



AGENDA

SHORELINE CITY COUNCIL SPECIAL MEETING

Monday, January 9, 2017
5:45 p.m.

Conference Room 303 · Shoreline City Hall
17500 Midvale Avenue North

TOPIC/GUESTS: Economic Development Council of Seattle and King County

SHORELINE CITY COUNCIL REGULAR MEETING

Monday, January 9, 2017
7:00 p.m.

Council Chamber · Shoreline City Hall
17500 Midvale Avenue North

	<u>Page</u>	<u>Estimated Time</u>
1. CALL TO ORDER		7:00
2. FLAG SALUTE/ROLL CALL		
(a) Proclamation of Martin Luther King, Jr. Day	<u>2a-1</u>	
3. REPORT OF THE CITY MANAGER		
4. COUNCIL REPORTS		
5. PUBLIC COMMENT		
<i>Members of the public may address the City Council on agenda items or any other topic for three minutes or less, depending on the number of people wishing to speak. The total public comment period will be no more than 30 minutes. If more than 10 people are signed up to speak, each speaker will be allocated 2 minutes. Please be advised that each speaker's testimony is being recorded. Speakers are asked to sign up prior to the start of the Public Comment period. Individuals wishing to speak to agenda items will be called to speak first, generally in the order in which they have signed. If time remains, the Presiding Officer will call individuals wishing to speak to topics not listed on the agenda generally in the order in which they have signed. If time is available, the Presiding Officer may call for additional unsigned speakers.</i>		
6. APPROVAL OF THE AGENDA		7:20
7. CONSENT CALENDAR		7:20
(a) Minutes of Regular Meeting of November 21, 2016	<u>7a1-1</u>	
Minutes of Regular Meeting of November 28, 2016	<u>7a2-1</u>	
Minutes of Special Meeting of December 5, 2016	<u>7a3-1</u>	
Minutes of Regular Meeting of December 5, 2016	<u>7a4-1</u>	
(b) Approval of expenses and payroll as of December 23, 2016 in the amount of \$4,219,303.34	<u>7b-1</u>	
(c) Authorize the City Manager to Execute a Contract for the Amount of \$493,916.80 with Award Construction, Inc. for Construction of the 15 th Avenue NE Pavement Preservation Project	<u>7c-1</u>	
(d) Authorize the City Manager to Execute a Contract for the Amount of \$881,297.50 with SRV Construction for Construction of the Meridian Avenue N Pavement Preservation Project	<u>7d-1</u>	

8. ACTION ITEMS

- (a) Motion to Waive Certain Sections of the Parks and Facility Naming Policy and Adopting the Name “Gloria’s Path” for the Path Commonly Referred to as the Fremont Trail 8a-1 7:20
- Staff Report
 - Public Comment
 - Council Discussion and Action
- (b) Adoption of Ord. No. 769 – Amending Section 15.05.080 of the Shoreline Municipal Code, Standard for Fixed Guideway Transit and Passenger Rail Systems (NFPA 130) Amendments, to Require Public Restrooms at Stations 8b-1 7:35

9. STUDY ITEMS

- (a) Discussion of Ordinance No. 767 amending Development Code Sections 20.20, 20.30, 20.40, 20.50, 20.70, 20.100, and Ordinance Nos. 713 and 714 amending Municipal Code Sections 16.10 and 16.20 9a-1 7:55

10. ADJOURNMENT

8:25

The Council meeting is wheelchair accessible. Any person requiring a disability accommodation should contact the City Clerk’s Office at 801-2231 in advance for more information. For TTY service, call 546-0457. For up-to-date information on future agendas, call 801-2236 or see the web page at www.shorelinewa.gov. Council meetings are shown on Comcast Cable Services Channel 21 and Verizon Cable Services Channel 37 on Tuesdays at 12 noon and 8 p.m., and Wednesday through Sunday at 6 a.m., 12 noon and 8 p.m. Online Council meetings can also be viewed on the City’s Web site at <http://shorelinewa.gov>.

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Proclamation Declaring January 16, 2017 as Martin Luther King Jr. Day in the City of Shoreline
DEPARTMENT:	Parks, Recreation and Cultural Services
PRESENTED BY:	Youth and Teen Development Staff
ACTION:	<input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input type="checkbox"/> Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing <input checked="" type="checkbox"/> Proclamation

ISSUE STATEMENT:

On January 16, 2017 the nation celebrates Martin Luther King Jr. Day. Dr. King's message of peace and service and his dream of pursuing a world free from prejudice and injustice lives on and has not been forgotten since his tragic death in 1968.

This proclamation recognizes the impact of Dr. King's contributions on our nation, state, and community, and urges Shoreline citizens to reflect on our common goals and celebrate his life and his ideals of freedom and justice for all.

Shoreline Youth Ambassadors from the Youth and Teen Development Program will receive the proclamation.

RECOMMENDATION

Staff recommends that the Mayor read the proclamation and present it to representatives from Shoreline Youth Ambassadors.

Approved By: City Manager **DT** City Attorney **MK**



PROCLAMATION

WHEREAS, Dr. Martin Luther King Jr. devoted his life to advancing equality, social justice, and opportunity for all, and challenged all Americans to participate in the never-ending work of building a more perfect union; and

WHEREAS, Dr. King's teachings continue to guide and inspire us in addressing challenges in our communities; and

WHEREAS, each of us can and must contribute to making our communities better with increased opportunity for all our citizens; and

WHEREAS, the Youth and Teen Development Program shares Dr. King's commitment to creating a better life for all through building understanding among, and connections to all people and communities regardless of color, culture, or class;

NOW, THEREFORE, I, Christopher Roberts, Mayor of the City of Shoreline, do hereby proclaim January 16, 2017 as

MARTIN LUTHER KING, JR. DAY

in the City of Shoreline.

Christopher Roberts, Mayor

CITY OF SHORELINE
SHORELINE CITY COUNCIL
SUMMARY MINUTES OF REGULAR MEETING

Monday, November 21, 2016
7:00 p.m.

Council Chambers - Shoreline City Hall
17500 Midvale Avenue North

PRESENT: Mayor Roberts, Deputy Mayor Winstead, Councilmembers Scully, Hall, McConnell, and Salomon

ABSENT: Councilmember McGlashan

1. CALL TO ORDER

At 7:00 p.m., the meeting was called to order by Mayor Roberts who presided.

2. FLAG SALUTE/ROLL CALL

Mayor Roberts led the flag salute. Upon roll call by the City Clerk, all Councilmembers were present, with the exception of Councilmember McGlashan.

Councilmember Hall moved to excuse Councilmember McGlashan for personal reasons. The motion was seconded by Councilmember McConnell and passed unanimously, 6-0.

(a) Proclamation of America Recycles Day

Mayor Roberts read a proclamation declaring November 21, 2016 as America Recycles Day in the City of Shoreline. Jack Bradbury, Recycling Coordinator for All Batteries Sales and Services, and member of the Washington State Recycling Association, accepted the proclamation. Mr. Bradbury stated that All Batteries is pleased to accept the proclamation and that he enjoys working with city staff. He shared that Shoreline is a leader in recycling for municipalities.

3. REPORT OF CITY MANAGER

Debbie Tarry, City Manager, provided reports and updates on various City meetings, projects, and events.

4. COUNCIL REPORTS

Councilmember Salomon spoke about the Presidential Election and hearing reports of hate related graffiti and neo-Nazi visibility campaigns. He said hate will not be tolerated and that he will work to see that hate crimes in Shoreline are prosecuted to the fullest extent of the law.

Councilmember Roberts reported on the National League of Cities (NLC) Conference. He said he attended panel discussions on building trust with police and racially diverse communities, and one on engaging youth in afterschool activities. He noted that Shoreline's Nurturing Trust Program is a leader in community outreach police activities.

Councilmember McConnell said she is Past President of the NLC Asian Pacific Organization, and expressed concern about the next administration. She reported conference participants agreed that "cities get things done" and said there are checks and balances in place to ensure that the will of the people are accomplished. She talked about a speech given by Vernis "FlyGirl" Armour, the first African-American female Marine Corps naval aviator, encouraging people to be engaged.

5. PUBLIC COMMENT

Susannah LaClergne, Shoreline resident, commented on a petition submitted to the City about traffic safety and street improvements on Dayton Avenue North. She offered suggestions for low cost interim solutions to accommodate users and various mode of transportation.

Dave Lange, Shoreline resident, talked about the City's failure to improve access to the station with the 145th Street Corridor and a non-motorized bridge at 147th. He said the City's focus should be on getting buses to the transit stations. He commented on the impacts of having the Trail by the Rail situated between the freeway and a sound barrier and questioned if Sound Transit would pay for it. He said these are all examples of taxes paying for growth.

Katelyn Kinn, Puget Soundkeeper Alliance, commented that she is here in support of Ordinance No. 768 Low Impact Development, and shared that stormwater runoff is the number one toxic pollutant in Puget Sound. She applauded the City for taking steps to protect the Sound.

Donna Moss Thomas, Shoreline resident, commented on the importance of having non-motorized access to the station. She said the bridge at 147th Street and the Trail by the Rail are critical for the City to allow pedestrians, particularly those with disabilities, the ability to safely and efficiently get to the Light Rail Stations.

Laura Mork, Shoreline resident, commented on the Presidential Election, and said she agrees with Councilmember McConnell that cities make things happen and is where communities are developed. She requested that the bike/ped projects remain in the budget because it is important and helps develop a sense of community.

Juan Rueda, Sierra Club Representative, congratulated Council on the low impact development regulations, finding the nexus between land use development and environmental sustainability, and said he will use Shoreline as an example for other cities.

Jack Malek, Shoreline resident, commented that the study for the non-motorized bike/ped bridge needs to get done and opportunities for funding need to be explored. He spoke about walkability and how it makes a community an attractive place to live.

Marsha Gresham, Shoreline resident, expressed concern about the cost of the 185th Street Corridor Study, and questioned its timing with other developments happening in the area. She asked Council to carefully watch all budget items.

Steven Ball, Shoreline resident, commented that Shoreline is a fabulous place to live, and schools are its foundation. He encouraged Council to endorse the School District Bond.

6. APPROVAL OF THE AGENDA

The agenda was approved by unanimous consent.

7. CONSENT CALENDAR

Upon motion by Councilmember Hall and seconded by Councilmember McConnell and unanimously carried, 7-0, the following Consent Calendar items were approved:

- (a) Minutes of Regular Meeting of October 3, 2016, Regular Meeting of October 10, 2016, and Special Meeting of October 24, 2016**
- (b) Adoption of Ord. No. 757 - 2016 Budget Amendment**
- (c) Motion to Authorize the City Manager to Execute an Amendment to the 2013 Agreement with Herrera Environmental Consultants, Inc. for the monitoring, reporting, and maintenance through 2020 for the Goheen Revetment Repair and Stream Enhancement Project**
- (d) Motion to amend the 2017-2018 Human Services Funding Plan and authorize the City Manager to execute contracts to implement approved programs and projects**
- (e) Motion to authorize the City Manager to obligate \$472,000 in King County Flood Control District Flood Reduction Grant Funding for the 25th Avenue NE Flood Reduction Project**

8. STUDY ITEMS

- (a) Presentation by the School District Superintendent on Proposition 1 Shoreline School District No. 412 Bonds to Rebuild Schools and build an Early Learning Center. The Board of Directors of Shoreline School District No. 412 adopted Resolution No. 2016-19, concerning a proposition to enhance the learning environment and relieve overcrowding. This proposition would authorize the District to: rebuild Kellogg Middle School, Einstein Middle School and Parkwood Elementary School; build an Early Learning Center at the Children's Center Site that will house the District's mandatory Early Childhood Education program, as well as Shoreline Children's Center and Head Start programs; issue no more than \$250,000,000 of general obligation bonds maturing within 20 years; and levy annual excess property

taxes to repay the bonds, all as provided in Resolution No. 2016-19. Should this proposition be: Approved[] or Rejected[]

Rebecca Minor, Shoreline School District Superintendent, and Curtis Campbell, Public Information Officer, provided the presentation. Ms. Minor provided an overview of School bonds and levies, and explained bonds support building improvements and levies are for learning and student activities. She displayed a map identifying school locations and the District's land bank. She reviewed the 2010 Bond Project that supported the rebuilding of Shorewood and Shorecrest High School, and shared it passed with a 62.5% approval rate. She reviewed the Instruction Program Planning Committee and the Facility Committee recommendations to address future needs of the District. She shared that student enrollment is increasing and they are no longer accepting students outside district boundaries. She reviewed the Bond's purpose, projects, costs and school tax rates.

Councilmember Hall confirmed that the school tax amount is the local tax only, and Ms. Minor responded in the affirmative.

Mayor Roberts inquired about the process if the City wants to take a position on the School Bond. Ms. Tarry responded that Council consideration of adopting a resolution in support of the School Bond is scheduled for December 5, 2016.

9. ACTION ITEMS

(a) Adoption of Ord. No. 758 - 2017 Budget, 2017-2022 Capital Improvement Program

Sara Lane, Administrative Services Director, reviewed the 2017 Budget and 2017-2022 Capital Improvement Program schedule. She explained that Proposed Ordinance No. 758 adopts the Budget with a total expenditure of \$86.2 Million.

Councilmember McConnell moved adoption of Ordinance No. 758 adopting the 2017 Budget, 2017-2022 Capital Improvement Plan, Fee Schedule, Salary Schedule, and establish fund appropriations for the 2017 calendar year. The motion was seconded by Councilmember Hall.

Ms. Lane reviewed the following potential amendments to the proposed budget:

1. Reduce the Roads Capital Fund appropriations by \$500,000 by eliminating the 147th/148th Non-Motorized Bridge project from the 2017-2022 Capital Improvement Plan. And reduce the General Fund appropriations by eliminating the \$350,000 transfer to the Roads Capital Fund budgeted to provide resources for that project.
2. Reduce the Roads Capital Fund appropriations by \$275,000 by eliminating the Trail Along the Rail project from the 2017-2022 Capital Improvement Plan. And reduce the General Fund appropriations by eliminating the \$275,000 transfer to the Roads Capital Fund budgeted to provide resources for that project.

3. Reduce the General Fund appropriations by \$23,500 by eliminating support for the Surprised by Shoreline initiative.
4. Increase the General Fund appropriations by \$10,000 for a one-time contribution to the Shoreline-Lake Forest Park Senior Center.

Councilmember Scully moved to amend the 2017 Proposed Budget to reduce the Roads Capital Fund appropriations by \$500,000 by eliminating the 147th/148th Non-Motorized Bridge project from the 2017-2022 Capital Improvement Plan. The motion was seconded by Councilmember McConnell.

Councilmember Scully shared that he supports the idea of the 147th/148th non-motorized bridge and study, but does not support expending \$500,000 on a study for a bridge with no guarantee that additional funding will be received to build it. He recommended that the funds be spent on road improvements.

Councilmember Hall commented that the 147th/148th non-motorized bridge is essential to the vision for the Light Rail Station, making the community safer, walkable, and more environmentally friendly. He pointed out that without the bridge, residents on the westside have challenges walking to the Station. He recounted his conversation with Sound Transit (ST) Boardmembers and hearing agreement that this type of request should be put on the ST3 punch list. He stressed the importance of investing in the Station vision and strongly encouraged that funding be retained.

Deputy Mayor Winstead said she will not be supporting the Amendment. She shared it is the Council's responsibility to develop a vision to meet the citizens request for walkability and that the bridge makes that possible. She said the Council will continue to work on getting bus service to the Station and stressed the importance of demonstrating that the bridge is a priority.

Councilmember Salomon stated he will not be supporting this Amendment or an amendment to eliminate funding for the Trail by the Rail. He pointed out that the 145th Street Station Subarea was rezoned based on the premise that a non-motorized bridge at 147th/148th would expand the walkshed. He shared that he respects the opinion of the three Planning Commissioners that spoke tonight in support of the bridge, and expressed an opportunity will be missed if the City does not move forward on this project now.

Councilmember McConnell asked for reassurance for the public that the money funding the Study will be timely and well spent. Ms. Lane responded that in order to move forward and have a chance at funding it is important to have concrete designs and costs which a study will provide. Councilmember McConnell stated she will not be supporting the Amendment.

Ms. Tarry commented that Sound Transit is moving into their final design phase. She stressed the importance of the City working with them to integrate the bridge within their design, and construction requires 30% design. She stated the Study will enable the City to be more articulate and precise when looking for funding sources.

Mayor Roberts stated that he will not be supporting the Amendment. He commented that the bridge integrates into the City's Bicycle and Pedestrian Plan for east to west connectivity, and shared past successes that the City has experienced in securing grants and project funding.

The motion failed 1-5 with Councilmember Scully voting yes.

Councilmember Scully moved to amend the 2017 Proposed Budget to reduce the Roads Capital Fund appropriations by \$275,000 by eliminating the Trail by the Rail project from the 2017-2022 Capital Improvement Plan. The motion failed for lack of a second.

Councilmember Scully moved to amend the 2017 Proposed Budget to reduce the General Fund appropriations by \$23,500 by eliminating support for the Surprised by Shoreline initiative. The motion failed for a lack of a second.

Councilmember Scully moved to amend the 2017 Proposed Budget to increase the General Fund appropriations by \$17,000 for a one-time contribution to the Shoreline-Lake Forest Park Senior Center. The motion was seconded by Councilmember McConnell.

Councilmember Scully commented that the request is a small amount for the valuable services the Center provides to the Community, and said he does not want to see to them have a financial shortfall because of the loss of a major funding source.

Councilmember McConnell shared that the original request by the Senior Center was for \$10,000 and said she will also support the request for \$17,000.

Councilmember Hall agreed that the Senior Center is of great value to the Community, and shared that the City continues to provide one time funding to the Center and had received assurance from the Center's Director that no additional funding would be needed. He shared that other organizations are also experiencing shortfalls and that he does not believe it is the City's obligation to cover financial shortfalls for everyone that provide good services.

Deputy Mayor Winstead commented that she also values the Senior Center and stated more clarity needs to be provided about their finances to identify their true need. She said she will be happy to consider a specific request.

The amendment failed 2-4 with Councilmembers Scully and McConnell voting yes.

Councilmember Hall moved to authorize the City Manager or her designee to make the necessary revisions to the 2017 Proposed Budget and other documents. The motion was seconded by Deputy Mayor Winstead and passed unanimously, 6-0.

Mayor Roberts asked if the road improvements requested by the Dayton Avenue residents will be incorporated into the 2017 Bicycle Plan. Randy Witt, Public Works Director, responded that he has spoken to the residents. He shared that a non-motorized improvement plan has been developed for that area and will be implemented in the coming year. Deputy Mayor Winstead asked if there are funds in the Neighborhood Traffic Safety Plan to address these types of

requests. Mr. Witt responded affirmatively and said he will get the residents in contact with the right staff members.

The motion to adopt Ordinance No. 758 adopting the 2017 Budget, 2017-2022 Capital Improvement Plan, Fee Schedule, Salary Schedule, and establish fund appropriations for the 2017 calendar year, as amended, passed unanimously, 6-0.

Mayor Roberts thanked residents for supporting Proposition 1.

(b) Adoption of Ord. No. 759 - Property Tax Levy

Ms. Lane shared that the 2017 Tax Levy is \$1.39 per \$1,000 of assessed valuation, property valuation growth is anticipated to be 7.5 – 8.5%, the estimated Levy is \$12.247 – \$12.360 Million, and the 2017 Parks Bond Levy rate is \$0.189 per \$1,000 of assessed valuation. She stated the 2017 Tax Levy needs to be set by December 5, 2016.

Councilmember Hall moved adoption of Ordinance No. 759 establishing the City's 2017 regular and bond property tax levies. The motion was seconded by Councilmember McConnell and pass unanimously, 6-0.

Mayor Roberts thanked the staff for their work on preparing the budget.

At 8:24 p.m. Mayor Roberts convened a recess and at 8:31 p.m. he reconvened the meeting.

10. STUDY ITEMS

(b) Discussion of Ord. No. 768 - Amendments for National Pollutant Discharge Elimination System (NPDES) Low Impact Development (LID) Requirement

Lane Newkirk, Utilities & Operations Manager, and Uki Dele, Surface Water Utility & Environmental Services Manager, provided the staff report. Mr. Newkirk explained tonight's discussion provides recommendation on bringing the City's codes in conformance with the National Pollutant Discharge and Elimination System (NPDES) Low Impact Development (LID) Phase II Requirements.

Ms. Dele provided an overview of the NPDES Permit and explained that it authorizes the discharge of stormwater runoff from municipal separate storm sewer systems (MS4) into the State's Surface Waters. She reviewed the principles of LID, and shared that it is a stormwater and land use management strategy that strives to mimic nature. She shared that Brown and Caldwell were hired as consultants to perform a LID gap analysis of the city codes, standards and policies. She shared that 38 Administrative and 19 regulatory revision amendments are being proposed, and said they can all be found in Attachment B of the staff report. She shared that there are no policy implications at this time and shared future policy implications will be presented in the 2017 Surface Water Master Plan and Rate Study discussions. She explained because the Plan's goal is to reduce impervious surfaces, the reduction may impact surface water utility revenues. She then reviewed staff recommendations and next steps.

Councilmember Hall asked if the NDPES permit will allow local jurisdictions to exempt development from some of the minimum requirements in basins, like Thornton Creek, that are already 40% impervious area. He confirmed that Ordinance No. 768 does not change the way the City's full requirements of the stormwater manual are implemented. Ms. Uki responded that she will report back to Council regarding the exemptions, and said the Ordinance's proposed updates to the Code reflect primary requirements. Councilmember Hall commented that stormwater is a strategic priority for the Puget Sound Partnership Ecosystem Coordination Board and that Shoreline has been a leader in stormwater management. He stated environmental benefits will be achieved as the Station areas develop, and that he is pleased that the Ordinance is moving forward.

Mayor Roberts asked about including the hard surface definition in the Ordinance. Ms. Dele responded that the definition is included to reflect the updated stormwater manual. She explained that Council will need to decide whether to access surface water fees based on percentage of hard surfaces.

Councilmember Salomon thanked staff for their commitment to the environment, water quality, and fighting pollution. He also commended Ms. Kinn from Puget Soundkeeper Alliance and the Sierra Club for advocating on the same issue.

11. ADJOURNMENT

At 8:45 p.m., Mayor Roberts declared the meeting adjourned.

Jessica Simulcik Smith, City Clerk

CITY OF SHORELINE
SHORELINE CITY COUNCIL
SUMMARY MINUTES OF REGULAR MEETING

Monday, November 28, 2016
7:00 p.m.

Council Chambers - Shoreline City Hall
17500 Midvale Avenue North

PRESENT: Mayor Roberts, Deputy Mayor Winstead, Councilmembers McGlashan, Scully, Hall, McConnell, and Salomon

ABSENT: None

1. CALL TO ORDER

At 7:00 p.m., the meeting was called to order by Mayor Roberts who presided.

2. FLAG SALUTE/ROLL CALL

Mayor Roberts led the flag salute. Upon roll call by the City Clerk, all Councilmembers were present.

3. REPORT OF CITY MANAGER

Debbie Tarry, City Manager, provided reports and updates on various City meetings, projects and events.

4. COUNCIL REPORTS

Mayor Roberts reported that the City Council attended a joint meeting with the Planning Commission earlier this evening and discussed the 2017 Planning & Community Development Work Plan.

5. PUBLIC COMMENT

Christopher Carter, United We Stand, thanked Council for allowing tent city to be in the Shoreline community. He spoke about love, invited everyone to visit members at United We Stand, and asked for insulated structures for the winter.

Rodger Ricks, Redmond, Washington, explained why the glazing requirement for self-storage facilities recommended by the Planning Commission is too high, and talked about the business need for the facility to look like what it is. He said he is a proponent of the facility on Ballinger and 19th, and referred to pictures that provide examples of glazing. He commented that there is an unmet demand for self-storage in the Ballinger neighborhood.

Steve Tangney, Vice President of Real Estate with Wesco Self-Storage, said their property is under construction at 14535 Bothell Way. He commented on letters submitted to the City and on potential development impacts on surrounding properties. He said he is in favor of self-storage radius and size restrictions.

Randall Olsen, Cairncross & Hempelman Land Use Attorney, said he is here on behalf of the Sherry Development Company. He stated his support for the Ordinance as recommended by the Planning Commission and thanked staff for their thoughtfulness in expediting the matter. He described their facility site location, explained why it makes sense for a storage facility to be on that location, and pointed out that radius regulations are typically not included in permitting requirements.

6. APPROVAL OF THE AGENDA

The agenda was approved by unanimous consent.

7. CONSENT CALENDAR

Upon motion by Councilmember Hall and seconded by Councilmember McGlashan and unanimously carried, 7-0, the following Consent Calendar items were approved:

(a) Minutes of Regular Meeting of October 17, 2016

(b) Approval of expenses and payroll as of November 10, 2016 in the amount of \$1,166,535.55

***Payroll and Benefits:**

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
Prior period checks voided and reissued			14651-14652		\$0.00
10/9/16-10/22/16	10/28/2016	68860-69080	14653-14673	65116-65123	\$693,281.70
					<u>\$693,281.70</u>

***Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
11/2/2016	65085	65093	\$53,250.63
11/2/2016	65094	65101	\$54,703.83
11/2/2016	65102	65112	\$23,812.96
11/2/2016	65113	65115	\$698.69
11/9/2016	65124	65137	\$134,914.55
11/9/2016	65138	65157	\$74,316.86
11/9/2016	65158	65164	\$10,168.64
11/9/2016	65165	65188	\$119,865.42
11/9/2016	65189	65191	\$1,522.27
			<u>\$473,253.85</u>

(c) Authorize the City Manager to Execute a Contract with Sarah Roberts for Prosecution Services

8. STUDY ITEMS

(a) Discussion of Ord. No. 765 - Amending SMC 20.40 for Self-Storage Facilities

Rachael Markle, Planning & Community Development Director, recalled Council enacted a moratorium for and processing permit applications for new self-storage facilities, and said the Planning Commission held a public hearing on November 3, 2016 regarding proposed self-storage development code regulations. She reviewed why the moratorium was enacted and stated there are 5 existing self-storage facilities, 2 vested permits, and 6 proposed projects. She identified potential issues with self-storage facilities, where they should be permitted and prohibited, and use of self-storage facilities restrictions. She reviewed proposed regulations to address design concerns and displayed examples of self-storage facilities.

Deputy Mayor Winstead asked what glazing is and how people would access their storage unit without garage door access. Councilmember Salmon asked what glazing adds to the design and requested pictures of facades that move away from glazing and use other treatments. Ms. Markle explained that glazing refers to glass and adds interest to a building so it does not just look like a warehouse or a large blank wall. She said she will research examples of other treatment options and report back to Council. She explained people can access their units through a bay that is not within public view. Councilmember Hall pointed out that in Mr. Ricks' written comments he was not objecting to glazing, but to the amount recommended.

Ms. Markle stated that staff supports the Planning Commission's recommendation to adopt Ordinance No. 765 to establish new regulations for self-storage facilities.

Councilmember McGlashan commented that he agrees with glazing because it softens the look of the building. He asked about height requirements, and said he would like to discuss height restrictions. Ms. Markle responded that the building could reach 7 stories in a mixed use commercial zone.

Councilmember Salomon commented that requiring retail on the first floor would make it so the developer would have to build the facility higher. He stated that he is not sold on requiring a retail space and would like to hear if it would be cost prohibitive to developers. Ms. Markle responded that some developers have indicated it would be cost prohibitive and they would not be interested in it; and one developer supported it.

Councilmember Hall stated he is not interested in height limits for one particular use and believes design standards will address the concern about the appearance of the facility. He feels strongly there should be a glazing requirement and asked for pros and cons of different glazing percentage requirements. He asked if a size limitation would make a difference, and said he does not want to add requirements to the process that were not recommended by the Planning Commission. Ms. Markle responded that staff can come up with a formula for how much storage is needed and a maximum square footage of storage that can be allowed to meet the need.

Deputy Mayor Winstead commented on the "distance from" regulation, and noted Council's efforts to make Aurora Avenue a hub for economic development and a place making corridor. She said she favors a radius restriction. Councilmember McGlashan commented he is not supportive of a radius restriction and that he does not want to force storage facilities into a different business model by requiring them to build retail on the first floor. Councilmember Hall shared that the market place will shift, be self-correcting, and that supply and demand will lead the way. Councilmember McConnell stated she does not want to force a business owner into a business model they are not comfortable with and said she believes the market will correct itself. Councilmember Salomon commented that requiring retail would be too burdensome, and asked about signage requirements.

Ms. Markle responded that the City's signage standards would apply. Mr. Cohen commented that the mixed business zone monument sign is limited to 100 square feet, and 50 feet in a community business zone. He added that the type of lighting and changing messages are regulated, and stated he will provide additional information and pictures for the Council to review.

Mayor Roberts asked if the design regulations proposed in Ordinance No. 765 would be in addition to those in SMC 20.50 Subchapter 4, and Ms. Markle answered affirmatively. He expressed concern about large flat roofs and asked if it would make sense to require a green roof or solar panels. Deputy Mayor Winstead said it is a great idea but would like to hear what the impact would be to developers. Councilmember Scully stated that he does not see a reason to stack additional requirements onto this type of construction. Councilmember Hall commented that he likes the idea but is hesitant to introduce something outside of the scope of the Planning Commission's recommendation. He said in the long term he does support the most efficient use of land including using the rooftop of buildings. Councilmember McConnell said she prefers it to be an incentive rather than a mandate.

Councilmember McGlashan said he would like to see code consistency and a different way of explaining where self-storage is allowed in the community business zone.

Deputy Mayor Winstead said she understands not wanting to add to the Planning Commission's recommendation but said it is also important for the regulations to be done right.

Mayor Roberts inquired about next steps. Ms. Tarry responded that the item is scheduled for adoption by Council on December 12, 2016 and are to include green components and information on glazing. Mayor Roberts recommended that distance regulations be included for consideration.

Councilmember Hall commented that he is willing to entertain amendments but wants to keep this item on schedule for adoption. Deputy Mayor Winstead asked if it is possible for staff to provide Council with information on green roof energy efficiencies. Ms. Markle responded yes and said she also has ideas about providing incentives to developers.

(b) Discussion of New Agreement with King County for Animal Control Services

Alex Herzog, Management Analyst, provided background on the animal services provided by King County in Shoreline. He explained that the current contract expires at end of 2017 and King County is asking for a letter of intent by December 31, 2016. He reviewed components of the draft Successor Agreement, current costs, and anticipated cost under the new agreement. He shared that the License Support Sales Program can be used to raise revenue to offset costs and reviewed the schedule.

Councilmember Scully said he has heard complaints about King County's collection tactics for getting licensing revenue and would suggest to them that they back off on aggressive collection approaches. Mr. Herzog responded that the County has softened the language in the letter and are looking into other ways to increase revenues.

Councilmember Hall stated he supports moving forward with the letter of nonbinding intent and asked about the subsidy Shoreline was paying for cities that did not pay their share of costs. He asked if the cost allocation model of 80% based on usage and 20% for population is paying for Shoreline's field and license support services, and the sheltering services that the City does not use. He commented on the importance of efforts to bring people into compliance while respecting their privacy. Mr. Herzog responded that subsidy costs are not in the Successor's Agreement, and that field and license support services are based on the 80%/20% model, but since the City uses PAWS sheltering services fees are only based on 20%.

Councilmember Salomon asked what Shoreline's compliance rate is, and why we would not be more active in driving compliance for a license that is required by law. He said it is unfair to taxpayers who do not own pets to have to support those who do. Mr. Herzog responded that Shoreline's compliance rate is approximately 20- 25%.

Mayor Roberts said there is consensus among Councilmembers to sign the nonbinding letter of intent, continue monitoring cost benefits of contracted service versus bringing services in-house, and potentially looking into shared services with adjacent jurisdictions.

9. ADJOURNMENT

At 8:21p.m., Mayor Roberts declared the meeting adjourned.

Jessica Simulcik Smith, City Clerk

CITY OF SHORELINE
SHORELINE CITY COUNCIL
SUMMARY MINUTES OF SPECIAL MEETING

Monday, December 5, 2016
5:45 p.m.

Conference Room 303 - Shoreline City Hall
17500 Midvale Avenue North

PRESENT: Mayor Roberts, Deputy Mayor Winstead, Councilmembers McGlashan, Scully, Hall, McConnell, and Salomon

ABSENT: None

STAFF: Debbie Tarry, City Manager; John Norris, Assistant City Manager; Scott MacColl Intergovernmental Program Manager; and Bonita Roznos, Deputy City Clerk

GUESTS: 32nd District Legislators; Representatives Cindy Ryu and Ruth Kagi

At 5:55 p.m., the meeting was called to order by Mayor Roberts.

Scott MacColl, Intergovernmental Program Manager, shared that the State Legislature is beginning their 2017-2019 Biennial Budget Process and funding education required by the McCleary Decision is of primary importance. He shared that in addition to meeting the funding obligations for the McCleary Decision, that the Governor's Office anticipates a \$750 Million to a \$1Billion deficit. He communicated Governor Inslee's commitment to invest in mental health and homelessness, an initiative to combine children services, integration of physical and behavior services, the Fast Act, and making Washington State Driver's license compliant with federal standards.

He presented the City of Shoreline's 2017 Legislative Priorities:

1. Support Local Government Financial Sustainability and Flexibility:
 - a. Revise 1% Property Tax Limitation
 - b. Increase flexibility on existing revenues
2. Support and enhance actions to increase affordable housing, decrease homeless, and improve a strained mental and behavioral health system
3. Support stable, permanent funding for public health
4. Revised Public Records action to address changing technology, reduce frivolous requests, and allow for cities to charge a reasonable fee for electronic or commercial requests
5. Support increasing state revenue from non-regressive revenue sources to support education and to maintain the human services safety net
6. Restore funding infrastructure programs that support basic local infrastructure.

He also stated that the City is supporting the following Legislative Issues:

1. A levy swap to fund basic education cannot come at the expense of the social safety net or by transferring state responsibility to local government
2. Advocate for city tools, such as funding and regulatory authority to support transit communities
3. Support continued efforts to explore new watershed-based funding authorities to support multiple-benefit projects that address salmon habitat protection and restoration, water, quality, stormwater management, and flood management

Rep. Ryu shared that \$70 Billion in budget “asks” have been received. She spoke about the challenges the State faces in complying with federally mandated identification requirements, and shared that emergency management and her work with the Community Development, Housing, and Tribal Affairs Committee are areas she will be focusing on in the next session. She stated that the Police Use of Force Bill passed with changes, and talked about the benefits of using cross laminated wood as an alternative to wood and concrete for buildings.

Rep. Kagi shared that she was appointed to co-chair a commission to create a new department to provide early intervention services for children and families, and to determine how to best serve the adolescent population. She stated that she is continuing to advocate for safe gun storage, funding education through efforts like the Early Start Act, and suggested that early learning facilities be housed at the Light Rail Stations. She stated that the King County Legislative Agenda include addressing the 1% Property Tax Limits, Public Record Requests, Public Health, and getting cities and counties the tools that allow them to support themselves.

Councilmembers shared that the State will also need to raise new revenues to support the services they offer, and provide cities authority to raise revenue without depending on a levy lid lift every six years. They discussed the Washington State Department of Transportation consideration of a gas tax, and asked if climate change is a more urgent issue. Rep. Ryu responded that the gas tax is not supported by eastern Washington. Councilmembers shared Shoreline affordable housing efforts, and pointed out that the use of cross laminate timber would also require changes to the building code.

A discussion on the State’s mental health challenges ensued and Rep. Kagi pointed out the inefficiencies in the court system, and noted public defense costs are 8% of the budget, and that little is provided for the mandated services.

At 6:43 p.m., the meeting was adjourned.

Bonita Roznos, Deputy City Clerk

CITY OF SHORELINE
SHORELINE CITY COUNCIL
SUMMARY MINUTES OF REGULAR MEETING

Monday, December 5, 2016
7:00 p.m.

Council Chambers - Shoreline City Hall
17500 Midvale Avenue North

PRESENT: Mayor Roberts, Deputy Mayor Winstead, Councilmembers McGlashan, Scully, Hall, McConnell, and Salomon

ABSENT: None

1. CALL TO ORDER

At 7:00 p.m., the meeting was called to order by Mayor Roberts who presided.

2. FLAG SALUTE/ROLL CALL

Mayor Roberts led the flag salute. Upon roll call by the City Clerk, all Councilmembers were present.

3. REPORT OF CITY MANAGER

Debbie Tarry, City Manager, provided reports and updates on various City meetings, projects and events.

4. COUNCIL REPORTS

Mayor Roberts reported attending the Sound Cities Association Annual Meeting. He shared that the 2017 Budget was adopted and University of Washington President Ana Mari Cauce gave a presentation on the University's goal of developing partnerships with cities. He displayed a painting portraying iconic city landmarks and said it demonstrates how member cities are connected throughout the State.

5. PUBLIC COMMENT

Kim Lancaster, Shoreline resident, stated that Camp United We Stand needs to secure a site by the end of December 2016 for the months of February, March, and April 2017, and reviewed site specifications. She shared that the City of Seattle has established six permanent sites for transitional encampments, and Bellevue is looking into securing a permanent site. She asked Shoreline to follow suit and suggested that a tiny house village be built in Hamlin Park where residents can pay a minimal fee. She spoke about how she feels the homeless are viewed by Shoreline residents.

Christopher Carter, Camp United We Stand resident, invited Councilmembers to come by and visit. He asked people not to forget about homeless people and shared about fighting the cold and sometimes law enforcement. He asked the Council and the Community to listen and remember and love.

Timothy Buckley, Shoreline resident and business owner, asked the Council and fellow citizens to support the School District's Bond measure. He shared why Shoreline's schools are a key component in defining the quality of life in Shoreline, and listed improvements the Bond will support.

Maren Norton, Shoreline resident, thanked the Council for allowing the School District Superintendent to give a presentation about the Bond measure, putting a Resolution in support of the Bond on the Agenda, and for the great partnership. She shared that the measure was a product of a lot of public participation and will make the City stronger and better as we grow.

Tom McCormick, Shoreline resident, stated he appreciated the comments from the homeless camp resident. He commented on Council's 2017 Legislative Priorities, and urged Council not to support the Association of Washington Cities Public Records Request item. He said the public deserves to have free access to records without being charged and asked the Council to drop it as a legislative priority and select something more progressive like the bill supporting paid family leave. He commented on the Comprehensive Plan Amendments and the average daily trip (ADT) count on Richmond Beach, and explained why he does not support staff's recommendation to adopt a volume to capacity ratio of 0.65. He suggested having the Snohomish Growth Management Boundary Review Board decide if the 4,000 ADT is a valid limit.

Janet Way, Shoreline resident, thanked the residents that talked about the homeless encampment and shared that the community cares about the homeless. She agreed with Mr. McCormick regarding the public records access issue and stated asking for a public record can be intimidating. She said records should be available with no restrictions. She commented on attending a tour regarding art for the 145th Street Light Rail Station, and shared Shoreline's values and environmental priorities were communicated to the Sound Transit Representative. She announced that Sarah Kavage is having an art installation at Paramount Park.

6. APPROVAL OF THE AGENDA

The agenda was approved by unanimous consent.

7. CONSENT CALENDAR

Upon motion by Councilmember McConnell and seconded by Deputy Mayor Winstead and unanimously carried, 7-0, the following Consent Calendar items were approved:

- (a) Minutes of Regular Meeting of October 24, 2016, Special Meeting of November 14, 2016, and Special Meeting of November 21, 2016**

8. ACTION ITEMS

(a) Adoption of 2017 Legislative Priorities

Scott MacColl, Intergovernmental Program Manager, shared that the City Council met with 32nd District Representatives Cindy Ryu and Ruth Kagi and discussed legislative priorities. He shared that the 2017-2019 Biennial Budget is a 120 day session, the recent elections confirmed the status quo, and the session is anticipated to take longer to complete to address the budget gap. He said the funding for the McLeary Decision and the anticipated \$1 Billion shortfall will present significant challenges and will likely be addressed by budget reductions and creating new revenue sources. He shared Shoreline City Council 2017 Legislative Priorities are:

- Local government financial sustainability and flexibility
- Affordable housing and homelessness, mental and behavioral health
- Public health services
- Revise Public Records Act
- Support human services safety net
- Infrastructure funding

Councilmember Salomon commented that it is not the City's intention to hide records. He shared that the budget was increased to accommodate public record requests and this could be a financial burden to smaller cities. He explained the goal is to find a balance between openness and responsible use of taxpayer dollars. He said documents should be placed on the City's website for easy access as much as it is possible. He also pointed out that paid parental leave is on the Agenda for discussion tonight.

Councilmember Scully commented that he supports the 2017 Legislative Priorities, and explained why he believes that Local Government Financial Sustainability and Flexibility, and Revise Public Records Act are not big issues for Shoreline. He cautioned against developing any policies that limit the public's access to public records.

Deputy Mayor Winstead moved to adopt the 2017 Legislative Priorities. The motion was seconded by Councilmember McConnell.

Deputy Mayor Winstead commented that the Public Records Request Legislative Priority is not intended to limit what is provided to the public, and reiterated the Council's support of transparency and open government. She said she supports the 2017 Legislative Priorities.

Mayor Roberts stated he is committed to transparency and that he supports the Public Records Act. He explained the need for the Legislature to define how to deal with digital data, identify an alternative dispute resolution instead of going directly to litigation, and to add clarity in defining the Act and exemptions.

The motion passed unanimously, 7-0.

- (b) Adoption of Res. No. 397 - Support of "Proposition 1 Shoreline School District No. 412 bonds to rebuild schools and build an early learning center.

The Board of Directors of Shoreline School District No. 412 adopted Resolution No. 2016-19, concerning a proposition to enhance the learning environment and relieve overcrowding. This proposition would authorize the District to: rebuild Kellogg Middle School, Einstein Middle School and Parkwood Elementary School; build an Early Learning Center at the Children's Center Site that will house the District's mandatory Early Childhood Education program, as well as Shoreline Children's Center and Head Start programs; issue no more than \$250,000,000 of general obligation bonds maturing within 20 years; and levy annual excess property taxes to repay the bonds, all as provided in Resolution No. 2016-19. Should this proposition be: Approved..... Rejected.....

John Norris, Assistant City Manager, provided an overview of the purpose of the Shoreline School District Proposition 1 Ballot Bond Measure, and recalled the presentation given by District Superintendent Rebecca Miner at the November 21, 2016 City Council Meeting identifying improvements the Bond will support.

Mayor Roberts opened Public Comment.

Jill Steinberg, Shoreline resident and Citizen Bond Committee Member, shared that passage of the Bond will help to relieve overcrowding in Shoreline Schools and prepare for the expected increase in student population at the Middle and High School levels.

Councilmember Scully moved adoption of Resolution No. 397 to support Proposition 1 Shoreline School District No. 412 bonds to rebuild schools and build an early learning center. The motion was seconded by Councilmember Salomon.

Councilmember Scully commented that schools are key to the Community and should be supported. Councilmember Salomon communicated the importance of investing in schools and children and stated he supports the Resolution. Councilmember McConnell commented that the middle school grade proposal is excellent and she is happy to see the school population increasing. She said public education is a cornerstone in our nation and equalizes opportunity.

The motion passed unanimously, 7-0.

9. STUDY ITEMS

(a) Sound Transit (ST) Project Update and Response to 30% Design

Juniper Nammi, City of Shoreline Senior Planner; Rod Kempkes, ST Executive Project Director; Yvonne Olson, ST Principal Architect; and Jon Evans, ST Project Development Manager, provided the staff report. Mr. Kempkes shared that the Lynnwood Link Light Rail Extension Project is in final design and they are in the engineering phase of the federal process for seeking 50% of \$2 billion in grant funding. Mr. Evans reviewed ST's current service and approved projects, described characteristics of the Shoreline, Mountlake Terrace and Lynnwood Stations, and provided an overview of the November Open House at Shoreline City Hall that 100 people

attended. He said an additional Open House specific to station design will be held at 60% design in spring 2017. He reviewed the project schedule and funding efforts.

Ms. Olson reviewed light rail basics, including car trains and station types, and explained how the trains are electrified. She said they attempt a balanced approach to design all the stations with similar features. She reviewed bike facilities, entry elements, weather protection coverage, landscaping, and art features. She said Buster Simpson has been selected as the artist for the 145th Street Station and Mary Lucking for the 185th Street Station. She reviewed community influence elements and said community input can be provided at 30%, 60%, and 90% design and include station naming, station design material, and art. She reviewed site design characteristics of the 145th and 185th Street Stations center platforms.

Councilmember McGlashan mentioned that Representative Kagi suggested daycare facilities could be housed at the Stations, and he noted that the land selected for Transit Oriented Development could also support a daycare facility. He recommended that the City and Sound Transit consider having this discussion with the School District regarding accommodating a daycare facility. Mr. Kempkes responded that ST3 requires surplus property be used for affordable housing in Transit Oriented Development and said daycare facilities will be included.

Mayor Roberts asked if any of the ST facilities built or at 90% design include solar elements. Ms. Olson responded that ST looks for sustainability opportunities during the design process and include solar for lighting, rain harvesting, etc. She said she will send the other sustainability efforts to Council as requested by the Mayor.

Ms. Nammi explained that the Comment Letter provides the first of three opportunities for the Council to provide comments to Sound Transit regarding design of the Light Rail Stations, and said staff has already provided design feedback from a technical perspective. She explained that the comments drafted for Council's approval were based on the Light Rail Station Guiding Principles. She reviewed an additional comment to be added to the Letter relating to undergrounding requirements.

Councilmember Hall commended staff for the work done on the Letter and said the comments align with Council discussions. He stated he is pleased to hear the ST Representative say safety is paramount. He pointed out a significant safety component, providing safe pedestrian access to the Station from west side, is missing. He stressed that it is critical a bridge be built, and that ST needs to design and integrate this bridge into the Plan. He added that the Transit Oriented Development (TOD) aspect is important, but without a bridge 1/3 of the walkshed falls off. He explained zoning in that area was changed to accommodate TOD and pedestrians will need to safely access the Station. He shared that he attended the Open House and was surprised to hear that ST Representatives have not heard about the need for a pedestrian bridge.

Deputy Mayor Winstead stated she submitted suggestions for naming the Stations. She said it is important that the names identify where you are and help people navigate where they are going.

Councilmember Scully commented that he is happy to see restrooms called out in the Letter and by Sound Transit.

Councilmember Salomon stated he agrees with Councilmember Hall's comments regarding the bridge, and reiterated the need for it to safely get pedestrian to the Station. He stated that using “Shoreline” in the name of the Stations will be best for regional riders.

Mayor Roberts agreed with Councilmember Hall and said it needs to be clear that a pedestrian bridge is expected, as identified in Shoreline’s Plan and Vision. He said he likes how the Comment Letter speaks to sustainability features, solar facility options that provide more light and energy to the site, recognizing climate change is real, generating power locally, and having a parking garage that includes charging facilities for cars. He said he thinks the Station’s name should represent the unique character of the surrounding neighborhood. He then expressed concern over the interaction between buses and cars using the same entry and exit way, and asked how it will be mitigated. He said the Comment Letter should also ask that the 145th Street Corridor Project be taken into consideration so that the construction of the two projects can be completed at the same time.

Deputy Mayor Winstead agreed with Mayor Roberts and also expressed concern with the choke point where cars, the kiss and ride, and buses intersect in one area. She stated that she also supports a pedestrian bridge.

Councilmember Hall reminded Council of the previous design that had multivehicle access points and pointed out that this design keeps pedestrian and motor vehicle traffic separate.

At 8:40 p.m. Mayor Roberts convened a five minute recess, and at 8:45 p.m. he reconvened the meeting.

(b) Discussion of Ord. No. 766 - Amending the Comprehensive Plan

Steve Szafran, Senior Planner, provided an overview of the annual docket process and reviewed the potential Comprehensive Plan Amendments are:

- Amendment 1: Amend Policy LU47 which considers annexation of 145th Street adjacent to the southern border of the City.
- Amendment 2: Consider amendments to the Point Wells Subarea Plan.
- Amendment 3: Amend the Parks and Recreation and Open Space Element to add a new Policy (PR21).
- Amendment 4: Amend Transportation Policy T-44 – Add Volume over Capacity (V/C) Ratios for Collector Arterial Streets.
- Amendment 5: Clean-Up of Land Use Policies 63, 64, 65, 66, and 67.
- Amendment 6: Amend Point Wells Subarea Plan Policy PW-12.
- Amendment 7: Amend the Southeast Neighborhoods Subarea Plan to move policies related to the 145 Street Station Subarea Plan, amend text, and amend the boarders of the Southeast Neighborhoods Subarea Plan.
- Amendment 8: Add a new Point Wells Subarea Plan Policy adopting a V/C ratio of 0.65 or lower for Richmond Beach Drive north of NW 196th Street.

Mr. Szafran reviewed the Planning Commission recommendations are:

- Carry-over Amendments #1 and #2
- Approve Amendments #3, #5, #7, and #8
- Deny Amendments #4 and #6

Councilmember McGlashan asked for staff to clarify Mr. McCormick's comments on V/C ratio of .65 and reducing the 4,000 average daily trip cap. He expressed concern about setting a precedent by applying different V/C ratios in different locations of the City. Ms. Dedinsky responded that she does not see it as reducing the 4,000 cap, but as a supplemental level of service standard, and that the .65 V/C ratio serves as an added measure of protection to accommodate the unique circumstance of the proposed Point Wells development.

Councilmember Scully asked if the 4,000 average daily trip is in the Code. Ms. Dedinsky replied that it is in the in the Subarea Plan. Councilmember Salomon questioned if .65 is the lowest and most protective V/C ratio standard in Shoreline. Ms. Dedinsky explained how it was derived, and that she does not want to go lower because it would be a level A service making it hard to defend the case of a failing level of service. Councilmember Hall clarified that there are no roads in Shoreline with a V/C ratio set lower than a .90 and said this will be the lowest one in Shoreline. Ms. Dedinsky concurred.

Mayor Roberts asked about the origin of the V/C ratio concept. Ms. Dedinsky said her understanding is that it was a consultant's recommendation at the time of the Transportation Master Plan Update.

Ms. Tarry asked Council for clarification on Amendment #3 regarding Park Impact Fees. Mr. Szafran reviewed the Planning Commission recommended language for the policy, and said staff is recommending that it be divided into two separate policies, one for ratio per resident and another to look at park impact fees. He added that the Parks Director recommended not having a policy based on a ratio per resident and stated it will be researched as part of the Parks, Recreation and Open Space Plan.

Councilmember Hall commented that he supports staff moving forward with only exploring park impact fees. Councilmember McGlashan concurred with Councilmember Hall. Councilmember Scully commented on his opposition to Amendment 8, and said approval of the Comprehensive Plan Docket should not be placed on the Consent Calendar. Deputy Mayor Winstead said she also wants to explore the park impact fee option. Councilmember Salomon stated he is inclined to support the Planning Commission's recommendation on park space per resident to accommodate the need for space in dense urban centers.

(c) Discussion of External Workforce Regulation - Business Outreach and Paid Parental Leave

Alex Herzog, Management Analyst, reviewed the impact of the passage of State Initiative I-1433 Minimum Wage and Paid Sick Leave on City of Shoreline employees and budget. He shared that extra help employees are primarily affected, and it will cost the City an additional \$95,000 in 2017 which will be covered by contingency funds. He reviewed findings from the City's outreach to businesses and feedback received from focus group, and said that all business

representatives were opposed to increasing minimum wage and paid sick leave. He reviewed feedback from research conducted by University of Washington regarding Seattle's implementation of the increased minimum wage.

Mr. Herzog reviewed King County's Model for paid parental leave. He explained that if the City were to institute paid parental leave, costs would occur if a position needed to be backfilled, and are estimated to be \$20,000 to \$100,000 varying from year to year. He reviewed local approaches to enforcement if the City implemented laws separate from the I-1433.

Councilmember Salomon questioned if the Council was considering adding to the minimum wage provisions, and said he thought it was something to consider only if I-1433 did not pass. He asked how the City would implement paid parental leave and if funds would be allocated in next year's budget. He commented that most other developed nations have decided bonding with children at birth is important, and pointed out that the police have this benefit. He stated the importance of having paid parental leave implemented now and that he does not know if a proposed bill would pass. He said cities need to take the lead on many issues because of the failure of national government.

Ms. Tarry responded that an analysis would need to be performed, said it is a policy decision for the Council and can be brought back in the first quarter of next year for consideration.

Deputy Mayor Winstead stated that she is in favor of moving forward with a paid parental leave policy. She commented that studies show how valuable the bonding process is, and that it will make the City a more desirable place to work. She said she would like to see a policy brought back for discussion as soon as possible, advised on ways to make it work, and said she wants the City to be a leader on this issue.

Councilmember McGlashan commented that Representative Kagi said there is a bill coming forward regarding paid parental leave and suggested waiting to see if it gets passed by the Legislature. Councilmember Hall said because of the passage of the statewide minimum wage increase, Council does not need to address it locally. He also stated his support for waiting to see if the paid parental leave bill gets passed by the Legislature prior to taking action. Councilmember McConnell also expressed that she would prefer to wait to see if a state bill will pass.

Councilmember Scully said he wants paid parental leave to happen at the City and in Shoreline, and that the enforcement would be a Private Right of Action that gets settled in court.

Mayor Roberts agreed that the City should move forward with paid parental leave for City employees. He said he wants to know more about effectiveness of enforcement and Private Right of Action, and questioned if it is sufficient for enforcement or if staff need to be added to the Customer Response Team for outreach and enforcement.

Ms. Tarry stated that she heard four Councilmembers request this item to be brought back for discussion and said it will be scheduled for the first quarter of 2017.

10. EXECUTIVE SESSION

At 9:35 p.m., Mayor Roberts recessed into Execution Session for a period of 20 minutes as authorized by RCW 42.30.110(1)(i) to discuss with legal counsel matters relating to agency enforcement actions, or litigation. Staff members attending included City Manager Debbie Tarry, Assistant City Manager John Norris, City Attorney Margaret King, and Planning & Community Development Director Rachael Markle.

The Executive Session ended at 9:55 p.m.

11. ADJOURNMENT

At 9:56 p.m., Mayor Roberts declared the meeting adjourned.

Jessica Simulcik Smith, City Clerk

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE: Approval of Expenses and Payroll as of December 23, 2016
DEPARTMENT: Administrative Services
PRESENTED BY: Sara S. Lane, Administrative Services Director

EXECUTIVE / COUNCIL SUMMARY

It is necessary for the Council to formally approve expenses at the City Council meetings. The following claims/expenses have been reviewed pursuant to Chapter 42.24 RCW (Revised Code of Washington) "Payment of claims for expenses, material, purchases-advancements."

RECOMMENDATION

Motion: I move to approve Payroll and Claims in the amount of \$4,219,303.34 specified in the following detail:

***Payroll and Benefits:**

Payroll Period	Payment Date	EFT Numbers (EF)	Payroll Checks (PR)	Benefit Checks (AP)	Amount Paid
11/6/16-11/19/16	11/25/2016	69303-69529	14694-14710	65372-65379	\$694,548.65
11/20/16-12/3/16	12/9/2016	69530-69750	14711-14727	65500-65505	\$528,959.41
					<u>\$1,223,508.06</u>

***Wire Transfers:**

Expense Register Dated	Wire Transfer Number	Amount Paid
11/29/2016	1114	\$6,128.34
		<u>\$6,128.34</u>

***Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
11/28/2016	65276	65277	\$1,716.09
12/1/2016	65278	65290	\$37,360.84
12/1/2016	65291	65304	\$11,925.77
12/1/2016	65305	65318	\$29,236.63
12/1/2016	65319	65333	\$10,530.12
12/2/2016	65334	65352	\$118,074.31
12/2/2016	65353	65371	\$62,994.24
12/2/2016	65380	65384	\$1,067.56

***Accounts Payable Claims:**

Expense Register Dated	Check Number (Begin)	Check Number (End)	Amount Paid
12/2/2016	65385	65385	\$1,815.83
12/9/2016	65386	65386	\$5,245.10
12/9/2016	65387	65394	\$9,218.70
12/9/2016	65395	65400	\$329.00
12/15/2016	65401	65414	\$90,363.90
12/15/2016	65415	65429	\$96,497.97
12/15/2016	65430	65451	\$981,707.63
12/15/2016	65452	65471	\$126,355.67
12/15/2016	65472	65499	\$8,544.46
12/19/2016	65506	65506	\$21,495.72
12/21/2016	65507	65508	\$56,206.42
12/22/2016	65509	65540	\$331,847.06
12/22/2016	65541	65547	\$12,530.66
12/22/2016	65548	65584	\$972,910.65
12/23/2016	65585	65589	\$1,692.61
			<u>\$2,989,666.94</u>

Approved By: City Manager **DT**

City Attorney **MK**

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Authorize the City Manager to Execute a Construction Contract with Award Construction, Inc. in the amount of \$493,916.80 for the 15 th Ave NE Pavement Preservation Project
DEPARTMENT:	Public Works
PRESENTED BY:	Tricia Juhnke, City Engineer
ACTION:	<input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing

PROBLEM/ISSUE STATEMENT:

Staff is requesting that Council authorize the City Manager to execute a contract with Award Construction, Inc. for the construction of the 15th Ave NE Pavement Preservation Project in the amount of \$493,916.80.

RESOURCE/FINANCIAL IMPACT:

This project is part of the Annual Road Surface Maintenance program approved in the 2017-2022 Capital Improvement Plan. Design was completed in 2016; the budget breakdown below is for the adopted 2017 budget:

Project Expenditures:

Construction:

Staff and other Direct Expenses	\$30,000	
Consultant (Contract Management)	\$85,000	
Testing and Inspection Services	\$3,800	
Construction Contract	\$493,917	
Total Construction		\$612,717
Contingency		\$50,000

Total Project Expenditures \$662,717

Project Revenue:

Federal Grant (STPUL)	\$286,018
Roads Capital Fund	\$376,699
Total Available Revenue	\$662,717

RECOMMENDATION

Staff recommends that Council authorize the City Manager to execute a construction contract with Award Construction, Inc. in the amount of \$493,916.80 for the 15th Avenue NE Pavement Preservation Project.

Approved By: City Manager **DT**

City Attorney **MK**

INTRODUCTION

Staff is requesting that Council authorize the City Manager to execute a contract with Award Construction, Inc. for the construction of the 15th Avenue NE Pavement Preservation Project in the amount of \$493,916.80. Award Construction is the second low responsive bidder. The apparent low bid was received from WS Contractors LLC but their bid has been determined to be non-responsive.

BACKGROUND

The 15th Avenue NE roadway is classified as a Principal Arterial. The segment between NE 148th Street and NE 155th Street will be repaved in this project. Existing curb ramps and sidewalk sections that do not meet ADA requirements will also be reconstructed.

ALTERNATIVES ANALYZED

Between November 8th and December 13th, the City solicited bids for construction of this project. The engineer's construction estimate was \$483,400. Six bids were received and opened on December 13, 2016. WS Contractors LLC was the apparent low bidder; however, its bid was rejected because it was non-responsive. The second low bidder was Award Construction Inc. The six bids received were as follows:

Contractor Name	Bid Received
Award Construction Inc.	\$493,916.80
SRV Construction	\$600,823.60
Trinity Contractors Inc.	\$653,467.72
Jansen Inc.	\$673,364.09
Westwater Construction Co.	\$742,496.00
WS Contractors LLC	\$472,227.00

City staff has determined that Award Construction Inc. has a responsive bid and that it has met contractor responsibility requirements. Construction is anticipated to start in early March 2017 with completion anticipated in May 2017.

COUNCIL GOAL ADDRESSED

This project addresses Council Goal #2, Improve Shoreline's utility, transportation, and environmental infrastructure. This project will meet this goal by repaving 15th Avenue NE.

RESOURCE/FINANCIAL IMPACT

This project is part of the Annual Road Surface Maintenance program in the 2017-2022 Capital Improvement Plan. Design was completed in 2016; the budget breakdown below is for the adopted 2017 budget:

Project Expenditures:

Construction:

Staff and other Direct Expenses	\$30,000	
Consultant (Contract Management)	\$85,000	
Testing and Inspection Services	\$3,800	
Construction Contract	\$493,917	
Total Construction		\$612,717
Contingency		\$50,000
<hr/>		
Total Project Expenditures		\$662,717

Project Revenue:

Federal Grant (STPUL)	\$286,018
Roads Capital Fund	\$376,699
<hr/>	
Total Available Revenue	\$662,717

RECOMMENDATION

Staff recommends that Council authorize the City Manager to execute a construction contract with Award Construction Inc. in the amount of \$493,916.80 for the 15th Avenue NE Pavement Preservation Project.

ATTACHMENTS

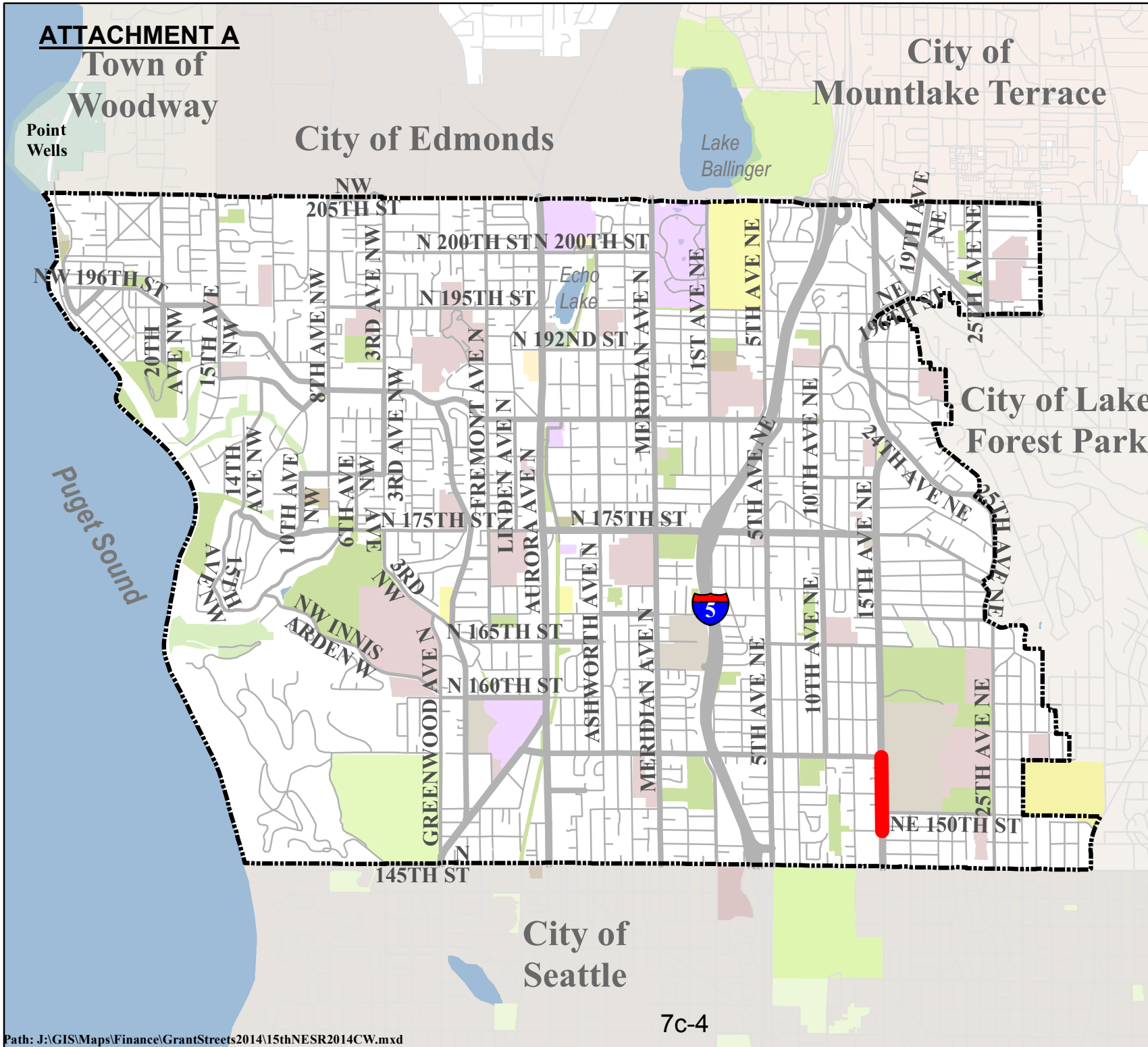
Attachment A: Site Map
















ATTACHMENT A
Town of Woodway

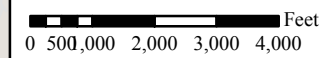
City of Mountlake Terrace

City of Edmonds

15th Ave NE Preservation



- Map Feature**
-  Site Location
 -  Other City Park
 -  City of Shoreline Park
- Landmark**
-  Cemetery
 -  Commercial
 -  Facility
 -  Golf Course
 -  Government
 -  Library
 -  Open Space
 -  Other
 -  Recreation
 -  Religious
 -  School
 -  Transportation



User: jclark
 Date: 5/6/2014

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Authorize the City Manager to Execute a Construction Contract with SRV Construction in the amount of \$881,297.50 for the Meridian Avenue N Pavement Preservation Project
DEPARTMENT:	Public Works
PRESENTED BY:	Tricia Juhnke, City Engineer
ACTION:	<input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing

PROBLEM/ISSUE STATEMENT:

Staff is requesting that Council authorize the City Manager to execute a contract with SRV Construction for the construction of the Meridian Avenue N Pavement Preservation Project in the amount of \$881,297.50.

RESOURCE/FINANCIAL IMPACT:

This project is part of the Annual Road Surface Maintenance Program approved in the 2017-2022 Capital Improvement Plan. Design was completed in 2016; the budget breakdown below is for the adopted 2017 budget:

Project Expenditures:

Construction:

Staff and other Direct Expenses	\$30,000	
Consultant (Contract Management)	\$102,000	
Testing and Inspection Services	\$5,000	
Construction Contract	\$881,298	
Total Construction		\$1,018,298
Contingency		\$50,000
<hr/> Total Project Expenditures		<hr/> \$1,068,298

Project Revenue:

Federal Grant (STPUL)	\$657,254
Roads Capital Fund	\$361,044
<hr/> Total Available Revenue	<hr/> \$1,068,298

RECOMMENDATION

Staff recommends that Council authorize the City Manager to execute a construction contract with SRV Construction in the amount of \$881,297.50 for the Meridian Avenue N Pavement Preservation Project.

Approved By: City Manager **DT**

City Attorney **MK**

INTRODUCTION

Staff is requesting that Council authorize the City Manager to execute a contract with SRV Construction for the construction of the Meridian Avenue N Pavement Preservation Project in the amount of \$881,297.50. SRV Construction is the second low responsive bidder. The apparent low bidder was WS Contractors LLC; however, their bid was determined to be non-responsive.

BACKGROUND

The Meridian Avenue N roadway is classified as a Minor Arterial. The segment between N 190th Street and N 205th Street will be repaved as part of this project. Existing curb ramps and sidewalk sections will also be reconstructed to meet ADA requirements. The trees that caused the existing sidewalk sections to break and become non-compliant with ADA will be removed and replaced with trees that are not expected to cause pavement damage as they mature.

ALTERNATIVES ANALYZED

The engineer's construction estimate was \$878,400. Seven bids were received and opened on December 13, 2016. WS Contractors LLC was the apparent low bidder; however, its bid was rejected because it was non-responsive. The second low responsive bidder was SRV Construction. The 7 bids received were as follows:

Contractor Name	Bid Received
SRV Construction	\$881,297.50
Jansen Inc.	\$925,303.21
Kar-Vel Construction	\$936,405.00
Award Construction Inc.	\$945,678.00
Trinity Contractors Inc.	\$1,019,958.00
Westwater Construction Co.	\$1,222,808.00
WS Contractors LLC	\$863,975.00

City staff has determined that SRV Construction has a responsive bid and that it has met contractor responsibility requirements. Construction is anticipated to start in early March 2017 with completion anticipated in late June 2017.

COUNCIL GOAL ADDRESSED

This project addresses Council Goal #2, Improve Shoreline's utility, transportation, and environmental infrastructure. This project will meet this goal by repaving Meridian Avenue N and repairing damaged, non-ADA compliant sidewalks and ramps.

RESOURCE/FINANCIAL IMPACT

This project is part of the Annual Road Surface Maintenance Program in the approved 2017-2022 Capital Improvement Plan. Design was completed in 2016; the budget breakdown below is for the adopted 2017 budget:

Project Expenditures:

Construction:

Staff and other Direct Expenses	\$30,000	
Consultant (Contract Management)	\$102,000	
Testing and Inspection Services	\$5,000	
Construction Contract	\$881,298	
Total Construction		\$1,018,298
Contingency		\$50,000
<hr/>		
Total Project Expenditures		\$1,068,298

Project Revenue:

Federal Grant (STPUL)	\$657,254
Roads Capital Fund	\$361,044
<hr/>	
Total Available Revenue	\$1,068,298

RECOMMENDATION

Staff recommends that Council authorize the City Manager to execute a construction contract with Award Construction Inc. in the amount of \$881,297.50 for the Meridian Avenue N Pavement Preservation Project.

ATTACHMENTS

Attachment A: Site Map

Point Wells

Lake Ballinger

Echo Lake

Puget Sound


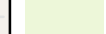

City of Lake
Forest Park

City of
Seattle




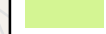


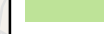
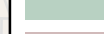
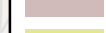

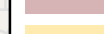

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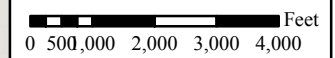
Meridian Ave N Preservation

Map Feature

-  Meridian Ave N Preservation
-  Other City Park
-  City of Shoreline Park

Landmark

-  Cemetery
-  Commercial
-  Facility
-  Golf Course
-  Government
-  Library
-  Open Space
-  Other
-  Recreation
-  Religious
-  School
-  Transportation



User: jclark
Date: 5/6/2014

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Motion to Waive Certain Sections of the Parks and Facility Naming Policy and Adopting the Name “Gloria’s Path” for the Path Commonly Referred to as the Fremont Trail
DEPARTMENT:	City Manager’s Office
PRESENTED BY:	Alex Herzog, CMO Management Analyst
ACTION:	<input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing

PROBLEM/ISSUE STATEMENT:

Herb and Gloria Bryce, City residents in the Highland Terrace neighborhood of Shoreline, helped develop and have been maintaining a non-motorized pathway on City right-of-way near their home for a number of years. In its current condition, the pathway is a widely-used, beautiful, and valuable asset to the neighborhood that serves as a link between the Interurban Trail and the Boeing Creek Trail and connects the 16300 and 16000 blocks of Fremont Place North. A map of the pathway can be found in Attachment A to this staff report. Much of the maintenance work for the pathway has been provided at their cost and personal effort, though Parks Maintenance staff and other members of the community have also provided resources to maintain the path.

Staff and the community alike were deeply saddened to learn that Ms. Bryce is terminally ill. Mayor Roberts and Deputy Mayor Winstead have proposed that the path be named in her honor. The path is commonly referred to as the ‘Fremont Trail’ but it has never been officially named as such by the City. The ‘Fremont Trail’ moniker is likely a reference to its proximity to Fremont Place North.

If Council desires to officially name the path “Gloria’s Path” as recommended by staff, two provisions of the City’s Parks and Facility Naming Policy (Attachment B) would have to be waived:

- Section 2 (h): “There should be a lapse of at least six months between the receipt of the name proposal and the final recommendation for its adoption.”
- Section 3 (c): “The Parks, Recreation, and Cultural Services Advisory Committee, after review of public and staff input shall make a recommendation to the City Council for consideration.”

After these provisions are waived, Council could adopt the name “Gloria’s Path” for the path commonly known as the Fremont Trail.

RESOURCE/FINANCIAL IMPACT:

There is little financial impact of this action. Signage near the pathway with the newly-adopted name is recommended to be procured. Procuring a sign similar to others in parks and trails in the City would likely cost approximately \$500-\$1,000 and maintenance of the sign would be included in Parks Maintenance annual plan. Costs for maintenance would be immaterial. Costs for sign procurement and maintenance can be absorbed by existing budget funds.

RECOMMENDATION

Staff recommends that Council adopt a motion to waive Section 2(h) and Section 3(c) of the Parks and Facility Naming Policy and adopt the name 'Gloria's Path' for the non-motorized pathway that serves as a connection between the 16300 and 16000 blocks of Fremont Place N.

Approved By: City Manager ***DT*** City Attorney ***MK***

BACKGROUND

In 2006, the Highland Terrace Neighborhood Association participated with the City's Public Works Department to clear the overgrown two-block area in the City's right-of-way at Fremont Place N and N 161st Street and install a pathway. Building the pathway was the 2006 community service project of the Public Works Department. Later that year, the Neighborhood Association received a \$4,500 Mini-Grant from the City to finish removing invasive species, and plant native species.

The Fremont Trail project created an open, inviting, pedestrian-friendly link between the Interurban Trail and the Boeing Creek Trail. Herb and Gloria Bryce and other neighbors "adopted" the right-of-way, and committed to picking up and disposing of litter and garbage and mowing the grassy section of right-of-way.

The Bryces have lived in Shoreline for a number of years, and the community has benefited greatly from their tireless service beyond the creation and maintenance of the pathway. Gloria Bryce, served as a member of the City's 2008 Community Priorities/Long-Range Financial Planning Citizens Advisory Committee. She was also a Board member of the Shoreline Historical Museum. Herb Bryce was honored by the City in 2005 with a Shoreline Star Award and was the Grand Marshal for the Celebrate Shoreline Parade that same year. He also served on the City's Parks, Recreation and Cultural Services Board. Beyond his work with the City, Mr. Bryce has been an advocate of the Shoreline Chamber of Commerce as well as dedicating himself to the Shoreline School District with over 14 years of elected service on the Shoreline School Board. Both Herb and Gloria have also served on the Shoreline-Lake Forest Park Arts Council.

DISCUSSION

Staff and the community alike were deeply saddened to learn that Ms. Bryce is terminally ill. Mayor Roberts and Deputy Mayor Winstead have proposed that the path commonly known as the Fremont Trail be named in her honor. While the path is commonly referred to as the 'Fremont Trail', it has never been officially named as such by the City. The 'Fremont Trail' moniker is likely a reference to its proximity to Fremont Place North.

The 'Fremont Trail' is a listed park asset in the 2011-2017 Parks, Recreation and Open Space (PROS) Plan. It is characterized as a public walkway through City right-of-way. Currently, it is a porous concrete pathway to be used as a pedestrian connection within the neighborhood. While the pathway is technically City of right-of-way, because it is listed as a "park" asset in the PROS Plan, staff recommends that the Council apply the Park and Facility Naming policy in order to formally name the pathway.

The Parks and Facility Naming Policy (Attachment B) was adopted by Council on February 11, 2002 upon recommendation by the Parks, Recreation and Cultural Services Advisory Committee. More information on the February 11, 2002 Council

meeting, including the staff report and supporting materials, can be found here: <http://cosweb.ci.shoreline.wa.us/uploads/attachments/cck/council/staffreports/2002/021102-8a.pdf>.

If Council desires to officially name this pathway “Gloria’s Path”, as recommended by staff, two provisions of the Parks and Facility Naming Policy would have to be waived:

- Section 2 (h): “There should be a lapse of at least six months between the receipt of the name proposal and the final recommendation for its adoption.”
- Section 3 (c): “The Parks, Recreation, and Cultural Services Advisory Committee, after review of public and staff input shall make a recommendation to the City Council for consideration.”

After these provisions are waived, Council could adopt the name “Gloria’s Path” at tonight’s meeting. As this is a proposed Action Item in front of the Council for the first time, as per Council rule, public comment on this resolution shall follow the staff report but precede Council review.

FINANCIAL IMPACT

There is little financial impact of this action. Signage near the pathway with the newly-adopted name is recommended to be procured. Procuring a sign similar to others in parks and trails in the City would likely cost approximately \$500-\$1,000 and maintenance of the sign would be included in Parks Maintenance annual plan. Costs for maintenance would be immaterial. Costs for sign procurement and maintenance can be absorbed by existing budget funds.

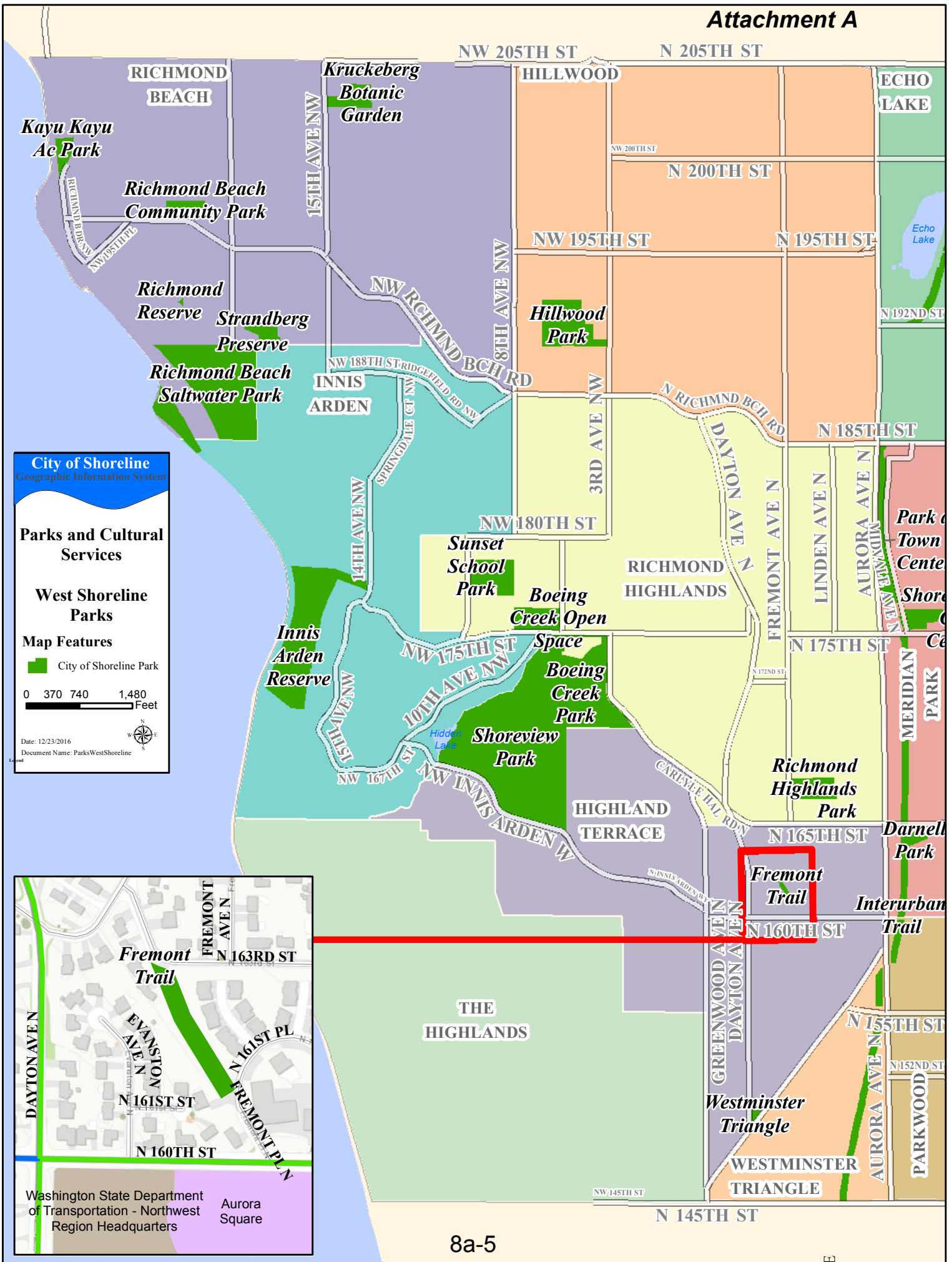
RECOMMENDATION

Staff recommends that Council adopt a motion to waive Section 2(h) and Section 3(c) of the Parks and Facility Naming Policy and adopt the name ‘Gloria’s Path’ for the non-motorized pathway that serves as a connection between the 16300 and 16000 blocks of Fremont Place N.

ATTACHMENTS

Attachment A: Map of ‘Fremont Trail’ and Surrounding Area
Attachment B: Parks and Facility Naming Policy

Attachment A



**Shoreline
City Clerk**
 Receiving
 Number
3968

PP-02-001

Attachment B

City of Shoreline		POLICY & PROCEDURE
Subject: Parks and Facility Naming Policy	Department: Parks, Recreation and Cultural Services Number: 01-02	
Effective Date February 11, 2002	Supersedes Not applicable	Approved By: 2/11/02 City Council

1.0 PURPOSE:

The purpose of this policy is to outline the procedures and criteria for the official naming of parks and recreation facilities.

2.0 POLICY:

It is the policy of the City of Shoreline for designation of names for park and recreation facilities to be in accordance with the following criteria:

- a. The naming of parks and facilities should be approached with caution, patience, and deliberation.
- b. A name, once adopted, should be permanent, and changes should be strongly resisted.
- c. Existing facility names shall be reviewed in order to avoid duplication, confusing similarity and/or inappropriateness.
- d. A prospective park or major facility name should be one likely to be widely accepted and used by the public.
- e. Whenever possible, a facility shall be named prior to construction of the improvement. Timing is important in naming facilities, since temporary designations tend to be retained. In the development of facilities, a number designation shall be used until formal naming of the facility is complete.
- f. A park's interior features and/or facilities may have names other than that of the entire park.
- g. If a park or sub-element of a park is named after an individual, family or organization, the final recommendation shall include a narrative describing or quantifying in some detail, the contribution. The qualifying achievement should be the result of extraordinary dedication, significant donation or contribution to the City parks and recreation system, over and above the satisfactory performance of normal duties.

- h. There should be a lapse of at least six months between the receipt of the name proposal and the final recommendation for its adoption.
- i. In cases where the person is deceased, the person shall have been deceased for a minimum of two years.
- j. Elected/appointed City of Shoreline officials and currently employed City staff shall not be eligible for consideration until they are no longer in office or have retired from city service.
- k. Length of service, in and of itself, does not meet these criteria.
- l. Names may reflect:
 - 1. Neighborhood or geographical identification
 - 2. Community name or widely accepted name,(e.g., North City Park, Richmond Beach Saltwater Park, Innis Arden Reserve, Meridian Park, Ballinger Open Space)
 - 3. Natural or geological feature (e.g., Boeing Creek Park, Twin Ponds Park)
 - 4. Historical or cultural significance
 - 5. The name may include an individual, family, or organization that has made a significant land and/or monetary contribution to the park and recreation system, or has performed significant public service which made a tangible contribution to the parks and recreation system justifying a permanent memorial.

3.0 PROCEDURES:

- a. Suggestions for names for any park, or public facility may be solicited from individuals and/or organizations. All suggestions, solicited or not, shall be recorded and forwarded to the Parks, Recreation and Cultural Services Advisory Committee for review and consideration.
- b. Staff may review suggestions for names and make a recommendation(s) to the Parks, Recreation and Cultural Services Advisory Committee for consideration.
- c. The Parks, Recreation and Cultural Services Advisory Committee after review of public and staff input shall make a recommendation to the City Council for consideration.
- d. Following adoption of the facility name by the City Council, the Parks, Recreation and Cultural Services Department shall develop facility signage using the name.

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Adoption of Ordinance No. 769 – Amending of the Shoreline Building Codes to Require Public Restrooms at Sound Transit Stations
DEPARTMENT:	Planning & Community Development
PRESENTED BY:	Rachael Markle, Director
ACTION:	<input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input type="checkbox"/> Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing

PROBLEM/ISSUE STATEMENT:

The issue before Council is a proposed amendment to the recently adopted standards and codes that will allow for regulation of Sound Transit Light Rail extension facilities constructed within the City to specifically require inclusion of public restrooms within the new stations. This action would be accomplished through adoption of proposed Ordinance No. 769 (Attachment A). Council discussed proposed Ordinance No. 769 on December 12, 2016. Councilmember Salomon has concerns regarding the long-term costs for maintenance and operation of public restrooms at the future light rail stations and therefore requested that this item not be on the Consent Agenda.

RESOURCE/FINANCIAL IMPACT:

There are no direct impacts to the City's resources associated with the adoption of Proposed Ordinance No. 769, unless subsequent negotiations with Sound Transit result in an agreement to share operational costs.

RECOMMENDATION

Staff recommends that Council adopt Ordinance No. 769, amending Chapter 15.05 of the Shoreline Municipal Code.

Approved By: City Manager **DT** City Attorney **MK**

BACKGROUND

Before Council tonight is a discussion of Proposed Ordinance No. 769. This ordinance would further amend Shoreline Municipal Code (SMC) Chapter 15.05, Construction and Building Codes adoption of National Fire Protection Association (NFPA) Standard 130 for Fixed Guideway Transit and Passenger Rail Systems to require inclusion of public restroom facilities as an integral part of the Lynnwood Link Light Rail Extension stations within the City. Your initial adoption of NFPA Standard 130 included language exempting this requirement pending updated direction from Sound Transit regarding their public restroom policy.

Council initially adopted amendments to SMC Chapter 15.05 for Sound Transit Light Rail facilities on October 24, 2016 via Ordinance No. 761. The staff report for adoption of Ordinance No. 761 can be found at the following link:

<http://cosweb.ci.shoreline.wa.us/uploads/attachments/cck/council/staffreports/2016/staffreport102416-7b.pdf>

Council discussed proposed Ordinance No. 769 on December 12, 2016.

DISCUSSION

Based on feedback from Sound Transit staff and Sound Transit's decision to design public restrooms into all Lynnwood Link Extension stations, City staff proposes inclusion of this facility requirement for both of our stations. As previously explained to Council, the proposed ordinance will merely strike the exemption and allow the prevailing State Building Code provisions to apply thereby keeping this issue on the table.

Sound Transit has indicated that they are still concerned about the operational costs of the security and maintenance of public restrooms. Council members share the security concern. Sound Transit continues to explore design options that might reduce these operational costs. Technical building code requirements of this nature are expected to be borne by the owner/operator not the regulator. Final determination of responsibility for security, operations and maintenance will be subject to future agreements between the City and Sound Transit.

COUNCIL GOAL(S) ADDRESSED

A portion of this item addresses City Council Goal No. 3: Prepare for two Shoreline light rail stations.

RESOURCE/FINANCIAL IMPACT

There are no direct impacts to the City's resources associated with the adoption of Proposed Ordinance No. 769, unless subsequent negotiations with Sound Transit result in an agreement to share operational costs.

RECOMMENDATION

Staff recommends that Council adopt Ordinance No. 769, amending Chapter 15.05 of the Shoreline Municipal Code.

ATTACHMENTS

Attachment A: Ordinance No. 769

ORDINANCE NO. 769

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON AMENDING SHORELINE MUNICIPAL CODE SECTION 15.05.080(G) OF THE STANDARDS FOR FIXED GUIDEWAY TRANSIT AND PASSENGER RAIL SYSTEMS.

WHEREAS, the City of Shoreline is a non-charter optional municipal code city as provided in Title 35A RCW, incorporated under the laws of the state of Washington, and planning pursuant to the Growth Management Act, Chapter 36.70A RCW; and

WHEREAS, with the adoption of Ordinance 761, the City amended Shoreline Municipal Code (SMC) Chapter 15.05 to include the National Fire Protection Association Standard 130 to address passenger rail systems and their stations; and

WHEREAS, the City now desires to provide for the inclusion of public restrooms within light rail stations; and

THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Amendment. Section 15.05.08(G) of the Shoreline Municipal Code is amended as follows:

G. New Sections 5.1.3.4, 5.1.3.5 and 5.1.3.6 are added to read as follows:

5.1.3.4 Fixed transportation facilities and stations shall comply with the applicable provisions of the International Building Code Appendix “E” Supplementary Accessibility Requirements Section, E109, Transportation Facilities and Stations.

5.1.3.5 Stations shall include the minimum number of plumbing fixtures in accordance with Section 2902.1 of the International Building Code.

~~Exception: Any provision for public restrooms~~

5.1.3.6 Stations shall comply with applicable provisions of the Washington State Energy Code, International Mechanical Code, International Fuel Gas Code and Uniform Plumbing Code.

Section 2. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and/or the Code Reviser are authorized to make necessary corrections to this ordinance, including the corrections of scrivener or clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering and references.

Section 3. Severability. Should any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any person or situation.

Section 4. Publication and Effective Date. A summary of this Ordinance consisting of the title shall be published in the official newspaper. This Ordinance shall take effect five days after publication.

PASSED BY THE CITY COUNCIL ON JANUARY 9, 2017.

Mayor Christopher Roberts

ATTEST:

APPROVED AS TO FORM:

Jessica Simulcik-Smith
City Clerk

Margaret King
City Attorney

Date of Publication: , 2016
Effective Date: , 2016

CITY COUNCIL AGENDA ITEM
CITY OF SHORELINE, WASHINGTON

AGENDA TITLE:	Discussion of Ordinance No. 767 amending Development Code Sections 20.20, 20.30, 20.40, 20.50, 20.70, 20.100, and Ordinance Nos. 713 and 714 amending Municipal Code Sections 16.10 and 16.20
DEPARTMENT:	Planning & Community Development
PRESENTED BY:	Steven Szafran, AICP, Senior Planner Paul Cohen, Planning Manager Rachael Markle, AICP, Director
ACTION:	<input type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input type="checkbox"/> Motion <input checked="" type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing

PROBLEM/ISSUE STATEMENT:

Amendments to the Development Code (Shoreline Municipal Code Title 20) are processed as legislative decisions. Legislative decisions are non-project decisions made by the City Council under its authority to establish policies and regulations. The Planning Commission is the review authority for these legislative decisions and is responsible for holding a public hearing on proposed Development Code amendments and making a recommendation to the City Council on each amendment. The Planning Commission held study sessions to discuss the proposed amendments, ask clarifying questions, and give staff direction on the proposed Development Code amendments on September 15 and November 17. The Commission then held the required public hearing on December 1, 2016. The Planning Commission recommended that the City Council adopt the proposed amendments as detailed in Exhibit A to Ordinance No. 767 (Attachment A), Ordinance No. 713 (Attachment B) and Ordinance No. 714 (Attachment C).

Most of the proposed Development Code amendments in this group of amendments are aimed at “cleaning up” the code and are more administrative in nature. The other amendments are more substantive and have the possibility of changing policy direction for the City.

RESOURCE/FINANCIAL IMPACT:

The proposed amendments have no direct financial impact to the City.

RECOMMENDATION

There is no formal staff recommendation at this time. Staff will present Planning Commission’s recommendation on each of the proposed Development Code amendments on February 6, 2017 when these ordinances are brought back to Council for potential adoption.

Approved By: City Manager **DT** City Attorney **MK**

BACKGROUND

The City's Development Code is codified in Title 20 of the Shoreline Municipal Code (SMC). Amendments to Title 20 are used to ensure consistency between the City's development regulations and the City's Comprehensive Plan, to reflect amendments to state rules and regulations, or to respond to changing conditions or needs of the City.

Pursuant to SMC 20.30.070, amendments to the Development Code are processed as legislative decisions. Legislative decisions are non-project decisions made by the City Council under its authority to establish policies and regulations. The Planning Commission is the review authority for these types of decisions and is responsible for holding an open record Public Hearing on any proposed amendments and making a recommendation to the City Council on each amendment.

For the 2016 batch of Development Code amendments, the Planning Commission held two study sessions in 2016 - on September 15 and November 17 - and a Public Hearing on the proposed amendments on December 1, 2016.

- The staff report for the September 15th discussion can be found here: <http://www.shorelinewa.gov/home/showdocument?id=27891>
- The staff report for the November 17th discussion can be found here: <http://www.shorelinewa.gov/home/showdocument?id=29497>
- The staff report for December 1st Public Hearing can be found here: <http://www.shorelinewa.gov/home/showdocument?id=29611>

The proposed Development Code amendments include administrative changes (reorganization and minor corrections) and more substantive changes all listed in order of Chapter. The proposed changes are generally as follows:

20.20 – Definitions

- 20.20.016 – D Definitions – Combine dwelling types
- 20.20.026 – I Definitions - Add Non-Vegetated Surface to Impervious Surface Definition
- 20.20.040 – P Definitions - Add “Private Stormwater Management Facility” to comply w/ NPDES permit requirements
- 20.20.046 – S Definitions – Update Short Subdivisions and add Stormwater Manual to definition
- 20.20.050 – U Definitions – Add Unit Lot Development definition

20.30 – Procedures and Administration

- 20.30.040 – Ministerial Decisions – Type A - Delete Home Occupation from Type A Table and add Planned Action Determination of Consistency
- 20.30.160 – Expiration of Vested Status of Land Use Permits and Approvals - Vesting Expiration for SUPs Issued to Public Agencies
- 20.30.280 – Nonconformance - Clarify and move MUR 45' and Nonconformance and Change of Use
- 20.30.290 – Deviation From The Engineering Standards (Type A Action) - Change “Director” to “Director of Public Works”

- 20.30.330 – Special Use Permit –SUP (Type C Action) - Vesting Expiration for SUPs Issued to Public Agencies
- 20.30.357 – Planned Action Determination - Add New Section for Planned Action Determination Procedures
- 20.30.380 – Subdivision Categories - Delete Lot Line Adjustments as a category of subdivision
- 20.30.410.D – Preliminary Subdivision Review Procedures and Criteria - Add NPDES and Unit Lot Development Requirements
- 20.30.470 – Further Division – Short Subdivisions - Update Section to Reflect 9 lot Short Plats

20.40 – Uses

- 20.40.120 – Residential Uses - Combine Dwelling Types Based on Revised Definitions
- 20.40.130 – Nonresidential Uses - Remove Fuel and Service Stations as an Approved Use in the TC-1, 2 & 3 Zones
- 20.40.130 – Nonresidential Uses - Add Light Manufacturing Permitted in MB Zones
- 20.40.160 – Station Area Uses - Combine Dwelling Types
- 20.40.230 – Affordable Housing - Update Critical Area References
- 20.40.240 – Animals - Revised Rules for Beekeeping
- 20.40.340 – Duplex - Delete Entire Section
- 20.40.510 – Single Family Attached Dwellings - Amend Design Criteria
- 20.40.600 – Wireless Telecommunication Facilities - Delete Notice of Decision for Wireless Facilities

20.50 – General Development Standards

- 20.50.020(1) – Dimensional Requirements – Replace Combined Sideyard Setback with 5-foot side yard setback
- 20.50.020(2) – Dimensional Requirements in Mixed-Use Residential Zones – Delete “up to” for Front Setbacks in MUR zones
- 20.50.021 – Transition Areas - Add Aurora Square Community Renewal Area (CRA) Standards to the Section
- 20.50.040.I. 4, 5, and 6 – Setbacks - Setbacks for Uncovered Porches and Decks
- 20.50.070 – Site Planning – Front Yard Setback - Move 20-foot Driveway Requirement
- 20.50.090 – Additions to Existing Single-Family Residence (SFR) - Additions to Existing, Non-Conforming Single Family Residential Structures
- 20.50.110 – Fences and Walls - Delete 3.5 foot Fence Height Limit
- 20.50.240(C)(1)(a) – Site Frontage - Strike “On Private Property”
- 20.50.330 – Project Review and Approval - Add NPDES Language Recommended by Ecology
- 20.50.390(D) – Minimum Off Street Parking Requirements – Revise Self-Storage Facility Parking requirements
- 20.50.540(G) – Sign Design - Add Reference to Aurora Square CRA Sign Code

20.70 – Engineering & Utilities Development Standards

- 20.70.020 – Engineering Development Manual - Corrects Reference to EDM and Deletes Text
- 20.70.430 –Undergrounding of Electric and Communication Service Connections – Revise/Delete Section and Refer to Title 13 - Need to amend language to be clear about the requirements of undergrounding

20.100.020 – Aurora Square Community Renewal Area

- 20.100.020 – Aurora Square Community Renewal Area (CRA) - Add a Reference to Ordinance 705

Municipal Code Amendments

- 16.10 – Shoreline Management Plan – Delete Section
- 16.20 – Fee Schedule – Delete Section

DISCUSSION

All of the proposed Development Code amendments are listed below. Each amendment includes a description of the amendment, justification for the amendment and staff/Planning Commission recommendations. The proposed Development Code amendments in legislative format are included in **Exhibit 1 to Attachment A**.

Amendment #1

20.20.016 – D Definitions

This proposed Development Code amendment will amend the definitions of various types of dwellings. The amendment will also combine these dwelling types into three distinct categories.

Justification – The current definitions for various types of dwelling units and housing styles are confusing, repetitive, and in some cases, contradict themselves. The proposed amendments to the dwelling definitions seek to cut down the number of housing types by combining housing styles into distinct categories. For example, townhomes and duplexes are both single-family attached dwellings so staff believes these should be in one category instead of treated separately in the definitions.

- The definition of apartments will be retained but will be updated to read more clearly.
- Duplexes and townhomes will be defined in the single-family attached definition.
- The multifamily dwelling definition will be amended to strike a number of dwelling types within the category. This will lead to less confusion about how to define certain housing types.
- The single-family attached definition will be amended to strike “three or more” and replaced with more than one.

With the proposed amendments to the “dwelling” definitions, there will be three larger and logical categories of dwellings: Multifamily, single-family attached, and single-family detached. These are the larger categories that are most recently and commonly used in

the Development Code. However, other definitions are either commonly understood by the public and may appear randomly in the code. If revising or cleaning up every dwelling type were to be done it would occur at another time when the ramifications of possibly removing other dwelling types can be studied. The proposed amendments are the first, simple clean-up of code terminology.

This proposed Development Code amendment is related to amendments 15, 18, 21, and 22.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #2

20.20.026 – I Definitions

This proposed amendment will update the definition of impervious surface by replacing “hard surface” with “non-vegetated surface”.

Justification – The Washington State Department of Ecology (DOE) NPDES Permit requires that we review, revise and make effective codes, rules, standards, or other enforceable documents to incorporate and require Low Impact Development (LID) principles and LID Best Management Practices (BMP) by December 31st 2016. The intent of the revisions is to make LID principles and green stormwater infrastructure the preferred and commonly-used approach to site development.

In 2015, the City contracted Brown and Caldwell (BC) to review the following codes, standards and documents;

- Shoreline Municipal Code (SMC Chapter 12-20)
- Engineering Development Manual (EDM)
- Comprehensive Land Use Plan
- Stormwater Management Program (SWMP) Plan
- Critical Area Ordinance (CAO) standards

There are four proposed Development Code amendments that are recommended to be updated based on the Department of Ecology’s review of the code. All of the amendments are minor in nature and will help Shoreline comply with the City’s NPDES Permit.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #3

20.20.040 – P Definitions

This proposed amendment will update the definition of private stormwater management facility by adding the word “infiltrate” as a way to control surface water.

Justification – The Washington State Department of Ecology (DOE) NPDES Permit requires that we review, revise and make effective codes, rules, standards, or other enforceable documents to incorporate and require Low Impact Development (LID) principles and LID Best Management Practices (BMP) by December 31st 2016. The intent of the revisions is to make LID principles and green stormwater infrastructure the preferred and commonly-used approach to site development.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #4

20.20.046 – S Definitions

This is a minor amendment that updates the definition of “Stormwater Manual”.

Justification - The Washington State Department of Ecology (DOE) NPDES Permit requires that we review, revise and make effective codes, rules, standards, or other enforceable documents to incorporate and require Low Impact Development (LID) principles and LID Best Management Practices (BMP) by December 31, 2016. The intent of the revisions is to make LID principles and green stormwater infrastructures the preferred and commonly-used approach to site development. The City does not have a definition of Stormwater Manual.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #5

20.20.050 – U Definitions

The City is open to consider improved processes and standards in order to create more housing options, reduce unnecessary barriers, and redefine other types of ownership. A Unit Lot Development (ULD) is an alternative approach to the division of property. Other jurisdictions such as Seattle and Mountlake Terrace, have adopted ULD code amendments. This proposed amendment will add a definition of Unit Lot Development. Amendment #13 contains the regulations for ULD.

Justification – A ULD is a subdivision of ownership into fee simple units and does not require the same Building and Fire Code requirements for traditional, attached housing with a property line between the units. Traditional attached housing requires that each

unit must be structurally independent and have fire separation as if they were not attached structures. This amendment allows the Building and Fire codes to treat a ULD as one building, such as an apartment building, for fire separation and structural requirements rather than as stand-alone units because of a property line internal to the development.

Also, a ULD allows separate ownership of housing units within a “parent lot” without requiring condominium ownership and the State restrictions that accompany it. The ULD is permitted in zones where density supports multiple units on one lot. Currently, multiple units on one lot are allowed in all zones in Shoreline with different unit density limits per acre.

Under Amendment #13 these units will be considered individual units but part of one structure that cannot be segregated from one another. A ULD is defined as one building or one structure in the International Building Code and International Fire Code and National Electrical Code.

Amendment #24 is a related amendment that will add ULD into Exception 2 in Tables 20.50.020(1) and 20.50.020(2).

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #6

Table 20.30.040 – Summary of Type A Actions and Target Time Limits for Decision, and Appeal Authority

This amendment will strike “home occupations” from the Type A permit table and add “planned action determination” to the table.

Justification – The City no longer requires or processes Home Occupation permits. A home occupation is applied for through the City Clerk’s office through the business licensing program. When the City instituted the business licensing program, the home occupation permit process became redundant.

The second amendment adds the Planned Action Determination of Consistency to the Type A action table. The determination of consistency is required for projects that require SEPA review within Planned Action areas such as the 145th and 185th Street Station Subareas.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #7

20.30.160 – Expiration of Vested Status of Land Use Permits and Approvals

This proposed amendment adds an exception to the vesting timelines for Special Use Permits granted to public agencies.

Justification – Projects proposed by public agencies, such as Sound Transit, are usually long, complex, and may require multiple phases to complete. This amendment will add a vesting provision to the Special Use Permit that allows a longer vesting period to account for projects that may take many years to complete. This provision gives the public agency the flexibility for longer vesting timeframes.

This amendment is related to amendment #10 which defines the vesting timelines for Special Use Permits for public agencies.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #8

20.30.280 – Nonconformance.

This Development Code provision speaks to the additions of single-family homes which are a nonconforming use in the MUR-45' and MUR-70' zones. The structures may be conforming in terms of setbacks, lot coverage, and height but the use is not. This is why staff is recommending that this provision move from expansions of nonconforming structures to expansions of the nonconforming use section.

Justification – This proposed amendment is moving a section of the Development Code. The provision of “single-family additions shall be limited to 50 percent of the use area or 1,000 square feet, whichever is lesser (up to R-6 development standards), and shall not require a conditional use permit in the MUR-45' and MUR-70' zones” should not be in expansions of a nonconforming structure section but in the expansion of a nonconforming use section.

The second amendment to this section is adding when a change of use occurs. The amendment allows the Director, or designee, to require upgrades to a building if a change of use occurs. These upgrades may include fire sprinklers, electrical, mechanical, or other provisions of the building code. The provision also allows the Director to require additional parking spaces if the new use necessitates an increase in parking demand.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #9

20.30.290 – Deviation from the engineering standards (Type A action).

This proposed amendment will change who will approve a deviation from engineering standards from the Director to the Director of Public Works.

Justification – The Deviation from Engineering Standards is a request to deviate from certain engineering standards such as driveway widths, number of driveways, street frontage standards, or right-of-way improvements. These applications are submitted in the Planning & Community Development Department, usually accompanied by a building permit, and then routed to the Public Works Department for approval. This Development Code Amendment will make it clear the Director of Public Works makes the final decision this application.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #10

20.30.330 – Special Use Permit – SUP (Type C Action)

This proposed amendment will increase the vesting period for Special Use Permits issued to public agencies.

Justification – Projects proposed by public agencies, such as Sound Transit, are usually long, complex, and may require multiple phases to complete. This amendment will add a vesting provision to the Special Use Permit that allows a longer vesting period to account for projects that may take many years to complete. This provision gives the public agency the flexibility for longer vesting timeframes.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #11

20.30.357 – Planned Action Determination

The Planned Action Determination is a new addition to the Development Code.

Justification – This determination is required for applications that want to be considered a planned action and rely on the environmental documentation that was prepared for the planned action area. The new Development Code language proposed establishes a purpose and decision criteria section. Staff has also developed a Planned Action form that an applicant must use when submitting for a Planned Action Determination.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #12**20.30.380 – Subdivision Categories**

This amendment seeks to strike lot line adjustments as a subdivision category.

Justification – Lot line adjustments are not a subdivision of land. Also, lot line adjustments provisions are found in 20.30.400 and do not need to be included in 20.30.380.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #13**20.30.410 – Preliminary subdivision review procedures and criteria.**

There are two proposed amendments to this section. The first amendment establishes a procedure for Unit Lot Developments. This amendment allows a developer to create fee simple lots (each unit located on its own lot) without having to construct the units to Building Code standards for standalone units. The building is considered one unit even though the units are sold individually as smaller lot created from a larger “parent lot”. This eliminates the need to construct each unit as if it may someday need to be structurally independent of the other units. Constructing the building as one structure is more cost effective. This process also creates a home ownership opportunity for people to buy a unit and the property on which the unit is located.

Justification – The proposed amendment will allow single family attached-developments to be subdivided for fee simple ownership and to allow application of International Building Code (IBC), National Electrical Code (NEC), and International Fire Code (IFC) to consider the units together as constituting one building, notwithstanding the property lines separating the units Please also see the justification for Amendment #5 – Definition of Unit Lot Development (ULD).

The second amendment to this section is part of a group of amendments recommended by the Department of Ecology to comply with the City’s NPDES Permit. Amendment A.4 below is related to NPDES requirements in Amendments #3 and #4.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #14

20.30.470 – Further division – Short subdivisions.

The proposed Development Code amendment changes the number of lots in a short plat from four to nine.

Justification – The City Council increased the number of lots for a short plat to 9 during the 2015 Development Code amendment batch. The definition section was not updated at the time and this proposed amendment will rectify this change.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #15

20.40.120 – Residential uses – Duplexes.

Justification – Duplexes and townhomes are a housing type within the single-family attached dwelling category. The proposed amendments to the table below seek to reduce the number of housing types by combining housing styles into distinct categories. For example, townhomes and duplexes are both single-family attached dwellings so staff believes these should be in one category instead of treated separately in the definitions. With the proposed amendments to the dwelling definitions, there will be three logical categories of dwellings: Multifamily, single-family attached, and single-family detached.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #16

20.40.130 – Nonresidential uses

This proposed amendment will remove fuel and service stations as a permitted use in the Town Center 2, 3, and 4 zones.

Justification – Automotive Fueling and Service Stations are exclusively automotive uses. These uses detract from the goal of enhancing the pedestrian experience in TC-2, TC-3, and TC-4 zones. Prohibiting Automotive Fueling and Service Stations in TC-2, TC-3, and TC-4 zones, removes the conflict between the needs of a purely automotive use and those uses that encourage pedestrian and gathering zones is removed.

Ample alternative locations are available to Fuel and Service Station operators. Automotive Fueling and Service Stations are allowed to be located in Neighborhood Business (NB), Community Business (CB), Mixed Business (MB), zones of the City, notably in the Town Center (TC)-1 and MB zones along Aurora Ave N immediately to the north and south of Town Center. Most commercial uses generate revenue for the

city. However, because Shoreline obtains tax revenue from fueling stations regardless of where the fuel is sold in the state, no incremental increase in City revenues will be experienced from increasing fuel sales in TC-2, TC-3, and TC-4 zones.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #17

20.40.130 – Nonresidential uses

This proposed amendment will make light manufacturing an approved use in the Mixed-Business (MB) zone. Currently, light manufacturing requires a Special Use Permit in the MB zone.

Justification – The City permits outright light manufacturing land uses in TC zones and in MB zones with a Special Use Permit. Town Center is small area and to require a Special Use Permit in MB seems unnecessary considering these zones all border Aurora Avenue. Based on the intent of these two zones, if a Special Use permit is needed it would be better served in the TC zones and to be permitted outright in the MB zones. A recent example is a small t-shirt print shop and wholesaler was deterred because the Special Use Permit was too expensive and the decision and conditions unpredictable to apply. The t-shirt shop is not a big proposal but it raises the question: does Shoreline provide enough opportunity for light manufacturing locate here? Is the MB zone the appropriate place to allow light manufacturing since it already allows wholesale and warehouse uses, car repair, etc.?

The proposed definition from the manual of A Glossary of Zoning and, Development and Planning Terms for “Light Manufacturing” is: “The manufacturing, predominately from previously prepared materials, of finished products or parts, including processing, fabricating, assemble, treatment and packaging of such products, and incidental storage, sales, and distribution of such products, but excluding basic industrial processing and custom manufacturing.”

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #18

Table 20.40.160 – Station Area Uses

Justification – This proposed amendment is to remove housing types in the MUR zones to be consistent with the consolidation of dwelling types in Amendment #1

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #19

20.40.230 – Affordable housing

The proposed amendment updates critical area language contained in this section that was missed when the City updated the Critical Areas Ordinance as part of Ordinance 724 which is the City's Critical Areas.

The amendment also strikes the last sentence (c) of Section "A". The sentence is in conflict with the proceeding regulations in the next section, A5. The regulations in "A" do not allow an applicant to use the area of a parcel that is encumbered by critical areas for the purpose of density bonuses. The regulations in A5 do allow an applicant to use the lot area encumbered by critical areas for the purpose of affordable housing density bonuses.

Justification – Ordinance 724 updated many sections of the Development Code for consistency of terms and references. Section 20.40.230(A) was revised by this ordinance, however the reference to the critical area regulations in Section 20.40.230(A)(5) was missed. Staff also believes the language in "A" should be deleted since the city allows all areas of a lot to be included in density calculations for all other development proposals.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #20

20.40.240 – Animals – Keeping of

The proposed amendment will amend the rules related to beekeeping.

Justification – The City has a business, Rainy Day Bees, which tends to bees in hives that belong to them but are on other people's private property on a voluntary basis. It is used on underutilized yards. Shoreline recently adopted an ordinance about beekeeping that is stricter than Seattle's regulations. Briefly, Seattle and other municipalities allow for hives to be closer to the property line if there is a fence or hedge or if the hives are elevated. Shoreline has no exemptions; the hives must be 25 feet from the nearest property line. Rainy Day Bees are being forced to locate most of their hives in Seattle.

This amendment will make Shoreline's rules for beekeeping aligns with that of Seattle's and promote Shoreline as a beekeeping friendly city.

- Pros to this proposal include: Health benefits from the end product: honey;
- Financial boost: supports small businesses like Rainy Day Bees;
- Health of bees: Urban bees tend to be more resilient;

Cons to this proposal include:

- Overcrowding: More urban bees competing for potentially limited pollen sources;
- Increased threat of stings: Can be eliminated with proper placement and management of hives.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #21

20.40.340 – Duplex.

This proposed amendment will delete the category of Duplex from the indexed criteria of the use tables.

Justification - The current definitions for various types of dwelling units and housing styles are confusing, repetitive, and in some cases, contradict themselves. This proposed amendment is related to amendments 1, 15, 18, and 22. The proposed amendment will strike the indexed criteria for duplexes and move the entire section into the indexed criteria for single-family attached dwellings. This proposed amendment matches the other changes in this batch that includes duplexes with single-family attached dwellings. The criteria for duplexes in the R-4 and R-6 will not be completely deleted from the Development Code. The conditions for duplexes in the R-4 and R-6 zones will be moved to the conditions for single-family attached dwellings in SMC 20.40.510.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #22

20.40.510 – Single-family attached dwellings.

This amendment will delete the design criteria for single-family attached dwellings and also combines dwelling types to mirror the change of definitions for dwelling types.

Justification – Proposed amendments 1, 15, 18, and 21 amend dwelling types in the definition section and the use tables. This proposed amendment strikes letter “A” since single-family attached dwellings include more than just triplexes and townhomes. Letter “C” is an outdated set of guidelines that may or may not apply to a development project. There are specific sections of the Development Code that regulate the items in the below list and therefore do not need to be included in this section. These include:

1. SMC 20.50.350 is the section that regulates minimum tree retention requirements.
2. The Development Code is silent on view restrictions so this item is not enforceable.

3. SMC 20.80.280 regulates fish and wildlife habitat conservation areas.
4. SMC Table 20.50.020 lists required setbacks along property lines while SMC 20.50.460 requires landscaping within those required setbacks.
5. The Critical Areas Ordinance has been recently updated to regulate development in geologic hazard areas.
6. The Development Code is largely silent on the protection of historic features and therefore not enforceable.

This amendment also adds the indexed criteria for duplexes since the definition of single-family attached dwellings now include duplexes.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #23

20.40.600 – Wireless Telecommunications Facilities/ Satellite Dish and Antennas

This proposed amendment will delete the requirement that a Notice of Decision be issued for a wireless communication permit when attached to a right-of-way permit.

Justification – This is a Type A process which does not require a public notice of application nor decision.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #24 and #25

20.50.020 – Dimensional requirements.

Amendment #24 deletes the requirement for a combined side setback of 15 feet in the R-6 zone and adds Unit Lot Development to exception #2 of the Tables.

Justification – The City currently requires 15-foot setbacks for two side yards combined with a minimum 5-foot setback in R-4 and R-6 zones. Setbacks are used to create separation between residences. However, since either neighbor on each side of residence can experience a 5-foot setback how does the combined setback benefit each neighbor? The indirect benefit of a greater sideyard setback may be the overall size of the house on the property. Lot coverage maximums are a better regulation to affect the density and open space to surrounding neighbors. This amendment will not increase the allowable building coverage or hardscape maximums in the R-4 or R-6 zones. This amendment complements Amendment #29.

Amendment #25 makes a minor change to the setbacks in the MUR zones. Staff is proposing to strike “up to” in the table to clear up confusion and will provide the

explanation of the front setback in the exceptions section immediately following the table.

Please refer to Amendment #5 for the justification for adding Unit Lot Development to Exception #2.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #26

20.50.021 – Transition Areas

This proposed amendment will move the transition standards from SMC 20.100.020, the Aurora Square Community Renewal Area (CRA), to SMC 20.50.021.

Justification – This amendment is related to amendment #36. There is only one regulation in this section that regulates the transition standards in the CRA. Staff believes this provision should be moved from this section and placed in SMC 20.50.021 where all the other transition standards are located. This will ensure that the transition standards in the CRA will not be overlooked since all of the transition area requirements will be in one place in the code.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #27

20.50.040.1 4, 5, and 6 – Setbacks – Designation and measurements

This amendment proposes clarity to existing confusing and contradictory language for decks, porches and stairs and ramps in required yard setbacks.

Justification - The amendment to section #4 will allow the projection of decks, under 18 inches in height, into the front yard in addition to side and rear yards. A patio is permitted in front yard setbacks as well as side and rear yards then the impacts or uses of these amenities are mostly the same.

The amendment to section, #5, cleans-up confusing language about how far an uncovered porch or deck more than 18 inches above the finished grade may project into the front, side, and rear setbacks. Currently, the language allows decks above 18 inches in height to extend 18 inches into the sideyard which is greater than 6 feet 6 inches. This language is obtuse and it is more direct to say that these cannot be built within 5 feet of the property line. The amendment also clarifies the contradiction of why a deck above 18 inches is allowed in the front yard but not a deck under 18 inches in height in section #4.

The amendment to section #6 clears up confusion about the size of porches in setbacks. Currently, #6 allows covered entries to extend 5 feet into the setback if they are 60 square feet or greater. Staff thinks the intention is not to allow decks without a maximum size but to allow covered entries less than 60 feet to extend 5 feet into the setback.

The amendment to section #7 will allow building stairs or ramps to project to the property line, subject to conditions, for the purpose of retrofitting an existing residence. Some houses have a short, steep grade to the front sidewalk. If the intent is to allow residents to retrofit their access then limiting the height of stairs or ramps for the purpose of entry limiting their height seems prohibitive. This becomes especially relevant if residents have limited mobility.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #28

20.50.070 – Site planning – Front yard setback – Standards.

The proposed amendment will move the requirement for a 20-foot driveway from the exceptions section to the section preceding the exception section.

Justification – The requirement for a 20-foot driveway should not be in the exception section but should be a stand-alone requirement.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #29

20.50.090 – Additions to existing single-family house - Standards

The proposed amendment is related to amendment #24 and deletes the provisions that allow a homeowner to add on and expand a home that is nonconforming to setbacks.

Justification – Additions to existing single-family house are allowed, within limits, to expand a non-conforming structure within a yard setback. The allowance is based on an existing, nonconforming façade that is more than 60% of the entire façade to be able to expand the nonconformance. The intent is to allow flexibility when retrofitting an existing structure but its standards are not logical or statistically based and are confusing to administer.

- 1) Why would we allow a nonconformance to expand?
- 2) Why is nonconformance greater than 60% needed to allow the expansion?
- 3) Therefore, why would a percentage less than 60% not be more qualified to expand since it would be less of a nonconformance, and

4) Why is there no limit to how much the nonconforming façade can expand?

There is no other nonconformance allowance for decks, hardscape, height, or lot coverage in the Development Code. SMC 20.30.280 – Nonconformance addresses this issue which limits structure expansion to the “degree of an existing nonconformity” and “limited to 50% of the use area (building coverage)”. The Development Code will provide greater flexibility, through amendment #24, by allowing only two, 5-foot side yard setbacks. By approving amendment #24, Table 20.50.020(1) regarding setbacks, property owners will have greater flexibility with other alternatives to expand their homes without expanding a nonconformance that is difficult to administer and is not logical.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #30

20.50.110 – Fences and walls - Standards

The proposed amendment will delete the suggestion that fences in the front yard be limited to 3.5 feet in height.

Justification – This provision is a design standard for appearance or defensible space. It is inconsistent with the allowance for 6-foot fences in all other yards of a residential property. It is also written as a recommendation and not as a requirement. The intent of the existing code can be met with the requirement for sight clearance standards and the preference of the property owner. Staff believes that the fence lower height limit is more a design standard for the purpose of street appeal. It also contradicts the code allowance for arbors in any setback up to 6 feet in height.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #31

20.50.240 – Site Design

The proposed amendment will delete the phrase “on private property”.

Justification – The phrase “on private property” is redundant and confusing. Buildings and parking structures are only developed on private property.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #32

20.50.330 – Project review and approval

This proposed Development Code amendment will add a statement about compliance with the City's Stormwater Manual. The proposed language is recommended to be updated based on the Department of Ecology's review of the code. All of the amendments are minor in nature and will help Shoreline comply with the City's NPDES Permit.

Justification – The Washington State Department of Ecology (DOE) NPDES Permit requires that we review, revise and make effective codes, rules, standards, or other enforceable documents to incorporate and require Low Impact Development (LID) principles and LID Best Management Practices (BMP) by December 31st 2016. The intent of the revisions is to make LID principles and green stormwater infrastructures the preferred and commonly-used approach to site development.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #33

20.50.390 – Minimum off-street parking requirements - Standards

This proposed amendment will match up the parking requirement for self-storage facilities with the ITE trip generation calculator for mini-warehouse uses, which do not generate as much parking as the City has been requiring.

Justification – The City uses the trip generation calculator to assess Transportation Impact Fees. This figure also matches more closely traffic impact analyses that have been prepared for such uses. The proposed minimum spaces required may look strange but that is the number cited by multiple parking demand studies submitted by various self-storage providers. For example, an 80,000 square foot self-storage facility would be required to provide 11 parking spaces.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #34

20.50.540(G) – Sign design

This is a minor amendment that will add a reference to the Community Renewal Area (Shoreline Place) sign design standards.

Justification – The Aurora Square Community Renewal Area is a special district and has a unique set of signage requirement. Staff recommends inserting a reference into

this section to point the reader to the specific sign regulations of the CRA because the sign code uses zones and the CRA is in the MB zone.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #35

20.70.020 – Engineering Development Manual.

The proposed Development Code amendment will strike the reference to SMC 12.10.100, which does not exist, and replace the reference with 12.10.015 which is the chapter that includes processes, design and construction criteria, inspection requirements, standard plans, and technical standards for engineering design related to the development of all streets and utilities and/or improved within the City. The remainder of the section will be deleted since the requirements for development are located in the Engineering Development Manual.

Justification – SMC 12.10.100 does not exist so the reference must be changed.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #36

20.70.430 – Undergrounding of electric and communication service connections.

Justification – The proposed Development Code amendment to Section 20.70.430 will clarify the language regarding the undergrounding of utilities from the Development Code. SMC 20.70.430 is unclear when undergrounding is required within the right-of-way and when it is required on private property.

Planning Commission/Staff recommendation – Staff recommends that this amendment be included in the 2016 Development Code amendment batch.

Update – Staff is proposing alternative language than what was discussed with the Planning Commission.

This Development Code section lists the development standards for undergrounding utilities on private property. The existing Development Code language is unclear and confusing as to when undergrounding is required in the right-of-way and when undergrounding is required on private property.

Since the Planning Commission recommendations on December 1, Planning & Community Development staff has had further discussions with the Public Works Department. The two departments agree that the two code sections below are not in conflict with each other as they each apply undergrounding regulations for private

property and the other for undergrounding in the right-of-way. Public Works has different situations when they need or require undergrounding or over-head service. The Planning & Community Development Department is responsible for regulating undergrounding on private property.

Based on conversations with Public Works, staff is proposing the below amendments to make it clear what rules apply to undergrounding on private property and what rules apply for undergrounding in the right-of-way.

Staff is proposing the following amendments:

A. Undergrounding required under this subchapter shall be limited to the service connection and new facilities located ~~within and directly serving the development from on private property the public right-of-way, excluding existing or relocated street crossings.~~ Undergrounding of service connections and new electrical and telecommunication facilities on private property shall be required with new development as follows:

1. All new nonresidential construction, including remodels and additions where the total value of the project exceeds 50 percent of the assessed valuation of the property and improvements and involves the relocation of service.
2. All new residential construction and new accessory structures or the creation of new residential lots.
3. Residential remodels and additions where the total value of the project exceeds 50 percent of the assessed valuation of the property and improvements and involves the relocation of the service connection to the structure.

~~B. C.~~ Conversion of a service connection from aboveground to underground shall not be required under this subchapter for:

1. The upgrade or change of location of electrical panel, service, or meter for existing structures not associated with a development application; and
2. New or replacement phone lines, cable lines, or any communication lines for existing structures not associated with a development application.

Staff is proposing “B” be renamed to “C” and moved to the end of the section. This makes it clear that all of the requirements above apply to “A” which are the requirements for undergrounding on private property.

~~C. B.~~ Undergrounding of service connections and new electrical and telecommunication facilities in the public right-of-way shall be required as defined in SMC Chapter 13.20 SMC, shall be required with new development as follows:

Amendment #37

20.100.020 – Aurora Square Community Renewal Area (CRA).

Justification – Council adopted the Aurora Square Community Renewal Area Planned Action in August 2015. The planned action contains development regulations, design standards, signage standards, residential unit thresholds, commercial building thresholds and other goals and policies to shape future development in that area. The proposed Development Code amendment will alert the reader to the planned action so specific development standards can be met.

The second amendment to this section will move “A” to SMC 20.50.021. There is only one regulation in this section that regulates the transition standards in the CRA. Staff believes this provision should be moved from this section and placed in SMC 20.50.021 where all the other transition standards are located. This will ensure that the transition standards in the CRA will not be overlooked since all of the transition area requirements will be in one place in the code.

Recommendation – Planning Commission recommends that this amendment be adopted.

Municipal Code Amendments

Amendment #1 (Proposed Ordinance No. 713)

SMC 16.10 – Shoreline Management Plan

This proposed amendment will repeal SMC Chapter 16.10 in its entirety.

Justification – SMC 16.10 was the chapter that regulated the City’s Shoreline Master Program which referred to King County’s regulations as Shoreline did not have its own program. The Council adopted the City’s own Shoreline Master Program in 2013, making Chapter 16.10 unnecessary.

Recommendation – Planning Commission recommends that this amendment be adopted.

Amendment #2 (Proposed Ordinance No. 714)

SMC 16.20 – Fee Schedule

This proposed amendment will delete SMC Chapter 16.20 in its entirety.

Justification - On August 12, 1996, the Shoreline City Council adopted Ordinance No. 101, revising fees for land use and building permit development applications which were codified as Shoreline Municipal Code Chapter 16.20. On February 28, 2000, the Shoreline City Council adopted Ordinance No. 230 establishing Title 20 Unified Development Code of the Shoreline Municipal Code. Given the enactment of Title 20,

the provisions of Shoreline Municipal Code Chapter 16.20 Fee Schedule are no longer necessary as all of the City's fees are codified in SMC Chapter 3.01.

Recommendation – Planning Commission recommends that this amendment be adopted.

RESOURCE/FINANCIAL IMPACT

The proposed amendments have no direct financial impact to the City.

RECOMMENDATION

There is no formal staff recommendation at this time. Staff will present Planning Commission's recommendation on each of the proposed Development Code amendments on February 6, 2017 when these ordinances are brought back to Council for potential adoption.

ATTACHMENTS

Attachment A – Proposed Ordinance No. 767
Attachment A, Exhibit A – Proposed Development Code Batch Amendments
Attachment B – Proposed Ordinance No. 713
Attachment C – Proposed Ordinance No. 714

ORDINANCE NO. 767

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON AMENDING CERTAIN SECTIONS OF THE SHORELINE MUNICIPAL CODE TITLE 20, THE UNIFIED DEVELOPMENT CODE, REPRESENTING THE 2016 DEVELOPMENT CODE BATCH AMENDMENTS WHICH CLARIFY EXISTING REGULATIONS, REDUCE CONFUSION, CODIFY ADMINISTRATIVE ORDERS, ADDRESS SOUND TRANSIT DEVELOPMENT ACTIVITES, RESPOND TO CHANGES IN STATE LAW, AND REFLECT THE CHANGING NEEDS OF THE CITY.

WHEREAS, the City of Shoreline is a non-charter optional municipal code city as provided in Title 35A RCW, incorporated under the laws of the state of Washington, and planning pursuant to the Growth Management Act, Title 36.70A RCW; and

WHEREAS, in 2000 the City adopted Shoreline Municipal Code Title 20, the Unified Development Code; and

WHEREAS, Title 20 has been amended on several occasions since it original adoption; and

WHEREAS, pursuant to RCW 36.70A.370, the City has utilized the process established by the Washington State Attorney General so as to assure the protection of private property rights; and

WHEREAS, pursuant to RCW 36.70A.106, the City has provided the Washington State Department of Commerce with a 60-day notice of its intent to adopt the amendment(s) to its Unified Development Code; and

WHEREAS, the environmental impacts of the amendments to the Unified Development Code resulted in the issuance of a Determination of Non-Significance (DNS) on October 13, 2016; and

WHEREAS, on September 15, 2016 and on November 3, 2016, the City of Shoreline Planning Commission reviewed the proposed Development Code amendments; and

WHEREAS, on December 1, 2016, the City of Shoreline Planning Commission held a public hearing on the proposed Development Code amendments so as to receive public testimony; and

WHEREAS, at the conclusion of public hearing, the City of Shoreline Planning Commission voted to recommend approval of the Development Code amendments as presented by Staff to the City Council; and

WHEREAS, on January 9, 2017, the City Council held a study session on the proposed Development Code amendments; and

WHEREAS, the City Council has considered the entire public record, public comments, written and oral, and the Planning Commission's recommendation; and

WHEREAS, the City provided public notice of the amendments and the public hearing as provided in SMC 20.30.070; and

WHEREAS, the City Council has determined that the amendments are consistent with and implement the Shoreline Comprehensive Plan and serves the purpose of the Unified Development Code as set forth in SMC 20.10.020;

THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Amendment. Title 20 of the Shoreline Municipal Code, Unified Development Code, is amended as set forth in Exhibit A to this Ordinance.

Section 2. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and/or the Code Reviser are authorized to make necessary corrections to this ordinance, including the corrections of scrivener or clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering and references.

Section 3. Severability. Should any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any person or situation.

Section 4. Publication and Effective Date. A summary of this Ordinance consisting of the title shall be published in the official newspaper. This Ordinance shall take effect five days after publication.

PASSED BY THE CITY COUNCIL ON THE 6TH DAY OF FEBRUARY, 2017.

Mayor Christopher Roberts

ATTEST:

APPROVED AS TO FORM:

Jessica Simulcik-Smith
City Clerk

Margaret King
City Attorney

Date of Publication: , 2017
Effective Date: , 2017

**ORDINANCE NO. 767 - Attachment A - Exhibit A
DEVELOPMENT CODE AMENDMENTS**

Amendment #1

20.20.016 – D Definitions

Dwelling, Apartment	A building containing three or more <u>multiple</u> dwelling units that <u>are usually</u> may be are located above other units in a multi-unit configuration.
Dwelling, Duplex	A house containing two individual single-family dwelling units that are separated from each other by one-hour fire wall or floor but not including approved accessory dwelling unit.
Dwelling, Live/Work	A structure or portion of a structure: (1) that combines a residential dwelling with a commercial use in a space for an activity that is allowed in the zone; and (2) where the commercial or manufacturing activity conducted takes place subject to a valid business license associated with the premises. (Ord. 706 § 1 (Exh. A), 2015).
Dwelling, Multifamily	<u>Multifamily dwellings are separate housing units contained within one building or several buildings within one complex. Multifamily dwellings may have units located above other units. Apartments and mixed-use buildings with apartments are considered multifamily dwellings.</u> include: townhouses, apartments, mixed-use buildings, single-family attached, and more than two duplexes located on a single parcel. (Ord. 631 § 1 (Exh. 1), 2012; Ord. 299 § 1, 2002).
Dwelling, Single-Family Attached	A building containing three or more <u>more than one</u> dwelling unit attached by common vertical wall(s), such as townhouse(s), rowhouses, and <u>duplex(s)</u> . Single-family attached dwellings shall not have units located one over another (except duplexes may be one unit over the other). (Ord. 469 § 1, 2007).
Dwelling, Single-Family Detached	A house containing one dwelling unit that is not attached to any other dwelling, except approved accessory dwelling unit.
Dwelling, Townhouse	A one-family dwelling in a row of at least three such units in which each unit has its own front and rear access to the outside, no unit is located over another unit, and each unit is separated from any other unit by one or more vertical common fire-resistant walls. Townhomes may be located on a separate (fee simple) lot or several units may be located on a common parcel. Townhomes are considered single-family attached dwellings or multifamily dwellings.

Amendment #2

20.20.026 – I Definitions

Impervious Surface: A ~~hard~~ non-vegetated surface area which either prevents or retards the entry of water into the soil mantle as under natural conditions prior to development. A hard surface area which causes water to run off the surface in greater quantities or at an increased rate of flow from the flow present under natural conditions prior to development. Common impervious surfaces include, but are not limited to, roof tops, walkways, patios, driveways, parking lots or storage areas, concrete or asphalt paving, gravel roads, packed earthen materials, and oiled, macadam or other surfaces which similarly impede the natural infiltration of stormwater.

Amendment #3

20.20.040 – P Definitions

Private Stormwater Management Facility – A surface water control structure installed by a project proponent to retain, detain, infiltrate or otherwise limit runoff from an individual or group of developed sites specifically served by such structure.

Amendment #4

20.20.046 – S Definitions

Stormwater Manual: The most recent version of the Stormwater Management Manual for Western Washington published by Washington Department of Ecology (“Stormwater Manual”).

Amendment #5

20.20.050 – U Definitions

Unit Lot Development (ULD) – A Unit Lot Development (also known as a “Fee Simple lot”) is the subdivision of land for single-family attached dwelling units, such as townhouses, rowhouses, or other single-family attached dwellings, or any combination of the above types of single-family attached dwelling units in all zones in which these uses are permitted.

Amendment #6

Table 20.30.040 – Summary of Type A Actions and Target Time Limits for Decision, and Appeal Authority

Action Type	Target Time Limits for Decision (Calendar Days)	Section
Type A:		
1. Accessory Dwelling Unit	30 days	20.40.120, 20.40.210
2. Lot Line Adjustment including Lot Merger	30 days	20.30.400
3. Building Permit	120 days	All applicable standards
4. Final Short Plat	30 days	20.30.450
5. Home Occupation , Bed and Breakfast, Boarding House	120 days	20.40.120, 20.40.250, 20.40.260, 20.40.400
6. Interpretation of Development Code	15 days	20.10.050, 20.10.060, 20.30.020
7. Right-of-Way Use	30 days	12.15.010 – 12.15.180
8. Shoreline Exemption Permit	15 days	Shoreline Master Program
9. Sign Permit	30 days	20.50.530 – 20.50.610
10. Site Development Permit	60 days	20.20.046, 20.30.315, 20.30.430
11. Deviation from Engineering Standards	30 days	20.30.290
12. Temporary Use Permit	15 days	20.30.295
13. Clearing and Grading Permit	60 days	20.50.290 – 20.50.370
14. Administrative Design Review	28 days	20.30.297
15. Floodplain Development Permit	30 days	13.12.700
16. Floodplain Variance	30 days	13.12.800
17. Planned Action Determination	14 days	20.30.360

Amendment #7

20.30.160 – Expiration of Vested Status of Land Use Permits and Approvals

Except for subdivisions, ~~and~~ master development plans and Special Use Permits for Public Agency uses or where a different duration of approval is indicated in this Code, vested status of an approved land use permit under Type A, B, and C actions shall expire two years from the date of the City’s final decision, unless a complete building permit application is filed before the

end of the two-year term. In the event of an administrative or judicial appeal, the two-year term shall not expire. Continuance of the two-year period may be reinstated upon resolution of the appeal.

If a complete building permit application is filed before the end of the two-year term, the vested status of the permit shall be automatically extended for the time period during which the building permit application is pending prior to issuance; provided, that if the building permit application expires or is canceled, the vested status of the permit or approval under Type A, B, and C actions shall also expire or be canceled. If a building permit is issued and subsequently renewed, the vested status of the subject permit or approval under Type A, B, and C actions shall be automatically extended for the period of the renewal.

Amendment #8

20.30.280 – Nonconformance.

A. Any use, structure, lot or other site improvement (e.g., landscaping or signage), which was legally established prior to the effective date of a land use regulation that rendered it nonconforming, shall be considered nonconforming if:

1. The use is now prohibited or cannot meet use limitations applicable to the zone in which it is located; or
2. The use or structure does not comply with the development standards or other requirements of this code;
3. A change in the required permit review process shall not create a nonconformance.

B. Abatement of Illegal Use, Structure or Development. Any use, structure, lot or other site improvement not established in compliance with use, lot size, building, and development standards in effect at the time of establishment shall be deemed illegal and shall be discontinued or terminated and subject to removal.

C. Continuation and Maintenance of Nonconformance. A nonconformance may be continued or physically maintained as provided by this code.

1. Any nonconformance that is brought into conformance for any period of time shall forfeit status as a nonconformance.

2. Discontinuation of Nonconforming Use. A nonconforming use shall not be resumed when abandonment or discontinuance extends for 12 consecutive months.

3. Repair or Reconstruction of Nonconforming Structure. Any structure nonconforming as to height or setback standards may be repaired or reconstructed; provided, that:

- a. The extent of the previously existing nonconformance is not increased;
- b. The building permit application for repair or reconstruction is submitted within 12 months of the occurrence of damage or destruction; and

c. The provisions of Chapter 13.12 SMC, Floodplain Management, are met when applicable.

4. Modifications to Nonconforming Structures. Modifications to a nonconforming structure may be permitted; provided, the modification does not increase the area, height or degree of an existing nonconformity. ~~Single-family additions shall be limited to 50 percent of the use area or 1,000 square feet, whichever is lesser (up to R-6 development standards), and shall not require a conditional use permit in the MUR-45' and MUR-70' zones.~~ Modification of structures that are nonconforming with regards to critical areas may only be permitted consistent with SMC 20.80.040.

D. Expansion of Nonconforming Use. A nonconforming use may be expanded subject to approval of a conditional use permit unless the indexed supplemental criteria (SMC 20.40.200) require a special use permit for expansion of the use under the code. A nonconformance with the development standards shall not be created or increased and the total expansion shall not exceed 10 percent of the use area. Single-family additions shall be limited to 50 percent of the use area or 1,000 square feet, whichever is lesser (up to R-6 development standards), and shall not require a conditional use permit in the MUR-45' and MUR-70' zones.

E. Nonconforming Lots. Any permitted use may be established on an undersized lot, which cannot satisfy the lot size or width requirements of this code; provided, that:

1. All other applicable standards of the code are met; or a variance has been granted;
2. The lot was legally created and satisfied the lot size and width requirements applicable at the time of creation;
3. The lot cannot be combined with contiguous undeveloped lots to create a lot of required size;
4. No unsafe condition is created by permitting development on the nonconforming lot; and
5. The lot was not created as a "special tract" to protect critical area, provide open space, or as a public or private access tract.

F. Nonconformance Created by Government Action.

1. Where a lot, tract, or parcel is occupied by a lawful use or structure, and where the acquisition of right-of-way, by eminent domain, dedication or purchase, by the City or a County, State, or Federal agency creates noncompliance of the use or structure regarding any requirement of this code, such use or structure shall be deemed lawful and subject to regulation as a nonconforming use or structure under this section.

2. Existing signs that are nonconforming may be relocated on the same parcel if displaced by government action provided setback standards are met to the extent feasible. If an existing conforming or nonconforming sign would have setbacks reduced below applicable standards as a result of government action, the sign may be relocated on the same parcel to reduce the setback nonconformity to the extent feasible. To be consistent with SMC 20.50.590(A), the signs shall not be altered in size, shape, or height.

3. A nonconforming lot created under this subsection shall qualify as a building site pursuant to RCW 58.17.210, provided the lot cannot be combined with a contiguous lot(s) to create a conforming parcel.

G. Change of Use – Single Tenant.

If any applicant proposes a change of use on a lot used or occupied by a single tenant or use, the applicant shall meet those code provisions determined by the Director to be reasonably

related and applicable to the change in use. These provisions shall apply to the entire lot. If the development is nonconforming due to the number of parking spaces provided for the existing use, any change in use, which requires more parking than the previous use, shall provide additional parking consistent with current code parking requirements.

H. Change of Use – Multi-Tenant.

If any applicant proposes a change of use on a portion of a lot occupied by multiple tenants or uses, the applicant shall meet those code provisions determined by the Director to be reasonably related and applicable to the change in use. These provisions shall apply only to that geographic portion of the lot related to the use or tenant space on which the change is proposed. If the multi-tenant lot is nonconforming due to the number of parking spaces provided for the existing uses, any change in use, which requires more parking than the previous use, shall provide additional parking consistent with current code parking requirements.

Amendment #9

20.30.290 – Deviation from the engineering standards (Type A action).

A. Purpose. Deviation from the engineering standards is a mechanism to allow the City to grant an adjustment in the application of engineering standards where there are unique circumstances relating to the proposal.

B. Decision Criteria. The Director of Public Works shall grant an engineering standards deviation only if the applicant demonstrates all of the following:

Amendment #10

20.30.330 – Special Use Permit – SUP (Type C Action)

A. Purpose. The purpose of a special use permit is to allow a permit granted by the City to locate a regional land use including essential public facilities on unclassified lands, unzoned lands, or when not specifically allowed by the zoning of the location, but that provides a benefit to the community and is compatible with other uses in the zone in which it is proposed. The special use permit may be granted subject to conditions placed on the proposed use to ensure compatibility with adjacent land uses. The special use permit shall not be used to preclude the siting of an essential public facility.

B. Decision Criteria (Applies to All Special Uses). A special use permit shall be granted by the City, only if the applicant demonstrates that:

1. The use will provide a public benefit or satisfy a public need of the neighborhood, district, City or region;
2. The characteristics of the special use will be compatible with the types of uses permitted in surrounding areas;

3. The special use will not materially endanger the health, safety and welfare of the community;
4. The proposed location shall not result in either the detrimental over-concentration of a particular use within the City or within the immediate area of the proposed use, unless the proposed use is deemed a public necessity;
5. The special use is such that pedestrian and vehicular traffic associated with the use will not be hazardous or conflict with existing and anticipated traffic in the neighborhood;
6. The special use will be supported by adequate public facilities or services and will not adversely affect public services to the surrounding area or conditions can be established to mitigate adverse impacts;
7. The location, size and height of buildings, structures, walls and fences, and screening vegetation for the special use shall not hinder or discourage the appropriate development or use of neighboring properties;
8. The special use is not in conflict with the basic purposes of this title; and
9. The special use is not in conflict with the standards of the critical areas regulations, Chapter 20.80 SMC, Critical Areas, or Shoreline Master Plan, SMC Title 20, Division II.

C. Decision Criteria (Light Rail Transit Facility/System Only). In addition to the criteria in subsection B of this section, a special use permit for a light rail transit system/facilities located anywhere in the City may be granted by the City only if the applicant demonstrates the following standards are met:

1. The proposed light rail transit system/facilities uses energy efficient and environmentally sustainable architecture and site design consistent with the City's guiding principles for light rail system/facilities and Sound Transit's design criteria manual used for all light rail transit facilities throughout the system and provides equitable features for all proposed light rail transit system/facilities;
2. The use will not result in, or will appropriately mitigate, adverse impacts on City infrastructure (e.g., roads, sidewalks, bike lanes (as confirmed by the performance of an access assessment report or similar assessment) to ensure that the City's transportation system (motorized and nonmotorized) will be adequate to safely support the light rail transit system/facility development proposed. If capacity or infrastructure must be increased to meet the decision criteria set forth in this subsection C, then the applicant must identify a mitigation plan for funding or constructing its proportionate share of the improvements; and
3. The applicant demonstrates that the design of the proposed light rail transit system/facility is generally consistent with the City's guiding principles for light rail system/facilities.

D. Vesting of Special Use Permits requested by Public Agencies. A public agency may, at the time of application or at any time prior to submittal of the SUP application to the City Hearing Examiner, request a modification in the vesting expiration provisions of SMC 20.30.160, allowing for vesting of the SUP for a period of up to five years from the date of hearing examiner

approval or, if the SUP provides for phased development, for a period of up to ten years from date of hearing examiner approval. If permitted, the expiration date for vesting shall be set forth as a condition in the SUP.

Amendment #11

20.30.357 – Planned Action Determination

Purpose. The purpose of a planned action determination is decide if a project qualifies as a planned action project thereby not requiring additional substantive and procedural review under SEPA .

Decision criteria. For a site-specific project to qualify as a planned action, the applicant shall submit a Planned Action Determination Checklist on a form prescribed and provided by the Department and demonstrate that:

1. The project is located within one of the City's designated Planned Action Areas;
2. The uses and activities of the project are consistent with qualifying land use categories described in the relevant Planned Action EIS;
3. The project is within and does not exceed the planned action thresholds established for the relevant Planned Action Area;
4. The project is consistent with the Shoreline Municipal Code and the Shoreline Comprehensive Plan, including any goals and policies applicable to the Planned Action Area;
5. If applicable, the project's significant adverse environmental impacts have been identified in the relevant Planned Action EIS;
6. If applicable, the project's significant adverse environmental impacts have been mitigated by application of mitigation measures identified for the Planned Action Area and other applicable City regulations, together with any conditions, modifications, variances, or special permits that may be required;
7. The project complies with all applicable local, state, and/or federal laws and regulations and the SEPA Responsible Official determines that these constitute adequate mitigation; and
8. The project is not an essential public facility as defined by RCW 36.70A.200, unless the essential public facility is accessory to or part of a development that is designated as a planned action project.

Amendment #12

20.30.380 – Subdivision Categories

~~A.— Lot Line Adjustment:— A minor reorientation of a lot line between existing lots to correct an encroachment by a structure or improvement to more logically follow topography or other natural features, or for other good cause, which results in no more lots than existed before the lot line adjustment.~~

~~A.-B.~~ Short Subdivision: A subdivision of nine or fewer lots.

~~B.-C.~~ Formal Subdivision: A subdivision of 10 or more lots.

~~C.-D.~~ Binding Site Plan: A land division for commercial, industrial, and mixed use type of developments.

Note: When reference to “subdivision” is made in this Code, it is intended to refer to both “formal subdivision” and “short subdivision” unless one or the other is specified.

Amendment #13

20.30.410 – Preliminary subdivision review procedures and criteria.

The short subdivision may be referred to as a short plat – Type B action.

The formal subdivision may be referred to as long plat – Type C action.

Time limit: A final short plat or final long plat meeting all of the requirements of this chapter and Chapter 58.17 RCW shall be submitted for approval within the time frame specified in RCW 58.17.140.

Review criteria: The following criteria shall be used to review proposed subdivisions:

A. Environmental.

1. Where environmental resources exist, such as trees, streams, geologic hazards, or wildlife habitats, the proposal shall be designed to fully implement the goals, policies, procedures and standards of the critical areas regulations, Chapter 20.80 SMC, Critical Areas, and the tree conservation, land clearing, and site grading standards sections.

2. The proposal shall be designed to minimize grading by using shared driveways and by relating street, house site and lot placement to the existing topography.

3. Where conditions exist which could be hazardous to the future residents of the land to be divided, or to nearby residents or property, such as floodplains, landslide hazards, or unstable soil or geologic conditions, a subdivision of the hazardous land shall be denied unless the condition can be permanently corrected, consistent with subsections (A)(1) and (2) of this section, Chapter 20.80 SMC Critical Areas, and Chapter 13.12 SMC, Floodplain Management.

4. Low Impact Development (LID) techniques shall be applied where feasible to minimize impervious areas, manage storm water, preserve on-site natural features, native vegetation, open space and critical areas.

B. Lot and Street Layout.

1. Lots shall be designed to contain a usable building area. If the building area would be difficult to develop, the lot shall be redesigned or eliminated, unless special conditions can be imposed that will ensure the lot is developed consistent with the standards of this Code and does not create nonconforming structures, uses or lots.
2. Lots shall not front on primary or secondary highways unless there is no other feasible access. Special access provisions, such as, shared driveways, turnarounds or frontage streets may be required to minimize traffic hazards.
3. Each lot shall meet the applicable dimensional requirements of the Code.
4. Pedestrian walks or bicycle paths shall be provided to serve schools, parks, public facilities, shorelines and streams where street access is not adequate.

C. Dedications and Improvements.

1. The City may require dedication of land in the proposed subdivision for public use.
2. Only the City may approve a dedication of park land.
3. In addition, the City may require dedication of land and improvements in the proposed subdivision for public use under the standards of Chapter 20.60 SMC, Adequacy of Public Facilities, and Chapter 20.70 SMC, Engineering and Utilities Development Standards, necessary to mitigate project impacts to utilities, rights-of-way, and stormwater systems.
 - a. Required improvements may include, but are not limited to, streets, curbs, pedestrian walks and bicycle paths, critical area enhancements, sidewalks, street landscaping, water lines, sewage systems, drainage systems and underground utilities.

D. Unit Lot Development.

1. The provisions of this subsection apply exclusively to Unit Lot Developments for single-family attached dwelling units or zero lot line developments in all zones in which these uses are permitted.
2. Unit Lot Developments may be subdivided into individual unit lots. The development as a whole shall meet development standards applicable at the time the permit application is vested.
3. As a result of the subdivision, development on individual unit lots may modify standards in SMC 20.50.020 Exception 2.

4. Access easements and joint use and maintenance agreements shall be executed for use of a common garage or parking area, common open space, and other similar features, to be recorded with King County Records and Licensing Services Division.
5. Within the parent lot or overall site, required parking for a dwelling unit may be provided on a different unit lot than the lot with the dwelling unit, as long as the right to use that parking is formalized by an easement on the plat, to be recorded with King County Records and Licensing Services Division.
6. The unit lot is not a separate buildable lot, and that additional development of the individual unit lots may be limited as a result of the application of development standards to the parent lot and shall be noted on the plat, to be recorded with King County Records and Licensing Services Division.
7. The applicant shall record a covenant on the plat that states, "These units will be considered individual units and part of one structure that cannot be segregated from one another. A unit lot development is defined as one building or one structure in the International Building Code and International Fire Code and National Electrical Code".

Amendment #14

20.30.470 – Further division – Short subdivisions.

A further division of any lot created by a short subdivision shall be reviewed as and meet the requirements of this subchapter for formal subdivision if the further division is proposed within five years from the date the final plat was filed for record; provided, however, that when a short plat contains fewer than nine ~~four~~ parcels, nothing in this subchapter shall be interpreted to prevent the owner who filed the original short plat, from filing a revision thereof within the five-year period in order to create up to a total of nine ~~four~~ lots within the original short subdivision boundaries.

Table 20.40.120 Residential Uses

NAICS #	SPECIFIC LAND USE	R4- R6	R8- R12	R18- R48	TC-4	NB	CB	MB	TC-1, 2 & 3
RESIDENTIAL GENERAL									
	Accessory Dwelling Unit	P-i	P-i	P-i	P-i	P-i	P-i	P-i	P-i
	Affordable Housing	P-i	P-i	P-i	P-i	P-i	P-i	P-i	P-i
	Apartment		C	P	P	P	P	P	P
	Duplex <u>Amendment #15</u>	P-i	P-i	P-i	P-i	P-i	-	-	-

Table 20.40.120 Residential Uses

NAICS #	SPECIFIC LAND USE	R4- R6	R8- R12	R18- R48	TC-4	NB	CB	MB	TC-1, 2 & 3
	Home Occupation	P-i	P-i	P-i	P-i	P-i	P-i	P-i	P-i
	Manufactured Home	P-i	P-i	P-i	P-i				
	Mobile Home Park	P-i	P-i	P-i	P-i				
	Single-Family Attached	P-i	P	P	P	P			
	Single-Family Detached	P	P	P	P				

P = Permitted Use
C = Conditional Use

S = Special Use
-i = Indexed Supplemental Criteria

20.40.130 Nonresidential uses.

Table 20.40.130 Nonresidential Uses

NAICS #	SPECIFIC LAND USE	R4- R6	R8- R12	R18- R48	TC-4	NB	CB	MB	TC-1, 2 & 3
RETAIL/SERVICE									
532	Automotive Rental and Leasing						P	P	P only in TC-1
81111	Automotive Repair and Service					P	P	P	P only in TC-1
451	Book and Video Stores/Rental (excludes Adult Use Facilities)			C	C	P	P	P	P
513	Broadcasting and Telecommunications							P	P
812220	Cemetery, Columbarium	C-i	C-i	C-i	C-i	P-i	P-i	P-i	P-i
	Houses of Worship	C	C	P	P	P	P	P	P
	Construction Retail, Freight, Cargo Service							P	
	Daycare I Facilities	P-i	P-i	P	P	P	P	P	P

Table 20.40.130 Nonresidential Uses

NAICS #	SPECIFIC LAND USE	R4-R6	R8-R12	R18-R48	TC-4	NB	CB	MB	TC-1, 2 & 3
	Daycare II Facilities	P-i	P-i	P	P	P	P	P	P
722	Eating and Drinking Establishments (Excluding Gambling Uses)	C-i	C-i	C-i	C-i	P-i	P-i	P-i	P-i
812210	Funeral Home/Crematory	C-i	C-i	C-i	C-i		P-i	P-i	P-i
447	Fuel and Service Stations <u>Amendment #16</u>					P	P	P	P
	General Retail Trade/Services					P	P	P	P
811310	Heavy Equipment and Truck Repair							P	
481	Helistop			S	S	S	S	C	C
485	Individual Transportation and Taxi						C	P	P only in TC-1
812910	Kennel or Cattery						C-i	P-i	P-i
	Library Adaptive Reuse	P-i	P-i	P-i	P-i	P-i	P-i	P-i	P-i
31	Light Manufacturing <u>Amendment #17</u>							P S	P
	Marijuana Operations – Medical Cooperative	P	P	P	P	P	P	P	P
	Marijuana Operations – Retail					P	P	P	P
	Marijuana Operations – Processor							S	P
	Marijuana Operations – Producer							P	
441	Motor Vehicle and Boat Sales							P	P only in TC-1
	Professional Office			C	C	P	P	P	P
5417	Research, Development and Testing							P	P
484	Trucking and Courier Service						P-i	P-i	P-i

Table 20.40.130 Nonresidential Uses

NAICS #	SPECIFIC LAND USE	R4- R6	R8- R12	R18- R48	TC- 4	NB	CB	MB	TC-1, 2 & 3
541940	Veterinary Clinics and Hospitals			C-i		P-i	P-i	P-i	P-i
	Warehousing and Wholesale Trade							P	
	Wireless Telecommunication Facility	P-i	P-i	P-i	P-i	P-i	P-i	P-i	P-i
P = Permitted Use		S = Special Use							
C = Conditional Use		-i = Indexed Supplemental Criteria							

20.40.160 Station Area Uses

NAICS #	SPECIFIC LAND USE	MUR-35'	MUR-45'	MUR-70'
RESIDENTIAL				
	Accessory Dwelling Unit	P-i	P-i	P-i
	Affordable Housing	P-i	P-i	P-i
	Apartment	P	P	P
	Bed and Breakfast	P-i	P-i	P-i
	Boarding House	P-i	P-i	P-i
	Duplex, Townhouse, Rowhouse Amendment #18	P-i	P-i	P-i
	Home Occupation	P-i	P-i	P-i
	Hotel/Motel			P
	Live/Work	P (Adjacent to Arterial Street)	P	P
	Microhousing			
	Single-Family Attached	P-i	P-i	P-i
	Single-Family Detached	P-i		

Amendment #19

20.40.230 – Affordable housing

- A. Provisions for density bonuses for the provision of affordable housing apply to all land use applications, except the following which are not eligible for density bonuses: (a) the construction of one single-family dwelling on one lot that can accommodate only one dwelling based upon the underlying zoning designation, (b) and provisions for accessory dwelling units, and (c) ~~projects which are limited by the critical areas regulations, Chapter 20.80 SMC, Critical Areas, or Shoreline Master Program, SMC Title 20, Division II.~~
5. All land use applications for which the applicant is seeking to include the area designated as a critical area ~~overlay district~~ in the density calculation shall satisfy the requirements of this Code. The applicant shall enter into a third party contract with a qualified ~~consultant~~ professional and the City to address the requirements of the critical area ~~overlay district chapter regulations, Chapter 20.80 SMC, Critical Areas, or Shoreline Master Program, SMC Title 20, Division II.~~

Amendment #20

20.40.240 – Animals – Keeping of

- F. Beekeeping is limited as follows:
1. Beehives are limited to no more than four hives, each with only one swarm, on sites less than 20,000 square feet.
 2. ~~Hives must be at least 25 feet from any property line; if the lot width or depth does not allow for 25 feet per side, then the hive may be placed in the center of the widest point of the lot on a lot, so long as it is at least 50 feet wide.~~
 2. Hives shall not be located within 25 feet of any lot line except when situated 8 feet or more above the grade immediately adjacent to the grade of the lot on which the hives are located or when situated less than 8 feet above the adjacent existing lot grade and behind a solid fence or hedge six (6) feet high parallel to any lot line within 25 feet of a hive and extending at least 20 feet beyond the hive in both directions.
 3. Must register with the Washington State Department of Agriculture.
 4. Must be maintained to avoid overpopulation and swarming.

Amendment #21
20.40.340 – Duplex.

~~Duplex may be permitted in R-4 and R-6 zones subject to compliance with dimensional and density standards for applicable R-4 or R-6 zone and subject to single-family residential design standards.~~

~~More than two duplexes on a single parcel are subject to multifamily and single-family attached residential design standards.~~

Amendment #22
20.40.510 – Single-family attached dwellings.

~~A. Single-family attached dwellings include triplexes and townhouses.~~

~~B. Single-family attached dwellings in R-4 and R-6 zones shall comply with applicable R-4 and R-6 dimensional and density standards, and multifamily single-family residential design standards.~~

~~C. Single-family attached dwellings shall comply with one or more of the following:~~

- ~~1. The development of the attached dwelling units enable protection and retention of windfirm trees; or~~
- ~~2. The development of the attached dwelling units enable preservation of scenic vistas; or~~
- ~~3. The development of the attached dwelling units enable creation of buffers along fish and wildlife habitat conservation areas and wetlands; or~~
- ~~4. The development of the attached dwelling units enable creation of buffers among incompatible uses; or~~
- ~~5. The development of the attached dwelling units protects slopes steeper than 15 percent; or~~
- ~~6. The development of the attached dwelling units would allow for retention of natural or historic features.~~

~~B. D. The single-family attached dwelling development shall not result in greater density than would otherwise be permitted on site. (Ord. 238 Ch. IV § 3(B), 2000).~~

Amendment #23
20.40.600 – Wireless Telecommunications Facilities/ Satellite Dish and Antennas

4. Wireless telecommunication facilities located on structures within the City of Shoreline rights-of-way shall satisfy the following requirements and procedures:

- a. Only wireless telecommunication providers holding a valid franchise in accordance with SMC 12.25.030 shall be eligible to apply for a right-of-way permit, which shall be required prior to installation in addition to other permits specified in this chapter. Obtaining a right-of-way site permit in accordance with this title may be an alternative to obtaining both a franchise and a right-of-way permit for a single facility at a specific location.
- b. All supporting ground equipment located within a public right-of-way shall be placed underground or, if located on private property, shall comply with all development standards of the applicable zone.
- c. To determine allowed height under subsection (F)(2) of this section, the zoning height of the zone adjacent to the right-of-way shall extend to the centerline except where the right-of-way is classified by the zoning map. An applicant shall have no right to appeal an administrative decision denying a variance from height limitations for wireless facilities to be located within the right-of-way.
- d. ~~A notice of decision issued for a right-of-way permit shall be distributed using procedures for an application. Parties of record may appeal the approval to the Hearing Examiner but not the denial of a permit.~~

Amendment #24 and #25

20.50.020 – Dimensional requirements.

A. Table 20.50.020(1) – Densities and Dimensions in Residential Zones.

Note: Exceptions to the numerical standards in this table are noted in parentheses and described below.

Residential Zones								
STANDARDS	R-4	R-6	R-8	R-12	R-18	R-24	R-48	TC-4
Base Density: Dwelling Units/Acre	4 du/ac	6 du/ac (7)	8 du/ac	12 du/ac	18 du/ac	24 du/ac	48 du/ac	Based on bldg. bulk limits
Min. Density	4 du/ac	4 du/ac	4 du/ac	6 du/ac	8 du/ac	10 du/ac	12 du/ac	Based on bldg. bulk limits
Min. Lot Width (2)	50 ft	50 ft	50 ft	30 ft	30 ft	30 ft	30 ft	N/A
Min. Lot Area (2) (13)	7,200 sq ft	7,200 sq ft	5,000 sq ft	2,500 sq ft	2,500 sq ft	2,500 sq ft	2,500 sq ft	N/A
Min. Front Yard Setback (2) (3)	20 ft	20 ft	10 ft	10 ft	10 ft	10 ft	10 ft	10 ft
Min. Rear Yard Setback (2) (4)	15 ft	15 ft	5 ft	5 ft	5 ft	5 ft	5 ft	5 ft

Residential Zones								
STANDARDS	R-4	R-6	R-8	R-12	R-18	R-24	R-48	TC-4
(5)								
Min. Side Yard Setback (2) (4) (5)	5 ft min. and 15 ft total sum of two	5 ft min. and 15 ft total sum of two	5 ft	5 ft	5 ft	5 ft	5 ft	5 ft
Base Height (9)	30 ft (35 ft with pitched roof)	30 ft (35 ft with pitched roof)	35 ft	35 ft	35 ft (40 ft with pitched roof)	35 ft (40 ft with pitched roof)	35 ft (40 ft with pitched roof) (8)	35 ft
Max. Building Coverage (2) (6)	35%	35%	45%	55%	60%	70%	70%	N/A
Max. Hardscape (2) (6)	45%	50%	65%	75%	85%	85%	90%	90%

Table 20.50.020(2) – Densities and Dimensions in Mixed-Use Residential Zones.

Note: Exceptions to the numerical standards in this table are noted in parentheses and described below.

Table 20.50.020(2) Dimensional Standards for MUR Zones

STANDARDS	MUR-35'	MUR-45'	MUR-70' (10)
Base Density: Dwelling Units/Acre	N/A	N/A	N/A
Min. Density	12 du/ac(16)	18 du/ac	48 du/ac
Min. Lot Width (2)	N/A	N/A	N/A
Min. Lot Area (2)	N/A	N/A	N/A
Min. Front Yard Setback (2) (3)	0 ft if located on an arterial street 10 ft on nonarterial street Up to 20 ft if located on 145 th Street (14)	15 ft if located on 185 th Street (14) 0 ft if located on an arterial street 10 ft on nonarterial street Up to 20 ft if located on 145 th Street (14)	Up to 15 ft if located on 185 th Street (14) Up to 20 ft if located on 145 th Street (14) 0 ft if located on an arterial street 10 ft on nonarterial street

STANDARDS	MUR-35'	MUR-45'	MUR-70' (10)
Min. Rear Yard Setback (2) (4) (5)	5 ft	5 ft	5 ft
Min. Side Yard Setback (2) (4) (5)	5 ft	5 ft	5 ft
Base Height (9)	35 ft (15)	45 ft (15)	70 ft (11) (12)(15)
Max. Building Coverage (2) (6)	N/A	N/A	N/A
Max. Hardscape (2) (6)	85%	90%	90%

Exceptions to Table 20.50.020(1) and Table 20.50.020(2):

(1) *Repealed by Ord. 462.*

(2) *These standards may be modified to allow zero lot line and Unit Lot developments. Setback variations apply to internal lot lines only. Overall site must comply with setbacks, building coverage and hardscape limitations; limitations for individual lots may be modified.*

(3) *For single-family detached development exceptions to front yard setback requirements, please see SMC 20.50.070.*

(4) *For single-family detached development exceptions to rear and side yard setbacks, please see SMC 20.50.080.*

(5) *For developments consisting of three or more dwellings located on a single parcel, the building setback shall be 15 feet along any property line abutting R-4 or R-6 zones. Please see SMC 20.50.130.*

(6) *The maximum building coverage shall be 35 percent and the maximum hardscape area shall be 50 percent for single-family detached development located in the R-12 zone.*

(7) *The base density for single-family detached dwellings on a single lot that is less than 14,400 square feet shall be calculated using a whole number, without rounding up.*

(8) *For development on R-48 lots abutting R-12, R-18, R-24, R-48, NB, CB, MB, CZ and TC-1, 2 and 3 zoned lots the maximum height allowed is 50 feet and may be increased to a maximum of 60 feet with the approval of a conditional use permit.*

(9) *Base height for high schools in all zoning districts except R-4 is 50 feet. Base height may be exceeded by gymnasiums to 55 feet and by theater fly spaces to 72 feet.*

(10) *Dimensional standards in the MUR-70' zone may be modified with an approved development agreement.*

(11) *The maximum allowable height in the MUR-70' zone is 140 feet with an approved development agreement.*

(12) All building facades in the MUR-70' zone fronting on any street shall be stepped back a minimum of 10 feet for that portion of the building above 45 feet in height. Alternatively, a building in the MUR-70' zone may be set back 10 feet at ground level instead of providing a 10-foot step-back at 45 feet in height. MUR-70' fronting on 185th Street shall be set back an additional 10 feet to use this alternative because the current 15-foot setback is planned for street dedication and widening of 185th Street.

(13) The minimum lot area may be reduced proportional to the amount of land needed for dedication of facilities to the City as defined in Chapter 20.70 SMC.

(14) The exact setback along 145th Street and 185th Street, up to the maximum described in Table 20.50.020(2), will be determined by the Public Works Department through a development application.

(15) Base height may be exceeded by 15 feet for rooftop structures such as arbors, shelters, barbeque enclosures and other structures that provide open space amenities.

(16) Single-family detached dwellings that do not meet the minimum density are permitted in the MUR-35' zone subject to the R-6 development standards.

Amendment #26

20.50.021 – Transition Areas

Development in commercial zones: NB, CB, MB and TC-1, 2 and 3, abutting or directly across street rights-of-way from R-4, R-6, or R-8 zones shall minimally meet the following transition area requirements:

A. From abutting property, a 35-foot maximum building height for 25 feet horizontally from the required setback, then an additional 10 feet in height for the next 10 feet horizontally, and an additional 10 feet in height for each additional 10 horizontal feet up to the maximum height of the zone. From across street rights-of-way, a 35-foot maximum building height for 10 feet horizontally from the required building setback, then an additional 10 feet of height for the next 10 feet horizontally, and an additional 10 feet in height for each additional 10 horizontal feet, up to the maximum height allowed in the zone.

B. Type I landscaping (SMC 20.50.460), significant tree preservation, and a solid, eight-foot, property line fence shall be required for transition area setbacks abutting R-4, R-6, or R-8 zones. Twenty percent of significant trees that are healthy without increasing the building setback shall be protected per SMC 20.50.370. The landscape area shall be a recorded easement that requires plant replacement as needed to meet Type I landscaping and required significant trees. Utility easements parallel to the required landscape area shall not encroach into the landscape area. Type II landscaping shall be required for transition area setbacks abutting rights-of-way directly across from R-4, R-6 or R-8 zones. Required tree species shall be selected to grow a minimum height of 50 feet.

C. All vehicular access to proposed development in nonresidential zones shall be from arterial classified streets, unless determined by the Director to be technically not feasible or in conflict

with state law addressing access to state highways. All developments in commercial zones shall conduct a transportation impact analysis per the Engineering Development Manual. Developments that create additional traffic that is projected to use nonarterial streets may be required to install appropriate traffic-calming measures. These additional measures will be identified and approved by the City's Traffic Engineer.

D. For development within the Aurora Square Community Renewal Area; maximum building height of 35 feet within the first 10 feet horizontally from the front yard setback line. No additional upper-story setback required.

Amendment #27

20.50.040.I 4, 5, and 6 – Setbacks – Designation and measurements

4. Uncovered porches and decks not exceeding 18 inches above the finished grade may project to the front, rear, and side property lines.
 5. Uncovered porches and decks, which exceed 18 inches above the finished grade, may project 5 feet into the required front, rear and side yard setbacks but not within 5 feet of a property line:
 - a. ~~Eighteen inches into a side yard setback which is greater than six feet, six inches; and~~
 - b. ~~Five feet into the required front and rear yard setback.~~
 6. Entrances with covered but unenclosed porches may project up to 60 square feet into the front and rear yard setback. ~~that are at least 60 square feet in footprint area may project up to five feet into the front yard setback.~~
 7. For the purpose of retrofitting an existing residence, uncovered building stairs or ramps no more than than 30 inches from grade to stair tread and 44 inches wide may project to the property line subject to right-of-way sight distance requirements.
-

Amendment #28

20.50.070 – Site planning – Front yard setback – Standards.

The front yard setback requirements are specified in Subchapter 1 of this chapter, Dimensional and Density Standards for Residential Development, except as provided for below.

For individual garage or carport units, at least 20 linear feet of driveway shall be provided between any garage, carport entrance and the property line abutting the street, measured along the centerline of the driveway.

Exception 20.50.070(1): The front yard setback may be reduced to the average front setback of the two adjacent lots; provided the applicant demonstrates by survey that the average setback

of adjacent houses is less than 20 feet. However, in no case shall an averaged setback of less than 15 feet be allowed. If the subject lot is a corner lot, the setback may be reduced to the average setback of the lot abutting the proposed house on the same street and the 20 feet required setback. (This provision shall not be construed as requiring a greater front yard setback than 20 feet.)

~~For individual garage or carport units, at least 20 linear feet of driveway shall be provided between any garage, carport entrance and the property line abutting the street, measured along the centerline of the driveway.~~

Amendment #29

20.50.090 – Additions to existing single-family house - Standards

~~SMC 20.50.090 Additions to existing single-family house—Standards.~~

~~A.— Additions to existing single-family house and related accessory structures may extend into a required yard when the house is already nonconforming with respect to that yard. The length of the existing nonconforming facade must be at least 60 percent of the total length of the respective facade of the existing house (prior to the addition). The line formed by the nonconforming facade of the house shall be the limit to which any additions may be built as described below, except that roof elements, i.e., eaves and beams, may be extended to the limits of existing roof elements. The additions may include basement additions. New additions to the nonconforming wall or walls shall comply with the following yard requirements:~~

- ~~1.— Side Yard. When the addition is to the side of the existing house, the existing side facade line may be continued by the addition, except that in no case shall the addition be closer than three feet to the side yard line;~~
- ~~2.— Rear Yard. When the addition is to the rear facade of the existing house, the existing facade line may be continued by the addition, except that in no case shall the addition be closer than three feet to the rear yard line;~~
- ~~3.— Front Yard. When the addition is to the front facade of the existing house, the existing facade line may be continued by the addition, except that in no case shall the addition be closer than 10 feet to the front lot line;~~
- ~~4.— Height. Any part of the addition going above the height of the existing roof must meet standard yard setbacks; and~~
- ~~5.— This provision applies only to additions, not to rebuilds. When the nonconforming facade of the house is not parallel or is otherwise irregular relative to the lot line, then the Director shall determine the limit of the facade extensions on case by case basis.~~

Amendment #30

20.50.110 – Fences and walls - Standards

- A. The maximum height of fences located along a property line shall be six feet, subject to the sight clearance provisions in the Engineering Development Manual. ~~(Note: The recommended maximum height of fences and walls located between the front yard building setback line and the front property line is three feet, six inches high.)~~
- B. All electric, razor wire, and barbed wire fences are prohibited.
- C. The height of a fence located on a retaining wall shall be measured from the finished grade at the top of the wall to the top of the fence. The overall height of the fence located on the wall shall be a maximum of six feet.
-

Amendment #31

20.50.240 – Site Design

C. Site Frontage.

1. Development in NB, CB, MB, TC-1, 2 and 3, the MUR-45', and MUR-70' zones and the MUR-35' zone when located on an arterial street shall meet the following standards:
 - a. Buildings and parking structures shall be placed at the property line or abutting public sidewalks ~~if on private property~~. However, buildings may be set back farther if public places, landscaping and vehicle display areas are included or future right-of-way widening or a utility easement is required between the sidewalk and the building;
-

Amendment #32

20.50.330 – Project review and approval

A. Review Criteria. The Director shall review the application and approve the permit, or approve the permit with conditions; provided that the application demonstrates compliance with the criteria below.

1. The proposal complies with SMC 20.50.340 through 20.50.370, or has been granted a deviation from the Engineering Development Manual.
2. The proposal complies with all standards and requirements for the underlying permit.
3. If the project is located in a critical area or buffer, or has the potential to impact a critical area, the project must comply with the critical areas standards.
4. The project complies with all requirements of the City's Stormwater Management Manual as set for the in SMC 13.10.200 and applicable provisions of SMC 13.10, Engineering Development Manual and SMC 13.10, Surface Water Management Code and adopted standards.

5. All required financial guarantees or other assurance devices are posted with the City.

Amendment #33

20.50.390 – Minimum off-street parking requirements – Standards

Table 20.50.390D – Special Nonresidential Standards

NONRESIDENTIAL USE	MINIMUM SPACES REQUIRED
Bowling center:	2 per lane
Houses of worship	1 per 5 fixed seats, plus 1 per 50 square feet of gross floor area without fixed seats used for assembly purposes
Conference center:	1 per 3 fixed seats, plus 1 per 50 square feet used for assembly purposes without fixed seats, or 1 per bedroom, whichever results in the greater number of spaces
Construction and trade:	1 per 300 square feet of office, plus 1 per 3,000 square feet of storage area
Courts:	3 per courtroom, plus 1 per 50 square feet of fixed-seat or assembly area
Daycare I:	2 per facility, above those required for the baseline of that residential area
Daycare II:	2 per facility, plus 1 for each 20 clients
Elementary schools:	1.5 per classroom
Fire facility:	(Director)
Food stores less than 15,000 square feet:	1 per 350 square feet
Funeral home/crematory:	1 per 50 square feet of chapel area
Fuel service stations with grocery, no service bays:	1 per facility, plus 1 per 300 square feet of store bays:

NONRESIDENTIAL USE**MINIMUM SPACES REQUIRED**

Fuel service stations without grocery:	3 per facility, plus 1 per service bay
Golf course:	3 per hole, plus 1 per 300 square feet of clubhouse facilities
Golf driving range:	1 per tee
Heavy equipment repair:	1 per 300 square feet of office, plus 0.9 per 1,000 square feet of indoor repair area
High schools with stadium:	Greater of 1 per classroom plus 1 per 10 students, or 1 per 3 fixed seats in stadium
High schools without stadium:	1 per classroom, plus 1 per 10 students
Home occupation:	In addition to required parking for the dwelling unit, 1 for any nonresident employed by the home occupation and 1 for patrons when services are rendered on site
Hospital:	1 per bed
Middle/junior high schools:	1 per classroom, plus 1 per 50 students
Nursing and personal care facilities:	1 per 4 beds
Outdoor advertising services:	1 per 300 square feet of office, plus 0.9 per 1,000 square feet of storage area
Outpatient and veterinary clinic offices:	1 per 300 square feet of office, labs, and examination rooms
Park/playfield:	(Director)
Police facility:	(Director)
Public agency archives:	0.9 per 1,000 square feet of storage area, plus 1 per 50 square feet of waiting/reviewing area
Public agency yard:	1 per 300 square feet of offices, plus 0.9 per 1,000 square feet of indoor storage or repair area
Restaurants:	1 per 75 square feet in dining or lounge area

NONRESIDENTIAL USE	MINIMUM SPACES REQUIRED
<u>Self-storage facilities:</u>	<u>1 per .000130 square feet of storage area, plus 2 for any resident director's unit</u>
Specialized instruction schools:	1 per classroom, plus 1 per 2 students
Theater:	1 per 3 fixed seats
Vocational schools:	1 per classroom, plus 1 per 5 students
Warehousing and storage:	1 per 300 square feet of office, plus 0.5 per 1,000 square feet of storage area
Wholesale trade uses:	0.9 per 1,000 square feet
Winery/brewery:	0.9 per 1,000 square feet, plus 1 per 50 square feet of tasting area

Amendment #34
20.50.540(G) – Sign design

G. Table 20.50.540(G) – Sign Dimensions.

A property may use a combination of the four types of signs listed below.

Refer to SMC 20.50.620 for the Aurora Square Community Renewal Area sign regulations.

Amendment #35
20.70.020 – Engineering Development Manual.

The Engineering Development Manual adopted pursuant to SMC 12.10.400.015 includes processes, design and construction criteria, inspection requirements, standard plans, and technical standards for engineering design related to the development of all streets and utilities and/or improved within the City. ~~The specifications shall include, but are not limited to:~~

A. ~~Street widths, curve radii, alignments, street layout, street grades;~~

B. ~~Intersection design, sight distance and clearance, driveway location;~~

C. ~~Block size, sidewalk placement and standards, length of cul-de-sacs, usage of hammerhead turnarounds;~~

D. ~~Streetscape specifications (trees, landscaping, benches, other amenities);~~

E. ~~Surface water and stormwater specifications;~~

F. ~~Traffic control and safety markings, signs, signals, street lights, turn lanes and other devices be installed or funded; and~~

G. ~~Other improvements within rights-of-way.~~

Amendment #36

20.70.430 – Undergrounding of electric and communication service connections.

A. *Undergrounding required under this subchapter shall be limited to the service connection and new facilities located ~~within and directly serving the development from on private property~~ the public right-of-way, excluding existing or relocated street crossings. Undergrounding of service connections and new electrical and telecommunication facilities on private property shall be required with new development as follows:*

B. ~~Undergrounding of service connections and new electrical and telecommunication facilities defined in Chapter 13.20. SMC shall be required with new development as follows:~~

1. All new nonresidential construction, including remodels and additions where the total value of the project exceeds 50 percent of the assessed valuation of the property and improvements and involves the relocation of service.
2. All new residential construction and new accessory structures or the creation of new residential lots.
3. Residential remodels and additions where the total value of the project exceeds 50 percent of the assessed valuation of the property and improvements and involves the relocation of the service connection to the structure.

~~B. C.~~ Conversion of a service connection from aboveground to underground shall not be required under this subchapter for:

1. The upgrade or change of location of electrical panel, service, or meter for existing structures not associated with a development application; and
2. New or replacement phone lines, cable lines, or any communication lines for existing structures not associated with a development application.

C. B. Undergrounding of service connections and new electrical and telecommunication facilities in the public right-of-way shall be required as defined in SMC Chapter 13.20 SMC, ~~shall be required with new development as follows:~~

Amendment #37

20.100.020 – Aurora Square Community Renewal Area (CRA).

All development proposed within the Aurora Square Community Renewal Area shall comply with provisions of Ordinance 705 – Aurora Square Community Renewal Area Planned Action.

~~A. This chapter establishes the development regulations specific to the CRA.~~

~~1. Transition Standards. Maximum building height of 35 feet within the first 10 feet horizontally from the front yard setback line. No additional upper-story setback required.~~

ORDINANCE NO. 713

**AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON
REPEALING SHORELINE MUNICIPAL CODE CHAPTER 16.10
SHORELINE MANAGEMENT PLAN.**

WHEREAS, the City of Shoreline is a non-charter optional municipal code city as provided in Title 35A RCW, incorporated under the laws of the state of Washington, and planning pursuant to the Growth Management Act, Title 36.70C RCW; and

WHEREAS, on June 26, 1995, the Shoreline City Council adopted Ordinance No. 23, incorporating by reference King County Code Title 25 as the City's interim shoreline management code; and

WHEREAS, on February 28, 2000, the Shoreline City Council adopted Ordinance No. 230 establishing Title 20 Unified Development Code of the Shoreline Municipal Code; and

WHEREAS, on August 5, 2013, the Shoreline City Council adopted Ordinance No. 668 enacting the City of Shoreline's Shoreline Master Program, incorporating it into the City's Comprehensive Plan, and establishing Shoreline Municipal Code Title 20 Division II Shoreline Master Plan; and

WHEREAS, the provisions of Ordinance No. 668 are now codified as Chapters 20.200, 20.210, 20.220, and 20.230 of the Shoreline Municipal Code; and

WHEREAS, given the enactment of Title 20 Division II, the provisions of Shoreline Municipal Code Chapter 16.10 Shoreline Management Plan are no longer necessary and should be repealed in their entirety; and

WHEREAS, pursuant to RCW 36.70A.106, the City has provided the Washington State Department of Commerce with a 60-day notice of its intent to repeal Shoreline Municipal Code Chapter 16.10; and

WHEREAS, pursuant to RCW 90.58 and WAC 173-26, the City has provided the Washington State Department of Ecology with notice of its intent to repeal Shoreline Municipal Code Chapter 16.10; and

WHEREAS, on November 17, 2016, the City of Shoreline Planning Commission reviewed the proposal to repeal the code provisions; and

WHEREAS, on December 1, 2016, the City of Shoreline Planning Commission held a public hearing on the proposal to repeal the code provisions so as to receive public testimony; and

WHEREAS, at the conclusion of public hearing, the City of Shoreline Planning Commission voted unanimously to approve the proposal to repeal the code provisions; and

WHEREAS, on January 9, 2017, the City Council held a study session on the proposal to repeal the code provisions; and

WHEREAS, the City Council has considered the entire public record, public comments, written and oral, and the Planning Commission's recommendation; and

WHEREAS, the City provided public notice of the proposal to repeal the code provisions and the public hearing as provided in SMC 20.30.070; and

WHEREAS, the City Council has determined that the provisions of Shoreline Municipal Code Chapter 16.10 are no longer necessary and should be repealed;

THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Repeal. Shoreline Municipal Code Chapter 16.10 Shoreline Management Plan is repealed in its entirety.

Section 2. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and/or the Code Reviser are authorized to make necessary corrections to this ordinance, including the corrections of scrivener or clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering and references.

Section 3. Severability. Should any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any person or situation.

Section 4. Publication and Effective Date. A summary of this Ordinance consisting of the title shall be published in the official newspaper. This Ordinance shall take effect five days after publication.

PASSED BY THE CITY COUNCIL ON THE 6th DAY OF FEBRUARY, 2017.

Mayor Christopher Roberts

ATTEST:

APPROVED AS TO FORM:

Jessica Simulcik-Smith
City Clerk

Margaret King
City Attorney

Date of Publication: , 2017
Effective Date: , 2017

ORDINANCE NO. 714

**AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON
REPEALING SHORELINE MUNICIPAL CODE CHAPTER 16.20 FEE
SCHEDULE.**

WHEREAS, the City of Shoreline is a non-charter optional municipal code city as provided in Title 35A RCW, incorporated under the laws of the state of Washington, and planning pursuant to the Growth Management Act, Title 36.70C RCW; and

WHEREAS, on August 7, 1995, the Shoreline City Council adopted Ordinance No. 24 which set development fees for land use and permit applications; and

WHEREAS, on August 12, 1996, the Shoreline City Council adopted Ordinance No. 101, adopting a new fee schedule for land use and building permits which was codified as Shoreline Municipal Code Chapter 16.20; and

WHEREAS, since this time the City has established SMC Chapter 3.01 Fee Schedule, which, at SMC 3.01.010 sets for fees for Planning and Community Development; and

WHEREAS, given the establishment of SMC Chapter 3.01, the provisions of Shoreline Municipal Code Chapter 16.20 Fee Schedule are no longer necessary and should be repealed in their entirety; and

WHEREAS, pursuant to RCW 36.70A.106, the City has provided the Washington State Department of Commerce with a 60-day notice of its intent to repeal Shoreline Municipal Code Chapter 16.20; and

WHEREAS, on November 17, 2016, the City of Shoreline Planning Commission reviewed the proposal to repeal the code provisions; and

WHEREAS, on December 1, 2016, the City of Shoreline Planning Commission held a public hearing on the proposal to repeal the code provisions so as to receive public testimony; and

WHEREAS, at the conclusion of public hearing, the City of Shoreline Planning Commission voted unanimously to approve the proposal to repeal the code provisions; and

WHEREAS, on January 9, 2017, the City Council held a study session on the proposal to repeal the code provisions; and

WHEREAS, the City Council has considered the entire public record, public comments, written and oral, and the Planning Commission's recommendation; and

WHEREAS, the City provided public notice of the proposal to repeal the code provisions and the public hearing as provided in SMC 20.30.070; and

WHEREAS, the City Council has determined that the provisions of Shoreline Municipal Code Chapter 16.20 are no longer necessary and should be repealed;

THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Repeal. Shoreline Municipal Code Chapter 16.20 Fee Schedule is repealed in its entirety.

Section 2. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and/or the Code Reviser are authorized to make necessary corrections to this ordinance, including the corrections of scrivener or clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering and references.

Section 3. Severability. Should any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any person or situation.

Section 4. Publication and Effective Date. A summary of this Ordinance consisting of the title shall be published in the official newspaper. This Ordinance shall take effect five days after publication.

PASSED BY THE CITY COUNCIL ON THE 6th DAY OF FEBRUARY, 2017.

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