



**KING COUNTY**

ATTACHMENT 1

**Signature Report**

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

**November 4, 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~~



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