generated by the fair, its revenues and
110 grants, gifts and other moneys accruing to the fair from other than the county current
111 expense fund, unless otherwise provided by ordinance. The use of bonds for purposes of
112 capital improvements may be proposed, subject to approval of the executive and
113 thereafter upon review and approval of the council. No substantial change in land use at
114 the ((King County)) fairgrounds or adjacent property will be made without the express
115 approval of the council.

116 H. The fair board shall establish rules governing its operation including provision
117 for removal of members for cause.

118 SECTION 2. Ordinance 13623, Section 1, as amended, and K.C.C. 2.36.055 are
119 each hereby amended to read as follows:

120 **King County emergency management committee.** A. The King County
121 emergency management advisory committee is hereby established. The committee shall
122 act in an advisory capacity to the county executive, council and office of emergency
123 management ((division)) on emergency management matters and facilitate the
124 coordination of regional emergency planning in King County.

125 B. The committee shall be composed of members who represent the following
126 emergency management interests, with each interest having one member except for the
127 Suburban Cities Association, which may have three members:

128 1. The Central Region Emergency Medical Services and Trauma Care Council;

- 129 2. Cities with populations larger than one hundred thousand;
- 130 3. Electric and gas utilities;
- 131 4. The financial community;
- 132 5. The King County Fire Chiefs Association;
- 133 6. The King County Fire Commissioners Association;
- 134 7. The King County Police Chiefs Association;
- 135 8. Local emergency planning committees;
- 136 9. The Port of Seattle;
- 137 10. Private industry;
- 138 11. The Puget Sound Educational Service District;
- 139 12. The Seattle/King County Chapter of the American Red Cross;
- 140 13. Water-sewer districts;
- 141 14. The Suburban Cities Association;
- 142 15. The Washington Association of Building Officials;
- 143 16. The King County executive or his or her designee;
- 144 17. The King County department of natural resources and parks; and
- 145 18. The King County department of transportation (~~road services and transit~~
- 146 ~~divisions~~)).

147 C. The scope and charge of the committee is to:

- 148 1. Advise King County on emergency management issues and facilitate
- 149 coordination of regional emergency planning in King County;
- 150 2. Assist King County in the development of programs and policies concerning
- 151 emergency management; and

152 3. Review and comment on proposed emergency management rules, policies or
153 ordinances before the adoption of the rules, policies or ordinances.

154 D. 1. The county executive shall appoint regular members of the committee,
155 subject to confirmation by the county council (~~(motion)~~).

156 2. Individuals serving as members of the committee shall be the chair of the
157 association or designee if an association or agency is named as a member. This includes
158 the Suburban Cities Association, which shall designate the individuals to serve as its
159 representative members.

160 3. Individuals serving the committee from industry groups shall be recruited
161 with the assistance of the industry.

162 4. A member of the committee shall serve a term of three years or until the
163 member's successor is appointed and confirmed as provided in this section. The terms of
164 office shall be staggered consistent with K.C.C. chapter 2.28.

165 5. Memberships are not limited as to numbers of terms, but members shall
166 participate in a reappointment process every three years. Reappointment is subject to
167 confirmation by the county council.

168 6. A vacancy shall be filled for the remainder of the term of the vacant position
169 in the manner described in the initial appointment.

170 E.1. The committee shall elect a committee member as chair by a majority vote
171 of committee members. The term of the chair is one year.

172 2. The committee shall adopt appropriate bylaws, including quorum
173 requirements.

174 F. The office of emergency management (~~((division))~~) shall provide ongoing
175 administrative support to the committee.

176 G. Members of the committee shall serve without compensation.

177 SECTION 3. Ordinance 12075, Section 11, and K.C.C. 2.40.030 are each hereby
178 amended to read as follows:

179 **Membership, terms and ex-officio members.**

180 A. The commission shall consist of fifteen members; the members shall serve
181 terms of three years as specified in K.C.C. chapter 2.28.

182 B. The fifteen voting members of the commission shall serve without
183 compensation and represent the diversity of the agricultural economy, various
184 agricultural operations, and the regions of the county. Membership should be
185 representative of producers of agricultural commodities and persons with demonstrated
186 knowledge, experience and interest in agricultural real estate, food and feed processing,
187 wholesale and retail marketing, produce buying, direct marketing, supply, and finance.
188 ~~((Provided, h))~~ However, ~~((that))~~ at least eight of the voting commission members shall be
189 producers as defined in K.C.C. 2.40.020.

190 C. The directors of the departments of natural resources and parks (~~((and cultural~~
191 ~~resources))~~), development and environmental services, community and human services,
192 public health, ~~((natural resources, and construction and facility management))~~ and
193 executive services, and the King County conservation district may serve as additional
194 members in an ex officio capacity.

195 SECTION 4. Ordinance 12901, Section 3, and K.C.C. 2.41.030 are each hereby
196 amended to read as follows:

197 **Membership, terms and non-voting ex-officio members.**

198 A. The commission shall consist of thirteen voting members; the members shall
199 serve terms of three years as specified in K.C.C. chapter 2.28.

200 B. The voting members of the commission shall serve without compensation.
201 The members shall represent the diversity of rural forestry interests and the different
202 geographic regions of rural King County.

203 C. Commission membership shall include an equitable representation of the
204 following interests:

205 1. At least five members representing private rural forest landowners, with at
206 least one from each of the following ownership categories:

207 a. forest landowners with greater than five hundred acres of rural forest land in
208 King County;

209 b. forest landowners with forty to five hundred acres of rural forest land in
210 King County, and for whom income from forestry is an important component of total
211 income;

212 c. residential forest landowners with greater than twenty acres of rural forest
213 land enrolled in the Forest Land Designation (~~RCW~~) chapter 84.33 RCW) program;

214 and

215 d. residential forest landowners with less than twenty acres of rural forest land;

216 2. Advocates of non(~~-~~)timber values of forest land, such as environmental
217 protection, recreation and open space;

218 3. The Washington Department of Natural Resources;

219 4. Affected Indian (~~F~~)tribes;

220 5. Consumers or users of local forest products, such as mills, lumber suppliers,
221 craftsmen, florist suppliers((;)) or users of other alternative forest products;

222 6. Academic or professional foresters, or forestry associations; and

223 7. Rural cities.

224 D. The directors of the departments of natural resources((;)) and parks ((and
225 recreation)), development and environmental services, ((human resources)) executive
226 services, ((and)) the office of budget ((and strategic planning)), a representative of the
227 King County council natural resources, parks and open space committee, or its successor,
228 and the director of the King conservation district may serve as non((-))voting ex officio
229 members of the commission.

230 E. All appointees should have a working knowledge of King County forestry, a
231 strong commitment to promote forestry in the rural area, the ability to work with differing
232 viewpoints to find solutions to complex problems((;)) and a willingness to commit the
233 time necessary to attend commission meetings and activities.

234 SECTION 5. Ordinance 13629, Section 1, and K.C.C. 2.51.010 are each hereby
235 amended to read as follows:

236 **Policies – guidelines adoption – implementation ((~~by department of~~**
237 **~~community and human services – cooperation with other departments and offices) –~~**
238 **~~consideration of inclusion in 2000 Comprehensive Plan update))~~.**

239 A. The King County Framework Policies for Human Services, dated August 24,
240 1999, and contained in Attachment A to ((this ordinance)) Ordinance 13629, and the
241 Implementation Guidelines for the Framework Policies for Human Services, dated

242 August 24, 1999, and contained in Attachment B to ~~((e))~~ Ordinance 13629, are adopted to
243 guide the future development of county human services programs.

244 B. The department of community and human services shall have lead
245 responsibility for implementing the framework policies for human services in accord with
246 the implementation guidelines. The department shall work in cooperation with the King
247 County children & family commission and with other county departments and offices
248 also providing services to the same populations, including but not limited to the
249 departments of public health, ~~((youth services,))~~ adult and juvenile detention, natural
250 resources and parks~~((and recreation,))~~ and transportation~~((and regional planning))~~.

251 ~~((C. The executive shall consider incorporating some or all of the framework
252 policies for human services in the year 2000 Comprehensive Plan update.))~~

253 SECTION 6. Ordinance 1269, Section 1, as amended, and K.C.C. 11.02.010 are
254 each hereby amended to read as follows:

255 **Established.** There is established an animal control section in the ~~((division of
256 general))~~ records, elections and licensing services division ~~((an animal control section)).~~

257 The animal control section is by this chapter designated the agency authorized to enforce
258 animal control laws.

259 SECTION 7. Ordinance 1269, Section 3, as amended, and K.C.C. 11.02.020 are
260 each hereby amended to read as follows:

261 **Office of manager created - Compensation.** There is established within the
262 animal control section ~~((of the division of general services))~~ the position of

263 "manager-animal control section" to be compensated at a rate established ~~((by the))~~ in
264 accordance with county personnel ~~((division))~~ policies.

265 SECTION 8. Ordinance 1396, Article I, Section 3, as amended, and K.C.C.
266 11.04.020 are each hereby amended to read as follows:

267 **Definitions.** In construing the provisions of this chapter, except where otherwise
268 plainly declared or clearly apparent from the context, words ~~((used herein))~~ shall be given
269 their common and ordinary meaning~~((;)). ((i))~~. ~~((i))~~In addition, the following definitions shall
270 apply:

271 A. "Abate~~((ment))~~" means ~~((the termination of))~~ to terminate any violation by
272 reasonable and lawful means determined by the ~~((director))~~ manager of the animal control
273 authority in order that an owner or a person presumed to be the owner shall comply with
274 this chapter.

275 B. "Animal" means any living creature except ~~((h))~~Homo sapiens, insects and
276 worms.

277 C. "Animal control authority" means the county animal control section~~((, division))~~
278 of the records, elections and licensing ~~((and regulatory))~~ services division, acting alone or
279 in concert with other municipalities for enforcement of the animal control laws of the
280 county and state and the shelter and welfare of animals.

281 D. "Animal control officer" means any individual employed, contracted or
282 appointed by the animal control authority for the purpose of aiding in the enforcement of
283 this chapter or any other law or ordinance relating to the licensing of animals, control of
284 animals or seizure and impoundment of animals, and includes any state or municipal
285 peace officer, sheriff, constable or other employee whose duties in whole or in part
286 include assignments ~~((which))~~ that involve the seizure and taking into custody of any
287 animal.

288 E. "Cattery" means a place where four or more adult cats are kept, whether by
289 owners of the cats or by persons providing facilities and care, whether or not for
290 compensation, but not including a pet shop. An adult cat is one of either sex, altered or
291 unaltered, that has reached the age of six months.

292 F. "Domesticated animal" means those domestic beasts such as any dog, cat, rabbit,
293 horse, mule, ass, bovine animal, lamb, goat, sheep, ~~((Ø))~~ hog(~~(;)~~) or other animal made to
294 be domestic.

295 G. "Euthanasia" means the humane destruction of an animal accomplished by a
296 method that involves instantaneous unconsciousness and immediate death(~~(;)~~) or by a
297 method that causes painless loss of consciousness(~~(;)~~) and death during ~~((such))~~ the loss of
298 consciousness.

299 H. "Fostering" means obtaining unwanted dogs or cats and locating adoptive
300 homes for those licensed and spayed or neutered dogs or cats. Individuals who wish to
301 foster dogs and cats, and who through ~~((such))~~ the activity shall routinely or from time to
302 time harbor, keep or maintain more dogs and cats than allowed in K.C.C. Title 21A
303 ~~((K.C.C.))~~, must obtain either an ~~((I))~~ individual or ~~((O))~~ organizational ~~((P))~~ private
304 ~~((A))~~ animal ~~((P))~~ placement ~~((P))~~ permit.

305 I. "Grooming service" means any place or establishment, public or private, where
306 animals are bathed, clipped or combed for the purpose of enhancing either their aesthetic
307 value ~~((and/))~~ or health, or both, and for which a fee is charged.

308 J. ~~((("Harboring, keeping or maintaining a dog or cat"))~~ "Harbored, kept or
309 maintained" means performing any of the acts of providing care, shelter, protection, refuge,

310 food((;)) or nourishment in such manner as to control the animal's actions, or ((;)) that the
311 animal(((s-is))) or animals are treated as living at one's house by the homeowner.

312 K. "Hobby cattery" means a noncommercial cattery at or adjoining a private
313 residence where four or more adult cats are bred or kept for exhibition for organized shows
314 or for the enjoyment of the species. ~~((provided, h))~~ However, a combination hobby
315 cattery/kennel license may be issued where the total number of cats and dogs exceeds the
316 number allowed in K.C.C. Title 21A.

317 L. "Hobby kennel" means a noncommercial kennel at or adjoining a private
318 residence where four or more adult dogs are bred or kept for any combination of hunting,
319 training and exhibition for organized shows, field, working ~~((and/))~~ or obedience trials, or
320 for the enjoyment of the species. ~~((provided, h))~~ However, a combination hobby
321 cattery/kennel license may be issued where the total number of cats and dogs exceeds the
322 number allowed in K.C.C. Title 21A.

323 M. "Juvenile" means any dog or cat, altered or unaltered, that is under the age of
324 six months.

325 N. "Kennel" means a place where four or more adult dogs are kept, whether by
326 owners of the dogs or by persons providing facilities and care, whether or not for
327 compensation, but not including a pet shop. An adult dog is one of either sex, altered or
328 unaltered, that has reached the age of six months.

329 O. "Livestock" ~~((means as defined))~~ has the same meaning as in K.C.C.
330 21A.06.695.

331 P. "Owner" means any person having an interest in or right of possession to an
332 animal or any person having control, custody or possession of any animal, or by reason of
333 the animal being seen residing consistently at a location, shall be presumed to be the owner.

334 Q. "Pack~~((s of dogs))~~" means a group of two or more ~~((dogs))~~ animals running
335 upon either public or private property not that of its owner in a state in which either its
336 control or ownership is in doubt or cannot readily be ascertained~~((;))~~ and when ~~((such~~
337 ~~dogs))~~ the animals are not restrained or controlled.

338 R. "Person" means any individual, partnership, firm, joint stock company,
339 corporation, association, trust, estate or other legal entity.

340 S. "Pet" ~~((shall))~~ means a dog or a cat or any other animal required to be licensed
341 by ~~((the provisions of))~~ this chapter. ~~((The terms))~~ "~~((d))~~Dogs" ~~((or))~~ "cat" and "pet" may
342 be used interchangeably.

343 T. "Pet shop" means any person, establishment, store or department of any store
344 that acquires live animals, including birds, reptiles, fowl and fish, and sells, or offers to sell
345 or rent ~~((such))~~ the live animals to the public or to retail outlets.

346 U. "Private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit - ~~((I))~~individual" means a
347 permit issued to persons engaged in fostering dogs and cats who meet certain requirements
348 to allow ~~((such))~~ the persons to possess more dogs and cats than is specified in K.C.C. Title
349 21A ~~((K.C.C.))~~. Persons holding an ~~((I))~~individual ~~((P))~~private ~~((A))~~animal ~~((P))~~placement
350 ~~((P))~~permit and fostering dogs and cats must locate an adoptive home for a dog or cat
351 within six months of acquisition of the dog or cat.

352 V. "Private ~~((A))~~animal ~~((P))~~placement ~~((P))~~permit - ~~((O))~~organizational" means
353 permits issued to organizations engaged in fostering dogs and cats, ~~((such))~~ the

354 organizations having first met certain requirements. These organizations may distribute
355 these permits to individuals who will foster the dogs and cats in their homes. The permits
356 will allow ~~((such persons))~~ the individuals to possess more dogs and cats than is specified
357 in K.C.C. Title 21A ~~((K.C.C.))~~. ~~((Such))~~ The organizations must be approved by the
358 director, and their permit holders must locate an adoptive home for a dog or cat within six
359 months of acquisition of the dog or cat.

360 W. "Running at large" means to be off the premises of the owner and not under
361 the control of the owner, or competent person authorized by the owner, either by leash,
362 ~~((or))~~ verbal voice ~~((and/))~~ or signal control.

363 X. "Service animal" means any animal ~~((, which))~~ that is trained or being trained
364 to aid a person who is blind, hearing impaired ~~((,))~~ or otherwise disabled and is used for
365 that purpose and is registered with a recognized service animal organization.

366 Y. "Shelter" means a facility ~~((which))~~ that is used to house or contain stray,
367 homeless, abandoned or unwanted animals and ~~((which))~~ that is owned, operated or
368 maintained by a public body, an established humane society, animal welfare society,
369 society for the prevention of cruelty to animals or other nonprofit organization or person
370 devoted to the welfare, protection and humane treatment of animals.

371 Z. "Special hobby kennel license" means a license issued under certain
372 conditions to pet owners ~~((under certain conditions))~~, who do not meet the requirements
373 for a ~~((H))~~ hobby ~~((K))~~ kennel ~~((L))~~ license, to allow them to retain only those specific
374 dogs and cats then in their possession until such time as the death or transfer of ~~((such))~~
375 the animals reduces the number they possess to the legal limit ~~((set forth))~~ in K.C.C. Title
376 21A, the King County ~~((Z))~~ zoning ~~(())~~ code.

377 AA. "Under control" means the animal is either under competent voice control
 378 ~~((and/))~~ or competent signal control, or both, so as to be ~~((thereby))~~ restrained from
 379 approaching any bystander or other animal and from causing or being the cause of
 380 physical property damage when off ~~((of))~~ a leash or off the premises of the owner.

381 BB. "Vicious" means the act of, or the propensity to do any act, endangering the
 382 safety of any person, animal or property of another, including, but not limited to, biting a
 383 human being, ~~((and/or an attack on))~~ or attacking a human being((s)) or ((domestic))
 384 domesticated animal((s)) without provocation.

385 SECTION 9. Ordinance 7416, Section 2, as amended, and K.C.C. 11.04.035 are
 386 each hereby amended to read as follows:

387 **License fees and penalties.**

388 A. ~~((Fees.))~~ The following fees are applicable as provided in this chapter:

1.		Pet license	
	a.	Unaltered (dog or cat)	\$ 55.00
	b.	Altered	15.00
2.		Juvenile pet license	5.00
3.	a.	Senior citizen/lifetime license - dog	20.00
	b.	Senior citizen/lifetime license - cat	12.00
4.		Replacement tag	3.00
5.		Transfer fee	3.00
6.		Animal shelter	200.00
7.		Kennel and cattery	
	a.	Hobby	50.00

	b.	Commercial	200.00
8.		Pet shop	200.00
9.		Grooming service	
	a.	Operating alone	100.00
	b.	When operated in conjunction with pet shop or kennel or veterinarian	100.00
10		Guard dog registration	100.00
11.		Exotic pet	
	a.	New	500.00
	b.	Renewals	250.00
12.		Service animal	no charge
13.		K-9 police dog	no charge
14.		Individual private animal placement permit	25.00
15.		Organizational private animal placement permit	10.00

389 B. ((Late fees.)) The following late fees are applicable in cases of late registration
 390 and licensing as provided in this chapter:

		License renewal applications:	
1.		Received after thirty days of license expiration, but before sixty days or failure to comply with K.C.C. 11.04.030C	\$ 10.00
2.		Received after sixty days of license expiration, but before ninety days	20.00

3.		Received after ninety days of license expiration	40.00
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391 C. ((Penalties:)) The following penalties shall be assessed:

1.		Dog leash law violations	
	a.	First notice	\$ 25.00
	b.	Successive violations within one year	50.00
2.		Civil penalties	max 1000.00
3.		Animal abandonment	500.00

392 D. ((Service fees)) The following service fees are applicable as provided in this
 393 chapter:

1.		Adoptions - per animal	\$ 60.00
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394 This is a one-price fee which includes the fee for adopting an animal, the license
 395 fee and the spaying/neutering of the animal.

2.		Spay/neuter deposit - per animal as required in K.C.C. 11.04.210B.1a	35.00
3.		Impound/redemption	
	a.	Dog, cats, other small animals	
		First offense	30.00
		Second offense, within one year	60.00
		Third offense, within one year	90.00
	b.	Livestock	100.00
4.		Kenneling - per 24 hours or portion thereof	10.00

5.		Recovery of deceased ((domestic)) <u>domesticated</u> pets from doctors of veterinary medicine, per pet	7.00

396 SECTION 10. Ordinance 1396, Article II, Section 3, as amended, and K.C.C.
 397 11.04.050 are each hereby amended to read as follows:

398 **Animal shelter cattery, pet shop, grooming service and kennel license -**
 399 **Information required.**

400 A. ~~((ZONING COMPLIANCE.))~~ The applicant for an original animal shelter,
 401 cattery, pet shop, grooming service, or kennel license shall present to the animal control
 402 authority a written statement from the county department of ~~((parks, planning and~~
 403 ~~resources))~~ development and environmental services that the establishment of the animal
 404 shelter, cattery, pet shop, grooming service or kennel at the proposed site is not in
 405 violation of K.C.C. Title 21A, the King County zoning code, has a legal nonconforming
 406 zoning status, or a conditional use permit has been issued for the intended use.

407 B. ~~((HEALTH INSPECTION.))~~ Before an animal shelter, cattery, pet shop,
 408 grooming service or kennel license may be issued by the animal control authority, a
 409 certificate of inspection from the Seattle-King County health department or King County
 410 animal control section must be issued showing that the animal shelter, cattery, pet shop,
 411 grooming service or kennel is in compliance with ~~((Sections))~~ K.C.C. 11.04.080,
 412 11.04.090, 11.04.100 and 11.04.110.

413 SECTION 11. Ordinance 1396, Article III, Section 1, as amended, and K.C.C.
 414 11.04.170 are each hereby amended to read as follows:

415 **Enforcement power.**

416 A. The ~~((director))~~ manager of the animal control authority and his or her
417 authorized animal control officers are authorized to take such lawful action as may be
418 required to enforce the provisions of this chapter, ~~((the provisions of))~~ Ordinance 10870,
419 as amended, and K.C.C. Title 21A ~~((K.C.C.))~~, as ~~((they))~~ the provisions pertain to the
420 keeping of animals, and the laws of the state of Washington as ~~((they))~~ the laws pertain to
421 animal cruelty, shelter, welfare and enforcement of control.

422 B. The ~~((director))~~ manager of the animal control authority or his or her
423 authorized animal control officers shall not enter a building designated for and used for
424 private purposes, unless a proper warrant has first been issued upon a showing that the
425 officer has reasonable cause to believe an animal is being maintained in the building in
426 violation of this chapter.

427 C. ~~((Provided that the director))~~ The manager of the animal control authority and
428 his or her authorized animal control officers, while pursuing or observing any animal in
429 violation of this chapter, may enter upon any public or private property, except any
430 building designated for and used for private purposes, for the purpose of abating the
431 animal violation being pursued or observed.

432 D. No person shall deny, prevent, obstruct or attempt to deny, prevent or obstruct
433 an animal control officer from pursuing any animal observed to be in violation of this
434 chapter. Further, no person shall fail or neglect, after a proper warrant has been
435 presented, to promptly permit the ~~((director))~~ manager or the authorized animal control
436 officer to enter private property to perform any duty imposed by this chapter. Any person
437 violating this subsection is guilty of a misdemeanor.

438 SECTION 12. Ordinance 1396, Article III, Section 7, as amended, and K.C.C.
439 11.04.230 are each hereby amended to read as follows:

440 **Nuisances defined.** For purposes of this chapter, nuisances are violations of this
441 chapter and shall be defined as follows:

442 A. Any public nuisance relating to animal control known at common law or in
443 equity jurisprudence;

444 B. A dog running at large within the county((-));

445 C. Any domesticated animal, whether licensed or not, ~~((which))~~ that runs at large
446 in any park((-)) or enters any public beach, pond, fountain((-)) or stream ~~((therein))~~, or
447 upon any public playground or school ground~~((; provided, however that))~~. However, this
448 section shall not prohibit a person from walking or exercising an animal in a public park
449 or on any public beach when ~~((such))~~ the animal is on a leash, tether or chain not to
450 exceed eight feet in length. ~~((Provided, however, that))~~ Also, this section shall not apply
451 to any blind person using a trained seeing-eye dog, to animal shows, exhibitions or
452 organized dog-training classes ~~((where))~~ if at least twenty-four hours' advance notice has
453 been given to the animal control authority by ~~((such))~~ those persons requesting to hold
454 ~~((such))~~ the animal shows, exhibitions or organized dog-training classes;

455 D. Any domesticated animal ~~((which))~~ that enters any place where food is stored,
456 prepared, served or sold to the public, or any other public building or hall. ~~((Provided,~~
457 ~~however, that))~~ However, this section shall not apply to any blind person using a trained
458 seeing-eye dog, to veterinary offices or hospitals((-)) or to animal shows, exhibitions or
459 organized dog-training classes ~~((where))~~ if at least twenty-four hours' advance notice has

460 been given to the animal control authority~~(s)~~ by ~~((such))~~ the persons requesting to hold
461 ~~((such))~~ the animal shows, exhibitions or organized dog-training classes;

462 E. A female domesticated animal, whether licensed or not, while in heat~~(s)~~ and
463 accessible to other animals for purposes other than controlled and planned breeding;

464 F. Any domesticated animal ~~((which))~~ that chases, runs after~~(s)~~ or jumps at
465 vehicles using the public streets and alleys;

466 G. Any domesticated animal ~~((which))~~ that habitually snaps, growls, snarls, jumps
467 upon or otherwise threatens persons lawfully using the public sidewalks, streets, alleys~~(s)~~
468 or other public ways;

469 H. Any animal ~~((which))~~ that has exhibited vicious propensities and ~~((which))~~
470 constitutes a danger to the safety of persons or property off ~~((his))~~ the animal's premises or
471 lawfully on ~~((his))~~ the animal's premises. ~~((; provided that,))~~ However, in addition to other
472 remedies and penalties, the provisions of this chapter relating to vicious animals shall
473 apply;

474 I. A vicious animal or animal with vicious propensities ~~((which))~~ that runs at large
475 at any time~~((, or such animal))~~ is off the owner's premises not securely leashed on a line or
476 confined and in the control of a person of suitable age and discretion to control or restrain
477 ~~((such))~~ the animal. ~~((; provided that,))~~ However, in addition to other remedies and
478 penalties, the provisions of this chapter relating to vicious animals shall apply;

479 J. Any domesticated animal ~~((which))~~ that howls, yelps, whines, barks~~(s)~~ or
480 makes other oral noises, in such a manner as to disturb any person or neighborhood to an
481 unreasonable degree;

482 K. Any domesticated animal (~~(which)~~) that enters upon (~~(another)~~) a person's
483 property without the permission of that person;

484 L. Animals staked, tethered(~~(;)~~) or kept on public property without prior written
485 consent of the (~~(county)~~) animal control authority;

486 M. Animals on any public property not under control by the owner or other
487 competent person;

488 N. Animals harbored, kept (~~(, harbored,)~~) or maintained and known to have a
489 contagious disease unless under the treatment of a licensed veterinarian; and

490 O. Animals running in packs.

491 SECTION 13. Ordinance 1396, Article III, Section 8, and K.C.C. 11.04.250 are
492 each hereby amended to read as follows:

493 **Cruelty to animals – (~~(U))~~unlawful acts designated. It is unlawful for any person
494 to:**

495 A. Willfully and cruelly injure or kill any animal by any means causing it fright or
496 pain;

497 B. By reason of neglect or intent to cause or allow any animal to endure pain,
498 suffering or injury or to fail or neglect to aid or attempt alleviation of pain, suffering or
499 injury (~~(he)~~) the person has so caused to any animal;

500 C. Lay out or expose any kind of poison, or to leave exposed any poison food or
501 drink for (~~(man)~~) humans, animals or fowl, or any substance or fluid whatever whereon
502 or wherein there is or shall be deposited or mingled, any kind of poison or deadly
503 substance or fluid whatever, on any premises, or in any unenclosed place, or to aid or

504 abet any person in so doing, unless in accordance with ~~((the provisions of))~~ RCW
505 16.52.190; and

506 D. Abandon any ~~((domestic))~~ domesticated animal by dropping off or leaving
507 ~~((such))~~ the animal on the street, road or highway, ~~((or))~~ in any other public place, or on the
508 private property of another.

509 SECTION 14. Ordinance 10423, Section 10, as amended, and K.C.C. 11.04.590
510 are each hereby amended to read as follows:

511 **Use of canvassing revenue.** Funds collected from the animal control license
512 canvassing program and the sale of juvenile licenses should be used for the following
513 purposes:

514 A. Fifty percent ~~((50%))~~ to pay for or provide reimbursements for the cost of
515 spaying and neutering of cats and dogs. Although the subsidy shall be available to all
516 people who own unaltered dogs or cats, the emphasis should be for pets owned or harbored
517 by low-income or fixed-income residents or senior citizens on a low or fixed income to
518 make spaying and neutering affordable and convenient for them.

519 B. Fifty percent ~~((50%))~~ to provide public education to prevent the
520 overpopulation of dogs and cats and to encourage licensing and the responsible treatment
521 of cats and dogs. The education program shall include but not be limited to public
522 advertising and informational campaigns.

523 C. If the ~~((licensing and regulatory))~~ records, elections and licensing services
524 division cannot adhere to the expenditure targets listed in ~~((A-B))~~ subsections A and B of
525 this section, it shall be noted in the annual budget proposed by the King County executive.

526 SECTION 15. Ordinance 9464, Section 6, and K.C.C. 11.06.060 are each hereby
527 amended to read as follows:

528 **Administrative support.** Ongoing administrative support to the committee shall
529 be provided by the ~~((general services division))~~ manager of the records, elections and
530 licensing services division.

531 SECTION 16. Ordinance 3732, Section 1, and K.C.C. 11.08.040 are each hereby
532 amended to read as follows:

533 **Petitions to create dog control zones.**

534 A. Petitions requesting the King County council to create a dog control zone shall
535 be submitted to the office of the clerk of the council. The clerk of the council shall forward
536 copies of the petitions and other materials to:

537 1. The office of the councilmember in whose district the proposed zone is
538 requested;~~((and))~~

539 2. The animal control section of the ~~((general services))~~ records, elections and
540 licensing services division; and

541 3. The manager of the records, ~~((and))~~ elections and licensing services division.

542 B. Petitions shall be accompanied by a map and should include a legal description
543 of the proposed zone. In addition, the petitions should contain:

544 1. The signatures, ~~(())~~ both written and printed legibly~~(())~~, of at least ten percent
545 of the registered voters within the proposed zone; and

546 2. The popular addresses of the petitioners.

547 C. Upon receipt of the copy of the filed petition, the animal control section shall
548 conduct a comprehensive review of the enforceability of the proposed boundaries and if

549 necessary recommend alternative boundaries to the ~~((county administrative officer))~~
550 director of the department of executive services and the affected councilmember.

551 D. The records, ~~((and))~~ elections and licensing services division shall:

552 1. Determine the approximate number of registered voters within the proposed
553 zone;

554 2. Determine the number of signatures of registered voters contained in the
555 petition; and

556 3. Forward the conclusions regarding the number of signatures of registered
557 voters and total number of registered voters residing within the proposed zone to the office
558 of the affected councilmember and the ~~((county administrative officer))~~ director of the
559 department of executive services.

560 E. The executive may recommend by ordinance a proposed dog control zone to the
561 council based on the recommendation of the ~~((county administrative officer))~~ director of
562 the department of executive services. ~~((An ordinance to create a dog control zone may be~~
563 ~~introduced by a member or members of the council.))~~

564 F. In addition to other statutory requirements, the council may cause to occur
565 ~~((such))~~ any public meetings or notification through the local media as ~~((deemed))~~ it
566 considers necessary to insure that affected citizens are aware of the proposed ordinance to
567 create a dog control zone.

568 G. If the King County council finds the formation of the petitioned area to be
569 beneficial to be public health, safety and general welfare, it shall establish such a dog
570 control zone by ordinance. The council shall consider, but is not limited to, the location,
571 terrain and surrounding land use of the petitioned area.

572 SECTION 17. Resolution 27312, Section 1, as amended, and K.C.C. 11.12.010
573 are each hereby amended to read as follows:

574 **Quarantine order.** Whenever the director of the Seattle-King County department
575 of public health(~~(, hereinafter referred to as the director,))~~) has cause to suspect that an
576 animal capable of transmitting rabies is infected with ~~((such))~~ the disease, ~~((he))~~ the
577 director shall order a period of quarantine of not less than ten days. The director shall
578 notify in writing the owner or keeper of the infected animal of ~~((such))~~ the quarantine
579 order. The infected animal shall be quarantined by the animal control section~~((;))~~ in the
580 records, elections and licensing services division ~~((of general services, hereinafter referred~~
581 ~~to as the animal control authority,))~~ in its shelter or upon the premises of the owner or
582 licensed veterinarian where conditions of quarantine are strictly kept. The place of
583 quarantine shall be at the discretion of the director, unless the animal had been exposed to
584 rabies by contact, in which case ~~((Section))~~ K.C.C. 11.12.040 shall apply. Delivery of a
585 copy of ~~((said))~~ the quarantine order to some person of suitable age and discretion residing
586 upon the premises where ~~((such))~~ the animal is found shall be notice of ~~((such))~~ the
587 quarantine. Good cause for such an order of quarantine shall include, but is not limited to,
588 evidence that ~~((such))~~ the animal has bitten, or that there is reasonable certainty that
589 ~~((such))~~ the animal has bitten, a human being. During the period of quarantine, the
590 officers, agents and employees of the animal control ~~((authority))~~ section, and other police
591 officers, are authorized to enter any premises for the purpose of apprehending any such an
592 animal and impounding ~~((same))~~ the animal, except where the animal is kept upon the
593 premises of the owner or licensed veterinarian as ~~((above))~~ provided in this section.

594 SECTION 18. Ordinance 2473, Section 2, as amended, and K.C.C. 11.28.020 are
595 each hereby amended to read as follows:

596 **Definitions.** The definitions in this section apply throughout this chapter unless the
597 context clearly requires otherwise.

598 A. "Animal control authority" means the ~~((County Animal Control Section,))~~
599 animal control section in the records, elections and licensing ((and regulatory)) services
600 division, acting alone or in concert with other municipalities for enforcement of the animal
601 control laws of the county and state and the shelter and welfare of animals.

602 B. "Director" means director of the ~~((animal control authority))~~ department of
603 executive services.

604 C. "Exotic animal" means any of the following:

- 605 1. Venomous species of snakes capable of inflicting serious physical harm or
606 death to human beings;
- 607 2. Non((-))human primates and prosimians;
- 608 3. Bears;
- 609 4. Non((-))domesticated species of felines;
- 610 5. Non((-))domesticated species of canines and their hybrids, including wolf and
611 coyote hybrids; and
- 612 6. The order ~~((erecedilia))~~ Crocodylia, including alligators, crocodiles,
613 caimans(;) and gavials.

614 SECTION 19. Ordinance 3232, Section 2, and K.C.C. 11.32.020 are each hereby
615 amended to read as follows:

616 **Definitions.** The definitions in this section apply throughout this chapter unless the
617 context clearly requires otherwise.

618 A. "Animal ~~((C))~~control ~~((A))~~authority" means the ~~((King County Animal Control~~
619 ~~Section, Division of General Services))~~ animal control section in the records, elections and
620 licensing services division, acting alone or in concert with other municipalities in the
621 enforcement of the animal control laws of the county and state.

622 B. "Director" means director of the ~~((Animal Control Section))~~ department of
623 executive services.

624 C. "Guard dog" means any member of the dog family ~~((e))~~Canidae ~~((which))~~ that
625 has been trained or represented as trained to protect either person ~~((and/))~~ or property, or
626 both, by virtue of exhibiting hostile propensities and aggressiveness to unauthorized
627 persons.

628 D. "Guard dog purveyor" means any person, firm or corporation supplying guard
629 dogs to members of the public.

630 E. "Guard dog trainer" means any person, either as an individual or as an employee
631 of a guard dog purveyor, whose prime function is the training of dogs as guard dogs.

632 F. ~~(("Guard dog owner" means any person, firm or corporation which employs a~~
633 ~~guard dog to protect person or property from unauthorized intrusion. For purposes of this~~
634 ~~definition, "owner" includes both the legal owner and any person, firm or corporation who,~~
635 ~~through arrangement or contract, has secured the use of a guard dog to protect person~~
636 ~~and/or property from unauthorized intrusion.~~

637 G.) "Rules and regulations of the ~~((Animal Control Authority))~~ animal control
638 authority" means such rules and regulations, not inconsistent with the intent of this chapter,

639 as may be adopted by the (~~(Animal Control Authority pursuant to)~~) animal control
640 authority under K.C.C. ((C))chapter 2.98((, not inconsistent with the intent of this chapter)).

641 SECTION 20. Ordinance 9839, Sections 1 through 4, and K.C.C. 13.28.035 are
642 each hereby amended to read as follows:

643 **Vashon Water System Plan.** A. (~~(Ratification.)~~) The Vashon Coordinated
644 Water System Plan is ratified in accordance with the regulations of the Washington State
645 Department of Health found in WAC 248-56. The King County council finds the Vashon
646 Coordinated Water System Plan ((to be)) is consistent with the county's adopted land use
647 plans and policies, as ((called for)) set forth in ((RCW)) chapter 70.116 RCW and K.C.C.
648 chapter 13.24 and recommends its approval by the Washington ((S))state Department of
649 Health with the following conditions:

650 1. (~~(Service Area.)~~) A principal requirement and objective of the Vashon
651 Coordinated Water System Plan is the establishment of service areas to assist the water
652 utilities in providing an effective process for the planning and development of a water
653 system. The Vashon Coordinated Water System Plan defines a service area as a
654 geographical area assigned to a water purveyor for the purpose of providing both current
655 and future public water service consistent with local land use plans. The geographic
656 boundaries are defined by agreements among adjacent utilities and are recorded on a set
657 of maps on file with the ((building and land development division)) department of
658 development and environmental services, the Seattle-King County ((health)) department
659 of public health, and the ((real property division)) department of executive services.

660 Water service provided within a designated service area is to be consistent with county
661 land use plans and policies and existing county review procedures regarding water utility

662 comprehensive plans, a water utility's service area and a planning area. An existing
663 service area is a geographic area within which service to customers is available as
664 specifically defined on a map in a utility's comprehensive plan which is approved by
665 King County as consistent with its land use policies.

666 A planning area is the remaining geographic area identified on the service area
667 maps contained in the Vashon Coordinated Water System Plan which is a logical area for
668 expansion of the system. Extension of service into the planning area requires King
669 County approval as part of the utility's comprehensive plan to make certain that the
670 proposed utility service is consistent with land use plans and policies.

671 2. (~~Land Use Policies.~~) Vashon Island purveyors recognize the county's land
672 use policies and will not use water service as a vehicle to supersede the land use policies
673 and zoning on Vashon Island. The purveyors may perform satellite management of all
674 class 2, 3 and 4 water systems within their service areas as provided for by the Vashon
675 Coordinated Water System Plan.

676 3. (~~Conservation Element.~~) An application has been submitted to the (~~U.S.~~)
677 United States Environmental Protection Agency to declare Vashon/Maury Island water
678 supply as a sole source aquifer. For this reason, a water conservation program is an
679 integral element of the Vashon Coordinated Water System Plan. All purveyors shall
680 develop a conservation element as part of their individual water comprehensive plans.
681 The conservation programs to reduce water consumption as outlined in the Vashon
682 Coordinated Water System Plan shall be in place and operating by 1996 and will be
683 reviewed by the Washington (~~S~~)state Department of Health with assistance from the
684 Water Utility Coordinating Committee. King County will monitor and review the

685 effectiveness of purveyor conservation plans in conjunction with the approval of their
686 water comprehensive plans. 1991 will be the base year used to establish the average
687 annual per capita~~(f)~~ water consumption figure for measurement purposes, adjusted for
688 any weather abnormalities or previous reduction as a result of an existing conservation
689 program. All water utilities shall achieve a four percent minimum total reduction in
690 water use from the 1991 average annual per capita consumption figure (~~((base-year~~
691 ~~measurement)))~~) by 1996.

692 A minimum total reduction in average per capita water consumption of six
693 percent from the 1991 base figure is the stated goal for the entire Vashon/Maury Island
694 Critical Water Supply Service Area by the year 2000.

695 B. ~~((Service areas in dispute.))~~ The Vashon Coordinated Water System Plan
696 identified an unresolved service area dispute between Westside Water Association and
697 Island Spring Water Company. King County recommends to the Washington ~~((S))~~state
698 Department of Health that the area in question be assigned as part of the designated water
699 service area of Westside Water Association.

700 C. ~~((Plan consistency.))~~ King County approvals of water service areas through
701 water comprehensive plans or developer extensions will be based upon consistency with
702 V-59 and V-60 of the Vashon Community Plan and F-111, F-305, F-309, and F-310 of
703 the King County Comprehensive Plan, in effect on the effective date of Ordinance 9839.

704 D. ~~((Fire protection.))~~ K.C.C. 17.08.020E exempting new or replacement water
705 mains from fire flow requirements as long as the main will serve exempt uses only shall
706 be utilized in sizing water mains~~((, and further,))~~. ~~((e))~~Consistent with K.C.C. 17.08.030
707 A.4 and A.5, if fire protection measures are warranted for buildings over ~~((2,500))~~ two

708 thousand five hundred square feet, sprinkler systems, on-site water storage facilities or
709 other measures shall be proven infeasible before requiring fire flow to the site.

710 SECTION 21. Ordinance 9462, Sections 1 through 3, and K.C.C. 13.28.055 are
711 each hereby amended to read as follows:

712 **East King County Water System Plan.**

713 A. (~~(Ratification.)~~) The East King County Coordinated Water System Plan is
714 ratified in accordance with the regulations of the Washington (~~(S)~~)state Department of
715 Health found in (~~(C)~~)chapter 248-56 WAC. The King County council finds the East
716 King County Coordinated Water System Plan (~~(to be)~~) is consistent with the county's
717 adopted land use plans and policies, as called for in (~~(C)~~)chapter 70.116 RCW and K.C.C.
718 chapter 13.24 and recommends its approval by the Washington (~~(S)~~)state Department of
719 Health with the following conditions:

720 1. (~~(Service Area.)~~) A principle requirement and objective of the East King
721 County Coordinated Water System Plan is the establishment of service areas to assist the
722 water utilities in providing an effective process for the planning and development of a
723 water system. The East King County Coordinated Water System Plan defines a service
724 area as a geographical area assigned to a water purveyor for the purpose of providing
725 both current and future public water service consistent with local land use plans. The
726 geographic boundaries are defined by agreements among adjacent utilities and are
727 recorded on a set of maps on file with the (~~(building and land development division)~~)
728 department of development and environmental services, the Seattle-King County health
729 department, and the (~~(real property division)~~) department of executive services. Water
730 service provided within a designated service area is to be consistent with local land use

731 plans. In order to be consistent with county land use plans and policies and existing
732 county review procedures regarding water utility comprehensive plans, a water utility's
733 service area boundary in the context of the East King County Coordinated Water System
734 Plan is understood to consist of an existing service area and a planning area. An existing
735 service area is a geographic area within which service to customers is available as
736 specifically defined on a map in a utility's comprehensive plan which is approved by
737 King County as consistent with its land use policies.

738 A planning area is the remaining geographic area identified on the service area
739 maps contained in the East King County Coordinated Water System Plan which is a
740 logical area for expansion of the system. Extension of service into the planning area
741 requires King County approval as part of the utility's comprehensive plan to make certain
742 that the proposed utility service is consistent with land use plans and policies.

743 2. (~~Land Use Policies.~~) East King County purveyors recognize the county's
744 land use policies and will not use water service as a vehicle to supersede the land use
745 policies and zoning within unincorporated King County.

746 The purveyors may perform satellite management of all class 2, 3 and 4 water
747 systems within their service areas as provided for by the East King County Coordinated
748 Water System Plan.

749 3. (~~Conservation Element.~~) A water conservation program is an integral
750 element of the East King County Coordinated Water System Plan. All purveyors shall
751 develop a conservation element as part of their individual water comprehensive plans.
752 The conservation program to reduce water consumption as outlined in the East King
753 County Coordinated Water System Plan shall be in place and operating by 1995 and will

754 be reviewed at that time for its effectiveness by the Washington ~~((S))~~state Department of
755 Health with assistance from the Water Utility Coordinating Committee. King County
756 will monitor and review the effectiveness of purveyor conservation plans in conjunction
757 with the approval of their water comprehensive plans.

758 1990 will be the base year used to establish the average annual per capita water
759 consumption figure for measurement purposes, adjusted for any weather abnormalities or
760 previous reduction as a result of an existing conservation program.

761 All utilities of five hundred or fewer customers shall achieve a four percent
762 minimum total reduction in water use from the 1990 average annual per capita~~((t))~~
763 consumption figure ~~((base-year measurement-))~~by 1995.

764 Utilities with five hundred to ten thousand customers and those utilities with
765 greater than ten thousand customers shall achieve a ~~((6.5))~~ six and five-tenths percent
766 reduction per capita~~((t))~~ consumption figure by 1995.

767 A minimum total reduction in average per capita water consumption of eight
768 percent from the 1990 base figure is the stated goal for the entire East King County
769 Critical Water Supply Service Area by the year 2000.

770 B. With respect to the ~~((U))~~unresolved service area between the ~~((C))~~city of
771 Redmond and Union Hill Water Association~~((--))~~, King County recommends to the
772 Washington ~~((S))~~state Department of Health that the area in question be assigned as a
773 part of the city of Redmond's designated water service area with the following provisions:

774 1. The ~~((C))~~city of Redmond shall establish an implementation schedule to
775 finalize water service arrangements to this area in a timely and reasonable manner and the
776 area shall be addressed in ~~((their))~~ its Comprehensive Water Plan updated by ~~((year))~~ the

777 end of 1990. If this is not accomplished, reconsideration will be given to another service
778 provider for the area.

779 2. The ((€))city of Redmond shall endorse land use and zoning as provided in
780 the Bear Creek Community Plan and Area Zoning and shall not use water service to
781 supersede King County land use authority. Failure to comply will cause King County to
782 withdraw its approval of this portion of the coordinated water system plan and to
783 decertify that particular service area for consistency with county land use plans and
784 policies. Washington ((S))state Department of Health will be notified of this action and
785 the consequences.

786 3. King County supports the ((€))city of Redmond and the Woodinville Sewer
787 and Water District in the effort to re((-))examine ((their)) the existing interlocal
788 agreement between them regarding provision of water service in this area and to consider
789 changes based on property ownership lines.

790 C. ((Changes to the Plan.)) The Seattle-King County ((health)) department of
791 public health requests that the following changes to the plan be forwarded to the
792 Washington ((S))state Department of Health for consideration during the final
793 Washington ((S))state Department of Health approval process:

794 SECTION XI, Part 4 of the East King County Coordinated Water System Plan
795 follows:

796 a. 4A, ((1st)) first paragraph, insert before the last sentence: "SKCHD maintains
797 a database for data related to ground water systems." Replace the last sentence with:
798 "However, there is currently no unified program for developing a common utility
799 planning database for storage and use of all utility planning information."

800 b. Change the first sentence of the (~~(3rd)~~) third paragraph to read: "A database
801 will also be maintained by the SKCHD for groundwater systems and related regulatory
802 information using information provided by USGSS, EPA, Ecology, and utilities."

803 SECTION 22. Ordinance 1711, Section 5, as amended, and K.C.C. 14.44.050 are
804 each hereby amended to read as follows:

805 **Construction permit - application - review.**

806 A. The (~~(property services division)~~) department of executive services shall
807 coordinate the review by all departments of right-of-way construction permit applications
808 and shall determine whether the proposed construction is consistent with the applicant's
809 right-of-way franchise from the county.

810 B. The department of transportation shall review and evaluate applications in
811 respect to the hazard and risk of the proposed construction, location of the proposed
812 construction in relation to other utilities in the right-of-way and the adequacy of the
813 engineering and design of the proposed construction.

814 C. The (~~(water and land resources division)~~) department of natural resources and
815 parks shall review and evaluate all applications for right-of-way construction permits for
816 sewer and water main extensions to determine whether the proposed construction is
817 consistent with the sewer or water comprehensive plan approved by the county council
818 pursuant to K.C.C. chapter 13.24. If the facility is not consistent with an approved
819 comprehensive plan, then the construction permit shall not be issued. Applications for
820 those water utilities with Group A non(~~(-)~~)expanding public water systems that are not
821 required to prepare comprehensive plans for approval by the county council pursuant to
822 K.C.C. 13.24.010 shall be approved if all other conditions of this chapter are met.

823 SECTION 23. Ordinance 7444, Section 5, as amended, and K.C.C. 15.90.050 are
824 each hereby amended to read as follows:

825 **Charter.** The charter of the authority (~~(((the "charter"))~~)), Exhibit A of Ordinance
826 7444, is hereby approved. The charter shall be issued in duplicate originals, each bearing
827 the county seal attested by the council clerk. One original shall be recorded with the
828 (~~county~~) records, (~~and~~) elections and licensing services division, or its successor
829 agency; a duplicate original shall be provided to the authority. The charter shall be
830 amended only by county ordinance adopted at or after a public hearing held with notice to
831 the public authority and authority directors and affording them a reasonable opportunity to
832 be heard and present testimony.

833 SECTION 24. Ordinance 1283 (part), as amended, and K.C.C. 16.78.060 are
834 each hereby amended to read as follows:

835 **Enforcement.** The director of the department of (~~(parks, planning and~~
836 ~~resources)) development and environmental services is authorized to enforce the
837 provisions of this chapter, the ordinances and resolutions codified in it, and any rules and
838 regulations promulgated thereunder pursuant to the enforcement and penalty provisions
839 of K.C.C. Title 23.~~

840 SECTION 25. Ordinance 1488 (part), as amended, and K.C.C 16.82.130 are each
841 hereby amended to read as follows:

842 **Enforcement.** The director of the department of (~~(parks, planning and~~
843 ~~resources)) development and environmental services is authorized to enforce the
844 provisions of this chapter, the ordinances and resolutions codified in it, and any rules and~~

845 regulations promulgated thereunder pursuant to the enforcement and penalty provisions
846 of K.C.C. Title 23.

847 If clearing inconsistent with the purposes and requirements of this chapter has
848 occurred on a site, King County shall not accept or grant any development permits or
849 approvals for the site unless the applicant adequately restores the site. The director shall
850 require appropriate restoration of the site under an approved restoration plan which shall
851 include a time schedule for compliance if significant resource damage has or may occur.
852 If restoration has not been completed within the time established by the department, the
853 director shall order restoration using funds from building and land development division
854 contingency accounts and seek restitution from the property owner through liens or other
855 available legal methods.

856 SECTION 26. Ordinance 6949, Section 15, and K.C.C. 20.44.130 are each
857 hereby amended to read as follows:

858 **Department procedural rules.**

859 A. County departments which administer activities subject to SEPA may prepare
860 rules and regulations pursuant to K.C.C. chapter 2.98 for the implementation of SEPA,
861 ~~((ch.))~~ chapter 197-11 WAC and this chapter.


862 B. The rules and regulations prepared by the department of ~~((parks, planning and
863 resources))~~ development and environmental services, which exercises initial jurisdiction
864 over a private proposal, shall not become effective until approved by the council by
865 motion.

866 SECTION 27. K.C.C. 13.28.020, 13.28.030, 13.28.040 and 13.28.050 are hereby
867 decodified.
868

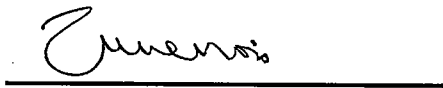
Ordinance 14498 was introduced on 9/3/2002 and passed by the Metropolitan King
County Council on 10/7/2002, by the following vote:

Yes: 12 - Ms. Sullivan, Ms. Edmonds, Mr. von Reichbauer, Ms. Lambert, Mr.
Phillips, Mr. McKenna, Mr. Constantine, Mr. Pullen, Mr. Gossett, Ms. Hague,
Mr. Irons and Ms. Patterson
No: 0
Excused: 1 - Mr. Pelz

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Cynthia Sullivan, Chair

ATTEST:



Anne Noris, Clerk of the Council

RECEIVED
2002 OCT 18 PM 1:18
CLERK
KING COUNTY COUNCIL

APPROVED this 17 day of October, 2002.


Ron Sims, County Executive

Attachments None



Keep with
Ordinance 14498
(original w/14516)

Metropolitan King County Council

MEMORANDUM

January 7, 2003

1-15-03
Spoke with David deCourcy, CD, and Ryan Bayne, aide to Chair Sullivan. Both agreed with the recommend approaches.

TO: David deCourcy, Ryan Bayne
FM: Anne Noris, Clerk of the Council
CC: Jim Brewer, Legal Counsel; Bruce A. Ritzen, Code Reviser
RE: Codification of K.C.C. 2.16.100 and 11.04.035 by Merger

Anne Noris
clerk of the council

According to K.C.C. 1.02.090, if two or more ordinances amend the same section of the code, without reference to the others, the clerk, in consultation with the chair of the council and legal counsel of the council, may publish the section in the code with all amendments incorporated in the section. We have developed the following recommendations for two recently amended sections.

2.16.100

When Ordinance 14516 was drafted, it was drafted without reference to the current code, which included changes made in Ordinance 14199. As a result, amendments made in 14419 were left out, including material that was stricken in 14199.

1/10/14199

In relevant part, the subsection C as it now exists in the code provides:

"C. The following are determined by the council to be key subordinate units due to the nature of the programs involved and their public policy implications, and appointments thereto shall be subject to confirmation by the council:

1. The manager of the public defense division; and
2. The chief information officer of the administrative office of information resource management...."

Ordinance 14199 amended K.C.C. 2.16.100 like this:

"C. ~~((In this regard,))~~ The following are determined by the council to be key subordinate units due to the nature of the programs involved and their public policy implications, and appointments thereto shall be subject to confirmation by the council:

1. The manager~~((s))~~ of the ~~((following))~~ public defense division~~((s)); and~~
~~((a. public defense division; and))~~
~~((b. minority/women's business enterprises and contract compliance division.))~~
2. The chief information officer of the administrative office of information resource management.

~~((2. County project coordinators or managers of the following limited term county projectsP:~~

- a. Harborview medical center 1987 and prior year bond project.
- b. phase one regional justice center project.
- c. open space bond acquisition project.))...."

Ordinance 14516 changed the section, using a prior version of the code that did not include changes from 14199, providing:

"C. In this regard, the following are determined by the council to be key subordinate units due to the nature of the programs involved and their public policy implications, and appointments thereto shall be subject to confirmation by the council:

1. The ~~((managers))~~ directors of the following divisions:
 - a. public defense division;
 - b. minority/women's business enterprises and contract compliance division; and
 - c. office of information resource management.

2. County project coordinators or managers of the following limited term county projects:

- a. Harborview medical center 1987 and prior-year bond project;
- b. phase one regional justice center project; and
- c. open space bond acquisition project."

This seems to restore the minority/women's business enterprises and contract compliance division, to refer to the office of information resource management and not the chief information officer of that division and to replace temporary positions. But the minority/women's business enterprises and contract compliance division and the temporary positions no longer exist. The language that impliedly restores the reference to that division was not underlined as new language as required for amendments under K.C.C. 1.24.075 and the intent of 14516 is clearly to change the reference to the outdated term "manager" to the current term "director", not to add back to the code outdated references. Because of those factors, this merged version would correctly reflect what was done by the council:

"C. The following are determined by the council to be key subordinate units due to the nature of the programs involved and their public policy implications, and appointments thereto shall be subject to confirmation by the council:

1. The director of the public defense division; and
2. The chief information officer of the administrative office of information resource management...."

We recommend that this version be contained in the code.

11.04.035

This section was amended by Ordinance 14498 and 14521, which amended two lines in different ways.

A. For subsection D, Ordinance 14498 provides:

"D. ~~((Service fees))~~ The following service fees are applicable as provided in this chapter:"

while Ordinance 14521 provides:

"D. The following ~~((S))~~ service fees apply:"

Since "apply" and "are applicable" are synonymous, the proposed merger is:

"D. The following service fees apply as provided in this chapter:"

B. Ordinance 14498 also amends K.C.C. 11.04.035, to provide:

5. Recovery of deceased ~~((domestic))~~ domesticated pets from doctors of veterinary medicine, per pet 7.00

while Ordinance 14521 deleted that entire fee:

~~((5. — Recovery of deceased domestic pets from doctors of veterinary medicine, per pet ————— 7.00))~~

Because the entire fee is now gone, whether it applied to "domestic" or "domesticated" pets is no longer relevant.

We recommend that K.C.C. 11.04.035 be codified as we have suggested.