



KING COUNTY

ATTACHMENT 1

Signature Report

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

October 13, 2016

Ordinance

Proposed No. 2016-0400.1

Sponsors Lambert

1 AN ORDINANCE relating to roads and bridges; amending
2 Ordinance 665, Section 1, as amended, and K.C.C.
3 14.04.010, Ordinance 665, Section 7, and K.C.C.
4 14.04.070, Resolution 25878 and K.C.C. 14.12.010,
5 Resolution 27219 and K.C.C. 14.12.020, Ordinance 11426,
6 Section 1, and K.C.C. 14.16.010, Ordinance 11426, Section
7 3, and K.C.C. 14.16.015, Ordinance 5701, Section 3, and
8 K.C.C. 14.16.020, Ordinance 5701, Section 18, as
9 amended, and K.C.C. 14.16.170, Ordinance 336, (part), as
10 amended, and K.C.C. 14.20.020, Ordinance 15753, Section
11 1, as amended, and K.C.C. 14.42.005, Ordinance 11187,
12 Section 1, as amended, and K.C.C. 14.42.010, Ordinance
13 8041, Section 4, as amended, and K.C.C. 14.42.030,
14 Ordinance 8041, Section 5, as amended, and K.C.C.
15 14.42.040, Ordinance 8041, Section 7, as amended, and
16 K.C.C. 14.42.060, Ordinance 15753, Section 10, and
17 K.C.C. 14.42.075, Ordinance 1503, Section 1, as amended,
18 and K.C.C. 14.48.010, Ordinance 1503, Section 2, as
19 amended, and K.C.C. 14.48.020, Ordinance 1503, Section

20 4, as amended, and K.C.C. 14.48.040, Ordinance 3027,
21 Section 2, as amended, and K.C.C. 14.52.020, Ordinance
22 32027, Section 4, and K.C.C. 14.52.040, Ordinance 3027,
23 Section 7, and K.C.C. 14.52.070, Ordinance 13019, Section
24 1 (part), and K.C.C. 14.85.010, Ordinance 13019, Section 1
25 (part), as amended, and K.C.C. 14.85.020, Ordinance
26 11617, Section 57, and K.C.C. 14.80.010, Ordinance
27 11617, Section 60, and K.C.C. 14.80.030, Ordinance
28 11617, Section 61, and K.C.C. 14.80.040, Ordinance
29 11617, Section 62, and K.C.C. 14.80.050, Ordinance
30 11617, Section 63, and K.C.C. 14.80.060, Ordinance
31 13019, Section 1 (part), and K.C.C. 14.85.010, Ordinance
32 13019, Section 1 (part), as amended, and K.C.C. 14.85.020,
33 Ordinance 129, Section 1, as amended, and K.C.C.
34 14.40.010, Ordinance 129, Section 1 (part), as amended,
35 and K.C.C. 14.40.015 and Ordinance 2759, Section 2, as
36 amended, and K.C.C. 14.40.020, repealing Ordinance 665,
37 Section 2, and K.C.C. 14.04.020, Ordinance 665, Section 3,
38 and K.C.C. 14.04.030, Ordinance 665, Section 4, and
39 K.C.C. 14.04.040, Ordinance 665, Section 5, as amended,
40 and K.C.C. 14.04.050, Ordinance 665, Section 6, and
41 K.C.C. 14.04.060, Ordinance 665, Section 8, and K.C.C.
42 14.04.080, Ordinance 665, Section 9, and K.C.C.14.04.090,

43 Ordinance 665, Section 10, and K.C.C. 14.04.100,
44 Ordinance 5701, Section 4, and K.C.C. 14.16.030,
45 Ordinance 5701, Section 5, as amended, and K.C.C.
46 14.16.040, Ordinance 16744, Section 2, and K.C.C.
47 14.16.089, Ordinance 5701, Section 11, as amended, and
48 K.C.C. 14.16.100, Ordinance 1969, Section 1, as amended,
49 and K.C.C. 14.20.010, Resolution 22903 (part), as
50 amended, and K.C.C. 14.24.010, Resolution 22903 (part),
51 as amended, and K.C.C. 14.24.020, Resolution 9793,
52 Paragraph 1, and K.C.C. 14.32.010, Resolution 9793,
53 Paragraph 2, and K.C.C. 14.32.020, Resolution 9793,
54 Paragraph 3(a) and (b), and K.C.C. 14.32.030, Resolution
55 9793, Paragraph 3(c), and K.C.C. 14.32.040, Resolution
56 9793, Paragraph 3(d), and K.C.C. 14.32.050, Resolution
57 9793, Paragraph 3(e), and K.C.C. 14.32.060, Resolution
58 9793, Paragraph 3(f), and K.C.C. 14.32.070, Resolution
59 9793, Paragraph 3(g), and K.C.C. 14.32.080, Resolution
60 9793, Paragraph 4(a), and K.C.C. 14.32.090, Resolution
61 9793, Paragraph 4(c), and K.C.C. 14.32.100, Resolution
62 9793, Paragraph 4(d), and K.C.C. 14.32.110, Resolution
63 9793, Paragraph 4(e), and K.C.C. 14.32.120, Resolution
64 9793, Paragraph 4(f), and K.C.C. 14.32.130, Resolution
65 9793, Paragraph 5(a), and K.C.C. 14.32.140, Resolution

66 9793, Paragraph 5(b), and K.C.C. 14.32.150, Resolution
67 9793, Paragraph 5(c), and K.C.C. 14.32.160, Resolution
68 9793, Paragraph 5(d), and K.C.C. 14.32.170, Resolution
69 9793, Paragraph 6(a), and K.C.C. 14.32.180, Resolution
70 9793, Paragraph 6(b), and K.C.C. 14.32.190, Resolution
71 9793, Paragraph 7, and K.C.C. 14.32.200, Resolution 9793,
72 Paragraph 9, and K.C.C. 14.32.210, Resolution 9793, part,
73 as amended, and K.C.C. 14.32.220, Resolution 9793,
74 Paragraph 10, and K.C.C. 14.32.230, Resolution 9793,
75 Paragraph 11, and K.C.C. 14.32.240, Ordinance 10962,
76 Sections 1 and 6, as amended, and K.C.C. 14.38.010,
77 Ordinance 10962, Sections 2 and 5, as amended, and
78 K.C.C. 14.38.020, Ordinance 14734, Section 3, and K.C.C.
79 14.38.025, Ordinance 10962, Sections 3 and 4, as amended,
80 and K.C.C. 14.38.030, Ordinance 14734, Section 5, and
81 K.C.C. 14.38.045, Ordinance 14734, Section 6, and K.C.C.
82 14.38.055, Ordinance 8041, Section 3, as amended, and
83 K.C.C. 14.42.020, Ordinance 8041, Section 6, as amended,
84 and K.C.C. 14.42.050, Ordinance 8041, Section 8, as
85 amended, and K.C.C. 14.42.070, Ordinance 1503, Section
86 3, as amended, and K.C.C. 14.48.030, Ordinance 3027,
87 Section 1, and K.C.C. 14.52.010, Ordinance 3027, Section
88 3, and K.C.C. 14.52.030, Ordinance 3027, Section 5, as

89 amended, and K.C.C. 14.52.050, Ordinance 3027, Section
90 6, and K.C.C. 14.52.060, Ordinance 11617, Section 3, as
91 amended, and K.C.C. 14.65.010, Ordinance 11617, Section
92 4, as amended, and K.C.C. 14.65.020, Ordinance 11617,
93 Section 64, as amended, and K.C.C. 14.65.025, Ordinance
94 11617, Section 5, as amended, and K.C.C. 14.65.030,
95 Ordinance 11617, Section 6, as amended, and K.C.C.
96 14.65.040, Ordinance 16744, Section 1, and K.C.C.
97 14.65.055, Ordinance 11617, Section 35, and K.C.C.
98 14.75.010, Ordinance 11617, Sections 36 through 41, and
99 K.C.C. 14.75.020, Ordinance 11617, Section 42, and
100 K.C.C. 14.75.030, Ordinance 11617, Section 43 and
101 Attachment B, as amended, and K.C.C. 14.75.040,
102 Ordinance 11617, Section 44, as amended, and K.C.C.
103 14.75.050, Ordinance 11617, Section 45, and K.C.C.
104 14.75.060, Ordinance 11617, Section 46, as amended, and
105 K.C.C. 14.75.070, Ordinance 17190, Section 5, as
106 amended, and K.C.C. 14.75.075, Ordinance 11617, Section
107 47, as amended, and K.C.C. 14.75.080, Ordinance 11617,
108 Section 48, as amended, and K.C.C. 14.75.090, Ordinance
109 11617, Section 49, as amended, and K.C.C. 14.75.100,
110 Ordinance 11617, Section 50, as amended, and K.C.C.
111 14.75.110, Ordinance 11617, Section 51, and K.C.C.

112 14.75.120, Ordinance 11617, Section 52, and K.C.C.
113 14.75.130, Ordinance 11617, Section 53, and K.C.C.
114 14.75.140, Ordinance 11617, Section 54, as amended, and
115 K.C.C. 14.75.150, Ordinance 11617, Section 55, and
116 K.C.C. 14.75.160, Ordinance 11617, Sections 58 and 59,
117 and K.C.C. 14.80.020, Ordinance 13019, Section 1 (part),
118 and K.C.C. 14.85.030 and Ordinance 13019, Section 1
119 (part), and K.C.C. 14.85.040, Ordinance 129, Section 3, as
120 amended, and K.C.C. 14.40.030, Ordinance 129, Section 4,
121 as amended, and K.C.C. 14.40.040, Ordinance 129, Section
122 5, as amended, and K.C.C. 14.40.050 and Ordinance 2759,
123 Section 1, and K.C.C. 14.40.060, adding new sections to
124 K.C.C. chapter 14.40 and adding a new chapter to K.C.C.
125 Title 14.

126 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

127 SECTION 1. Sections 2 through 42 of this ordinance should constitute a new
128 chapter in K.C.C. Title 14.

129 NEW SECTION. SECTION 2. There is hereby added to the new chapter created
130 in section x of this ordinance a new section to read as follows:

131 A. Definitions in this chapter apply throughout this title.

132 B. Definitions in RCW 36.75.010 apply to this title unless otherwise defined in
133 this chapter.

134 NEW SECTION. SECTION 3. There is hereby added to the new chapter created
135 in section 1 of this ordinance a new section to read as follows:

136 "Applicant" means a property owner or a public agency or public or private utility
137 that owns a right of way or other easement or has been adjudicated the right to the
138 easement under RCW 8.12.090, or any person or entity designated or named in writing
139 by the property or easement owner to be the applicant, in an application for a
140 development proposal, permit or approval.

141 NEW SECTION. SECTION 4. There is hereby added to the new chapter created
142 in section 1 of this ordinance a new section to read as follows:

143 "Capital improvement program" or "CIP" means the expenditures and revenues
144 programmed by King County for capital purposes for road improvements over the six-
145 year period of the adopted CIP currently in effect.

146 NEW SECTION. SECTION 5. There is hereby added to the new chapter created
147 in section 1 of this ordinance a new section to read as follows:

148 "Comprehensive Plan" means the adopted King County Comprehensive Plan.

149 NEW SECTION. SECTION 6. There is hereby added to the new chapter created
150 in section 1 of this ordinance a new section to read as follows:

151 "Concurrency" means transportation facilities are in place at the time of
152 development or that a financial commitment is in place to complete within six years the
153 improvements needed to maintain the county level of service standards, according to
154 RCW 36.70A.070(6).

155 NEW SECTION. SECTION 7. There is hereby added to the new chapter created
156 in section 1 of this ordinance a new section to read as follows:

157 "Concurrency status" means whether or not an area passes the concurrency test.

158 NEW SECTION. SECTION 8. There is hereby added to the new chapter created
159 in section 1 of this ordinance a new section to read as follows:

160 "Concurrency test" means determining whether or not an area meets level of
161 service standards as described in K.C.C. 14.70.220.

162 NEW SECTION. SECTION 9. There is hereby added to the new chapter
163 created in section 1 of this ordinance a new section to read as follows:

164 "Concurrency test results map" means the map displaying which travel sheds are
165 passing or failing the concurrency test for residential and commercial land uses.

166 NEW SECTION. SECTION 10. There is hereby added to the new chapter
167 created in section 1 of this ordinance a new section to read as follows:

168 "County property" means all county real property, including, but not limited to,
169 recreational trails, county road rights-of-way and dedicated open space.

170 NEW SECTION. SECTION 11. There is hereby added to the new chapter
171 created in section 1 of this ordinance a new section to read as follows:

172 "County road engineer" means the county road engineer, as specified in RCW
173 36.75.010 and 36.80.010 or the county road engineer's authorized representative.

174 NEW SECTION. SECTION 12. There is hereby added to the new chapter
175 created in section 1 of this ordinance a new section to read as follows:

176 "Curb" means a cement, concrete or asphaltic concrete raised structure designed
177 to delineate the edge of the roadway and to separate the vehicular portion of the roadway
178 from that provided for pedestrians and to control surface drainage.

179 NEW SECTION. SECTION 13. There is hereby added to the new chapter
180 created in section 1 of this ordinance a new section to read as follows:

181 "Custodial departments" means those county departments whose function is to
182 manage and control county use of the rights-of-way or other county property.

183 NEW SECTION. SECTION 14. There is hereby added to the new chapter
184 created in section 1 of this ordinance a new section to read as follows:

185 "Development" means specified changes in use designed or intended to permit a
186 use of land that will contain more dwelling units or buildings than the existing use of the
187 land, or to otherwise change the use of the land or buildings or improvements on the land
188 in a manner that increases the amount of vehicle traffic generated by the existing use of
189 the land and that requires a development permit from King County. This definition does
190 not pertain to the rezoning of land or a grading permit.

191 NEW SECTION. SECTION 15. There is hereby added to the new chapter
192 created in section 1 of this ordinance a new section to read as follows:

193 "Development application" means the request made to the department of
194 permitting and environmental review, or its successor agency, for approval of a
195 development.

196 NEW SECTION. SECTION 16. There is hereby added to the new chapter
197 created in section 1 of this ordinance a new section to read as follows:

198 "Development approval" means an order, permit or other official action of the
199 department of permitting and environmental review, or its successor agency, granting or
200 granting with conditions an application for development.

201 NEW SECTION. SECTION 17. There is hereby added to the new chapter
202 created in section 1 of this ordinance a new section to read as follows:

203 "Development review engineer" means the department of permitting and
204 environmental review employee responsible for the conditioning, review, inspection and
205 approval of right-of-way use permits and road and drainage improvements constructed as
206 part of development permits administered by the department of permitting and
207 environmental review. The development review engineer or the development review
208 engineer's designee shall be a professional civil engineer registered and licensed under
209 the laws of the state of Washington.

210 NEW SECTION. SECTION 18. There is hereby added to the new chapter
211 created in section 1 of this ordinance a new section to read as follows:

212 "Development units" means the number of dwelling units approved for residential
213 development.

214 NEW SECTION. SECTION 19. There is hereby added to the new chapter
215 created in section 1 of this ordinance a new section to read as follows:

216 "Financial commitment" consists of expenditures and revenues designated in an
217 adopted CIP. The adopted CIP identifies all applicable and available revenue sources and
218 forecasts these revenues through the six-year period with reasonable assurance that the
219 funds will be available.

220 NEW SECTION. SECTION 20. There is hereby added to the new chapter
221 created in section 1 of this ordinance a new section to read as follows:

222 "Highway Capacity Manual" means Special Report 209 of the Transportation
223 Research Board of the National Research Council, as it exists on the effective date of this
224 ordinance.

225 NEW SECTION. SECTION 21. There is hereby added to the new chapter
226 created in section 1 of this ordinance a new section to read as follows:

227 "Intersection standards" means a standard by which King County evaluates
228 intersections affected by new development to assure safe and efficient operation and that
229 improvements to mitigate the adverse impacts of such developments are completed, in
230 accordance with the state Environmental Policy Act, K.C.C. 20.44.080, the King County
231 Comprehensive Plan and K.C.C. chapter 14.80.

232 NEW SECTION. SECTION 22. There is hereby added to the new chapter
233 created in section 1 of this ordinance a new section to read as follows:

234 "Level of service standard" means the traffic standards that are adopted in the
235 Comprehensive Plan.

236 NEW SECTION. SECTION 23. There is hereby added to the new chapter
237 created in section 1 of this ordinance a new section to read as follows:

238 "Peak period" means the weekday afternoon period during which the greatest
239 volume of traffic uses the road system.

240 NEW SECTION. SECTION 24. There is hereby added to the new chapter
241 created in section 1 of this ordinance a new section to read as follows:

242 "Planting strip" means that portion of the right of way behind the curb line and
243 between the curb line and the sidewalk or between the sidewalk and the right of way line
244 used for the planting of trees, grass, shrubs or ground cover.

245 NEW SECTION. SECTION 25. There is hereby added to the new chapter
246 created in section 1 of this ordinance a new section to read as follows:

247 "Right of way" means land, property or property interest, such as an easement,
248 usually in a strip, as well as bridges, trestles or other structures dedicated to or otherwise
249 acquired by the county for public motor vehicle transportation purposes, including, but
250 not limited to, roads, streets, avenues and alleys, whether or not opened, improved or
251 maintained for public motor vehicle transportation purposes.

252 NEW SECTION. SECTION 26. There is hereby added to the new chapter
253 created in section 1 of this ordinance a new section to read as follows:

254 "Right of way use agreement" means an agreement between the county and a
255 wireless telecommunications provider through which a site-specific and revocable
256 privilege to use county right of way at a location identified in the agreement for wireless
257 telecommunications facilities is granted and through which the terms and conditions for
258 exercising the granted privilege to use the county right of way are set forth.

259 NEW SECTION. SECTION 27. There is hereby added to the new chapter
260 created in section 1 of this ordinance a new section to read as follows:

261 "Road classification" means the classification of roadways based on the function
262 and design of a specific road.

263 NEW SECTION. SECTION 28. There is hereby added to the new chapter
264 created in section 1 of this ordinance a new section to read as follows:

265 "Rural Area" means the area outside the urban growth boundary line as defined in
266 the Comprehensive Plan.

267 NEW SECTION. SECTION 29. There is hereby added to the new chapter
268 created in section 1 of this ordinance a new section to read as follows:

269 "Rural Mobility Area" means one of the rural towns as defined by the
270 Comprehensive Plan.

271 NEW SECTION. SECTION 30. There is hereby added to the new chapter
272 created in section 1 of this ordinance a new section to read as follows:

273 "Rural Neighborhood Commercial Center" means the rural neighborhood
274 commercial centers of Cottage Lake, Preston and Cumberland.

275 NEW SECTION. SECTION 31. There is hereby added to the new chapter
276 created in section 1 of this ordinance a new section to read as follows:

277 "Rural Town" means an unincorporated town governed by King County as
278 defined in the Comprehensive Plan.

279 NEW SECTION. SECTION 32. There is hereby added to the new chapter
280 created in section 1 of this ordinance a new section to read as follows:

281 "Segment" means a designated portion of an arterial used in level of service
282 standard calculation.

283 NEW SECTION. SECTION 33. There is hereby added to the new chapter
284 created in section 1 of this ordinance a new section to read as follows:

285 "Sidewalk" means that property between the curb line and the adjacent property,
286 set aside and intended for the use of pedestrians, improved by paving.

287 NEW SECTION. SECTION 34. There is hereby added to the new chapter
288 created in section 1 of this ordinance a new section to read as follows:

289 "Special use permit" means a permit for the use of county property issued under
290 K.C.C. chapter 14.30.

291 NEW SECTION. SECTION 35. There is hereby added to the new chapter
292 created in section 1 of this ordinance a new section to read as follows:

293 "Transportation facilities" means principal, minor and collector arterial roads and
294 state highways, as well as associated sidewalks, bike lanes and other facilities supporting
295 nonmotorized travel.

296 NEW SECTION. SECTION 36. There is hereby added to the new chapter
297 created in section 1 of this ordinance a new section to read as follows:

298 "Travel shed" means a geographic area within which all development would be
299 likely to use or be affected by traffic on arterials within the travel shed.

300 NEW SECTION. SECTION 37. There is hereby added to the new chapter
301 created in section 1 of this ordinance a new section to read as follows:

302 "Travel time" means the time it takes a vehicle to travel from one specified point
303 to another.

304 NEW SECTION. SECTION 38. There is hereby added to the new chapter
305 created in section 1 of this ordinance a new section to read as follows:

306 "Travel time standard" means the level of service standard used to judge the
307 performance of arterial road segments. The level of service standard is identified by
308 ranges of average travel speed by road classification.

309 NEW SECTION. SECTION 39. There is hereby added to the new chapter
310 created in section 1 of this ordinance a new section to read as follows:

311 "Urban Growth Area" means an area inside the urban growth boundary as defined
312 in the King County Comprehensive Plan.

313 NEW SECTION. SECTION 40. There is hereby added to the new chapter
314 created in section 1 of this ordinance a new section to read as follows:

315 "Wireless" means transmissions through the airwaves including, but not limited
316 to, infrared line of sight, cellular, microwave or satellite.

317 NEW SECTION. SECTION 41. There is hereby added to the new chapter
318 created in section 1 of this ordinance a new section to read as follows:

319 "Wireless telecommunications facility" means the capital, equipment and
320 property, including, but not limited to, the poles, pipes, mains, conduits, ducts, pedestals
321 and electronic equipment within the right of way used for the purpose of transmitting,
322 receiving, distributing, providing or offering wireless telecommunications.

323 NEW SECTION. SECTION 42. There is hereby added to the new chapter
324 created in section 1 of this ordinance a new section to read as follows:

325 "Wireless telecommunications provider" means every person that owns, controls,
326 operates or manages a wireless minor telecommunication facility within the county right
327 of way for the purpose of offering wireless telecommunication services, meaning the
328 transmission for hire of information in electronic or optical form, including, but not
329 limited to, voice, video or data.

330 SECTION 43. Ordinance 665, Section 1, as amended, and K.C.C. 14.04.010 are
331 each hereby amended to read as follows:

332 ~~((The county executive has been advised by the director of transportation that the~~
333 ~~need exists for an official)) A. King County operates and maintains an extensive~~

334 road(~~(/street)~~) system. (~~(This system will show, by maps and/or exhibits, the~~
335 ~~roads/streets)~~)

336 B. The department of transportation maintains a road system database that
337 identifies the roads for which King County (~~(has responsibility)~~) is responsible.
338 Revisions to the road system database shall be made as soon as practicable after a change
339 to the road system is made. The department shall provide information about the road
340 system on the county's website.

341 SECTION 44. The following are each hereby repealed:

- 342 A. Ordinance 665, Section 2, and K.C.C. 14.04.020;
- 343 B. Ordinance 665, Section 3, and K.C.C. 14.04.030;
- 344 C. Ordinance 665, Section 4, and K.C.C. 14.04.040;
- 345 D. Ordinance 665, Section 5, as amended, and K.C.C. 14.04.050; and
- 346 E. Ordinance 665, Section 6, and K.C.C. 14.04.060.

347 SECTION 45. Ordinance 665, Section 7, and K.C.C. 14.04.070 are each hereby
348 amended to read as follows:

349 All roads constructed by the Washington (~~(S)~~)state Department of (~~(Highways)~~)
350 Transportation in conjunction with(~~(,and/)~~) or adjacent to(~~(,)~~) an Interstate Highway,
351 State Primary or State Limited Access Highway and used as access, exit, frontage road or
352 service road and covered by a maintenance agreement between the Washington (~~(S)~~)state
353 Department of (~~(Highways)~~) Transportation and King County shall be considered a part
354 of the King County road(~~(/street)~~) system whether or not the state has relinquished any or
355 all claims.

356 SECTION 46. The following sections are hereby repealed:

- 357 A. Ordinance 665, Section 8, and K.C.C. 14.04.080;
- 358 B. Ordinance 665, Section 9, and K.C.C.14.04.090
- 359 C. Ordinance 665, Section 10, and K.C.C. 14.04.100;
- 360 D. Resolution 9793, Paragraph 1, and K.C.C. 14.32.010;
- 361 E. Resolution 9793, Paragraph 2, and K.C.C. 14.32.020;
- 362 F. Resolution 9793, Paragraph 3(a) and (b), and K.C.C. 14.32.030;
- 363 G. Resolution 9793, Paragraph 3(c), and K.C.C. 14.32.040;
- 364 H. Resolution 9793, Paragraph 3(d), and K.C.C. 14.32.050;
- 365 I. Resolution 9793, Paragraph 3(e), and K.C.C. 14.32.060;
- 366 J. Resolution 9793, Paragraph 3(f), and K.C.C. 14.32.070;
- 367 K. Resolution 9793, Paragraph 3(g), and K.C.C. 14.32.080;
- 368 L. Resolution 9793, Paragraph 4(a), and K.C.C. 14.32.090;
- 369 M. Resolution 9793, Paragraph 4(c), and K.C.C. 14.32.100;
- 370 N. Resolution 9793, Paragraph 4(d), and K.C.C. 14.32.110;
- 371 O. Resolution 9793, Paragraph 4(e), and K.C.C. 14.32.120;
- 372 P. Resolution 9793, Paragraph 4(f), and K.C.C. 14.32.130;
- 373 Q. Resolution 9793, Paragraph 5(a), and K.C.C. 14.32.140;
- 374 R. Resolution 9793, Paragraph 5(b), and K.C.C. 14.32.150;
- 375 S. Resolution 9793, Paragraph 5(c), and K.C.C. 14.32.160;
- 376 T. Resolution 9793, Paragraph 5(d), and K.C.C. 14.32.170;
- 377 U. Resolution 9793, Paragraph 6(a), and K.C.C. 14.32.180;
- 378 V. Resolution 9793, Paragraph 6(b), and K.C.C. 14.32.190;
- 379 W. Resolution 9793, Paragraph 7, and K.C.C. 14.32.200;

380 X. Resolution 9793, Paragraph 9, and K.C.C. 14.32.210;

381 Y. Resolution 9793, part, as amended, and K.C.C. 14.32.220;

382 Z. Resolution 9793, Paragraph 10, and K.C.C. 14.32.230; and

383 AA. Resolution 9793, Paragraph 11, and K.C.C. 14.32.240.

384 SECTION 47. Resolution 25878 and K.C.C. 14.12.010 are each hereby amended
385 to read as follows:

386 ~~((The following policy is approved and adopted, and henceforth all road closure~~
387 ~~and load limit restrictions will be disseminated in accordance with this policy insofar as it~~
388 ~~is possible to do so:~~

389 ~~A. A list of roads which will remain open and available for school bus use during~~
390 ~~thawing conditions will be supplied to each and every school district operating on county~~
391 ~~roads within King County. This will be accomplished during the month of September of~~
392 ~~each school year.~~

393 ~~B. In the event road closures are required, the school district will be notified prior~~
394 ~~to one p.m. of the day preceding the road closures on school bus routes, to be effective~~
395 ~~the following day. If the morning pick-up of children is accomplished, the school district~~
396 ~~will be permitted to use these routes for the returning of the children to their normal bus~~
397 ~~stops.~~

398 ~~C. School buses will be permitted to turn around at the intersection of a school~~
399 ~~bus route which is closed, and the open route with the minimum maneuvering possible on~~
400 ~~the closed road in the intersection area.~~

401 ~~D. The county will establish the necessary communications with the school~~
402 ~~districts to provide the proper notification. The county engineer will initiate road~~

403 ~~losures and unless specified otherwise, closures shall be county wide.))~~ The county road
404 engineer may prohibit or restrict the use of motor trucks or other vehicles or impose
405 weight limits, or any other restriction necessary whenever a county road may be seriously
406 damaged or destroyed. The county road engineer or designee is authorized to issue
407 limited special use permits for the operation of school buses, emergency vehicles and
408 motor trucks transporting perishable commodities or commodities necessary for the
409 health and welfare of local residents during those conditions. In exercising the authority
410 to impose the restrictions, the county road engineer shall be bound by the standards in
411 RCW 36.75.270 and 46.44.080, 47.48.010 and 47.48.020.

412 SECTION 48. Resolution 27219 and K.C.C. 14.12.020 are each hereby amended
413 to read as follows:

414 A. The following emergency restrictions shall be in effect on county roads during
415 such periods of freezing and thawing conditions as determined by the King County road
416 engineer:

417 REGULAR WINTER LOAD RESTRICTIONS

	Conventional		Tubeless or Special with .5 Marking	
	Gross Load		Gross Load	
420	Tire Size	Each Tire	Tire Size	Each Tire
421	7.00	1800 lbs.	8-22.5	2250 lbs.
422	7.50	2250 lbs.	9-22.5	2800 lbs.
423	8.25	2800 lbs.	10-22.5	3400 lbs.
424	9.00	3400 lbs.	11-22.5	4000 lbs.
425	10.00	4000 lbs.	11-24.5	4000 lbs.

426 11.00 4500 lbs. 12-22.5 4500 lbs.

427 12.00 or over 4500 lbs. 12-24.5 or over 4500 lbs.

428 B. With the exception of vehicles granted special use permits in K.C.C.
429 14.12.010, when the King County road engineer determines that emergency load
430 restrictions are reasonably necessary for the preservation of the roads within the county
431 and provided that such emergency restrictions are effectively posted by immediately
432 erecting and maintaining traffic control devices in accordance with chapter 46.90 RCW,
433 WAC 308-330-265 and K.C.C. 46.01.010, the following load restrictions shall apply:

434 SEVERE EMERGENCY LOAD RESTRICTIONS

435	Conventional Tires		Tubeless or Special with .5 Marking	
436	Gross Load		Gross Load	
437	Tire Size	Each Tire	Tire Size	Each Tire
438	7.00	1800 lbs.	8-22.5	1800 lbs.
439	7.50	1800 lbs.	9-22.5	1900 lbs.
440	8.25	1900 lbs.	10-22.5	2250 lbs.
441	9.00	2250 lbs.	11-22.5	2750 lbs.
442	10.00	2750 lbs.	11-24.5	2750 lbs.
443	11.00 or over	3000 lbs.	12-22.5 or over	3000 lbs.

444 C. A further load restriction of five tons gross weight on any vehicle may be
445 placed on roads under severe conditions.

446 D. If traffic control devices have been erected and maintained indicating that
447 emergency load restrictions on a road are in effect, any person violating the emergency
448 load restrictions shall be guilty of a traffic infraction.

449 SECTION 49. Ordinance 11426, Section 1, and K.C.C. 14.16.010 are each
450 hereby amended to read as follows:

451 A. The county road engineer may prohibit or limit types or weights of vehicles on
452 county roads or bridges, in accordance with RCW 36.75.270. The county road engineer
453 shall be bound by the standards in RCW 36.75.270.

454 B. It is unlawful for any person to operate a vehicle over any King County bridge
455 when ~~((such))~~ the vehicle has a gross weight that is greater than the posted maximum
456 weight for ~~((that))~~ the bridge, unless the driver is in possession of a limited special permit
457 issued by the county road engineer or the county road engineer's designee for the safe use
458 of ~~((such))~~ the bridge.

459 C. Notice of closing of an individual bridge~~((s))~~ to certain classes or weights of
460 vehicles shall be:

461 ~~((A-))~~ 1. Published ~~((in a local paper of general circulation))~~ on King County's
462 web site; and

463 ~~((B-))~~ 2. Posted on signs at each end of ~~((subject))~~ the bridge~~((, on or prior to the~~
464 ~~date of publication))~~. All signs shall be erected and maintained in accordance with RCW
465 36.86.040, ~~((RCW))~~ 46.61.450 and ~~((RCW))~~ 47.36.030.

466 D. Maximum gross weights for vehicles operating over King County bridges
467 shall be established by ordinance in accordance with RCW 36.75.270 and RCW
468 46.44.080.

469 E. The list of load limited bridges shall be published in the Annual Bridge
470 Report. The report shall be submitted to the county council during the biennial budget
471 process or the midbiennium review in accordance with K.C.C. 4A.100.010.

472 F. The county road engineer (~~((shall have the authority))~~) may by administrative
473 determination (~~((to))~~) immediately impose temporary gross weight limits on bridges based
474 on the results of an engineering and traffic investigation. The (~~((traffic))~~) county road
475 engineer shall have the authority to immediately erect and maintain (~~((official))~~) traffic
476 control devices for temporary gross weight limits on bridges (~~((as directed by the county~~
477 ~~road engineer and))~~) in accordance with (~~((€))~~)chapter 46.90 RCW, WAC 308-330-265 and
478 K.C.C. 46.04.010. The temporary gross weight limits on bridges shall be in effect for not
479 longer than one year from the date of posting or until the weight limits are established by
480 ordinance.

481 SECTION 50. Ordinance 11426, Section 3, and K.C.C. 14.16.015 are each
482 hereby amended to read as follows:

483 The county road engineer or the county road engineer's designee (~~((is authorized~~
484 ~~to))~~) may issue limited special permits for the safe use of load limited bridges by
485 emergency vehicles and other vehicles exceeding the posted maximum weight.

486 SECTION 51. Ordinance 5701, Section 3, and K.C.C. 14.16.020 are each hereby
487 amended to read as follows:

488 Those King County bridges that are posted one legal load are done so (~~((pursuant~~
489 ~~to))~~) in accordance with the definitions and standards for maximum gross vehicle weight
490 contained in (~~((RCW))~~) chapter 46.44 RCW, (~~((particularly))~~) specifically the vehicle weight
491 table of RCW 46.44.041.

492 SECTION 52. The following sections are each hereby repealed:

493 A. Ordinance 5701, Section 4, and K.C.C. 14.16.030;

494 B. Ordinance 5701, Section 5, as amended, and K.C.C. 14.16.040;

495 C. Ordinance 16744, Section 2, and K.C.C. 14.16.089; and

496 D. Ordinance 5701, Section 11, as amended, and K.C.C. 14.16.100.

497 SECTION 53. Ordinance 5701, Section 18, as amended, and K.C.C. 14.16.170

498 are each hereby amended to read as follows:

499 A. The ~~((director of the department of transportation))~~ county road engineer and
500 the county sheriff are authorized to enforce the provisions of this chapter and any rules
501 and regulations promulgated thereunder.

502 B. Any violation of this chapter is a traffic infraction and subject to a penalty of
503 ~~((250))~~ two hundred fifty dollars.

504 SECTION 54. Ordinance 1969, Section 1, as amended, and K.C.C. 14.20.010 are
505 each hereby repealed.

506 SECTION 55. Ordinance 336, (part), as amended, and K.C.C. 14.20.020 are each
507 hereby amended to read as follows:

508 The department of transportation ~~((will))~~ shall comply with the Soil Conservation
509 Service Standards, Specifications and Contracting Procedures when working in
510 conjunction with the federal government on a project requiring ~~((such))~~ the compliance.

511 SECTION 56. The following are each hereby repealed:

512 A. Resolution 22903 (part), as amended, and K.C.C. 14.24.010; and

513 B. Resolution 22903 (part), as amended, and K.C.C. 14.24.020;

514 C. Ordinance 10962, Sections 1 and 6, as amended, and K.C.C. 14.38.010;

515 D. Ordinance 10962, Sections 2 and 5, as amended, and K.C.C. 14.38.020;

516 E. Ordinance 14734, Section 3, and K.C.C. 14.38.025;

517 F. Ordinance 10962, Sections 3 and 4, as amended, and K.C.C. 14.38.030;

518 G. Ordinance 14734, Section 5, and K.C.C. 14.38.045; and

519 H. Ordinance 14734, Section 6, and K.C.C. 14.38.055.

520 SECTION 57. Ordinance 15753, Section 1, as amended, and K.C.C. 14.42.005

521 are each hereby amended to read as follows:

522 ~~((A.))~~ Chapter 36.75 RCW authorizes the county to perform all acts necessary
523 and proper for the administration of the county roads. County roads shall be established,
524 laid out, constructed, altered, repaired, improved and maintained by the legislative
525 authority of the county or by private individuals or corporations who are allowed to
526 perform such work under an agreement with the county legislative authority. The work
527 and improvements shall be done in accordance with adopted county standards under the
528 supervision and direction of the county road engineer.

529 ~~((B. The purpose of the King County Road Design and Construction Standards
530 ("the standards") is to set forth specific, consistent and acceptable road design and
531 construction elements for developers and other private parties constructing or modifying
532 road or right of way facilities that require county licenses or permits and to establish
533 uniform criteria to guide the county's own design and construction of new county roads
534 or reconstruction of existing roads. The standards support the county's goals for
535 achieving affordable housing, providing adequate facilities for development in an
536 efficient manner, complying with storm water management and environmental and
537 cultural resource policies, and balance these goals with the general safety and mobility
538 needs of the traveling public.~~

539 ~~C. The county requires standardization of road design elements when necessary
540 for consistency and to ensure, so far as practicable, that motoring, bicycling, transit,~~

541 ~~equestrian and pedestrian public safety needs are met. Considerations include safety,~~
542 ~~convenience, pleasant appearance, proper drainage, economical maintenance and cultural~~
543 ~~and environmental resource protection. The standards also provide requirements for the~~
544 ~~location and installation of utilities within the right-of-way.~~

545 ~~D. The standards are intended to assist, but not substitute for, competent work by~~
546 ~~design professionals. The standards are not intended to unreasonably limit any~~
547 ~~economically maintained innovative or creative efforts or to lower impact development~~
548 ~~alternatives that could result in equivalent or improved safety, quality and~~
549 ~~maintainability.))~~

550 SECTION 58. Ordinance 11187, Section 1, as amended, and K.C.C. 14.42.010
551 are each hereby amended to read as follows:

552 A. ~~((“))~~King County Road Standards,~~((“2007))~~ 2016, incorporated ~~((herein))~~ as
553 Attachment A to ~~((Ordinance 15753))~~ this ordinance, are hereby approved and adopted as
554 the King County standards for road design and construction.

555 B. Consistent with the council's direction and intent in adopting ~~((these))~~ the
556 standards, the department of transportation is hereby authorized to develop public rules
557 and make minor changes to the text and drawings in order to better implement the
558 standards and as needed to stay current with changing design and construction technology
559 and methods.

560 SECTION 59. Ordinance 8041, Section 3, as amended, and K.C.C. 14.42.020 are
561 each hereby repealed.

562 SECTION 60. Ordinance 8041, Section 4, as amended, and K.C.C. 14.42.030 are
563 each hereby amended to read as follows:

564 A. The standards approved and adopted under K.C.C. 14.42.010 apply
565 prospectively to all newly constructed or modified road and right-of-way facilities, both
566 public and private, within King County. The standards apply to modifications of
567 roadway features or existing facilities that are within the scope of reconstructions,
568 required off-site road improvements for land developments or capital improvement
569 projects when so required by King County or to the extent they are expressly referred to
570 in project plans and specifications. ~~((These))~~ The standards are not intended to apply to
571 resurfacing, restoration~~((,))~~ and rehabilitation projects as those terms are defined in the
572 Washington state Department of Transportation Local Agency Guidelines Manual, as
573 amended. The county road engineer may ~~((in his or her discretion))~~ consider the
574 standards as optional goals for the design and construction of resurfacing, restoration and
575 rehabilitation projects.

576 B. The standards shall apply to every ~~((new placement and every planned,~~
577 ~~nonemergency replacement of existing))~~ utility pole~~((s))~~ and other utility structure~~((s))~~
578 within the King County ~~((right of way))~~ right of way.

579 C. Construction shall be performed in accordance with the standards and with
580 due regard to public safety.

581 D. Where feasible, flow control BMPs shall be applied as required in the Surface
582 Water Design Manual.

583 E. The director of the department of transportation is authorized to enforce the
584 provision of this chapter and any rules and regulations under this chapter in accordance
585 with the enforcement and penalty provisions of K.C.C. Title 23.

586 SECTION 61. Ordinance 8041, Section 5, as amended, and K.C.C. 14.42.040 are
587 each hereby amended to read as follows:

588 A. Any land development that impacts the service level, safety or operational
589 efficiency of roads serving the land development or that is required by other ordinance to
590 improve the roads shall improve those roads in accordance with (~~these~~) the standards
591 approved and adopted under K.C.C. 14.42.010. Offsite roadway improvements shall be
592 based on an assessment of the impacts of the proposed land development by the
593 reviewing agency.

594 B. Any land development abutting and impacting existing roads shall improve
595 the frontage of those roads in accordance with (~~these~~) the standards. The extent of
596 improvements shall be based on an assessment of the impacts of the proposed land
597 development by the reviewing agency.

598 C. Any land development that contains internal roads shall construct or improve
599 those roadways in accordance with (~~these~~) the standards, unless otherwise specified in
600 K.C.C. Title 21A.

601 D. For commercial developments, (~~these~~) the standards shall apply unless
602 otherwise determined by the development review engineer or as specified by K.C.C. Title
603 21A. (~~These~~) The standards shall apply to commercial developments with public or
604 dedicated rights-of-way or easements, unless otherwise determined by the development
605 review engineer.

606 SECTION 62. Ordinance 8041, Section 6, as amended, and K.C.C. 14.42.050 are
607 each hereby repealed.

608 SECTION 63. Ordinance 8041, Section 7, as amended, and K.C.C. 14.42.060 are
609 each hereby amended to read as follows:

610 A. A road variance, approved by the county road engineer, is required for any
611 design or construction deviation from ~~((these))~~ the standards approved and adopted under
612 K.C.C. 14.42.010. Detailed procedures for applicants requesting variances and appealing
613 variance decisions are contained within a public rule that is available from the county
614 road engineer or the reviewing agency.

615 B. Any variances from ~~((these))~~ the standards may be granted by the county road
616 engineer upon evidence that the variance is in the public interest and that requirements
617 for safety, function, fire protection, transit needs, appearance and maintainability are fully
618 met, based upon sound engineering and technical judgment.

619 C. Variance requests for subdivisions should be proposed at the preliminary plat
620 stage and prior to any public hearing. All known variances must be approved prior to
621 approval of the engineering plans for construction. It is the responsibility of the county
622 road engineer to interpret the standards. Any anticipated variances from these standards
623 that do not meet K.C.C. Title 17 shall also require concurrence by the fire marshal.

624 SECTION 64. Ordinance 8041, Section 8, as amended, and K.C.C. 14.42.070 are
625 each hereby repealed.

626 SECTION 65. Ordinance 15753, Section 10, and K.C.C. 14.42.075 are each
627 hereby amended to read as follows:

628 At the discretion of the county road engineer or development review engineer,
629 any significant errors or omissions in the approved plans or information used as a basis
630 for the approvals may constitute grounds for withdrawal of the approvals or stoppage of

631 any or all permitted work, or both. It shall be the responsibility of the applicant,
632 developer or contractor to show cause why the work should continue and to make such
633 changes in plans that may be required by the county road engineer or development review
634 engineer before the plans are reapproved.

635 SECTION 66. Ordinance 1503, Section 1, as amended, and K.C.C. 14.48.010 are
636 each hereby amended to read as follows:

637 The director of the department of transportation may identify and designate as
638 snow emergency routes ~~((C))~~ certain arterial highways and school bus routes in ~~((King))~~
639 ~~the ((C)) county ((, to be identified and so designated by the director of transportation, are~~
640 ~~declared snow emergency routes))~~. ~~((Such))~~ The snow emergency routes shall be the first
641 roads to be either sanded ((and/)) or cleared of snow, when weather safely allows.

642 SECTION 67. Ordinance 1503, Section 2, as amended, and K.C.C. 14.48.020 are
643 each hereby amended to read as follows:

644 The director of the department of transportation shall ~~((issue a news bulletin to all~~
645 ~~newspapers of general circulation serving King County,))~~ publish on the road services
646 division website a listing of all ~~((such))~~ snow emergency routes in the ~~((King C))~~ county
647 ~~((R))~~ road ~~((S))~~ system. ~~((Such))~~ The listing of snow emergency routes shall be ((prepared
648 ~~and a news bulletin issued within two weeks of January 29, 1973, and thereafter annually,~~
649 ~~prior to))~~ published before the second Monday in November in order to assist schools,
650 emergency responders and others during inclement weather.

651 SECTION 68. Ordinance 1503, Section 3, as amended, and K.C.C. 14.48.030 are
652 each hereby repealed.

653 SECTION 69. Ordinance 1503, Section 4, as amended, and K.C.C. 14.48.040 are
654 each hereby amended to read as follows:

655 The director of the department of transportation or the director's designee shall
656 coordinate (~~(King County)~~) snow removal activities with federal, state, county and local
657 jurisdictions located within or adjacent to King County for the purpose of continuity in
658 clearing snow emergency routes.

659 SECTION 70. Ordinance 3027, Section 1, and K.C.C. 14.52.010 are each hereby
660 repealed.

661 SECTION 71. Ordinance 3027, Section 2, as amended, and K.C.C. 14.52.020 are
662 each hereby amended to read as follows:

663 A. Whenever a portion of any (~~(street or)~~) county road(~~(, including any~~
664 ~~boulevard, avenue, lane or place,))~~) is improved by a sidewalk (~~(thereon,))~~) and the
665 sidewalk (~~(shall have))~~) has become unfit or unsafe for public travel, the department of
666 transportation may determine that the repair of that portion of sidewalk is necessary for
667 the public safety and convenience.

668 B. If the department (~~(does so find))~~) makes that determination, the duty, burden
669 and expense of repair shall be the responsibility of the abutting property owner(~~(;~~
670 ~~provided))~~), except that the abutting property owner shall not be charged with any costs of
671 repair in excess of twenty-five percent of the valuation of the abutting property, exclusive
672 of improvements.

673 C. Whenever the department has determined that a segment of a sidewalk has
674 become unfit or unsafe for public travel, the county road engineer shall serve a notice on
675 the owner of the abutting property, instructing the owner to repair the sidewalk segment

676 in accordance with a right-of-way use permit and standard plans and specifications that
677 shall be attached to the permit. The notice may be delivered in person to the property
678 owner, to the resident of the property or by mail to the last known address of the owner.
679 If the owner is unknown, a copy of the notice shall be posted in a conspicuous place on
680 the portion of the road where the improvements are to be made. The notice shall provide
681 information regarding the application process for the required right-of-way use permit
682 and specify a reasonable time for the repair or reconstruction of the sidewalk segment and
683 shall also state that in the event the repair or reconstruction is not completed within the
684 time specified, the department will proceed to have the repair or reconstruction
685 completed.

686 D. The owner may administratively appeal the notice by submitting the notice,
687 reasons for appealing, and additional supporting justification to the director of the
688 department of transportation within thirty days of the issuance of the notice. The director
689 shall issue a decision on the appeal within thirty days of receiving the appeal of the
690 notice. The director may concur with the notice, concur with the notice with revisions or
691 overturn the notice. In cases where the review of appeal requires extensive staff review,
692 the director may extend the review period for another ten days. The director's decision
693 shall be final. Further administrative appeal is not available.

694 E. If the department repairs or reconstructs the sidewalk segment as a result of
695 the owner's refusal to carry out the work and following completion of the repair or
696 reconstruction, the director shall assess the cost for the repair or reconstruction against
697 the abutting property owner, which shall become a lien against the property if not paid.

698 SECTION 72. Ordinance 3027, Section 3, and K.C.C. 14.52.030 are each hereby
699 repealed.

700 SECTION 73. Ordinance 32027, Section 4, and K.C.C. 14.52.040 are each
701 hereby amended to read as follows:

702 A. Maintenance of planting strips including trees, shrubbery, grass or other
703 ground cover shall be the responsibility of the abutting property owner.

704 B.1. The abutting property owner shall not allow trees, shrubbery, grass or other
705 ground cover to grow into the ten-foot area adjacent to the edge of any county road that
706 lacks adequate curbing and shall not place or allow objects in the ten-foot area adjacent to
707 the edge of any county road that lacks adequate curbing.

708 2. The abutting property owner shall not allow trees, shrubbery, grass or other
709 ground cover on the owner's property to block adequate entering sight distance as set
710 forth in Section 2.13 of the road standards or block the visibility of county road signs and
711 signals.

712 ~~((Should))~~ C. If the director of the department of transportation finds that ~~((such))~~
713 the property abutting a county road is not being properly maintained as set forth in
714 subsection B. of this section, a notice shall be ~~((forwarded))~~ sent to the property owner as
715 provided in K.C.C. ~~((14.52.030))~~ 14.52.020, specifying a reasonable time within which
716 ~~((such))~~ the maintenance shall be accomplished.

717 D. If the owner fails to ~~((proceed))~~ carry out the maintenance within the period in
718 the notice, the department of transportation ~~((will))~~ shall have the maintenance
719 performed ~~((;))~~ and the cost ~~((will))~~ shall be assessed against the property owner as
720 provided in K.C.C. ~~((14.52.030))~~ 14.52.020.

721 SECTION 74. The following are each hereby repealed:

722 A. Ordinance 3027, Section 5, as amended, and K.C.C. 14.52.050; and

723 B. Ordinance 3027, Section 6, and K.C.C. 14.52.060.

724 SECTION 75. Ordinance 3027, Section 7, and K.C.C. 14.52.070 are each hereby
725 amended to read as follows:

726 A ~~((R))~~resident~~((S))~~ whose property is substantially higher or lower in elevation
727 than the ~~((street))~~ road and who does not have ~~((street))~~ road access from one or more
728 sides of ~~((their))~~ the resident's property may apply for an exemption from ~~((the provisions~~
729 ~~of Sections))~~ K.C.C. 14.52.040 ~~((and 14.52.050 of this chapter))~~. Exemptions may be
730 granted by the county engineer based upon standards ~~((which))~~ that shall be established by
731 the department of transportation.

732 SECTION 76. The following are each hereby repealed:

733 A. Ordinance 11617, Section 3, as amended, and K.C.C. 14.65.010;

734 B. Ordinance 11617, Section 4, as amended, and K.C.C. 14.65.020;

735 C. Ordinance 11617, Section 64, as amended, and K.C.C. 14.65.025;

736 D. Ordinance 11617, Section 5, as amended, and K.C.C. 14.65.030;

737 E. Ordinance 11617, Section 6, as amended, and K.C.C. 14.65.040;

738 F. Ordinance 16744, Section 1, and K.C.C. 14.65.055;

739 G. Ordinance 11617, Section 35, and K.C.C. 14.75.010;

740 H. Ordinance 11617, Sections 36 through 41, and K.C.C. 14.75.020;

741 L. Ordinance 11617, Section 42, and K.C.C. 14.75.030;

742 J. Ordinance 11617, Section 43 and Attachment B, as amended, and K.C.C.
743 14.75.040;

744 K. Ordinance 11617, Section 44, as amended, and K.C.C. 14.75.050;

745 L. Ordinance 11617, Section 45, and K.C.C. 14.75.060;

746 M. Ordinance 11617, Section 46, as amended, and K.C.C. 14.75.070;

747 N. Ordinance 17190, Section 5, as amended, and K.C.C. 14.75.075;

748 O. Ordinance 11617, Section 47, as amended, and K.C.C. 14.75.080;

749 P. Ordinance 11617, Section 48, as amended, and K.C.C. 14.75.090;

750 Q. Ordinance 11617, Section 49, as amended, and K.C.C. 14.75.100;

751 R. Ordinance 11617, Section 50, as amended, and K.C.C. 14.75.110;

752 S. Ordinance 11617, Section 51, and K.C.C. 14.75.120;

753 T. Ordinance 11617, Section 52, and K.C.C. 14.75.130;

754 U. Ordinance 11617, Section 53, and K.C.C. 14.75.140;

755 V. Ordinance 11617, Section 54, as amended, and K.C.C. 14.75.150; and

756 W. Ordinance 11617, Section 55, and K.C.C. 14.75.160.

757 SECTION 77. Ordinance 11617, Section 57, and K.C.C. 14.80.010 are each

758 hereby amended to read as follows:

759 A. This chapter is enacted (~~((pursuant to))~~) in accordance with the (~~((§))~~)state
760 Environmental Policy Act, K.C.C. chapter 20.44, (~~((and RCW))~~) chapter 58.17 (~~((and))~~), the
761 King County Charter as a home rule county(~~((;))~~) and Article 11, (~~((§))~~) Section 11 of the
762 Washington (~~((§))~~)state Constitution.

763 B. The purpose of this chapter is to:

764 1. Assure adequate levels of service, safety(~~((;))~~) and operating efficiency on the
765 King County road system, at intersections serving and directly impacted by proposed new
766 development;

767 2. Establish standards for intersection operation and define the relationship
768 between new developments on road intersection function;

769 3. Identify development conditions to assure intersection capacity, safety and
770 operational efficiency; and

771 4. Require that owners of new developments pay the proportionate costs of
772 required intersection improvements.

773 SECTION 78. Ordinance 11617, Sections 58 and 59, and K.C.C. 14.80.020 are
774 each hereby repealed.

775 SECTION 79. Ordinance 11617, Section 60, and K.C.C. 14.80.030 are each
776 hereby amended to read as follows:

777 A. For the purposes of (~~SEPA~~) the state Environmental Policy Act and this (~~chapter~~)
778 section, a significant adverse impact is defined as any traffic condition directly caused by
779 proposed development that would reasonably result in one or more of the following
780 conditions at the time any part of the development is completed and able to generate
781 traffic:

782 (~~A.~~) 1. A roadway intersection that provides access to a proposed
783 development, and that will function at a level of service worse than "E", and that will
784 carry thirty (30) or more added vehicles in any one hour period as a direct impact of the
785 proposed development, and that will be impacted by at least twenty (20) percent of the
786 new traffic generated from the proposed development in that same one hour period; or

787 (~~B.~~) 2. A roadway intersection or approach lane where the director of the
788 department of transportation determines that a hazard to safety could reasonably result.

789 B. The intersection standard for all intersections shall be "E" and calculated
790 according to the Highway Capacity Manual or alternative method approved by the
791 department of transportation.

792 SECTION 80. Ordinance 11617, Section 61, and K.C.C. 14.80.040 are each
793 hereby amended to read as follows:

794 A. Based on the identification of ~~((F))~~ intersection ~~((S))~~ standards being exceeded
795 using analytical techniques and information acceptable to the director of the department
796 of transportation, the owner of a proposed development shall be required to provide
797 improvements ~~((which))~~ that bring the intersection into compliance with ~~((IS))~~
798 intersection standards, or that return ~~((it))~~ the intersection to its ~~((pre-project))~~ preproject
799 condition, as may be required by the director. Approval to construct the proposed
800 development shall not be granted until the owner has agreed to build or pay fair and
801 equitable costs to build the improvements required by the director within the time
802 schedule set by the director.

803 B. At the discretion of the director, and based on technical information regarding
804 traffic conditions and expected traffic impacts, the county may require that the owner of a
805 proposed development pay the full costs of required ~~((IS))~~ intersection standards
806 improvements required under this title.

807 C. Administrative fees shall not be charged for intersection standards review, but
808 the owner of a proposed development is responsible for the costs of any traffic study
809 needed to determine traffic impacts and mitigation measures at intersections, as
810 determined by the director.

811 SECTION 81. Ordinance 11617, Section 62, and K.C.C. 14.80.050 are each
812 hereby amended to read as follows:

813 A. Nothing in this section shall prevent the county from entering into agreements
814 with the ((~~WSDOT~~) Washington state Department of Transportation or other local
815 jurisdictions for the collection of fees and the mitigation of traffic on state highways or
816 city arterials that may be caused by developments proposed in King County. The level of
817 service standards used in such agreements shall be those of the county, the ((~~WSDOT,~~)
818 Washington state Department of Transportation or the local jurisdiction, or some
819 combination of them, as provided in the agreement.

820 B. Nothing in this section shall prevent the continuation, modification((~~,~~) or
821 fulfillment of existing county agreements with the ((~~WSDOT~~) Washington state
822 Department of Transportation and local jurisdictions that were in force ((~~at~~) January 9,
823 1995.

824 SECTION 82. Ordinance 11617, Section 63, and K.C.C. 14.80.060 are each
825 hereby amended to read as follows:

826 The procedures ((~~set forth~~) in this chapter do not limit the authority of King
827 County to deny or to approve with conditions the following:

828 A. Any zone reclassification request, based on its expected traffic impacts;

829 B. Any proposed development or zone reclassification if ((~~King County~~) the
830 department of transportation determines that a hazard to safety would result from its
831 direct traffic impacts without roadway or intersection improvements, regardless of level
832 of service standards; or

833 C. Any proposed development reviewed under the authority of the Washington
834 ~~((S))~~state Environmental Policy Act.

835 SECTION 83. Ordinance 13019, Section 1 (part), and K.C.C. 14.85.010 are each
836 hereby amended to read as follows:

837 ~~((The King County council))~~ A. There is hereby ((establishes)) established a fee
838 relating to the regional vector waste disposal plan. Effective January 1, 1998, all non(~~(-~~
839))road services division entities using county-operated liquid and solid vector waste
840 disposal facilities shall pay the ~~((service))~~ fee~~((s))~~ ~~((set forth))~~ in ~~((the following~~
841 ~~schedule))~~ this section and K.C.C. 14.85.020, as recodified by this ordinance.

842 B. The fee shall be collected by the department of transportation roads services
843 division, which shall establish a procedure for collecting and depositing the fee in the
844 roads operating fund in accordance with RCW 43.09.220.

845 SECTION 84. K.C.C. 14.85.020 is recodified as a new section in K.C.C. chapter
846 4A.700.

847 SECTION 85. Ordinance 13019, Section 1 (part), as amended, and K.C.C.
848 14.85.020 are each hereby amended to read as follows:

849 Disposal fees for the use of county-operated regional stormwater decant
850 facilities~~((;))~~ imposed under K.C.C. 14.85.010~~((;))~~ shall be eighty-one dollars per entry
851 for liquids and fifty-nine dollars per ton for solid vector waste material.

852 SECTION 86. The following are each hereby repealed:

853 A. Ordinance 13019, Section 1 (part), and K.C.C. 14.85.030; and

854 B. Ordinance 13019, Section 1 (part), and K.C.C. 14.85.040.

855 SECTION 87. Ordinance 129, Section 1, as amended, and K.C.C. 14.40.010 are
856 each hereby amended to read as follows:

857 ~~((Petitions for the vacation of county roads may be granted by the council in
858 accordance with the provisions of RCW Chapter 36.87 as amended by Chapter 185, Laws
859 of 1969 First Extraordinary Session, except as provided herein, and King County shall
860 receive compensation as provided for in this chapter.))~~ A. Proposed vacation of a county
861 right of way may be initiated:

862 1. By the council which by motion may direct the county road engineer to
863 prepare an ordinance regarding a proposed vacation;

864 2. By the executive, who shall transmit to the council an ordinance for the
865 council's consideration at the request of the director of the road services division of the
866 department of transportation; or

867 3. By a petition for vacation of a county right of way filed with the clerk of the
868 council.

869 B. The council may vacate a right of way in accordance with chapter 36.87
870 RCW.

871 NEW SECTION. SECTION 88. There is hereby added to K.C.C. chapter 14.40 a
872 new section to read as follows:

873 A. Property owners of the majority of the frontage on any county right of way or
874 portion of the right of way they seek to vacate may petition the council to vacate and
875 abandon the right of way or portion of the right of way by submitting a vacation petition
876 to the clerk of the council.

877 B. The petition must include the name, address and land owned for each
878 petitioner and set forth that the right of way is useless as part of the county road system
879 and that the public will be benefited by its vacation. A county right of way may be
880 considered useless if it is not necessary to serve an essential role in the public road
881 network or if it would better serve the public interest in private ownership.

882 C. The petition must be signed by owners of a majority of the lineal footage of the
883 right of way the petition seeks to vacate.

884 D. The petition shall be accompanied by:

885 1. Payment of the fee in the amount specified in Section 3 of this ordinance; and

886 2. A legal description of the right of way proposed to be vacated and of the
887 property owned by each petitioner, including the square footage of the area of vacation
888 and a drawing prepared by a surveyor licensed by the state of Washington, for both the
889 area of right of way proposed to be vacated and the property adjacent to the proposed
890 vacation owned by each petitioner.

891 E. After receipt of a petition and any payment of the fee, the clerk of the council
892 shall transmit the petition to the county road engineer who shall evaluate the proposed
893 vacation.

894 NEW SECTION. SECTION 89. There is hereby added to K.C.C. chapter 14.40 a
895 new section to read as follows:

896 A. Upon receipt of a petition, the county road engineer shall determine whether
897 owners of the majority of the lineal footage of the frontage of the right of way proposed
898 for vacation have signed the petition. If the county road engineer determines the
899 signatories of the petition own less than the majority of the lineal footage of the frontage

900 of the right of way proposed for vacation, the county road engineer shall notify the
901 persons who signed the petition that the petition does not have sufficient signatories and
902 allow them to add additional frontage owners to the petition. Failure of the petition to
903 include the signature of a majority the owners of the lineal footage of the frontage of the
904 right of way proposed for vacation is grounds for the county road engineer to reject the
905 petition. In that event, no further action will be taken on the petition and the county road
906 engineer shall inform the petitioners of the rejection.

907 B. Upon determining that the petition is valid, the county road engineer
908 shall prepare a report that complies with the requirements in RCW 36.87.040, including
909 the county road engineer's recommendation whether the right of way should be vacated.
910 The report should contain:

- 911 1. Whether the county right of way should be vacated and abandoned;
- 912 2. Whether the county right of way is in use or has been in use;
- 913 3. The condition of the right of way;
- 914 4. Whether it is advisable to preserve all or a portion of the right of way for the
915 county transportation system of the future;
- 916 5. Whether the public will be benefited by the vacation of the county right of
917 way;
- 918 6. Compensation as set forth in K.C.C. 14.40.060 and RCW 36.87.120;
- 919 7.a. Whether the proposed county right of way to be vacated serves as access to
920 property abutting the county right of way that is the subject of the vacation request; and
921 b. a recommendation for requiring access easements for all abutting properties
922 as a condition of granting the vacation;

923 8.a. Whether the proposed county right of way to be vacated contains utilities;
924 and

925 b. a recommendation for retaining an easement in respect to the vacated right
926 of way for the construction, repair and maintenance of public utilities and services that
927 are authorized at the time the ordinance is adopted or are physically located on a portion
928 of the right of way being vacated;

929 9. Other matters that may be of interest, including any fees charged under
930 K.C.C. 14.40.030; and

931 10. Whether the proposed area to be vacated abuts a body of salt or fresh water
932 as set forth in RCW 36.87.130.

933 C. The county road engineer should transmit a title-only ordinance to the council.

934 NEW SECTION. SECTION 90. There is hereby added to K.C.C. chapter 14.40 a
935 new section to read as follows:

936 A. Vacation petitioners shall pay an administrative fee as set forth in section 5 of
937 this ordinance at the time the petition is filed.

938 B. In addition to the administrative fee required in subsection A. of this section,
939 the county road engineer may charge a petitioner a fee for additional costs associated
940 with the processing, investigation, determination of value or proceedings pertaining to the
941 petition. A petitioner or petitioners shall be notified in advance of any additional fees
942 charged by the county road engineer. No fee shall be returned to the petitioner.

943 C. The director of the road services division has the discretion to waive all or a
944 portion of any additional fee assessed under subsection B of this section and required by

945 this chapter. The waiver must be in writing and shall state a compelling need or public
946 purpose that is served by the waiver.

947 NEW SECTION. SECTION 91. There is hereby added to K.C.C. chapter
948 4A.700 a new section to read as follows:

949 The fee that vacation petitioners shall pay under section 90.A. of this ordinance is
950 two-hundred dollars, plus any additional fees determined under section 90.B. of this
951 ordinance. All or a portion of the fees may be waived as provided under section 90.C. of
952 this ordinance.

953 SECTION 92. Ordinance 129, Section 1 (part), as amended, and K.C.C.
954 14.40.015 are each hereby amended to read as follows:

955 A. The office of the hearing examiner shall hold a public hearing~~((s on vacations~~
956 ~~which have been recommended for approval by the department of transportation, and~~
957 ~~provide a recommendation to the council, as prescribed by RCW 36.87.060.)) to consider
958 the report of the county road engineer and to take testimony and evidence relating to the
959 proposed vacation. The hearing examiner shall prepare a record of the proceedings and a
960 recommendation to the council concerning the proposed vacation pursuant to K.C.C.
961 20.22.060 and 20.22.220 and shall recommend the amount of compensation, if any.~~

962 B. ~~((In the event the report by the department of transportation recommends~~
963 ~~denial of the vacation petition, the following shall be the operating procedure:~~

964 1. ~~The department of transportation shall transmit written notification to the~~
965 ~~petitioner, citing the rationale for the denial and indicating that the denial may be~~
966 ~~appealed to the office of the hearing examiner for hearing and recommendation to the~~

967 council. The department of transportation shall file a copy of the notice of denial with
968 the council clerk's office.

969 ~~2. The notice of denial shall be final unless the petitioner files an appeal in~~
970 ~~accordance with K.C.C. 20.22.080.~~

971 ~~3. Any appeal filed by a petitioner shall be processed by the office of the~~
972 ~~hearing examiner in the same manner as vacations recommended for approval.)) Notice~~
973 ~~of hearing upon the report for vacation and abandonment of a county right of way shall~~
974 ~~be published at least once a week for two consecutive weeks preceding the date fixed for~~
975 ~~the hearing, in the official county newspaper. A copy of the notice shall be posted for at~~
976 ~~least twenty days preceding the date fixed for hearing at each termini of the county right~~
977 ~~of way or portion of a right of way proposed to be vacated or abandoned. A copy of the~~
978 ~~notice shall also be provided to petitioners.~~

979 C. At least fourteen days before the hearing to consider the proposed vacation,
980 the county road engineer shall send to the hearing examiner and to all parties and
981 interested persons the report set out in section 89 of this ordinance.

982 D. Upon conclusion of the hearing, the hearing examiner shall transmit to the
983 council the county road engineer's report and the hearing examiner's recommendations
984 relating to the petition. .

985 SECTION 93. Ordinance 2759, Section 2, as amended, and K.C.C. 14.40.020 are
986 each hereby amended to read as follows:

987 ~~((The amount of compensation, if required in this chapter, shall be recommended~~
988 ~~by the zoning and subdivision examiner and shall be determined by the council according~~
989 ~~to the following criteria:~~

990 ~~A. Vacation of all county roads included in Classes A, B and C, if granted, shall~~
991 ~~require compensation at the full appraised value of the vacated road for Class A~~
992 ~~vacations; at seventy five percent of the full appraised value for Class B vacations; and at~~
993 ~~fifty percent of full appraised value for class C vacations as of the effective date of the~~
994 ~~vacation, which amount, for the purposes of this chapter, may be determined from the~~
995 ~~records of the department of assessments; however, the zoning and subdivision examiner~~
996 ~~may propose and the council shall have the authority to accept real property of equal or~~
997 ~~greater value in lieu of cash compensation. The council shall have the authority to waive~~
998 ~~some or all of the compensation, except two hundred dollars administrative costs for~~
999 ~~processing the vacation of a county road, where the petitioner is providing an alternative~~
1000 ~~road to the county of equal or greater value and said alternative will fulfill the public~~
1001 ~~purposes of the previous transportation circulation plan.~~

1002 ~~B. Vacation of all county roads included in Class D, or those roads vacated by~~
1003 ~~operation of law under the laws of 1889-1890 and affirmed by council action, if granted,~~
1004 ~~shall require a two hundred dollar fee as compensation for the administrative costs of the~~
1005 ~~vacation.~~

1006 ~~C. In the recommendation to the council pursuant to K.C.C. 20.22.060, the~~
1007 ~~hearing examiner may recommend the acceptance of real property of equal or greater~~
1008 ~~value in lieu of cash compensation, or may recommend the waiver of some or all of the~~
1009 ~~compensation required by this section.~~

1010 ~~D. When a road is vacated for a governmental agency, compensation shall be in~~
1011 ~~accordance with the classification of the road, except that some or all of the~~
1012 ~~compensation may be waived at the discretion of the council.~~

1013 ~~E. The council may waive some or all of the compensation for any classification~~
1014 ~~of road, if it determines that it would benefit King County to do so.))~~ A.1. Compensation
1015 may be required as a condition for the vacation of a county right of way. Compensation
1016 may take into consideration the assessed land value of parcels adjacent to the county right
1017 of way subject to the vacation request, in addition to any value provided to the county by
1018 the factors listed in RCW 36.87.120.

1019 2. The compensation determined to be paid shall be a condition precedent to the
1020 vacation of any county road and shall be paid to King County by petitioner within ninety
1021 days of receipt of the request for compensation prepared in accordance with this chapter.

1022 B. The county road engineer or the hearing examiner may propose and the
1023 council may accept real property of equal or greater value in lieu of cash compensation.

1024 C. Payment shall be made to the King County treasurer and shall be credited to
1025 the county road operating fund.

1026 D. Upon meeting the terms and conditions included in the ordinance granting
1027 vacation, the county right of way or portion of the right of way shall be considered
1028 vacated.

1029 SECTION 94. The following are each hereby repealed:

1030 A. Ordinance 129, Section 3, as amended, and K.C.C. 14.40.030;

1031 B. Ordinance 129, Section 4, as amended, and K.C.C. 14.40.040;

1032

1033

C. Ordinance 129, Section 5, as amended, and K.C.C. 14.40.050; and

1034

D. Ordinance 2759, Section 1, and K.C.C. 14.40.060.

1035

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

J. Joseph McDermott, Chair

ATTEST:

Melani Pedroza, Acting Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. 2016 Road Design and Construction Standards