



Signature Report

Ordinance

Proposed No. 2020-0109.1

Sponsors

1 AN ORDINANCE relating to fireworks regulations;
2 amending Ordinance 3139, Section 601, as amended, and
3 K.C.C. 12.86.500, Ordinance 4461, Section 2, as amended,
4 and K.C.C. 20.22.040, Ordinance 10870, Section 331, as
5 amended, and K.C.C. 21A.08.040, Ordinance 10870,
6 Section 548, as amended, and K.C.C. 21A.32.110,
7 Ordinance 13332, Section 43, as amended, and K.C.C.
8 27.10.360, Ordinance 17682, Section 48, as amended, and
9 K.C.C. 27.10.580, adding a new chapter to K.C.C Title 17
10 and repealing Ordinance 6836, Section 1, and K.C.C.
11 6.26.010, Ordinance 6836, Section 2, as amended, and
12 K.C.C. 6.26.020, Ordinance 6836, Section 3, as amended,
13 and K.C.C. 6.26.030, Ordinance 6836, Section 4, as
14 amended, and K.C.C. 6.26.040, Ordinance 6836, Section 5,
15 and K.C.C. 6.26.050, Ordinance 6836, Section 6, as
16 amended, and K.C.C. 6.26.060, Ordinance 6836, Section 7,
17 as amended, and K.C.C. 6.26.070, Ordinance 6836, Section
18 8, as amended, and K.C.C. 6.26.080, Ordinance 6836,
19 Section 9, and K.C.C. 6.26.090, Ordinance 6836, Section

20 10, and K.C.C. 6.26.100, Ordinance 6836, Section 11, and
21 K.C.C. 6.26.110 and Ordinance 10850, Section 6, as
22 amended, and K.C.C. 6.26.115.

23 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

24 SECTION 1. Purpose.

25 A. This ordinance updates the King County Code to prohibit the retail sale of
26 fireworks, as well as the use and discharge of fireworks without a permit, as allowed by
27 RCW and WAC fireworks regulations.

28 B. This ordinance also relocates fireworks regulations from K.C.C. Title 6,
29 Licensing, to K.C.C. Title 17, Fire Code. This alignment coordinates with the State
30 adoption of the International Fire Code.

31 C. This ordinance provides for regulatory procedures to continue to allow for the
32 public display of fireworks.

33 SECTION 2. Ordinance 3139, Section 601, as amended, and K.C.C. 12.86.500
34 are hereby amended to read as follows:

35 The following sounds are exempt from this chapter:

36 A. Sounds originating from aircraft in flight and sounds that originate at airports
37 and are directly related to flight operations;

38 B. Sounds created by the normal operation of commercial, nonrecreational
39 watercraft;

40 C. Sounds created by normal docking and undocking operations of all watercraft;

41 D. Sounds created by watercraft picking up or dropping off waterskiers while
42 operating within the temporary speed limit exemption authorized in K.C.C. 12.44.230;

43 E. Sounds created by safety and protective devices, such as relief valves, if noise
44 suppression would defeat the safety intent of the device;

45 F. Sounds created by fire alarms;

46 G. Sounds created by warning devices of not more than fifteen minutes in
47 duration per incident. For the purposes of this subsection, "warning device" means a
48 device that is working as intended to provide public warning of potentially hazardous,
49 emergency or illegal activities, including, but not limited to, a burglar alarm or vehicle
50 backup signal, but not including any fire alarm;

51 H. Sounds created by emergency equipment and emergency work necessary in
52 the interests of law enforcement or for the health, safety or welfare of the community.
53 For the purposes of this subsection, "emergency work" means work required to restore
54 property to a safe condition following a disaster, as defined at K.C.C. 12.52.010, work
55 required to protect persons or property from an imminent danger, work by private or
56 public utilities for providing or restoring immediately necessary utility service, or work to
57 address other emergencies as determined by the director. The director shall, within
58 fourteen days of making such a determination under this section, document in a written
59 decision the nature of the emergency work, why it is necessary for the health, safety or
60 welfare of the community, any complaints about the noise and any objections to the
61 director's determination. The written decision shall be filed in the form of a paper
62 original and an electronic copy with the clerk of the council, who shall retain the original
63 and provide an electronic copy to all councilmembers, the council chief of staff, the
64 policy staff director and the lead staff for the law, justice, health and human services
65 committee, or its successor;

66 I. Sounds created by the discharge of firearms in the course of lawful hunting
67 activities;

68 J. Sounds caused by natural phenomena and unamplified human voices;

69 K. Sounds originating from silviculture or forest practices conducted under
70 chapter 76.09 RCW and Title 222 WAC if the receiving property is located in a rural,
71 commercial or industrial district of King County;

72 L. Sounds originating from commercial agriculture practices if the receiving
73 property is located in a rural, commercial or industrial district of King County;

74 M. Sounds created by auxiliary equipment on motor vehicles used for public
75 highway maintenance;

76 N. Sounds created by off highway vehicles while being used in officially
77 designated all terrain vehicle parks, except when the sound is received off the park site in
78 a rural or residential district of King County and the sound measurably increases the
79 ambient level;

80 O. Sounds created by watercraft competing in a regatta or boat race held under a
81 permit issued by the sheriff and sounds created while on trial runs or while on official
82 trials for speed records during the time and in the designated area authorized by the
83 permit;

84 P. Sounds created by motor vehicle racing events and motor vehicle testing and
85 training, governed by and conducted in accordance with applicable King County permit
86 conditions; and

87 Q. Sounds created by the legal discharge of fireworks as defined in K.C.C.
88 ~~((6.26.060 and K.C.C. 6.26.080))~~ chapter 17.XX (the new chapter created in section 3 of

89 this ordinance).

90 SECTION 3. Sections 4 through 9 of this ordinance should constitute a new
91 chapter in K.C.C. Title 17.

92 NEW SECTION. SECTION 4. There is hereby added to the chapter established
93 in section 3 of this ordinance a new section to read as follows:

94 Unless otherwise specified in K.C.C. 17.04.020 or the context clearly requires
95 otherwise, the definitions for terms used in this chapter shall be as established in chapter
96 70.77 RCW, chapter 212-17 WAC and the International Fire Code, Chapter 56, as
97 adopted under K.C.C. 17.04.010.

98 NEW SECTION. SECTION 5. There is hereby added to the chapter established
99 in section 3 of this ordinance a new section to read as follows:

100 A. Except as otherwise noted in this chapter, all permitting, licensing and
101 regulatory requirements shall be in accordance with the fireworks regulations of chapter
102 70.77 RCW, chapter 212-17 WAC and the International Fire Code, Chapter 56, as
103 adopted under K.C.C. 17.04.010.

104 B. This chapter does not apply to the sale and discharge of fireworks on tribal
105 trust lands.

106 NEW SECTION. SECTION 6. There is hereby added to the chapter established
107 in section 3 of this ordinance a new section to read as follows:

108 A. The county council hereby delegates the power to grant all permits required
109 under this chapter to the King County fire marshal or designee. The King County fire
110 marshal may adopt reasonable procedures and policies to clarify the application of this
111 chapter. As a condition of any permit, the fire marshal may specify additional safeguards

112 as necessary to provide for public safety.

113 B. In addition to the sheriff's powers to enforce state and county criminal law, the
114 sheriff's office may assist the King County fire marshal in enforcing the permitting,
115 licensing and regulatory requirements of this chapter.

116 NEW SECTION. SECTION 7. There is hereby added to the chapter established
117 in section 3 of this ordinance a new section to read as follows:

118 A. The retail sale of fireworks in unincorporated King County is prohibited.

119 B. The use, discharge or display of fireworks in unincorporated King County is
120 prohibited absent a permit issued by the county pursuant to RCW 70.77.260(2) and this
121 section.

122 C. Any person desiring to give public displays of fireworks shall submit to the
123 fire marshal an application for a permit to operate the public display. This may be in
124 addition to permits required by Section 105 of the International Fire Code for pyrotechnic
125 special effects material and use of hazardous materials.

126 D. Complete permit applications for public displays shall be made at least twenty
127 days in advance of the date set for the public display. Applications received after that
128 date or incomplete applications shall be denied.

129 E. The fee for the permit shall be as established in K.C.C. Title 27. The permit
130 required by this section shall be in addition to any license required by the state fire
131 marshal under chapter 70.77 RCW.

132 F.1. For any scheduled public display, applicants shall submit such information
133 as deemed appropriate by the department and the sheriff's office to ensure that adequate
134 traffic control and crowd protection policing has either been arranged through private

135 security agencies or has been contracted for with the sheriff.

136 2. A written notice that the applicant has complied with this requirement shall
137 be issued by the sheriff to the fire marshal before a public display permit is issued.

138 3. If the applicant contracts for traffic control and crowd protection policing
139 with King County, the sum agreed upon in payment for the policing shall not be less than
140 the actual expense incurred by the county in providing that service. The compensation
141 for a contract for traffic control and crowd protection policing with King County shall be
142 calculated for personnel resources in the hourly rate for overtime under the current
143 collective bargaining agreement, plus the percentage being paid for fringe benefits, and
144 all sums paid under the contract shall be paid in accordance with procedures specified by
145 the county treasurer.

146 G. Every public display of fireworks shall be conducted with a licensed
147 pyrotechnic operator supervising the handling discharging of the fireworks.

148 H. A bond or certificate of insurance must be furnished to the department before
149 a permit is issued. The bond shall be in the amount of one million dollars and shall be
150 conditioned upon the applicant's payment of all damages to persons and property
151 resulting from or caused by the public display of fireworks, or by any negligence on the
152 part of the applicant or its agents, servants, employees or subcontractors in the
153 presentation of the display. The certificate of insurance shall evidence a comprehensive
154 general liability insurance policy providing limits of one million dollars combined single
155 limit, per occurrence and annual aggregate, and naming King County as an additional
156 insured. Any such a bond or insurance policy must be approved by the fire marshal.

157 I. A cash deposit in the amount of one hundred fifty dollars must be posted with

158 the department at least twenty days in advance of the public display date to provide for
159 costs of site cleanup. The deposit shall be forfeited to King County if the operator fails to
160 perform such cleanup within six days after the public display. If the operator properly
161 performs the cleanup, the deposit shall be returned to the operator.

162 NEW SECTION. SECTION 8. There is hereby added to the chapter established
163 in section 3 of this ordinance a new section to read as follows:

164 In the event of drought or other fire hazard conditions that pose a threat to public
165 health, safety and welfare, the fire marshal, in consultation with the representatives of the
166 fire districts of the county, may declare an emergency and prohibit the use or discharge of
167 any fireworks, including public displays, until the hazard has been abated.

168 NEW SECTION. SECTION 9. There is hereby added to the chapter established
169 in section 3 of this ordinance a new section to read as follows:

170 A. A violation of this chapter is a misdemeanor and is punishable as prescribed
171 by law.

172 B. Notwithstanding any criminal penalty provided in this chapter, a person who
173 violates this chapter or chapter 70.77 RCW is subject to the maximum civil penalty in an
174 amount not to exceed one thousand dollars per violation. In addition, a person in
175 violation of this chapter is responsible for any costs incurred to enforce this chapter,
176 including bringing a civil action, court costs and reasonable attorneys' fees. All civil
177 penalties assessed shall be enforced under K.C.C. Title 23.

178 C. A person commits a separate offense for each day during that the person
179 commits, continues or permits a violation of this chapter.

180 SECTION 10. Ordinance 4461, Section 2, as amended, and K.C.C. 20.22.040 are

181 hereby amended to read as follows:

182 The examiner shall issue final decisions in the following cases:

183 A. Appeals of orders of the ombuds under the lobbyist disclosure code, K.C.C.
184 chapter 1.07;

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

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

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

191 E. Appeals of notice and orders of the manager of records and licensing services
192 or the department of local services permitting division manager under K.C.C. chapter
193 6.01;

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

196 G. Appeals of the fire marshal's decisions on fireworks permits under K.C.C.
197 chapter ~~((6.26))~~ 17.XX (the new chapter created in section 3 of this ordinance);

198 H. Appeals of cable franchise nonrenewals under K.C.C. 6.27A.060 and notices
199 and orders under K.C.C. 6.27A.240;

200 I. Appeals of notices and orders of the department of natural resources and parks
201 under K.C.C. chapter 7.09;

202 J. Appeals of decisions of the director of the department of natural resources and
203 parks on surface water drainage enforcement under K.C.C. chapter 9.04;

204 K. Appeals of decisions of the director of the department of natural resources and
205 parks on requests for rate adjustments to surface and storm water management rates and
206 charges under K.C.C. chapter 9.08;

207 L. Appeals of decisions on water quality enforcement under K.C.C. chapter 9.12;

208 M. Appeals of notices and orders of the manager of animal control under K.C.C.
209 chapter 11.04;

210 N. Certifications by the finance and business operations division of the
211 department of executive services involving K.C.C. chapter 12.16;

212 O. Appeals of orders of the office of civil rights under K.C.C. chapter 12.17,
213 K.C.C. chapter 12.18, K.C.C chapter 12.20 and K.C.C. chapter 12.22;

214 P. Appeals of noise-related orders and citations of the department of local
215 services, permitting division, under K.C.C. chapter 12.86;

216 Q. Appeals of utilities technical review committee determinations on water
217 service availability under K.C.C. 13.24.090;

218 R. Appeals of decisions regarding mitigation payment system, commute trip
219 reduction and intersection standards under K.C.C. Title 14;

220 S. Appeals of suspensions, revocations or limitations of permits or of decisions of
221 the board of plumbing appeals under K.C.C. chapter 16.32;

222 T. Appeals of all Type 2 decisions under K.C.C. chapter 20.20, with the
223 exception of appeals of shoreline permits, including shoreline substantial development
224 permits, shoreline variances and shoreline conditional uses, which are appealable to the
225 state Shoreline Hearings Board;

226 U. Appeals of SEPA decisions, as provided in K.C.C. 20.44.120 and public rules

227 adopted under K.C.C. 20.44.075;

228 V. Appeals of completed farm management plans under K.C.C. 21A.30.045;

229 W. Appeals of decisions of the interagency review committee created under
230 K.C.C. 21A.37.070 regarding sending site applications for certification under K.C.C.
231 chapter 21A.37;

232 X. Appeals of citations, notices and orders, notices of noncompliance, stop work
233 orders issued pursuant to K.C.C. Title 23 or Title 1.08 of the rules and regulations of the
234 King County board of health;

235 Y. Appeals of notices and certifications of junk vehicles to be removed as a
236 public nuisance as provided in K.C.C. Title 21A and K.C.C. chapter 23.10;

237 Z. Appeals of decisions not to issue a citation or a notice and order under K.C.C.
238 23.36.010.A.2;

239 AA. Appeals of fee waiver decisions by the department of local services,
240 permitting division, as provided in K.C.C. 27.02.040;

241 BB. Appeals from decisions of the department of natural resources and parks
242 related to permits, discharge authorizations, violations and penalties under K.C.C.
243 28.84.050 and 28.84.060;

244 CC. Appeals of transit rider suspensions under K.C.C. 28.96.430;

245 DD. Appeals of department of public safety seizures and intended forfeitures,
246 when properly designated by the chief law enforcement officer of the department of
247 public safety as provided in RCW 69.50.505; and

248 EE. Other applications or appeals that are prescribed by ordinance.

249 SECTION 11. Ordinance 10870, Section 331, as amended, and K.C.C.

250 21A.08.040 are hereby amended to read as follows:

251 A. Recreational/cultural land uses.

P-Permitted Use C-Conditional Use S-Special Use		RESOURCE			RU RA L	RESIDENTIAL			COMMERCIAL/ INDUSTRIAL				
SIC #	SPECIFIC LAND USE	A	F	M	RA	UR	R1-8	R12 -48	NB	CB	RB	O	I
	PARK/RECREATION:												
*	Park	P1	P1	P1	P1	P1	P1	P1	P	P	P	P	P1 3
*	Trails	P	P	P	P	P	P	P	P	P	P	P	P
*	Campgrounds		P16 C16 a	P16	P16 C16 a	P16 C16 a							P1 6 C1 6a
*	Destination Resorts		S		S18	C					C		
*	Marina		C 3		C4	C4	C4	C4	P5	P	P	P	P
*	Recreational Vehicle Park		P19	P19	C2 and 18 P19	C2 P19							
*	Sports Club (17)				C4 and 18	C4	C4	C4	C	P	P		
*	Ski Area		S		S18								
*	Recreational Camp		C		P24 C								
	AMUSEMENT/ENTERTAINMENT:												
*	Adult Entertainment Business									P6	P6	P6	
*	Theater									P	P	P	P2 5

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783 3	Theater, Drive-in										C		
793	Bowling Center									P	P		P
*	Golf Facility				C7 and 18	P7	P7	P7					
799 9 (14 and 30)	Amusement and Recreation Services		P21	P21	P8 P21 C15 and 18	P8 P21 P22 C15	P8 P21 P22 C15	P8 P21 P22 C15	P21 P22	P	P	P2 1	P2 1
*	Indoor Paintball Range									P26	P2 6		P2 6
*	Outdoor Paintball Range				C27	C27							
*	Shooting Range		C9		C9 and 18						C1 0		P1 0
*	Amusement Arcades									P	P		
799 6	Amusement Park										C		
*	Outdoor Performance Center		S		C12 S18		P20	P20			S		
	CULTURAL:												
823	Library				P11	P11 C	P11 C	P28	P	P	P	P	
841	Museum	C2 3	C23		P11	P11 C	P11 C	P28	P	P	P	P	P
842	Arboretum	P	P		P	P	P	P	P	P	P	P	
*	Conference Center				P29 C12	P29 C12	P29 C	P29 C	P	P	P	P	

252

B. Development conditions.

253

1. The following conditions and limitations shall apply, where appropriate:

254

a. No stadiums on sites less than ten acres;

255 b. Lighting for structures and fields shall be directed away from rural area and
256 residential zones;

257 c. Structures or service yards shall maintain a minimum distance of fifty feet
258 from property lines adjoining rural area and residential zones, except for fences and mesh
259 backstops;

260 d. Facilities in the A zone shall be limited to trails and trailheads, including
261 related accessory uses such as parking and sanitary facilities; and

262 e. Overnight camping is allowed only in an approved campground.

263 2. Recreational vehicle parks are subject to the following conditions and
264 limitations:

265 a. The maximum length of stay of any vehicle shall not exceed one hundred
266 eighty days during a three-hundred-sixty-five-day period;

267 b. The minimum distance between recreational vehicle pads shall be no less
268 than ten feet; and

269 c. Sewage shall be disposed in a system approved by the Seattle-King County
270 health department.

271 3. Limited to day moorage. The marina shall not create a need for off-site
272 public services beyond those already available before the date of application.

273 4. Not permitted in the RA-10 or RA-20 zones. Limited to recreation facilities
274 subject to the following conditions and limitations:

275 a. The bulk and scale shall be compatible with residential or rural character of
276 the area;

277 b. For sports clubs, the gross floor area shall not exceed ten thousand square

278 feet unless the building is on the same site or adjacent to a site where a public facility is
279 located or unless the building is a nonprofit facility located in the urban area; and

280 c. Use is limited to residents of a specified residential development or to sports
281 clubs providing supervised instructional or athletic programs.

282 5. Limited to day moorage.

283 6.a. Adult entertainment businesses shall be prohibited within three hundred
284 thirty feet of any property zoned RA, UR or R or containing schools, licensed daycare
285 centers, public parks or trails, community centers, public libraries or churches. In
286 addition, adult entertainment businesses shall not be located closer than three thousand
287 feet to any other adult entertainment business. These distances shall be measured from
288 the property line of the parcel or parcels proposed to contain the adult entertainment
289 business to the property line of the parcels zoned RA, UR or R or that contain the uses
290 identified in this subsection B.6.a.

291 b. Adult entertainment businesses shall not be permitted within an area likely
292 to be annexed to a city subject to an executed interlocal agreement between King County
293 and a city declaring that the city will provide opportunities for the location of adult
294 businesses to serve the area. The areas include those identified in the maps attached to
295 Ordinance 13546.

296 7.a. Clubhouses, maintenance buildings, equipment storage areas and driving
297 range tees shall be at least fifty feet from rural area and residential zoned property lines.
298 Lighting for practice greens and driving range ball impact areas shall be directed away
299 from adjoining rural area and residential zones. Applications shall comply with adopted
300 best management practices for golf course development. Within the RA zone, those

301 facilities shall be permitted only in the RA-5 and RA-2.5 zones. Not permitted in
302 designated rural forest focus area, regionally significant resource areas or locally
303 significant resource areas. Ancillary facilities associated with a golf course are limited to
304 practice putting greens, maintenance buildings and other structures housing
305 administrative offices or activities that provide convenience services to players. These
306 convenience services are limited to a pro shop, food services and dressing facilities and
307 shall occupy a total of no more than ten thousand square feet. Furthermore, the residential
308 density that is otherwise permitted by the zone shall not be used on other portions of the
309 site through clustering or on other sites through the transfer of density provision. This
310 residential density clustering or transfer limitation shall be reflected in a deed restriction
311 that is recorded at the time applicable permits for the development of the golf course are
312 issued; and

313 b. In addition to ancillary facilities, an organizational hotel/lodging house shall
314 be allowed as an accessory use, subject to the following:

315 (1) only allowed in the R-1 zone;

316 (2) only allowed with a privately owned golf facility that legally existed as of
317 January 1, 2019;

318 (3) only allowed as an incidental or subordinate use to a principal golf facility
319 use;

320 (4) a maximum of twenty-four sleeping units is allowed; and

321 (5) shall be connected to and served by public sewer.

322 8. Limited to golf driving ranges, only as:

323 a. accessory to golf courses; or

324 b. accessory to a recreation or multiuse park.

325 9.a. New structures and outdoor ranges shall maintain a minimum distance of
326 fifty feet from property lines adjoining rural area and residential zones, but existing
327 facilities shall be exempt.

328 b. Ranges shall be designed to prevent stray or ricocheting projectiles, pellets
329 or arrows from leaving the property.

330 c. Site plans shall include: safety features of the range; provisions for reducing
331 sound produced on the firing line; elevations of the range showing target area, backdrops
332 or butts; and approximate locations of buildings on adjoining properties.

333 d. Subject to the licensing provisions of K.C.C. Title 6.

334 10.a. Only in an enclosed building, and subject to the licensing provisions of
335 K.C.C. Title 6;

336 b. Indoor ranges shall be designed and operated so as to provide a healthful
337 environment for users and operators by:

338 (1) installing ventilation systems that provide sufficient clean air in the user's
339 breathing zone, and

340 (2) adopting appropriate procedures and policies that monitor and control
341 exposure time to airborne lead for individual users.

342 11. Only as accessory to a park or in a building listed on the National Register
343 as an historic site or designated as a King County landmark subject to K.C.C. chapter
344 21A.32.

345 12.a. Only as accessory to a nonresidential use established through a
346 discretionary permit process, if the scale is limited to ensure compatibility with

347 surrounding neighborhoods; and

348 b. In the UR zone, only if the property is located within a designated
349 unincorporated rural town.

350 13. Subject to the following:

351 a. The park shall abut an existing park on one or more sides, intervening roads
352 notwithstanding;

353 b. No bleachers or stadiums are permitted if the site is less than ten acres, and
354 no public amusement devices for hire are permitted;

355 c. Any lights provided to illuminate any building or recreational area shall be
356 so arranged as to reflect the light away from any premises upon which a dwelling unit is
357 located; and

358 d. All buildings or structures or service yards on the site shall maintain a
359 distance not less than fifty feet from any property line and from any public street.

360 14. Excluding amusement and recreational uses classified elsewhere in this
361 chapter.

362 15. For amusement and recreation services not otherwise provided for in this
363 chapter:

364 a. In the RA zones, not subject to regulation under K.C.C. Title 6 and only on
365 sites at least five acres or larger;

366 b. Retail sales are limited to incidental sales to patrons of the amusement or
367 recreation service; ~~((and))~~

368 c. Does not involve the operation of motor vehicles or off-road vehicles,
369 including, but not limited to, motorcycles and go-carts; and

- 370 d. Does not involve fireworks display services.
- 371 16. Subject to the following conditions:
- 372 a. The length of stay per party in campgrounds shall not exceed one hundred
- 373 eighty days during a three-hundred-sixty-five-day period; and
- 374 b. Only for campgrounds that are part of a proposed or existing county park,
- 375 that are subject to review and public meetings through the department of natural
- 376 resources and parks.
- 377 17. Only for stand-alone sports clubs that are not part of a park.
- 378 18. Subject to review and approval of conditions to comply with trail corridor
- 379 provisions of K.C.C. chapter 21A.14 when located in an RA zone.
- 380 19. Only as an accessory to a recreation or multiuse park.
- 381 20. Only as an accessory to a recreation or multiuse park of at least twenty acres
- 382 located within the urban growth area or on a site immediately adjacent to the urban
- 383 growth area with the floor area of an individual outdoor performance center stage limited
- 384 to three thousand square feet.
- 385 21. Limited to rentals of sports and recreation equipment with a total floor area
- 386 of no more than seven hundred fifty square feet and only as accessory to a park, or in the
- 387 RA zones, to a recreation or multiuse park.
- 388 22. Only as accessory to a large active recreation and multiuse park and limited
- 389 to:
- 390 a. water slides, wave pools and associated water recreation facilities; and
- 391 b. rentals of sports and recreation equipment.
- 392 23. Limited to natural resource and heritage museums and only allowed in a farm or

393 forestry structure, including but not limited to barns or sawmills, existing as of December
394 31, 2003.

395 24. Use is permitted without a conditional use permit only when in compliance
396 with all of the following conditions:

397 a. The use is limited to camps for youths or for persons with special needs due
398 to a disability, as defined by the American With Disabilities Act of 1990, or due to a
399 medical condition and including training for leaders for those who use the camp;

400 b. Active recreational activities shall not involve the use of motorized vehicles
401 such as cross-country motorcycles or all-terrain vehicles or the use of firearms. The
402 prohibition on motorized vehicles does not apply to such vehicles that may be necessary
403 for operation and maintenance of the facility or to a client-specific vehicle used as a
404 personal mobility device;

405 c.(1) Except as provided in subsection B.24.c.(2)(b) of this section, the number
406 of overnight campers, not including camp personnel, in a new camp shall not exceed:

407 (a) one hundred and fifty for a camp between twenty and forty acres; or

408 (b) for a camp greater than forty acres, but less than two hundred and fifty
409 acres, the number of users allowed by the design capacity of a water system and on-site
410 sewage disposal system approved by the department of health, Seattle/King County, up to
411 a maximum of three hundred and fifty; and

412 (2) Existing camps shall be subject to the following:

413 (a) For a camp established before August 11, 2005, with a conditional use
414 permit and that is forty acres or larger, but less than one hundred and sixty acres, the
415 number of overnight campers, not including camp personnel, may be up to one hundred

416 and fifty campers over the limit established by subsection B.24.c.(1)(b) of this section.

417 (b) For a camp established before August 11, 2005, with a conditional use
418 permit and that is one hundred and sixty acres or larger, but less than two hundred acres,
419 the number of overnight campers, not including camp personnel, may be up to three
420 hundred and fifty campers over the limit established by subsection B.24.c.(1)(b) of this
421 section. The camp may terminate operations at its existing site and establish a new camp
422 if the area of the camp is greater than two hundred and fifty acres and the number of
423 overnight campers, not including camp personnel, shall not exceed seven hundred.

424 d. The length of stay for any individual overnight camper, not including camp
425 personnel, shall not exceed ninety days during a three-hundred-sixty-five-day period;

426 e. The camp facilities, such as a medical station, food service hall((;)) and
427 activity rooms, shall be of a scale to serve overnight camp users;

428 f. The minimum size of parcel for such use shall be twenty acres;

429 g. Except for any permanent caretaker residence, all new structures where
430 camp users will be housed, fed or assembled shall be no less than fifty feet from
431 properties not related to the camp;

432 h. In order to reduce the visual impacts of parking areas, sports and activity
433 fields or new structures where campers will be housed, fed or assembled, the applicant
434 shall provide a Type 3 landscape buffer no less than twenty feet wide between the nearest
435 property line and such parking area, field((;)) or structures, by retaining existing
436 vegetation or augmenting as necessary to achieve the required level of screening;

437 i. If the site is adjacent to an arterial roadway, access to the site shall be
438 directly onto said arterial unless direct access is unsafe due inadequate sight distance or

439 extreme grade separation between the roadway and the site;

440 j. If direct access to the site is via local access streets, transportation demand
441 management measures, such as use of carpools, buses or vans to bring in campers, shall
442 be used to minimize traffic impacts;

443 k. Any lights provided to illuminate any building or recreational area shall be
444 so arranged as to reflect the light away from any adjacent property; and

445 l. A community meeting shall be convened by the applicant before submittal
446 of an application for permits to establish a camp, or to expand the number of camp users
447 on an existing camp site as provided in subsection B.24.c.(2)(b) of this section. Notice of
448 the meeting shall be provided at least two weeks in advance to all property owners within
449 five hundred feet, or at least twenty of the nearest property owners, whichever is greater.
450 The notice shall at a minimum contain a brief description of the project and the location,
451 as well as, contact persons and numbers.

452 25. Limited to theaters primarily for live productions located within a Rural
453 Town designated by the King County Comprehensive Plan.

454 26.a. Only in an enclosed building; and

455 b. A copy of the current liability policy of not less than one million dollars for
456 bodily injury or death shall be maintained in the department.

457 27. Minimum standards for outdoor paintball recreation fields:

458 a. The minimum site area is twenty-five acres;

459 b. Structure shall be no closer than one hundred feet from any lot line adjacent
460 to a rural area or residential zoned property;

461 c. The area where paintballs are discharged shall be located more than three

462 hundred feet of any lot line and more than five hundred feet from the lot line of any
463 adjoining rural area or residential zoned property. The department may allow for a lesser
464 setback if it determines through the conditional use permit review that the lesser setback
465 in combination with other elements of the site design provides adequate protection to
466 adjoining properties and rights-of-ways;

467 d. A twenty-foot high nylon mesh screen shall be installed around all play
468 areas and shall be removed at the end of each day when the play area is not being used.
469 The department may allow for the height of the screen to be lowered to no less than ten
470 feet if it determines through the conditional use permit review that the lower screen in
471 combination with other elements of the site design provides adequate protection from
472 discharged paintballs;

473 e. All parking and spectator areas, structures and play areas shall be screened
474 from adjoining rural area or residential zoned property and public rights of way with
475 Type 1 landscaping at least ten feet wide;

476 f. Any retail sales conducted on the property shall be accessory and incidental
477 to the permitted activity and conducted only for the participants of the site;

478 g. A plan of operations specifying days and hours of operation, number of
479 participants and employees, types of equipment to be used by users of the site, safety
480 procedures, type of compressed air fuel to be used on the site and storage and
481 maintenance procedures for the compressed air fuel shall be provided for review in
482 conjunction with the conditional use permit application. All safety procedures shall be
483 reviewed and approved by department of public safety before submittal of the conditional
484 use permit application. All activities shall be in compliance with National Paintball

485 League standards;

486 h. The hours of operation shall be limited to Saturdays and Sundays and
487 statutory holidays from 8:30 A.M. to 8:30 P.M., and further restricted as applicable to
488 daylight hours;

489 i. No more than one hundred paintball players shall be allowed on the site at
490 any one time;

491 j. No outdoor lights or amplified sounds shall be permitted;

492 k. The facility shall have direct access to a road designated as a major collector
493 (or higher) in the Comprehensive Plan unless the department determines through the
494 conditional use permit review that the type and amount of traffic generated by the facility
495 is such that it will not cause an undue impact on the neighbors or adversely affect safety
496 of road usage;

497 l. The facility shall be secured at the close of business each day;

498 m. All equipment and objects used in the paintball activities shall be removed
499 from the site within ninety days of the discontinuance of the paintball use; and

500 n. A copy of the current liability policy of not less than one million dollars for
501 bodily injury or death shall be submitted with the conditional use permit application and
502 shall be maintained in the department.

503 28. Before filing an application with the department, the applicant shall hold a
504 community meeting in accordance with K.C.C. 20.20.035.

505 29. Only as accessory to a recreation or multiuse park of least twenty acres
506 located within the urban growth area or on a site immediately adjacent to the urban
507 growth area or in a building listed on the National Register as an historic site or

508 designated as a King County landmark subject to K.C.C. chapter 21A.32.

509 30. Fireworks display services allowed as prescribed in K.C.C. chapter 17.XX

510 (the new chapter created in section 3 of this ordinance).

511 SECTION 12. Ordinance 10870, Section 548, as amended, and K.C.C.

512 21A.32.110 are hereby amended to read as follows:

513 A. The following uses shall be exempt from requirements for a temporary use
514 permit when located in the RB, CB, NB, O or I zones for the time period specified below:

515 1. Uses not to exceed a total of thirty days each calendar year:

516 a. Christmas tree lots; and

517 b. ~~((Fireworks stands; and~~

518 e-)) Produce stands.

519 2. Uses not to exceed a total of fourteen days each calendar year:

520 a. Amusement rides, carnivals or circuses;

521 b. Community festivals; and

522 c. Parking lot sales.

523 B. Any use not exceeding a cumulative total of two days each calendar year shall
524 be exempt from requirements for a temporary use permit.

525 C. Any community event held in a park and not exceeding a period of seven days
526 shall be exempt from requirements for a temporary use permit.

527 D. Christmas tree sales not exceeding a total of ~~((30))~~ thirty days each calendar
528 year when located on Rural Area (RA) zoned property with legally established non-
529 residential uses shall be exempt from requirements for a temporary use permit.

530 E.1. Events at a winery, brewery, distillery facility II or III shall not require a

~~under chapter 70.77~~

~~RCW~~

B.))	Special event or fireworks display	
1.	Application fee	\$244.00
2.	Inspection fee, per site visit	\$402.00
((C.))	Building occupancy inspection, per building per site	\$211.00
<u>B.</u>	visit	
((D.))	Inspection for an operational permit under the	
<u>C.</u>	International fire code	
1.	Initial permit, per code item	\$150.00
2.	Permit renewal, per code item	\$100.00

552 SECTION 14. Ordinance 17682, Section 48, as amended, and K.C.C. 27.10.580

553 are hereby amended to read as follows:

554 Fees shall be charged for permit processing, clerical services, contractor
555 certification, title elimination, permit extension, review of resubmitted plans and permit
556 revisions, expedited review and after-hours inspection as follows:

557 A. A fee of seventy-five dollars shall be charged for reissuing a public notice.

558 B. The department may charge fees for clerical services unrelated to permits
559 including, but not limited to, making copies, scanning documents, notarizing documents,
560 gathering, preparing and publishing special request reports and providing publications.

561 The fees shall be the actual cost to the department and shall be collected at the time
562 services are requested. The department shall publish a schedule of these fees on the
563 internet and in the public areas of its offices.

564 C. The fee for annual certification of a tank removal contractor is two hundred
565 forty-four dollars.

566 D. The fee for a title elimination is sixty dollars.

567 E. The fee for extension of a nonresidential building, fire, mechanical, sign,
568 demolition, grading, site development or conditional use permit is one hundred fifty-nine
569 dollars.

570 F. Unless otherwise specified in this title, the review of resubmitted plans or
571 revisions to an issued building, fire((;)) or grading permit shall be charged a fee of
572 twenty-five percent of the original application fee.

573 G. The fee for expedited review shall be one hundred fifty percent of the regular
574 review fee, and shall be charged in lieu of the regular review fee in this title.

575 H. When building or land use inspections outside regular business hours are
576 required by the construction schedule or otherwise requested by a permit holder,
577 excluding inspections for ((fireworks stands,)) fireworks displays and other special
578 events, the overtime labor cost of county personnel shall be charged in addition to the
579 regular inspection fees.

580 SECTION 15. The following are hereby repealed:

581 A. Ordinance 6836, Section 1, and K.C.C. 6.26.010;

582 B. Ordinance 6836, Section 2, as amended, and K.C.C. 6.26.020;

583 C. Ordinance 6836, Section 3, as amended, and K.C.C. 6.26.030;

584 D. Ordinance 6836, Section 4, as amended, and K.C.C. 6.26.040;

585 E. Ordinance 6836, Section 5, and K.C.C. 6.26.050;

586 F. Ordinance 6836, Section 6, as amended, and K.C.C. 6.26.060;

587 G. Ordinance 6836, Section 7, as amended, and K.C.C. 6.26.070;

588 H. Ordinance 6836, Section 8, as amended, and K.C.C. 6.26.080;

589 I. Ordinance 6836, Section 9, and K.C.C. 6.26.090;

590 J. Ordinance 6836, Section 10, and K.C.C. 6.26.100;

591 K. Ordinance 6836, Section 11, and K.C.C. 6.26.110; and

592 L. Ordinance 10850, Section 6, as amended, and K.C.C. 6.26.115.

593 SECTION 16. Severability. If any provision of this ordinance or its application

594 to any person or circumstance is held invalid, the remainder of the ordinance or the
595 application of the provision to other persons or circumstances is not affected.
596

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

ATTEST:

APPROVED this ____ day of _____, _____.

Attachments: None