



## KING COUNTY

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

### Signature Report

#### Ordinance 19916

**Proposed No.** 2025-0032.2

**Sponsors** Zahilay

1           AN ORDINANCE concurring with the recommendation of  
2           the hearing examiner to approve, subject to conditions, the  
3           application for public benefit rating system assessed  
4           valuation for open space submitted by Daniel Klein and  
5           David Pfeiffer for property located at 136XX SW 244th  
6           Street, Vashon, WA, designated department of natural  
7           resources and parks, water and land resources division file  
8           no. E24CT006.

9           BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

10          SECTION 1. This ordinance does hereby adopt and incorporate herein as its  
11          findings and conclusions the findings and conclusions contained in Attachment A to this  
12          ordinance, the report and recommendation of the hearing examiner dated March 13,  
13          2025, to approve subject to conditions, the application for public benefit rating system  
14          assessed valuation for open space submitted by Daniel Klein and David Pfeiffer for  
15          property located at 136XX SW 244th Street, Vashon, WA, designated department of  
16          natural resources and parks, water and land resources division file no. E24CT006. The

Ordinance 19916

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- 17 council does hereby adopt as its action the recommendation or recommendations  
18 contained in the examiner's report.

Ordinance 19916 was introduced on 1/28/2025 and passed by the Metropolitan King County Council on 4/15/2025, by the following vote:

Yes: 9 - Balducci, Barón, Dembowski, Dunn, Mosqueda, Perry,  
Quinn, von Reichbauer and Zahilay

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON

Signed by:



1AEA3C5077F8485...

Girmay Zahilay, Chair

ATTEST:

DocuSigned by:



8DE1BB375AD3422...

Melani Hay, Clerk of the Council

**Attachments:** A. Hearing Examiner Report dated March 13, 2025

Ordinance 19916

March 13, 2025

**OFFICE OF THE HEARING EXAMINER  
KING COUNTY, WASHINGTON**

Telephone (206) 477-0860

[hearingexaminer@kingcounty.gov](mailto:hearingexaminer@kingcounty.gov)

[www.kingcounty.gov/independent/hearing-examiner](http://www.kingcounty.gov/independent/hearing-examiner)

**REPORT AND RECOMMENDATION TO THE  
METROPOLITAN KING COUNTY COUNCIL**

SUBJECT: Department of Natural Resources and Parks file no. **E24CT006**  
Proposed ordinance no. **2025-0032**  
Parcel no. **232202-9084**

**DANIEL KLEIN AND DAVID PFEIFFER**

Open Space Taxation Application (Public Benefit Rating System)

Location: 136XX SW 244th Street, Vashon

Applicants: **Daniel Klein & David Pfeiffer**  
PO 9013  
Vashon, WA 98070  
Telephone: (206) 261-1889  
Email: Weinmail@gmailcom

King County: Department of Natural Resources and Parks  
*represented by* **Megan Kim**  
201 S. Jackson Street  
Suite 5601  
Seattle, WA 98104  
Telephone: (206) 477-4788

**SUMMARY OF RECOMMENDATIONS:**

Department's Recommendation: Approve 4.0 acres for 30% of assessed value  
Conditionally approve 4.0 acres for 20% of assessed value

Examiner's Recommendation: Approve 4.0 acres for 30% of assessed value  
Conditionally approve 4.0 acres for 20% of assessed value

PRELIMINARY REPORT:

On February 11, 2025, the Department of Natural Resources and Parks (DNRP) submitted its report on file no. E24CT006 to the Examiner.

PUBLIC HEARING:

After reviewing the preliminary report and examining available information on file with the application, the Examiner conducted a remote public hearing on the application on February 27, 2025. Participants at the public hearing and the exhibits offered and entered are listed in the attached minutes. A verbatim recording of the hearing is available in the Examiner’s Office.

FINDINGS AND CONCLUSIONS:

1. General Information:
- Owners:

Daniel Klein and David Pfeiffer  
PO 9013  
Vashon, WA 98070
- Location:

136XX SW 244th Street, Vashon
- STR:

NE-23-22-02
- Zoning:

RA5SO
- Parcel no:

232202-9084
- Total acreage:

5.0 acres
2. The Applicants timely filed an application to King County for the Public Benefit Rating System (PBRs) program current use valuation of the property to begin in 2025. As required by law, notification of the application occurred.
3. A summary of relevant PBRs categories follows. The \*asterisk\* below represents a category where DNRP finds an award is warranted, but only if certain contingencies or conditions are met.

|                             |                                          |    |
|-----------------------------|------------------------------------------|----|
| PBRs categories:            | <u>Open Space Resources</u>              |    |
|                             | Aquifer protection area                  | 5  |
|                             | Significant wildlife or salmonid habitat | 5  |
|                             | Surface water quality buffer             | 5  |
|                             | Watershed protection area                | 5  |
| <br><u>Bonus Categories</u> |                                          |    |
|                             | Resource restoration                     | *  |
| <hr/> Total                 |                                          | 20 |

The DNRP-recommended score of 20 points results in a current use valuation of 30% of assessed value for the enrolled portion of the property.

4. Additional credit may be awarded administratively under the resource restoration category, subject to submittal of a resource restoration plan by **August 1, 2025**, and subsequent DNRP approval of that plan by **October 1, 2025**. Award of credit under this category will increase the point total by 5 points, resulting in a current use valuation of 20% of assessed value for the enrolled portion of the property. Award of this category may allow approved forestry activities to occur on the property.
5. As to the land area recommended for PBRS enrollment, the Applicants requested 4.0 acres and DNRP recommends 4.0 acres. Enrollment acreage is the entire parcel less the excluded area, as calculated by DNRP. In the event the County Assessor's official parcel size is revised, the PBRS acreage shall be administratively adjusted to reflect that change. Note: Because the watershed protection area category requires a minimum of four acres of native forest cover, and the Applicants are only enrolling exactly four acres, if the Assessor were to downwardly adjust the parcel size, the Applicants and DNRP would need to ensure that at least four acres of native forest cover remain after the adjustment, or—if the adjustment drops the native forest cover total below four—make modifications to boost the total back up to four.
6. Except as modified herein, we find the facts set forth in DNRP's preliminary report and testimony at the February 27, 2025, public hearing correct and we incorporate them by reference. We will provide copies of this report and DNRP's report to the Metropolitan King County Council for final approval.
7. Approval of 20 points and a current use valuation of 30% of assessed value for 4.0 acres, and conditional approval of 5 additional points and 20% of assessed value for those 4.0 acres, are consistent with KCC Chapter 20.36 and with the purposes and intent of King County to maintain, preserve, conserve, and otherwise continue in existence adequate open space lands and to assure the use and enjoyment of natural resources and scenic beauty for the economic and social well-being of King County and its citizens.

#### RECOMMENDATION:

1. APPROVE a current use valuation of 30% of assessed value for the 4.0-acre enrolled portion of the property.
2. CONDITIONALLY APPROVE additional credit for the resource restoration category, subject to submittal of a resource restoration plan by **August 1, 2025**, and subsequent DNRP approval of that plan by **October 1, 2025**. Award of credit under this category will increase the point total by 5 points, resulting in a current use valuation of 30% of assessed value for the enrolled portion of the property.

DATED March 13, 2025.



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David Spohr, Hearing Examiner

### **NOTICE OF RIGHT TO APPEAL**

A party may appeal an Examiner report and recommendation by following the steps described in KCC 20.22.230. By **4:30 p.m.** on ***April 7, 2025***, an electronic appeal statement must be sent to [Clerk.Council@kingcounty.gov](mailto:Clerk.Council@kingcounty.gov), to [hearingexaminer@kingcounty.gov](mailto:hearingexaminer@kingcounty.gov), and to the party email addresses on the front page of this report and recommendation. Please consult KCC 20.22.230 for the exact filing requirements.

If a party fails to timely file an appeal, the Council does not have jurisdiction to consider that appeal. Conversely, if the appeal requirements of KCC 20.22.230 are met, the Examiner will notify parties and interested persons and will provide information about next steps in the appeal process.

### **MINUTES OF THE FEBRUARY 27, 2025, HEARING ON THE APPLICATION OF DANIEL KLEIN AND DAVID PFEIFFER, FILE NO. E24CT006**

David Spohr was the Hearing Examiner in this matter. Megan Kim participated in the hearing.

The following exhibits were offered and entered into the hearing record:

|               |                                                                               |
|---------------|-------------------------------------------------------------------------------|
| Exhibit no. 1 | DNRP report to the Hearing Examiner                                           |
| Exhibit no. 2 | <i>Reserved for future submission of the affidavit of hearing publication</i> |
| Exhibit no. 3 | Legal notice and introductory ordinance to the King County Council            |
| Exhibit no. 4 | Arcview/orthophotograph and aerial map                                        |
| Exhibit no. 5 | Application signed and notarized                                              |

## Certificate Of Completion

Envelope Id: 9D448A8A-06D0-4862-8466-7D7103440BA9

Status: Completed

Subject: Complete with Docusign: Ordinance 19916.docx, Ordinance 19916 Attachment A.pdf

Source Envelope:

Document Pages: 2

Signatures: 2

Envelope Originator:

Supplemental Document Pages: 4

Initials: 0

Cherie Camp

Certificate Pages: 5

AutoNav: Enabled

401 5TH AVE

Envelopeld Stamping: Enabled

SEATTLE, WA 98104

Time Zone: (UTC-08:00) Pacific Time (US & Canada)

Cherie.Camp@kingcounty.gov

IP Address: 198.49.222.20

## Record Tracking

Status: Original

Holder: Cherie Camp

Location: DocuSign

4/17/2025 12:07:08 PM

Cherie.Camp@kingcounty.gov

Security Appliance Status: Connected

Pool: FedRamp

Storage Appliance Status: Connected

Pool: King County-Council

Location: Docusign

## Signer Events

Girmay Zahilay

girmay.zahilay@kingcounty.gov

Council Chair

Security Level: Email, Account Authentication (None)

## Signature

Signed by:

*Girmay Zahilay*  
1AEA3C5077F8485...

Signature Adoption: Pre-selected Style

Using IP Address: 71.227.166.164

## Timestamp

Sent: 4/17/2025 12:07:47 PM

Viewed: 4/17/2025 3:42:50 PM

Signed: 4/17/2025 3:42:57 PM

## Electronic Record and Signature Disclosure:

Accepted: 4/17/2025 3:42:50 PM

ID: b21171d5-765d-47a7-b08d-2d148e508661

Melani Hay

melani.hay@kingcounty.gov

Clerk of the Council

King County Council

Security Level: Email, Account Authentication (None)

DocuSigned by:

*Melani Hay*  
8DE1BB375AD3422...

Signature Adoption: Pre-selected Style

Using IP Address: 198.49.222.20

Sent: 4/17/2025 3:42:58 PM

Viewed: 4/18/2025 9:47:46 AM

Signed: 4/18/2025 9:48:34 AM

## Electronic Record and Signature Disclosure:

Accepted: 9/30/2022 11:27:12 AM

ID: 639a6b47-a4ff-458a-8ae8-c9251b7d1a1f

## In Person Signer Events

## Signature

## Timestamp

## Editor Delivery Events

## Status

## Timestamp

## Agent Delivery Events

## Status

## Timestamp

## Intermediary Delivery Events

## Status

## Timestamp

## Certified Delivery Events

## Status

## Timestamp

## Carbon Copy Events

## Status

## Timestamp

## Witness Events

## Signature

## Timestamp

## Notary Events

## Signature

## Timestamp

| Envelope Summary Events | Status           | Timestamps            |
|-------------------------|------------------|-----------------------|
| Envelope Sent           | Hashed/Encrypted | 4/17/2025 12:07:47 PM |
| Certified Delivered     | Security Checked | 4/18/2025 9:47:46 AM  |
| Signing Complete        | Security Checked | 4/18/2025 9:48:34 AM  |
| Completed               | Security Checked | 4/18/2025 9:48:34 AM  |

| Payment Events | Status | Timestamps |
|----------------|--------|------------|
|----------------|--------|------------|

Electronic Record and Signature Disclosure



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If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

### **All notices and disclosures will be sent to you electronically**

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

### **How to contact King County-Department of 02:**

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: [cipriano.dacanay@kingcounty.gov](mailto:cipriano.dacanay@kingcounty.gov)

### **To advise King County-Department of 02 of your new email address**

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at [cipriano.dacanay@kingcounty.gov](mailto:cipriano.dacanay@kingcounty.gov) and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

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### **To withdraw your consent with King County-Department of 02**

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

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- ii. send us an email to [cipriano.dacanay@kingcounty.gov](mailto:cipriano.dacanay@kingcounty.gov) and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

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To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

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- Until or unless you notify King County-Department of 02 as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by King County-Department of 02 during the course of your relationship with King County-Department of 02.