



Legislation Details (With Text)

File #: 2020-0329 **Version:** 2
Type: Ordinance **Status:** Passed
File created: 9/29/2020 **In control:** Budget and Fiscal Management Committee
On agenda: **Final action:** 11/17/2020
Enactment date: 11/30/2020 **Enactment #:** 19205

Title: AN ORDINANCE relating to school impact fees and comprehensive planning; adopting the capital facilities plans of the Tahoma, Federal Way, Riverview, Issaquah, Snoqualmie Valley, Highline, Lake Washington, Kent, Northshore, Enumclaw, Fife, Auburn and Renton school districts as subelements of the capital facilities element of the King County Comprehensive Plan for purposes of implementing the school impact fee program; establishing school impact fees to be collected by King County on behalf of the districts; and amending Ordinance 18619, Section 2, as amended, and K.C.C. 20.12.473 and Ordinance 10122, Section 2, as amended, and K.C.C. 27.44.010.

Sponsors: Jeanne Kohl-Welles

Indexes: Budget, Schools

Code sections: 20.12.473 - ., 27.44.010 -

Attachments: 1. Ordinance 19205, 2. 2020-0329 Legislative Review Form - FINAL, 3. 2020-0329 Legislative Review Form.doc, 4. A. Tahoma 2020-2025 CFP, 5. B. Federal Way 2021 CFP, 6. C. Riverview 2020 CFP, 7. D. Issaquah 2020 CFP, 8. E. Snoqualmie Valley 2020, 9. F. Highline 2020-2025 CFP, 10. G. Lake Washington 2020-2025, 11. H. Kent 2020-21 2025-2026 CFP, 12. I. Northshore 2020-2026 CFP, 13. J. Enumclaw 2020-2025 CFP, 14. K. Fife 2020-2026 CFP, Adopted September 28, 2020, 15. K. DRAFT Fife 2020-2026 CFP, 16. L. Auburn 2020-2026 CFP, 17. M. Renton 2020 CFP, 18. 2020-0329 DOC Letter Dated 07-20-2020.pdf, 19. 2020-0329 Transmittal Letter.doc, 20. 2020-0329 Fiscal Note.xlsx, 21. 2020-0329 Notice of Public Hearing.doc, 22. 2020-0329 Plain Language Summary.docx, 23. 2020-0329 Public Notice of Intent to Amend.pdf, 24. 2020-0329 Regulatory Note - Checklist of Criteria.docx, 25. 2020-0329_SR_SchoolImpactFees, 26. 2020-0329_ATT2_Amd1, 27. 2020-0329_ATT2K_Fife_2020-2026 CFP, 28. 2020-0329_SR_dated_111020_SchoolImpactFees, 29. 2020-0329_ATT2_Amd1, 30. 2020-0329_Revised_SR_SchoolImpactFees, 31. 2020-0329 Notice of Enactment Ordinance 19205 21-22 School Impact Fees.doc, 32. 2020-0329--Submittal-Receipt-Email-2020-S-2151.pdf, 33. 2020-0329 Affidavit of Publication.pdf, 34. 2020-0329 SeaTimes Invoice & Affidavit.pdf

| Date | Ver. | Action By | Action | Result |
|------------|------|--|--|--------|
| 11/17/2020 | 2 | Metropolitan King County Council | Passed | Pass |
| 11/10/2020 | 1 | Budget and Fiscal Management Committee | Recommended Do Pass Substitute Consent | Pass |
| 10/28/2020 | 1 | Budget and Fiscal Management Committee | Deferred | |
| 9/29/2020 | 1 | Metropolitan King County Council | Introduced and Referred | |

AN ORDINANCE relating to school impact fees and comprehensive planning;
adopting the capital facilities plans of the Tahoma, Federal Way, Riverview,
Issaquah, Snoqualmie Valley, Highline, Lake Washington, Kent, Northshore,

Enumclaw, Fife, Auburn and Renton school districts as subelements of the capital facilities element of the King County Comprehensive Plan for purposes of implementing the school impact fee program; establishing school impact fees to be collected by King County on behalf of the districts; and amending Ordinance 18619, Section 2, as amended, and K.C.C. 20.12.473 and Ordinance 10122, Section 2, as amended, and K.C.C. 27.44.010.

STATEMENT OF FACTS:

1. Chapter 36.70A RCW and chapter 82.02 RCW authorize the collection of impact fees for new development to provide public school facilities to serve the new development.
2. Chapter 82.02 RCW requires that impact fees may only be collected for public facilities that are addressed in a capital facilities element of a comprehensive land use plan.
3. King County adopted Ordinances 9785 and 10162 for the purposes of implementing chapter 82.02 RCW.
4. The Tahoma School District, Federal Way School District, Riverview School District, Issaquah School District, Snoqualmie Valley School District, Highline School District, Lake Washington School District, Kent School District, Northshore School District, Enumclaw School District, Fife School District, Auburn School District and Renton School District have previously entered into interlocal agreements with King County for the collection and distribution of school impact fees. Each of these school districts, through this ordinance, seeks to renew its capital facilities plan for adoption as a subelement of the capital facilities element of the King County Comprehensive Plan.
5. Consistent with K.C.C. 21A.28.154, the school technical review committee met on June 15, 2020, to review each school district's capital facilities plan, enrollment projections, standard of service, the district's overall capacity for the next six years to ensure consistency with the

Growth Management Act, with the King County Comprehensive Plan and adopted community and subarea plans and with the district's calculation and rationale for proposed impact fees. The committee concluded that the plans attached to this ordinance accurately reflect the districts' facilities status and concurred with the calculation and rationale for the impact fees.

6. Washington State Environmental Policy Act review of the capital facilities plans was conducted by the districts as lead agency on behalf of King County, which resulted in Determinations of Nonsignificance.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. This ordinance is adopted to implement King County Comprehensive Plan policies, the Washington State Growth Management Act and King County Ordinance 10162, with respect to the Tahoma School District, Federal Way School District, Riverview School District, Issaquah School District, Snoqualmie Valley School District, Highline School District, Lake Washington School District, Kent School District, Northshore School District, Enumclaw School District, Fife School District, Auburn School District and Renton School District. This ordinance is necessary to address identified impacts of development on the districts to protect the public health, safety and welfare, and to implement King County's authority to impose school impact fees under RCW 82.02.050 through 82.02.080.

SECTION 2. Ordinance 18619, Section 2, as amended, and K.C.C. 20.12.473 are hereby amended to read as follows:

The following school district capital facilities plans are adopted as subelements of the capital facilities element of the King County Comprehensive Plan and are incorporated in this section by reference:

A. The Tahoma School District No. 409 Capital Facilities Plan (~~((2019-2024))~~ 2020 to 2025, adopted (~~((June 25, 2019))~~ July 14, 2020, which is included in Attachment A to (~~((Ordinance 19027))~~ this ordinance;

B. The Federal Way Public Schools Capital Facilities Plan (~~((2020))~~ 2021, adopted (~~((July 23, 2019))~~ July 28, 2020, which is included in Attachment B to (~~((Ordinance 19027))~~ this ordinance;

C. The Riverview School District No. 407 (~~(2019)~~) 2020 Capital Facilities Plan, adopted (~~(June 25, 2019)~~) July 28, 2020, which is included in Attachment C to (~~(Ordinance 19027)~~) this ordinance;

D. The Issaquah School District No. 411 (~~(2019)~~) 2020 Capital Facilities Plan, adopted (~~(May, 22, 2019)~~) May 28, 2020, which is included in Attachment D to (~~(Ordinance 19027)~~) this ordinance;

E. The Snoqualmie Valley School District No. 410 Capital Facilities Plan (~~(2019)~~) 2020, adopted (~~(June 6, 2019)~~) June 4, 2020, which is included in Attachment E to (~~(Ordinance 19027)~~) this ordinance;

F. The Highline School District No. 401 Capital Facilities Plan (~~(2019-2024)~~) 2020-2025, adopted (~~(July 10, 2019)~~) July 8, 2020, which is included in Attachment F to (~~(Ordinance 19027)~~) this ordinance;

G. The Lake Washington School District No. 414 Six-Year Capital Facilities Plan (~~(2019-2024)~~) 2020-2025, adopted (~~(June 10, 2019)~~) June 1, 2020, which is included in Attachment G to (~~(Ordinance 19027)~~) this ordinance;

H. The Kent School District No. 415 Six-Year Capital Facilities Plan (~~(2018-19 through 2024-25)~~) 2020-21 through 2025-2026, adopted (~~(June 12, 2019)~~) June 24, 2020, which is included in Attachment H to (~~(Ordinance 19027)~~) this ordinance;

I. The Northshore School District No. 417 Capital Facilities Plan (~~(2019-2025)~~) 2020-2026, adopted (~~(July 8, 2019)~~) July 13, 2020, which is included in Attachment I to (~~(Ordinance 19027)~~) this ordinance;

J. The Enumclaw School District No. 216 Capital Facilities Plan (~~(2019-2024)~~) 2020-2025, adopted (~~(July 15, 2019)~~) July 20, 2020, which is included in Attachment J to (~~(Ordinance 19027)~~) this ordinance;

K. The Fife School District No. 417 Capital Facilities Plan (~~(2019-2025)~~) 2020-2026, adopted (~~(July 29, 2019)~~) September 28, 2020, which is included in Attachment K to (~~(Ordinance 19027)~~) this ordinance;

L. The Auburn School District No. 408 Capital Facilities Plan (~~(2019 through 2025)~~) 2020 through 2026, adopted (~~(June 24, 2019)~~) June 22, 2020, which is included in Attachment L to (~~(Ordinance 19027)~~) this ordinance; and

M. The Renton School District No. 403 (~~(2019)~~) 2020 Capital Facilities Plan, adopted (~~(May 22, 2019)~~)

May 13, 2020, which is included in Attachment M to (~~Ordinance 19027~~) this ordinance.

SECTION 3. Ordinance 10122, Section 2, as amended, and K.C.C. 27.44.010 are hereby amended to read as follows:

A. The following school impact fees shall be assessed for the indicated types of development:

| SCHOOL DISTRICT | SINGLE FAMILY per dwelling unit | MULTIFAMILY per dwelling unit |
|---------------------------|-------------------------------------|---------------------------------------|
| Auburn, No. 408 | ((6,906)) <u>\$6,457</u> | ((14,668)) <u>\$16,326</u> |
| Enumclaw, No. 216 | ((5,785)) <u>8,972</u> | ((3,317)) <u>6,282</u> |
| Federal Way, No. 210 | ((5,035)) <u>3,243</u> | ((20,768)) <u>16,003</u> |
| Fife, No. 417 | ((4,531)) <u>4,715</u> | ((319)) <u>1,426</u> |
| Highline, No. 401 | 0 | 0 |
| Issaquah, No. 411 | ((14,501)) <u>18,213</u> | ((9,538)) <u>12,043</u> |
| Kent, No. 415 | ((5,554)) <u>5,693</u> | ((2,345)) <u>2,405</u> |
| Lake Washington, No. 414 | ((13,633)) <u>15,070</u> | ((1,388)) <u>2,701</u> |
| Northshore, No. 417 | ((20,092)) <u>17,080</u> | ((3,540)) <u>1,504</u> |
| Renton, No. 403 | ((6,862)) <u>7,681</u> | ((3,582)) <u>4,989</u> |
| Riverview, No. 407 | ((10,271)) <u>9,288</u> | ((5,757)) <u>6,628</u> |
| Snoqualmie Valley No. 410 | ((10,826)) <u>10,551</u> | ((3,432)) <u>4,731</u> |
| Tahoma, No. 409 | ((7,073)) <u>5,748</u> | ((3,870)) <u>4,366</u> |

B. The school impact fees established in subsection A. of this section take effect January 1, (~~2020~~)

2021.

SECTION 4. Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance or the application of the provision to other persons or circumstances is not affected.