



# King County

## Department of Local Services – Permitting Division

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### State Environmental Policy Act (SEPA) Non-Project Action Determination of Non-Significance (DNS)

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- Name of Proposal:** A proposed ordinance amending King County Code relating to Fossil Fuel Facilities and Nonhydroelectric Generation Facilities, Requiring Proof of Financial Responsibility and Decommissioning Planning.
- Description of Proposal:** The proposed ordinance would amend King County Code (K.C.C.) Title 21A Zoning to require developers (applicants) and operators of fossil fuel and nonhydroelectric generation facilities to provide proof that they have adequate financial coverage to compensate for the maximum damages that might occur from an explosion resulting from a worst-case release of flammable gases and liquids. The proposed ordinance requires that financial coverage be maintained for the duration of facility operations, to be verified in five-year periodic reviews. The proposed ordinance also requires that applicants provide a decommissioning plan for facility closure.
- Additional information about the proposal can be found here:  
<https://www.kingcounty.gov/depts/local-services/permits/public-notices.aspx>
- Proponent/Contact:** **Nicole Sanders, Green Building Principal Planner**  
**King County Permitting Division**  
**35030 SE Douglas Street, Suite 210**  
**Snoqualmie, WA 98065-9266**  
**206-263-3000**  
**nicsanders@kingcounty.gov**
- Location of Proposal:** The amendment of King County's development regulations will impact numerous areas across the unincorporated area of King County.
- Lead Agency:** King County Department of Local Services – Permitting Division
- Responsible Official:** Ty Peterson  
**Position/Title:** Product Line Manager – Commercial / Resource  
**Address/Phone:** 35030 SE Douglas Street, Suite 210 Snoqualmie, WA 98065-9266  
 206-477-0449  
 Ty.Peterson@kingcounty.gov
- Threshold Determination:** **Determination of Non-Significance (DNS)**

The responsible official finds that the above-described proposal does not pose a probable significant adverse impact to the environment. This finding is made pursuant to RCW 43.21C, KCC 20.44 and WAC 197-11, after reviewing the environmental checklist and other information on file with the lead agency, considering the extent to which the proposed action will cause adverse environmental effects in excess of those addressed by existing regulations, and considering mitigation measures which the agency or the proponent will implement as part of the proposal. The responsible official finds this information reasonably sufficient to evaluate the environmental impact of this proposal and conclude the proposed action will not have a significant impact to current or continued use of the environment. THIS INFORMATION IS AVAILABLE TO THE PUBLIC ON REQUEST (for a nominal copying fee or by email).

THIS DETERMINATION OF NON-SIGNIFICANCE (DNS) is issued under Washington Administrative Code (WAC) 197-11-340(2). The lead agency will not act on this proposal until after **April 22, 2022**. Comments must be received by King County Department of Local Services – Permitting Division prior to **4:00 PM** on that date.

For additional information, please contact the proponent’s contact or the responsible official listed above.

**Address for comments:** King County Department of Local Services – Permitting Division)  
35030 SE Douglas Street Suite 210  
Snoqualmie, WA 98065-9266  
ATTN: Ty Peterson  
E-mail: Ty.Peterson@kingcounty.gov

**Public Hearing:** A public hearing on a proposed Ordinance is anticipated, but not yet scheduled before the Metropolitan King County Council. Information on the public hearing and how to submit public comment can be found at this website:  
[https://www.kingcounty.gov/council/committees/full\\_council.aspx](https://www.kingcounty.gov/council/committees/full_council.aspx).

**Peterson, Ty**  
Digitally signed by Peterson, Ty  
DN:  
E=Ty.Peterson@kingcounty.gov,  
CN="Peterson, Ty", OU=DLS,  
OU=Employees, OU=Non-CJIS,  
OU=Users, OU=KCIT, DC=kc,  
DC=kingcounty, DC=ld  
Date: 2022.03.24 19:05:23-07'00'

March 30, 2022

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Ty Peterson, SEPA Official

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Date effective