

FROM: KCDOT
Executive Agency

Date: 3/7/2002

2002 135

Agency Contact: Richard Warren 263-4713

TO: Transportation Committee

RE: CHECKLIST - To be Transmitted with ORDINANCE / MOTION

Ordinance/Motion Subject: Transportation Concurrency

Item	Attached (Please Check)	Comments or why is not attached
Ordinance/Motion*	X	
A copy of the Executive Transmittal Letter.	X	
A completed Fiscal Note	X	
A completed Regulatory Note	X	
Copy of DCTED Letter 60-Day Notice	X	
Copy of SEPA Review	X	
Copy of Notice to Tribal entities. (mailing list on file and referenced in transmittal letter)	X	
Copy of Prosecuting Attorney's Review form (incl. name of PA assigned)	X	
Copy of Advertising Summary	X	Council staff will complete and see to advertising
List K C Employees and Stakeholders who received drafts and the transmitted version.	X	
A Working Strikeout copy of the ordinance showing all changes made to existing code, including repealed text.	X	
Other Supporting Information*		
Disc Copy of Ordinance (or sent via E-Mail)	X	

* Additionally - all proposed ordinances affected by Ordinance 12196, Section 50C (96-112) must contain a finding supported by a memo and documentation.

REGULATORY NOTE
CHECKLIST OF CRITERIA

Proposed No.: _____ Prepared By: Richard Warren

Date: 3/04/02

Yes No N/A

NEED: Does the proposed regulation respond to a specific identifiable need? The County is required under GMA Chapter 36.70A RCW to implement the Concurrency Program and King County Code 14.70.270A requires the County to adopt, twice per year, an updated transportation concurrency level of service standards map and related table(s).

If so, is county government the most appropriate organization to address this need? The County is required under GMA Chapter 36.70A RCW to implement the Concurrency Program.

ECONOMY & JOB GROWTH: Has the economic impact of the proposed regulation been reviewed to ensure it will not have a long-term adverse impact on the economy and job growth in King County? Amendments to the Concurrency Program are consistent with growth strategies in the adopted 2000 Comprehensive Plan.

PURPOSE: Is the purpose of the proposed ordinance clear? Council adoption of an updated transportation concurrency level of service standards map and related table(s), twice per year, per King County Code 14.70.270A.

Are the steps for implementation clear?

EVALUATION: Does the proposed ordinance identify specific measurable outcomes that the proposed regulation should achieve? Council adoption of an updated transportation concurrency level of service standards map and related table(s); limiting growth in areas

of unincorporated King County that exceed adopted level of service standards.

Yes No N/A

Is an evaluation process identified? King County Code 14.70.220 identifies standards for the two part concurrency test and; King County Code 14.70.230 identifies use of the adopted level of service standards map and related tables.

INTERESTED PARTIES: Has adequate collaboration occurred with all those affected by the proposed regulation (including the public, the regulated and the regulators)?

COSTS & BENEFITS: Will the proposed regulation achieve the goal with the minimum cost and burden?

Has the cost of not adopting the proposed regulation been considered? The county would not have a transportation concurrency program and would therefor be in violation of GMA Chapter 36.70A and the adopted King County Comprehensive Plan policies T-215 and T-218.

Do the benefits of the proposed regulations outweigh the costs?

VOLUNTARY COMPLIANCE: Does the proposed ordinance inspire voluntary compliance?

CLARITY: Is the proposed ordinance written clearly and concisely, without ambiguities?

CONSISTENCY: Is the proposed regulation consistent with existing federal, state, and local statutes? Complies with GMA Chapter 36.70A; King County Code 14.70 and implements policies T-215 and T-218 in the adopted King County Comprehensive Plan 2000.



King County
Road Services Division
Department of Transportation
201 South Jackson Street
Seattle, WA 98104-3856

October 11, 2001

Ike C. Nwankwo
Growth Management Services
Department of Community, Trade &
Economic Development
Post Office Box 48300
Olympia, WA 98504-8300

RE: Proposed Ordinance Amending the Transportation Concurrency Program

Dear Mr. Nwankwo:

In accordance with the Washington State Growth Management Act, King County hereby notifies the Department of Community, Trade & Economic Development of its intent to propose amendments to the King County Code relating to the Transportation Concurrency Program.

King County Code 14.70.270 requires twice yearly updates to its transportation concurrency traffic model and all related map and tables. We anticipate any proposed amendments will be acted upon by the King County Council by the end of this year. Any amendments, a revised concurrency map and related tables can be tracked on the following web site:
<http://www.metrokc.gov/kcdot/tp/concurr/conindex.htm>

Thank you for your interest and involvement in the review of these expected amendments. If you have any questions, please call me at (206) 296-6590 or Richard Warren, Supervising Transportation Planner, at (206) 263-4713.

Sincerely,

A handwritten signature in cursive script, appearing to read "Linda Dougherty".

Linda Dougherty
Acting Manager, Roads Services Division

LD:lc

cc: Jennifer Lindwall, Manager, CIP and Planning Section, Roads Services Division (RSD),
Department of Transportation (DOT), King County (KC)
Richard Warren, Supervising Transportation Planner, CIP and Planning Section, RSD,
DOT, KC



G/concur/ord2000Dcted

/O=METROK/OU=DMS/CN=TRANSPORT/CN=RWARRE

From: Warren, Richard
Sent: Thursday, January 31, 2002 10:34 AM
To: 'iken@cted.wa.gov'
Cc: 'mcnagnec@dshs.wa.gov'; 'deusemsd@dfw.wa.gov'; 'hollyg@cted.wa.gov';
'anne.sharar@wadnr.gov'; 'peter.beaton@doh.wa.gov'; 'loch461@ecy.wa.gov';
'transom@psat.wa.gov'; 'wiebeb@wsdot.wa.gov'; 'lglasier@doc1.wa.gov';
'nwankoi@cted.wa.gov'
Subject: Notice of Development Regulation-Update

Ike:

This is to notify you of a delay in transmitting legislation to the King County council. Last October, the attached letter was sent to you and others on the cc: list notifying you of proposed legislation regarding the county's transportation concurrency program. It was expected to have been transmitted by December 2001, but that date has been revised to March 14, 2002.

If you should have any questions regarding this, please contact me via email or at 206-263-4713.



DCTEDltr



King County
Road Services Division
 Department of Transportation
 201 South Jackson Street
 Seattle, WA 98104-3856

2002 135

**KING COUNTY TRANSPORTATION CONCURRENCY PROGRAM:
 Updated Concurrency Map and Table of Estimated Vehicle Trips for Motorized Zones**

ENVIRONMENTAL CHECKLIST

WAC 197-11-960 Environmental Checklist

Purpose of Checklist:

The State Environmental Policy Act (SEPA), chapter 43.21 RCW, requires all governmental agencies to consider the environmental impacts of a proposal before making decisions. An environmental impact statement (EIS) must be prepared for all proposals with probable significant adverse impacts on the quality of the environment. The purpose of this checklist is to provide information to help the agency, citizens, and other reviewers identify impacts from the proposal, to possibly reduce or avoid impacts from the proposal, and to help the agency decide whether an EIS is required.

A. BACKGROUND

1. Name of Proposed Project:

King County Transportation Concurrency Program:
 Updated Concurrency Map and Table of Estimated Vehicle Trips for Motorized Zones

2. Name of Applicant: King County Department of Transportation, Road Services Division

3. Address and phone number of applicant and contact person:

King County Department of Transportation
 Road Services Division
 MS-KSC-TR-0813
 Seattle, WA 98104

ATTN: Richard Warren, Supervising Transportation Planner (206) 263-4713

4. Date Checklist Prepared: February 12, 2002

5. Agency requesting checklist: King County



6. Proposed timing or schedule (including phasing, if applicable):

The King County Executive will transmit an ordinance with the revised Concurrency Map and Table of Estimated Vehicle Trips for Motorized Zones (Attachment B) to the King County Council for adoption in March 2002.

7. Plans for future additions, expansion or further activity related to or connected with this proposal:

King County Code 14.70.270 requires updates and adoptions of concurrency Level of Service (LOS) standards map and related tables, twice per year to account for current development growth and LOS standards conditions. The updated map and table being proposed here will be the first update for 2002. The revised information in the updated Concurrency Map and Table (Attachment B) will provide a more accurate basis for evaluating applications for Certificates of Concurrency related to future development proposals throughout King County.

8. Environmental information that has been prepared, or will be prepared, directly related to this proposal:

King County Ordinance No. 14050. Adopted February 12, 2001.

- This ordinance amended the pre-existing Transportation Concurrency Program in accordance with relevant provisions of the 2000 King County Comprehensive Plan.

King County Comprehensive Plan 2000 Final Supplemental Environmental Impact Statement. November 9, 2000.

King County Comprehensive Plan 2000 Draft Supplemental Environmental Impact Statement, Executive Recommended. April 26, 2000.

9. Applications that are pending for governmental approval of other proposals directly affecting the property covered by the proposal:

Properties located within the unincorporated areas of King County covered by the Transportation Concurrency Map update may also be subject to pending or future land use proposals. Those project-specific proposals may be subject to concurrency evaluations during the permitting process. Whenever applicable, the updated concurrency map and table will provide the basis for evaluating applications for Certificates of Concurrency related to future development proposals.

10. List of governmental approvals or permits that will be needed for the proposal:

An ordinance adopting the revised Concurrency Map and related table(s) will need to be approved by the King County Council.

11. Brief, complete description of the proposal, including the proposed uses and the size of the project and site:

Twice per year, the King County Department of Transportation is required to submit to the King County Council for its review and approval an updated transportation concurrency map and related table. The updated map and table reflect changes in transportation level of service related to recent development activity in King County, new traffic counts, and any changes to the adopted

Capital Improvement Programs of the county and associated cities. The proposed concurrency map amendments considered as part of this checklist implement program directions set forth in the King County Comprehensive Plan and adopted development regulations. This proposal is a non-project action that affects all unincorporated areas of King County.

In compliance with the Growth Management Act, King County adopted a Transportation Concurrency Management requirement in King County Code 14.65 and 14.70, effective January 9, 1995 and revised under Ordinance 14050, effective March 12, 2001. The concurrency management system was established to ensure that adequate transportation facilities are available for new developments to meet the adopted LOS standards for unincorporated King County. These standards can be found in the King County Comprehensive Plan and King County Code 14.70.

A concurrency review must be completed by anyone who intends to apply for a development permit in unincorporated King County. A Certificate of Concurrency is issued when a proposed commercial development or residential concurrency zone meets the adopted LOS standards.

12. Location of the proposal, including the street address, if any, and section, township and range, if known; a legal description, site plan, vicinity map and topographic map, if reasonably available:

Unincorporated King County (see attached Concurrency Map)

B. ENVIRONMENTAL ELEMENTS

1. EARTH

- a. General description of the site (underline one):** Flat, rolling, hilly, steep slopes, mountainous, other.

Does not apply.

- b. What is the steepest slope on the site (approximate percent slope)?**

Does not apply.

- c. What general types of soils are found on the site (for example, clay, sand, gravel, peat, muck)? Specify the classification of agricultural soils and note any prime farmland.**

Does not apply.

- d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe.**

Does not apply.

- e. Describe the purpose, type and approximate quantities of any filling or grading proposed. Indicate source of fill.**

Does not apply.

- f. Could erosion occur as a result of clearing, construction or use? If so, generally describe.**

Does not apply.

- g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)?**

Does not apply.

- h. Proposed measures to reduce or control erosion or other impacts to the earth, if any.**

Does not apply.

2. AIR

- a. What types of emissions to the air would result from the proposal (i.e., dust, vehicles, odors, and industrial wood smoke) during construction and when the project is completed? Generally describe and give approximate quantities, if known.**

Does not apply.

- b. Are there any off-site sources of emissions or odors that may affect your proposal? If so, generally describe.**

Does not apply.

- c. Proposed measures to reduce or control emissions or other impacts to the air, if any:**

Does not apply.

3. WATER

- a. Surface Water:**

- 1) Is there any surface water body on or in the immediate vicinity of the site, including year-round and seasonal streams, saltwater, lakes, ponds, wetlands? If yes, describe type and provide names. If appropriate, state what stream or river it flows into.**

Does not apply.

- 2) Will the project require any work over, in, or adjacent to (within 200 feet) the described waters? If yes, please describe and attach available plans.**

Does not apply.

- 3) Estimate the amount of dredge and fill material that would be removed from or placed in surface water or wetlands and indicate the area of the site that would be affected. Indicate the source of fill material.**

Does not apply.

- 4) **Will the proposal require surface water withdrawals or diversions? Give general description, purpose and approximate quantities, if known.**

Does not apply.

- 5) **Does the proposal lie within a 100-year flood plain? If so, note location on the site plan.**

Does not apply.

- 6) **Does the proposal involve any discharges of waste materials to surface waters? If so, describe the type of waste and anticipated volume of discharge.**

Does not apply.

b. Ground Water:

- 1) **Will ground water be withdrawn or will water be discharged to ground water? Give general description, purpose and approximate quantities, if known.**

Does not apply.

- 2) **Describe any waste material that will be discharged into the ground from septic tanks or other sources (e. g., domestic sewage, industrial, agricultural, etc.). Describe the general size of the system, the number of such systems, the number of houses to be served, or the number of animals or humans the system(s) are expected to serve.**

Does not apply.

c. Water Runoff (including storm water):

Does not apply.

- 1) **Describe the source of runoff (including storm water) and method(s) of collection and disposal, if any (include quantities, if known). Will this runoff water be discharged or flow into surface waters or ground water? If so, describe.**

Does not apply.

- 2) **Could waste materials or toxic materials enter ground or surface waters during or as a result of this proposal? If yes, generally describe.**

Does not apply.

d. Proposed measures to reduce or control surface, ground and runoff water impacts, if any:

Does not apply.

4. PLANTS

a. Underline types of vegetation found on the site:

_____ **deciduous trees:**

- _____ conifer trees:
- _____ shrubs:
- _____ grasses:
- _____ pasture:
- _____ crops:
- _____ wet soil plants:
- _____ water plants:
- _____ other types of vegetation:

The Transportation Concurrency Map covers all of unincorporated King County, not one specific site. Adoption of the Transportation Concurrency Map amendments do not involve any type of construction and will not have an adverse effect on plants.

b. What kind and amount of vegetation will be removed or altered?

Does not apply.

c. List threatened or endangered species or critical habitat known to be on or near the site:

Does not apply.

d. Proposed landscaping, use of native plants or other measures to preserve or enhance vegetation on the site, if any:

Does not apply.

5. ANIMALS

a. Underline any birds and animals which have been observed on or near the site, or are known to be on or near the site:

- invertebrates:** insects, mollusks, other
- fish:** salmon, trout, bass, herring, shellfish, other
- amphibians:** frogs, salamanders, toads, other
- reptiles:** snakes, lizards, turtles, other
- birds:** songbirds, owls, hawks, eagles, heron, other
- mammals:** deer, bear, elk, beaver, rabbits, rodents, other

The transportation concurrency map covers all of unincorporated King County, not one specific site. The transportation concurrency evaluation does not involve any type of construction. Birds and animals will not be adversely affected due to concurrency evaluation.

b. List any threatened or endangered species or critical habitat known to be on or near the site.

Does not apply.

c. Is the site part of a migration route? If so, describe.

Does not apply.

d. Proposed measures to preserve or enhance wildlife, if any.

Does not apply.

6. ENERGY AND NATURAL RESOURCES

- a. **What kinds of energy (electric, natural gas, oil, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc.**

Does not apply.

- b. **Would the project affect the use (potential or actual) of solar energy by adjacent properties? If so, generally describe.**

Does not apply.

- c. **What kinds of energy conservation features are included in the plans for this proposal? List any other proposed measures to reduce or control energy impacts, if any.**

Does not apply.

7. ENVIRONMENTAL HEALTH

- a. **Are there any environmental health hazards, including exposure to toxic chemicals or hazardous wastes, risk of explosion or fire that could occur as a result of this proposal? If so, describe.**

The transportation concurrency map covers all of unincorporated King County, not one specific site. The transportation concurrency evaluation does not involve any type of construction. There will be no environmental health hazards due to a concurrency evaluation.

- 1) **Describe special emergency services that might be required.**

Does not apply.

- 2) **Proposed measures to reduce or control environmental health hazards, if any:**

Does not apply.

- b. **Noise**

- 1) **What types of noise exist in the area which may affect the project (e.g., traffic, heavy equipment, operation, industrial, other)?**

Does not apply.

- 2) **What types and levels of noise would be created by, or associated with the project, on a short-term or a long-term basis (e.g., traffic, construction, operation, other)? State what hours noise would come from the site.**

Does not apply.

3) Proposed measures to reduce or control noise impacts, if any:

Does not apply.

8. LAND AND SHORELINE USE

a. What is the current use of the site and adjacent properties?

The transportation concurrency map covers all of unincorporated King County including all of its associated land uses.

b. Has the site been used for agriculture? If so, describe.

The Transportation Concurrency Map covers all of unincorporated King County including all of its agricultural areas.

c. Describe any structures on the site.

Does not apply.

d. Will any structures be demolished? If so, what?

Does not apply.

e. What is the current zoning classification of the site?

The Transportation Concurrency Map covers all of unincorporated King County and its respective zoning; however, these zoning classifications are not affected by the adoption of the proposed concurrency map amendments.

f. What is the current comprehensive plan designation of the site?

The Transportation Concurrency Map covers all of unincorporated King County and its respective comprehensive plan designations; however, these designations are not affected by the Concurrency Map revisions.

g. If applicable, what is the current shoreline master program designation of the site?

The Transportation Concurrency Map covers all of unincorporated King County and its respective Shoreline Master Program designations; however, these designations are not affected by the Concurrency Map revisions.

h. Has any part of the site been classified as an environmentally sensitive area? If so, specify.

The Transportation Concurrency Map covers all of unincorporated King County and its environmentally sensitive areas; however, these areas are not affected by the Concurrency Map revisions.

- i. Approximately how many people would reside or work in the completed project?**

Does not apply.

- j. Approximately how many people would the completed project displace?**

Does not apply.

- k. Proposed measures to avoid or reduce displacement impacts, if any.**

Does not apply.

- l. Proposed measures to ensure the project is compatible with existing and projected land uses and plans in the area.**

The Transportation Concurrency Map advances the policies of the King County Comprehensive Planning process in terms of preventing prospective land use activities from exceeding the capacity of transportation infrastructure. The purpose of the proposed map amendments is to ensure that this mechanism uses the most timely and reliable data available.

9. HOUSING

- a. Approximately how many housing units would the project provide, if any? Indicate whether high, middle or low income housing.**

Does not apply.

- b. Approximately how many housing units would be eliminated, if any? Indicate whether high, middle or low income housing.**

Does not apply.

- c. Proposed measures to reduce or control housing impacts, if any:**

Does not apply.

10. AESTHETICS

- a. What is the tallest height of any proposed structure(s), not including antennas; what is the principal exterior building material(s) proposed?**

Does not apply.

- b. What views in the immediate vicinity would be altered or obstructed?**

Does not apply.

- c. Proposed measures to reduce or control aesthetic impacts, if any:**

Does not apply.

11. LIGHT AND GLARE

- a. **What type of light or glare will the proposal produce? What time of day would it mainly occur?**

Does not apply.

- b. **Could light or glare from the finished project be a safety hazard or interfere with views?**

Does not apply.

- c. **What existing off-site sources of light or glare may affect your proposal?**

Does not apply.

- d. **Proposed measures to reduce or control light and glare impacts, if any.**

Does not apply.

12. RECREATION

- a. **What designated or informal recreational opportunities are in the immediate vicinity?**

The transportation concurrency map covers all of unincorporated King County and its recreational areas; however, these areas will not be affected by the proposed Concurrency Map revisions.

- b. **Would the project displace any existing recreational uses? If so, describe.**

Does not apply.

- c. **Proposed measures to reduce or control impacts on recreation including any recreational opportunities to be provided by the project or applicant.**

Does not apply.

13. HISTORIC AND CULTURAL PRESERVATION

- a. **Are there any sites, structures or objects listed on, or proposed for national, state or local preservation registers known to be on or near to the site? If so, generally describe.**

The transportation concurrency map covers all of unincorporated King County and its historic and cultural resources; however, these resources will not be affected by the proposed Concurrency Map revisions.

- b. **Generally describe any landmarks or evidence of historic, archaeological, scientific or cultural artifacts of importance known to be on or near the site.**

Does not apply.

- c. **Proposed measures to reduce or control impacts, if any.**

Does not apply.

14. TRANSPORTATION

- a. **Identify public streets and highways serving the site, and describe proposed access to the existing street system. Show on-site plans, if any.**

King County's Transportation Concurrency system measures LOS standards on all county arterials and selected state facilities.

- b. **Is the site currently served by public transit? If not, what is the approximate distance to the nearest transit stop?**

The transportation concurrency map covers all of unincorporated King County. The proposed revisions do not modify public transit or public transit facilities.

- c. **How many parking spaces would the completed project have? How many would the project eliminate?**

Does not apply.

- d. **Will the proposal require any new roads, streets or improvements to existing roads or streets (not including driveways)? If so, generally describe, and indicate whether public or private.**

King County's Transportation Concurrency system measures LOS standards on all county arterials and selected state facilities.

- e. **Will the project use (or be in the immediate vicinity of) water, rail or air transportation? If so, generally describe.**

Does not apply.

- f. **How many vehicular trips per day would be generated as a result of the project? Indicate when peak traffic would occur, if known.**

The Transportation Concurrency Map updating process seeks to record the number of vehicular trips per day throughout unincorporated King County based on the most current information available. The concurrency evaluation measures the p.m. peak period trips of a proposed development against adopted level of service standards.

- g. **Proposed measures to reduce or control transportation impacts, if any.**

As part of the Transportation Concurrency Program, the proposed amendments to the Concurrency Map and associated Table are aimed at improving its effectiveness as a means of preventing adverse transportation impacts. When additional traffic demands from a residential development proposal would exceed adopted LOS, the development proposals are denied concurrency certificates and cannot obtain a development permit. The proposal seeks to update the information used for this process.

15. PUBLIC SERVICES

- a. **Would the project result in an increased need for public services (e.g., fire and police protection, health care, schools, other)? If so, generally describe.**

Does not apply.

- b. **Proposed measures to reduce or control direct impacts on public services, if any.**

Does not apply.

16. UTILITIES

- a. **Underline utilities currently available at the site: electricity, natural gas, water, telephone, refuse service, sanitary sewer, septic system, other.**

Does not apply.

- b. **Describe the utilities that are proposed for the project, the utility providing the service, and the general construction activities on the site or in the immediate vicinity that might be needed.**

Does not apply.

C. SIGNATURE

The above answers are true and complete to the best of my knowledge.
I understand that the lead agency is relying on them to make its decision.

Signature: *Lydia Reynolds-Jones*
Lydia Reynolds-Jones, Manager, Project Support Services

Date: *3/7/02*

Attachments: (A) Concurrency Map
(B) Table of Estimated Vehicle Trips for Motorized Zones

D. SUPPLEMENTAL SHEET FOR NONPROJECT ACTIONS

Because these questions are very general, it may be helpful to read them in conjunction with the list of the elements of the environment.

When answering these questions, be aware of the extent the proposal, or the types of activities likely to result from the proposal, would affect the item at a greater intensity or at a faster rate than if the proposal were not implemented. Respond briefly and in general terms.

1. How would the proposal be likely to increase discharge to water; emissions to air; production, storage, or release of toxic or hazardous substances; or production of noise?

The proposed adoption of a revised Concurrency Map and associated Table is a procedural action that supports the ongoing effectiveness of King County's Transportation Concurrency Program. The Transportation Concurrency Program is a pre-permitting process requirement that does not involve any type of construction. The proposed action is not likely to increase discharges to water, emissions to air, the production of noises, or the production, storage, or release of toxic or hazardous substances. The concurrency certification process this proposal seeks to improve is a mandatory element of Washington's Growth Management Act, and King County's Comprehensive Plan, both of which are intended to reduce adverse environmental effects associated with future development in King County.

Proposed measures to avoid or reduce such increases are:

No additional measures are necessary. Future project proposals affected by this action (i.e., those that would require concurrency certificates) would require additional project review to address potentially adverse effects on affected elements of the environment.

2. How would the proposal be likely to affect plants, animals, fish, or marine life?

As noted above, the proposed action is procedural and would not have an effect on the physical environment. There will be no effects on plants, animals, fish or marine life due to the transportation concurrency process this proposal supports.

Proposed measures to protect or conserve plants, animals, fish, or marine life are:

No additional measures are necessary. Future project proposals affected by this action (i.e., those that would require concurrency certificates) would require additional project review to address potentially adverse effects affecting plant, animal, fish, or marine life.

3. How would the proposal be likely to deplete energy or natural resources?

The Transportation Concurrency Program the proposed action supports is not likely to deplete energy or natural resources.

Proposed measures to protect or conserve energy and natural resources are:

No additional measures are necessary.

4. How would the proposal be likely to use or affect environmentally sensitive areas or areas designated (or eligible or under study) for governmental protection; such as parks, wilderness, wild and scenic rivers, threatened or endangered species habitat, historic or cultural sites, wetlands, floodplains, or prime farmlands?

The proposal is a procedural action that would not use or affect environmentally sensitive areas. The concurrency analysis is a pre-permitting process requirement that does not involve any type of

construction. Therefore, there will be no effects to environmentally sensitive areas or areas designated for government protection due to the Transportation Concurrency Program.

Proposed measures to protect such resources or to avoid or reduce impacts are:

No additional measures are necessary. Future project proposals affected by this action (i.e., those that would require concurrency certificates) would require additional project review to address potentially adverse effects on environmentally sensitive areas or areas designated or under consideration for governmental protection.

5. How would the proposal be likely to affect land and shoreline use, including whether it would allow or encourage land or shoreline uses incompatible with existing plans?

The proposed adoption of revisions to the Transportation Concurrency Map and associated Table is a procedural action that would not adversely change the potential impact of King County's Transportation Concurrency Program on current land and shoreline uses in unincorporated King County.

Proposed measures to avoid or reduce shoreline and land use impacts are:

No additional measures are necessary. Future project proposals affected by this action (i.e., those that would require concurrency certificates) would require additional project review to address potentially adverse effects on land and shoreline uses and plans.

6. How would the proposal be likely to increase demands on transportation or public services and utilities?

The proposal would not increase demands on transportation or public services and utilities, because the purpose of the proposal is to improve the effectiveness of King County's Transportation Concurrency Program, which determines if proposed development in unincorporated King County complies with adopted LOS standards.

Proposed measures to reduce or respond to such demand(s) are:

No additional measures are necessary in this regard.

7. Identify, if possible, whether the proposal may conflict with local, state, or federal laws or requirements for the protection of the environment.

The proposal updates the information that supports King County's Transportation Concurrency Program based on current traffic counts and other relevant factors. This action is fully consistent with the underlying intent of the county's Transportation Concurrency Program, the King County Comprehensive Plan, King County Code, and Washington's Growth Management Act, as well as the overall environmental protection regime for which each of those is an element. The proposal does not conflict with any local, state, or federal laws or requirements for the protection of the environment.



King County
Road Services Division
Department of Transportation
201 South Jackson Street
Seattle, WA 98104-3856

2002 135

DETERMINATION OF NONSIGNIFICANCE

Name of Proposal: King County Transportation Concurrency Program:
Updated Concurrency Map and Table of Estimated Vehicle
Trips for Motorized Zones

Description of Proposal: This proposal is a non-project action complying with King County Code 14.70.270A that requires twice-yearly updates by the King County Department of Transportation to its Concurrency Map (i.e., Level of Service standards map) and Table of Estimated Vehicle Trips for Monitored Zones (Table B). Each updated map and table are to be approved by the King County Council and adopted by ordinance. The updated Concurrency Map indicates areas of unincorporated King County that meet or exceed adopted Level of Service (LOS) standards based on changes in applicable information. The Concurrency Map is the principal basis for reviewing applications for Certificates of Concurrency.

Location of Proposal: The proposal applies to all areas of unincorporated King County

**Proponent and
Lead Agency:** King County Department of Transportation, Road Services
Division

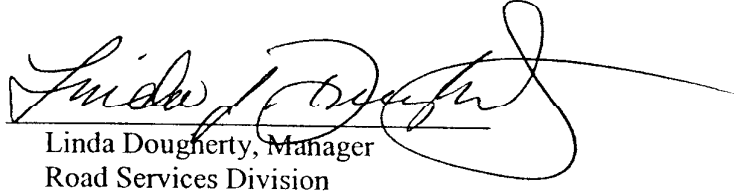
The lead agency for the proposal has determined that the project does not have a probable significant adverse impact on the environment. An environmental impact statement (EIS) is not required under RCW 43.21C.030(2)(c). This decision was made after review of a completed environmental checklist and other information on file with the lead agency. **The information is available to the public on request** (for a nominal photocopying fee) or can be reviewed in the office free of charge. Information about this proposal will also be available on King County's Transportation Concurrency Management Program website at <http://www.metrokc.gov/kcdot/tp/concurr/conindex.htm>.

This Determination of Nonsignificance (DNS) is issued under WAC 197-11-340(2); the lead agency will not consider this determination as final until after March 25, 2002. The public comment period is fifteen (15) days from the date of issuance for the DNS per WAC 197-11-502. Any comments regarding this project must be submitted by telephone or in writing by March 25, 2002. If you have any questions, concerns, or require additional information, please call a contact person for the project as listed below.



Responsible Official: Linda Dougherty
Position/Title: Manager, Road Services Division
Address: King Street Center, Mail Stop: KSC-TR-0313
201 South Jackson Street
Seattle, Washington 98104-3856
Contact Persons: Richard Warren, Supervising Transportation Planner,
(206) 263-4713
Jim Sussex, Environmental Engineer, (206) 296-8737

Date: 3/7/02

Signature 
Linda Dougherty, Manager
Road Services Division

Comments received before 15 days from the date of this notice will be reviewed by the lead agency. Since the Determination of Nonsignificance is for an action not classified as a land use permit decision, there is no King County administrative appeal in accordance with King County Ordinance 12196, Section 51(A)(4). If you have any questions, please contact the contact persons listed above.

Attachments: Updated Concurrency Map
Table of Estimated Vehicle Trips for Motorized Zones



King County
Department of Transportation
CIP and Planning Division
King Street Center
821 Second Avenue
Seattle, Washington 98104-1598

2002 135

March 7, 2002

Laurel E. Rich, Environmental Planner
Swinomish Tribal Community
950 Moorage Way
P.O. Box 817
LaConner, WA 98257

RE: Notice of Proposed Ordinance Which May Affect Fishing Rights

Dear Laurel E. Rich:

The King County Code requires the King County Department of Transportation (KCDOT) to notify you of any departmental action which may affect your treaty fishing rights including development of wetlands, stream and river banks, lakeshore habitat of water bodies, or development directly or indirectly affecting anadromous bearing water bodies. Such actions encompass the adoption of ordinances. To satisfy this requirement, KCDOT is hereby notifying you of the following:

An ordinance adopting the new transportation concurrency map and the new monitored zones table; and repealing Ordinance 14050, Attachments A and C.

This ordinance will be transmitted to the King County Council on March 14, 2002. The Council will review and consider the proposed ordinance as part of the public legislative process. The concurrency map, related table(s) and any amendments can be tracked on the following web site:
<http://www.metrokc.gov/kcdot/tp/concurr/conindex.htm>

By sending this notice, KCDOT is in no way making any claims as to whether the above-described ordinance will have any affect upon your tribe's fishing rights. In satisfying the notice requirement, the department has chosen to be over inclusive rather than under inclusive in selecting proposed ordinances to report.

If you have any questions, please contact Richard Warren, Supervising Transportation Planner, at (206) 263-4713 or at richard.warren@metrokc.gov

Sincerely,

Linda Dougherty
Manager, Road Services Division

JL:lc

cc: Richard Warren, Supervising Transportation Planner, CIP and Planning Division



King County
Department of Transportation
CIP and Planning Division
King Street Center
821 Second Avenue
Seattle, Washington 98104-1598

March 7, 2002

The Honorable John Daniels, Jr., Chair
Muckleshoot Tribal Council
39015 - 172nd Avenue SE
Auburn, WA 98092

RE: Notice of Proposed Ordinance Which May Affect Fishing Rights

Dear Chair Daniels:

The King County Code requires the King County Department of Transportation (KCDOT) to notify you of any departmental action which may affect your treaty fishing rights including development of wetlands, stream and river banks, lakeshore habitat of water bodies, or development directly or indirectly affecting anadromous bearing water bodies. Such actions encompass the adoption of ordinances. To satisfy this requirement, KCDOT is hereby notifying you of the following:

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If you have any questions, please contact Richard Warren, Supervising Transportation Planner, at (206) 263-4713 or at richard.warren@metrokc.gov

Sincerely,

Linda Dougherty
Manager, Road Services Division

JL:lc

cc: Richard Warren, Supervising Transportation Planner, CIP and Planning Division



King County
Department of Transportation
CIP and Planning Division
King Street Center
821 Second Avenue
Seattle, Washington 98104-1598

March 7, 2002

The Honorable Joseph Mullen, Chair
Snoqualmie Tribe of Indians
P.O. Box 280
Carnation, WA 98014

RE: Notice of Proposed Ordinance Which May Affect Fishing Rights

Dear Chair Mullen:

The King County Code requires the King County Department of Transportation (KCDOT) to notify you of any departmental action which may affect your treaty fishing rights including development of wetlands, stream and river banks, lakeshore habitat of water bodies, or development directly or indirectly affecting anadromous bearing water bodies. Such actions encompass the adoption of ordinances. To satisfy this requirement, KCDOT is hereby notifying you of the following:

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If you have any questions, please contact Richard Warren, Supervising Transportation Planner, at (206) 263-4713 or at richard.warren@metrokc.gov

Sincerely,

Linda Dougherty
Manager, Road Services Division

JL:lc

cc: Richard Warren, Supervising Transportation Planner, CIP and Planning Division



King County
Department of Transportation
CIP and Planning Division
King Street Center
821 Second Avenue
Seattle, Washington 98104-1598

March 7, 2002

The Honorable Stan Jones, Sr., Chair
Tulalip Tribes
6700 Beach Road
Marysville, WA 98270-9694

RE: Notice of Proposed Ordinance Which May Affect Fishing Rights

Dear Chair Jones:

The King County Code requires the King County Department of Transportation (KCDOT) to notify you of any departmental action which may affect your treaty fishing rights including development of wetlands, stream and river banks, lakeshore habitat of water bodies, or development directly or indirectly affecting anadromous bearing water bodies. Such actions encompass the adoption of ordinances. To satisfy this requirement, KCDOT is hereby notifying you of the following:

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If you have any questions, please contact Richard Warren, Supervising Transportation Planner, at (206) 263-4713 or at richard.warren@metrokc.gov

Sincerely,

A handwritten signature in cursive script, appearing to read "Linda J. Dougherty".

Linda Dougherty
Manager, Road Services Division

JL:lc

cc: Richard Warren, Supervising Transportation Planner, CIP and Planning Division



King County
Department of Transportation
CIP and Planning Division
King Street Center
821 Second Avenue
Seattle, Washington 98104-1598

March 7, 2002

The Honorable Lawrence La Pointe, Chair
Puyallup Tribal Council
2002 East 28th Street
Tacoma, WA 98404

RE: Notice of Proposed Ordinance Which May Affect Fishing Rights

Dear Chair La Pointe:

The King County Code requires the King County Department of Transportation (KCDOT) to notify you of any departmental action which may affect your treaty fishing rights including development of wetlands, stream and river banks, lakeshore habitat of water bodies, or development directly or indirectly affecting anadromous bearing water bodies. Such actions encompass the adoption of ordinances. To satisfy this requirement, KCDOT is hereby notifying you of the following:

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If you have any questions, please contact Richard Warren, Supervising Transportation Planner, at (206) 263-4713 or at richard.warren@metrokc.gov

Sincerely,

Linda Dougherty
Manager, Road Services Division

JL:lc

cc: Richard Warren, Supervising Transportation Planner, CIP and Planning Division

2002 135

CONFIDENTIAL
ATTORNEY-CLIENT COMMUNICATION
NOT SUBJECT TO PUBLIC DISCLOSURE OR DISCOVERY

REQUEST FOR LEGAL ADVICE

CLIENT CONTACT: Department of Transportation

PROJECT NAME: Amendments to Transportation Concurrency Management Program

DESCRIPTION: An ordinance adopting the new transportation concurrency level of service standards status map and the new monitored zones table; and repealing Ordinance 14050, Attachments A and C.

ATTACH ANY RELEVANT DOCUMENTS TO THIS FORM

ACTION REQUIRED: Review documents for legal issues, clarity and consistency. Advise Department/Executive staff.

DATE TRANSMITTED: March 14, 2002

DATE DUE: On going

COMMENTS Legal advice will be required throughout Council review process.

Forward this completed form to Maria Murphy (296-9044) at the Prosecuting Attorney's Office - MS KCC-PA-0550.

Deputy Assigned: Kevin Wright and Dennis McMahan

Project File #08102-48-02P

METROPOLITAN KING COUNTY COUNCIL NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that the Metropolitan King County Council of King County, Washington, will hold a hearing in the Council Chambers, Room 402, King County Courthouse, Seattle, Washington, on Wednesday, _____ at 2:00 p.m. This public hearing is to consider adoption of proposed ordinance _____ relating to the transportation concurrency program.

Proposed ordinance ____ consolidates existing code provisions relating to

Dated at Seattle, Washington, this ____ day of _____, 2002.

METROPOLITAN KING COUNTY COUNCIL
KING COUNTY WASHINGTON

Anne Noris
Clerk of the Council

LIST OF KING COUNTY EMPLOYEES AND STAKEHOLDERS
RECEIVING CONCURRENCY ORDINANCE
DRAFTS AND TRANSMITTED VERSIONS

DEPARTMENT OF
TRANSPORTATION

Paul A. Toliver, Director
Harold S. Taniguchi, Deputy Director

ROADS SERVICES DIVISION

Linda Dougherty, Manager
Jennifer Lindwall, Manager, CIP and
Planning Division
Richard Warren, Supervising
Transportation Planner

DEPARTMENT OF DEVELOPMENT
AND ENVIRONMENTAL SERVICES

Greg Kipp, Director
Greg Borba, Supervisor, Current Planning
Section

OFFICE OF BUDGET

Sid Bender, Budget Analyst

OFFICE OF REGIONAL POLICY &
PLANNING

Stephanie Warden, Director
Karen Wolf, Policy Analyst
David Mark, Policy Analyst

OFFICE OF PROSECUTING
ATTORNEY

Dennis McMahon, Senior Deputy
Prosecuting Attorney
Kevin Wright, Senior Deputy Prosecuting
Attorney

COUNCIL STAFF

Paul Carlson, Legislative Lead Analyst
Doug Hodson, Legislative Lead Analyst

CLERK OF THE COUNCIL

Bruce Ritzen, Code Reviser/Legislative
Drafter

MASTERBUILDERS ASSN. OF KING
AND SNOHOMISH COUNTIES

Bob Johns, Legal Advisor

UNINCOPORATED AREA COUNCILS
(UAC)

North Highline UAC
Judy Duff, President
Four Creeks UAC
Dan Leonard, President
Upper Bear Creek UAC
Nancy Stafford, President
Greater Maple Valley UAC
Terry Seaman, President
Vashon-Maury Island UAC
Jake Jacobvitch, President
West Hill UAC
Don Stone, President