

S1

March 1, 2024
Parks Title 7 Striker

[S. Hsu] Sponsor: Dembowski
Proposed No.: 2024-0007

1 **STRIKING AMENDMENT TO PROPOSED ORDINANCE 2024-0007, VERSION**

2 **1**

3 On page 2, beginning on line 72, strike everything through page 40, line 876, and insert:

4 "BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

5 SECTION 1. Ordinance 14509, Section 4, as amended, and K.C.C. 7.01.010 are
6 hereby amended to read as follows:

7 The definitions in this section apply throughout this title and K.C.C. chapter 4.57,
8 unless the context clearly requires otherwise.

9 A. "Advertising" means promotional activity for the financial gain of those
10 undertaking the activity or causing the activity to be undertaken, including, but not
11 limited to, placing signs, posters, placards, or any other display device in publicly visible
12 location within a parks and recreation facility. "Advertising" does not include posting of
13 an announcement on a community bulletin board, consistent with any applicable rules for
14 the use of community bulletin boards.

15 B. "Aircraft" means any machine or device designed to travel through the air
16 including, but not limited to, airplanes, helicopters, (~~ultra-light~~) ultralight-type planes,
17 gliders, hang gliders, paragliders, remote-control model planes and gliders, rockets,
18 drones, hot-air balloons, kites, and balloons.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

19 C. "Alcoholic beverages" or "liquor" includes the four varieties of liquor defined
20 as alcohol, spirits, wine₂ and beer, all fermented, spirituous, vinous, or malt liquor, and all
21 other intoxicating beverages, and every liquor, solid₂ or semisolid₂ or other substance,
22 patented or not, containing alcohol, spirits, wine₂ or beer((;))₂ all drinks or drinkable
23 liquids₂ and all preparations or mixtures capable of human consumption. Any liquor,
24 semisolid, solid₂ or other substance that contains more than one percent alcohol by weight
25 shall be conclusively deemed to be intoxicating.

26 D. "Associated marine area" means any water area within one hundred feet of
27 any parks and recreation facility such as a dock, pier, float, buoy, log boom₂ or other
28 human-made, marine structure or object₂ that is part of a parks and recreation facility,
29 only if the area does not include private property.

30 E. "Backcountry trail" means any natural surface trail intended exclusively for
31 passive recreation such as hiking, horseback riding, mountain biking, running, and nature
32 observation.

33 F. "Boat" means any contrivance up to sixty-five feet in length overall, used or
34 capable of being used as a means of transportation on water.

35 ((F-)) G. "Camper" means a motorized vehicle containing either sleeping or
36 housekeeping accommodations, or both, and shall include a pickup truck with camper, a
37 van or van-type ((body)) vehicle, a bus, or any similar type vehicle.

38 ((G-)) H. "Campfire" means any open flame from a wood source.

39 I. "Camping" means erecting a tent or shelter or arranging bedding or both for the
40 purpose of, or in such a way as will permit₂ remaining overnight, or parking a trailer,
41 camper₂ or other vehicle for the purpose of remaining overnight.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

42 ~~((H.))~~ J. "Campsite" means camping sites designated by the director.

43 ~~((I.))~~ K. "Change" a fee means to alter the amount of a fee.

44 ~~((J.))~~ L. "Class 1 electric-assisted bicycle" means an electric-assisted bicycle in
45 which the motor provides assistance only when the rider is pedaling and ceases to provide
46 assistance when the bicycle reaches the speed of twenty miles per hour.

47 M. "Class 2 electric-assisted bicycle" means an electric-assisted bicycle in which
48 the motor may be used exclusively to propel the bicycle and is not capable of providing
49 assistance when the bicycle reaches the speed of twenty miles per hour.

50 N. "Class 3 electric-assisted bicycle" means an electric-assisted bicycle in which
51 the motor provides assistance only when the rider is pedaling and ceases to provide
52 assistance when the bicycle reaches the speed of twenty-eight miles per hour and is
53 equipped with a speedometer.

54 O. "Commercial watercraft" means any watercraft used for any commercial
55 purpose, but does not include a commercial watercraft operated in a marine area or
56 marine facility under a concession agreement, lease, or other permit or contract with the
57 division.

58 P. "Concession" means the privilege or authority to sell goods or services within
59 parks and recreation facilities or to operate parks and recreation facilities or a portion
60 thereof.

61 ~~((K.))~~ Q. "Concession contract" or "concession agreement" means the agreement
62 granting a person a concession with respect to a parks and recreation facility.

63 ~~((L.))~~ R. "Department" means the department of natural resources and parks.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

64 ~~((M.))~~ S. "Director" means the director of the department of natural resources and
65 parks or the director's designee.

66 ~~((N.))~~ T. "Discrimination" means any action or failure to act, whether by single
67 act or part of a practice, the effect of which is to adversely affect or differentiate between
68 or among ~~((individuals))~~ persons or groups of ~~((individuals))~~ persons, because of ~~((race,~~
69 ~~color, religion, national origin, age, sex, marital status, parental status, sexual orientation,~~
70 ~~gender identity or expression, the presence of any sensory, mental, or physical handicap,~~
71 ~~or the use of a service or assistive animal))~~ sex, race, color, national origin, religious
72 affiliation, disability, sexual orientation, gender identity or expression, age except by
73 minimum age and retirement provisions, status as a family caregiver, military status or
74 status as a veteran who was honorably discharged or who was discharged solely as a result
75 of the person's sexual orientation or gender identity or expression, or use of a service or
76 assertive animal. For the purposes of this subsection, "service or assistive animal" means
77 any dog guide, signal or hearing dog, seizure response dog, therapeutic companion
78 animal, or other animal that does work, performs tasks, or provides medically necessary
79 support for the benefit of a ~~((n individual))~~ person -with a disability.

80 ~~((O.))~~ U. "Division" means the parks and recreation division of the department of
81 natural resources and parks.

82 ~~((P.))~~ V. "Electric-assisted bicycle" is consistent with RCW 46.37.690 and means
83 a bicycle with two or three wheels, a saddle, fully operative pedals for human propulsion,
84 and an electric motor. An electric-assisted bicycle must have:

85 1. A motor with a power output of no more than seven hundred fifty watts; and

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

86 2. A label, displayed in a prominent location, printed in Arial font and at least
87 nine-point type that contains the classification number, top assisted speed, and motor
88 wattage.

89 W. "Eliminate" a fee means to remove a fee.

90 ~~((Q-))~~ X. "Establish" a fee means to impose a fee for an activity for which a fee
91 was not being charged.

92 ~~((R-))~~ Y. "Facility," "facilities," "parks and recreation facility," "parks and
93 recreation facilities" or "park area" means the following that are owned or otherwise
94 under the jurisdiction of the parks and recreation division of the department of natural
95 resources and parks: any building~~((;))~~ or portion thereof, or other structure, park, open
96 space, natural area, resource or ecological land, marine area, trail, or other property
97 ~~((owned or otherwise under the jurisdiction of the parks and recreation division of the~~
98 ~~department of natural resources and parks)).~~

99 ~~((S-))~~ Z. "Facility manager" means the person designated to manage a specific
100 parks and recreation facility.

101 ~~((T. "High use areas" means areas of parks and recreation facilities where people~~
102 ~~congregate. "High use areas" include athletic fields, off-leash dog parks, parking lots,~~
103 ~~picnic shelters, playgrounds, sports courts, trailheads, and any other areas designated as~~
104 ~~high use areas by the director.~~

105 U. "Manager" means the manager of the parks and recreation division of the
106 department of natural resources and parks.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

107 ~~V-~~) AA. "Mechanical trapping device" means any device, including, but not
108 limited to, a snare or machine, that shuts suddenly upon contact by an animal, and any
109 device that kills or inflicts physical pain and injury upon a captured animal.

110 BB. "Micromobility device" means a personal vehicle meant to carry one or two
111 passengers ~~and~~ ~~are~~ ~~that is propelled by that has~~ an electric motor, including, but not
112 limited to, ~~and includes~~ electric-assisted bicycles, motorized foot scooters, electric
113 skateboards, and other relatively small and lightweight electric devices that provide
114 mobility.

115 CC. "Motor vehicle" means any self-propelled device capable of being moved
116 upon a road, and in, upon or by which any persons or property may be transported or
117 drawn, and shall include, but not be limited to, automobiles, trucks, motorcycles,
118 ~~((motor))~~ scooters, jeeps or similar type four-wheel drive vehicles, and all-terrain
119 vehicles or snowmobiles, whether or not they can be legally operated upon the public
120 highways ~~and whether or not they are powered by fuel or electricity.~~ "Motor vehicle"
121 does not include a micromobility device.

122 ~~((W-))~~ DD. "Naming rights" means rights to name a facility, except parks, after a
123 person for a term of years in exchange for consideration.

124 ~~((X-))~~ EE. "Pack animal" means any domesticated herbivorous animal, other than
125 a horse, traditionally used to transport people or cargo, such as an alpaca, burro, llama,
126 mule, ox, or goat.

127 FF. "Parks and recreation purposes" means any lawful purpose of the division.

128 ~~((Y-))~~ GG. "Person" means all natural persons, groups, entities, firms,
129 partnerships, corporations, governmental and quasi-governmental entities, clubs, and all

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

130 associations or combination of persons whether acting for themselves or as an agent,
131 servant, or employee.

132 ~~((Z.))~~ HH. "Permit" means an authorization for the use of parks and recreation
133 facilities that imposes conditions on the permittee in addition to those conditions imposed
134 on the general public.

135 ~~((AA.))~~ II. "Regional trail" means a regionally-significant, shared-use path for
136 bicycling, walking, jogging, skating, horseback riding, or other nonmotor use that
137 provides recreational opportunities and enhances regional mobility. "Regional trail"
138 includes, but is not limited to, the Burke-Gilman trail, the Cedar River trail, the East Lake
139 Sammamish trail, the Eastrail, the Foothills trail, the Green-to-Cedar Rivers trail, the
140 Issaquah-Preston trail, the Lake-to-Sound trail, the Marymoor Connector trail, the
141 Preston-Snoqualmie trail, the Sammamish River trail, the Snoqualmie Valley trail, and
142 the Soos Creek trail.

143 JJ. "Rocket" means any device containing a combustible substance that when
144 ignited, propels the device forward.

145 ~~((BB.))~~ KK. "Set" a fee means to change or eliminate a fee, including
146 determining, changing, or eliminating a range for a fee. "Set" does not include selecting
147 a fee in a previously set range for a fee.

148 ~~((CC.))~~ LL. "Spirits" means any beverage that contains alcohol obtained by
149 distillation, including wines exceeding twenty-four percent of alcohol by volume.

150 ~~((DD.))~~ MM. "Sponsorship" means providing consideration to support specific
151 parks and recreation facilities or activities, generally in exchange for advertising on
152 county property, through county media, or otherwise, or other promotional consideration.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

153 (~~EE~~) NN. "Tobacco product" means cigarettes, cigars, vapor products, pipe
154 tobacco, and chewing tobacco.

155 (~~FF~~) OO. "Trail" means any path, track, or (~~right-of-way~~) right of way
156 designed for use by pedestrians, bicycles, equestrians, or other nonmotorized modes of
157 transportation, including, but not limited to, a backcountry trail and a regional trail.

158 (~~GG~~) PP. "Trailer" means a towed vehicle that contains sleeping or
159 housekeeping accommodations.

160 (~~HH~~) QQ. "Trailer site" means a designated camping site that has either water
161 or electrical facilities, or both, available for hookup.

162 (~~H~~) RR. "User fee" means a fee charged for the use of parks and recreation
163 facilities, activities and programs, including, but not limited to, general facilities
164 admission, classes and workshops, sponsored leagues and tournaments, gymnasium and
165 field usage for games and practice, field lights and other equipment, concessions,
166 parking, camping, special event admission, rooms for meetings, conference banquets and
167 other indoor activities, kitchen, and equipment. "User fee" does not include the cost of
168 purchasing tangible personal property sold by the division. "User fee" also does not
169 include charges made under:

- 170 1. An advertising, sponsorship, or naming rights agreement in accordance with
171 K.C.C. 7.08.080;
- 172 2. A concession contract in accordance with K.C.C. chapter 4.57;
- 173 3. A lease, rental, or use agreement in accordance with K.C.C. 4.56.150; or
- 174 4. A special use permit in accordance with K.C.C. 7.12.050.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

175 ~~((H.))~~ SS. "Vessel" means any contrivance more than sixty-five feet in length
176 overall, used or capable of being used as a means of transportation on water.

177 SECTION 2. Ordinance 14509, Section 7, as amended, and K.C.C. 7.08.060 are
178 hereby amended to read as follows:

179 A. The director shall set user fees in accordance with this section.

180 B. The director shall set user fees for all parks and recreation facilities and
181 programs for which specific users can be readily identified and charged, unless the
182 director determines that the administrative costs to collect the fees are likely to exceed
183 revenues.

184 C. In setting user fees, the director shall consider the following, among other
185 factors:

- 186 1. The cost of providing services and the demand for services;
- 187 2. The administrative costs of collecting the fees;
- 188 3. The user's ability to pay;
- 189 4. Maximizing nontax revenue for the support of parks and recreation facilities;
- 190 5. ~~((The target revenue rate from user fees, which are:~~
 - 191 a. ~~for swimming pools, at least fifty percent of operation and maintenance~~
192 ~~costs, including overhead;~~
 - 193 b. ~~for the Weyerhaeuser King County Aquatic Center, at least fifty percent of~~
194 ~~the operation and maintenance costs, including overhead;~~
 - 195 c. ~~for the King County fairgrounds, at least one hundred percent of operation~~
196 ~~and maintenance costs, including overhead;~~

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

197 d. ~~for ballfields, at least thirty percent of operation and maintenance costs,~~
198 ~~including overhead; and~~

199 e. ~~for all other activities, at least thirty percent of operation and maintenance~~
200 ~~costs, including overhead))~~ Access to parks and natural resources as a determinant of
201 equity as defined in K.C.C. 2.10.210.B.; and

202 6. Comparable fees in other area jurisdictions.

203 D. User fees for youth shall generally be set lower than comparable fees for
204 adults.

205 E. Consistent with applicable law, the director may waive, in whole or in part,
206 user fees or provide or facilitate scholarships for ~~((individuals)) persons, ((meeting~~
207 ~~federally established low income criteria,))~~ persons, or organizations that serve persons,
208 meeting an eligibility threshold of two hundred percent of the federal poverty level, to
209 help ensure that no one is denied access to parks and recreation facilities or activities
210 based solely on an inability to pay. The director shall adopt rules in accordance with
211 K.C.C. chapter 2.98 that establish the circumstances for which these waivers or
212 scholarships are available and the process for granting the waivers or scholarships. In
213 addition, the director may waive user fees as part of a concession, advertising, or
214 sponsorship agreement under which the county receives consideration equal to or greater
215 than the total amount of the fees to be waived. The director shall document all waivers of
216 user fees.

217 F. The director shall set user fees in a way that clearly and simply states the
218 amounts and the facilities or programs to which the fees apply. The director may set
219 ranges for particular user fees and select fees within those ranges.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

220 G. The director shall make available to the public a description of the
221 department's procedures for setting user fees. The description shall include information
222 on how to inquire about the department's proposed and adopted user fees and public
223 comment opportunities.

224 H.1. The director shall give at least twenty days' notice of its intention to set user
225 fees by providing notice:

226 a. in writing or by electronic format, to:

227 (1) the clerk of the council;

228 (2) all council members; and

229 (3) all persons who have made a timely request for advance notice of fee
230 setting;

231 b. by posting notice at affected facilities; ~~((and))~~

232 c. by ~~((publishing in the official county newspaper a summary of the notice of
233 the proposed action, including the information in subsection H.2.a. through e. of this
234 section))~~ posting a notice on the parks and recreation division's web page; and

235 d. through the parks and recreation division's list-serve and social media
236 channels.

237 2. The notice made ~~((in))~~ under subsection H.1. of this section shall:

238 a. include a reference to this section;

239 b. include a reference to the facility or program to which the fee will be
240 applied;

241 c. include a date and place by which comments must be submitted;

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

242 d. specify whether the proposal is the determination, change or elimination of a
243 fee;

244 e. if the proposal is to change a fee, indicate both the amount of the existing
245 fee and the proposed fee; and

246 f. state the reason for and methodology used to determine the proposed new
247 fee.

248 3. Selecting a different user fee within a set range does not require notice.

249 4. The director shall consider all comments received by the prescribed date for
250 comment before the user fee is set.

251 I. A user fee is set when signed by the director. A user fee takes effect ten days
252 after it is set.

253 J. Once a user fee is set, the division shall post the amount of the fee in both
254 written and electronic form for inspection, review and copying by the public, including
255 providing a copy, in writing or by electronic format, of the fee to the clerk of the county
256 council and each member of the county council and posting the fee on the website.

257 K. The director ~~((may))~~ shall not increase a fee, or the upper end of the range of a
258 fee, more than fifty percent of that which is in place for the fee or range, unless the
259 authority to set the fee is granted by the council by ordinance. However, for the
260 convenience of parks users and to reduce administrative expenses, an increase in the daily
261 parking fee of no more than fifty percent may be rounded up one time only to the next
262 highest dollar.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

263 L. The director ~~((may))~~ shall not increase a fee or the upper end of the range of a
264 fee, within one hundred twenty days of a previous increase to the fee or range, unless the
265 authority for the increase is granted by the council by ordinance.

266 M. A fee ~~((may))~~ shall not be established unless the fee is approved by the
267 council by ordinance.

268 N. All persons using King County parks and recreation facilities shall pay any
269 applicable user fees, except as provided in subsection E₂ of this section.

270 O. User fees generated under this chapter shall be applied solely to parks and
271 recreation purposes.

272 SECTION 3. Ordinance 14509, Section 9, and K.C.C. 7.08.070 are hereby
273 amended to read as follows:

274 A. Consistent with K.C.C. chapter 3.04, the director may solicit and accept from
275 the general and business communities and all other persons, gifts, bequests and donations
276 to the county of or in support of parks and recreation facilities and programs.

277 B. All gifts, bequests and donations of money to the county for parks and
278 recreation purposes shall be deposited and credited to the parks trust and contribution
279 fund created under K.C.C. ~~((4.08.095))~~ 4A.200.510.

280 C. The director shall assure that expenditures from the gift, bequest or donation
281 are consistent with the terms, if any, requested by the grantor.

282 SECTION 4. Ordinance 14509, Section 10, and K.C.C. 7.08.080 are hereby
283 amended to read as follows:

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

284 A. The director may negotiate and enter into advertising, sponsorship and naming
285 rights agreements for the purpose of providing financial support for parks and recreation
286 facilities and programs.

287 B.1. Advertising is prohibited at parks and recreation facilities unless the
288 advertising is under an agreement or permit identified in K.C.C. 7.08.100. Advertising
289 shall be restricted to commercial speech.

290 2. Agreements authorizing advertising at parks and recreation facilities shall
291 contain provisions to ensure that advertising is consistent with the existing aesthetics of
292 the particular facility. To the extent feasible, agreements shall specify that advertising
293 signs have a consistent look throughout a particular facility, such as similar sizes and
294 background colors, and that the signs are affixed in a way that minimizes wear and tear
295 on parks and recreation facilities. Except for signs associated with lighted scoreboards,
296 the director ~~((shall))~~ may shall not enter into agreements authorizing neon signs and light
297 boards for outdoor areas at parks and recreation facilities. Unless authorized by
298 ordinance, advertising in ~~((regional))~~ any open space land, resource and ecological
299 land~~((s))~~~~((s shall))~~ may shall not be larger than two feet in either height or width. All
300 sign agreements shall require that the signs be removed at the end of the agreement term.

301 C. Advertisers and sponsors shall agree not to engage in
302 discrimination.~~((Furthermore, an advertising, sponsorship or naming rights agreement
303 may not result in the advertisement of spirits or tobacco products in violation of K.C.C.
304 chapter 12.51.))~~

305 D. An advertising, sponsorship or naming rights agreement may shall not result
306 in the advertisement of spirits, or of tobacco products in violation of K.C.C. chapter

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

307 12.51. The director may impose additional subject-matter restrictions on advertising,
308 sponsorship and naming rights agreements consistent with applicable law and the use of
309 parks and recreation facilities by citizens of all ages, in particular young children and
310 families.

311 E. Revenue generated from advertising, sponsorship, and naming rights
312 agreements entered into under this section shall be applied solely to parks and recreation
313 purposes.

314 SECTION 5. Ordinance 6798, Section 2, as amended, and K.C.C. 7.12.020 are
315 hereby amended to read as follows:

316 A. The playgrounds, activity centers, pools and other facilities of the division are
317 established by law for public recreation purposes, including, but not limited to, the
318 provision of community services by third parties.

319 B. The director is authorized to adopt rules, under the procedures specified in
320 K.C.C. chapter 2.98, that are not inconsistent with this chapter or other King County
321 ordinances for the management, control, and use of facilities.

322 SECTION 6. Ordinance 6798, Section 3, and K.C.C. 7.12.030 are hereby
323 amended to read as follows:

324 ~~((The manager shall promulgate rules setting forth the times and conditions upon~~
325 ~~which the county parks and recreation facilities will be open, closed, or used by the~~
326 ~~public. Such rules shall be promulgated in accordance with the procedures established in~~
327 ~~K.C.C. 2.98.)) A. Except as provided in a lease, use agreement, or concession
328 agreement, the operating hours for all county parks and recreation facilities, other than
329 regional trails, are from thirty minutes before sunrise to thirty minutes after sunset.~~

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

330 B. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to
331 establish the operating hours for regional trails. Until the director adopts rules, this
332 subsection applies. Regional trails are open to public use daily from thirty minutes
333 before sunrise to thirty minutes after sunset unless the director temporarily closes a
334 regional trail or modifies hours of operation if necessary to protect the public health,
335 safety, or welfare or to protect the environment or public assets.

336 SECTION 7. Ordinance 14509, Section 14, and K.C.C. 7.12.035 are hereby
337 amended to read as follows:

338 A. The ~~((manager))~~ director may designate portions of parks and recreation
339 facilities that are permanently or indefinitely off limits to the general public for the
340 purpose of protecting park resources or the environment, or for the purpose of protecting
341 the public from conditions that constitute a potential safety hazard. Any portion of a
342 facility that is designated as permanently or indefinitely off limits under this section must
343 have posted notice of the designation. ~~((The manager may delegate the authority granted~~
344 ~~under this section to division employees with appropriate restrictions.))~~

345 B. ~~This section does not affect the director's authority to~~ may temporarily close
346 part or all of any parks and recreation facility to the public for purposes of maintenance
347 or construction, including site restoration, or to protect the public from conditions that
348 constitute a potential safety hazard.

349 SECTION 8. Ordinance 6798, Section 5, as amended, and K.C.C. 7.12.050 are
350 hereby amended to read as follows:

351 A. Uses not meeting all of the requirements in K.C.C. 7.12.040, and any other
352 private uses of parks and recreation facilities of less than ~~((thirty))~~ one hundred twenty

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

353 days in a twelve-month period not governed by another code provision, may be
354 authorized by special use permits granted by the director. A fee shall be charged for
355 those uses. The director shall determine the amount of the fee. As appropriate, the
356 director shall specify special conditions of use and note the conditions on the special use
357 permit. Special use permits may have a term of up to five years without requiring council
358 approval.

359 B. Those applying for special use permits for activities at which the consumption
360 of alcoholic beverages is intended must meet the requirements of state law with respect to
361 liquor permits and this chapter. During the course of the activity, the state liquor permit
362 must be displayed within the area.

363 SECTION 9. Ordinance 6798, Section 11, as amended, and K.C.C. 7.12.110 are
364 hereby amended to read as follows:

365 During all periods of use, persons using facilities by permit shall, except when a
366 waiver is obtained from the department, obtain and maintain public liability insurance
367 acceptable to the county and/or other insurance necessary to protect the public and the
368 county on premises to be used, with limits of liability not less than: ~~(((\$500,000))~~ one
369 million dollars per each person personal injury; ~~(((\$500,000))~~ one million dollars per each
370 occurrence personal injury; ~~(((\$250,000))~~ one million dollars per each occurrence property
371 damage; or a combined single-limit personal injury ~~((and/))~~ or property damage, or both,
372 liability of ~~(((\$1,000,000))~~ two million dollars per occurrence. Persons shall provide a
373 certificate of insurance, or, upon written request of the county, a duplicate of the policy,
374 as evidence of the insurance protection provided. ~~((This))~~ The insurance ~~((shall))~~

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

375 ~~may~~shall -not be cancelled or reduced without prior written notice to the county at least
376 thirty days in advance of the cancellation.

377 SECTION 10. Ordinance 6798, Section 14, and K.C.C. 7.12.140 are hereby
378 amended to read as follows:

379 ~~((The m))~~Misuse of a park facility or ~~((the))~~ failure to conform with these
380 regulations, the instructions of division employees, or the conditions of a permit, ~~((will~~
381 ~~be))~~ is a sufficient reason for ((denying)) the division to deny a person's subsequent
382 application for any future permit((s)).

383 NEW SECTION. SECTION 11. There is hereby added to K.C.C. chapter 7.12,
384 Part III, a new section to read as follows:

385 A person may camp in any park area only where designated and posted as a
386 campsite or trailer site and shall meet the following conditions:

387 A. Occupancy of a campsite or trailer site is limited to seven consecutive days
388 within a thirty-day period. The director may designate and post a shorter limit for any
389 site;

390 B. The number of vehicles occupying a campsite or trailer site is limited to one
391 car or camper, or one vehicle with trailer. The director may designate and post a higher
392 limit on the number of vehicles or a limit on the permitted length of a camper or trailer
393 for any site; and

394 C. Fees for the use of campsites or trailer sites are due and payable daily. The
395 daily fee covers use of the site until the vacating time on the following day. If the site is
396 not vacated by the vacating time and all personal property is not removed, an additional
397 use fee may be charged.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

398 NEW SECTION. SECTION 12. There is hereby added to K.C.C. chapter 7.12,
399 Part III, a new section to read as follows:

400 A person may ignite or maintain a campfire in any park area only where such use
401 is designated and posted; and either the park area is equipped with a containment device
402 such as a stove or fire ring; or a person brings such a device capable of containing a
403 campfire. Also, campfires ~~may~~ shall not be ignited or maintained in the following
404 circumstances:

- 405 A. During an air quality burn ban issued by the Puget Sound Air Pollution
- 406 Control Agency;
- 407 B. During a fire-safety burn ban issued by the fire marshal; or
- 408 C. Between 11:00 p.m. and 6:00 a.m.

409 NEW SECTION. SECTION 13. There is hereby added to K.C.C. chapter 7.12,
410 Part III, a new section to read as follows:

411 A. A person may operate a motor vehicle in a park area while the vehicle is being
412 used for a noncommercial purpose related to use of the park area for recreation or another
413 authorized purpose. Through traffic is not permitted within the boundaries of any park
414 area. The limitations in t~~t~~his subsection A. does not apply to emergency vehicles or
415 maintenance vehicles, commercial vehicles, or construction vehicles, authorized by the
416 department;

417 B. A person may operate a motor vehicle in a park area while the vehicle is being
418 used for commercial purposes only in the service of the division at the request of an
419 employee of the division, by express permission of the director for a special activity
420 consistent with King County park use or on county roads or state highways; and

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

421 C. A person driving a motor vehicle in a park area ~~may~~shall not exceed a speed
422 of twenty-five miles per hour or as otherwise posted, having due regard for traffic on, and
423 the surface and width of, the road. In no event shall a person drive at a speed that
424 endangers the safety of persons, property, or wildlife. However, in ~~a~~a campsite, ~~a~~a picnic,
425 utility, or headquarters areas or in an area of general public assemblage, a person shall
426 not exceed a speed of fifteen miles per hour.

427 NEW SECTION. SECTION 14. There is hereby added to K.C.C. chapter 7.12,
428 Part III, a new section to read as follows:

429 A person may park a motor vehicle in any park area only when the person is using
430 the area for the designated recreational purpose and the vehicle is parked either in the
431 designated parking area, or in another area with the permission of a facility manager. A
432 person shall not conduct business from a parked vehicle without a permit. A vehicle shall
433 not be parked, left standing, or abandoned, in any park area after closing time except by
434 persons who have paid the applicable useu fees to camp in campsites or trailer sites, ~~or~~to
435 moor boats overnight at designated associated marine area or marine facility sites, or to
436 use persons using a park area as part of an event authorized by the division. A vehicle
437 found parked in violation of this section may be impounded at the owner's expense.

438 NEW SECTION. SECTION 15. There is hereby added to K.C.C. chapter 7.12,
439 Part III, a new section to read as follows:

440 A person may occupy an associated marine area unless otherwise posted and shall
441 meet the following conditions:

442 A. Occupancy of any portion of a marine facility is limited to three consecutive
443 days in a seven-day period. The director may designate and post a shorter or longer

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

444 occupancy period for a marine facility. A boat or vessel found to be in violation of this
445 chapter may be impounded at the owner's expense;

446 B. Use of commercial watercraft is permitted in an associated marine area only
447 when authorized by the director or facility manager;

448 C. Mooring, anchoring, docking, or berthing a boat or other object overnight in a
449 park area or associated marine area is permitted only where designated and posted;

450 D. Tandem moorage of up to three boats or other objects tied or rafted together
451 when moored, docked, or berthed adjacent to a dock, pier or float is permitted in a park
452 area;

453 E. Boat launching is permitted only in designated and posted areas, except in an
454 emergency situation. Swimming and sunbathing are not permitted in any designated boat
455 launching areas; and

456 F. Use or flushing of any marine head ~~which~~that, when flushed, emits its
457 contents directly into the waters of a lake, river, Puget Sound, or any other water area, is
458 not permitted. Dumping of any human or animal waste while moored, anchored, docked
459 or berthed in a park area or associated marine area or when entering or leaving ~~the~~such
460 area is not permitted.

461 NEW SECTION. SECTION 16. There is hereby added to K.C.C. chapter 7.12,
462 Part III, a new section to read as follows:

463 A person may fish or take shellfish and under ~~shall meet t~~he following
464 conditions:

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

465 A. Fishing is permitted in a park area unless the area is designated and posted
466 with a sign prohibiting fishing. All state and federal laws, rules, and regulations relating
467 to season, limits, and methods of fishing apply to fishing in a park area; and

468 B. All state and federal laws, rules, and regulations, treaty obligations, leases, and
469 health advisories relating to season, limits, and methods of taking apply to the taking of
470 shellfish in or accessed through a park area.

471 NEW SECTION. SECTION 17. There is hereby added to K.C.C. chapter 7.12,
472 Part III, a new section to read as follows:

473 A. Domestic pet animals are permitted in all park areas except play areas and
474 athletic fields or where otherwise prohibited by posting. Any such a posting will not
475 apply to service animals or activities authorized by a permit issued under K.C.C.
476 7.12.050.

477 B. Except in a designated off-leash area for dogs, pet animals must be kept on a
478 leash no greater than eight feet long and under control at all times. A pet animal required
479 to be on a leash shall not be allowed to remain unattended or insecurely tied. The
480 director may designate and post off-leash areas for dogs. Dogs in designated off-leash
481 areas must be accompanied by the dog's owner or other caretaker, be under vocal control,
482 and not cause a nuisance or safety hazard.

483 C. Any person with a pet animal shall be responsible for the conduct of the
484 animal and for removing from the park area feces deposited by the animal.

485 D. Pet animals must not be allowed to bite or in any way molest or annoy park
486 visitors or bark continuously.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

487 E. Horses and pack animals are permitted in all park areas except: buildings;
488 designated swimming areas; play areas, including athletic fields; areas where persons are
489 picnicking; or areas designated and posted as closed to horses or pack animals unless
490 permitted by director. A horse or pack animal shall not be allowed to stand unattended or
491 insecurely tied. Any person with a horse or pack animal shall be responsible for the
492 conduct of the animal and for removing from the park area feces deposited by the animal.

493 NEW SECTION. SECTION 18. There is hereby added to K.C.C. chapter 7.12,
494 Part III, a new section to read as follows:

495 A person ~~may~~ shall not clean fish or other food or wash clothing or other articles
496 for personal or household use, a pet animal, or any vehicle, except at park areas
497 designated and posted for such a use.

498 NEW SECTION. SECTION 19. There is hereby added to K.C.C. chapter 7.12,
499 Part III, a new section to read as follows:

500 A. A person ~~may~~ shall not enter the following park areas:

501 1. Areas designated and posted as off-limits or temporarily closed ~~by the~~
502 ~~director~~; and

503 2. Areas covered with ice unless specifically designated and posted as
504 permitting travel on ice.

505 B. This section does not apply to law enforcement officers, firefighters,
506 paramedics, or authorized county employees or contractors.

507 NEW SECTION. SECTION 20. There is hereby added to K.C.C. chapter 7.12,
508 Part III, a new section to read as follows:

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

509 A person ~~may~~ shall not enter or remain in a park area outside regular park hours
510 except persons who have paid the applicable user fees to camp in campsites or trailer
511 sites, ~~to~~ ~~or~~ moor boats overnight at designated marine area or marine facility sites, and to
512 use persons using a park area as part of an event authorized by the director. If a person is
513 using a regional trail that passes through another park area, the hours applicable to the
514 regional trail apply.

515 NEW SECTION. SECTION 21. There is hereby added to K.C.C. chapter 7.12,
516 Part III, a new section to read as follows:

517 A person ~~may~~ shall not litter in any park area. Bottles, broken glass, ashes, food,
518 wastepaper, cans, or other rubbish or waste must be deposited in a garbage can or other
519 waste, or recycling receptacle, designated for those purposes, or packed out by the person
520 using the park area.

521 NEW SECTION. SECTION 22. There is hereby added to K.C.C. chapter 7.12,
522 Part III, a new section to read as follows:

523 A person ~~may~~ shall not, in any park area, except by lease under K.C.C. chapter
524 4.56, concession contract under K.C.C. chapter 4.57, advertising, sponsorship, or naming
525 rights agreement under K.C.C. 7.08.080, or permits under K.C.C. 7.12.040 or 7.12.050:

526 A. Solicit, sell, ~~or~~ peddle, or give away, any goods, services, wares, merchandise,
527 liquids, or edibles;

528 B. Post or distribute any circulars or signs;

529 C. Use any loudspeakers or other amplifying devices; or

530 D. Operate any business or conduct any for-profit activity.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

531 NEW SECTION. SECTION 23. There is hereby added to K.C.C. chapter 7.12,
532 Part III, a new section to read as follows:

533 A. A person ~~may~~shall not sell, open, or possess alcoholic beverages in an open
534 container or consume any alcoholic beverage in a park area or associated marine area
535 except in areas designated and posted by the director. Alcohol sales, possession, and
536 consumption shall comply with Washington state laws and regulations.

537 B. Entering or remaining in a park area or associated marine area while in a state
538 of intoxication is prohibited.

539 NEW SECTION. SECTION 24. There is hereby added to K.C.C. chapter 7.12,
540 Part III, a new section to read as follows:

541 A person ~~may~~shall not open a package containing marijuana, useable marijuana,
542 marijuana-infused products, or marijuana concentrates, or consume marijuana, useable
543 marijuana, marijuana-infused products, or marijuana concentrates in a park area.

544 NEW SECTION. SECTION 25. There is hereby added to K.C.C. chapter 7.12,
545 Part III, a new section to read as follows:

546 A person ~~may~~shall not use tobacco products in park areas except where
547 designated and posted.

548 NEW SECTION. SECTION 26. There is hereby added to K.C.C. chapter 7.12,
549 Part III, a new section to read as follows:—

550 A. Regional trails, backcountry trails, other trails, and paved pathways in park
551 areas are open to all users, unless designated and posted in accordance with subsection E.
552 of this section; provided a person shall not use a motor vehicle or micromobility device
553 except as authorized by this section.—

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

554 B. Authorized maintenance, police, and emergency vehicles, as well as
555 micromobility devices used by persons with disabilities, including but not limited to
556 power-driven wheelchairs and scooters, are allowed on trails and on paved pathways in
557 park areas.

558 C. A person may operate a micromobility device as defined in section
559 7.01.010.BB and a Class 1 or Class 2 electric-assisted bicycle only on regional trails and
560 paved pathways within park areas unless prohibited by state or federal law. The director
561 shall post those regional trails and paved pathways where these uses are prohibited. A
562 person shall not operate a Class 3 electric-assisted bicycle on any trails or pathways
563 within park areas.

564 D. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit
565 the use of motor vehicles or micromobility devices on trails and pathways under specified
566 conditions.

567 E. The director may further restrict permitted uses on individual trails and
568 pathways and shall post such additional restrictions at park entrances or trailheads or, in
569 some cases, on individual trails.

570 ~~A. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit the~~
571 ~~use of motor vehicles on trails under specified conditions. Until the director adopts rules,~~
572 ~~this subsection applies. A person may not use a motor vehicle on King County trails.~~
573 ~~For the purposes of this section, "motor vehicles" means any form of transportation~~
574 ~~powered by an internal combustion or electric motor, and "motor vehicles" includes, but~~
575 ~~is not limited to, automobiles, golf carts, mopeds, motor scooters, and motorcycles. This~~
576 ~~section does not apply to wheelchairs, scooters, or other power-driven mobility devices~~

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

577 ~~for the disabled powered by electric motors, or to authorized maintenance, police, or~~
578 ~~emergency vehicles.~~

579 ~~—— B. The director may adopt rules as authorized under K.C.C. 7.12.020.B. to permit~~
580 ~~the use of electric-assisted bicycles and other micromobility devices on trails under~~
581 ~~specified conditions. Until the director adopts rules, this subsection applies. A person~~
582 ~~may operate a Class 1 or Class 2 electric-assisted bicycle only on regional trails and~~
583 ~~paved pathways within park areas intended for bicycle use. A person may not operate a~~
584 ~~Class 3 electric-assisted bicycle anywhere in park areas.~~

585 ~~—— C. Regional trails, local trails, and paved pathways are open to non-motor users~~
586 ~~unless otherwise designated and posted. Backcountry trails may be used by pedestrians,~~
587 ~~bicyclists, equestrians, and pack animals for recreational purposes unless otherwise~~
588 ~~designated and posted. The director may further restrict permitted uses on individual~~
589 ~~trails and shall post such additional restrictions at park entrances or trailheads or, in some~~
590 ~~cases, on individual trails.~~

591 DF. A person who uses or travels in any manner on a trail, shall follow the
592 following trail user code of conduct, which is:

593 1. Travel at a speed of fifteen miles per hour or less on regional and
594 backcountry trails unless otherwise posted, except trails in facilities-park areas dedicated
595 exclusively as mountain bike areas. However, a person ~~may~~ shall not travel at a speed
596 greater than is reasonable and prudent under the conditions with regard to the actual and
597 potential hazards then existing;

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

598 2. Stay as near to the right side of the trail as is safe, except when necessary to
599 prepare to make turns or while overtaking and passing another user moving in the same
600 direction;

601 3. Exercise due care and caution to avoid colliding with or otherwise
602 endangering any other trail user, and travel in a consistent and predictable manner. Trail
603 users should be aware of the potential for travel conflicts between different uses of the
604 trail;

605 4. Bicyclists and other trail users on wheeled devices shall yield to pedestrians,
606 horses, or pack animals. Pedestrians shall yield to horses or pack animals;

607 5. Groups of users, including any animals, ~~may shall~~ not occupy more than one
608 half of the trail as measured from the right side, so as to not impede the normal and
609 reasonable movement of other users;

610 6. Give an audible warning signal by voice, bell, or horn before passing another
611 trail user. The signal must be produced in such a manner as to allow adequate time for
612 response;

613 7. Exercise extreme caution to prevent frightening horses or pack animals with
614 sudden noise or movement, ~~yield right of way to horses or pack animals,~~ and sound an
615 audible warning when approaching equestrians or pack animals from behind or when
616 attempting to pass;

617 8. When overtaking another trail user proceeding in the same direction, pass to
618 the left at a safe distance and stay to the left until safely clear of the overtaken user;

619 9. When entering or crossing at uncontrolled points, yield to traffic on the trail;

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

620 10. From sunset to sunrise, maintain low noise levels and equip a bicycle or
621 other wheeled device with a light or wear a headlight. Lights must be visible five
622 hundred feet to the front and a red or amber light visible five hundred feet to the rear;

623 11. Respect private lands adjacent to trails and stay on trails to avoid trespassing
624 on or interfering with adjacent private property;

625 12. Do not attempt to frighten, annoy, harm or harass any horse, pack animal or
626 other animals on adjacent private property; and

627 13. Obey the instructions of any traffic control personnel, and obey ~~or~~ any
628 official traffic control device applicable thereto placed in accordance with applicable
629 laws; unless otherwise directed by a police-law enforcement officer.

630 NEW SECTION. SECTION 27. There is hereby added to K.C.C. chapter 7.12,
631 Part III, a new section to read as follows:

632 A person may shall not unreasonably disturb others by engaging in unruly,
633 harmful, or abusive behavior and may shall not disrupt or through the person's action or
634 behavior intend to disrupt parks and recreation division operations and may shall not
635 harass or through the person's actions or behavior, intend to harass, or otherwise interfere
636 with a parks and recreation division employee or other person using a park area.

637 NEW SECTION. SECTION 28. The following are hereby repealed:

638 A. Ordinance 6798, Section 16, as amended, and K.C.C. 7.12.160;

639 B. Ordinance 6798, Section 17, and K.C.C. 7.12.170;

640 C. Ordinance 6798, Section 18, and K.C.C. 7.12.180;

641 D. Ordinance 6798, Section 19, and K.C.C. 7.12.190;

642 E. Ordinance 6798, Section 20, and K.C.C. 7.12.200;

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

- 643 F. Ordinance 6798, Section 21, and K.C.C. 7.12.210;
- 644 G. Ordinance 6798, Section 22, and K.C.C. 7.12.220;
- 645 H. Ordinance 6798, Section 23, and K.C.C. 7.12.230;
- 646 I. Ordinance 6798, Section 24, as amended, and K.C.C. 7.12.240;
- 647 J. Ordinance 6798, Section 25, as amended, and K.C.C. 7.12.250;
- 648 K. Ordinance 6798, Section 26, as amended, and K.C.C. 7.12.260;
- 649 L. Ordinance 6798, Section 27, and K.C.C. 7.12.270;
- 650 M. Ordinance 6798, Section 28, and K.C.C. 7.12.280;
- 651 N. Ordinance 6798, Section 29, and K.C.C. 7.12.290;
- 652 O. Ordinance 8518, Section 1, as amended, and K.C.C. 7.12.295;
- 653 P. Ordinance 6798, Section 30, as amended, and K.C.C. 7.12.300;
- 654 Q. Ordinance 6798, Section 31, and K.C.C. 7.12.310;
- 655 R. Ordinance 6798, Section 32, and K.C.C. 7.12.320;
- 656 S. Ordinance 6798, Section 33, and K.C.C. 7.12.330;
- 657 T. Ordinance 6798, Section 34, and K.C.C. 7.12.340;
- 658 U. Ordinance 6798, Section 35, and K.C.C. 7.12.350;
- 659 V. Ordinance 6798, Section 36, and K.C.C. 7.12.360;
- 660 W. Ordinance 6798, Section 37, and K.C.C. 7.12.370;
- 661 X. Ordinance 6798, Section 38, and K.C.C. 7.12.380;
- 662 Y. Ordinance 6798, Section 39, and K.C.C. 7.12.390;
- 663 Z. Ordinance 6798, Section 40, and K.C.C. 7.12.400;
- 664 AA. Ordinance 6798, Section 41, as amended, and K.C.C. 7.12.410;
- 665 BB. Ordinance 6798, Section 42, as amended, and K.C.C. 7.12.420;

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

666 CC. Ordinance 6798, Section 43, as amended, and K.C.C. 7.12.430;

667 DD. Ordinance 17375, Section 2, and K.C.C. 7.12.435;

668 EE. Ordinance 6798, Section 44, as amended, and K.C.C. 7.12.440;

669 FF. Ordinance 14509, Section 22, and K.C.C. 7.12.445;

670 GG. Ordinance 6798, Section 45, and K.C.C. 7.12.450;

671 HH. Ordinance 6798, Section 46, as amended, and K.C.C. 7.12.460;

672 II. Ordinance 6798, Section 47, as amended, and K.C.C. 7.12.470; and

673 JJ. Ordinance 6798, Section 48, as amended, and K.C.C. 7.12.480.

674 NEW SECTION. SECTION 29. There is hereby added to K.C.C. chapter 7.12,
675 Part IV, a new section to read as follows:

676 A person ~~may~~ shall not ride or drive a horse, pack animal, or other animal in a
677 park area in a manner that could cause physical harm to any person.

678 NEW SECTION. SECTION 30. There is hereby added to K.C.C. chapter 7.12,
679 Part IV, a new section to read as follows:

680 A person ~~may~~ shall not use a mechanical trapping device in a park area. This
681 section does not apply to the following persons when acting in their official capacity:
682 law enforcement officers; state or federal fish and wildlife officers; or King County
683 employees or contractors.

684 NEW SECTION. SECTION 31. There is hereby added to K.C.C. chapter 7.12,
685 Part IV, a new section to read as follows:

686 A. -Except as to a King County employee or contractor acting in their official
687 capacity, or as authorized by the director or otherwise authorized by law, a person ~~may~~
688 shall not move, remove, destroy, mutilate, or damage any structure, landscaping, tree,

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

689 shrub, vegetation, human-made or natural object, equipment, vehicle, fixture, gate, sign,
690 barricade, lock, or other property lawfully in any park area, ~~except a King County~~
691 ~~employee or contractor acting in their official capacity or as authorized by the director or~~
692 ~~otherwise authorized by law.~~

693 B. A person ~~may~~ shall not attempt to capture, tease, annoy, disturb, or strike any
694 animal with any stick, weapon, or other device or to throw or otherwise propel any
695 missile or other object at or in the vicinity of any such an animal, except for fishing and
696 shellfishing in authorized areas and subject to Washington state laws and rules.

697 NEW SECTION. SECTION 32. There is hereby added to K.C.C. chapter 7.12,
698 Part IV, a new section to read as follows:

699 A person ~~may~~ shall not construct, install, place, or erect any structure,
700 improvement, landscaping or obstruction of any kind on any ~~county~~ park area without
701 prior written permission from ~~King County~~ director. This section does not apply to
702 authorized employees or agents of King County, law enforcement officers, or emergency
703 response personnel, when acting in their official capacities.

704 NEW SECTION. SECTION 33. There is hereby added to K.C.C. chapter 7.12,
705 Part IV, a new section to read as follows:

706 A. A person ~~may~~ shall not deposit in a park area, including into a garbage can or
707 other receptacle, any household or commercial garbage, refuse, waste, yard waste, or
708 rubbish, that is brought in that form from outside a park area.

709 B. A person ~~may~~ shall not drain or dump refuse or waste from a trailer, camper,
710 automobile, or other vehicle except in designated disposal areas or receptacles in a park

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

711 area, and only if the person is a current authorized occupant of an approved campsite or
712 trailer site.

713 C. A person ~~may~~ shall not deposit refuse or waste, including human or bodily
714 waste, into any stream, river, lake, or other body of water running in, through, or adjacent
715 to any park area.

716 NEW SECTION. SECTION 34. There is hereby added to K.C.C. chapter 7.12,
717 Part IV, a new section to read as follows:

718 A. ~~Except as provided in subsections B. and C. of this section, a~~ A person ~~may~~
719 shall not use aircraft, including model aircraft, in a park area, except ~~Except as provided~~
720 in subsections B. and C. of this section; ~~;~~ as authorized by the director; to transport
721 persons as necessary; ~~in the event of an accident, disaster, or emergency; or for an~~
722 emergency landing. For an emergency landing, the owner of the aircraft must provide a
723 written statement explaining the circumstances of the landing within seventy-two hours
724 of the landing.

725 B. A person ~~may~~ shall not use model planes, rockets, or drones in a park area
726 except in areas specifically designated and posted for that purpose or with a permit issued
727 by the director.

728 C. A person may fly kites or display decorative balloons in a park area unless
729 such a use is designated and posted as prohibited.

730 NEW SECTION. SECTION 35. There is hereby added to K.C.C. chapter 7.12,
731 Part IV, a new section to read as follows:

732 A. A person ~~may~~ shall not possess, discharge, set off, or cause to be discharged,
733 in or into any park area, any firecracker, torpedo, rocket, firework, explosive, or

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

734 substance harmful to the life or safety of persons or property, unless authorized by the
735 ~~division~~director.

736 B. A person, except authorized law enforcement personnel, ~~may~~shall not possess
737 a bow and arrow, crossbow, or air or gas weapon, in a park area. A person ~~may~~shall not
738 discharge across, in, or into a park area a firearm, bow and arrow, crossbow, air or gas
739 weapon, or any device capable of injuring or killing any person or animal or damaging or
740 destroying any public or private property, except as authorized in K.C.C. 7.12.XXX
741 (section ~~44-16~~ of this ordinance) through this section. This subsection does not apply if
742 the director authorizes a special recreational activity, including a limited deer-hunting
743 season at King County's Island Center forest, that it is not inconsistent with park use.

744 NEW SECTION. SECTION 36. The following are hereby repealed:

- 745 A. Ordinance 6798, Section 49, and K.C.C. 7.12.490;
- 746 B. Ordinance 6798, Section 50, and K.C.C. 7.12.500;
- 747 C. Ordinance 6798, Section 51, and K.C.C. 7.12.510;
- 748 D. Ordinance 6798, Section 52, and K.C.C. 7.12.520;
- 749 E. Ordinance 6798, Section 53, as amended, and K.C.C. 7.12.530;
- 750 F. Ordinance 6798, Section 54, and K.C.C. 7.12.540;
- 751 G. Ordinance 6798, Section 55, as amended, and K.C.C. 7.12.550;
- 752 H. Ordinance 6798, Section 56, as amended, and K.C.C. 7.12.560;
- 753 I. Ordinance 6798, Section 57, and K.C.C. 7.12.570;
- 754 J. Ordinance 6798, Section 58, and K.C.C. 7.12.580;
- 755 K. Ordinance 6798, Section 59, and K.C.C. 7.12.590;
- 756 L. Ordinance 6798, Section 60, as amended, and K.C.C. 7.12.600;

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

757 M. Ordinance 6798, Section 61, as amended, and K.C.C. 7.12.610;

758 N. Ordinance 6798, Section 62, and K.C.C. 7.12.620;

759 O. Ordinance 6798, Section 63, as amended, and K.C.C. 7.12.630;

760 P. Ordinance 6798, Section 64, as amended, and K.C.C. 7.12.640;

761 Q. Ordinance 8538, Section 3, and K.C.C. 7.12.642; and

762 R. Ordinance 7620, Section 1, and K.C.C. 7.12.645.

763 SECTION 37. Ordinance 6798, Section 65, as amended, and K.C.C. 7.12.650 are
764 hereby amended to read as follows:

765 A. Failure to perform any act required or the performance of any act prohibited
766 by ~~((Part III of this chapter))~~ sections 11 through section 27 of this ordinance shall be
767 designated as a ~~((n))~~ civil infraction ~~((;))~~, punishable by a monetary penalty, suspension of
768 park privileges, or both.;

769 B. ~~(Any person cited for a violation of Part III of this chapter, shall be subject to~~
770 ~~the applicable Justice Court Rules and bail schedules;~~

771 ~~€))~~ Any person found ~~((guilty of committing))~~ a ~~((n))~~ to have committed a civil
772 infraction shall be assessed a monetary penalty not to exceed (((\$500.00)) five hundred
773 dollars((; and-)) five hundred dollars.-and

774 ~~((D;))~~ C. A finding that an infraction has been committed shall not give rise to
775 any other legal disability ~~((which))~~ that is based upon conviction of a crime.

776 D. Appeal of a civil infraction shall be governed by K.C.C. chapter 20.22.

777 SECTION 38. Ordinance 6798, Section 66, as amended, and K.C.C. 7.12.660 are
778 hereby amended to read as follows:

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

779 A. Any person found ~~((guilty of violating any provision of Part IV of this~~
780 ~~chapter)) to have committed a violation of sections 29 -through 35 of this ordinance~~ is
781 guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than
782 ~~(((\$500.00))~~ five hundred dollars, or by imprisonment in the county jail for not more than
783 ~~((90))~~ ninety days, or both.

784 B. Any person cited for a violation of sections 29 through 35 of this ordinance
785 shall be subject to the jurisdiction of the King County district court.

786 SECTION 39. Ordinance 6798, Section 67, and K.C.C. 7.12.670 are hereby
787 amended to read as follows:

788 In addition to any prescribed civil or criminal penalty, any person failing to
789 comply with any provision of this chapter ~~((shall))~~ may be subject to ~~((the loss of park or~~
790 ~~recreation facility use privileges and ejection from the county park area or associated~~
791 ~~marine park area))~~ suspension of park privileges use in accordance with K.C.C. 7.12.700.

792 SECTION 40. Ordinance 6798, Section 70, as amended, and K.C.C. 7.12.700 are
793 hereby amended to read as follows:

794 ~~((Violation of the park rules may be a civil infraction or criminal misdemeanor.~~
795 ~~The initial method of enforcement shall be by a request for voluntary compliance.~~
796 ~~Violation of the King County Code may be subject to enforcement by the King County~~
797 ~~sheriff pursuant to K.C.C. 7.12.650 and 7.12.660. In addition, any person failing to~~
798 ~~comply with the park rules shall be subject to the loss of park or recreation facility use~~
799 ~~privileges and ejection from county park areas or associated marine park areas. In the~~
800 ~~future, at the direction of the department director, the park rules ordinance may be~~
801 ~~updated to request that certain department personnel be commissioned by the King~~

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

802 County sheriff for the purpose of issuing citations to the violators of adopted park rules.))

803 ~~_____~~ A. Infractions are subject to enforcement by issuance of a citation in accordance
804 with K.C.C. 7.12.650. and mMisdemeanor violations are subject to enforcement by
805 either issuance of a citation or arrest by the ~~sheriff~~ duly authorized law enforcement
806 officer or both, in accordance with K.C.C. ~~7.12.650 and~~ 7.12.660. -Violations of park
807 rules and regulations and this chapter may ~~also~~ be enforced by ~~administrative sanction~~
808 immediate suspension of the violator's park privileges and ejection from park facilities
809 ~~imposed-enforced~~ by the ~~sheriff~~ duly authorized law enforcement officer, or by the
810 ~~department~~ director or designee in accordance with ~~this section~~ either K.C.C. 7.12.670 or
811 23.02.040, or both.

812 B.1. In accordance with K.C.C. 7.12.670, ~~t~~The ~~department~~ director may suspend
813 a person's privileges to enter park facilities when a person ~~has been found to have violates~~
814 violated any provision in ~~fthis chapter~~ this chapter, any public rule adopted in accordance
815 with K.C.C. chapter 2.98, or any provision in the Revised Code of Washington.

816 B.2. The director may designate park employees to issue warnings to persons in
817 violation of subsection B.1. ~~of this section~~ and to request voluntary compliance.

818 Designated park employees may issue a written and- immediate enforceable order of
819 suspension to a person who fails to comply with the request of voluntary compliance.

820 B.32. Any order of suspension ~~Notice of such a suspension~~ shall be in writing
821 and shall inform the person suspended of the cause, the period of the suspension, and that
822 failure to comply shall be grounds for criminal prosecution. ~~The order of suspension~~
823 shall also inform the person suspended of the process for appealing the order. Service of
824 the suspension ~~notice-order~~ may be accomplished by personal delivery or by mailing a

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

825 copy, addressed to the person's last known address, by certified U.S. mail. Unless
826 otherwise specified on the ~~noticeorder~~, the suspension shall take effect immediately upon
827 actual or constructive receipt of the ~~notice-order~~ by the person being suspended. A
828 person may not defeat the effectiveness of a suspension by refusing to accept the
829 ~~noticeorder~~. Receipt of the ~~notice-order~~ is construed to have been accomplished if the
830 person knew or reasonably should have known from the circumstances that the person's
831 privileges to enter parks facilities have been suspended. ~~If the order is mailed, then~~
832 ~~R~~receipt of the ~~notice-order~~ is ~~also~~ construed to have been accomplished three days after
833 ~~the noticeorder has been placed a suspension notice is postmarked by~~ with the U.S.
834 Postal Service ~~for delivery~~. Failure to immediately comply with such a suspension order
835 shall be grounds for prosecution for criminal trespass.

836 3. The length of the suspension may be:

837 a. up to thirty days from the date of the suspension ~~notice-order~~ if the person
838 has not been the subject of a suspension ~~notice-order~~ within one year before the current
839 violation and the violation is not a felony violation or weapon violation;

840 b. up to ninety days from the date of the suspension ~~notice-order~~ if the person
841 has been the subject of only one suspension ~~notice-order~~ issued within one year before
842 the current violation, and neither the current nor the past violation was a felony violation
843 or weapon violation; or

844 c. up to one year from the date of the suspension ~~notice-order~~ if the person has
845 been the subject of two or more suspension ~~notices-orders~~ within one year before the
846 current violation, or if the current violation is a felony violation or weapon violation.

847

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

848 454. Before the expiration of the suspension period, a person whose privileges
849 to enter Parks facilities ~~has~~ have been suspended may initiate an appeal of the suspension
850 in accordance with K.C.C. 20.22.080, except that the filing deadline in K.C.C.
851 20.22.080.B. and the filing fee in K.C.C. 20.22.080.D. ~~do~~ shall not apply.

852 655. The decision of the hearing examiner shall be final and conclusive unless
853 an aggrieved person timely seeks judicial review of the hearing examiner's decision by
854 filing an appeal in superior court as provided under K.C.C. 20.22.270.B.

855 SECTION 41. Ordinance 4461, Section 2, as amended, and K.C.C. 20.22.060 are
856 hereby amended to read as follows:

857 The examiner make decisions on:

858 A. Appeals of orders of the ombuds under the lobbyist disclosure code under
859 K.C.C. chapter 1.07;

860 B. Appeals of sanctions of the finance and business operations division in the
861 department of executive services under K.C.C. chapter 2.97;

862 C. Appeals of career service review committee conversion decisions for part-time
863 and temporary employees under K.C.C. chapter 3.12A;

864 D. Appeals of electric vehicle recharging station penalties by the Metro transit
865 department under K.C.C. 4A.700.700;

866 E. Appeals of notice and orders of the manager of records and licensing services or
867 the department of local services permitting division manager under K.C.C. chapter 6.01;

868 F. Appeals of adult entertainment license denials, suspensions, and revocations
869 under K.C.C. chapter 6.09;

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

- 870 G. Appeals of the fire marshal's decisions on fireworks permits under K.C.C.
871 chapter 17.11;
- 872 -H. Appeals of cable franchise nonrenewals under K.C.C. 6.27A.060 and notices
873 and orders under K.C.C. 6.27A.240;
- 874 -I. Appeals of notice and orders of the department of natural resources and parks
875 under K.C.C. chapter 7.09;
- 876 J. Appeals of decisions of the director of the department of natural resources and
877 parks on surface water drainage enforcement under K.C.C. chapter 9.04;
- 878 K. Appeals of decisions of the director of the department of natural resources and
879 parks on requests for rate adjustments to surface and storm water management rates and
880 charges under K.C.C. chapter 9.08;
- 881 L. Appeals of decisions on water quality enforcement under K.C.C. chapter 9.12;
- 882 M. Appeals of notice and orders of the manager of regional animal services under
883 K.C.C. chapter 11.04;
- 884 N. Certifications by the finance and business operations division of the department
885 of executive services under K.C.C. chapter 12.16;
- 886 O. Appeals of orders of the office of equity and racial and social justice under
887 K.C.C. chapter 12.17, K.C.C. chapter 12.18, K.C.C chapter 12.20, and K.C.C. chapter
888 12.22;
- 889 P. Appeals of noise-related orders and citations of the department of local services,
890 permitting division, under K.C.C. chapter 12.86;
- 891 Q. A decision on a request for exemption under K.C.C. 12.25.020.F.;

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

892 R. Appeals of utilities technical review committee determinations on water service
893 availability under K.C.C. 13.24.090;

894 S. Appeals of decisions regarding mitigation payment system, commute trip
895 reduction, and intersection standards under K.C.C. Title 14;

896 T. Appeals of changes to speed limits under K.C.C. chapter 14.06;

897 U. Appeals related to road designations and redesignations under K.C.C. chapter
898 16.08;

899 V. Appeals of suspensions, revocations or limitations of plumbing permits under
900 K.C.C. chapter 16.32;

901 W. Appeals from denials of C-PACER applications under K.C.C. chapter 18.19;

902 X. Appeals of all Type 2 decisions under K.C.C. chapter 20.20, with the exception
903 of appeals of shoreline permits, including shoreline substantial development permits,
904 shoreline variances, and shoreline conditional uses, which are appealable to the state
905 Shoreline Hearings Board;

906 Y. Type 3 decisions under K.C.C. chapter 20.20;

907 Z. Appeals of SEPA decisions under K.C.C. 20.44.120 and public rules adopted
908 under K.C.C. 20.44.075;

909 AA. Appeals of completed farm management plans under K.C.C. 21A.30.045;

910 BB. Appeals of decisions of the interagency review committee created under
911 K.C.C. 21A.37.070 regarding sending site applications for certification under K.C.C.
912 chapter 21A.37;

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

913 CC. Appeals of citations, notices and orders, notices of noncompliance, and stop
914 work orders issued under K.C.C. Title 23 or chapter 1.08 of the code of the King County
915 board of health;

916 DD. Appeals of notices and certifications of junk vehicles to be removed as a
917 public nuisance under K.C.C. Title 21A and K.C.C. chapter 23.10;

918 EE. Appeals of decisions not to issue a citation or a notice and order under K.C.C.
919 23.36.010;

920 FF. Appeals of fee waiver decisions by the department of local services, permitting
921 division under K.C.C. 27.02.040;

922 GG. Appeals from decisions of the department of natural resources and parks
923 related to permits, discharge authorizations, violations, and penalties under K.C.C.
924 28.84.050 and 28.84.060, civil infractions and penalties under K.C.C. 7.12.650~~—~~, and
925 suspensions of park privileges under K.C.C. 7.12.700.B.;

926 HH. Appeals of transit rider suspensions under K.C.C. 28.96.430;

927 II. Appeals of department of public safety seizures and intended forfeitures, when
928 properly designated by the chief law enforcement officer of the department of public safety
929 under RCW 69.50.505; and

930 JJ. Other applications or appeals prescribed by ordinance."

931

932 **EFFECT prepared by S. Hsu: Striking Amendment S1 would make the following**
933 **changes:**

- 934 • **Technical corrections and clarifying changes:** Make technical corrections and
935 clarifying changes, including making language consistent throughout (such as

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

936 using the term "persons" rather than "individuals"), modifying use of commas to
937 reflect intent, correcting an erroneous section reference in section 35, and
938 changing "may not" to "shall not" throughout the ordinance where the intent is to
939 prohibit an action.

940 • **Definitions (Section 1):** Make clarifying changes to the definitions for
941 "micromobility device" and "motor vehicles." The updated definitions would be:

942 ○ "Micromobility device" means a personal vehicle meant to carry one or
943 two passengers and are propelled by an electric motor, including but not
944 limited to electric-assisted bicycles, motorized foot scooters, electric
945 skateboards, and other relatively small and lightweight electric devices
946 that provide mobility.

947 ○ "Motor vehicle" means any self-propelled device capable of being moved
948 upon a road, and in, upon or by which any persons or property may be
949 transported or drawn, and shall include, but not be limited to, automobiles,
950 trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive
951 vehicles, and all-terrain vehicles or snowmobiles, whether or not they can
952 be legally operated upon the public highways and whether or not they are
953 powered by fuel or electricity. "Motor vehicle" does not include a
954 micromobility device.

955 • **Fee Waiver Eligibility (Section 2):** Add language requiring that persons, or
956 persons served by organizations, meet an eligibility threshold of 200% of the
957 federal poverty level to qualify for fee waivers or fee assistance. Current code

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

958 includes a requirement that individuals meet federally established low-income
959 criteria. The proposed ordinance would have removed this requirement.

960 • **Clarifying Changes – Motor Vehicles, E-bikes, and Micromobility Devices**

961 **(Section 26):** Make clarifying changes to section describing rules for use of motor
962 vehicles, e-bikes, and micromobility devices on trails for consistency and clarity
963 and to match Executive intent. These clarifying edits would:

- 964 ○ Use a consistent definition for "motor vehicle" by removing the new
965 definition for "motor vehicles" used exclusively in this section of the
966 proposed ordinance (where micromobility devices are included), so that
967 the definition for "motor vehicles" in K.C.C. 7.01.010 (where
968 micromobility devices are excluded) would apply throughout the chapter.
- 969 ○ Use the term "persons with disabilities" instead of "the disabled."
- 970 ○ Clarify that power-driven mobility devices used by persons with
971 disabilities and authorized maintenance, police, and emergency vehicles
972 are allowed on all trails.
- 973 ○ Remove an inconsistent reference to "bicyclists" that is not intended to
974 include e-bike users.
- 975 ○ Clarify that class 3 e-bikes are not allowed on any trails and pathways in
976 park areas.
- 977 ○ Clarify that the director may adopt rules to permit use of motor vehicles
978 and micromobility devices on trails and pathways.
- 979 ○ Clarify that the director may restrict permitted uses at individuals trails
980 and pathways.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

- 981 • **Policy Change – Micromobility Devices (Section 26):** Make a policy change to
982 allow micromobility devices (including e-scooters) to be used on regional trails
983 and paved pathways, unless prohibited by state or federal law; and to require the
984 director to post where use is not allowed.
- 985 • **Penalties and Enforcement (Sections 37-40):** Make clarifying changes in the
986 penalties and enforcement sections to make processes and procedures clear and to
987 match Executive intent. The edits would:
- 988 ○ Clarify that infractions are subject to enforcement by issuance of a citation
989 and appeal to the District Court; and misdemeanors are subject to
990 enforcement by either issuance of a citation or arrest or both.
- 991 ○ Add language to indicate that the department director may designate park
992 employees to issue warnings to persons in violation of park rules and
993 regulations and to request voluntary compliance.
- 994 ○ Add language to describe a process to immediately issue the suspension of
995 park privileges at the time of the violation or to immediately eject a person
996 from park areas at the time of violation.
- 997 ○ Add language to indicate that designated park employees may issue a
998 written and immediate enforceable order of suspension to a person who
999 fails to comply with the request of voluntary compliance.
- 1000 ○ Clarify that the order of suspension may be delivered in person at the time
1001 of violation or by mail, and that the order of suspension would inform the
1002 person suspended of the process for appealing the order.

TRACK CHANGES VERSION FOR ILLUSTRATIVE PURPOSES ONLY

- 1003 • **Hearing Examiner:** Add a reference to K.C.C. chapter 7.12 in the list of
1004 decisions by the Hearing Examiner in K.C.C. chapter 20.22, to align with the
1005 process that suspensions would appeal to the Hearing Examiner.