



King County

Department of Local Services – Permitting Division

State Environmental Policy Act (SEPA) Non-Project Action Determination of Non-Significance (DNS)

Name of Proposal: Proposed Ordinance PO 2024-0387 amending regulations concerning Wineries, Breweries and Distilleries.

Description of Proposal: Ordinance 19030 was adopted in December 2019 after a years-long process to review and update the development regulations for wineries, breweries, and distilleries (WBDs), and remote tasting rooms, in unincorporated King County. After a lengthy litigation process, on September 19, 2024, the Washington State Supreme Court published an opinion reinstating a January 2022 order from the Growth Management Hearings Board that invalidated Ordinance 19030, Sections 12 through 29, Section 31, and Map Amendments 1 and 2.

Proposed Ordinance 2024-0387 is adopted to comply with the Supreme Court's decision, as well as an evaluation by the King County Hearing Examiner that the licensing system for WBDs was preempted by RCW 66.08.120. This ordinance affects land use and zoning regulation concerning winery, brewery and distillery uses and repeals regulations concerning business licensing.

Proponent/Contact: Erin Auzins, Supervising Legislative Analyst
King County Council
516 Third Avenue, Room 1200
Seattle, WA 98104
206-477-0687
erin.auzins@kingcounty.gov

Location of Proposal: King County

Lead Agency: King County Department of Local Services

Responsible Official: Ty Peterson
Position/Title: Product Line Manager – Commercial / Resource
Address/Phone: 919 SW Grady Way, Suite 300
Renton, WA 98057
Ty.Peterson@kingcounty.gov
Phone: 206-477-0449

Threshold Determination: Determination of Non-Significance (DNS)

The responsible official finds that the above-described proposal does not pose a probable significant adverse impact to the environment. This finding is made pursuant to RCW 43.21C, KCC 20.44 and WAC 197-11, after reviewing the environmental checklist and other information on file with the lead agency, considering the extent to which the proposed action will cause adverse environmental effects in excess of those addressed by existing regulations, and considering mitigation measures which the agency or the proponent will implement as part of the proposal. The responsible official finds this information reasonably sufficient to evaluate the environmental impact of this proposal and conclude the proposed action will not have a significant impact to current or continued use of the environment. THIS INFORMATION IS AVAILABLE TO THE PUBLIC ON REQUEST (for a nominal copying fee or by email).

THIS DETERMINATION OF NON-SIGNIFICANCE (DNS) is issued under Washington Administrative Code (WAC) 197-11-340(2). The adopting agency will not act on this proposal until after **April 23, 2025**. Comments must be received by King County Department of Local Services – Permitting Division prior to **4:00 PM** on that date.

For additional information, please contact the proponent's contact or the responsible official listed above.

Address for comments: King County Department of Local Services – Permitting Division
919 SW Grady Way, Suite 300
Renton, WA 98057
ATTN: Ty Peterson
E-mail: Ty.Peterson@kingcounty.gov

Ty Peterson, SEPA Official

April 9, 2025
Date effective