



Legislation Text

File #: 2009-0572, **Version:** 3

Clerk 11/17/2009

AN ORDINANCE relating to public transportation; implementing the Regional Fare Collection system; amending Ordinance 13480, Section 8, as amended, and K.C.C. 28.94.015, Ordinance 13480, Section 3, as amended, and K.C.C. 28.94.165, Ordinance 12643, Section 23, and K.C.C. 28.94.265, Ordinance 16650, Section 1, and K.C.C. 21A.55.101, Ordinance 13480, Section 2, as amended, and K.C.C. 28.94.015 and Ordinance 12643, Section 19, as amended, and K.C.C. 28.94.245 and repealing Ordinance 12643, Section 6, as amended, and K.C.C. 28.94.175.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. A. Section 2 of this ordinance changes the age of those eligible for youth and family fares, clarifies the days on which family fares are valid, reestablishes traditional weekend/holiday all-day pass pricing and provides that institutional agreements will be established within the framework of regional pass agreements.

B. Section 3 of this ordinance authorizes the director to offer for sale electronic stored value products.

C. Section 4 of this ordinance removes references to institutional agreements that are to be included in regional pass agreements under section 2 of this ordinance.

D. Section 5 of this ordinance updates a reference with regard to the director's annual reporting requirements.

E. Section 8 of this ordinance proposes changes in the fares charged for county public transportation

services on the bus system and eliminates the annual pass for seniors and persons with disabilities.

F. Section 9 of this ordinance increases the annual limit on the discount provided for human services tickets.

SECTION 2. Ordinance 13480, Section 2, as amended, and K.C.C. 28.94.015 are each hereby amended to read as follows:

A. Except as may otherwise be provided by ordinance, the following fare categories and rates are established for regularly scheduled county public transportation service on buses, trolleys, transit vans, dial-a-ride vehicles and streetcars:

	Off-peak	One-zone Peak	Two-zone Peak
Regular fare	\$2.00	\$2.25	\$2.75
Child fare	No charge	No charge	No charge
Youth fare	\$0.75	\$0.75	\$0.75
Family fare	\$2.00	N/A	N/A
Seniors and persons with disabilities fare	\$0.75	\$0.75	\$0.75

The fare categories and rates are subject to, and defined by, the following:

1. The descriptions of transit zones are set forth in K.C.C. 28.94.030;
2. The time-of-day limitations for peak period trips and off-peak period trips are set forth in K.C.C. 28.92.115 and 28.92.100;
3. The child fare is available to persons up to six years old when accompanied by a responsible person paying the proper fare as set forth in this chapter. Up to four children may ride with each responsible person;
4. The youth fare is available to persons from six through ~~((seventeen))~~ eighteen years old and persons over ~~((seventeen))~~ eighteen years old who ~~((attend regular sessions of junior or senior high school))~~ receive student passes under K.C.C 28.94.210;
5. The family fare is available to a group that includes a person at least ~~((eighteen))~~ nineteen years old paying a full adult fare and up to four persons ~~((seventeen))~~ eighteen years old or younger. The family fare is

valid on Sundays and the days on which the following holidays are legally observed and also on Saturdays on which the days occur if different than the legally observed days: New Year's Day; Martin Luther King, Jr., Day; Presidents' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; and Christmas Day;

6. The senior and persons with disabilities fare is available to persons who apply for and receive a regional reduced fare permit. The permits are available to persons at least sixty-five years old and persons with disabilities as provided in the regional reduced fare permit program authorized under K.C.C. 28.94.255; and

7. A person with a disability who has been issued an "attendant ride free" permit by the department may be accompanied by an attendant, who is not required to pay a fare.

B. A fare in subsection A of this section is paid when a person pays the appropriate amount in cash or presents an appropriate pass, transfer or other fare payment media established under, and used in accordance with, this chapter.

C. The following ~~((passes))~~ fare media are established for use on regularly scheduled county public transportation service on buses, trolleys, transit vans, dial-a-ride vehicles and streetcars:

1. Weekend/holiday all-day pass ~~((--\$4.00))~~.

A weekend/holiday all-day pass may be issued and sold at the price ~~((indicated))~~ of two times the adult off-peak fare plus \$0.50 to persons at least six years old. A weekend/holiday all-day pass may be purchased only on Saturdays, Sundays and the days on which the following holidays are legally observed: New Year's Day; Martin Luther King, Jr., Day; Presidents' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; and Christmas Day. A weekend/holiday all-day pass entitles persons at least six years old to unlimited rides during the day indicated on the pass;

2. Weekday all-day pass ~~((-))~~: \$6.00.

A weekday all-day pass may be issued and sold at the price indicated to persons at least six years old. A weekday all-day pass may be purchased only on weekdays. An all-day pass entitles persons at least six years old to unlimited rides during the day indicated on the pass;

3. Monthly pass for seniors and persons with disabilities ((-)): \$18.00.

Monthly passes may be issued and sold at the price indicated to persons who have applied for and received a regional reduced fare permit. The permits are available to persons at least sixty-five years old and persons with disabilities as provided in the regional reduced fare permit program authorized under K.C.C.

28.94.255. The monthly pass entitles the purchaser to unlimited rides during the month indicated on the pass;

4. Annual pass for seniors and persons with disabilities - \$99.00.

Annual passes may be issued and sold at the price indicated to persons who have applied for and received a regional reduced fare permit. The permits are available to persons sixty-five years of age and older and persons with disabilities as provided in the regional reduced fare permit program authorized under K.C.C.

28.94.255. The annual pass entitles the purchaser to unlimited rides during the year indicated on the pass; and

5. Regional ((passes)) fare media.

- a. Regional and institutional passes, in various single-trip value denominations and for various effective periods, may be issued and sold in accordance with the terms of an agreement approved by the county council and entered into with other public transportation providers in the region. Institutions include employers, groups of employers, educational institutions, transportation management associations and other organizations. The various effective periods, single-trip values and prices for the regional and institutional passes shall be established by the agreement. A valid regional or institutional pass may be presented an unlimited number of times during its effective period as full or partial payment of the applicable fare. To the extent the single trip value of the regional pass is not sufficient to cover the applicable fare, the rider shall pay the difference in cash or from an electronic stored value product, such as e-purse

- b. For institutions entering into an annual institutional pass agreement, the following schedule of calculations shall determine the cost of the annual agreement for King County Metro's portion of the agreement:

First twelve months: TR x baseline trips

Second twelve months: $(TR \times \text{baseline trips}) + [(TR \times \text{added trips}) \times 1/3]$

Third twelve months: $(TR \times \text{baseline trips}) + [(TR \times \text{added trips}) \times 2/3]$

Fourth twelve months (and subsequent 12 month periods): $(TR \times \text{baseline trips}) + (TR \times \text{added trips});$

For purposes of this formula, "added trips" means those trips taken during the prior twelve months, determined either from surveys or electronic counting of actual institutional pass use, which exceed the number of baseline trips established at the execution of the institutional pass agreement. Electronic counts of one month or more will be annualized and used in lieu of survey results if available.

For purposes of this formula, "baseline trips" means the estimated number of transit trips taken by the contracting party's covered population of students, employees or others, or any combination thereof, in the twelve months preceding execution of the institutional pass agreement. Baseline trips may be adjusted on an annual basis to account for changes in the number of eligible employees.

For purposes of this formula, in the event a party terminates or does not renew an institutional pass agreement, any subsequent institutional pass agreement entered into with that party shall be priced as if in the "fourth twelve months and thereafter" category.

For purposes of this formula, "trip revenue" or "TR" means the weighted average fare per trip determined by the department.

D. The rate of fare for paratransit service shall be \$1.00 per trip and \$27.00 for a monthly pass.

E. The rate of fare for customized bus service to residents of Center Park, a facility of the Seattle Housing Authority located at 2121 - 26th Avenue South, Seattle, is equal to the paratransit fares specified in subsection D. of this section.

SECTION 3. Ordinance 13480, Section 3, as amended, and K.C.C. 28.94.165 are each hereby amended to read as follows:

The director is authorized to issue, sell, consign((;)) or accept, or any combination thereof, electronic stored value products, tickets, tokens, commodities or certificates at rates equal to the equivalent cash fare or

sold and accepted in accordance with the terms of an agreement previously approved by the county council and entered into with other public transportation providers in the region. In order to implement the consignment of fare media authorized under this chapter, the executive is authorized to enter into retail consignment contracts to pay commissions to outlets which sell the fare media.

SECTION 4. Ordinance 12643, Section 6, as amended, and K.C.C. 28.94.175 are each hereby repealed.

SECTION 5. Ordinance 12643, Section 23, and K.C.C. 28.94.265 are each hereby amended to read as follows:

The director shall submit annually to the council, by no later than the date on which the executive transmits the executive proposed budget to the council, a report on the services and fares authorized by K.C.C. ~~((28.94.050 and 28.94.175 through 28.94.250 of this chapter))~~ 28.94.035, 28.94.180, 28.94.185, 28.94.190, 18.94.195, 28.94.200, 28.94.210, 28.94.215, 28.94.220, 28.94.225, 28.94.230, 28.94.235, 28.94.240 and 28.94.245.

SECTION 6. Ordinance 16650, Section 1, and K.C.C. 21A.55.101 are each hereby amended to reads as follows:

A.1. The purpose of the sustainable communities and housing demonstration projects is to provide affordable housing and workforce housing integrated into developments containing market rate housing and maximize sustainable development, which includes bike, pedestrian and transit connections, a mix of housing types, and the use of recyclable materials. The demonstration projects will provide information on the application of these techniques to urban infill redevelopment and urban single family residential development, some of which may include mixed use. The demonstration projects will also assist the county in refining regulations relating to zoning, subdivision, roads and stormwater as they relate to sustainable development.

2. The demonstration projects will also enable the county to evaluate whether consolidated administrative approval of zoning and subdivision-related modifications or waivers and any subsequent hearings, if required, effectively speeds the development review process while maintaining land use

coordination and environmental protection and whether that leads to administrative costs savings for project applicants and King County.

B. The expected benefits from the demonstration projects include: the use of innovative design and development techniques to promote sustainable communities, reduced impervious surface areas for site infrastructure; a greater use of recycled-content building materials and more efficient use of energy and natural resources; and the opportunity to identify and evaluate potential substantive changes to land use development regulations that support the development of sustainable and affordable housing.

C. A request by the applicant to modify or waive development standards for the development proposals shall be evaluated by the department of development and environmental services based on the criteria in subsection J. of this section. A request shall first be either approved or denied administratively and may be further reviewed as described in subsection H.3. of this section. Approval or denial of the proposed modification or waiver shall not be construed as applying to any other development application either within the demonstration project area or elsewhere in the county.

D. A modification or waiver approved by the department of development and environmental services in accordance with this section shall be in addition to those modifications or waivers that are currently allowed by this title. The proposed modifications or waivers to development regulations that may be considered regarding sustainable communities and housing demonstration projects shall include only the following chapters and related public rules:

1. Drainage review requirements: K.C.C. chapter 9.04 and the Surface Water Design Manual;
2. King County road standards: K.C.C. chapter 14.42 and the county road standards, 2007 update;
3. Density and dimensions: K.C.C. chapter 21A.12;
4. Design requirements: K.C.C. chapter 21A.14;
5. Landscaping and water use: K.C.C. chapter 21A.16;
6. Parking and circulation: K.C.C. chapter 21A.18;

7. Signs: K.C.C. chapter 21A.20;

8. Critical areas: K.C.C. chapter 21A.24, if the modification results in a net improvement to the functions of the critical area; and

9. Landscape installation timing: K.C.C. chapters 27A.30 and 27A.40.

E. A demonstration project authorized by this section may contain residential and limited nonresidential uses subject to the following:

1. The demonstration project may include any residential uses as allowed as a permitted use in the R12 - 48 zones, subject to any development conditions in K.C.C. 21A.08.030, without the need to request a modification or waiver as described in subsection H. of this section. The applicant may request a modification or waiver of any of the development conditions for residential uses contained in K.C.C. 21A.08.030, subject to the review process described in subsection H. of this section and the criteria in subsection J. of this section;

2. The demonstration project may include, as part of a residential project, any nonresidential use allowed as a permitted use in the NB zone under K.C.C. 21A.08.030, 21A.08.040, 21A.08.050, 21A.08.060 and 21A.08.070, subject to any development conditions contained in those sections without the need to request a modification or waiver as described in subsection H. of this section, except the following uses are not allowed:

a. automotive parking;

b. automotive repair and automotive service, K. C.C. 21A.08.050;

c. commuter parking lot, K.C. C. 21A.08.060 , unless as part of a transit-oriented development ((as defined in K.C.C. 28.94.175)). For the purposes of this subsection E.2.c., "transit-oriented development" means a development that is designated as a transit-oriented development in an agreement with the county and that includes the construction of new housing units at or within one quarter mile of a county transit center or park and ride lot;

d. gasoline service stations as defined in K.C.C. 21A.08.070;

e. off-street required parking lot commercial and industrial accessory uses;

- f. private stormwater management facility;
- g. self-service storage; and
- h. vector waste receiving facility.

3. The nonresidential uses shall be no greater than three thousand square feet per use, with a total maximum of all nonresidential uses not to exceed ten percent of the area of the demonstration project site or twenty thousand square feet, whichever is smaller. The applicant may request a modification or waiver of the development conditions for nonresidential uses in K.C.C. 21A.08.030, 21A.08.040, 21A.08.050, 21A.08.060 and 21A.08.070, subject to the review process described in subsection H. of this section and the criteria in subsection J. of this section.

F. A demonstration project authorized by this section allows a residential basics program for townhouse and apartment building types, consistent with the department of development and environmental services public rules chapter 16-04: residential basics program.

G. All related review processes such as subdivision, building permit, inspection and similar processes for a demonstration project shall be expedited if:

1. fifty percent or more of all residential units proposed for the demonstration project are affordable to households at eighty percent of area median income, as defined by Department of Housing and Urban Development income guidelines for King County and below; or

2. seventy percent or more of all residential units for the demonstration project are affordable to households at eighty to one hundred fifteen percent of area median income, as defined by Department of Housing and Urban Development income guidelines for King County.

H.1. Requests for a modification or waiver made in accordance with this section may only be submitted in writing in relation to the following types of applications:

- a. a site development permit;
- b. a binding site plan;

- c. a building permit;
- d. a short subdivision; or
- e. a subdivision.

2. Requests shall be submitted to the department in writing before or in conjunction with an application for one or more of the permits listed in subsection H.1. of this section, together with any supporting documentation. The supporting documentation must illustrate how the proposed modification meets the criteria in subsection J. of this section.

3. Except for an applicant's request for a modification or waiver submitted in conjunction with an application for a subdivision, the notice of application, review and approval of a proposed modification or waiver shall be treated as a Type 2 land use decision in accordance with K.C.C. 20.20.020. The request for a modification or waiver submitted in conjunction with an application for a subdivision shall be treated as a Type 3 land use decision in accordance with K.C.C. 20.20.020.

4. A preapplication meeting with the applicant and the department of development and environmental services to determine the need for and the likely scope of a proposed modification or waiver is required before submittal of such a request. If a modification or waiver requires approval of the department of natural resources and parks or the department of transportation that department shall be invited to participate in the preapplication meeting.

5. If the applicant requests an adjustment from the county drainage standards, the director of the department of development and environmental services shall refer the request to the department of natural resources and parks for decision under K.C.C. chapter 9.04, with the right to appeal within the department of natural resources and parks as provided in K.C.C. 9.04.050.C.6. The department of natural resources and parks shall consider the purposes of this demonstration ordinance as a factor relative to the public interest requirement for drainage adjustments described in K.C.C.9.04.050.C.

6. If the applicant requests a variance from the county road standards, the director shall refer the

request to the county road engineer for decision under K.C.C. 14.42.060, with the right to appeal within the department of transportation as provided in K.C.C. 14.42.060 and the associated public rule. The department of transportation shall consider the purposes of this demonstration ordinance as a factor relative to the public interest requirement for road variances described in K.C.C. 14.42.060.

7. Administrative appeals of modifications or waivers approved by the director shall be combined with any appeal of the underlying permit decision, if the underlying permit is subject to appeal.

I. An approved development proposal for any of the applications listed in subsection H.1. of this section, including site plan elements or conditions of approval may be amended or modified at the request of the applicant or the applicant's successor in interest designated by the applicant in writing. The director may administratively approve minor modifications to an approved development proposal. Modifications that result in major changes as determined by the department or as defined by the approval conditions shall be treated as a new application for purposes of vesting and shall be reviewed as applicable to the underlying application pursuant to K.C.C. 20.20.020. Any increase in the total number of dwelling units above the maximum number set forth in the development proposal permit or approval shall be deemed a major modification. The county, through the applicable development proposal permit or approval conditions, may specify additional criteria for determining whether proposed modifications are major or minor. The modifications allowed under this section supersede other modification or revision provisions of K.C.C. Title 16((;)) and Title 19A and this title.

J.1. To be eligible to use the provisions of this section, a demonstration project must be located on a demonstration project site identified in Ordinance 16650, Section 2, and the applicant has accepted the site as a King County sustainable communities and housing demonstration project.

2. Proposals to modify or waive development regulations for a development application must be consistent with general health, safety and public welfare standards, and must not violate state or federal law.

3.a. Applications must demonstrate how the proposed project, when considered as a whole with the proposed modifications or waivers to the code, will meet all of the criteria in this subsection J., as compared to

development without the modification or waiver, and:

- (1) achieves higher quality urban development;
- (2) provides quality infill development;
- (3) optimizes site utilization; and
- (4) enhances pedestrian experiences and sense of place and community.

b. Any individual request for a modification or waiver must meet two or more of the following criteria:

(1) contributes to the creation of a sustainable community, which includes features such as a connected street network, a mix of housing types, pedestrian or bike routes throughout the development, direct bus connections, no front garages, and front porches.

(2) uses the natural site characteristics to protect the natural systems;

(3)(a) contributes to achievement of a three-star rating for the project site under the Built Green Communities program administered by the Master Builders Association of King and Snohomish Counties;

(b) contributes to achievement of a four-star or higher rating for the single family units under the Built Green program administered by the Master Builders Association of King and Snohomish Counties or achieve a gold certification under the U.S. Green Building Council, LEED program or equivalent program; or

(c) contributes to achievement of a four-star or higher rating for the multifamily units under the Built Green program administered by the Master Builders Association of King and Snohomish Counties or achieve a gold certification under the U.S. Green Building Council, LEED program or other equivalent program; and

(4) provides attractive, well-designed development that will assist in improving safety and preventing crime in the development and surrounding area, including adequate outdoor lighting along walkways/trails, walkways/trails 5' or wider and low vegetation along walkways/trails.

4. The criteria in this subsection supersede other variance, modification or waiver criteria and

provisions of K.C.C. Title 21A.

K. Regulatory modification and waiver applications, or both, authorized by this section shall be filed with the department of development and environmental services within three years of the approval of the development proposal, which includes issuance of a building permit or site development permit, recording of a plat, short plat or binding site plan, or by such a later date as may be specified in the conditions of any development approval for any type of modification or waiver for which the opportunity for future application is expressly granted in those conditions. Modifications or waivers contained within an approved development proposal are valid as long as the underlying permit or development application approval is valid. If modifications or waivers are approved as separate applications, they must be incorporated into a valid permit or development application within three years of approval of the development proposal. The director may extend the date for filing the demonstration project permit and development applications for a maximum of twelve months. Any deadline in this subsection shall be adjusted to include the time for appeal of all or any portion of the project approval.

SECTION 7. Sections 2 through 6 of this ordinance take effect January 1, 2010.

SECTION 8. Ordinance 13480, Section 2, as amended, and K.C.C. 28.94.015 are each hereby amended to read as follows:

A. Except as may otherwise be provided by ordinance, the following fare categories and rates are established for regularly scheduled county public transportation service on buses, trolleys, transit vans, dial-a-ride vehicles and streetcars:

	Off-peak	One-zone Peak	Two-zone Peak
Regular fare	(\$2.00) <u>\$2.25</u>	(\$2.25) <u>\$2.50</u>	(\$2.75) <u>\$3.00</u>
Child fare	No charge	No charge	No charge
Youth fare	\$0.75	\$0.75	\$0.75
Family fare	(\$2.00) <u>\$2.25</u>	N/A	N/A

Seniors and persons with disabilities fare	(\$0.75) \$1.00	(\$0.75) \$1.00	(\$0.75) \$1.00
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The fare categories and rates are subject to, and defined by, the following:

1. The descriptions of transit zones are set forth in K.C.C. 28.94.030;
 2. The time-of-day limitations for peak period trips and off-peak period trips are set forth in K.C.C. 28.92.115 and 28.92.100;
 3. The child fare is available to persons up to six years old when accompanied by a responsible person paying the proper fare as set forth in this chapter. Up to four children may ride with each responsible person;
 4. The youth fare is available to persons from six through eighteen years old and persons over eighteen years old who receive student passes under K.C.C 28.94.210;
 5. The family fare is available to a group that includes a person at least nineteen years old paying a full adult fare and up to four persons eighteen years old or younger. The family fare is valid on Sundays and the days on which the following holidays are legally observed and also on Saturdays on which the days occur if different than the legally observed days: New Year's Day; Martin Luther King, Jr., Day; Presidents' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; and Christmas Day;
 6. The senior and persons with disabilities fare is available to persons who apply for and receive a regional reduced fare permit. The permits are available to persons at least sixty-five years old and persons with disabilities as provided in the regional reduced fare permit program authorized under K.C.C. 28.94.255; and
 7. A person with a disability who has been issued an "attendant ride free" permit by the department may be accompanied by an attendant, who is not required to pay a fare.
- B. A fare in subsection A of this section is paid when a person pays the appropriate amount in cash or presents an appropriate pass, transfer or other fare payment media established under, and used in accordance with, this chapter.
- C. The following fare media are established for use on regularly scheduled county public transportation

service on buses, trolleys, transit vans, dial-a-ride vehicles and streetcars:

1. Weekend/holiday all-day pass.

A weekend/holiday all-day pass may be issued and sold at the price of two times the adult off-peak fare plus \$0.50 to persons at least six years old. A weekend/holiday all-day pass may be purchased only on Saturdays, Sundays and the days on which the following holidays are legally observed: New Year's Day; Martin Luther King, Jr., Day; Presidents' Day; Memorial Day; Independence Day; Labor Day; Thanksgiving Day; and Christmas Day. A weekend/holiday all-day pass entitles persons at least six years old to unlimited rides during the day indicated on the pass;

2. Weekday all-day pass: (~~(\$6.00)~~) \$6.50.

A weekday all-day pass may be issued and sold at the price indicated to persons at least six years old. A weekday all-day pass may be purchased only on weekdays. An all-day pass entitles persons at least six years old to unlimited rides during the day indicated on the pass;

3. Monthly pass for seniors and persons with disabilities: (~~(\$18.00)~~) \$24.00.

Monthly passes may be issued and sold at the price indicated to persons who have applied for and received a regional reduced fare permit. The permits are available to persons at least sixty-five years old and persons with disabilities as provided in the regional reduced fare permit program authorized under K.C.C. 28.94.255. The monthly pass entitles the purchaser to unlimited rides during the month indicated on the pass;

4. Annual pass for seniors and persons with disabilities - (~~(\$99.00)~~) \$150.00.

Annual passes may be issued and sold at the price indicated to persons who have applied for and received a regional reduced fare permit. The permits are available to persons sixty-five years of age and older and persons with disabilities as provided in the regional reduced fare permit program authorized under K.C.C. 28.94.255. The annual pass entitles the purchaser to unlimited rides during the year indicated on the pass; and

4. Regional fare media.

a. Regional and institutional passes, in various single-trip value denominations and for various

effective periods, may be issued and sold in accordance with the terms of an agreement approved by the county council and entered into with other public transportation providers in the region. Institutions include employers, groups of employers, educational institutions, transportation management associations and other organizations. The various effective periods, single-trip values and prices for the regional and institutional passes shall be established by the agreement. A valid regional or institutional pass may be presented an unlimited number of times during its effective period as full or partial payment of the applicable fare. To the extent the single trip value of the regional pass is not sufficient to cover the applicable fare, the rider shall pay the difference in cash or from an electronic stored value product, such as e-purse.

b. For institutions entering into an annual institutional pass agreement, the following schedule of calculations shall determine the cost of the annual agreement for King County Metro's portion of the agreement :

First twelve months: $TR \times \text{baseline trips}$

Second twelve months: $(TR \times \text{baseline trips}) + [(TR \times \text{added trips}) \times 1/3]$

Third twelve months: $(TR \times \text{baseline trips}) + [(TR \times \text{added trips}) \times 2/3]$

Fourth twelve months (and subsequent 12 month periods): $(TR \times \text{baseline trips}) + (TR \times \text{added trips})$:

For purposes of this formula, "added trips" means those trips taken during the prior twelve months, determined either from surveys or electronic counting of actual institutional pass use, which exceed the number of baseline trips established at the execution of the institutional pass agreement. Electronic counts of one month or more will be annualized and used in lieu of survey results if available.

For purposes of this formula, "baseline trips" means the estimated number of transit trips taken by the contracting party's covered population of students, employees or others, or any combination thereof, in the twelve months preceding execution of the institutional pass agreement. Baseline trips may be adjusted on an annual basis to account for changes in the number of eligible employees.

For purposes of this formula, in the event a party terminates or does not renew an institutional pass

agreement, any subsequent institutional pass agreement entered into with that party shall be priced as if in the "fourth twelve months and thereafter" category.

For purposes of this formula, "trip revenue" or "TR" means the weighted average fare per trip determined by the department.

D. The rate of fare for paratransit service shall be (~~(\$1.00)~~) \$1.25 per trip and (~~(\$27.00)~~) \$45.00 for a monthly pass.

E. The rate of fare for customized bus service to residents of Center Park, a facility of the Seattle Housing Authority located at 2121 - 26th Avenue South, Seattle, is equal to the paratransit fares specified in subsection D. of this section.

SECTION 9. Ordinance 12643, Section 19, as amended, and K.C.C. 28.94.245 are each hereby amended to read as follows:

The director is authorized to establish a program for the sale and distribution of tickets to human service agencies at twenty percent of their cash value for the purpose of meeting the transportation needs of low income and homeless populations. The total amount of the eighty percent discount provided under the program shall not exceed one million (~~(five hundred)~~) eight hundred seventy-five thousand dollars for any one year. The allocation of discount tickets under the program shall be made by the director in conjunction with local jurisdictions and the county's department or departments responsible for human services programs. The local jurisdictions and the county department or departments shall determine the number of tickets from their respective allocations which shall be sold to the human service agencies eligible under the program. Tickets sold under

the program are valid on all public transportation and paratransit service.

SECTION 10. Sections 8 and 9 of this ordinance take effect January 1, 2011.