



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

March 5, 2018

Ordinance

Proposed No. 2018-0153.1

Sponsors

1 AN ORDINANCE relating to comprehensive planning;
2 amending Ordinance 263, Article 1 (part), as amended, and
3 K.C.C. 20.08.060, Ordinance 263, Article 2, Section 1, as
4 amended, and K.C.C. 20.12.010, Ordinance 12061, Section
5 4, as amended, and K.C.C. 20.12.325, Ordinance 13147,
6 Section 19, as amended, and K.C.C. 20.18.030, and
7 Ordinance 13147, Section 20, as amended, and K.C.C.
8 20.18.040, Ordinance 3688, Section 813, as amended, and
9 K.C.C. 20.18.056, Ordinance 13147, Section 22, as
10 amended, and K.C.C. 20.18.060, Ordinance 13147, Section
11 23, as amended, and K.C.C. 20.18.070, Ordinance 13147,
12 Section 24, as amended, and K.C.C. 20.18.080, Ordinance
13 13147 Section 30, as amended, and K.C.C. 20.88.140, and
14 Ordinance 14047, Section 9, as amended, and K.C.C.
15 20.18.170 and adding a new section to K.C.C. chapter
16 20.08.

17 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

18 **SECTION 1. Findings:**

19 A. The 2017-2018 Biennial Budget Ordinance, Ordinance 18409, Section 19, as

20 amended by Ordinance 18062, Section 5, Proviso P2, requires the executive to transmit a
21 plan to restructure the Community Service Area subarea planning program, a motion to
22 approve the plan, and an ordinance that implements changes recommended by the plan to
23 the King County Comprehensive Plan and the King County Code.

24 B. The 2017-2018 Biennial Budget Ordinance, Ordinance 18409, Section 88, as
25 amended by Ordinance 18062, Section 47, Proviso P3, requires the executive to transmit
26 a plan to restructure the Community Service Area subarea planning program, a motion to
27 approve the plan, and an ordinance that implements changes recommended by the plan to
28 the King County Comprehensive Plan and the King County Code.

29 C. This ordinance implements the changes recommended by the plan by
30 amending the King County Code and amending the King County Comprehensive Plan.

31 D. The plan calls for the Community Service Area subarea planning program to
32 complete one plan every two years with the exception of the year in which a major update
33 to the King County Comprehensive Plan is completed.

34 E. RCW 36.70A.130(5)(a) requires King County, and the cities within King
35 County, to complete a review of its comprehensive plan on or before June 30, 2015, and
36 every eight years thereafter. This means the next major review and update of the King
37 County Comprehensive Plan is to be completed by June 30, 2023.

38 F. The major update of the King County Comprehensive Plan is shifted to an
39 eight-year cycle to expedite the subarea plans and to match the schedule established in
40 RCW 36.70A.130(5)(a).

41 G. The shift to an eight-year cycle allows the county to more closely collaborate
42 with the cities in King County, to implement VISION 2050, with an expected approval

43 date of May 2020, and to plan for growth in accordance with growth targets that will
44 subsequently be established in the King County Countywide Planning Policies.

45 H. The King County Code allows annual amendments to the King County
46 Comprehensive Plan in accordance with the Washington state Growth Management Act,
47 chapter RCW 36.70A.

48 I. The 2016 King County Comprehensive Plan, adopted by King County
49 Ordinance 18427, was a four-year cycle amendment, which was amended in 2017 by
50 Ordinance 18623 adopting the Vashon-Maury Island Community Service Area Subarea
51 Plan.

52 J. The amendment to the Vashon-Maury Island Community Service Area
53 Subarea Plan contained in Attachment B to this ordinance shifts the transmittal date from
54 December 31, 2018 to June 30, 2021 for Workplan Action 1, which involves the review
55 of the property-specific development conditions and special district overlays on Vashon-
56 Maury Island.

57 K. The amendments to policies and text contained in Attachments A and B to this
58 ordinance constitute the 2018 annual amendment to the King County Comprehensive
59 Plan.

60 SECTION 2. The amendments to the King County Comprehensive Plan 2016
61 contained in Attachment A to this ordinance are hereby adopted as amendments to the
62 2016 King County Comprehensive Plan as amended in 2017 by Ordinance 18623.

63 SECTION 3. Ordinance 263, Article 1 (part), as amended, and K.C.C. 20.08.060
64 are hereby amended to read as follows:

65 "Subarea plan" means detailed local land use plan (~~which~~) that implements and

66 is an element of the ~~((€))~~Comprehensive ~~((p))~~Plan containing specific policies, guidelines
67 and criteria adopted by the council to guide development and capital improvement
68 decisions within specific subareas of the county. The subareas of the county shall consist
69 of ~~((distinct communities, specific geographic areas or other types of districts having
70 unified interests or similar characteristics within the county. Subarea plans may include:
71 community plans, which have been prepared for large unincorporated areas;))~~ community
72 service areas and potential annexation areas ~~((plans))~~, which ~~((have been prepared for))~~
73 are urban areas that are designated for future annexation to a city~~((; neighborhood plans,
74 which have been prepared for small unincorporated areas; and plans addressing multiple
75 areas having common interests))~~. The relationship between the 1994 King County
76 Comprehensive Plan and subarea plans is established by K.C.C. 20.12.015.

77 NEW SECTION. SECTION 4. There is hereby added to K.C.C. chapter 20.08 a
78 new section to read as follows:

79 "Subarea study" means a study that is required by a policy in the Comprehensive
80 Plan to evaluate a proposed land use change. The Comprehensive Plan policies and
81 accompanying text shall guide the scope and content of the subarea study.

82 SECTION 5. Ordinance 263, Article 2, Section 1, as amended, and K.C.C.
83 20.12.010 are hereby amended to read as follows:

84 A. Under the King County Charter, the state Constitution and the Washington
85 state Growth Management Act, chapter 36.70A RCW, King County adopted the 1994
86 King County Comprehensive Plan via Ordinance 11575 and declared it to be the
87 Comprehensive Plan for King County until amended, repealed or superseded. The
88 Comprehensive Plan has been reviewed and amended multiple times since its adoption in

89 1994. Amendments to the 1994 Comprehensive Plan to-date are currently reflected in the
90 2016 King County Comprehensive Plan, as adopted in Ordinance 18427 (~~and~~), as
91 amended by Ordinance 18623 and this ordinance. The Comprehensive Plan shall be the
92 principal planning document for the orderly physical development of the county and shall
93 be used to guide subarea plans, functional plans, provision of public facilities and
94 services, review of proposed incorporations and annexations, development regulations
95 and land development decisions.

96 SECTION 6. Ordinance 12061, Section 4, as amended, and K.C.C. 20.12.325 are
97 hereby amended to read as follows:

98 The 2017 Vashon-Maury Island Community Service Area Subarea Plan, dated
99 December 4, 2017, in Attachment A to Ordinance 18623 and as amended by Attachment
100 B to this ordinance, is adopted as a subarea plan and an element of the 2016 King County
101 Comprehensive Plan and, as such, constitutes official county policy for the geographic
102 area of unincorporated King County defined plan.

103 SECTION 7. Ordinance 13147, Section 19, and K.C.C. 20.18.030 are hereby
104 amended to read as follows:

105 A. The King County Comprehensive Plan shall be amended in accordance with
106 this chapter, which, in compliance with RCW 36.70A.130(2), establishes a public
107 participation program whereby amendments are considered by the council no more
108 frequently than once a year as part of the amendment cycle established in this chapter,
109 except that the council may consider amendments more frequently to address:

- 110 1. Emergencies;
- 111 2. An appeal of the plan filed with the Central Puget Sound Growth

112 Management Hearings Board or with the court;

113 3. The initial adoption of a subarea plan, which may amend the urban growth
114 area boundary only to redesignate land within a joint planning area;

115 4. An amendment of the capital facilities element of the Comprehensive Plan
116 that occurs in conjunction with the adoption of the county budget under K.C.C.

117 4A.100.010; or

118 5. The adoption or amendment of a shoreline master program under chapter
119 90.58 RCW.

120 B. Every year the Comprehensive Plan may be amended to address technical
121 updates and corrections, and to consider amendments that do not require substantive
122 changes to policy language, (~~changes to the priority areas map,~~) or do not require
123 changes to the urban growth area boundary, except as permitted in subsection B.9. and
124 11. of this section. This review may be referred to as the annual cycle. The
125 Comprehensive Plan, including subarea plans, may be amended in the annual cycle only
126 to consider the following:

127 1. Technical amendments to policy, text, maps or shoreline designations;

128 2. The annual capital improvement plan;

129 3. The transportation needs report;

130 4. School capital facility plans;

131 5. Changes required by existing Comprehensive Plan policies;

132 6. Changes to the technical appendices and any amendments required thereby;

133 7. Comprehensive updates of subarea plans initiated by motion;

134 8. Changes required by amendments to the ~~(e)~~Countywide ~~(p)~~Planning

135 ~~((p))~~ Policies or state law;

136 9. Redesignation proposals under the four-to-one program as provided for in
137 this chapter;

138 10. Amendments necessary for the conservation of threatened and endangered
139 species;

140 11. Site-specific land use map amendments that do not require substantive
141 change to ~~((e))~~ Comprehensive ~~((p))~~ Plan policy language and that do not alter the urban
142 growth area boundary, except to correct mapping errors;

143 12. Amendments resulting from subarea studies required by ~~((e))~~ Comprehensive
144 ~~((p))~~ Plan policy that do not require substantive change to ~~((e))~~ Comprehensive ~~((p))~~ Plan
145 policy language and that do not alter the urban growth area boundary, except to correct
146 mapping errors;

147 13. Changes required to implement a study regarding the provision of
148 wastewater services to a Rural Town. The amendments shall be limited to policy
149 amendments and adjustment to the boundaries of the Rural Town as needed to implement
150 the preferred option identified in the study; ~~((o#))~~

151 14. Adoption of community service area subarea plans;

152 15. Amendments to the Comprehensive Plan update schedule that respond to
153 ordinances and improve alignment with the timing requirements in the Washington state
154 Growth Management Act (GMA), chapter 36.70A RCW, and alignment with multicounty
155 and countywide planning activities.

156 C. Every ~~((fourth))~~ eighth year beginning in ~~((2000))~~ 2023, the county shall
157 complete a comprehensive review of the Comprehensive Plan in order to update it as

158 appropriate and to ensure continued compliance with the GMA. This review may
159 provide for a cumulative analysis of the twenty-year plan based upon official population
160 growth forecasts, benchmarks and other relevant data in order to consider substantive
161 changes to policy language and changes to the urban growth area. This comprehensive
162 review shall begin one year in advance of the transmittal and may be referred to as the
163 ~~((four))~~ eight-year cycle. The urban growth area boundaries shall be reviewed in the
164 context of the ~~((four))~~ eight-year cycle and in accordance with countywide planning
165 policy G-1 and RCW 36.70A.130. If the county determines that the purposes of the
166 Comprehensive Plan are not being achieved as evidenced by official population growth
167 forecasts, benchmarks, trends and other relevant data, substantive changes to the
168 Comprehensive Plan may also be considered ~~((on even calendar years))~~ at the midpoint
169 of the eight-year cycle. This determination shall be authorized by motion. The motion
170 shall specify the scope of the ~~((even year))~~ midpoint amendment, and identify that the
171 resources necessary to accomplish the work are available. An analysis of the motion's
172 fiscal impact shall be provided to the council before to adoption. The executive shall
173 determine if additional funds are necessary to complete the ~~((even year))~~ midpoint
174 amendment, and may transmit an ordinance requesting the appropriation of supplemental
175 funds.

176 D. The executive shall seek public comment on the ~~((e))~~Comprehensive ~~((p))~~Plan
177 and any proposed ~~((e))~~Comprehensive ~~((p))~~Plan amendments in accordance with the
178 procedures in K.C.C. 20.18.160 before making a recommendation, in addition to
179 conducting the public review and comment procedures required by SEPA. The public
180 shall be afforded at least one official opportunity to record public comment before the

181 transmittal of a recommendation by the executive to the council. County-sponsored
182 councils and commissions may submit written position statements that shall be
183 considered by the executive before transmittal and by the council before adoption, if they
184 are received in a timely manner. The executive's recommendations for changes to
185 policies, text and maps shall include the elements listed in Comprehensive Plan policy I-
186 207 and analysis of their financial costs and public benefits, any of which may be
187 included in environmental review documents. Proposed amendments to the
188 Comprehensive Plan shall be accompanied by any development regulations or
189 amendments to development regulations, including area zoning, necessary to implement
190 the proposed amendments.

191 SECTION 8. Ordinance 13147, Section 20, and K.C.C. 20.18.040 are hereby
192 amended to read as follows:

193 A. Site-specific land use map or shoreline master program map amendments may
194 be considered annually or during the (~~four~~) eight-year review cycle, depending on the
195 degree of change proposed.

196 B. The following categories of site-specific land use map amendments or
197 shoreline master program map may be initiated by either the county or a property owner
198 for consideration in the annual review cycle:

199 1. Amendments that do not require substantive change to (~~(e)~~)Comprehensive
200 (~~(p)~~)Plan policy language and that do not alter the urban growth area boundary, except to
201 correct mapping errors; and

202 2. Four-to-one-proposals.

203 C. The following categories of site-specific land use map and shoreline master

204 program amendments may be initiated by either the county or a property owner for
205 consideration in ~~((four))~~ eight-year review cycle:

- 206 1. Amendments that could be considered in the annual review cycle;
- 207 2. Amendments that require substantive change to Comprehensive Plan policy
208 language; and
- 209 3. Amendments to the urban growth area boundary.

210 SECTION 9. Ordinance 3688, Section 813, and K.C.C. 20.18.056 are hereby
211 amended to read as follows:

- 212 A. Shoreline environments designated by the master program may be considered
213 for redesignation during the ~~((four))~~ eight-year review cycle.
- 214 B. A redesignation shall follow the process in K.C.C. 20.18.050.

215 SECTION 10. Ordinance 13147, Section 22, and K.C.C. 20.18.060 are hereby
216 amended to read as follows:

- 217 A. Beginning in ~~((1999))~~ 2021, and every ~~((fourth))~~ eighth year thereafter the
218 executive shall transmit to the council by the ~~((first))~~ last business day of ~~((March))~~ June
219 a proposed motion specifying the scope of work for proposed amendments to the
220 Comprehensive Plan that will occur in the following year, which motion shall include the
221 following:

- 222 1. Topical areas relating to amendments to policies, the land use map ~~((and/or))~~,
223 implementing development regulations, or any combination of those amendments that the
224 executive intends to consider for recommendation to the council; and
- 225 2. An attachment to the motion advising the council of the work program the
226 executive intends to follow to accomplish state Environmental Policy Act review and

227 public participation.

228 B. The council shall have until (~~April 30~~) the first business day of September to
229 approve the motion. In the absence of council approval, the executive shall proceed to
230 implement the work program as proposed. If the motion is approved, the work program
231 shall proceed as established by the approved motion.

232 C. Beginning in (~~2000~~) 2022 and every (~~fourth~~) eighth year thereafter, the
233 executive shall transmit to the council by the (~~first~~) last business day of (~~March~~) June
234 a proposed ordinance amending the Comprehensive Plan, except that the capital
235 improvement program and the ordinances adopting updates to the transportation needs
236 report and the school capital facility plans shall be transmitted no later than the biennial
237 budget transmittal and shall be adopted in conjunction with the budget. However, in
238 those years when there is only a midbiennium review of the budget, the ordinances
239 adopting the capital improvement plan and the school capital facility plans shall be
240 transmitted by October 1 and adopted no later than the midbiennium review under K.C.C.
241 4A.100.010. All transmittals shall be accompanied by a public participation note,
242 identifying the methods used by the executive to ensure early and continuous public
243 participation in the preparation of amendments. The council shall have until June 30 of
244 the following year to adopt the amendments to the Comprehensive Plan, in accordance
245 with RCW 36.70A.130.

246 SECTION 11. Ordinance 13147, Section 23, and K.C.C. 20.18.070 are hereby
247 amended to read as follows:

248 A. The executive shall transmit to the council any proposed amendments for the
249 annual cycle by the (~~first~~) last business day of (~~March~~) June, except that the capital

250 improvement program and the ordinances adopting updates to the transportation needs
251 report and the school capital facility plans shall be transmitted no later than the biennial
252 budget transmittal and shall be adopted in conjunction with the budget. However, in
253 those years when there is only a midbiennium review of the budget, the ordinances
254 adopting the capital improvement plan and the school capital facility plans shall be
255 transmitted by October 1, and adopted no later than the midbiennium review under
256 K.C.C. 4A.100.010.

257 B. All transmittals shall be accompanied by a public participation note,
258 identifying the methods used by the executive to assure early and continuous public
259 participation in the preparation of amendments.

260 C. Proposed amendments, including site-specific land use map amendments, that
261 are found to require preparation of an environmental impact statement, shall be
262 considered for inclusion in the next amendment cycle following completion of the
263 appropriate environmental documents.

264 SECTION 12. Ordinance 13147, Section 24, and K.C.C. 20.18.080 are hereby
265 amended to read as follows:

266 Initial subarea plans may be adopted by ordinance at any time. The ((S))subarea
267 plan((s may be initiated by motion or by council action which preceded the adoption of
268 Ordinance 13147. If initiated by motion, the motion shall specify the scope of the plan,
269 identify the completion date, and identify that the resources necessary to accomplish the
270 work are available. The executive will determine if additional funds are necessary to
271 complete the subarea plan, and may transmit an ordinance requesting the appropriation of
272 supplemental funds)) schedule is established in the Comprehensive Plan. Amendments to

273 or updates of existing subarea plans shall be considered in the same manner as
274 amendments to the ~~((e))~~Comprehensive ~~((p))~~Plan and shall be classified ~~((pursuant to))~~ in
275 accordance with K.C.C. 20.18.040~~((, except that comprehensive updates of subarea plans~~
276 ~~may be initiated by motion and the resulting amendments may be considered in the~~
277 ~~annual cycle))~~.

278 SECTION 13. Ordinance 13147, Section 30, and K.C.C. 20.18.140 are hereby
279 amended to read as follows:

280 A. In accordance with RCW 36.70A.470, a docket containing written comments
281 on suggested plan or development regulation amendments shall be coordinated by the
282 department. The docket is the means either to suggest a change or to identify a
283 deficiency, or both, in the Comprehensive Plan or development regulation. For the
284 purposes of this section, "deficiency" refers to the absence of required or potentially
285 desirable contents of the Comprehensive Plan or development regulation and does not
286 refer to whether a development regulation addressed a project's probable specific adverse
287 environmental impacts that could be mitigated in the project review process. Any
288 interested party, including applicants, citizens and government agencies, may submit
289 items to the docket.

290 B. All agencies of county government having responsibility for elements of the
291 Comprehensive Plan or implementing development regulations shall provide a means by
292 which citizens may docket written comments on the plan or on development regulations.
293 The department shall use public participation methods identified in K.C.C. 20.18.160 to
294 solicit public use of the docket. The department shall provide a mechanism for docketing
295 amendments through the Internet.

296 1. All docketed comments relating to the Comprehensive Plan shall be reviewed
297 by the department and considered for an amendment to the Comprehensive Plan.

298 2. The deadline for submitting docketed comments is ~~((June 30))~~ December 31
299 for consideration in the amendment cycle process for the following year.

300 3. By the ~~((first))~~ last business day of ~~((December))~~ April, the department shall
301 issue an executive response to all docketed comments. Responses shall include a
302 classification of the recommended changes as appropriate for either the annual or ~~((four))~~
303 eight-year cycle, and an executive recommendation indicating whether or not the
304 docketed items are to be included in the next ~~((year's))~~ executive-recommended
305 ~~((e))~~Comprehensive ~~((p))~~Plan update. If the docketed changes will not be included in the
306 next executive transmittal, the department shall indicate the reasons why, and shall
307 inform the proponent that they may petition the council during the legislative review
308 process.

309 4. By the ~~((first))~~ last business day of ~~((December))~~ April, the department shall
310 forward to the council a report including all docketed amendments and comments with an
311 executive response. The report shall include a statement indicating that the department
312 has complied with the notification requirements contained in this section.

313 5. Upon receipt of the docket report, the council shall include all proponents of
314 docketed requests in the mailing list for agendas to all committee meetings in which the
315 Comprehensive Plan will be reviewed during the next available update. At the beginning
316 of the committee review process, the council shall develop a committee review schedule
317 with dates for committee meetings and any other opportunities for public testimony and
318 for proponents to petition the council to consider docket changes that were not

319 recommended by the executive and shall attach the review schedule to the agenda
320 whenever the Comprehensive Plan is to be reviewed.

321 6 Docketed comments relating to development regulations shall be reviewed by
322 the appropriate county agency. Those requiring a Comprehensive Plan amendment shall
323 be forwarded to the department and considered for an amendment to the Comprehensive
324 Plan. Those not requiring a Comprehensive Plan amendment shall be considered by the
325 responsible county agency for amendments to the development regulations.

326 7. The docket report shall be made available through the Internet. The
327 department shall endeavor to make the docket report available within one week of
328 transmittal to the council.

329 C. In addition to the docket, the department shall provide opportunities for
330 general public comments both before the docketing deadline each year, and during the
331 executive's review periods before transmittal to the council. The opportunities may
332 include, but are not limited to, the use of the following: comment cards, electronic or
333 posted mail, Internet, public meetings with opportunities for discussion and feedback,
334 printed summaries of comments received and twenty-four-hour telephone hotlines. The
335 executive shall assure that the opportunities for public comment are provided as early as
336 possible for each stage of the process, to assure timely opportunity for public input.

337 SECTION 14. Ordinance 14047, Section 9, and K.C.C. 20.18.170 are hereby
338 amended to read as follows:

339 A. The total area added to the urban growth area as a result of this program shall
340 not exceed four thousand acres. The department shall keep a cumulative total for all
341 parcels added under this section. The total shall be updated annually through the plan

342 amendment process.

343 B. Proposals shall be processed as land use amendments to the Comprehensive
344 Plan and may be considered in either the annual or (~~four~~) eight-year cycle. Site
345 suitability and development conditions for both the urban and rural portions of the
346 proposal shall be established through the preliminary formal plat approval process.

347 C. A term conservation easement shall be placed on the open space at the time
348 the four to one proposal is approved by the council. Upon final plat approval, the open
349 space shall be permanently dedicated in fee simple to King County.

350 D. Proposals adjacent to incorporated area or potential annexation areas shall be
351 referred to the affected city and special purpose districts for recommendations.

352

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

J. Joseph McDermott, Chair

ATTEST:

Melani Pedroza, Clerk of the Council

APPROVED this ____ day of _____, _____.

Dow Constantine, County Executive

Attachments: A. 2018 Amendments to the 2016 King County Comprehensive Plan, B. 2018 Amendment to the Vashon-Maury Island Community Service Area Subarea Plan