

McD moved S1. The motion carried.

S1

June 23, 2020

[mb] Sponsor: McDermott  
Proposed No.: 2020-0208

1 **STRIKING AMENDMENT TO PROPOSED MOTION 2020-0208, VERSION 1**

2 On page 1, beginning on line 7 strike everything through page 5, line 73, and insert:

3 "WHEREAS, on February 29, 2020, Governor Inslee issued Proclamation 20-05,  
4 proclaiming a state of emergency for all counties throughout the state of Washington as a  
5 result of the coronavirus disease 2019 ("COVID-19") outbreak in the United States and  
6 confirmed person-to-person spread of COVID-19 in Washington state, and

7 WHEREAS, on March 23, 2020, Governor Inslee issued Proclamation 20-25,  
8 known as the Stay Home - Stay Healthy order, which responded to the continued  
9 worldwide spread of COVID-19, its significant progression in Washington state and the  
10 high risk it poses to vulnerable populations, by requiring that all non-essential businesses  
11 in Washington state cease operations effective midnight on March 25, 2020, allowing  
12 restaurants and food services to operate only delivery or take-away services and limiting  
13 retail to those providing essential goods after that date, and

14 WHEREAS, Governor Inslee adjusted and extended the Stay Home - Stay  
15 Healthy order through Proclamation 20-25.1, which was issued on April 24, 2020, and  
16 Proclamation 20-25.2, which was issued on April 27, 2020, and

17 WHEREAS, the closures and limitations imposed on businesses, including  
18 restaurants and retail services, that have resulted from the state of Washington's response

19 to the COVID-19 pandemic have caused significant disruptions and economic losses to  
20 local business owners and employees, and

21 WHEREAS, on May 4, 2020, Governor Inslee issued Proclamation 20-25.3,  
22 which adjusted and extended the Stay Home - Stay Healthy order and initiated a four-  
23 phased approach to reopen businesses and activities in Washington state, and

24 WHEREAS, on June 1, 2020, Governor Inslee issued Proclamation 20-25.4,  
25 known as the Safe Start - Stay Healthy ("Safe Start") plan, which provided for county-by-  
26 county movement through the four phases of reopening based on public health  
27 guidelines, and

28 WHEREAS, on June 3, 2020, the King County executive submitted a plan to  
29 allow for limited opening of businesses in a modified phase one of the Safe Start plan,  
30 and

31 WHEREAS, on June 5, 2020, the Washington state Department of Health  
32 accepted King County's modified phase one plan, and

33 WHEREAS, on June 15, 2020, the King County executive and King County  
34 council submitted a plan to allow for King County to move to phase two of the Safe Start  
35 plan, and

36 WHEREAS, on June 19, 2020, the Washington state Department of Health  
37 accepted King County's phase two plan, and

38 WHEREAS, the phase two plan allows restaurants and food services to operate  
39 indoor seating at fifty percent of normal capacity and outdoor seating at fifty percent of  
40 outdoor capacity, with all tables and chairs maintaining six feet of distance, and with  
41 additional or new outdoor seating allowed subject to maintaining six feet of distance

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42 between tables and chairs and receiving needed permits, and

43 WHEREAS, the Safe Start plan anticipates that restaurants and food services  
44 could operate up to seventy-five percent of indoor seating when King County enters  
45 phase three and full operations when King County enters phase four, and

46 WHEREAS, the phase two plan allows non-essential retail services to operate at  
47 thirty percent of capacity, and

48 WHEREAS, the Safe Start plan anticipates that nonessential retail services could  
49 begin moving toward full operations with some limitations when King County enters  
50 phase three and full operations when King County enters phase four, and

51 WHEREAS, the phase two plan allows personal services to operate at fifty  
52 percent of capacity, with the exception of one to one services in an enclosed room, and

53 WHEREAS, the Safe Start plan anticipates that personal services could begin  
54 moving toward full operations with some limitations when King County enters phase  
55 three and full operations when King County enters phase four, and

56 WHEREAS, the ability to operate existing or new outdoor seating, personal  
57 services or retail activities could have a significant positive impact on the viability of  
58 restaurants and retail services as King County moves through the phased reopening  
59 process;

60 NOW, THEREFORE, BE IT MOVED by the Council of King County:

61 A. The council requests that the executive allow restaurants, personal services  
62 and retail services in unincorporated areas of King County to use private parking areas,  
63 other private property and adjacent sidewalks, alleys or other right-of-way for additional  
64 or new outdoor seating or retail use during the county's movement through phases two

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65 and three of the Safe Start plan, with no additional permits or fees required, with steps  
66 taken as needed to ensure adequate pedestrian pathways in the right-of-way. The  
67 executive is requested to consider proposals prepared by community or business  
68 organizations for neighborhood or business district-wide, or portion thereof, outdoor  
69 commercial activities. The executive is requested to prepare any legislation or executive  
70 order necessary to implement these provisions, including, but not limited to the issuance  
71 of temporary use permits or temporary changes, if needed, to K.C.C. chapter 21A.18 and  
72 BOH Titles 5 and R5 of the King County Board of Health Code.

73 B. The council requests that the county's application for phase three of the Safe  
74 Start plan allow restaurants, personal services and retail services to operate outdoor  
75 dining, personal service or retail activities to the extent possible and in addition to the  
76 indoor dining or retail activities allowed in phase three.

77 C. The council requests that the executive provide that the provisions described  
78 in sections one and two of this motion should cease when King County enters phase four  
79 of the Safe Start plan or otherwise allows restaurants and retail services to return to  
80 normal operations, whichever comes first."

81

82 **EFFECT:**

- 83 • **Updates to reflect the fact that King County entered Phase 2 on June 19,**
- 84 **2020.**
- 85 • **Adds personal services, in addition to restaurants and retail.**

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- 86       • **Requests the Executive to consider proposals for an entire neighborhood or**  
87       **business district (or a portion of one) coordinated by a local business or**  
88       **community organization.**