City of Redmond

Redmond
WASHINGTON

Agenda

Tuesday, April 21, 2026

4:30 PM

City Hall: 15670 NE 85th St; Remote: Comcast Ch. 21/321, Ziply Ch. 34, Facebook (@CityofRedmond), Redmond.gov/rctvlive, or 510-335-7371

Committee of the Whole - Public Safety and Human Services

Committee Members

Vivek Prakriya, Presiding Officer
Jessica Forsythe
Vanessa Kritzer
Angie Nuevacamina
Sayna Parsi
Menka Soni
Melissa Stuart

Meetings can be attended in person, viewed live on RCTV (redmond.gov/rctvlive), Comcast Channel 21/321, Ziply Channel 34, Facebook/YouTube (@CityofRedmond), or listen live at 510-335-7371

AGENDA

ROLL CALL

A. Action Items - 20 minutes

1. Amending Resolution No. 1338: Automated Traffic Camera Penalties for School Speed Zones CM 26-244

Attachment A: School Speed Safety Camera-Council Summary

Attachment B: RCW 46.63.220

Attachment C: Council Resolution 1338

Attachment D: Draft Resolution for School Speed Camera Penalty

Department: Police, 15 minutes
Requested Action: Consent, May 5th

2. Acceptance of Connecting Housing to Infrastructure Program Grant and Approval to Contract with Bellwether Housing CM 26-250

Attachment A: Redmond Bellwether Prisma CHIP Grant Draft

Department: Planning and Community Development, 5 minutes
Requested Action: Consent, May 5th

B. Feedback for Study Session - N/A

C. Informational - 5 minutes

1. 2027-2028 Human Services Funding Update CM 26-246

Attachment A: 27-28 Funding Priorities

Attachment B: Opioid Abatement Strategies

Department: Planning and Community Development, 5 minutes
Requested Action: Informational

D. Read Only - N/A

E. Items from Other Committees - 20 minutes

1. Quasi-Judicial: Adoption of Ordinance for Belcaro Plat CM 26-248

Attachment A: Ordinance Draft
Attachment B: Vicinity Map
Attachment C: Hearing Examiner Decision

Department: Planning and Community Development, 10 minutes
Requested Action: Consent, May 5th

2. Adoption of Ordinances to Formalize Updates to Redmond Municipal Code Titles 10, 12, 13, and 15 CM 26-262

Attachment A: Draft Ordinance Amending RMC Title 10 – Vehicles and Traffic
Attachment B: Draft Ordinance Amending RMC Title 12 – Streets and Sidewalks
Attachment C: Draft Ordinance Amending RMC Title 13 – Water and Sewers
Attachment D: Draft Ordinance Amending RMC Title 15 – Buildings and Construction
Attachment E: Title 10 Comments and Rationale Table
Attachment F: Title 12 Comments and Rationale Table
Attachment G: Title 13 Comments and Rationale Table
Attachment H: Title 15 Comments and Rationale Table

Department: Public Works, 10 minutes
Requested Action: Consent, April 21st

ADJOURNMENT

Meeting videos are usually posted by 12 p.m. the day following the meeting at redmond.legistar.com, and can be viewed anytime on Facebook/YouTube (@CityofRedmond) and OnDemand at redmond.gov/OnDemand

Memorandum

Date: 4/21/2026
Meeting of: Committee of the Whole - Public Safety and Human Services

File No. CM 26-244
Type: Committee Memo

TO: Committee of the Whole - Public Safety and Human Services
FROM: Mayor Angela Birney
DEPARTMENT DIRECTOR CONTACT(S):

Police	Chief Darrell Lowe	425-56-221

DEPARTMENT STAFF:

Police	Brian Coats	Deputy Chief

TITLE:
Amending Resolution No. 1338: Automated Traffic Camera Penalties for School Speed Zones

OVERVIEW STATEMENT:
City staff are requesting Council authorization to update the monetary penalties for violations of RCW 46.61.220 detected by automated traffic safety cameras. Redmond Municipal Code 10.25.080 requires that these penalty amounts be established by resolution of the City Council, necessitating Council action to implement the proposed changes.

Attached to this memo is a comprehensive executive summary that includes the full history of Council action on the School Zone Speed Safety Camera Program, an overview of the City's layered data-privacy framework, the vendor's security and compliance commitments, results from the community survey, the City's Public Safety Technology Data Governance Policy, and the State's HB 6002 privacy standards. The summary also includes the City's Speed Camera Program Analysis, which evaluates equity impacts, speeding and collision data, and the demonstrated need for automated enforcement in the proposed school-zone locations.

☒ **Additional Background Information/Description of Proposal Attached**

REQUESTED ACTION:

☐ **Receive Information** ☒ **Provide Direction** ☐ **Approve**

REQUEST RATIONALE:

- **Relevant Plans/Policies:**
  Speed Camera Program Analysis
  Council Resolution No. 1338
  RCW 46.63.220
  Safer Streets Action Plan
  HB 6002
- **Required:**

RMC 10.25.080 requires the penalty schedule to be set by a Council resolution

- **Council Request:**
  N/A
- **Other Key Facts:**
  Resolution No. 1338, last updated September 7, 2010, sets the monetary penalty for a violation of RMC 10.25.080 at $124.00. The proposed Automated Traffic Safety program recommends the following penalty schedule:

  - 6-9 mph over the limit (26-29 mph): $110
  - 10-14 mph over the limit (30-34 mph): $220
  - 15+ mph over the limit (35+ mph): $250

  Civil infractions issued by automated speed zone cameras do not affect a motorist's driving record or insurance rates.

  In contrast, penalties issued by a police officer for school zone speeding violations, based on RCW 46.61.440, are significantly higher:

  - 1-5 mph over the limit (21-25 mph): $214
  - 6-10 mph over the limit (26-30 mph): $234
  - 11-15 mph over the limit (31-35 mph): $296
  - 16-20 mph over the limit (36-40 mph): $378
  - 21-25 mph over the limit (41-45 mph): $480
  - 26-30 mph over the limit (46-50 mph): $583

Section 5 of HB 6002 establishes strict privacy, data-handling, and system-access rules for agencies using Automated License Plate Reader (ALPR) technology. For Redmond's automated speed safety program, these requirements mean the City must ensure that ALPR data collected as part of speed enforcement is tightly controlled, protected, and used only for authorized purposes. The City may not disclose or share ALPR data except when required in a judicial proceeding, nor may it sell, lease, purchase, or otherwise exchange ALPR data. Access to ALPR systems must be limited to authorized local or state agencies, and the City must ensure its vendor provides technical safeguards preventing unauthorized access or secondary data sharing. Watch lists tied to enforcement systems must also be updated at least every 24 hours. Additionally, ALPR data is exempt from disclosure under the Public Records Act, safeguarding driver privacy while still permitting non-identifiable uses for bona fide research.

OUTCOMES:

RMC 10.25.080 authorizes the City Council to set monetary penalties for automated traffic safety camera violations by resolution. Under Resolution No. 1338, adopted in 2010, the current penalty is $124.

Adopting the proposed resolution will update the penalty schedule for automated school zone speed violations to align with state law and current safety objectives. RCW 46.63.220 limits fines issued through automated traffic safety cameras to $145 but allows the amount to be doubled for school speed zone infractions.

This framework permits the City to establish school zone penalties up to $250, consistent with the proposed

schedule. Although an initial draft contemplated a $290 maximum, RMC 10.12.020 caps penalties at $250, necessitating the revision.

If approved, the updated penalties, $110 for 6-9 mph over the limit, $220 for 10-14 mph over, and $250 for 15+ mph over, will replace the outdated $124 amount set in 2010. These adjustments better reflect the severity of speeding behavior, support the City's safety priorities, and ensure compliance with state law.

The program also incorporates the statutory requirement that eligible low-income recipients receive reduced penalties. Under RCW 46.63.220(15), registered vehicle owners who receive automated traffic safety camera infractions and are *recipients of public assistance or participants in the Washington Women, Infants, and Children (WIC) Program* must be granted a 50% reduction in the penalty upon request.

This ensures the penalty framework remains equitable and accessible while still supporting school-zone safety.

In addition, adoption of the new penalties enables the City to advance the Automated Traffic Safety Camera Program and ensures that revenues generated through this program can be used in compliance with RCW 46.63.220, including requirements related to program costs and allowable traffic-safety investments.

COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:

- **Timeline (previous or planned):**
  N/A
- **Outreach Methods and Results:**
  N/A
- **Feedback Summary:**
  N/A

BUDGET IMPACT:

Total Cost:
No cost to the City

Approved in current biennial budget: ☐ **Yes** ☐ **No** ☒ **N/A**

Budget Offer Number:
228

Budget Priority:
Safe and Resilient

Other budget impacts or additional costs: ☐ **Yes** ☐ **No** ☒ **N/A**
If yes, explain:
N/A

Funding source(s):
General Fund

Budget/Funding Constraints:
N/A

☐ **Additional budget details attached**

COUNCIL REVIEW:

Previous Contact(s)

Date	Meeting	Requested Action
N/A	Item has not been presented to Council	N/A

Proposed Upcoming Contact(s)

Date	Meeting	Requested Action
5/5/2026	Business Meeting	Approve

Time Constraints:
The automated speed safety program is scheduled to be implemented in Spring 2026.

ANTICIPATED RESULT IF NOT APPROVED:
Choosing not to adopt the revised penalty schedule for automated traffic safety cameras will result in a delay in the program's implementation.

ATTACHMENTS:
Attachment A: School Speed Safety Camera Program - Council Summary
Attachment B: RCW 46.63.220
Attachment C: Council Resolution No. 1338
Attachment D: Draft Resolution for School Speed Camera Penalty

School Zone Speed Safety Camera Program

Executive Summary

This comprehensive executive summary integrates the full history of Council action (2024–2025), the City's layered data-privacy framework, the vendor's security commitments **(Appendix A),** community survey findings **(Appendix B)**, the City's Public Safety Technology Data Governance Policy **(Appendix C),** and the State's new HB 6002 (2026) privacy requirements **(Appendix D).** It is designed to support new Councilmembers in understanding how Redmond's School Zone Speed Safety Camera Program was developed, approved, and governed with robust privacy protections.

Additional analysis supporting the program is detailed in **Appendix E,** Speed Camera Program Analysis, which demonstrates the need for school-zone speed enforcement based on speeding trends, crash data, equity impacts, and the presence of vulnerable road users.

I. PROGRAM OVERVIEW

The School Zone Speed Safety Camera Program is a core component of Redmond's Safer Streets Action Plan, designed to reduce speeding and dangerous driving in school zones. Over a full year of Council review, staff analysis, and public engagement, the program evolved into a carefully regulated safety tool. Council formally approved the program and its governing ordinance on **June 3, 2025**, establishing a structured, privacy-forward enforcement model.

II. COUNCIL REVIEW & TIMELINE (2024-2025)

A full chronology of the program's deliberative pathway:

1. September 17, 2024 – PSHS Committee

- First introduction of automated speed enforcement
- Review of community concerns, LWSD coordination, and revenue rules

2. January 28, 2025 – Study Session

- Review of ordinance needs, equity questions, and implementation considerations

3. March 18, 2025 – PSHS Committee

- Updated program development, timeline planning, community feedback review
- Council requests a dedicated follow-up

4. April 8, 2025 – Study Session

- Camera location map
- Warning-notice requirements
- Survey results
- Discussion of fine mitigation, school-hour logic, and LWSD coordination

5. April 15, 2025 – Business Meeting

- AM No. 25-050 (park-zone cameras) fails 3–3

6. May 20, 2025 – PSHS Committee

- Full review of school-zone camera program
- Discussion of fine structure, 45-day warning period, mitigation options, and deployment plan
- Forwarded to June 3 Consent Agenda

7. June 3, 2025 – FINAL APPROVAL

Council approves AM No. 25-089 and Ordinance 3216 (6–1), including:

- Authorization of school-zone speed safety cameras
- Incorporation of RCW 46.63.220
- Requirement that all program data be governed by Redmond's Police Data Governance Policy

III. CITY OF REDMOND DATA PRIVACY PROTECTIONS

The City follows a multi-layered privacy framework that predates and aligns with the strongest federal and state privacy requirements.

A. Washington State Legal Safeguards (RCW 46.63.220)

- Cameras **may not** capture drivers or passengers—only the plate and vehicle
- Data may be used **only** for automated speed enforcement

- Data must be deleted when no longer needed for enforcement

B. Redmond's Police Data Governance Policy (Policy 341)

Redmond's Policy 341 governs *all* Public Safety Technology (PST) systems, including speed cameras, establishing:

1. Strict purpose limitations

Use allowed *only for law-enforcement purposes*, such as:

- Criminal investigations
- locating endangered persons
- official public-safety functions

2. Restricted access and auditing

- Only trained, authorized staff may access data
- All access logs include identity, timestamp, justification
- Regular audits ensure compliance

3. Retention limits

- PST data generally purged after 30 days, unless part of an active investigation

4. Prohibited uses

- Cannot be used for immigration enforcement
- Cannot be used outside Washington law
- Cannot be used for out-of-jurisdiction administrative violations

5. Public transparency

- Annual public reporting on technology use, privacy issues, and safeguards

IV. VENDOR DATA PRIVACY COMMITMENTS (NOVOAGLOBAL)

NovoaGlobal's written privacy standards reinforce the City's governance model.

A. Data Ownership

- The City retains full ownership of all data
- Vendor may not share or repurpose data

B. Security compliance

NovoaGlobal adheres to:

- CJIS FBI security requirements. NovoaGlobal must follow all CJIS FBI security requirements, as any other police agency.
- SOC II Type 2 audits (long-term operational verification). NovoaGlobal is regularly audited to ensure their security and privacy practices work in real life over an extended period.
- NLETS (requiring higher-than-federal standards) NLETS is the secure national pipeline that allows authorized law enforcement partners to obtain registered vehicle information. For Redmond's school-zone program:
    - The camera reads the plate.
    - NovoaGlobal uses NLETS to securely request DMV data.
    - NLETS enforces strict security and auditing.
    - Redmond retains control of all citation-related data.
- State DOL audits

Security controls include:

- encryption
- firewalls
- password security
- U.S.-based data storage
- FBI/Interpol background checks for all data-accessing staff

C. Retention Controls

Vendor deletes data after citation resolution or required statutory periods

VII. STATE-LEVEL PRIVACY REINFORCEMENT-HB 6002 (2026)

In 2026, Washington enacted **HB 6002**, a comprehensive privacy law governing Automated License Plate Reader (ALPR) systems. While school-zone speed safety cameras are *not* classified as ALPR systems under the bill, HB 6002 reinforces statewide privacy expectations that align closely with Redmond's existing protections.

The legislation:

- Affirms constitutional privacy rights under both the U.S. and Washington Constitutions
- Restricts ALPR use to narrowly defined law-enforcement purposes
- Prohibits surveillance near sensitive locations (including schools)
- Limits retention to 72 hours (except in narrow cases)
- Prohibits selling or unauthorized sharing of ALPR data
- Requires detailed audit trails, annual reporting, and compliance oversight

Redmond's existing framework, including RCW-based camera privacy rules, Policy 341, and NovoaGlobal's CJIS / SOC II / NLETS compliance, already meets or exceeds these statewide protections. HB 6002 affirms that Redmond's system operates within one of the strongest privacy frameworks in the nation.

V. COMMUNITY SURVEY FINDINGS (SAFER STREETS SURVEY, 2019-2026)

Community feedback strongly supports the need for improved traffic safety near schools and parks.

Key Findings

- **36.7%** reported concerns "often"; **23.7%** "sometimes"
- **67.3%** travel daily through school zones
- Top concerns include:
    - fast-moving traffic
    - distracted drivers
    - poor visibility
    - lack of enforcement

VI. PAGE 35 HIGHLIGHT-CRITICAL COMMUNITY FEEDBACK

Page 35 of the survey report emphasizes:

- Dangerous congestion and illegal maneuvers (crossing double-yellow lines, shoulder driving)
- Daily speeding well above 20 mph during school-zone hours

- High risk to walking students
- Requests for improved crosswalks, lighting, and enforcement

These concerns directly support a strong enforcement tool.

VIII. PROJECT IMPLEMENTATION STATUS

Significant progress has been made on the physical implementation and readiness of the School Zone Speed Safety Camera Program. As of this update, the following work has been completed or is in final stages:

- All sites have been studied, engineered, and prepared, including benchmark data collection and completed aerial drawings for each location.
- Signage installation has been completed at all locations citywide, satisfying RCW and City requirements for advanced driver notification.
- System installation is complete at every location except one, where a pole installation at the *Redmond Middle School northbound (NB)* site is the final remaining hardware component.
- Rose Hill Middle School sites are fully completed.
- Redmond High School sites are expected to be completed in the first week in April.
- A reference photo of the Redmond Middle School southbound (SB) site was provided and reflects that installation quality and visibility standards are being met.
- Week of April 13, 2026: testing, inspections, calibration, and system verification will begin to ensure accuracy and compliance before the required warning period begins.

Operational and administrative prerequisites have also been completed:

- NLETS connection established for secure DMV access.
- King County contract negotiated and signed for citation processing.
- Declaration of Non-Responsibility form created, enabling registered owners to contest responsibility in accordance with RCW.
- Administrative and user access accounts established for City staff and vendor oversight.

- Right-of-Way permits for all six locations are nearly completed.
- Protocols were implemented allowing existing radar speed signs to remain in place, eliminating the need for City removal and reducing project disruption.

Together, these steps demonstrate that the deployment phase is nearly complete and that the City is well-positioned for final systems testing, compliance checks, and operational launch, schedule to go-live this Spring.

IX. CONCLUSION

The School Zone Speed Safety Camera Program rests on:

- A full year of transparent Council deliberation
- Strong public input and documented safety concerns
- Washington's robust statutory protections
- Redmond's own policy safeguards (Policy 341)
- High-security vendor practices that exceed federal standards

The program adopted on June 3, 2025 reflects a careful balance:

Improved safety for schoolchildren, with equally strong commitments to privacy, transparency, and responsible technology use.

School Zone Speed Safety Camera Program

Appendices

The following appendices provide the full supporting documentation referenced throughout this Executive Summary. Each appendix is provided as an attached PDF and should be reviewed for detailed program data, policy language, privacy protections, legal requirements, and analytic justification.

Appendix A – NovoaGlobal Data Privacy Statement (PDF attached)

Vendor-provided statement outlining data ownership, CJIS compliance, SOC II Type 2 audits, NLETS requirements, background-check standards, encryption controls, and retention limitations. Supports Sections III & IV of the Executive Summary.

Appendix B – Community Survey Response Report (PDF attached)

Results from the 2019–2026 Safer Streets community questionnaire, including quantitative findings and narrative responses (notably Page 35). Supports Sections V & VI regarding community concerns, safety perceptions, and justification for the program.

Appendix C – Public Safety Technology Data Governance Policy (Policy 341) (PDF attached)

Redmond Police Department's governing policy for all public safety technologies, including access controls, retention requirements, audit logs, and prohibited uses. Supports Section III regarding City governance of PST systems.

Appendix D – HB 6002 (2026) – Driver Privacy & ALPR Safeguards (PDF attached)

Washington State's 2026 privacy legislation establishing statewide guardrails for ALPR systems, including use limitations, retention limits, audit requirements, and prohibitions on surveillance near sensitive locations. Supports Section VII regarding alignment with state-level privacy protections.

Appendix E – Speed Camera Program Analysis (PDF attached)

City of Redmond's comprehensive analysis required under RCW 46.63.220(3), including speeding data, crash data, equity impacts, livability and accessibility assessments, economic considerations, environmental implications, and justification for proposed school and park camera locations. Supports program rationale in Sections I, II, and the expanded analysis referenced in the Executive Summary.

NOVOAGLOBAL
Creating Safer Communities

4/1/2026

Carlos E. Löfstedt

President & CEO
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Orlando - FL 32809

Mobile: 305-812-2257
Toll Free 888-666-4218
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E-mail: clofstedt@novoaglobal.com

TO WHOM IT MAY CONCERN

RE: Data Privacy

I am writing to reaffirm NovoaGlobal's commitment to the highest standards of data privacy, security, and legal compliance in support of our services to the City of Redmond. We understand the importance of maintaining public trust while advancing traffic safety initiatives, and we take this responsibility with the utmost seriousness.

NovoaGlobal's system is CJIS compliant and not designed as a sharing platform. The data belongs to the City, and no other entities are allowed to access the City's data. All Public records requests are processed through Redmond's City Attorney. Multi-layered security safeguards are in place to mitigate data breaches in and unauthorized access including encryption of stored/transmitted data, role-based access limited to authorized personnel, regular security audits, compliance with frameworks like SOC II type 2 and relevant State and federal privacy laws, and data retention policies that purge records after citation resolution or statutory periods. Our practice is to balance traffic safety enforcement with privacy by treating violation data as non-public and restricting its use.

Washington State Legal Safeguards
In addition, there are several guardrails in place within the RCW to safeguard privacy. RCW 46.63.220(8) prohibits the photos of driver and occupants, and allowable images are of license plate and vehicle only while an infraction in occurring. RCW 46.63.220(1)(d) No photograph, electronic image, or any other personally identifying data may be used for any purpose other than enforcement of the violations under this section nor retained longer than necessary to enforce this section.

NLETS
We receive vehicle owner information from different DMV (state motor vehicle databases) through our Strategic Partnership with NLETS. For non-law enforcement individuals, NLETS, is an organization represented by each state.

https://nlets.org/resources/representatives

NOVOAGLOBAL
Creating Safer Communities

The DMV information is generally protected by federal laws but NLETS information through a Strategic Partnership requires more stringent standards than the federal laws. NovoaGlobal must follow all CJIS FBI security requirement as any other law enforcement agency. We are also audited by NLETS to do so. CJIS requirement include:

- communication encryption
- data encryption
- Firewall requirements
- Password security
- Security training
- CJIS level 4 certification for all NovoaGlobal employee that have access to the data.
- FBI and Interpol background check for all NovoaGlobal employee that have access to the data.
- Stored Data must remain in USA
- Reporting requirement
- Policy requirement
- Monitoring requirement

Additional audit requirements
To further ensure security and privacy NovoaGlobal also performs SOC II type 2 audits.

NovoaGlobal has also direct access to DOL and we are also audited by DOL (Washington State Department of licensing), which have very stringent data privacy requirement.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Carlos Löfstedt
President and CEO

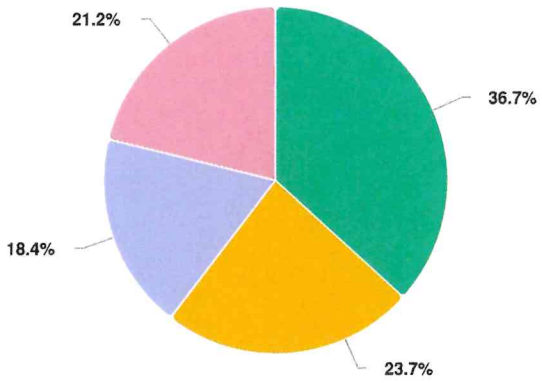
Traffic Safety Near Schools and Parks

SURVEY RESPONSE REPORT
05 July 2019 - 31 March 2026

PROJECT NAME:
Safer Streets Action Plan

GRANICUS

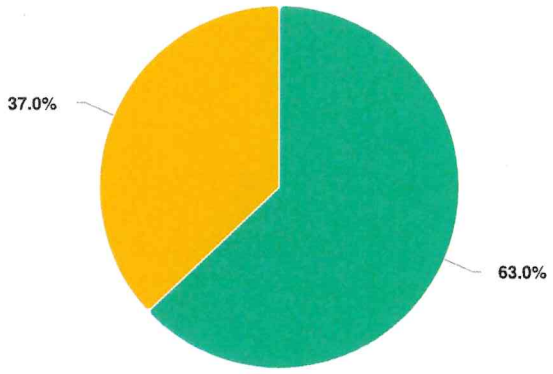
Q1. Do you have concerns about traffic safety in areas near parks and schools in Redmond? (e.g., speeding, reckless driving, pedestrian safety)



Question options	responses	%
Yes, often	144	36.7
Sometimes	93	23.7
Rarely	72	18.4
No concerns	83	21.2

392 responses · 0 skipped
Question type : Radio Button Question

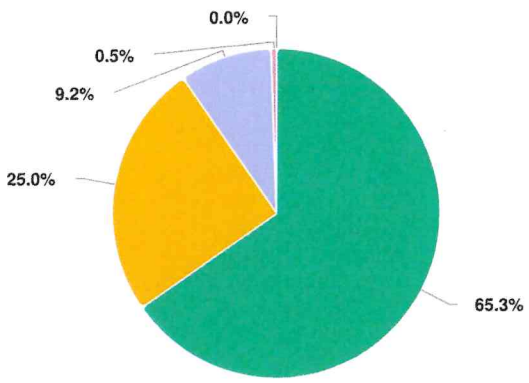
Q2. Have you witnessed or experienced traffic-related incidents near parks or schools in Redmond?



Question options	responses	%
No	247	63.0
Yes (please describe briefly if comfortable)	145	37.0

392 responses · 0 skipped
Question type : Radio Button Question

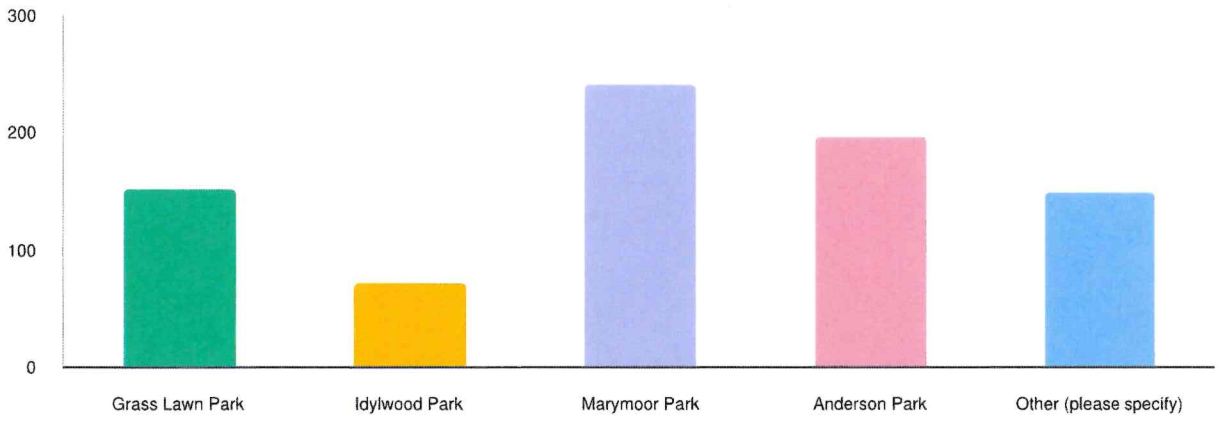
Q3. How often do you travel near parks in Redmond?



Question options	responses	%
Daily	256	65.3
Weekly	98	25.0
Occasionally	36	9.2
Rarely	2	0.5
Never	0	0.0

392 responses · 0 skipped
Question type : Radio Button Question

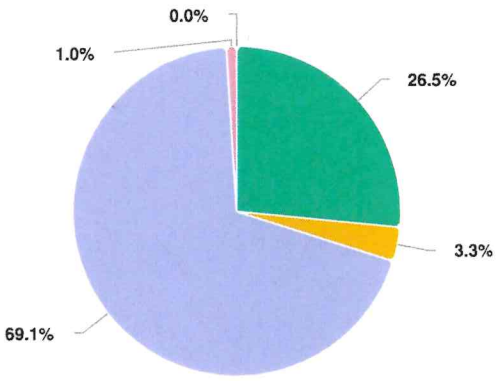
Q4. Which parks in Redmond do you visit or travel by frequently? (Check all that apply)



Question options	responses	%
Grass Lawn Park	151	38.5
Idylwood Park	72	18.4
Marymoor Park	240	61.2
Anderson Park	196	50.0
Other (please specify)	149	38.0

392 responses · 0 skipped
Question type : Checkbox Question

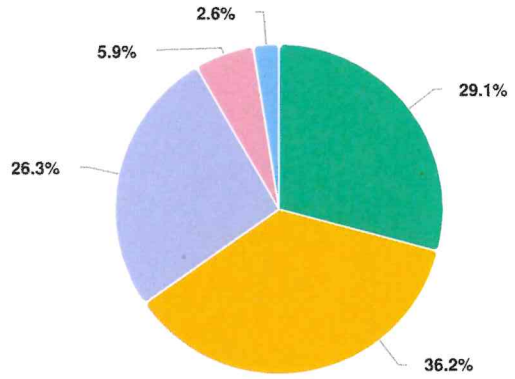
Q5. How do you usually get to these parks? (Please select your most frequent method of transportation if you use more than one)



Question options	responses	%
Walk	104	26.5
Bike	13	3.3
Drive	271	69.1
Public transportation	4	1.0
Scooter/E-bike share (i.e., Lime)	0	0.0

392 responses · 0 skipped
Question type : Radio Button Question

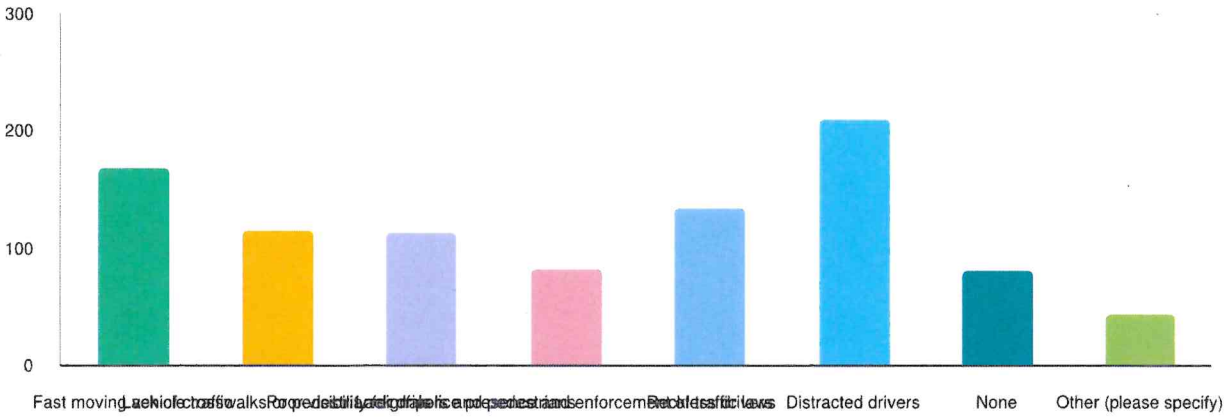
Q6. Do you feel safe walking, biking, or rolling (i.e., mobility assistance device) to and from parks as it relates to current traffic conditions?



Question options	responses	%
Very safe	114	29.1
Fairly safe	142	36.2
Somewhat unsafe	103	26.3
Very unsafe	23	5.9
I don't think about it	10	2.6

392 responses · 0 skipped
Question type : Radio Button Question

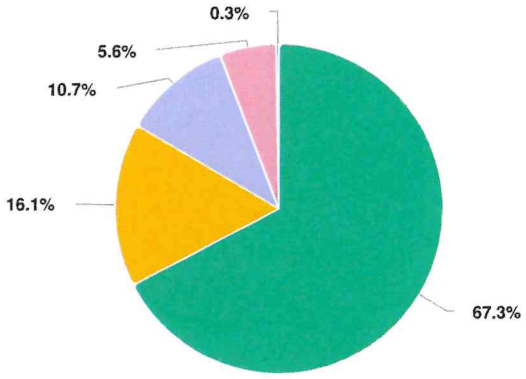
Q7. What specific traffic concerns, if any, do you have around parks? (select all that apply)



Question options	responses	%
Fast moving vehicle traffic	168	42.9
Lack of crosswalks or pedestrian signals	114	29.1
Poor visibility for drivers and pedestrians	113	28.8
Lack of police presence and enforcement of traffic laws	82	20.9
Reckless drivers	133	33.9
Distracted drivers	210	53.6
None	80	20.4
Other (please specify)	43	11.0

392 responses · 0 skipped
Question type : Checkbox Question

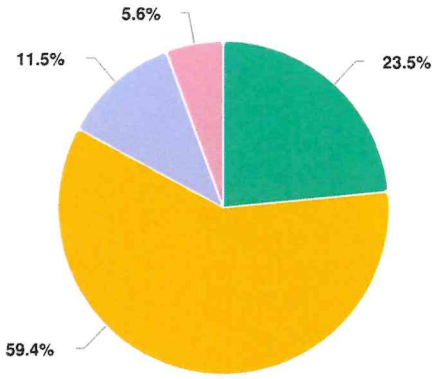
Q8. How often do you travel through school zones in Redmond?



Question options	responses	%
Daily	264	67.3
Weekly	63	16.1
Occasionally	42	10.7
Rarely	22	5.6
Never	1	0.3

392 responses · 0 skipped
Question type : Radio Button Question

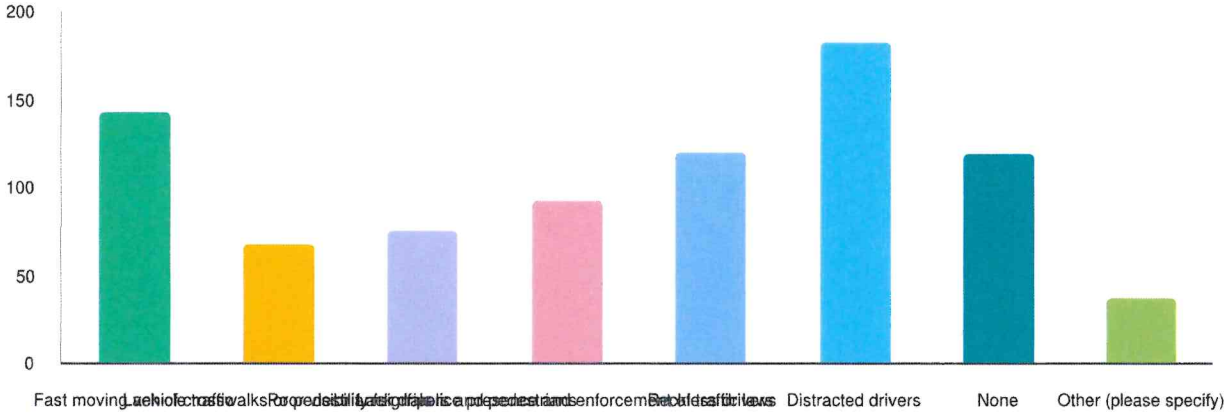
Q9. What is your primary reason for traveling through school zones?



Question options	responses	%
Dropping off/picking up children	92	23.5
Passing through (driving)	233	59.4
Passing through (walking/biking)	45	11.5
Other (please specify)	22	5.6

392 responses · 0 skipped
Question type : Radio Button Question

Q10. What concerns, if any, do you have about traffic in school zones?



Question options	responses	%
Fast moving vehicle traffic	143	36.5
Lack of crosswalks or pedestrian signals	67	17.1
Poor visibility for drivers and pedestrians	75	19.1
Lack of police presence and enforcement of traffic laws	92	23.5
Reckless drivers	120	30.6
Distracted drivers	182	46.4
None	119	30.4
Other (please specify)	37	9.4

392 responses · 0 skipped
Question type : Checkbox Question

Q11. What concerns, if any, do you have about traffic near schools? In your response, please share which school you have concerns about and what the concerns are, such as fast moving vehicle traffic, lack of crosswalks, etc. If you have concerns for multiple schools, please identify each school and the concerns individually.

Anonymous 2/28/2025 12:29 PM	Drivers are distracted and impatient
Anonymous 2/28/2025 02:47 PM	Backed up cars picking up kids, aggressive parents traying to cut traffic/blocking etc
Anonymous 2/28/2025 06:00 PM	Lack of safe bike lanes for routes to RMS and RHS means kids on bikes are too close to fast cars. Frequent pedestrian/car conflicts at the driveways crossing sidewalks during dropoff and pickup at RMS. Right turn on red causes unsafe situations with pedestrians and other cars at the traffic light near RMS. Lack of signalized crosswalks on the northern end of 166th Ave NE leads to students crossing in unsafe places. Missing sidewalk segment near Clara Barton Elementary brings pedestrians into traffic lanes.
Anonymous 2/28/2025 10:25 PM	N/a
Anonymous 3/01/2025 07:14 AM	None
Anonymous 3/01/2025 08:18 AM	Lack of wide sidewalks/cycleways. The road near Redmond Elementary School is very wide. It has a loading zone on one side and a parking zone on the other side of the road. I don't feel comfortable biking in such an open road but the sidewalks are narrow, have lots of driveway entrance slopes, and are busy with people. I'd love if one side of the road's parking/loading zone was used to extend the sidewalk for a cycleway/mixed used path connecting to Anderson Park.
Anonymous 3/01/2025 11:14 AM	Most of my concerns are probably more applicable to Bellevue schools but some of these apply to Redmond as well (Redmond middle being the biggest concern). Main concerns are a lack of traffic calming/fast traffic around the school and a lack of quality bike infrastructure that can keep kids safe going to/from school.
Anonymous 3/01/2025 01:28 PM	Sometimes the sunshine can be an issue where drivers cannot simply see the pedestrian.
Anonymous 3/02/2025 09:15 AM	Timberline, Rosa Parks - police presence would be appreciated to have cars slow down and drivers obey traffic laws. Personally we have parents parking illegally in our neighborhood and blocking my personal garage:driveway in their attempts to get students to Rosa parks. I politely confront people. But having police presence to ticket drivers would be more effective
Anonymous 3/03/2025 09:11 AM	None
Anonymous 3/03/2025 09:15 AM	I think more signaled crosswalks at any school , especially secondary RHS near pool would be helpful.
Anonymous 3/03/2025 09:23 AM	Congestion, Traffic parked in ways that obscure flow and visibility.
Anonymous 3/03/2025 09:28 AM	Too many cars.. 104th at abbey rd could use a roundabout

Anonymous 3/03/2025 09:28 AM	I am concerned that there is too much signage and people are fatigued by all the warnings and information and so they just ignore most of it.
Anonymous 3/03/2025 09:36 AM	I don't have any specific concerns
Anonymous 3/03/2025 09:41 AM	Evergreen and Emily Dickenson. You probably know attempts have been made to slow folks down - the SLOW signs cemented in were run over in short time...I walk 2x a day and people regularly don't stop for me at the crosswalk even if I'm in the middle. A woman yelled at me "I didn't see you!" A speedbump like other schools have would be the solution.
Anonymous 3/03/2025 09:45 AM	The traffic on 180th in front of Audubon Elementary School is horrible during pick up in the afternoon. It is impossible to drive on 180th. Drivers block the road, turn in front of cars trying to go straight and make prohibited turns. As a local resident this is unacceptable situation. Please find a solution! Also near Audubon, at the intersection of 180 and 24, cars blast through the stop sign all the time. Due to 24 being higher than 180, Drivers need to go up to 24 to see if cars are coming. Unfortunately they go way to fast, block the sidewalk and speed up to 24 so drivers going west are concerned that the car will drive directly into their car. There are often pedestrian on the sidewalk that have to take action to avoid the speeding car.
Anonymous 3/03/2025 09:52 AM	In addition to my previous comments, the traffic builds up fast during pickup and drop offs, especially at pick up and can congest the street. I'm often waiting in line on the road and turning into the parking lot can be a challenge. Police directing the traffic or signals for turning etc can help. The schools I go to are Redmond Middle School and Redmond High School.
Anonymous 3/03/2025 09:59 AM	N/a
Anonymous 3/03/2025 10:01 AM	No Concerns, No cameras needed
Anonymous 3/03/2025 10:10 AM	There are often long drop-off lines before school starts. Often, drivers will make poor decisions when dropping off a student, such as stopping in the road to let their child out, stopping in the bicycle lane to let their child out, make illegal u-turns, and parking illegally. I don't find speeding to be as much of an issue during drop-off times because it is so congested that no one can speed. I find the illegal stopping, parking, and turning to be dangerous and rarely penalized.
Anonymous 3/03/2025 10:11 AM	Redmond Middle School needs more crosswalks directly in front of the school also fast moving traffic.
Anonymous 3/03/2025 10:12 AM	Distracted Drivers.
Anonymous 3/03/2025 10:13 AM	See previous comment.

Anonymous 3/03/2025 10:15 AM	Specifically I have concerns about the area North of Horace Mann Elementary, particularly the 14000 block of 170th Ave NE. Because of the traffic congestion on 104th, this area is used as both auxillary parking by parents, a time save cut through by high schoolers, and where other side streets funnel into to become the primary walking route for the neighborhood North of Horace Mann. We live about 3 blocks North and when we need to go to the school early (before the crossing guard is out) for before school activities I opt to drive my child because we've had multiple near misses while in the crosswalk with cars driving to the high school (typically it's the parents of the high schoolers responsible for the near misses, not the teen drivers). In addition to that, parents picking up or dropping off children park as close as possible to 104th, including in front of the stop signs, block visibility, in front of driveways, causing neighbors who need to leave to back out through their lawns, which causes a hazard to walking children. In addition to cars u-turning and causing other traffic issues. I have photos and videos of all of this.
Anonymous 3/03/2025 10:18 AM	No concerns
Anonymous 3/03/2025 10:38 AM	Basically never see a Police presence in school zones during "School Zone flashing light times" Norman Rockwell elementary Redmond middle school Horace man elementary Redmond high school
Anonymous 3/03/2025 10:47 AM	Drivers drop off kids in the middle of main road (Redmond Ridge Drive) outside of Timberline Middle School instead of the school drop off zone. It slows down the traffic significantly and is dangerous for the kids. This happens daily and with multiple vehicles. Redmond Ridge Drive near the school is becoming a kids drop off road.
Anonymous 3/03/2025 11:17 AM	Sudden rushes of people around pickup and drop off times
Anonymous 3/03/2025 11:19 AM	Students speeding. Students doing drug deals in the neighborhood.
Anonymous 3/03/2025 11:48 AM	Clara Barton
Anonymous 3/03/2025 11:50 AM	No specific concerns, other than general increase in speeding, drivers and pedestrians both being distracted
Anonymous 3/03/2025 12:53 PM	None
Anonymous 3/03/2025 01:24 PM	See my above answer regarding Redmond Elementary. I have to say, lots of the people who were doing the poor driving were parents. At Harman Park, there are too many people driving faster than the speed limit up 104th Avenue around Mann and RHS.

Anonymous 3/03/2025 01:28 PM	Most drivers seem to follow speed rules. Occasionally observe speeding or distracted drivers. Schools near me are Einstein, Clara Barton, Redmond MS, Redmond HS (latter two have higher volume of traffic) but no concerns other than occasional dumb drivers.
Anonymous 3/03/2025 02:17 PM	High School & middle school students ignoring cross walks, signs & traffic
Anonymous 3/03/2025 02:22 PM	None other than what I've noted above.
Anonymous 3/03/2025 03:16 PM	There is not only a lack of crosswalks, but often a lack of sidewalks. Drivers are extremely aggressive, often speeding and pushing yellow lights to the point they are still fully in the intersection when the opposing green light turns on. I would love not only speed cameras but red light cameras as well.
Anonymous 3/03/2025 05:33 PM	Driver's are always distracted and driving too fast
Anonymous 3/03/2025 05:34 PM	Parents blocking traffic by stopping in travel lanes. Parents turning left and blocking the opposite lane of travel because they have nowhere to go. The large crowds around schools. The general flaunting of normal traffic laws when in school drop offs/pick ups.
Anonymous 3/03/2025 07:00 PM	Getting into and out of school near school start/stop times is very difficult
Anonymous 3/03/2025 09:14 PM	Clara Barton Elementary School. Plan is to open up the street to the subdivision with a street that will significantly increase in volume on the street that runs in front of the school. The city has gone to deaf ears.
Anonymous 3/04/2025 12:47 AM	No concerns
Anonymous 3/04/2025 12:47 AM	None
Anonymous 3/04/2025 04:36 AM	None
Anonymous 3/04/2025 04:52 AM	Afternoon pickup at Norman Rockwell has quite a few speeding vehicles approaching from the east along NE 110 St. vehicles driving over the bike lane with kids on b bikes present
Anonymous 3/04/2025 07:29 AM	NA
Anonymous 3/04/2025 09:00 AM	Lack of crosswalk
Anonymous 3/04/2025 09:52 AM	I drive or bike by some Redmond schools but more often one's in Issaquah and Bellevue. I have always marveled at the good behavior of most divers. I'm sure there are a few bad ones but I'm not seeing it.
Anonymous 3/04/2025 10:31 AM	None
Anonymous 3/04/2025 10:56 AM	School crossing guards are great and supportive.
Anonymous 3/04/2025 01:09 PM	N/A
Anonymous 3/04/2025 03:50 PM	Speeding by too large a number of cars. Particularly 166th. I believe wider use of traffic cameras for ticketing will save lives.

Anonymous 3/04/2025 05:14 PM	See above. Schools most often driving by:Redmond middle, Horace Mann, Redmond High, Redmond Elementary
Anonymous 3/04/2025 05:53 PM	Managing traffic in/out of Redmond High School is a bit nightmarish. Lots of very new and very impatient drivers.
Anonymous 3/04/2025 07:13 PM	Ben Rush, high speed and distracted drivers
Anonymous 3/04/2025 07:14 PM	I don't have concerns for a specific school.
Anonymous 3/04/2025 08:14 PM	Rose Hill MH - Very chaotic at pickup and dropoff with vehicles turning, entering, exiting, and parking in all directions. Consider turning restrictions for school driveways and side streets to limit the ways vehicles can approach and leave the school. Could use one additional crosswalk (with curb extension) east of the school around 137th Ave NE, there is no good crossing from Strattonwood. There are speed humps but they are unusually flat, easily traversable above the 25mph speed limit. Consider expanding the no parking zone around school entrance driveways and potentially 'hardening' with flexposts or similar, large SUVs can obscure pedestrians crossing the entrances.
Anonymous 3/04/2025 08:18 PM	Cars not aware of pedestrians or cyclists. Driving too fast. Not watching for bikes/walkers at intersections. No sidewalks and cars too fast. Rose Hill Middle and Elementary
Anonymous 3/04/2025 09:21 PM	I am retired, so I drive by during the day and there's not much going on then. I live near timberline Middle School and a lot of parents drive their kids to and from school but the traffic is pretty slow.
Anonymous 3/05/2025 06:56 AM	RHS, city doesn't clean away fallen branches blocking street parking along NE 104th St.
Anonymous 3/06/2025 11:20 AM	Fast moving traffic and distracted drivers
Anonymous 3/06/2025 11:32 AM	104th gets backed up upon RHS arrival, it is hard to stop and go on that sea pill and would like to improve back road access to the school. Despite claims that lots of people will walk or bus the reality is the majority of people drive an individual cars and traffic is way worse than anticipated or predicted at peak hours
Anonymous 3/06/2025 12:11 PM	People should stop picking up their kids and use buses for them instead, would ease traffic a huge amount
Anonymous 3/06/2025 12:15 PM	People generally obey the school zone speed limit when the lights are blinking. One issue is that the lights often blink when school is cancelled, though, which is pointless. If that were turned into a ticket due to a camera, that is unacceptable. I'm all for POLICE enforcement when school is in session, but automation is not ok.
Anonymous 3/06/2025 12:24 PM	I have nearly been hit by a distracted driver coming over the curb at RMS. It's unfortunate that the sidewalks are right along the street with so many student walkers, and that so many drivers seem to think that bicycle lanes are a buffer for their vehicle.
Anonymous 3/06/2025 01:17 PM	None

Anonymous 3/06/2025 01:47 PM	Redmond. Middle is a nightmare during pickup/drop off. Parents park on the side of the road blocking traffic, cars trying to get through the intersections and not paying attention to crosswalks. Horace Mann, parents not following the rules of the road, making U-Turns where ever they feel like. Crossing the street with their children NOT in a crosswalk!!!!
Anonymous 3/06/2025 01:49 PM	Fast moving vehicles near Redmond Elementary
Anonymous 3/06/2025 01:51 PM	None
Anonymous 3/06/2025 02:32 PM	Please see my previous comment about the crosswalks in front of Mann and Redmond high. They need blinking lights just like the one by 172nd ave ne. It would make people much easier to see, especially in the dark in front of Redmond and little kids in front of Mann.
Anonymous 3/06/2025 03:05 PM	Horace Mann - parents Jay crossing is a concern
Anonymous 3/06/2025 04:20 PM	None
Anonymous 3/06/2025 05:24 PM	Could you just refer to my answer 3 or 4 pages ago. Speeding, over take cars using center lane (saw this multiple times Redmond Middle School). Even cars enter school parking lot using the Exit (there is a Do Not Enter sign, Clara Barton Elementary)
Anonymous 3/06/2025 07:33 PM	Please keep neighborhood streets safe. The main roads are not the issue. I have never seen anyone speed through them and I drive through them daily.
Anonymous 3/06/2025 07:41 PM	InIn neighborhoods near schools, high schoolers occasionally peel out in the neighborhood roads
Anonymous 3/06/2025 07:53 PM	See my comment before related to speeding cars near Clara Barton Elementary. This could become even a bigger problem if the city opens up the gate to access 124th directly from 172nd NE
Anonymous 3/06/2025 09:53 PM	Sometimes (usually early afternoon), driving near Lake Washington High, there are quite a few cars, traveling rather quickly.
Anonymous 3/07/2025 01:18 PM	-
Anonymous 3/07/2025 04:01 PM	I think it's largely a matter of people not being aware they're in or near a school zone or park. People forget to take extra caution.
Anonymous 3/07/2025 04:18 PM	None
Anonymous 3/07/2025 06:23 PM	I understand the needs for citiy to put the speed camera but it does not make situation safer. In fact, it may cause more accidents than being safe. May want to add more light or sign when near parks or school area. If the city is really,concerned about the speeding, have law enforcement to be present that is how you make the catch not thru camera.
Anonymous 3/07/2025 08:27 PM	The street behind Rockwell by Meadow park becomes almost impassable at drop off and pickup. Parents park in front of driveways, on corners out in the street. It would be helpful to have a police officer there once or twice a week to educate the parents on safety.

Anonymous 3/08/2025 03:55 AM	Street parking across the schools can make turning into some school zones a bit blind
Anonymous 3/08/2025 10:11 AM	It is enough to modify the road structure to enforce speed limits. raised pedestrian walks, roundabouts or led signs with speed measures will be enough
Anonymous 3/08/2025 10:54 AM	.
Anonymous 3/08/2025 10:55 AM	None
Anonymous 3/08/2025 11:01 AM	Speeding, not paying attention to kids when present
Anonymous 3/08/2025 11:02 AM	Na
Anonymous 3/08/2025 11:07 AM	Redmond High and speed.
Anonymous 3/08/2025 11:33 AM	People with loud, fast cars wanting to show them off and RPD letting them get away with it.
Anonymous 3/08/2025 11:39 AM	None
Anonymous 3/08/2025 12:11 PM	I would love to see raised crosswalk by RMS on 166th to slow drivers when people are out walking before or after the regular drop off and pickup times.
Anonymous 3/08/2025 12:12 PM	Fast driving, disregarding speed limits. Street parking making visibility poor
Anonymous 3/08/2025 01:02 PM	Na
Anonymous 3/08/2025 01:34 PM	Tesla FSD does not detect school zone and reduced speed limits
Anonymous 3/08/2025 02:06 PM	I do not support speed cameras but would love to see more officers around our schools. I think people mostly obey the 20 mph zones around Horace Mann.
Anonymous 3/08/2025 02:16 PM	Traffic in and out of Evergreen Middle School during arrival and dismissal can sometimes back out onto 208th AVE NE. The traffic doesn't last long--maybe 5 to 10 minutes. However, there are some drivers who get so impatient waiting that they either speed around cars by driving on the shoulder or crossing the double yellow line and driving towards oncoming traffic. This is dangerous for both other drivers and the pedestrian traffic entering/leaving the school.
Anonymous 3/08/2025 02:29 PM	Clara Barton Elementary School in North Redmond 1. Rolling stop at the 4-way stop sign NE 122nd St & 172nd Ave NE (https://maps.app.goo.gl/RB85qUuMidZWndrg6) is an everyday occurrence. 2. Speeding parents who are late for school drop off 3. Many vehicles going at or above 30mph (as seen from how bad they are jumping over the speed bump) even during school time (yellow light flashing) 4. Cars parked in drop off only zones inside the school. Many kids cross this street to get to school, it is scary to see how fast people drive here.

Anonymous 3/08/2025 02:52 PM	I have traffic safety concerns near school bus stops. I believe, the large majority of Redmond residents are not clear on what the traffic rules are when the school bus is boarding or deboarding students. It would be great if city of Redmond or Redmond PD can post a video tutorial in their website/ social media handles talking about the traffic do's and dont's of school busstop. Please cover all possible scenarios (like if the bus stop is in a 4 way stop intersection,in a 4 way intersection but 2 way stop, etc)
Anonymous 3/08/2025 03:16 PM	Fast moving cars
Anonymous 3/08/2025 05:12 PM	Commuters speed thru neighborhoods where schools are located and don't respect the signs 20 mph when children present and also go over 25mph listed speed.
Anonymous 3/08/2025 05:42 PM	The issue is not speed, but congestion when school lets out in the afternoon. Lack of traffic control for cars exiting school parking lots (high school, middle school, Horace Mann).
Anonymous 3/08/2025 06:26 PM	The biggest problem is poorly designed parking lots at some schools. It causes a back up onto the public street.
Anonymous 3/08/2025 07:47 PM	Cars blocking main road picking up/dropping off children
Anonymous 3/08/2025 08:14 PM	Redmond Middle School and Willows Prep have parents lined up in the street, blocking traffic, during pickup and drop off. Willows Prep has drivers cutting through stopped traffic on Red-Wood Rd to get to the turn lanes, dangerous with limited sightlines
Anonymous 3/08/2025 08:55 PM	Schools entrance need to have traffic lights to allow for flow of traffic in and out of schools. The increase in population in our city in the past thirty years now requires modernization of drop off/ pick up lanes to concentrate inside of the school area and not blocking roads.
Anonymous 3/08/2025 09:50 PM	None
Anonymous 3/08/2025 10:24 PM	I don't live near school zones. Not enough information for me.
Anonymous 3/09/2025 01:31 AM	People speeding near Redmond High school and Rockwell elementary
Anonymous 3/09/2025 01:32 AM	Nothing
Anonymous 3/09/2025 01:33 AM	Traffic police should protect crosswalks , because drivers are not slowing down for walkers.
Anonymous 3/09/2025 01:48 AM	None
Anonymous 3/09/2025 01:49 AM	N/A
Anonymous 3/09/2025 01:50 AM	None
Anonymous 3/09/2025 03:14 AM	X
Anonymous 3/09/2025 03:23 AM	None

Anonymous 3/09/2025 03:24 AM	There is no traffic enforcement post Covid. Pretty simple. Speeding, texting, watching YouTube while driving. I see it all every day and I see it around Redmond elementary school.
Anonymous 3/09/2025 03:32 AM	No concerns
Anonymous 3/09/2025 04:06 AM	None
Anonymous 3/09/2025 05:56 AM	.
Anonymous 3/09/2025 05:59 AM	None, everything seems quite safe already
Anonymous 3/09/2025 05:59 AM	Rosa parks, Redmond high
Anonymous 3/09/2025 05:59 AM	
Anonymous 3/09/2025 06:27 AM	N/a
Anonymous 3/09/2025 06:48 AM	The same as the rest of Redmond.
Anonymous 3/09/2025 06:57 AM	I don't walk near schools often, but I'm more concerned about people running the red light and being distracted while driving
Anonymous 3/09/2025 07:07 AM	.
Anonymous 3/09/2025 07:14 AM	N/A
Anonymous 3/09/2025 07:20 AM	No one follows the rules or drives safely because there is zero enforcement of the rules. Bring back cops to assist the schools.
Anonymous 3/09/2025 07:37 AM	None
Anonymous 3/09/2025 07:48 AM	I really haven't seen terrible drivers in Redmond unless I'm on 405 or near 148th
Anonymous 3/09/2025 07:50 AM	No concerns
Anonymous 3/09/2025 07:51 AM	Lack of four way stop signs make it very difficult to safely make left turns. There are several intersections near Redmond Elementary and Anderson Park that have stop signs only on one street. Those should be four way stops instead.
Anonymous 3/09/2025 08:09 AM	Most of Redmond lacks adequate traffic calming measures (e.g. raised crosswalks, artificial narrowing to slow traffic), so that applies here too.
Anonymous 3/09/2025 08:35 AM	No issues, seems well managed as is
Anonymous 3/09/2025 08:40 AM	N/A
Anonymous 3/09/2025 08:40 AM	Not enough pull off zones for dropping parents creating traffic.

Anonymous 3/09/2025 08:42 AM	Na
Anonymous 3/09/2025 08:42 AM	I travel regularly through school zones by car and have not seen any issues over the past several years. I feel safe in these areas and I've observed lawful, attentive behavior from drivers.
Anonymous 3/09/2025 08:43 AM	No concerns
Anonymous 3/09/2025 08:44 AM	N/a
Anonymous 3/09/2025 08:50 AM	None
Anonymous 3/09/2025 08:54 AM	There's a general disregard to traffic laws every where, all the time.
Anonymous 3/09/2025 08:55 AM	None
Anonymous 3/09/2025 09:03 AM	None
Anonymous 3/09/2025 09:12 AM	No concerns
Anonymous 3/09/2025 09:15 AM	No specific concerns with traffic near schools
Anonymous 3/09/2025 09:25 AM	Drivers on phones
Anonymous 3/09/2025 09:25 AM	Drivers not respecting speed limit
Anonymous 3/09/2025 09:33 AM	Police presence to enforce if necessary
Anonymous 3/09/2025 09:34 AM	Timberline Middle School. Lack of traffic coordination. People drop off children on the street. Unqualified persons attempting to a direct traffic. Unsafe U-turn behavior.
Anonymous 3/09/2025 09:36 AM	Drivers don't yield to pedestrians in crosswalks.
Anonymous 3/09/2025 09:36 AM	None
Anonymous 3/09/2025 09:45 AM	The crosswalk in Einstein elementary is always full of distracted drivers.
Anonymous 3/09/2025 09:47 AM	Once the high school lets out, teenagers DAILY speed at very high speeds (50+) on NE 107th street at the top of the hill. I have reported this several times to the non-emergent line but have yet to see any police presence or changes.
Anonymous 3/09/2025 09:48 AM	No police enforcement
Anonymous 3/09/2025 09:51 AM	Some could use the button and blinking lights in crosswalks.
Anonymous 3/09/2025 09:54 AM	Distracted drivers. Redmond high school.

Anonymous 3/09/2025 10:09 AM	None
Anonymous 3/09/2025 10:10 AM	I have no concerns, people seem to follow the speed limits when I drive by Redmond high school
Anonymous 3/09/2025 10:10 AM	NA
Anonymous 3/09/2025 10:16 AM	Near the highschool people are always distracted and driving horribly
Anonymous 3/09/2025 10:19 AM	.
Anonymous 3/09/2025 10:25 AM	N/A
Anonymous 3/09/2025 10:32 AM	I live near Redmond ES. Traffic calming measures, not speed cameras, should be applied to 166th and other roads around schools and parks.
Anonymous 3/09/2025 10:44 AM	None
Anonymous 3/09/2025 11:12 AM	Drivers blowing through crosswalks
Anonymous 3/09/2025 11:18 AM	N/a
Anonymous 3/09/2025 11:18 AM	We need more traffic calming -- things that encourage safer driving like narrower streets, speed humps, etc. Making massive roads only encourages faster and more reckless driving. Also protected bike lanes would be wonderful.
Anonymous 3/09/2025 11:24 AM	I avoid the schools during pick up and drop off.
Anonymous 3/09/2025 11:45 AM	N/a
Anonymous 3/09/2025 11:57 AM	No concerns. stop trying to fix problems that don't exist and appease the nimbys. let redmond develop
Anonymous 3/09/2025 12:04 PM	Left my note about TMS in an earlier question. Also Ella Baker sidewalks need to be widened. There's not enough room for bikers and pedestrians— I've seen too many bikers fall into the road. Also wish there was an incentive for families to carpool or bike/walk to school too many drive and it's a neighborhood school. Have reached out to king county but never get a response — would appreciate sharing this feedback with them as these schools are in incorporated Redmond.
Anonymous 3/09/2025 12:09 PM	N/A
Anonymous 3/09/2025 12:16 PM	Near Redmond Elementary School that cars naturally go high speeds. Moreover, they turn at high speeds as well, without noticing pedestrians. The streets are so wide as well that it takes a pedestrian longer to cross the street, exposing them to more danger for longer.
Anonymous 3/09/2025 12:21 PM	No concerns
Anonymous 3/09/2025 12:28 PM	N/a

Anonymous 3/09/2025 12:29 PM	Fast moving vehicles on NE 116th St near Einstein Elementary. When police officers are present doing speed checks people drive significantly slower.
Anonymous 3/09/2025 12:33 PM	None
Anonymous 3/09/2025 12:40 PM	Reckless, speeding drivers.
Anonymous 3/09/2025 12:47 PM	Drop off and pickup lines are a nuisance
Anonymous 3/09/2025 01:14 PM	Redmond elementary regularly has drivers speeding and blowing through red lights near it. Also, drivers regularly do not yield to pedestrians at crosswalks and nearly hit them as they pass through.
Anonymous 3/09/2025 01:31 PM	Drivers recklessly speeding, not enough bollards and physical barriers protecting cyclists.
Anonymous 3/09/2025 01:40 PM	Parent traffic with "me first" mentality, Manny drivers "cheating" by driving 5-20 mph over posted limits, ignoring pedestrians crossing streets
Anonymous 3/09/2025 01:55 PM	N/a
Anonymous 3/09/2025 01:57 PM	Too much traffic, congestion .
Anonymous 3/09/2025 02:21 PM	Na
Anonymous 3/09/2025 02:25 PM	Redmond high school
Anonymous 3/09/2025 02:49 PM	N/a
Anonymous 3/09/2025 03:12 PM	Fast moving vehicles that often don't come to a complete stop at or behind stop bars or before sidewalks at driveways in/around Redmond Elementary
Anonymous 3/09/2025 03:16 PM	Sometimes RHS students peel out from parking lot onto street quickly.
Anonymous 3/09/2025 03:21 PM	At Redmond High School the single street gets jammed frequently, congestion is a problem
Anonymous 3/09/2025 03:24 PM	Many drivers on NE 80th Street speed well beyond the speed limit. Elevated crosswalks that double as speed tables would greatly improve pedestrian safety.
Anonymous 3/09/2025 03:29 PM	Not enough lanes. Get rid of trees and make 4 lane roads
Anonymous 3/09/2025 03:31 PM	None.
Anonymous 3/09/2025 03:35 PM	My only concern is drivers staring at their phones
Anonymous 3/09/2025 03:43 PM	Drivers on their phones. Pedestrians on their phones, with even less situational awareness.

Anonymous 3/09/2025 03:45 PM	I don't have concerns
Anonymous 3/09/2025 03:47 PM	N/a
Anonymous 3/09/2025 04:22 PM	None
Anonymous 3/09/2025 04:27 PM	I have no concerns
Anonymous 3/09/2025 04:33 PM	No concerns
Anonymous 3/09/2025 04:33 PM	Lack of the flashing cross walks
Anonymous 3/09/2025 04:47 PM	The School zone start sign for Albert Einstein Elementary School (coming from Avondale) is far ahead of the lights flashing to indicate a reduced speed limit. In addition, this flashing light is also obscured by tree branches for quite some distance. So most people don't realize that reduced speeds are in effect long after passing the school zone start sign. While I am not aware of anyone being ticketed, this layout is non-ideal for everyone.
Anonymous 3/09/2025 05:17 PM	N/A
Anonymous 3/09/2025 05:25 PM	No speed cameras please. it causes drivers to panic and stop recklessly causing rear end collitions
Anonymous 3/09/2025 05:51 PM	No concerns.
Anonymous 3/09/2025 05:56 PM	N/A
Anonymous 3/09/2025 06:51 PM	None
Anonymous 3/09/2025 07:09 PM	N/A
Anonymous 3/09/2025 08:03 PM	Redmond School hill that goes to Nike Park that says 25 mph. Cars go up that hill so fast even when children are walking up to their homes. Maybe a speed bump somewhere on that hill but not sire of those are ok for hills.
Anonymous 3/09/2025 08:58 PM	Schools aren't designed for parking and pick-up and now the school schedules result in pick-ups happening all at the same time
Anonymous 3/09/2025 09:18 PM	Ben Rush, principally with regards to the school zone in Old Red: there are fairly few demarcated crosswalks along the main stretch of the road despite there being several more legal crossing spots. That could potentially make crossing more dangerous for kids and adults, as they would either want/need to cross at an unmarked location where motorists might not be as attentive as they should, or would otherwise have to walk a much longer distance just to cross to the other side. Outside of crossings the speed indicator sign on that stretch of road seems effective from my experience, with not too much deviation from the limit amongst other motorists I've encountered.
Anonymous 3/09/2025 09:59 PM	None. Both schools have good crosswalks. Haven't seen issues around either school.

Anonymous 3/09/2025 10:07 PM	N/a
Anonymous 3/09/2025 10:38 PM	Riding my bike around Einstein and there is very fast moving traffic, and one area farther in the surrounding neighborhood has the bike lane temporarily merge with fast moving traffic
Anonymous 3/09/2025 10:53 PM	I have no concern in fact pedestrian sometimes taking too relaxing walk when crossing. Nothing is wrong but also respect to the driver waiting to turn and drop off kids to be in time to school
Anonymous 3/09/2025 11:34 PM	No concerns
Anonymous 3/09/2025 11:43 PM	In front of Horace Mann elementary school where cars enter into premise, there is a cross walk missing. Before and After school, most of the parents park cars on the 170th Ave NE and kids cross NE 104th St. This is very unsafe crossing since cars coming from Redmond Middle school area have lower visibility up the hill.
Anonymous 3/10/2025 12:04 AM	Einstein Elementary- turn signal for school entry
Anonymous 3/10/2025 12:15 AM	None
Anonymous 3/10/2025 07:09 AM	Increased traffic and reckless drivers.
Anonymous 3/10/2025 07:20 AM	Over near the elementary school, the street is very wide which encourages drivers to speed. There are no traffic calming measures like roundabouts or narrow lanes (which could be fixed by narrowing the lanes and adding a protected bike lane) to slow down traffic so it relies solely on the deiver doing the right thing which is never comfortable for pedestrians. There are also very few crosswalks making it unsafe to cross in many places since the street is so wide.
Anonymous 3/10/2025 09:11 AM	Parents using a non drop off area for kids. The parents go too fast for the area, are doing donuts, driving up on curves, not yielding to kids or other cars. Double parking, sometimes triple parking.
Anonymous 3/10/2025 09:23 AM	Redmond Elementary - mostly I've noticed the issues because there is a lot of traffic on 166th but no green arrows at the traffic signals so motorists waiting to turn will run a yellow or red light.
Anonymous 3/10/2025 09:45 AM	Speeding vehicles
Anonymous 3/10/2025 10:08 AM	At Woodinville high school, the 4 way stops are really more of a decoration than a functional stop. Nobody goes, or two people go at once, and the traffic is just awful.
Anonymous 3/10/2025 10:13 AM	None
Anonymous 3/10/2025 10:18 AM	Audubon Elementary - bad behavior of pedestrians and drivers alike. There's consistently a mom sending her kid across the street between crosswalks at the main driveway. Drivers are frequently impatient, aggressive, and rude. Rose Hill Middle School - kids on bikes don't follow rules of the road - riding all over the place and unpredictable. Very unsafe, makes me uncomfortable to drive thru after school.

Anonymous 3/10/2025 10:34 AM	None
Anonymous 3/10/2025 01:21 PM	N/a
Anonymous 3/10/2025 02:33 PM	No issues at Ben Rush where my daughter goes
Anonymous 3/10/2025 03:41 PM	Speedy drivers
Anonymous 3/10/2025 03:45 PM	Benjamin rush elementary. The traffic in Old Redmond Rd often speeds. The hill makes it dangerous for clear sight. I think the school zone area should be extended. And the normal speed in that area 25 not 30
Anonymous 3/10/2025 03:47 PM	Distracted driving - RMS and RHS, lack of crosswalks - RMS, RHS, Redmond El. Adding more lights or roundabouts at these schools would help with this and fast vehicles, particularly on 108th and 166th
Anonymous 3/10/2025 03:56 PM	Education Hill schools-RHS, Horace Mann and fast moving vehicle traffic.
Anonymous 3/10/2025 04:00 PM	A
Anonymous 3/10/2025 04:38 PM	Don't have much interaction with this dynamic
Anonymous 3/10/2025 04:57 PM	My concern is that adding cameras will force people to accelerate when they saw a yellow so that they can avoid the ticket.
Anonymous 3/10/2025 04:59 PM	Traffic backing up
Anonymous 3/10/2025 05:12 PM	Evergreen middle school - fast moving vehicles, traffic jams
Anonymous 3/10/2025 05:50 PM	Redmond Elementary School. Drivers have no clue pedestrians have right of way at unmarked crosswalks in the surrounding area, even if there's no pedestrian lights or crosswalk paint.
Anonymous 3/10/2025 06:05 PM	If traffic cannot be diverted further away from places where children are walking to and from school, then speeds need to be slowed down by permanent design such as cross tables
Anonymous 3/10/2025 06:40 PM	Cascade View Montessori has no traffic signage and parents park on the sidewalk.
Anonymous 3/10/2025 06:43 PM	...
Anonymous 3/10/2025 06:52 PM	N/a
Anonymous 3/10/2025 07:55 PM	Lighted crosswalk on Old Redmond Road crossing into the 60-01 apartments. It's very hard to see pedestrians.
Anonymous 3/10/2025 08:57 PM	No concerns
Anonymous 3/10/2025 08:59 PM	None

Anonymous 3/11/2025 07:31 AM	NA
Anonymous 3/11/2025 08:58 AM	Drivers not slowing down, poorly visible speed limit signs/school zone signs/lights hidden by tree overgrowth, kids not looking in both directions before crossing, parents dropping kids off on side of street and blocking traffic, kids driving e-bikes and scooters in wrong directions/speeding. Rose Hill Middle School area (140th Ave), Kamiakin Middle School (132nd Ave).
Anonymous 3/11/2025 09:21 AM	Ben Rush, missing neighborhood sidewalks
Anonymous 3/11/2025 09:38 AM	N/A
Anonymous 3/11/2025 10:31 AM	I have no specific concerns about traffic near schools but it's generally a widespread problem for all schools that drivers are distracted and do not obey the 20 MPH speed limit when required. Crossing guards have near-misses frequently and drivers seem confused about how to pass through a school zone, particularly if they do not have students at that school.
Anonymous 3/11/2025 04:46 PM	Re Ben Rush and Rose Hill Middle School: when lights are flashing, traffic does slow but rarely do drivers observe the regular speed limit.
Anonymous 3/11/2025 04:53 PM	None
Anonymous 3/11/2025 10:04 PM	Ella baker.speeding teenagers under influence of drugs during summers
Anonymous 3/11/2025 10:34 PM	Drivers not stopping and allowing kids to cross and speeding
Anonymous 3/12/2025 02:49 PM	N/A
Anonymous 3/12/2025 03:05 PM	Redmond needs more raised crosswalks. they help ensure cars dont just blast past crosswalks and help ensure slower vehicle speeds.
Anonymous 3/12/2025 03:51 PM	Additional flashing light with speed meter will help because it's easy to err on the school zone speed limit when not entering at school zone sign.
Anonymous 3/12/2025 04:36 PM	As in my previous comment, multiple schools are concerning, but recently Redmond Middle
Anonymous 3/12/2025 05:06 PM	Rockwell Elementary - I walk my children three blocks to Rockwell everyday for school, and I walk back home. I consistently see and hear fast me moving loud vehicles rush past.
Anonymous 3/12/2025 06:07 PM	This isn't a real problem. I don't want my city government harassing its residents by issuing them automated tickets. I will encourage anyone to fight them in court to ensure they cost more to enforce than you bleed from us.
Anonymous 3/12/2025 06:18 PM	No concerns.I do not want traffic cameras. I just had a ticket from West Seattle. I was not driving my vehicle, yet I was ticketed.. I would rather see Redmond police patrolling areas. I see several drivers every week running red lights.That is the real issue.
Anonymous 3/12/2025 06:29 PM	None
Anonymous 3/12/2025 06:39 PM	None

Anonymous 3/12/2025 06:50 PM	N/A
Anonymous 3/12/2025 06:58 PM	Lack of public lights for pedestrians. Lack of curb cleaning, curbs can be extremely dirty and even unsafe during winter season due to snow and storm debris. This is especially try on 166th avenue going to Redmond Middle School
Anonymous 3/12/2025 07:08 PM	No concerns. This questionnaire is rigged
Anonymous 3/12/2025 07:12 PM	People drive very quickly and there are A LOT of kids walking near schools. Also sad because recently heard of an car accident in Kirkland near a school where someone fell asleep at the wheel and hit two kids who were walking. People are careless around schools since they tend to be in neighborhoods.
Anonymous 3/12/2025 07:13 PM	Rockwell- officer enforcement is needed. Many feel regular rules of the road don't apply to them. My car has been hit and run multiple times, I've seen kids and adults almost hit multiple times. I'm afraid it is only going to get worse with construction. RPD could bring in lots or revenue if they policed the neighbors nearby before and after school
Anonymous 3/12/2025 07:19 PM	Kids don't pay any attention, goof off end up in the street when they should be on the sidewalk.
Anonymous 3/12/2025 07:28 PM	Redmond Elementary- when driving or walking to the school there are multiple distractions such as children walking, lots of cars parked along the road, drivers not stopping at crosswalks when pedestrians are present, and preschool children playing on playground next to street. Lots of attention needed when driving near there. Redmond Middle School- we get off Metro and cross NE 104th on foot. Cars do not slow down in the school zone even though there is a speed alert.
Anonymous 3/12/2025 07:29 PM	None
Anonymous 3/12/2025 07:31 PM	Distracted drivers at Redmond Middle School picking up students.
Anonymous 3/12/2025 07:39 PM	I only interact with school zones as a driver passing through. I find that the edges of school zones aren't always clearly demarcated, and the lanes nearby them are as wide and easy to drive fast through as anywhere else. This means that my slowing down frequently causes cars to bunch up behind me.
Anonymous 3/12/2025 07:44 PM	I don't think we need to put cameras up. I'm against that.
Anonymous 3/12/2025 08:01 PM	My primary concern is the amount of distracted driving I'm witnessing. People are literally watching videos on their phones while driving. Secondary concerns have to do with speeding, not knowing basic driving rules, not yielding to pedestrians.
Anonymous 3/12/2025 08:12 PM	The school's I travel past are pretty safe compared to 20 years ago.
Anonymous 3/12/2025 08:36 PM	Distracted driving is common when I drive around our area and it's not specific to school zones.
Anonymous 3/12/2025 08:58 PM	I have no concerns about traffic near our school, Rockwell Elementary
Anonymous 3/12/2025 09:12 PM	Drivers not yielding to pedestrians in crosswalks

Anonymous 3/12/2025 09:21 PM	Parents parking badly and not watching for other kids when dropping off their own. Teen drivers are better, frankly.
Anonymous 3/12/2025 10:09 PM	Police need to patrol 104th and 166th for speeders. They used to do this frequently, but not any longer which I believe has led to people speeding more frequently.
Anonymous 3/12/2025 10:13 PM	I answered this in previous question. Norman Rockwell. Speeding traffic. Need police presence.
Anonymous 3/12/2025 10:39 PM	Cars going too fast and not paying attention.
Anonymous 3/12/2025 10:57 PM	The number of potholes around Redmond High School, Horace Mann, and on Avondale causes people to swerve to avoid damage to vehicles. Fixing these and other areas of disrepair would improve overall safety
Anonymous 3/12/2025 11:15 PM	None
Anonymous 3/12/2025 11:35 PM	Redmond High School - bikes lanes need more visibility
Anonymous 3/12/2025 11:58 PM	None.
Anonymous 3/13/2025 12:14 AM	Drivers break rule's everyday, take illegal u turns after dropping off on the main road near Timberline Middle School
Anonymous 3/13/2025 01:32 AM	Distracted drivers are the biggest threat
Anonymous 3/13/2025 04:49 AM	Lack of parental awareness to make pickup and drop off as time efficient as possible.
Anonymous 3/13/2025 09:32 AM	Redmond High School when school ends: lots of drivers on their phones
Anonymous 3/13/2025 09:48 AM	NA
Anonymous 3/13/2025 10:07 AM	None
Anonymous 3/13/2025 10:33 AM	Please install more crosswalks
Anonymous 3/13/2025 10:42 AM	None.
Anonymous 3/13/2025 11:20 AM	Redmond Elementary
Anonymous 3/13/2025 11:25 AM	I like flashing crosswalks.

Anonymous 3/13/2025 11:35 AM	Rose Hill Middle School - heavy car traffic during school drop-off/pick-up times. I'm usually on a bike and it is not at all obvious how I should navigate into the school -- should I enter in via the car loop? Should I get on the sidewalk? The road in front of the school is narrower at the crosswalks and then wider in between the crosswalks, which is challenging to navigate on a bike, as cars want me to pull into the wider parts and then I'm forced to merge back in with traffic at the crosswalks. It also encourages cars pulling over to drop off their kids (rather than entering the car loop) to cut me off. I'm a confident cyclist and I've gotten used to navigating it over the years, but it is not great. The roads leading to/from the school are challenging as well. We usually take Old Redmond to 140th Ave NE and then turn left into the Strattonwood neighborhood. The bike lanes are sometimes not well swept, even when the road is clear. The left turn into Strattonwood is challenging in traffic. Ben Rush - somewhat of a funky situation as we are not zoned to Ben Rush, we are in the neighborhoods west of 148th that are now (as of 2023) zoned to Ben Franklin, but existing families were offered the opportunity to variance in to Rush. Many of us use the back entrance to Rush off 149th Ct. This footpath is not marked. Crossing 148th at NE 61st Way is extremely hairy to say the least. 148th in general is hairy! While the school-specific problem will dissipate over time as current families graduate and new families west of 148th go to Franklin, we do also use that same route during non-school hours, e.g. to access the school playground on weekends, or when walking our dog. In addition, there are families living on the east side of 148th who use that route to get to Rush, and while the 148th crossing isn't an issue for them, the rest will.
Anonymous 3/13/2025 12:22 PM	Traffic is driven by the volume of cars used for pick up and drop off. I am more concerned with the Avondale congestion. I also strongly oppose the use of traffic speed cameras. This was used near Albert Einstein and Union Hill and was a failure in terms of cost and any meaningful impact. I do not support dollars being spent in this area versus other enforcement such as drugs and crime in the area.
Anonymous 3/13/2025 12:31 PM	I witness speeders near all schools.
Anonymous 3/13/2025 12:57 PM	There needs to be traffic controls around RHS. It is the only high school in LWSD that doesn't have a traffic light. This causes cars to be more aggressive to get out of the lot. Also, there should be a metered and enforced crosswalk to prevent students from the steady stream of walking across 104th with no breaks for drivers to get through
Anonymous 3/13/2025 01:13 PM	I have no concerns.
Anonymous 3/13/2025 01:31 PM	No
Anonymous 3/13/2025 01:45 PM	Fast cars by Dickinson and evergreen
Anonymous 3/13/2025 01:51 PM	NA
Anonymous 3/13/2025 01:55 PM	Not everyone obeys the posted speed limit
Anonymous 3/13/2025 01:58 PM	N/A

Anonymous 3/13/2025 02:35 PM	I have usually seen Redmond drivers follow speed limits in school zones.
Anonymous 3/13/2025 02:42 PM	None
Anonymous 3/13/2025 03:01 PM	None
Anonymous 3/13/2025 03:14 PM	No concerns
Anonymous 3/13/2025 04:16 PM	Traffic near schools is very safe. Bad driving is the same everywhere, of course, but people are safer drivers in school zones.
Anonymous 3/13/2025 04:19 PM	I keep wondering why there is not a flashing school zone sign near Redmond El like there are at the other schools on the hill. It wound make sense ti have one there and make everything more consistent.
Anonymous 3/13/2025 05:07 PM	I have no concerns but I think that school busses and kids walking to and from school cause lots of traffic
Anonymous 3/13/2025 05:37 PM	No concerns
Anonymous 3/13/2025 06:45 PM	Please don't install traffic camera near school or parks. Sounds lien easy money for the dept to make. If you really worry about those, please have more police do the patrol rather than relying the camera traffic. In fact it will increase and cause accidents. Do you want that to happen or create safe environment?
Anonymous 3/13/2025 08:31 PM	As mentioned earlier that close call in the cross walk near horace mann. People race through and do not look. I dont feel safe crossing and never know the drivers will stop. It the only legal crossing spot to the school. other than a sign there is not much that seems to slow people down.
Anonymous 3/13/2025 09:38 PM	None
Anonymous 3/13/2025 09:55 PM	Na
Anonymous 3/13/2025 09:57 PM	Driver's that are focused on themselves and in a hurry. Need flashing crosswalks at all school and park crosswalks
Anonymous 3/13/2025 10:03 PM	People not following the speed limit (flashing lights)
Anonymous 3/13/2025 10:21 PM	Rockwell Elementary: when turning left onto 162nd Ave NE from 112th St, there is a very tall shrub/tree on the SW corner house, which makes it so I need to pull out into the crosswalk to see oncoming traffic. Then often the school's crossing guard needs to move around my car. I'm also shocked at how fast ppl drive up/down 162nd St NE. Would it be possible to install speed bumps? (Or as my British husband refers to them as: "sleeping police officers" :)
Anonymous 3/13/2025 10:30 PM	N/A
Anonymous 3/13/2025 10:36 PM	None

Anonymous 3/13/2025 11:26 PM	N/A
Anonymous 3/14/2025 01:54 AM	Speeding just outside of the school 20mph zones. Also illegal parking across from Audubon. Parking near the entrance pinches off the exit from 30th onto 180th.
Anonymous 3/14/2025 05:55 AM	Tailgating drivers
Anonymous 3/14/2025 08:39 AM	I live in Kirkland and work in Redmond and the speed camera for Kamiakin is pure entrapment (just see the data on number of tickets). Please don't do that to Redmond. It's a sick money grab. I support crosswalks with orange walking flags like in downtown Kirkland and flashing lights at crosswalks. Crossing guards are already there to get children across safely. Please show me where anyone has been struck at a school or park crossing? I don't know if I've ever heard of an indecent. It not, then please consider that this is a pure money grab.
Anonymous 3/14/2025 09:30 AM	N/a
Anonymous 3/14/2025 10:24 AM	Mann elementary has limited visibility coming up the hill from 166th. A crosswalk with flashing lights would be useful here. The school used adult safety monitors during school hours, which is absolutely necessary given traffic.
Anonymous 3/14/2025 02:38 PM	Na
Anonymous 3/14/2025 03:36 PM	Redmond High school is very bad after school is let out. Kids race down the street. We need better ways to slow traffic.
Anonymous 3/14/2025 05:00 PM	The drivers near Clara Barton Elementary School are sometimes distracted, sometimes drive too fast, and sometimes do not stop for students walking to and from school. Clearly marked/painted/lit crosswalks are needed on NE 122nd Street between NE 124th Street and Clara Barton Elementary for students to cross safely.
Anonymous 3/14/2025 05:25 PM	Clara Barton Elementary, fast moving vehicles, vevicles don't stop for pedestrians, lack of traffic lights
Anonymous 3/14/2025 05:33 PM	Clara Barton Elementary: unsafe/distracted/fast driving during school zone when kids are present. Kids on safety patrol have had their flags hit by cars when they are attempting to cross students. I've witnessed many times an adult safety patrol person having to confront distracted drivers if they even can. We need raised crosswalks and better signage/visabilty.
Anonymous 3/14/2025 05:34 PM	Traffic gets very backed up coming and going from both Redmond Middle School and Redmond High School leading to parents or students getting anxious or frustrated and sometimes not making the best decisions.
Anonymous 3/14/2025 06:18 PM	I pass by the school on union hill road and 208th a lot during school hours and hardly anyone obeys the 20 mph speed limit when the lights are flashing. I constantly have people riding my bumper because I'm not going 40. I do think having a second set of flashing lights near the stop light in both directions would help a lot. I think some people forget the lights were flashing while they sit through a red light. And I frequently see people run the red lights not only at this intersection, but also many others downtown.
Anonymous 3/14/2025 09:26 PM	Redmond Middle School and Rockwell Elementary School, pickup after school, overcrowded parents in cars - long lines of illegal parking on side of road, daily.

Anonymous 3/15/2025 12:10 AM	Camera system have no context of short days, vacation days, breaks, early release, etc. They also ticket a vehicle, not a driver. All schools have issues at times, but also have excessive, encroaching, parking and drop off impacts. Very difficult to see signs, flaggers, etc with rows of vehicles waiting in front of them.
Anonymous 3/15/2025 07:35 AM	Fast cars along NE 167th Street, no crosswalk for school children that attend Clara Barton, no slowing options. My child crosses 167th without a crosswalk
Anonymous 3/15/2025 02:18 PM	N/A
Anonymous 3/15/2025 03:00 PM	Redmond Elementary School- right in downtown and too close to all the congestion of a growing city with very limited ways in and out.
Anonymous 3/15/2025 03:17 PM	It looks to me like the city of Redmond is fishing for justification to install speed cameras, which are really municipal revenue raising devices under the guise of "children's safety" . . . a clever tactic done in order to paint opponents as villains who don't care about children's safety. Is there are accident statistics that show there is a problem, then share the data. If not, then don't try to create such statistics by way of anecdotes collected from surveys.
Anonymous 3/16/2025 01:43 AM	I live on 166th, people speed, but mostly they just don't respect signals. you can have all the stoplights and ped crossing signals in the world but if people speed up when they see you because they don't wanna stop then it's not gonna do any good. also, it feel like a third of cars in redmond have obscured or removed their license plates, so like, they must know they're breaking laws.
Anonymous 3/16/2025 09:33 AM	We need more designated crosswalks so that people do not cross randomly in front of cars.
Anonymous 3/16/2025 12:55 PM	I pass Mann, RHS and RMS daily. Distracted drivers and not enough crosswalks with lights leading up to the schools. Drivers do not stop or slow at crosswalks!
Anonymous 3/16/2025 03:07 PM	General fast moving traffic that rarely slows for pedestrians, drivers that ignore speed limits. The crossings around Redmond Elementary are very long and drivers think the street is wide open for them. The curbs being brought in, or slightly raised crosswalks would help a lot with visibility of people crossing. It would also make drivers more likely to drive more slowly in general on that street.
Anonymous 3/16/2025 04:41 PM	None
Anonymous 3/16/2025 07:33 PM	Lack of protected bike lanes, paint on the side of the road doesn't help me feel physically safe riding my bike. Raised concrete, pylons, even the "armadillos" would be an improvement which increasing the feeling of safety for adults and especially children who ride their bikes as a healthy means of transportation
Anonymous 3/16/2025 07:49 PM	As noted earlier, I have experienced close calls at the crosswalks near Redmond Elementary School. People driving on 166th are driving fast or on their phones. People turning onto 166th do not check for pedestrians.
Anonymous 3/17/2025 09:19 AM	Norman Rockwell Elementary (see previous note).
Anonymous 3/17/2025 10:56 AM	RmS, RHS, Rockwell
Anonymous 3/17/2025 11:18 AM	X

Anonymous 3/17/2025 12:46 PM	No concerns at this time.
Anonymous 3/17/2025 04:58 PM	I mainly witness traffic at Mann, RHS, RMS, Rockwell. Mann and RMS is the scariest. Crossing NE 104th at the Mann entrance MUST BE STOPPED. Speeding and tailgating from south of RMS to the pool (166th to NE 104th) is atrocious and I would really appreciate some negative reinforcement on those folks. Kirkland has speed cameras in some of their school zones and we should too!
Anonymous 3/18/2025 10:46 AM	Rockwell Elementary, Redmond High School
Anonymous 3/18/2025 01:10 PM	Redmond Elementary - the area outside the school is an accident waiting to happen. Drivers ignore pedestrian crossings, safety directions, safe parking guidelines, abuse school staff.
Anonymous 3/18/2025 01:13 PM	Nothing, really
Anonymous 3/18/2025 01:14 PM	The congestion/backup created by Redmond High School drivers is huge! They are backed up all the way down the hill, affecting drivers in and out of Horace Mann as well as drivers down on 166th. The traffic down at Redmond Elementary and Old Redmond School House has so many crosswalks and drivers don't always stop for pedestrians to cross where they need to.
Anonymous 3/18/2025 01:38 PM	As I mentioned, I work at Red. El. and often witness cars speeding by the school, not pausing for crosswalks/crossing guards, driving through before students/crossing guards are safely out of the crosswalk, driving in a distracted manner, etc.
Anonymous 3/18/2025 02:05 PM	Redmond elementary, reckless and distracted drivers and
Anonymous 3/18/2025 02:57 PM	Lack of pedestrian signals, crossing 166th to Norman Rockwell Elementary. Parent drop off/pick up backs up at Redmond Middle School causing chaos on the street (166th). Distracted drivers everywhere!
Anonymous 3/18/2025 03:18 PM	I'm worried about the safety of our staff and students/families at Redmond Elementary.
Anonymous 3/18/2025 03:26 PM	Lots of distracted drivers and drivers not following crosswalk and crossing guard directions
Anonymous 3/18/2025 03:38 PM	The streets around our school, Redmond Elementary is overrun with parked cars right now (especially NE 80th St and 169th Ave NE. It makes it very difficult to see cross traffic and I expect it's the same for pedestrians. If you are going to build high-rise housing, the buildings need to accommodate the cars, and not have them parking every which way. I believe that Bellingham has an ordinance that if you live in a building that offers housing, then you need to use it as you will get a ticket if you are parking on the streets at night (something like that; my student graduated a few years ago).
Anonymous 3/18/2025 04:49 PM	The school zone creates a lot of backed up traffic for people trying to leave the education hill neighborhood in the mornings. This can increase distracted driving and speeding as people try to make up time
Anonymous 3/18/2025 04:52 PM	More police present to control
Anonymous 3/19/2025 08:27 AM	No major concerns for school zones.

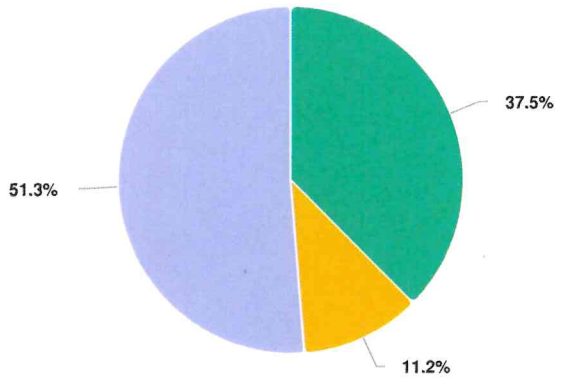
Anonymous 3/19/2025 04:40 PM	Horace Mann Elementary has drivers moving too fast, and drivers who don't stop for the school crossing guard when they enter the crosswalk with their reflective vest and flag to let students cross.
Anonymous 3/19/2025 09:22 PM	Lack of sidewalk, lack of sufficient light during winter mornings and evenings, lots of vehicular backup during school times
Anonymous 3/19/2025 09:40 PM	Horace Mann primarily. Our arms race of bigger and bigger cars is particularly dangerous for elementary age kids due to their height. LWSD and the respective towns need to encourage less driving. I'm not sure why Redmond allowed 104th and surrounding streets to be free parking for the high school. The least they could due is install parking meters to recoup and reinvest some of that cost into improved infrastructure. And half the parents driving their kids to school live within half a mile - then drive way to fast though the parking lot, distracted by their phones and decide their smarter than everyone by driving through the teachers lot so their precious spawn only doesn't have to walk 50 extra feet. Then they exist, turning left despite the sign clearly telling them not to. Or turn right and play chicken with the crossing guards.
Anonymous 3/19/2025 10:16 PM	Careless drivers ignores walking signs signals and rushes .
Anonymous 3/20/2025 02:19 PM	Redmond High school need protected crossing for pedestrians to cross 104th to Hartman Park and other areas along 104th Street east of RHS.
Anonymous 3/21/2025 09:54 AM	Middle school has most of the observed issued: reckless and improper parking on bike lanes
Anonymous 3/21/2025 03:24 PM	Rockwell Elementary is my main concern. Cars travel way too fast in the areas around the school, often ignoring crosswalks and speed limits.
Anonymous 3/21/2025 03:26 PM	Cars driving in the Norman Rockwell school zones. Cars are speeding and seem unaware of their surroundings. Cars frequently don't stop for pedestrians and drive in the bike lane, very close to children and families walking on the sidewalks.
Anonymous 3/24/2025 03:49 PM	None
Anonymous 3/25/2025 06:17 AM	Wilder Elementary- people undertaking traffic because they are impatient and don't keep to the speed limit. Redmond High - school start and end times people get very mad about the lack of a traffic light and they turn left using the right lane out of the school.

Anonymous 3/25/2025 07:41 AM	****Wilder Elementary School - Poor and confusing signage!! The fact that school zones are 20 mph 24/7 is not clear to most people due to random signs that say: "when flashing" or "when students are present". Signs are confusing and the speeds are unsafe often during before/after school/weekend events. RCW 46.61.440 Maximum speed limit when passing school or playground crosswalks—Penalty, disposition of proceeds. (1) Subject to RCW 46.61.400(1), and except in those instances where a lower maximum lawful speed is provided by this chapter or otherwise, it shall be unlawful for the operator of any vehicle to operate the same at a speed in excess of twenty miles per hour when operating any vehicle upon a highway either inside or outside an incorporated city or town when passing any marked school or playground crosswalk when such marked crosswalk is fully posted with standard school speed limit signs or standard playground speed limit signs. The speed zone at the crosswalk shall extend three hundred feet in either direction from the marked crosswalk. ****Redmond High School - No traffic light allowing drivers to enter or exit with any regularity. No metered crosswalk lights to allow pedestrians to walk across street in groups. RHS is the only comprehensive school without a traffic signal. It is dangerous and can cause 45 minute waits to enter or exit the school. Frustrated drivers get angry and cause multiple issues.
Anonymous 3/25/2025 09:11 AM	Biggest problem seems to be young drivers (coming and going from the high school) that don't care about speed limits, driver distraction, or watching for pedestrians.
Anonymous 3/25/2025 09:26 AM	Add more crosswalks
Anonymous 3/25/2025 01:18 PM	NA
Anonymous 3/25/2025 01:18 PM	Fast traffic and impatient drivers
Anonymous 3/25/2025 01:24 PM	N/A
Anonymous 3/25/2025 02:35 PM	None
Anonymous 3/26/2025 07:06 PM	Redmond Elementary. Drivers sometimes drive through while children are crossing with the stop flag held out. Fast driving while the flashing light is on for reduced speed.
Anonymous 3/30/2025 08:23 PM	Evergreen Middle School- majority of cars passing the school are going above 20mph. Eastlake High School- back way into Eastlake cars are doing way over 20mph past students walking to school, Stem- in am so many students are lake because of traffic on hwy 202. Cars race on 208th to get into school on time. Alcott Elementary- parents are a little better st going the speed limit

391 responses · 1 skipped

Question type : Essay Question

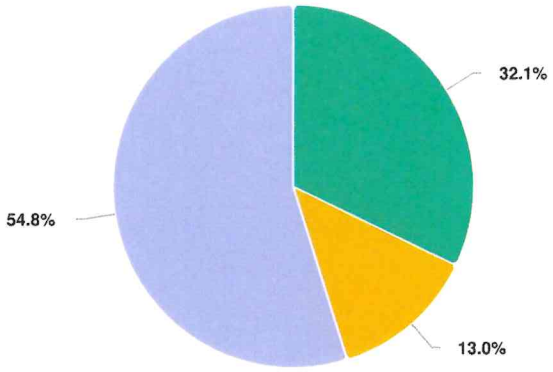
Q12. How supportive are you of measures, such as speed safety cameras to reduce speeding and improve safety near schools?



Question options	responses	%
Supportive	147	37.5
Neutral	44	11.2
Not supportive	201	51.3

392 responses · 0 skipped
Question type : Radio Button Question

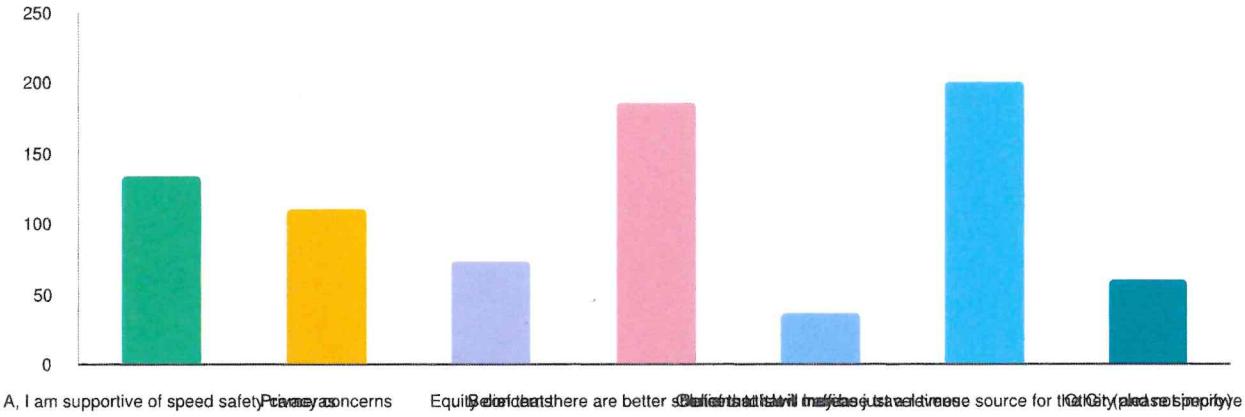
Q13. How supportive are you of measures, such as speed safety cameras to reduce speeding and improve safety near parks?



Question options	responses	%
Supportive	126	32.1
Neutral	51	13.0
Not supportive	215	54.8

392 responses · 0 skipped
Question type : Radio Button Question

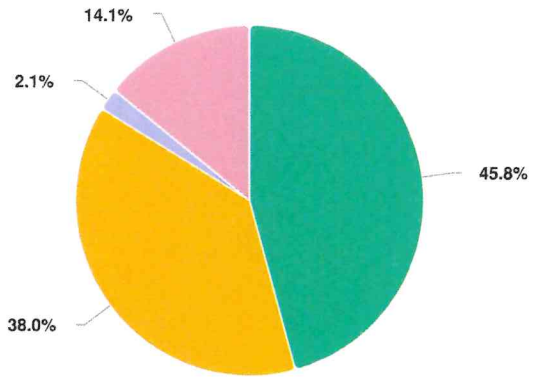
Q14. If you indicated that you are not supportive of speed safety cameras in Redmond, why? (please select all that apply)



Question options	responses	%
N/A, I am supportive of speed safety cameras	134	34.2
Privacy concerns	110	28.1
Equity concerns	73	18.6
Belief that there are better solutions to slow traffic	186	47.4
Belief that it will increase travel times	36	9.2
Concerns that it may be just a revenue source for the City and not improve safety	200	51.0
Other (please specify)	59	15.1

392 responses · 0 skipped
Question type : Checkbox Question

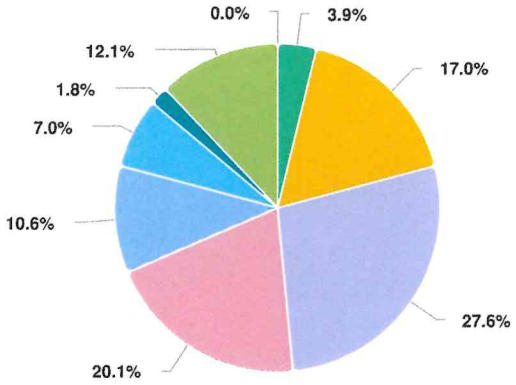
Q15. What gender do you identify with?



Question options	responses	%
Female	178	45.8
Male	148	38.0
Transgender / Gender variant	8	2.1
I prefer not to answer	55	14.1

Optional question · 389 responses · 3 skipped
Question type : Radio Button Question

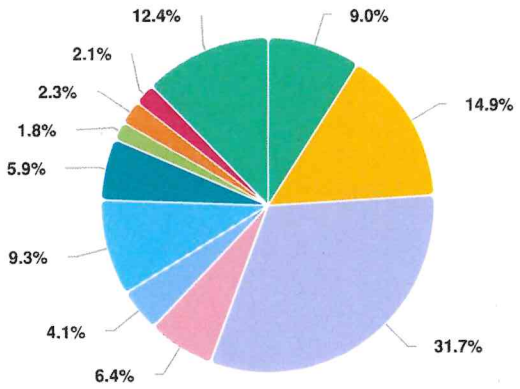
Q16. In what decade were you born?



Question options	responses	%
2000 or after	15	3.9
1990-1999	66	17.0
1980-1989	107	27.6
1970-1979	78	20.1
1960-1969	41	10.6
1950-1959	27	7.0
1940-1949	7	1.8
I prefer not to answer	47	12.1
Before 1940	0	0.0

Optional question · 388 responses · 4 skipped
Question type : Radio Button Question

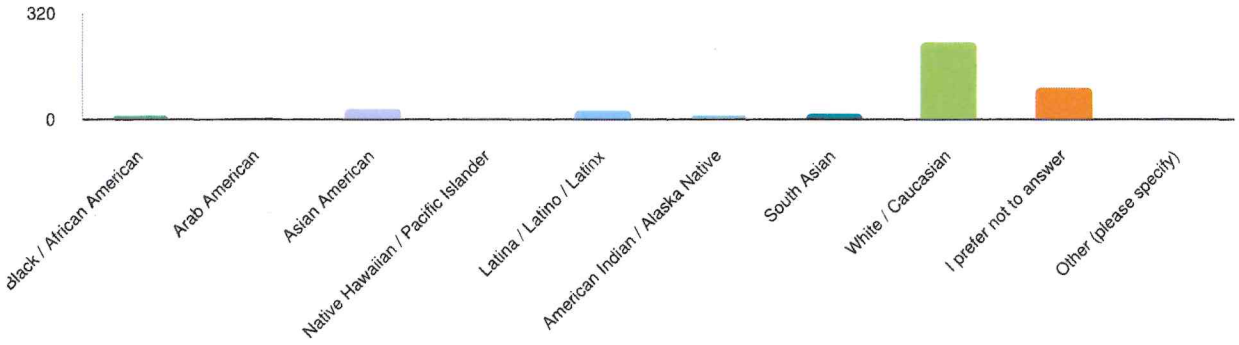
Q17. Which of the following best describes where you live? (please see the Redmond neighborhood map for reference if needed)



Question options	responses	%
Redmond's Bear Creek neighborhood	35	9.0
Redmond's Downtown neighborhood	58	14.9
Redmond's Education Hill neighborhood	123	31.7
Redmond's Grass Lawn neighborhood	25	6.4
Redmond's Idylwood neighborhood	16	4.1
Redmond's North Redmond neighborhood	36	9.3
Redmond's Overlake neighborhood	23	5.9
Redmond's Sammamish Valley neighborhood	7	1.8
Redmond's SE Redmond neighborhood	9	2.3
Redmond's Willows / Rose Hill neighborhood	8	2.1
Outside of Redmond (Please provide your zipcode)	48	12.4

Optional question · 388 responses · 4 skipped
Question type : Radio Button Question

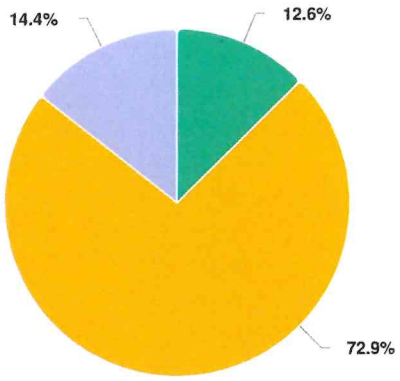
Q18. Which of the following best describe your racial and ethnic heritage? (please select all that apply)



Question options	responses	%
Black / African American	8	2.1
Arab American	1	0.3
Asian American	33	8.5
Native Hawaiian / Pacific Islander	3	0.8
Latina / Latino / Latinx	24	6.2
American Indian / Alaska Native	8	2.1
South Asian	17	4.4
White / Caucasian	233	60.2
I prefer not to answer	93	24.0
Other (please specify)	2	0.5

Optional question · 387 responses · 5 skipped
Question type : Checkbox Question

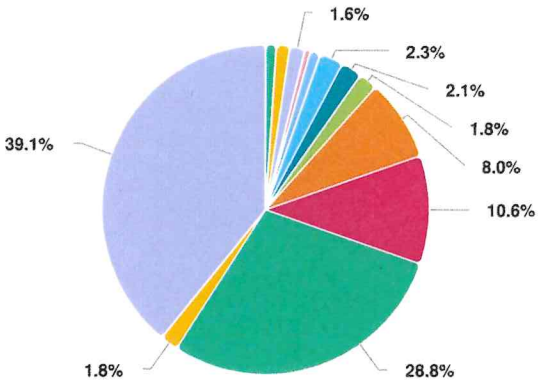
Q19. Do you identify as having or living with a disability?



Question options	responses	%
Yes	49	12.6
No	283	72.9
I prefer not to answer	56	14.4

Optional question · 388 responses · 4 skipped
Question type : Radio Button Question

Q20. What is your total household income per year (before taxes)?



Question options	responses	%
Less than $30,000	4	1.0
$30,000 - $39,999	5	1.3
$40,000 - $49,999	6	1.6
$50,000 - $59,999	2	0.5
$60,000 - $69,999	4	1.0
$70,000 - $79,999	9	2.3
$80,000 - $89,999	8	2.1
$90,000 - $99,999	7	1.8
$100,000 - $149,999	31	8.0
$150,000 - $199,999	41	10.6
$200,000 or higher	111	28.8
I am unsure	7	1.8
I prefer not to answer	151	39.1

Optional question · 386 responses · 6 skipped
Question type : Radio Button Question

Public Safety Technology Data Governance

Effective Date:	July 2025
Revised Date:	
Issuing Authority:	

341.1 PURPOSE AND SCOPE

The Redmond Police Department is committed to the responsible and ethical use of technology. The purpose of this policy is to establish guidelines for the use of data gathered and generated by the different public safety technologies deployed by the Redmond Police Department. This policy aims to ensure that the deployment and utilization of these technologies are conducted in a manner that respects privacy, civil liberties, and public trust and are consistent with state law, city policy and WASPC accreditation standards.

The department shall maintain transparency in the use of public safety technologies and inform the public about their purposes, capabilities, and the safeguards in place to protect individual rights.

Officers and personnel involved in the use of these technologies will be held accountable for their actions and adherence to this policy. Violations will result in disciplinary action, up to and including termination, in accordance with departmental procedures, City policy, and collective bargaining agreements.

341.2 POLICY

Public safety technology (PST) data will be used solely for law enforcement purposes. Any non-law enforcement usage of PST data is strictly prohibited. PST data will not be used to intentionally monitor private area or areas where a reasonable expectation of privacy exists, nor shall it be used to harass, intimidate, or discriminate against any individual or group.

PST systems will only be deployed for official law enforcement purposes and will only be accessed by trained, RPD employees. This access is limited to search of specific information related to any of the following:

- Criminal investigations
- Searches for wanted persons or persons of interest
- Community caretaking functions, such as locating an endangered or missing person

Employees will only use PST data pursuant to this policy and applicable city, state, and federal laws.

This policy will be reviewed regularly to ensure it remains current and consistent with technological advancements, legal requirements, best practices in data governance, and City policy.

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341.3 POLICIES AND OPERATING PROCEDURES FOR SPECIFIC TECHNOLOGIES

The Redmond Police Department will adopt policies to provide specific guidance for deployment and operation of the different technologies in use. Those individual policies will follow and refer to this data governance policy. These programs include but are not limited to:

- Drones including Drone as a First Responder (DFR)
- Automatic License Plate Readers (ALPR)
- Speed Safety Cameras
- In-car and Body-Worn Video
- Technologies used by the Real Time Information Center (RTIC)

341.4 STORAGE AND RETENTION OF DATA

The department and city have robust security measures currently in place in compliance with CJIS data security, and the cities cyber-insurance carrier requirements to protect the data from unauthorized access or breaches.

Generally, PST systems store data from the various technologies no longer than 30 days. After the 30-day period, the data will be purged unless it related to an ongoing investigation or legal requirement. In those circumstances, the applicable data should be downloaded from the server and entered into evidence.

Detectives will retain PST data related to a criminal investigation in the investigation case file for a period in accordance with state retention laws.

341.5 REVIEW OF PST DATA

Only authorized personnel may access PST data and only in conjunction with a call for service or investigation. Employees accessing PST data must log in through password-protected systems.The systems record when an employee accesses the data by logging the employee's name, the date, and the time of the request. Employees will not share PST passwords and login credentials.

Employees conducting searches will provide a case number and justification for the search. If a case number does not exist, the employees will provide thorough justification for the legitimacy and lawful purpose of the search.

Regular audits will be conducted to ensure compliance with this policy.

341.6 RELEASING OR SHARING OF PST DATA

PST data will only be shared with other law enforcement or prosecutorial agencies for official law enforcement purposes or as otherwise permitted by law. In addition, the Redmond Police Department will only share PST data with other agencies when the investigation relates to a violation of Washington State Law or is tied to the City of Redmond. The Redmond Police Department will not share PST data with other agencies for the purpose of locating or tracking

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persons wanted solely for administrative reasons, such as immigration law violations, or for violations in other jurisdictions that would not otherwise warrant investigation in Redmond.

Requests for PST data by non-law enforcement or non-prosecutorial agencies will be processed by the Records Unit pursuant to the applicable Rules of Civil or Criminal Discovery or the Washington Public Records Act, Ch. 42.56 RCW.

341.7 TRAINING

Before employees operate the various PST systems, they will complete department training on the proper and lawful use of the system. The Training Unit will coordinate with the appropriate program or system administrator to provide this training.

The training will emphasize proper use, data handling procedures, ethical considerations outlined in this policy, and the requirement to document the reason for any data inquiry.

Additionally, all RPD employees with access to PST data will maintain ACCESS Level 1 Certification pursuant to ACCESS WACIC and NCIC.

The PST program administrators will maintain a list of all employees trained in the use of the equipment and systems and update user access.

341.8 PUBLIC REPORTING

The department will engage in community outreach and education efforts to inform the public about the use of these public safety technologies, their benefits, and the safeguards in place to protect privacy and civil liberties.

The department will include in its published annual report details on the use of public safety technologies, including data on their deployment, effectiveness, and any privacy or civil liberties issues encountered.

Any incidents of misuse or abuse of these technologies will be handled in accordance with established department policy, state law, and accreditation standards reporting requirements.

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S-3423.4

SENATE BILL 6002

State of Washington 69th Legislature 2026 Regular Session

By Senators Trudeau, Holy, Alvarado, Bateman, Chapman, Conway, Dhingra, Frame, Hasegawa, Kauffman, Lovelett, Nobles, Pedersen, Shewmake, Slatter, Stanford, and Valdez

Prefiled 01/07/26. Read first time 01/12/26. Referred to Committee on Law & Justice.

AN ACT Relating to driver privacy protections and automated license plate reader systems; adding a new chapter to Title 10 RCW; prescribing penalties; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. **Sec. 1.** INTENT. The legislature finds that it plays an important role balancing the need to ensure public safety and an individual's right to privacy under both the federal Fourth Amendment to the United States Constitution and the broader protection of individual rights guaranteed by Article I, section 7 of the Washington state Constitution.

The legislature further finds that the dramatic expansion of surveillance technology across the country has demonstrated the need to establish sensible guardrails on the use of surveillance data collected from monitoring the location and travel of individuals, without a warrant, to ensure its use by law enforcement and other government agencies must not come into conflict with existing protections for Washingtonians and ensure that it is not being used for purposes prohibited under state and federal law.

NEW SECTION. **Sec. 2.** DEFINITIONS. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Agency" includes all state agencies and all local agencies.

(2) "Audit trail" means all records of queries and responses in an automated license plate reader system, and all records of actions in which system data is accessed, entered, updated, shared, or disseminated, including the:

(a) Location of cameras used as part of the automated license plate reader system;

(b) Date and time of access;

(c) Data elements used to query the automated license plate reader system;

(d) Specific purpose for accessing or querying the automated license plate reader system, including the offense type for any criminal investigation;

(e) Associated call for service or case number; and

(f) Username of the person or persons who accessed or queried the system.

(3) "Audit trail data" means all forms of data collected or generated by an automated license plate reader system for purposes of producing an audit trail.

(4) "Automated license plate reader data" means all data collected by automated license plate reader systems including, but not limited to, global positioning system coordinates, location, date and time, speed of travel, photograph, license plate number, automobile characteristics, or other identifying information.

(5) "Automated license plate reader system" or "ALPR" means a system, software, or computer algorithm, whether used independently or in combination with one or more mobile or fixed automated cameras, that is used to convert images of license plates into computer-readable data. An ALPR excludes automated traffic safety cameras that do not interface or interact with an ALPR system.

(6) "Court order," "warrant," or "subpoena" means a court order as defined in RCW 43.17.420.

(7) "Law enforcement agency" has the same meaning as in RCW 10.116.010.

(8) "Local agency" includes every county, city, town, municipal corporation, quasi-municipal corporation, special purpose district, local housing authorities, or any office, department, division,

bureau, board, commission, or agency thereof, or other local public agency including their respective employees and agents.

(9) "State agency" includes every state office, department, division, bureau, board, commission, or other state agency, and their respective employees and agents.

(10) "Watch list" means a list of license plate numbers to be compared against a license plate number obtained from an automated license plate reader system.

NEW SECTION. **Sec. 3.** OPERATION. (1) Except as provided for in this section, it is unlawful for any agency to access, operate, or use an automated license plate reader system or its associated automated license plate reader data.

(2) An agency may access, operate, or use an automated license plate reader system and its associated data only for the following authorized purposes:

(a) Any law enforcement agency may use an automated license plate reader system for the purpose of comparing captured automated license plate reader data with:

(i) Data on any of the following watch lists maintained by either a federal or Washington state agency: The department of licensing, the state criminal justice information system, the federal bureau of investigation kidnappings and missing persons list, and the Washington missing persons list; or

(ii) License plate numbers that have been manually entered into a state or local automated license plate reader system database, upon an officer's determination that the license plate numbers are relevant and material to an investigation of a vehicle that is:

(A) Stolen;

(B) Associated with a missing or endangered person;

(C) Registered to an individual for whom there is an outstanding felony warrant; or

(D) Related to or involved in a felony.

(b) Any parking enforcement agency may use an automated license plate reader system for the following purposes:

(i) Enforcing time restrictions on the use of parking spaces; or

(ii) Identifying vehicles on a watch list for impoundment or immobilization under a local ordinance enacted under RCW 46.55.240, provided the list includes only license plates of vehicles subject to that ordinance.

(c) An automated license plate reader system may be used as a component of photo toll systems authorized by RCW 47.56.795 or 47.46.105.

(d) Any transportation agency may use an automated license plate reader system for the following purposes:

(i) Providing real-time traffic information to the public, traffic modeling, and traffic studies such as determining construction delays and route use; and

(ii) Enforcing commercial vehicle systems at Washington state patrol enforcement sites and weigh stations.

(3) It is unlawful for any agency, as described in RCW 43.17.425, to use an automated license plate reader system for immigration investigation or enforcement, or both, in accordance with RCW 10.93.160, or for any protected health care services under chapter 7.115 RCW, or to track or otherwise monitor activity protected by the Washington state Constitution and the first amendment to the United States Constitution.

(4) It is unlawful for any agency to collect automated license plate reader data on the premises or immediate surroundings or access to or from facilities that provide protected health care, as described in chapter 7.115 RCW, or at facilities conducting an immigration matter as defined in RCW 19.154.020, schools, places of worship, courts, or food banks.

(5)(a) Any agency that intends to use, or currently uses an ALPR system as of the effective date of this section and intends to continue using the system, shall register it with the office of the attorney general on forms approved by the office for that purpose within 180 days of the effective date of this section. The head of the agency shall certify that the system meets all the requirements of this chapter, and that the agency has a policy or policies in effect governing its use and a documented training process for the officers that will use it. Agencies may not use ALPR systems that have not been properly registered under this section.

(6) A positive match by an automated license plate reader system alone does not constitute reasonable suspicion as grounds for a state or local law enforcement officer to stop the vehicle. The officer shall develop independent reasonable suspicion for the stop or immediately confirm visually that the license plate on the vehicle matches the image of the license plate displayed on the automated license plate reader system and confirm by other means that the

license plate number is on one of the lists specified in subsection (2)(a) of this section.

NEW SECTION. **Sec. 4.** RETENTION. Automated license plate reader data collected by or on behalf of an agency, as authorized pursuant to section 3(2) of this act, shall not be used or shared for any other purpose and shall not be retained longer than 72 hours, with the following exceptions:

(1) When retained pursuant to a valid, court-issued, probable cause felony warrant or subpoena, provided the data is deleted at the conclusion of the criminal or civil case. ALPR data may be shared in discovery in accordance with applicable court rules;

(2) When retained for the purpose of parking enforcement, provided the data is deleted no later than 12 hours after collection;

(3) When retained for the purpose of toll collection, for as long as such captured ALPR data is needed to support the assessment and collection of a toll pursuant to section 3(2)(c) of this act;

(4) When retained for the purpose of traffic studies, provided the data is deleted no later than 30 days after collection;

(5) When retained for the purpose of enforcing commercial vehicle systems, provided the data is deleted no later than four hours after collection; and

(6) When retained for the purpose in section 3(2)(a) of this act for as long as such captured ALPR data is needed as evidence of specific unlawful conduct enumerated in section 3(2)(a) of this act.

NEW SECTION. **Sec. 5.** PROHIBITED PRACTICES. (1) An agency that uses an automated license plate reader system pursuant to section 3(2) of this act shall not:

(a) Disclose, share, or permit access to automated license plate reader data except as required in a judicial proceeding;

(b) Provide any other entity with direct access to the automated license plate reader system, except with other state or local agencies authorized to collect ALPR data under section 3 of this act. A third-party vendor providing ALPR services may directly access an ALPR system and data.

(2) Any agency that uses a watch list pursuant to section 3(2)(a) and (b)(ii) of this act must ensure the watch list is updated no less than once every 24 hours.

(3) An agency shall not sell, lease, rent, or purchase automated license plate reader data or audit trail data.

(4) An agency may obtain privately held automated license plate reader data only pursuant to a valid, court-issued, probable cause warrant.

(5) Automated license plate reader data is not subject to disclosure under the public records act, chapter 42.56 RCW, except such data may be used for bona fide research as defined in RCW 42.48.010 and does not include individually identifiable information.

(6) Any ALPR vendor must provide technical controls preventing unauthorized data sharing, secondary transfer, or access by nonauthorized agencies, including federal civil immigration enforcement in accordance with this chapter.

NEW SECTION. **Sec. 6.** RECORDKEEPING/LOG. If an ALPR operator accesses or provides access to ALPR data, the ALPR operator shall do both of the following:

(1) Maintain a record of that access. At a minimum, the record must include all of the following:

(a) The date and time the data is accessed;

(b) Data elements used to query the ALPR system;

(c) The username of the person who accesses the data and, as applicable, the organization or entity with whom the person is affiliated;

(d) The purpose for accessing the data;

(2) Require that ALPR data only be used for the authorized purposes in this act.

NEW SECTION. **Sec. 7.** ADMISSIBILITY IN COURT. Any information obtained in violation of section 3 of this act is inadmissible in any civil or criminal case in all courts of general or limited jurisdiction in this state, except with the permission of the person whose rights have been violated in an action brought for damages under section 11 of this act.

NEW SECTION. **Sec. 8.** POLICIES. (1) By July 1, 2027, the attorney general shall develop and publish model policies on the use of automated license plate reader systems consistent with this act.

(2)(a) By December 1, 2027, any agency that uses an automated license plate reader system pursuant to section 3(2) of this act shall:

(i) Adopt a policy governing use of the automated license plate reader system consistent with the model policies established under subsection (1) of this section and submit copies of the applicable policies to the attorney general; or, if the agency did not adopt policies consistent with the model policies, provide notice to the attorney general stating the reasons for any departures from the model policies and an explanation of how the agency's policies are consistent with the provisions of this act, and include a copy of the agency's relevant policies; and

(ii) Submit an annual report on its automated license plate reader system practices and usage to the appropriate committees of the legislature. The report must also be conspicuously posted on the agency's public website. The report shall include:

(A) The number of matches that resulted in arrest and prosecution;

(B) The number of stolen vehicles and stolen license plates recovered due to use of the system;

(C) The number of preservation requests and disclosure orders received;

(D) The number of times automated license plate reader data or audit trail data was shared with or accessed by another governmental entity and the identity of each of those governmental entities;

(E) The number of times automated license plate reader data was shared or accessed pursuant to a judicial warrant;

(F) Any changes in policy that affect privacy concerns;

(G) Results from the agency's internal audit of its ALPR system; and

(H) The total annual number of ALPR reads, hits, matches, and alerts.

(b) Prior to or coincident with implementation of an automated license plate reader system, a local law enforcement agency shall take measures to promote public awareness on the use of such system.

(3) After December 1, 2026, whenever an agency modifies or repeals any policies pertaining to the use of automated license plate reader systems, the agency shall submit notice of such action with copies of any relevant policies to the attorney general within 60 days.

(4) By December 31st of each year, the attorney general shall publish on its website a report on the requirements of this section, including copies of the model policies, information as to the status of individual agencies' policies, and copies of any agency policies that depart from the model policies.

NEW SECTION. **Sec. 9.** AUDITS. (1) Each agency operating or accessing an automated license plate reader system shall maintain audit trail data documenting all access to and use of the system. Audit trail data must be retained for two years and must include, at a minimum:

(a) The identity of each user and the date, time, and purpose of each system access or search;

(b) Search term entered, where applicable;

(c) Any export, download, or sharing of ALPR data; and

(d) Any audit trail data generated by or made available through a third-party vendor providing ALPR services. Each agency shall ensure that all such vendor audit trail data is downloaded or otherwise obtained and retained by the agency in accordance with this section.

(2) Each agency shall conduct an internal audit at least once each year to review:

(a) All access to and use of the ALPR system, as reflected in the audit trail data; and

(b) The agency's compliance with the data retention, purging, and sharing requirements established under this chapter and agency policy.

(3) The state auditor has jurisdiction to audit agency compliance with this act.

(a) Upon request by the state auditor, each agency shall furnish all materials necessary to support such an audit, including but not limited to:

(i) ALPR audit trail data;

(ii) Internal audit reports; and

(iii) Any audit trail data provided by or made available through a third-party vendor providing ALPR services.

(b) After completing an audit, the attorney general shall:

(i) Issue findings of any noncompliance;

(ii) Make recommendations to achieve or restore compliance; and

(iii) Require corrective action as needed to ensure compliance with this act.

NEW SECTION. **Sec. 10.** VIOLATIONS—APPLICATION OF THE CONSUMER PROTECTION ACT. The legislature finds that the practices covered by this chapter are matters vitally affecting the public interest for the purpose of applying the consumer protection act, chapter 19.86 RCW. A violation of this chapter is not reasonable in relation to the development and preservation of business and is an unfair or deceptive act in trade or commerce and an unfair method of competition for the purpose of applying the consumer protection act, chapter 19.86 RCW.

NEW SECTION. **Sec. 11.** CRIMINAL PENALTIES. Any person who willfully and intentionally queries, accesses, or uses an automated license plate reader system for a purpose not specifically authorized under this chapter, or who willfully and intentionally retains, sells, shares, permits access, or disseminates automated license plate reader system data or audit trail data in violation of this chapter, is guilty of a gross misdemeanor.

NEW SECTION. **Sec. 12.** CIVIL REMEDY. A person injured by a violation of this chapter may bring a civil action to recover any equitable, declaratory relief, or injunctive relief with respect to the violation; and recover all other appropriate relief, including monetary damages. The court may award to a person aggrieved by a violation of this chapter who prevails in an action brought under this section the costs of the action, including reasonable attorneys' fees.

NEW SECTION. **Sec. 13.** SEVERABILITY CLAUSE. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. **Sec. 14.** Sections 1 through 12 of this act constitute a new chapter in Title 10 RCW.

NEW SECTION. **Sec. 15.** This act is necessary for the immediate preservation of the public peace, health, or safety, or support of

the state government and its existing public institutions, and takes effect immediately.

--- END ---



City of Redmond

SPEED SAFETY CAMERA PILOT PROGRAM

June 3, 2025

Redmond
WASHINGTON

Brian Coats, Deputy Police Chief, Redmond Police Department and
Michael Hintze, Transportation Planning Manager, City of Redmond

PURPOSE

This report provides an evaluation of proposed locations for speed safety cameras within the City of Redmond, as required by RCW 46.63.220(3) and ensures that camera placement decisions are informed by a thorough examination of considerations, including their impact on equity, livability, accessibility, economics, education, and environmental health.

Speed safety cameras have been shown to significantly reduce speeding and collisions, creating safer environments for all road users, particularly in school and park zones where vulnerable populations are most at risk. Unlike traditional enforcement methods that require a uniformed police presence at every location, traffic safety cameras provide a cost-effective and scalable solution to changing driver behavior.

Speed safety cameras eliminate the potential for bias in enforcement by objectively targeting vehicle speed rather than the individual operating the vehicle. This ensures that all drivers are treated consistently and fairly.

In addition, this report demonstrates the need for speed safety cameras in each proposed location through data-driven evidence, such as:

- Travel by vulnerable road users
- Documented speeding incidents
- Rates of collisions
- Near-collision reports
- The ineffectiveness or lack of feasibility of other mitigation measures

The City of Redmond aims to enhance public safety, address community concerns, and ensure a fair, equitable, and transparent approach to implementing speed safety cameras. This report provides an analysis of considerations for the proposed traffic camera locations and examines whether there is a demonstrated need for such cameras. The current proposal is to place speed safety cameras in school zones at the following locations:

- Redmond High School – 17272 NE 104th Street
- Redmond Middle School – 10055 166th Avenue NE
- Rose Hill Middle School – 13505 NE 75th Street

After implementing a pilot speed speed safety camera program in school zones, the Police Department will report out to Council and City leadership the results of the program. Depending on the success of the program in terms of reducing speeds, the report will also include plans to propose expanding the program to additional schools and park zones. Speed surveys were conducted at the following park locations in early 2025:

- Grass Lawn Park – 7031 148th Avenue NE
- Idylwood Park – 3650 West Lake Sammamish Parkway NE
- Anderson Park - 7802 168th Avenue NE
- Marymoor Park – 6046 West Lake Sammamish Parkway NE

- Sixty Acres Park – 15200 NE 116th Street
- Esterra Park –2718 156th Avenue NE

Additional speed surveys would be conducted before proposing cameras in additional school zones and park zones.

BACKGROUND

The City of Redmond adopted Chapter 10.25 of the Redmond Municipal Code in 2006, authorizing the use of automated traffic safety cameras to enforce traffic laws and enhance public safety. The ordinance specifically allowed the deployment of automated cameras in areas, such as school zones and intersections to address speeding and red-light violations.

In June 2024, Washington state enacted Senate Bill 2384, which revised the legal framework governing automated speed cameras for traffic enforcement. The updated legislation expanded the permissible locations for automated cameras to include school speed zones, school walk zones, public park speed zones, hospital speed zones, and roadway work zones. **Additionally, the law introduced a requirement for cities to conduct an equity analysis before installing cameras. This analysis must evaluate the potential impact of camera placement on the community's livability, accessibility, economics, educational opportunities, and environmental health.**

EQUITY CONSIDERATIONS

Equity is a core guiding principle in the City of Redmond's Comprehensive Plan update (Redmond 2050). In the context of Redmond 2050 advancing equity means investing in travel modes that improve mobility for those who do not drive. People who do not drive in Redmond may include youth, persons with disabilities, older adults, and low-income populations. Cost-burdened households are households that spend more than 30 percent of their income on housing. These may be households that rely more on walking, biking and taking transit to reduce transportation costs. Creating safer streets using strategies, such as speed safety cameras aligns with the City's transportation equity goals. Table 1 shows that all locations where speed safety cameras are proposed have higher percentages of one or more populations that likely have more people that don't drive when compared to the City overall (with the exception of the Idylwood Park area).

Table 1: Percent Equity-Seeking Population Within Areas Proposed for Speed Safety Cameras

Location	Household with Seniors (64+)	Youth Population (under 18)	Low-Income (200% of Federal Poverty Threshold)	Disabled Adult Population	Cost-Burden Household
Redmond High School	59%	16%	4%	8%	55%
Rosehill Middle School	31%	19%	8%	9%	19%

Redmond Middle School	**36%**	19%	11%	5%	20%
Redmond Elementary School	19%	32%	5%	5%	5%
Grass Lawn Park	**28%**	16%	6%	**9%**	**39%**
Idylwood Park	18%	20%	1%	7%	14%
Anderson Park	5%	5%	**21%**	5%	**48%**
Marymoor Park	**31%**	13%	**18%**	7%	**41%**
City-wide	22%	22%	11%	7%	25%

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Livability

A livable community is one that is safe and secure, has affordable and appropriate housing and transportation options, and has supportive community features and services. Redmond's Speed Safety Camera Program supports livability as it is intended to slow vehicle traffic in school and park zones, making it safer for all community members, and reducing noise generated by vehicles traveling at higher speeds. Residents and visitors in the specific neighborhoods where cameras are being deployed will benefit most. The City will monitor for any unintended consequences, such as traffic diverting to avoid cameras through its annual traffic volume count program and Q-Alert system, which allows community members to submit requests and concerns. In addition, traffic collisions and speed data will continue to be collected and analyzed to ensure livability benefits are fully realized.

Accessibility

Accessibility, or the ability for a person to access their destinations directly and without barriers, will be enhanced by the deployment of speed safety cameras. Crossing the street can be a significant barrier to pedestrians, particularly children, and is often a major concern for parents and guardians who are considering allowing their children to walk, bike, or roll to school. Speed safety cameras will encourage slower vehicle speeds, which will improve drivers yielding to pedestrians and bicyclists who are crossing the street.

Economics

While the road users most likely to incur fines are drivers of personal vehicles, there is potential for speed safety cameras to impose a financial burden on low-income individuals. To minimize these

[1] Blue number represents that the average of the neighborhood is higher than the citywide average.

[2] The analysis unit is Census block group.

harms on low-income individuals and comply with the RCW, the City of Redmond will coordinate with Northeast District Court to allow for options to enter into a payment plan, or for first time offenders, seek automatic relief in the form of a 50% reduction in the fine if they meet established criteria.[3] A form for fine reduction would be included with the citation.

Education

Transparency is critical for a Speed Safety Camera Program. The City of Redmond will ensure that the community is aware of speed safety camera installations, why they are being installed, when cameras will be active, how they work, fine amounts, and provide clear answers to frequently asked questions. The City of Redmond will use a variety of channels to educate the community such as, social media, earned media, and the City's website. When the program is fully operational, a warning period of approximately 30 days will commence to assess and refine the system before fines are issued.

Environmental Health

Speed safety cameras are expected to contribute positively to environmental health by promoting safer and more efficient traffic flow. These cameras encourage compliance with speed limits and reduce instances of aggressive driving, which in turn minimizes sudden acceleration and braking, both of which contribute to increased fuel consumption and emissions. Additionally, speed safety cameras may positively impact environmental health by reducing vehicle speeds, leading to lower noise pollution and a decreased risk of traffic collisions, which can have environmental consequences.

DEMONSTRATED NEED FOR AUTOMATED SPEED CAMERAS

School Zone Speed Studies

Speed survey data collected at Redmond High School, Rose Hill Middle School, and Redmond Middle School in January 2025 highlights a consistent pattern of speeding in school zones during peak commute hours, posing significant safety risks to vulnerable road users on foot, bicycle, and other modes of transportation. As illustrated below, the data shows that every day about 20% of the total vehicles were traveling at least 6 mph over the posted limit at Redmond High School and Redmond Middle School, and over 50% of the total vehicles were traveling at least 6 mph over the limit at Rose Hill Middle School. See Table 2.

Table 2a: Redmond High School (NE 104th Street) – 20 MPH AM and PM School Zone

	Wednesday, Jan. 22, 2025	Thursday, Jan. 23, 2025	Friday, Jan. 24, 2025
Total Vehicle Count	2,098	2,138	2,061
6+ Over the Limit	414	424	404

[3] This mechanism is not available to individuals who have had a similar citation within the previous three weeks.

Percent	19.7%	19.8%	19.6%

Highest recorded speed: **43 MPH**

Table 2b: Redmond Middle School (166th Avenue NE) – 20 MPH School Zone

	Wednesday, Jan. 22, 2025	Thursday, Jan. 23, 2025	Friday, Jan. 24, 2025
Total Vehicle Count	2,697	2,928	2,784
6+ Over the Limit	504	595	601
Percent	18.7%	20.3%	21.6%

Highest recorded speed: **62 MPH**

2c: Rose Hill Middle School (140th Avenue NE) – 20 MPH School Zone

	Wednesday, Jan. 22, 2025	Thursday, Jan. 23, 2025	Friday, Jan. 24, 2025
Total Vehicle Count	655	670	672
6+ Over the Limit	381	401	419
Percent	58%	59.9%	62.4%

Highest recorded speed: **54 MPH**

School Zone Safety Data

An analysis of five years of crash data (2019 - 2024) shows that there have been no fatal crashes and a total of four injury crashes among the three school zones with no crashes in the Rose Hill Middle School zone.

Table 3: Crash Data for School Zones (2019 - 2024)

Location	Boundary	Number of Crashes	Fatal	Injury	Property Damage
Redmond High School	NE 104th St from 170th Ave NE to 179th Ave NE	5	0	1	4
Rose Hill Middle School	NE 75th St from 134th Ave NE to 140th Ave NE	0	0	0	0
Redmond Middle School	166th Ave NE from NE 98th St to NE 107th St; NE 104th St from 163rd Ave NE to 168th Ave NE	11	0	3	8

PARK ZONES

Park Zone Speed Data

Speed surveys conducted at Grass Lawn, Idylwood, Marymoor, Anderson, Sixty Acres, and Esterra parks highlight a consistent and significant issue with speeding during park hours, posing a danger to pedestrians, cyclists, and other park visitors. See Table 4:

Table 4a: Grass Lawn Park (Old Redmond Road) 30 MPH Speed Limit

	Sunday, Dec. 31, 2023	Monday, Jan. 1, 2024	Tuesday, Jan. 2, 2024	Wednesday, Jan. 3, 2024	Thursday, Jan. 4, 2024
Total Vehicle Count	4,588	3,562	7,845	8,410	8,132
11+ Over	203	189	279	306	301
Percent	4.4%	5.2%	3.6%	3.6%	3.7%

Table 4b: Idylwood Park (West Lake Sammamish Parkway NE) 35 MPH Speed Limit

	Sunday, Dec. 31, 2023	Monday, Jan. 1, 2024	Tuesday, Jan. 2, 2024	Wednesday, Jan. 3, 2024	Thursday, Jan. 4, 2024
Total Vehicle Count	2,990	2,586	5,053	5,504	5,481
11+ Over	72	74	86	124	101
Percent	2.4%	2.9%	1.7%	2.3%	1.8%

Table 4c: Marymoor Park (West Lake Sammamish Parkway NE) 35 MPH Speed Limit

	Sunday, Dec. 31, 2023	Monday, Jan. 1, 2024	Tuesday, Jan. 2, 2024	Wednesday, Jan. 3, 2024	Thursday, Jan. 4, 2024
Total Vehicle Count	6,056	4,555	8,068	8,727	8,625
11+ Over	663	586	823	895	825
Percent	10.9%	12.9%	10.2%	10.3%	9.6%

Table 4d: Anderson Park (NE 79th Street) 25 MPH Speed Limit

	Wednesday, July 17, 2024	Thursday, July 18, 2024	Friday, July 19, 2024	Saturday, July 20, 2024	Sunday, July 21, 2024
Total Vehicle Count	7,366	7,236	6,514	5,424	4,951
11+ Over	83	92	88	70	57
Percent	1.1%	1.3%	1.4%	1.3%	1.2%

Table 4e: Sixty Acres Park (NE 116th Street) 35 MPH Speed Limit

	Thursday, July 25, 2024	Friday, July 26, 2024	Saturday, July 27, 2024	Sunday, July 28, 2024	Monday, July 29, 2024
Total Vehicle Count	1,403	4,415	5,035	4,928	1,045
11+ Over	81	7	12	9	79
Percent	5.8%	.16%	.24%	.18%	7.6%

Table 4f: Esterra Park (Turing Street) 25 MPH Speed Limit

	Thursday, July 25, 2024	Friday, July 26, 2024	Saturday, July 27, 2024	Sunday, July 28, 2024	Monday, July 29, 2024
Total Vehicle Count	4,918	4,346	3,319	2,939	4,208
11+ Over	142	110	82	82	126
Percent	2.9%	2.5%	2.5%	2.8%	3%

The speed survey data across all three schools and identified park zones demonstrates a consistent and significant need for enhanced speed enforcement. Excessive speeds in these areas create an unsafe environment for vulnerable road users, particularly during times when pedestrian, cyclist, and vehicle traffic are at their highest. School zones see high volumes of students walking, biking, or rolling to school, as well as families dropping off or picking up children, intensifying the risk of collisions and near-misses caused by speeding vehicles.

Similarly, parks are frequented by families, children, and recreational users who rely on safe crossings and streets with traffic calming measures to access these community spaces. High volumes of pedestrians and cyclists in park zones further underscore the need for speed control measures to protect vulnerable road users from the dangers of speeding vehicles. Parks serve as vital hubs for recreation and community engagement, and ensuring safe access to these spaces is critical to the livability of the City of Redmond.

The installation of automated speed enforcement cameras in both school and park zones would serve as a critical deterrent to speeding, significantly improve compliance with posted speed limits, and enhance safety for all road users. By reducing vehicle speeds, these cameras would not only mitigate the

heightened risk of collisions, but also create a safer and more accessible environment for students, families, and community members navigating these high-risk areas.

Park Zone Safety Data

Crash data from 2019 to 2024 underscores the ongoing traffic safety concerns in Redmond's park zones, where a total of 155 crashes have occurred, resulting in **one death and 36 injury-related incidents**. Anderson Park alone accounted for **122 crashes,** highlighting the risks in high-traffic recreational areas. Even in smaller park zones like Grass Lawn, Idylwood, and Marymoor, crashes continue to impact pedestrian and vehicle safety, with the majority resulting in property damage.

These numbers emphasize the need for enhanced traffic enforcement measures, such as automated safety cameras, to reduce speeding and improve overall safety in park zones. By addressing these concerns proactively, the City can better protect its residents, visitors, and vulnerable road users enjoying our parks.

Table 5: Crash Data for Park Zones (2019 - 2024)

Location	Boundary	Number of Crashes	Fatal	Injury	Property Damage
Grass Lawn Park	148th Ave NE from NE 68th St to NE 74th St; Old Redmond Way from 141st Ave NE to 149th Ave NE	19	1	4	14
Idylwood Park	West Lake Sammamish Pkwy NE from 180th Ave NE to NE 39th Ct	5	0	1	4
Anderson Park	Redmond Way from 166th Ave NE to 170th Ave NE; NE 79th St from 166th Ave NE to Avondale Way	122	0	27	95
Marymoor Park	East Lake Sammamish PKWY NE from NE 53rd Ct to NE 65th St	9	0	4	5

SPEED CAMERA DEPLOYMENT PLAN

The following steps are required or encouraged either by Washington state law, city ordinance, or best practices.

- **Signage:** As required by RCW 46.63.220(7), signs notifying drivers they are within an area where automated traffic safety cameras are authorized or entering an area where violations are enforced by an automated traffic safety camera must be placed **30 days prior** to the activation of cameras.

- **School Zone Beacons: School zone speeding violations will only be issued during designated school hours when amber beacons are flashing.** These designated hours typically include 30 minutes before the start of school and after school until 5 p.m. to account for extracurricular activities when children are present. Enforcement of school zone speeding violations will be closely aligned with the school's schedule to ensure accuracy and fairness.

- **Speeding Enforcement Threshold:** The National Highway Traffic Safety Association (NHTSA) recommends a threshold of no less than 6 mph above the speed limit in school zones and a threshold of up to 11 mph on most roads.[4]

- **Fines:** Per RCW 46.63.220(16), the amount of fine issued using an automated traffic safety camera may not exceed $145* on public roads and may be doubled to $290* in school zones. The penalty schedule for the City of Redmond is as follows when the 20 MPH school zone beacon is flashing:
    - 6-9 mph over the limit (26-29 mph): $110.00
    - 10-14 mph over the limit (30-34 mph): $220.00
    - 15+ mph over the limit (35+ mph): $290.00

- **Warnings:** When the program is fully operational, a warning period of 45 days will commence to assess the system and correct problems before fines are issued. During the warning period, motorists violating the speed limit will receive a courtesy warning notice in the mail, showing their location, date/time, vehicle speed, posted speed limit with beacon activation, and fine amount. There is no penalty to pay and no response is required during the warning period.

- **Objective Enforcement:** Per RCW 46.63.220(8), automated traffic safety cameras are limited to recording images of the vehicle and its license plate, and only during the occurrence of a violation. These cameras are specifically designed to ensure privacy by not capturing images that reveal the faces of the driver or passengers. Additionally, data is not shared between automated traffic safety cameras and fixed automated license plate reading cameras.

- **Due Process:** A notice of infraction must be mailed to the registered owner of the vehicle within 14 days of the violation. The registered owner of the vehicle is responsible for an infraction, unless they state under oath the vehicle was stolen or in control by a person other than the registered owner. A person receiving an infraction notice based on evidence detected by an automated traffic safety camera may respond to the notice by mail. All notices are reviewed and approved by police staff.

- **Vendor Services:** The automated traffic safety camera vendor is compensated solely for the value of the equipment and administrative services. The vendor's fees may not be based on a portion of the fine revenue generated by the equipment.

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[4] NHTSA Speed Enforcement Camera Systems Operational Guidelines Microsoft Word - Job 4660 Speed Enforcement Camera Systems Operational Guidelines April 15 2008.doc

*Fine amounts are adjusted by inflation every 5 years

Reduced Penalties for Eligible Recipients

Per RCW 46.63.210-260, registered vehicle owners who receive notices for infractions enforced by automated traffic safety cameras and are recipients of public assistance or participants in the Washington Women, Infants, and Children (WIC) Program are eligible for a 50% reduction in penalties upon request.

Mandatory Reporting

The statute governing automated speed safety cameras requires cities to post an annual report on the City's website detailing the number of collisions that occurred at each location where an automated safety camera is located, as well as the number of infractions issued for each camera. Additionally, the Police Department will provide City Council with an update on this data at least twice annually.

Community Engagement

The Fall 2024 Redmond Schools Parent/Guardian Transportation Questionnaire was open in October 2024 and was sent out to parents and guardians at the elementary and middle schools. Some of the questions asked pertained to safety around schools.

41/104 (39.4%) respondents said that slower vehicle speeds surrounding schools would make them feel more comfortable with their child walking or biking to school.

In a free response question asking if there are any specific improvements that would make them feel more comfortable with their children walking or biking to school, 10/42 (23.8%) respondents shared that drivers are ignoring speed limits, driving too fast, or otherwise speeding through school zones and it is making their children unsafe.

Another community questionnaire specific to speed safety cameras was conducted in March/April 2025. 144 respondents (36.7%) had strong concerns about traffic safety in areas near parks and schools in Redmond and 93 or 23.7% sometimes had concerns about traffic safety. Based on the questionnaire results, the top two traffic safety concerns were distracted driving and speeding. When asked how supportive they were of measures, such as speed safety cameras to reduce speeding and improve safety near schools, 201 respondents (52%) were not supportive. 147 or 37.5% were supportive along with 44 (11.2%) who were neutral. For the same question regarding parks, 215 (54.8%) were not supportive along with 126 (32.1%) supportive, and 51 (13.0%) neutral.

Police staff have engaged City Council in conversations about the automated traffic safety programs during committee meetings on September 19, 2023, September 17, 2024, and March 18, 2025, and discussed this topic during the Jan. 28, 2025 Council study session. The program, including the amended city ordinance and vendor contract, was voted down during the April 15, 2025 business meeting.

Automated traffic safety cameras were discussed with the Chief's Community Equity Action Team (CEAT) on Jan. 22, 2025. We received no comments, questions, or concerns from the team.

City and Court Staffing

If the proposed implementation of an automated traffic safety program is approved by the City Council, it will significantly increase the volume of infractions and the time required for court staff to process and adjudicate them. Northeast District Court staff, who already manage infractions from automated cameras in other jurisdictions within their purview, have expressed confidence that their current staffing levels are sufficient to handle the anticipated increase.

The City's Finance Department will need to establish a financial remittance process to ensure all revenue generated by automated safety cameras is allocated to cover the costs of additional traffic safety programs and traffic safety capital improvement projects.

SUMMARY

The City of Redmond is planning to implement new traffic safety cameras to enhance public safety by reducing speeding in key areas. The placement and deployment of these cameras are guided by best practices in equitable traffic management, using both national research and local data. By taking these steps, we are addressing safety concerns, promoting fairness, and improving the overall quality of life for everyone in Redmond.

This report evaluates the placement of automated traffic safety cameras in Redmond, ensuring equitable and data-driven decision-making. Automated cameras are a cost-effective way to reduce speeding and collisions, particularly in school and park zones, protecting vulnerable road users such as children, seniors, and pedestrians. The report examines the impact on equity, including livability, accessibility, economic considerations, education, and environmental health.

Speed studies show significant speeding in school and park zones, with up to 62% of vehicles exceeding speed limits in school zones and 10 - 12% in certain park areas. Crash data (2019 - 2024) highlights traffic safety concerns, with school zones recording 47 crashes and park zones reporting 155 crashes, including one death and 36 injury-related incidents. Automated speed enforcement cameras in school zones will deter speeding and enhance safety for the City's vulnerable road users.

RCW 46.63.220 Automated traffic safety cameras—City or county may authorize use—Local legislative authority analysis—Traffic ordinances—Annual reports—Signage—Images—Notice of infraction—Compensation for equipment—Revenue. (1) Nothing in this section prohibits a law enforcement officer from issuing a notice of traffic infraction to a person in control of a vehicle at the time a violation occurs under RCW 46.63.030(1) (a), (b), or (c).

(2) Any city or county may authorize the use of automated traffic safety cameras and must adopt an ordinance authorizing such use through its local legislative authority.

(3) The local legislative authority must prepare an analysis of the locations within the jurisdiction where automated traffic safety cameras are proposed to be located before adding traffic safety cameras to a new location or relocating any existing camera to a new location within the jurisdiction. The analysis must include equity considerations including the impact of the camera placement on livability, accessibility, economics, education, and environmental health when identifying where to locate an automated traffic safety camera. The analysis must also show a demonstrated need for traffic cameras based on one or more of the following in the vicinity of the proposed camera location: Travel by vulnerable road users, evidence of vehicles speeding, rates of collision, reports showing near collisions, and anticipated or actual ineffectiveness or infeasibility of other mitigation measures.

(4) Automated traffic safety cameras may not be used on an on-ramp to a limited access facility as defined in RCW 47.52.010.

(5) A city may use automated traffic safety cameras to enforce traffic ordinances in this section on state highways that are also classified as city streets under chapter 47.24 RCW. A city government must notify the department of transportation when it installs an automated traffic safety camera to enforce traffic ordinances as authorized in this subsection.

(6)(a) At a minimum, a local ordinance adopted pursuant to this section must contain the restrictions described in this section and provisions for public notice and signage. Cities and counties must also post such restrictions and other automated traffic safety camera policies on the city's or county's website. Cities and counties using automated traffic safety cameras before July 24, 2005, are subject to the restrictions described in this section, but are not required to adopt an authorizing ordinance.

(b)(i) Cities and counties using automated traffic safety cameras must post an annual report on the city's or county's website of the number of traffic crashes that occurred at each location where an automated traffic safety camera is located, as well as the number of notices of infraction issued for each camera. Beginning January 1, 2026, the annual report must include the percentage of revenues received from fines issued from automated traffic safety camera infractions that were used to pay for the costs of the automated traffic safety camera program and must describe the uses of revenues that exceeded the costs of operation and administration of the automated traffic safety camera program by the city or county.

(ii) The Washington traffic safety commission must provide an annual report to the transportation committees of the legislature, and post the report to its website for public access, beginning July 1, 2026, that includes aggregated information on the use of automated traffic safety cameras in the state that includes an assessment of the

impact of their use, information required in city and county annual reports under (b)(i) of this subsection, and information on the number of automated traffic safety cameras in use by type and location, with an analysis of camera placement in the context of area demographics and household incomes. To the extent practicable, the commission must also provide in its annual report the number of traffic accidents, speeding violations, single vehicle accidents, pedestrian accidents, and driving under the influence violations that occurred at each location where an automated traffic safety camera is located in the five years before each camera's authorization and after each camera's authorization. Cities and counties using automated traffic safety cameras must provide the commission with the data it requests for the report required under this subsection in a form and manner specified by the commission.

(7) All locations where an automated traffic safety camera is used on roadways or intersections must be clearly marked by placing signs at least 30 days prior to activation of the camera in locations that clearly indicate to a driver either that: (a) The driver is within an area where automated traffic safety cameras are authorized; or (b) the driver is entering an area where violations are enforced by an automated traffic safety camera. The signs must be readily visible to a driver approaching an automated traffic safety camera. Signs placed in automated traffic safety camera locations after June 7, 2012, must follow the specifications and guidelines under the manual of uniform traffic control devices for streets and highways as adopted by the department of transportation under chapter 47.36 RCW. All public transportation vehicles utilizing a vehicle-mounted system must post a sign on the rear of the vehicle indicating to drivers that the vehicle is equipped with an automated traffic safety camera to enforce bus stop zone violations.

(8) Automated traffic safety cameras may only record images of the vehicle and vehicle license plate and only while an infraction is occurring. The image must not reveal the face of the driver or of passengers in the vehicle. The primary purpose of camera placement is to record images of the vehicle and vehicle license plate when an infraction is occurring. Cities and counties must consider installing automated traffic safety cameras in a manner that minimizes the impact of camera flash on drivers.

(9) A notice of infraction must be mailed to the registered owner of the vehicle within 14 days of the violation, or to the renter of a vehicle within 14 days of establishing the renter's name and address under subsection (17) of this section. The notice of infraction must include with it a certificate or facsimile thereof, based upon inspection of photographs, microphotographs, or electronic images produced by an automated traffic safety camera, stating the facts supporting the notice of infraction. This certificate or facsimile is prima facie evidence of the facts contained in it and is admissible in a proceeding charging a violation under this chapter. The photographs, microphotographs, or electronic images evidencing the violation must be available for inspection and admission into evidence in a proceeding to adjudicate the liability for the infraction. A person receiving a notice of infraction based on evidence detected by an automated traffic safety camera may respond to the notice by mail.

(10) The registered owner of a vehicle is responsible for an infraction under RCW 46.63.030(1)(d) unless the registered owner overcomes the presumption in RCW 46.63.075, or, in the case of a rental car business, satisfies the conditions under subsection (17) of

this section. If appropriate under the circumstances, a renter identified under subsection (17)(a) of this section is responsible for an infraction.

(11) Notwithstanding any other provision of law, all photographs, microphotographs, or electronic images, or any other personally identifying data prepared under this section are for the exclusive use of authorized city or county employees, as specified in RCW 46.63.030(1)(d), in the discharge of duties under this section and are not open to the public and may not be used in a court in a pending action or proceeding unless the action or proceeding relates to a violation under this section. No photograph, microphotograph, or electronic image, or any other personally identifying data may be used for any purpose other than enforcement of violations under this section nor retained longer than necessary to enforce this section. Transit authorities must provide to the appropriate local jurisdiction that has authorized traffic safety camera use under RCW 46.63.260(2) any images or evidence collected establishing that a violation of stopping, standing, or parking in a bus stop zone has occurred for infraction processing purposes consistent with this section.

(12) If a county or city has established an automated traffic safety camera program as authorized under this section, the compensation paid to the manufacturer or vendor of the equipment used must be based only upon the value of the equipment and services provided or rendered in support of the system and may not be based upon a portion of the fine or civil penalty imposed or the revenue generated by the equipment. If the contract between the city or county and manufacturer or vendor of the equipment does not provide for performance or quality control measures regarding camera images, the city or county must perform a performance audit of the manufacturer or vendor of the equipment every three years to review and ensure that images produced from automated traffic safety cameras are sufficient for evidentiary purposes as described in subsection (9) of this section.

(13)(a) Except as provided in (d) of this subsection, a county or a city may only use revenue generated by an automated traffic safety camera program as authorized under this section for:

(i) Traffic safety activities related to construction and preservation projects and maintenance and operations purposes including, but not limited to, projects designed to implement the complete streets approach as defined in RCW 47.04.010, changes in physical infrastructure to reduce speeds through road design, and changes to improve safety for active transportation users, including improvements to access and safety for road users with mobility, sight, or other disabilities; and

(ii) The cost to administer, install, operate, and maintain the automated traffic safety cameras, including the cost of processing infractions.

(b) Except as provided in (d) of this subsection:

(i) The automated traffic safety camera program revenue used by a county or city with a population of 10,000 or more for purposes described in (a)(i) of this subsection must include the use of revenue in census tracts of the city or county that have household incomes in the lowest quartile determined by the most currently available census data and areas that experience rates of injury crashes that are above average for the city or county. Funding contributed from traffic safety program revenue must be, at a minimum, proportionate to the share of the population of the county or city who are residents of

these low-income communities and communities experiencing high injury crash rates. This share must be directed to investments that provide direct and meaningful traffic safety benefits to these communities. Revenue used to administer, install, operate, and maintain automated traffic safety cameras, including the cost of processing infractions, are excluded from determination of the proportionate share of revenues under this subsection (13)(b); and

(ii) The automated traffic safety camera program revenue used by a city or county with a population under 10,000 for traffic safety activities under (a)(i) of this subsection must be informed by the department of health's environmental health disparities map.

(c) Except as provided in (d) of this subsection, beginning four years after an automated traffic safety camera authorized under this section is initially placed and in use after June 6, 2024, 25 percent of the noninterest money received for infractions issued by such cameras in excess of the cost to administer, install, operate, and maintain the cameras, including the cost of processing infractions, must be deposited into the Cooper Jones active transportation safety account created in RCW 46.68.480.

(d)(i)(A) Jurisdictions with an automated traffic safety camera program in effect before January 1, 2024, may continue to allocate revenue generated from automated traffic safety cameras authorized under RCW 46.63.230 and 46.63.250(2)(c) as determined by the jurisdiction, as well as for the purposes established in (a) through (c) of this subsection, by:

(I) Up to a 10 percent increase in the number of traffic safety camera locations authorized to detect violations for automated traffic safety cameras authorized under RCW 46.63.230; and

(II) Up to a 10 percent increase in the number of traffic safety camera locations authorized to detect violations for automated traffic safety cameras authorized under RCW 46.63.250(2)(c).

(B)(I) Any automated traffic safety camera program in effect before January 1, 2024, with fewer than 10 traffic safety camera locations for automated traffic safety cameras authorized under RCW 46.63.230, which adds automated traffic safety cameras to one additional location for the use of cameras authorized under RCW 46.63.230, may continue to allocate revenue generated from automated traffic safety cameras authorized under RCW 46.63.230 as determined by the jurisdiction, as well as for the purposes established in (a) through (c) of this subsection.

(II) Any automated traffic safety camera program in effect before January 1, 2024, with fewer than 10 traffic safety camera locations for automated traffic safety cameras authorized under RCW 46.63.250(2)(c) as of January 1, 2024, which adds automated traffic safety cameras to one additional location for the use of cameras authorized under RCW 46.63.250(2)(c), may continue to allocate revenue generated from automated traffic safety cameras authorized under RCW 46.63.250(2)(c) as determined by the jurisdiction, as well as for the purposes established in (a) through (c) of this subsection.

(C) For the purposes of this subsection (13)(d)(i), a location is:

(I) An intersection for automated traffic safety cameras authorized under RCW 46.63.230 where cameras authorized under RCW 46.63.230 are in use; and

(II) A school speed zone for automated traffic safety cameras authorized under RCW 46.63.250(2)(c) where cameras authorized under RCW 46.63.250(2)(c) are in use.

(ii) The revenue distribution requirements under (a) through (d)(i) of this subsection do not apply to automated traffic safety camera programs in effect before January 1, 2024, for which an ordinance in effect as of January 1, 2024, directs the manner in which revenue generated from automated traffic safety cameras authorized under RCW 46.63.230 or 46.63.250(2)(c) must be used.

(14) A county or city may adopt the use of an online ability-to-pay calculator to process and grant requests for reduced fines or reduced civil penalties for automated traffic safety camera violations.

(15) Except as provided in this subsection, registered owners of vehicles who receive notices of infraction for automated traffic safety camera-enforced infractions and are recipients of public assistance under Title 74 RCW or participants in the Washington women, infants, and children program, and who request reduced penalties for infractions detected through the use of automated traffic safety camera violations, must be granted reduced penalty amounts of 50 percent of what would otherwise be assessed for a first automated traffic safety camera violation and for subsequent automated traffic safety camera violations issued within 21 days of issuance of the first automated traffic safety camera violation. Eligibility for medicaid under RCW 74.09.510 is not a qualifying criterion under this subsection. Registered owners of vehicles who receive notices of infraction must be provided with information on their eligibility and the opportunity to apply for a reduction in penalty amounts through the mail or internet.

(16) Infractions detected through the use of automated traffic safety cameras are not part of the registered owner's driving record under RCW 46.52.101 and 46.52.120. Additionally, infractions generated by the use of automated traffic safety cameras under this section must be processed in the same manner as parking infractions, including for the purposes of RCW 3.50.100, 35.20.220, 46.16A.120, and 46.20.270(2). The amount of the fine issued for an infraction generated through the use of an automated traffic safety camera may not exceed $145, as adjusted for inflation by the office of financial management every five years, beginning January 1, 2029, based upon changes in the consumer price index during that time period, but may be doubled for a school speed zone infraction generated through the use of an automated traffic safety camera.

(17) If the registered owner of the vehicle is a rental car business, the issuing agency must, before a notice of infraction being issued under this section, provide a written notice to the rental car business that a notice of infraction may be issued to the rental car business if the rental car business does not, within 18 days of receiving the written notice, provide to the issuing agency by return mail:

(a) A statement under oath stating the name and known mailing address of the individual driving or renting the vehicle when the infraction occurred; or

(b) A statement under oath that the business is unable to determine who was driving or renting the vehicle at the time the infraction occurred because the vehicle was stolen at the time of the infraction. A statement provided under this subsection must be accompanied by a copy of a filed police report regarding the vehicle theft; or

(c) In lieu of identifying the vehicle operator, the rental car business may pay the applicable penalty. Timely mailing of this

statement to the issuing agency relieves a rental car business of any liability under this chapter for the notice of infraction. [2024 c 307 s 2.]

CITY OF REDMOND
RESOLUTION NO. 1338

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, ADOPTING A PENALTY SCHEDULE FOR TRAFFIC INFRACTIONS ESTABLISHED IN NEWLY ADOPTED REDMOND MUNICIPAL CODE CHAPTER 10.25 AUTOMATED TRAFFIC SAFETY CAMERAS

WHEREAS, RMC 10.12.020 authorizes the City Council to establish a penalty schedule for civil traffic infractions; and

WHEREAS, the City Council has passed Ordinance No. 2452 adopting a new Chapter 10.25, Automated Traffic Safety Cameras, in the Redmond Municipal Code; and

WHEREAS, RMC 10.25.80(A) and RMC 10.25.80(B) each require that penalties for violation of RCW 46.61.055 and RCW 46.61.440 respectively be established by resolution of the City Council.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

That the penalty provided for in RMC 10.25.80(A) shall be $124.00 and the penalty provided for in RMC 10.25.80(B) shall be $124.00, and that said penalties are hereby added to the penalty schedule for civil traffic infractions previously established by resolution of the City Council.

ADOPTED by the Redmond City Council this 7th day of September, 2010.

APPROVED:

JOHN MARCHIONE, MAYOR

ATTEST:

MICHELLE M. MCGEHEE, CMC, CITY CLERK (SEAL)

FILED WITH THE CITY CLERK: September 1, 2010
PASSED BY THE CITY COUNCIL: September 7, 2010
EFFECTIVE DATE: September 7, 2010
RESOLUTION NO. 1338

ADOPTED 5-2; YES: Allen, Carson, Margeson, Stilin and Vache; NO: Cole and Myers

CITY OF REDMOND
RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, AMENDING THE SCHOOL SPEED ZONE INFRACTION PENALTY SET BY RESOLUTION NO. 1338, IN ACCORDANCE WITH REDMOND MUNICIPAL CODE 10.25.080(B)

WHEREAS, RMC 10.12.020 authorizes the City Council to establish a penalty schedule for civil traffic infractions; and

WHEREAS, the City Council passed Resolution No. 1338 establishing penalties for RMC 10.25.080(A) and (B); and

WHEREAS, the City Council is amending the penalty set for RMC 10.25.080(B) for school zone speeding infractions.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Resolution No. 1338 is amended to set the penalty in RMC 10.25.080(B):

- 6-9 mph over the limit (26-29 mph): $110.00;
- 10-14 mph over the limit (30-34 mph): $220.00;
- 15+ mph over the limit (35+ mph): $250.00;

These penalties are hereby added to the penalty schedule for civil traffic infractions previously established by resolution of the City Council.

ADOPTED by the Redmond City Council this _____ day of April, 2026.

APPROVED:

_____
ANGELA BIRNEY, MAYOR

ATTEST:

_____
CHERYL XANTHOS, MMC, CITY CLERK (SEAL)

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
RESOLUTION NO.

Memorandum

Date: 4/21/2026
Meeting of: Committee of the Whole - Public Safety and Human Services

File No. CM 26-250
Type: Committee Memo

TO: Committee of the Whole - Public Safety and Human Services
FROM: Mayor Angela Birney
DEPARTMENT DIRECTOR CONTACT(S):

Planning and Community Development	Carol Helland	425-556-2107

DEPARTMENT STAFF:

Planning and Community Development	Seraphie Allen	Deputy Director
Planning and Community Development	Brooke Buckingham	Human Services Manager

TITLE:
Acceptance of Connecting Housing to Infrastructure Program Grant and Approval to Contract with Bellwether Housing

OVERVIEW STATEMENT:
The City recently applied for and was awarded a Connecting Housing to Infrastructure Program (CHIP) grant for a total of $1,000,000. This grant will cover the King County Wastewater Sewer Treatment Capacity fees for Bellwether Prisma project.

☒ **Additional Background Information/Description of Proposal Attached**

REQUESTED ACTION:

☐ **Receive Information** ☒ **Provide Direction** ☐ **Approve**

REQUEST RATIONALE:

- **Relevant Plans/Policies:**
  Community Strategic Plan; Housing Action Plan
- **Required:**
  Council approval required for grant acceptance.
- **Council Request:**
  N/A
- **Other Key Facts:**
  The CHIP program provides grant funding for utility improvements for affordable housing. Applicants must be a city, county, or public utility district, applying in coordination with the developer of a multi-unit affordable housing project. Funding will support constructions costs associated with the Prisma project by covering King County's sewer connection fees.

OUTCOMES:
CHIP grant funds are leveraged with other funding sources and are critical in helping the City meet its affordable housing goals.

COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:

- **Timeline (previous or planned):**
  N/A
- **Outreach Methods and Results:**
  N/A
- **Feedback Summary:**
  N/A

BUDGET IMPACT:

Total Cost:
$1,000,000

Approved in current biennial budget: ☐ **Yes** ☐ **No** ☒ **N/A**

Budget Offer Number:
N/A

Budget Priority:
N/A

Other budget impacts or additional costs: ☒ **Yes** ☐ **No** ☐ **N/A**
If yes, explain:
There are minimal staff costs associated with administering this grant and submitting required reports to Commerce.

Funding source(s):
CHIP Grant

Budget/Funding Constraints:
The City will need to comply with Department of Commerce contract requirements.

☐ **Additional budget details attached**

COUNCIL REVIEW:

Previous Contact(s)

Date	Meeting	Requested Action
N/A	Item has not been presented to Council	N/A

Proposed Upcoming Contact(s)

Date	Meeting	Requested Action
5/5/2026	Business Meeting	Approve

Time Constraints:
Timely acceptance of the grant allows the City to proceed with contracts with Commerce and Bellwether Housing.

ANTICIPATED RESULT IF NOT APPROVED:
Not approving the grant will result in a lost opportunity to secure a new revenue stream from State sources for an affordable housing project. The cost of the lost opportunity would be borne by the developer.

ATTACHMENTS:
Attachment A: Redmond Bellwether Prisma CHIP Grant Draft

Capital Agreement with

City of Redmond

through

Connecting Housing to Infrastructure Program (CHIP)

Contract Number:
26-96330-108

For

To support the development of affordable housing by reimbursing the City of Redmond for waived system development charges of affordable housing units for the Bellwether Prisma project.

Dated: Tuesday, July 1, 2025

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ATTACHMENT B: CHIP BUDGET ..... **ERROR! BOOKMARK NOT DEFINED.**

CERTIFICATION OF THE AVAILABILITY OF FUNDS TO COMPLETE THE ENTIRE PROJECT... **ERROR! BOOKMARK NOT DEFINED.**

ATTACHMENT C: COMMITMENT OF CONTINUED AFFORDABILITY ..... **ERROR! BOOKMARK NOT DEFINED.**

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Face Sheet

Contract Number 26-96330-108

Growth Management Services
Connecting Housing to Infrastructure Program

1. Grantee City of Redmond PO Box 97010 Redmond, WA 98073		**2. Project Name and Address** Bellwether Prisma Project 2888 Da Vinci Ave NE Redmond, 98052	
3. Grantee Representative Brooke Buckingham Human Services Manager bbuckingham@redmond.gov		**4. COMMERCE Representative** Mischa Venables CHIP Project Manager (360)725-3088 Mischa.venables@commerce.wa.gov	PO Box 42525 1500 Jefferson Street Olympia, WA 98504
5. Contract Amount $1,000,000	**6. Funding Source** **Federal:** ☐ **State:** ☒ **Other:** ☐ **N/A:** ☐	**7. Start Date** July 1, 2025	**8. End Date** June 30, 2027, subject to reappropriation
9. Federal Funds (as applicable) $0.00	**Federal Agency:** N/A	**ALN** N/A	
10. Tax ID # 91-6001492	**11. SWV #** SWV0003729 -- 10	**12. UBI #** 176-000-016	**13. UEI #**
14. Award Method ☐ **Non-Competitive** x **Competitive**	**NOFO/RFX #** N/A	**Proviso #** 40000675	

15. Contract Purpose
To support the development of affordable housing by reimbursing the City of Redmond for waived system development charges of affordable housing units for the Bellwether Prisma project.

COMMERCE, defined as the Department of Commerce, and Grantee acknowledge and accept the terms of this Contract and attachments and have executed this Contract on the date below to start as of the date and year referenced above. The rights and obligations of both parties to this Contract are governed by this Contract and the following other documents incorporated by reference: Grantee Terms and Conditions including Attachment "A" - Scope of Work, Attachment "B" – Budget, and Attachment "C" – Commitment of Continued Affordability.

FOR GRANTEE	**FOR COMMERCE**
Angela Birney, Mayor abirney@redmond.gov	Mark K. Barkley, Assistant Director Local Government Division
Date	Date
	APPROVED AS TO FORM ONLY **BY ASSISTANT ATTORNEY GENERAL** **APPROVAL ON FILE**

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Special Terms and Conditions

1. CONTRACT MANAGEMENT

The Representative for each of the parties shall be responsible for and shall be the contact person for all communications and billings regarding the performance of this Contract.

The Representative for COMMERCE and their contact information are identified on the Face Sheet of this Contract.

The Representative for the Grantee and their contact information are identified on the Face Sheet of this Contract.

2. COMPENSATION

COMMERCE shall pay an amount not to exceed $1,000,000, (One million dollars) for the performance of all things necessary for or incidental to the performance of work as set forth in the Scope of Work. Grantee's compensation for services rendered shall be in accordance with Attachment A, Scope of Work, Attachment B, Budget, and Attachment C, Commitment of Continued Affordability.

3. BILLING PROCEDURES AND PAYMENT

COMMERCE will pay Grantee upon acceptance of services provided and receipt of properly completed invoices, including backup documentation of costs, which shall be submitted to the Representative for COMMERCE via email, or the Commerce Contracts Management System.

Invoices shall describe and document, to COMMERCE's satisfaction, a description of the work performed, the progress of the project, and fees.
Each invoice/reimbursement request will either be submitted through the Commerce Contracts Management System or submitted to Commerce with a complete and signed Invoice Voucher (Form A-19) provided by a COMMERCE Representative and shall include the Contract Number 26-96330-108. Backup documentation detailing each cost, including invoices or receipts, must accompany any single expenses in the amount of $50.00 or more in order to receive reimbursement.
Payment shall be considered timely if made by COMMERCE within thirty (30) calendar days after receipt of properly completed invoices. Payment shall be sent to the address designated by the Grantee.

COMMERCE may, in its sole discretion, terminate the Contract or withhold payments claimed by the Grantee for services rendered if the Grantee fails to satisfactorily comply with any term or condition of this Contract.

No payments in advance or in anticipation of services or supplies to be provided under this Agreement shall be made by COMMERCE.

Duplication of Billed Costs

The Grantee shall not bill COMMERCE for services performed under this Agreement, and COMMERCE shall not pay the Grantee if the Grantee is entitled to payment or has been or will be paid by any other source, including grants, for that service.

Disallowed Costs

The Grantee is responsible for any audit exceptions or disallowed costs incurred by its own organization or that of its subcontractors.

COMMERCE may, in its sole discretion, withhold ten percent (10%) from each payment until acceptance by COMMERCE of the final report (or completion of the project, etc.).

Line Item Modification of Budget

A. Notwithstanding any other provision of this contract, the Grantee may, at its discretion, make modifications to line items in the Budget (Attachment B) to respond to changes in project costs.
A. The Grantee shall notify COMMERCE in writing (by email or regular mail) when proposing any budget modification or modifications to a line item of the Budget (Attachment B).
B. Any such budget modification or modifications as described above shall require the written approval of COMMERCE (by email), and such written approval shall amend the Budget. Each party to this contract will retain and make any and all documents related to such budget modifications a part of their respective contract file.
C. Nothing in this section shall be construed to permit an increase in the amount of funds available for the Project, as set forth in the Face Sheet of this contract, nor does this section allow any proposed changes to the Scope of Work under Attachment A, without specific written approval from COMMERCE by amendment to this contract.

4. SUBCONTRACTOR DATA COLLECTION

Grantee will submit reports, in a form and format to be provided by Commerce and at intervals as agreed by the parties, regarding work under this Contract performed by subcontractors and the portion of Contract funds expended for work performed by subcontractors, including but not necessarily limited to minority-owned, woman-owned, and veteran-owned business subcontractors. "Subcontractors" shall mean subcontractors of any tier.

5. HISTORICAL OR CULTURAL ARTIFACTS

Prior to approval and disbursement of any funds awarded under this Contract, Grantee shall complete the requirements of Governor's Executive Order 21-02, where applicable, or Grantee shall complete a review under Section 106 of the National Historic Preservation Act, if applicable. Grantee agrees that the Grantee is legally and financially responsible for compliance with all laws, regulations, and agreements related to the preservation of historical or cultural resources and agrees to hold harmless COMMERCE and the state of Washington in relation to any claim related to such historical or cultural resources discovered, disturbed, or damaged as a result of the project funded by this Contract.

In addition to the requirements set forth in this Contract, Grantee shall, in accordance with Governor's Executive Order 21-02 coordinate with Commerce and the Washington State Department of Archaeology and Historic Preservation ("DAHP"), including any recommended consultation with any affected tribe(s), during Project design and prior to construction to determine the existence of any tribal cultural resources affected by Project. Grantee agrees to avoid, minimize, or mitigate impacts to the cultural resource as a continuing prerequisite to receipt of funds under this Contract.

The Grantee agrees that, unless the Grantee is proceeding under an approved historical and cultural monitoring plan or other memorandum of agreement, if historical or cultural artifacts are discovered during construction, the Grantee shall immediately stop construction and notify the local historical preservation officer and the state's historical preservation officer at DAHP, and the Commerce Representative identified on the Face Sheet. If human remains are uncovered, the Grantee shall report the presence and location of the remains to the coroner and local enforcement immediately, then contact DAHP and the concerned tribe's cultural staff or committee.

The Grantee shall require this provision to be contained in all subcontracts for work or services related to the Scope of Work attached hereto.

In addition to the requirements set forth in this Contract, Grantee agrees to comply with RCW 27.44 regarding Indian Graves and Records; RCW 27.53 regarding Archaeological Sites and Resources; RCW 68.60 regarding Abandoned and Historic Cemeteries and Historic Graves; and WAC 25-48 regarding Archaeological Excavation and Removal Permit.

Completion of the requirements of Section 106 of the National Historic Preservation Act shall substitute for completion of Governor's Executive Order 21-02.

In the event that the Grantee finds it necessary to amend the Scope of Work the Grantee may be required to re-comply with Governor's Executive Order 21-02 or Section 106 of the National Historic Preservation Act.

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6. INSURANCE

Each party certifies that it is self-insured under the State's or local government self-insurance liability program and shall be responsible for losses for which it is found liable.

7. FRAUD AND OTHER LOSS REPORTING

Grantee shall report in writing all known or suspected fraud or other loss of any funds or other property furnished under this Contract immediately or as soon as practicable to the Commerce Representative identified on the Face Sheet.

8. CERTIFICATION REGARDING DEBARMENT, SUSPENSION OR INELIGIBILITY AND VOLUNTARY EXCLUSION- PRIMARY AND LOWER TIER COVERED TRANSACTIONS

A. Grantee, defined as the primary participant and it principals, certifies by signing these General Terms and Conditions that to the best of its knowledge and belief they:

- **i.** Are not presently debarred, suspended, proposed for debarment, and declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency.
- **ii.** Have not within a three-year period preceding this Grant, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public or private agreement or transaction, violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, tax evasion, receiving stolen property, making false claims, or obstruction of justice;
- **iii.** Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of federal Executive Order 12549; and
- **iv.** Have not within a three-year period preceding the signing of this Grant had one or more public transactions (Federal, State, or local) terminated for cause of default.

B. Where the Grantee is unable to certify to any of the statements in this Grant, the Grantee shall attach an explanation to this Grant.

C. The Grantee agrees by signing this Grant that it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by COMMERCE.

D. The Grantee further agrees by signing this Grant that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," as follows, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions:

LOWER TIER COVERED TRANSACTIONS

i. The lower tier Grantee certifies, by signing this Grant that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

i. Where the lower tier Grantee is unable to certify to any of the statements in this Grant, such Grantee shall attach an explanation to this Grant.

E. The terms **covered transaction, debarred, suspended, ineligible, lower tier covered transaction, person, primary covered transaction, principal, and voluntarily excluded**, as used in this section, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. You may contact COMMERCE for assistance in obtaining a copy of these regulations.

9. INDEMNIFICATION

Each party shall be solely responsible for the acts of its employees, officers, and agents.

10. NO THIRD-PARTY BENEFICIARIES

This Agreement is enforceable only by COMMERCE and GRANTEE and is not intended to establish any third-party entitlements, rights, or causes of action.

11. OWNERSHIP

COMMERCE disclaims any ownership in deliverables reimbursed under this grant.

12. PUBLIC BENEFIT OF LATECOMER FEES

Any latecomer fees as defined by RCW 35.91.020 collected by the Grantee or Subgrantee at any tier arising from infrastructure funded in whole or in part by this Contract, shall be remitted to the Grantee's affordable housing fund or to another funding source designated by the Grantee in support of affordable housing in the community.

13. DOCUMENTATION AND SECURITY

The provisions of this section shall apply to all work performed under this Contract. COMMERCE reserves the right to review all state-funded projects and to require that work performed by Subcontractors of this Contract comply with this section.

A. Deed of Trust. This Grant Agreement shall be evidenced by a promissory note and secured by a deed of trust or other appropriate security instrument in favor of COMMERCE (the Deed of Trust) executed by landowner/sub recipient of the grant. The Deed of Trust shall be recorded in the County where the Project is located, and the original returned to COMMERCE after recordation within 90 calendar days of Grant Agreement execution. The Deed of Trust must be recorded before COMMERCE will reimburse the GRANTEE for any Project costs. The amount secured by the Deed of Trust shall be the amount of the Grant Agreement as set forth on the Face Sheet.

B. Term of Deed of Trust; Commitment Period. The Deed of Trust shall remain in full force and effect for a minimum period of 25 years from the date in which the property is improved upon and a statement of occupancy is issued for the purposes of affordable housing as intended under the funding. For single family housing units a partial reconveyance may be issued at the time of sale to qualified homeowner, but the affordability period will remain in effect under a covenant. For multi family housing units a reconveyance will be issued after the 25 year period has expired.

C. Title Insurance. The GRANTEE shall purchase an extended coverage lender's policy of title insurance insuring the lien position of the Deed of Trust in an amount not less than the amount of the grant.

D. Covenant. The property shall be covenanted for the purposes intended under the funding for a period of 25 years.

E. Subordination. COMMERCE may agree to subordinate its Deed of Trust upon request from a private or public lender. Any such request shall be submitted to COMMERCE in writing, and

COMMERCE shall respond to the request in writing within 30 calendar days of receiving the request.

F. Deed of Trust on Leased Property. COMMERCE may require, at its sole discretion, a Deed of Trust on the fee interest of the real property where the Project is located, if the Project is on leased property.

14. ORDER OF PRECEDENCE

In the event of an inconsistency in this Contract, the inconsistency shall be resolved by giving precedence in the following order:

- Applicable federal and state of Washington statutes and regulations
- Special Terms and Conditions
- General Terms and Conditions
- Attachment A – Scope of Work
- Attachment B – Budget
- Attachment C – Commitment of Continued Affordability

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General Terms and Conditions

1. DEFINITIONS

As used throughout this Contract, the following terms shall have the meaning set forth below:

A. "Authorized Representative" shall mean the Director and/or the designee authorized in writing to act on the Director's behalf.

B. "COMMERCE" shall mean the Washington Department of Commerce.

C. "Contract" or "Agreement" or "Grant" means the entire written agreement between COMMERCE and the Grantee, including any Exhibits, documents, or materials incorporated by reference. E-mail or Facsimile transmission of a signed copy of this contract shall be the same as delivery of an original.

D. "Grantee" shall mean the entity identified on the face sheet performing service(s) under this Contract, and shall include all employees and agents of the Grantee.

E. "Personal Information" shall mean information identifiable to any person, including, but not limited to, information that relates to a person's name, health, finances, education, business, use or receipt of governmental services or other activities, addresses, telephone numbers, social security numbers, driver license numbers, other identifying numbers, and any financial identifiers and "Protected Health Information" under the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA).

F. "State" shall mean the state of Washington.

G. "Subcontractor" shall mean one not in the employment of the Grantee, who is performing all or part of those services under this Contract under a separate contract with the Grantee. The terms "subcontractor" and "subcontractors" mean subcontractor(s) in any tier.

2. ALLOWABLE COSTS

Costs allowable under this Contract are actual expenditures according to an approved budget up to the maximum amount stated on the Contract Award or Amendment Face Sheet.

3. ALL WRITINGS CONTAINED HEREIN

This Contract contains all the terms and conditions agreed upon by the parties. No other understandings, oral or otherwise, regarding the subject matter of this Contract shall be deemed to exist or to bind any of the parties hereto.

4. AMENDMENTS

This Contract may be amended by mutual agreement of the parties. Such amendments shall not be binding unless they are in writing and signed by personnel authorized to bind each of the parties.

5. AMERICANS WITH DISABILITIES ACT (ADA) OF 1990, PUBLIC LAW 101-336, also referred to as the "ADA" 28 CFR Part 35

The Grantee must comply with the ADA, which provides comprehensive civil rights protection to individuals with disabilities in the areas of employment, public accommodations, state and local government services, and telecommunications.

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6. APPROVAL

This contract shall be subject to the written approval of COMMERCE's Authorized Representative and shall not be binding until so approved. The contract may be altered, amended, or waived only by a written amendment executed by both parties.

7. ASSIGNMENT

Neither this Contract, nor any claim arising under this Contract, shall be transferred or assigned by the Grantee without prior written consent of COMMERCE.

8. ATTORNEYS' FEES

Unless expressly permitted under another provision of the Contract, in the event of litigation or other action brought to enforce Contract terms, each party agrees to bear its own attorneys' fees and costs.

9. CODE REQUIREMENTS

All construction and rehabilitation projects must satisfy the requirements of applicable local, state, and federal building, mechanical, plumbing, fire, energy and barrier-free codes. Compliance with the Americans with Disabilities Act of 1990 28 C.F.R. Part 35 will be required, as specified by the local building Department.

10. CONFIDENTIALITY/SAFEGUARDING OF INFORMATION

A. "Confidential Information" as used in this section includes:

i. All material provided to the Grantee by COMMERCE that is designated as "confidential" by COMMERCE;

ii. All material produced by the Grantee that is designated as "confidential" by COMMERCE; and

iii. All Personal Information in the possession of the Grantee that may not be disclosed under state or federal law.

B. The Grantee shall comply with all state and federal laws related to the use, sharing, transfer, sale, or disclosure of Confidential Information. The Grantee shall use Confidential Information solely for the purposes of this Contract and shall not use, share, transfer, sell or disclose any Confidential Information to any third party except with the prior written consent of COMMERCE or as may be required by law. The Grantee shall take all necessary steps to assure that Confidential Information is safeguarded to prevent unauthorized use, sharing, transfer, sale or disclosure of Confidential Information or violation of any state or federal laws related thereto. Upon request, the Grantee shall provide COMMERCE with its policies and procedures on confidentiality. COMMERCE may require changes to such policies and procedures as they apply to this Contract whenever COMMERCE reasonably determines that changes are necessary to prevent unauthorized disclosures. The Grantee shall make the changes within the time period specified by COMMERCE. Upon request, the Grantee shall immediately return to COMMERCE any Confidential Information that COMMERCE reasonably determines has not been adequately protected by the Grantee against unauthorized disclosure.

C. Unauthorized Use or Disclosure. The Grantee shall notify COMMERCE within five (5) working days of any unauthorized use or disclosure of any confidential information, and shall take necessary steps to mitigate the harmful effects of such use or disclosure.

11. CONFORMANCE

If any provision of this contract violates any statute or rule of law of the state of Washington, it is considered modified to conform to that statute or rule of law.

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12. CONFLICT OF INTEREST

Grantee must maintain and comply with written standards of conduct covering conflicts of interest and governing the actions of its employees engaged in the selection, award and administration of contracts. Grantee must comply with the following minimum requirements:

A. No employee, officer, or agent may participate in the selection, award, or administration of a contract if he or she has a real or apparent conflict of interest. Such a conflict of interest would arise when the employee, officer, or agent, any member of his or her immediate family, his or her partner, or an organization which employs or is about to employ any of the parties indicated herein, has a financial or other interest in or a tangible personal benefit from a firm considered for a contract. The officers, employees, and agents of the Grantee may neither solicit nor accept gratuities, favors, or anything of monetary value from Grantees or parties to subcontracts and must comply with RCW 39.26.020. However, Grantee may set standards for situations in which the financial interest is not substantial or the gift is an unsolicited item of nominal value. The standards of conduct must provide for disciplinary actions to be applied for violations of such standards by officers, employees, or agents of the Grantee.

B. If the Grantee has a parent, affiliate, or subsidiary organization that is not a state, local government, or federally recognized tribe, the Grantee must also maintain written standards of conduct covering organizational conflicts of interest. Organizational conflicts of interest means that because of relationships with a parent company, affiliate, or subsidiary organization, the Grantee is unable or appears to be unable to be impartial in conducting a procurement action involving a related organization.

13. COPYRIGHT

Unless otherwise provided, all Materials produced under this Contract shall be considered "works for hire" as defined by the U.S. Copyright Act and shall be owned by COMMERCE. COMMERCE shall be considered the author of such Materials. In the event the Materials are not considered “works for hire” under the U.S. Copyright laws, the Grantee hereby irrevocably assigns all right, title, and interest in all Materials, including all intellectual property rights, moral rights, and rights of publicity to COMMERCE effective from the moment of creation of such Materials.

“Materials” means all items in any format and includes, but is not limited to, data, reports, documents, pamphlets, advertisements, books, magazines, surveys, studies, computer programs, films, tapes, and/or sound reproductions. “Ownership” includes the right to copyright, patent, register and the ability to transfer these rights.

For Materials that are delivered under the Contract, but that incorporate pre-existing materials not produced under the Contract, the Grantee hereby grants to COMMERCE a nonexclusive, royalty-free, irrevocable license (with rights to sublicense to others) in such Materials to translate, reproduce, distribute, prepare derivative works, publicly perform, and publicly display. The Grantee warrants and represents that the Grantee has all rights and permissions, including intellectual property rights, moral rights and rights of publicity, necessary to grant such a license to COMMERCE.

The Grantee shall exert all reasonable effort to advise COMMERCE, at the time of delivery of Materials furnished under this Contract, of all known or potential invasions of privacy contained therein and of any portion of such document which was not produced in the performance of this Contract. The Grantee shall provide COMMERCE with prompt written notice of each notice or claim of infringement received by the Grantee with respect to any Materials delivered under this Contract. COMMERCE shall have the right to modify or remove any restrictive markings placed upon the Materials by the Grantee.

14. DISALLOWED COSTS

The Grantee is responsible for any audit exceptions or disallowed costs incurred by its own organization or that of its Subcontractors.

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15. DISPUTES

Except as otherwise provided in this Contract, when a dispute arises between the parties and it cannot be resolved by direct negotiation, either party may request a dispute hearing with the Director of COMMERCE, who may designate a neutral person to decide the dispute.

The request for a dispute hearing must:

- be in writing;
- state the disputed issues;
- state the relative positions of the parties;
- state the Grantee's name, address, and Contract number; and
- be mailed to the Director and the other party's (respondent's) Contract Representative within three (3) working days after the parties agree that they cannot resolve the dispute.

The respondent shall send a written answer to the requestor's statement to both the Director or the Director's designee and the requestor within five (5) working days.

The Director or designee shall review the written statements and reply in writing to both parties within ten (10) working days. The Director or designee may extend this period if necessary by notifying the parties.

The decision shall not be admissible in any succeeding judicial or quasi-judicial proceeding.

The parties agree that this dispute process shall precede any action in a judicial or quasi-judicial tribunal.

Nothing in this Contract shall be construed to limit the parties' choice of a mutually acceptable alternate dispute resolution (ADR) method in addition to the dispute hearing procedure outlined above.

16. DUPLICATE PAYMENT

Grantee certifies that work to be performed under this contract does not duplicate any work to be charged against any other contract, subcontract, or other source.

17. GOVERNING LAW AND VENUE

This Contract shall be construed and interpreted in accordance with the laws of the state of Washington, and the venue of any action brought hereunder shall be in the Superior Court for Thurston County.

18. INDEMNIFICATION

To the fullest extent permitted by law, the Grantee shall indemnify, defend, and hold harmless the state of Washington, COMMERCE, agencies of the state and all officials, agents and employees of the state, from and against all claims for injuries or death arising out of or resulting from the performance of the contract. "Claim" as used in this contract, means any financial loss, claim, suit, action, damage, or expense, including but not limited to attorney's fees, attributable for bodily injury, sickness, disease, or death, or injury to or the destruction of tangible property including loss of use resulting therefrom.

The Grantee's obligation to indemnify, defend, and hold harmless includes any claim by Grantee's agents, employees, representatives, or any subcontractor or its employees.

The Grantee's obligation shall not include such claims that may be caused by the sole negligence of the State and its agencies, officials, agents, and employees. If the claims or damages are caused by or result from the concurrent negligence of (a) the State, its agents or employees and (b) the Grantee, its subcontractors, agents, or employees, this indemnity provision shall be valid and enforceable only to the extent of the negligence of the Grantee or its subcontractors, agents, or employees.

The Grantee waives its immunity under Title 51 RCW to the extent it is required to indemnify, defend and hold harmless the state and its agencies, officers, agents or employees.

19. INDEPENDENT CAPACITY OF THE GRANTEE

The parties intend that an independent Grantee relationship will be created by this Contract. The Grantee and its employees or agents performing under this Contract are not employees or agents of the state of Washington or COMMERCE. The Grantee will not hold itself out as or claim to be an officer or employee of COMMERCE or of the state of Washington by reason hereof, nor will the Grantee make any claim of right, privilege or benefit which would accrue to such officer or employee under law. Conduct and control of the work will be solely with the Grantee.

20. INDUSTRIAL INSURANCE COVERAGE

The Grantee shall comply with all applicable provisions of Title 51 RCW. If the Grantee fails to provide industrial insurance coverage or fails to pay premiums or penalties on behalf of its employees as may be required by law, COMMERCE may collect from the Grantee the full amount payable to the Industrial Insurance Accident Fund. COMMERCE may deduct the amount owed by the Grantee to the accident fund from the amount payable to the Grantee by COMMERCE under this Contract, and transmit the deducted amount to the Department of Labor and Industries, (L&I) Division of Insurance Services. This provision does not waive any of L&I's rights to collect from the Grantee.

21. LAWS

The Grantee shall comply with all applicable laws, ordinances, codes, regulations and policies of local, state, and federal governments, as now or hereafter amended.

22. LICENSING, ACCREDITATION AND REGISTRATION

The Grantee shall comply with all applicable local, state, and federal licensing, accreditation and registration requirements or standards necessary for the performance of this Contract.

23. LIMITATION OF AUTHORITY

Only the Authorized Representative or Authorized Representative's designee by writing (designation to be made prior to action) shall have the express, implied, or apparent authority to alter, amend, modify, or waive any clause or condition of this Contract.

24. LOCAL PUBLIC TRANSPORTATION COORDINATION

Where applicable, Grantee shall participate in local public transportation forums and implement strategies designed to ensure access to services.

25. NONDISCRIMINATION

A. Nondiscrimination Requirement. During the performance of this Agreement, the Grantee, including any subcontractor, shall comply with all federal, state, and local nondiscrimination laws, regulations and policies, this shall include but not be limited to the following: Grantee, including any subcontractor, shall not discriminate on the bases enumerated at RCW 49.60.530(3). In addition, GRANTEE, including any subcontractor, shall give written notice of this nondiscrimination requirement to any labor organizations with which GRANTEE, or subcontractor, has a collective bargaining or other agreement.

The funds provided under this Agreement shall not be used to fund religious worship, exercise, or instruction. No person shall be required to participate in any religious worship, exercise, or instruction in order to have access to the facilities funded by this Agreement.

B. Obligation to Cooperate. GRANTEE, including any subcontractor, shall cooperate and comply with any Washington state agency investigation regarding any allegation that GRANTEE, including any subcontractor, has engaged in discrimination prohibited by this Agreement pursuant to RCW 49.60.530(3).

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C. Default. Notwithstanding any provision to the contrary, COMMERCE may suspend GRANTEE, including any subcontractor, upon notice of a failure to participate and cooperate with any state agency investigation into alleged discrimination prohibited by this Contract, pursuant to RCW 49.60.530(3). Any such suspension will remain in place until COMMERCE receives notification that GRANTEE, including any subcontractor, is cooperating with the investigating state agency. In the event GRANTEE, or subcontractor, is determined to have engaged in discrimination identified at RCW 49.60.530(3), COMMERCE may terminate this Agreement in whole or in part, and GRANTEE, subcontractor, or both, may be referred for debarment as provided in RCW 39.26.200. GRANTEE or subcontractor may be given a reasonable time in which to cure this noncompliance, including implementing conditions consistent with any court-ordered injunctive relief or settlement agreement.

D. Remedies for Breach. Notwithstanding any provision to the contrary, in the event of Agreement termination or suspension for engaging in discrimination, GRANTEE, subcontractor, or both, shall be liable for contract damages as authorized by law including, but not limited to, any cost difference between the original Grant and the replacement or cover Grant and all administrative costs directly related to the replacement Grant, e.g., cost of the competitive bidding, mailing, advertising and staff time , which damages are distinct from any penalties imposed under Chapter 49.60, RCW. GRANTEE may also be required to repay grant funds pursuant to Section 31 (Recapture) of the General Terms & Conditions if the Agreement is terminated based on a violation of the nondiscrimination requirement. COMMERCE shall have the right to deduct from any monies due to GRANTEE or subcontractor, or that thereafter become due, an amount for damages GRANTEE or subcontractor will owe COMMERCE for default under this provision.

26. PAY EQUITY

The Grantee agrees to ensure that "similarly employed" individuals in its workforce are compensated as equals, consistent with the following:

A. Employees are "similarly employed" if the individuals work for the same employer, the performance of the job requires comparable skill, effort, and responsibility, and the jobs are performed under similar working conditions. Job titles alone are not determinative of whether employees are similarly employed;

B. Grantee may allow differentials in compensation for its workers if the differentials are based in good faith and on any of the following:

i. A seniority system; a merit system; a system that measures earnings by quantity or quality of production; a bona fide job-related factor or factors; or a bona fide regional difference in compensation levels.

ii. A bona fide job-related factor or factors may include, but not be limited to, education, training, or experience that is: Consistent with business necessity; not based on or derived from a gender-based differential; and accounts for the entire differential.

iii. A bona fide regional difference in compensation level must be: Consistent with business necessity; not based on or derived from a gender-based differential; and account for the entire differential.

This Contract may be terminated by the Department, if the Department or the Department of Enterprise Services determines that the Grantee is not in compliance with this provision.

27. POLITICAL ACTIVITIES

Political activity of Grantee's employees and officers are limited by the State Campaign Finances and Lobbying provisions of Chapter 42.17A RCW and the Federal Hatch Act, 5 USC 1501 - 1508.

No funds may be used for working for or against ballot measures or for or against the candidacy of any person for public office.

28. PREVAILING WAGE LAW

The Grantee certifies that all Grantees and subcontractors performing work on the Project shall comply with state Prevailing Wages on Public Works, Chapter 39.12 RCW, to the extent applicable to the Project funded by this contract, including but not limited to the filing of the "Statement of Intent to Pay Prevailing Wages" and "Affidavit of Wages Paid" to the extent required by RCW 39.12.040. The Grantee shall maintain records sufficient to evidence compliance with Chapter 39.12 RCW to the extent applicable, and shall make such records available for COMMERCE's review upon request

29. PROHIBITION AGAINST PAYMENT OF BONUS OR COMMISSION

The funds provided under this Contract shall not be used in payment of any bonus or commission for the purpose of obtaining approval of the application for such funds or any other approval or concurrence under this Contract provided, however, that reasonable fees or bona fide technical consultant, managerial, or other such services, other than actual solicitation, are not hereby prohibited if otherwise eligible as project costs.

30. PUBLICITY

The Grantee agrees not to publish or use any advertising or publicity materials in which the state of Washington or COMMERCE's name is mentioned, or language used from which the connection with the state of Washington's or COMMERCE's name may reasonably be inferred or implied, without the prior written consent of COMMERCE.

31. RECAPTURE

In the event that the Grantee fails to perform this Contract in accordance with state laws, federal laws, and/or the provisions of this Contract, COMMERCE reserves the right to recapture funds in an amount to compensate COMMERCE for the noncompliance in addition to any other remedies available at law or in equity.

Repayment by the Grantee of funds under this recapture provision shall occur within the time period specified by COMMERCE. In the alternative, COMMERCE may recapture such funds from payments due under this Contract.

32. RECORDS MAINTENANCE

The Grantee shall maintain books, records, documents, data and other evidence relating to this contract and performance of the services described herein, including but not limited to accounting procedures and practices that sufficiently and properly reflect all direct and indirect costs of any nature expended in the performance of this contract.

The Grantee shall retain such records for a period of six years following the date of final payment. At no additional cost, these records, including materials generated under the contract, shall be subject at all reasonable times to inspection, review or audit by COMMERCE, personnel duly authorized by COMMERCE, the Office of the State Auditor, and federal and state officials so authorized by law, regulation or agreement.

If any litigation, claim or audit is started before the expiration of the six (6) year period, the records shall be retained until all litigation, claims, or audit findings involving the records have been resolved.

33. REGISTRATION WITH DEPARTMENT OF REVENUE

If required by law, the Grantee shall complete registration with the Washington State Department of Revenue.

34. RIGHT OF INSPECTION

At no additional cost all records relating to the Grantee's performance under this Contract shall be subject at all reasonable times to inspection, review, and audit by COMMERCE, the Office of the State Auditor, and federal and state officials so authorized by law, in order to monitor and evaluate performance, compliance, and quality assurance under this Contract. The Grantee shall provide access to its facilities for this purpose.

35. SAVINGS

In the event funding from state, federal, or other sources is withdrawn, reduced, or limited in any way after the effective date of this Contract and prior to normal completion, COMMERCE may suspend or terminate the Contract under the "Termination for Convenience" clause, without the ten business day notice requirement. In lieu of termination, the Contract may be amended to reflect the new funding limitations and conditions.

36. SEVERABILITY

The provisions of this contract are intended to be severable. If any term or provision is illegal or invalid for any reason whatsoever, such illegality or invalidity shall not affect the validity of the remainder of the contract.

37. SUBCONTRACTING

The Grantee may only subcontract work contemplated under this Contract if it obtains the prior written approval of COMMERCE.

If COMMERCE approves subcontracting, the Grantee shall maintain written procedures related to subcontracting, as well as copies of all subcontracts and records related to subcontracts. For cause, COMMERCE in writing may: (a) require the Grantee to amend its subcontracting procedures as they relate to this Contract; (b) prohibit the Grantee from subcontracting with a particular person or entity; or (c) require the Grantee to rescind or amend a subcontract.

Every subcontract shall bind the Subcontractor to follow all applicable terms of this Contract. The Grantee is responsible to COMMERCE if the Subcontractor fails to comply with any applicable term or condition of this Contract. The Grantee shall appropriately monitor the activities of the Subcontractor to assure fiscal conditions of this Contract. In no event shall the existence of a subcontract operate to release or reduce the liability of the Grantee to COMMERCE for any breach in the performance of the Grantee's duties.

Every subcontract shall include a term that COMMERCE and the State of Washington are not liable for claims or damages arising from a Subcontractor's performance of the subcontract.

38. SURVIVAL

The terms, conditions, and warranties contained in this Contract that by their sense and context are intended to survive the completion of the performance, cancellation or termination of this Contract shall so survive.

39. TAXES

All payments accrued on account of payroll taxes, unemployment contributions, the Grantee's income or gross receipts, any other taxes, insurance or expenses for the Grantee or its staff shall be the sole responsibility of the Grantee.

40. TERMINATION FOR CAUSE

In the event COMMERCE determines the Grantee has failed to comply with the conditions of this contract in a timely manner, COMMERCE has the right to suspend or terminate this contract. Before suspending or terminating the contract, COMMERCE shall notify the Grantee in writing of the need to take corrective action. If corrective action is not taken within 30 calendar days, the contract may be terminated or suspended.

In the event of termination or suspension, the Grantee shall be liable for damages as authorized by law including, but not limited to, any cost difference between the original contract and the replacement or cover contract and all administrative costs directly related to the replacement contract, e.g., cost of the competitive bidding, mailing, advertising and staff time.

COMMERCE reserves the right to suspend all or part of the contract, withhold further payments, or prohibit the Grantee from incurring additional obligations of funds during investigation of the alleged compliance breach and pending corrective action by the Grantee or a decision by COMMERCE to

terminate the contract. A termination shall be deemed a “Termination for Convenience” if it is determined that the Grantee: (1) was not in default; or (2) failure to perform was outside of his or her control, fault or negligence.

The rights and remedies of COMMERCE provided in this contract are not exclusive and are, in addition to any other rights and remedies, provided by law.

41. TERMINATION FOR CONVENIENCE

Except as otherwise provided in this Contract, COMMERCE may, by ten (10) business days’ written notice, beginning on the second day after the mailing, terminate this Contract, in whole or in part. If this Contract is so terminated, COMMERCE shall be liable only for payment required under the terms of this Contract for services rendered or goods delivered prior to the effective date of termination.

42. TERMINATION PROCEDURES

Upon termination of this contract, COMMERCE, in addition to any other rights provided in this contract, may require the Grantee to deliver to COMMERCE any property specifically produced or acquired for the performance of such part of this contract as has been terminated. The provisions of the "Treatment of Assets" clause shall apply in such property transfer.

COMMERCE shall pay to the Grantee the agreed upon price, if separately stated, for completed work and services accepted by COMMERCE, and the amount agreed upon by the Grantee and COMMERCE for (i) completed work and services for which no separate price is stated, (ii) partially completed work and services, (iii) other property or services that are accepted by COMMERCE, and (iv) the protection and preservation of property, unless the termination is for default, in which case the Authorized Representative shall determine the extent of the liability of COMMERCE. Failure to agree with such determination shall be a dispute within the meaning of the "Disputes" clause of this contract. COMMERCE may withhold from any amounts due the Grantee such sum as the Authorized Representative determines to be necessary to protect COMMERCE against potential loss or liability.

The rights and remedies of COMMERCE provided in this section shall not be exclusive and are in addition to any other rights and remedies provided by law or under this contract.

After receipt of a notice of termination, and except as otherwise directed by the Authorized Representative, the Grantee shall:

A. Stop work under the contract on the date, and to the extent specified, in the notice;

B. Place no further orders or subcontracts for materials, services, or facilities except as may be necessary for completion of such portion of the work under the contract that is not terminated;

C. Assign to COMMERCE, in the manner, at the times, and to the extent directed by the Authorized Representative, all of the rights, title, and interest of the Grantee under the orders and subcontracts so terminated, in which case COMMERCE has the right, at its discretion, to settle or pay any or all claims arising out of the termination of such orders and subcontracts;

D. Settle all outstanding liabilities and all claims arising out of such termination of orders and subcontracts, with the approval or ratification of the Authorized Representative to the extent the Authorized Representative may require, which approval or ratification shall be final for all the purposes of this clause;

E. Transfer title to COMMERCE and deliver in the manner, at the times, and to the extent directed by the Authorized Representative any property which, if the contract had been completed, would have been required to be furnished to COMMERCE;

F. Complete performance of such part of the work as shall not have been terminated by the Authorized Representative; and

G. Take such action as may be necessary, or as the Authorized Representative may direct, for the protection and preservation of the property related to this contract, which is in the possession of the Grantee and in which COMMERCE has or may acquire an interest.

43. TREATMENT OF ASSETS

Title to all property furnished by COMMERCE shall remain in COMMERCE. Title to all property furnished by the Grantee, for the cost of which the Grantee is entitled to be reimbursed as a direct item of cost under this contract, shall pass to and vest in COMMERCE upon delivery of such property by the Grantee. Title to other property, the cost of which is reimbursable to the Grantee under this contract, shall pass to and vest in COMMERCE upon (i) issuance for use of such property in the performance of this contract, or (ii) commencement of use of such property in the performance of this contract, or (iii) reimbursement of the cost thereof by COMMERCE in whole or in part, whichever first occurs.

A. Any property of COMMERCE furnished to the Grantee shall, unless otherwise provided herein or approved by COMMERCE, be used only for the performance of this contract.

B. The Grantee shall be responsible for any loss or damage to property of COMMERCE that results from the negligence of the Grantee or which results from the failure on the part of the Grantee to maintain and administer that property in accordance with sound management practices.

C. If any COMMERCE property is lost, destroyed or damaged, the Grantee shall immediately notify COMMERCE and shall take all reasonable steps to protect the property from further damage.

D. The Grantee shall surrender to COMMERCE all property of COMMERCE prior to settlement upon completion, termination or cancellation of this contract.

E. All reference to the Grantee under this clause shall also include Grantee's employees, agents or Subcontractors.

44. WAIVER

Waiver of any default or breach shall not be deemed to be a waiver of any subsequent default or breach. Any waiver shall not be construed to be a modification of the terms of this Contract unless stated to be such in writing and signed by Authorized Representative of COMMERCE.

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Attachment A: SCOPE OF WORK:

Scope of Work

To support the development of affordable housing by reimbursing the City of Redmond for waived system development charges of affordable housing units for the Bellwether Prisma project.

Project Requirements

Based on the criteria within the state capital budget, SB 5195 Sec 1020, and criteria developed by Commerce to ensure the terms of the appropriation are met, all grants must meet the following criteria:

- Applicant must be a city, county or public utility district, applying in coordination with the developer of a affordable housing project, located within a jurisdiction that imposed a sales and use tax under RCW 82.14.530(1)(a)(ii), 82.14.530(1)(b)(i)(B), 82.14.540, or 84.52.105.
- The utility project must serve new affordable housing projects that serve and benefit low-income households as defined by RCW 43.185A.010 for at least 25 years. If the project is a mixed-income project, the affordable portion of the development must be at least 25%. (See Appendix C, Commitment of Continued Affordability.)
- Project work, meaning breaking ground and starting the construction process, must start by January, 2028.
- For system development charge waiver reimbursement, jurisdictions must have an adopted fee waiver program, and documentation that the fees have been waived for the affordable housing units by each provider for water, sewer, and stormwater, in accordance with the budget. See Appendix B, Budget.

CERTIFICATION PERFORMANCE MEASURE – SCOPE OF WORK

The GRANTEE, by its signature, certifies that the declaration set forth above has been reviewed and approved by the GRANTEE as of the date and year written below.

_____ _____

Angela Birney, Mayor DATE

Attachment B: CHIP Budget

Type of Cost	Recipient	Amount
Waived system development charges (SDCs) for Water	Jurisdiction or public utility waiving the SDCs:	0
Waived system development charges for sewer	Jurisdiction or public utility waiving the SDCs:	1,000,000
Waived system development charges for Stormwater	Jurisdiction or public utility waiving the SDCs:	0
Utility improvement costs as detailed in Attachment A: Scope of Work	Pass through funding to affordable housing project costs	0
Contract Total		1,000,000

CHIP funds can pay for the system development charges for the affordable units. All costs related to CHIP funding must be submitted for reimbursement no later than June 30, 2027, or revised contract end date if reappropriated. Calculations and SDC waiver documentation, along with the ordinance and fee schedule must be provided with the invoice for SDCs.

CERTIFICATION OF THE AVAILABILITY OF FUNDS TO COMPLETE THE ENTIRE PROJECT

CERTIFICATION PERFORMANCE MEASURE - AVAILABILITY OF FUNDS

The GRANTEE by its signature, certifies that GRANTEE has received binding assurances from the Project Developer or other relevant party that project funding from sources other than those provided by this Grant Agreement has either been expended for eligible Project expenses, or is committed in writing and available and will remain committed and available solely and specifically for carrying out the purposes of this Project as described in elsewhere in this Grant Agreement, as of the date and year written below. The GRANTEE shall maintain records sufficient to evidence that the Project Developer has expended or has access to the funds needed to complete the Project, and shall make such records available for COMMERCE's review upon reasonable request.

_____ _____

Angela Birney, Mayor DATE

Attachment C: Commitment of Continued Affordability

Affordability will be monitored by the WA State Housing Trust Fund, A Regional Coalition of Housing (ARCH), the City of Redmond, and King County Housing and Community Development Division.

If the project is NOT already monitored for affordability by an organization such as the Housing Trust Fund, The Washington State Housing Finance Commission, a housing authority, or a local government monitoring process, then the following is required:

- The project must be enrolled in Commerce's Tracking Housing Affordability Database (THAD), for receiving annual reports and conducting 5-year audits.
- The project must provide a covenant and/or note and deed of trust naming Commerce as part of securitization.
- The project must maintain records for 31 years in accordance with the Records Maintenance in contract General Terms and Conditions.

For the purposes of this contract, the utility project must serve new affordable housing projects that serve and benefit low-income households for at least 25 years.

"Affordable housing" has the same meaning as in RCW 43.185A.010, and means residential housing for rental occupancy which, as long as the same is occupied by low-income households, requires payment of monthly housing costs, including utilities other than telephone, of no more than thirty percent of the family's income. In the context of homeownership, the definition from the Housing Trust Fund Handbook applies (Section 701.7): "affordability occurs when a household's monthly housing costs are generally no more than 38 percent of monthly household income and total debt is no more than 45 percent of monthly household income. Housing costs include mortgage principal, interest, property taxes, homeowner insurance, homeowner association fees, and land lease fees, as applicable. Total debt includes other debt and utilities."

[1] "Low-income household" has the same definition as in RCW 43.185.010(6), and means a single person, family or unrelated persons living together whose adjusted income is less than eighty percent of the median family income, adjusted for household size, for the county where the project is located.

Bellwether Prisma Project	
County and parcel number(s) of property:	King County, Parcel #2063500100
Organization monitoring continued affordability:	
Term of affordability:	99 years
Documentation evidencing securitization of affordability	

Enter Number of Units in each category below:	
30% AMI- Studio	30
30% AMI- 1 Bedroom	15
30% AMI- 2 Bedroom	5
30% AMI- 3 Bedroom	5
30% AMI- Other	
50% AMI- Studio	25
50% AMI- 1 Bedroom	30
50% AMI- 2 Bedroom	10
50% AMI- 3 Bedroom	25
50% AMI- Other	
60% AMI- Studio	
60% AMI- 1 Bedroom	95
60% AMI- 2 Bedroom	45
60% AMI- 3 Bedroom	
60% AMI- Other	
80% AMI- Studio	
80% AMI- 1 Bedroom	
80% AMI- 2 Bedroom	18
80% AMI- 3 Bedroom	23
80% AMI- Other	

The GRANTEE by its signature, certifies that the project will be monitored to ensure continued affordability for a minimum of 25 years, evidenced by documentation listed above. The GRANTEE shall maintain records sufficient to evidence the continued affordability, and that it will retain and shall make such records available for COMMERCE's review upon reasonable request.

Angela Birney, Mayor

DATE

DRAFT

Memorandum

Date: 4/21/2026
Meeting of: Committee of the Whole - Public Safety and Human Services

File No. CM 26-246
Type: Committee Memo

TO: Committee of the Whole - Public Safety and Human Services
FROM: Mayor Angela Birney
DEPARTMENT DIRECTOR CONTACT(S):

Planning and Community Development	Carol Helland	422-556-2107

DEPARTMENT STAFF:

Planning and Community Development	Seraphie Allen	Deputy Director
Planning and Community Development	Brooke Buckingham	Human Services Manager
Planning and Community Development	Alaric Bien	Senior Planner

TITLE:
2027-2028 Human Services Funding Update

OVERVIEW STATEMENT:
Staff will provide an update on the 2027-2028 human services funding application process.

☒ **Additional Background Information/Description of Proposal Attached**

REQUESTED ACTION:

☒ **Receive Information** ☐ **Provide Direction** ☐ **Approve**

REQUEST RATIONALE:

- **Relevant Plans/Policies:**
  Comprehensive Plan Human Services Element policy HS-1:
  Support the provision of a continuum of human services, from preventive to remedial, focused on ensuring that residents are able to be self-sufficient, contributing members of the community.
  Human Services Strategic Plan Priority Area 1:
  Support community members to navigate daily life through multiple, on-going crises so that our community can move forward together.
- **Required:**
  N/A
- **Council Request:**
  N/A
- **Other Key Facts:**
  Application:

Redmond and 16 other cities in North, East, and South King County run a common application process, share1app <https://www.redmond.gov/1000/Application-Process>, for programs seeking human services funding. The grant application was open from March 2 through April 6, 2026. Redmond received 149 requests for funding totaling over $8M per year. The Redmond Human Services Commission's funding priorities are outlined in Attachment A. In addition, staff contracted with Communities Rise to facilitate joint equity training for the human services commissions of Redmond, Issaquah, Kirkland, and Sammamish.

Budget:

The proposed two-year budget for human services funding is $6,811,312 or an average of about $3.4M/year. This includes an estimated $40,000 in Community Development Block Grant funds, and $300,000 in opiate settlement funds, which will need to be allocated to programs that meet approved abatement strategies (Attachment B).

OUTCOMES:

The Human Services Commission will begin reviewing applications and meeting semi-monthly through September. Commissioners will use an equity framework to review proposals. The Commission will present their funding recommendations to Council at the October 27, 2026, study session as part of the 2027-28 biennial budget process.

COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:

- **Timeline (previous or planned):**
  September 2025 through March 2026
- **Outreach Methods and Results:**
  The Human Services Funding Collaborative hosted four informational workshops, both virtual and in person, with over 400 attendees registered. All workshops were conducted primarily by City of Redmond staff. In addition, staff held one-on-one meetings with 15 organizations explaining the funding process, priorities, and providing technical assistance. The presentations were also recorded and posted to the share1app website <http://www.redmond.gov/1000> and YouTube channel <https://www.youtube.com/@share1appquestions>.
- **Feedback Summary:**
  Feedback from attendees of both the general informational workshops for new applicants and application workshops was very positive. Many individuals expressed appreciation for the clear and concise presentation of information.

BUDGET IMPACT:

Total Cost:
Estimated 2027-28 budget is $6,811,312

Approved in current biennial budget: ☐ **Yes** ☐ **No** ☒ **N/A**

Budget Offer Number:
TBD

Budget Priority:
Vibrant and Connected

Other budget impacts or additional costs: ☐ **Yes** ☐ **No** ☒ **N/A**
If yes, explain:
N/A
Funding source(s):
General Fund, Community Development Block Grant, Opiate Settlement Funding

Budget/Funding Constraints:
N/A

☐ **Additional budget details attached**

COUNCIL REVIEW:

Previous Contact(s)

Date	Meeting	Requested Action
N/A	Item has not been presented to Council	N/A

Proposed Upcoming Contact(s)

Date	Meeting	Requested Action
10/27/2026	Study Session	Provide Direction

Time Constraints:
Funding recommendations will come to Council on October 27, 2026, to ensure timely adoption as a component of the City budget.

ANTICIPATED RESULT IF NOT APPROVED:
N/A

ATTACHMENTS:
Attachment A: Redmond Human Services Information Sheet
Attachment B: Opiate Abatement Strategies

Planning & Community Development
MS 4SPL
PO Box 97010
Redmond WA 98073-9710

Brooke Buckingham, Human Services Manager
425-556-2416 or bbuckingham@redmond.gov
Alaric Bien, Senior Planner
425-556-2458 or abien@redmond.gov

Approximate Funding Available
We anticipate approximately $2.6 million in available funds per year, which is similar to the amount allocated in the current biennium. This includes approximately $35,000 in Community Development Block grant funds and a portion of funds dedicated to addressing the opiate crisis.

Application Assistance
Staff are available and happy to help with any questions related to the City's process and/or answer questions you may have about the content of the application. If this is the first time that your agency is applying and/or if the request is for under $10,000, we ***strongly encourage*** you to meet with City of Redmond staff to discuss your proposal. Not meeting with staff may make your proposal less competitive. Please direct requests to Alaric Bien at abien@redmond.gov or 425-556-2458.

Application Review Process
The City of Redmond Human Services Commission reviews applications and makes recommendations to City Council. Draft recommendations will be shared with applicants prior to being presented to Council in October. Final allocation amounts will be approved and adopted as part of the overall City budget. City of Redmond staff will notify agencies of final allocations following City Council approval, which is expected by early December. Awarded funds will be available January 1, 2027, which is the start of the fiscal and program year.

City-Specific Requirements and Priorities
Please refer to the city minimum requirements chart for detailed information for the City of Redmond. The City recognizes the need to support programs that meet the broad continuum of human service needs and encourages applications from agencies that provide such services to Redmond residents. The Commission acknowledges that not all residents have equitable access to opportunities and that disproportionate impacts can arise based on identity, such as race, ethnicity, gender, class, sexual orientation, physical or mental ability,

and immigration status, which may further amplify challenges for individuals and communities.

Values

As such, the Commission will consider how well each proposal demonstrates alignment with the following values.

- Commitment to equity, inclusion, diversity, and belonging
- Improving access and addressing barriers to service
- Recognition of the long-term benefits of preventive programs

Funding Priorities

Because available funds are limited, the Commission will prioritize investments that align with the goals outlined in the Human Services Strategic Plan, which identifies the following areas of need.

- Housing stability and shelter
- Food insecurity and basic needs
- Behavioral Health Services
- Programs that are reflective of and embedded in their communities

The City is not able to backfill federal and state funding cuts, and we recognize that the need greatly outstrips available local resources. Though funding is limited, we do encourage all applicants to submit funding requests that will fully support the services proposed. Preference may be given to applicants for whom City funding represents a meaningful portion of their ability to operate or expand services.

EXHIBIT A

O P I O I D A B A T E M E N T S T R A T E G I E S

PART ONE: TREATMENT

A. TREAT OPIOID USE DISORDER (OUD)

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions, co-usage, and/or co-addiction through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Expand availability of treatment for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including all forms of Medication-Assisted Treatment (MAT) approved by the U.S. Food and Drug Administration.

2. Support and reimburse services that include the full American Society of Addiction Medicine (ASAM) continuum of care for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including but not limited to:

    a. Medication-Assisted Treatment (MAT);

    b. Abstinence-based treatment;

    c. Treatment, recovery, or other services provided by states, subdivisions, community health centers; non-for-profit providers; or for-profit providers;

    d. Treatment by providers that focus on OUD treatment as well as treatment by providers that offer OUD treatment along with treatment for other SUD/MH conditions, co-usage, and/or co-addiction; or

    e. Evidence-informed residential services programs, as noted below.

3. Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including MAT, as well as counseling, psychiatric support, and other treatment and recovery support services.

4. Improve oversight of Opioid Treatment Programs (OTPs) to assure evidence-based, evidence-informed, or promising practices such as adequate methadone dosing.

5. Support mobile intervention, treatment, and recovery services, offered by qualified professionals and service providers, such as peer recovery coaches, for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction and for persons who have experienced an opioid overdose.

6. Support treatment of mental health trauma resulting from the traumatic experiences of the opioid user (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose

or overdose fatality), and training of health care personnel to identify and address such trauma.

7. Support detoxification (detox) and withdrawal management services for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including medical detox, referral to treatment, or connections to other services or supports.

8. Support training on MAT for health care providers, students, or other supporting professionals, such as peer recovery coaches or recovery outreach specialists, including telementoring to assist community-based providers in rural or underserved areas.

9. Support workforce development for addiction professionals who work with persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

10. Provide fellowships for addiction medicine specialists for direct patient care, instructors, and clinical research for treatments.

11. Provide funding and training for clinicians to obtain a waiver under the federal Drug Addiction Treatment Act of 2000 (DATA 2000) to prescribe MAT for OUD, and provide technical assistance and professional support to clinicians who have obtained a DATA 2000 waiver.

12. Support the dissemination of web-based training curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service-Opioids web-based training curriculum and motivational interviewing.

13. Support the development and dissemination of new curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service for Medication-Assisted Treatment.

B. SUPPORT PEOPLE IN TREATMENT AND RECOVERY

Support people in treatment for and recovery from OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Provide the full continuum of care of recovery services for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including supportive housing, residential treatment, medical detox services, peer support services and counseling, community navigators, case management, and connections to community-based services.

2. Provide counseling, peer-support, recovery case management and residential treatment with access to medications for those who need it to persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

3. Provide access to housing for people with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including supportive housing, recovery housing, housing assistance programs, or training for housing providers.

4. Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

5. Support or expand peer-recovery centers, which may include support groups, social events, computer access, or other services for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

6. Provide employment training or educational services for persons in treatment for or recovery from OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

7. Identify successful recovery programs such as physician, pilot, and college recovery programs, and provide support and technical assistance to increase the number and capacity of high-quality programs to help those in recovery.

8. Engage non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to manage the opioid user in the family.

9. Provide training and development of procedures for government staff to appropriately interact and provide social and other services to current and recovering opioid users, including reducing stigma.

10. Support stigma reduction efforts regarding treatment and support for persons with OUD, including reducing the stigma on effective treatment.

C. CONNECT PEOPLE WHO NEED HELP TO THE HELP THEY NEED (CONNECTIONS TO CARE)

Provide connections to care for people who have – or are at risk of developing – OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Ensure that health care providers are screening for OUD and other risk factors and know how to appropriately counsel and treat (or refer if necessary) a patient for OUD treatment.

2. Support Screening, Brief Intervention and Referral to Treatment (SBIRT) programs to reduce the transition from use to disorders.

3. Provide training and long-term implementation of SBIRT in key systems (health, schools, colleges, criminal justice, and probation), with a focus on youth and young adults when transition from misuse to opioid disorder is common.

4. Purchase automated versions of SBIRT and support ongoing costs of the technology.

5. Support training for emergency room personnel treating opioid overdose patients on post-discharge planning, including community referrals for MAT, recovery case management or support services.

6. Support hospital programs that transition persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, or persons who have experienced an opioid overdose, into community treatment or recovery services through a bridge clinic or similar approach.

7. Support crisis stabilization centers that serve as an alternative to hospital emergency departments for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction or persons that have experienced an opioid overdose.

8. Support the work of Emergency Medical Systems, including peer support specialists, to connect individuals to treatment or other appropriate services following an opioid overdose or other opioid-related adverse event.

9. Provide funding for peer support specialists or recovery coaches in emergency departments, detox facilities, recovery centers, recovery housing, or similar settings; offer services, supports, or connections to care to persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction or to persons who have experienced an opioid overdose.

10. Provide funding for peer navigators, recovery coaches, care coordinators, or care managers that offer assistance to persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction or to persons who have experienced on opioid overdose.

11. Create or support school-based contacts that parents can engage with to seek immediate treatment services for their child; and support prevention, intervention, treatment, and recovery programs focused on young people.

12. Develop and support best practices on addressing OUD in the workplace.

13. Support assistance programs for health care providers with OUD.

14. Engage non-profits and the faith community as a system to support outreach for treatment.

15. Support centralized call centers that provide information and connections to appropriate services and supports for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

16. Create or support intake and call centers to facilitate education and access to treatment, prevention, and recovery services for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

17. Develop or support a National Treatment Availability Clearinghouse – a multistate/nationally accessible database whereby health care providers can list locations for currently available in-patient and out-patient OUD treatment services that are accessible on a real-time basis by persons who seek treatment.

D. ADDRESS THE NEEDS OF CRIMINAL-JUSTICE-INVOLVED PERSONS

Address the needs of persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction who are involved – or are at risk of becoming involved – in the criminal justice system through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Support pre-arrest or post-arrest diversion and deflection strategies for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including established strategies such as:

    a. Self-referral strategies such as the Angel Programs or the Police Assisted Addiction Recovery Initiative (PAARI);

    b. Active outreach strategies such as the Drug Abuse Response Team (DART) model;

    c. "Naloxone Plus" strategies, which work to ensure that individuals who have received naloxone to reverse the effects of an overdose are then linked to treatment programs or other appropriate services;

    d. Officer prevention strategies, such as the Law Enforcement Assisted Diversion (LEAD) model;

    e. Officer intervention strategies such as the Leon County, Florida Adult Civil Citation Network or the Chicago Westside Narcotics Diversion to Treatment Initiative;

    f. Co-responder and/or alternative responder models to address OUD-related 911 calls with greater SUD expertise and to reduce perceived barriers associated with law enforcement 911 responses; or

    g. County prosecution diversion programs, including diversion officer salary, only for counties with a population of 50,000 or less. Any diversion services in matters involving opioids must include drug testing, monitoring, or treatment.

2. Support pre-trial services that connect individuals with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction to evidence-informed treatment, including MAT, and related services.

3. Support treatment and recovery courts for persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, but only if these courts provide referrals to evidence-informed treatment, including MAT.

4. Provide evidence-informed treatment, including MAT, recovery support, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction who are incarcerated in jail or prison.

5. Provide evidence-informed treatment, including MAT, recovery support, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction who are leaving jail or prison have recently left jail or prison, are on probation or parole, are under community corrections supervision, or are in re-entry programs or facilities.

6. Support critical time interventions (CTI), particularly for individuals living with dual-diagnosis OUD/serious mental illness, and services for individuals who face immediate risks and service needs and risks upon release from correctional settings.

7. Provide training on best practices for addressing the needs of criminal-justice-involved persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction to law enforcement, correctional, or judicial personnel or to providers of treatment, recovery, case management, or other services offered in connection with any of the strategies described in this section.

E. ADDRESS THE NEEDS OF PREGNANT OR PARENTING WOMEN AND THEIR FAMILIES, INCLUDING BABIES WITH NEONATAL ABSTINENCE SYNDROME

Address the needs of pregnant or parenting women with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, and the needs of their families, including babies with neonatal abstinence syndrome, through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Support evidence-based, evidence-informed, or promising treatment, including MAT, recovery services and supports, and prevention services for pregnant women – or women who could become pregnant – who have OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, and other measures to educate and provide support to families affected by Neonatal Abstinence Syndrome.

2. Provide training for obstetricians or other healthcare personnel that work with pregnant women and their families regarding treatment of OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

3. Provide training to health care providers who work with pregnant or parenting women on best practices for compliance with federal requirements that children born with Neonatal Abstinence Syndrome get referred to appropriate services and receive a plan of safe care.

4. Provide enhanced support for children and family members suffering trauma as a result of addiction in the family; and offer trauma-informed behavioral health treatment for adverse childhood events.

5. Offer enhanced family supports and home-based wrap-around services to persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, including but not limited to parent skills training.

6. Support for Children's Services – Fund additional positions and services, including supportive housing and other residential services, relating to children being removed from the home and/or placed in foster care due to custodial opioid use.

PART TWO: PREVENTION

F. PREVENT OVER-PRESCRIBING AND ENSURE APPROPRIATE PRESCRIBING AND DISPENSING OF OPIOIDS

Support efforts to prevent over-prescribing and ensure appropriate prescribing and dispensing of opioids through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Training for health care providers regarding safe and responsible opioid prescribing, dosing, and tapering patients off opioids.

2. Academic counter-detailing to educate prescribers on appropriate opioid prescribing.

3. Continuing Medical Education (CME) on appropriate prescribing of opioids.

4. Support for non-opioid pain treatment alternatives, including training providers to offer or refer to multi-modal, evidence-informed treatment of pain.

5. Support enhancements or improvements to Prescription Drug Monitoring Programs (PDMPs), including but not limited to improvements that:

    a. Increase the number of prescribers using PDMPs;

    b. Improve point-of-care decision-making by increasing the quantity, quality, or format of data available to prescribers using PDMPs or by improving the interface that prescribers use to access PDMP data, or both; or

    c. Enable states to use PDMP data in support of surveillance or intervention strategies, including MAT referrals and follow-up for individuals identified within PDMP data as likely to experience OUD.

6. Development and implementation of a national PDMP – Fund development of a multistate/national PDMP that permits information sharing while providing appropriate safeguards on sharing of private health information, including but not limited to:

    a. Integration of PDMP data with electronic health records, overdose episodes, and decision support tools for health care providers relating to OUD.

b. Ensuring PDMPs incorporate available overdose/naloxone deployment data, including the United States Department of Transportation's Emergency Medical Technician overdose database.

7. Increase electronic prescribing to prevent diversion or forgery.

8. Educate Dispensers on appropriate opioid dispensing.

G. PREVENT MISUSE OF OPIOIDS

Support efforts to discourage or prevent misuse of opioids through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Corrective advertising or affirmative public education campaigns based on evidence.

2. Public education relating to drug disposal.

3. Drug take-back disposal or destruction programs.

4. Fund community anti-drug coalitions that engage in drug prevention efforts.

5. Support community coalitions in implementing evidence-informed prevention, such as reduced social access and physical access, stigma reduction – including staffing, educational campaigns, support for people in treatment or recovery, or training of coalitions in evidence-informed implementation, including the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (SAMHSA).

6. Engage non-profits and faith-based communities as systems to support prevention.

7. Support evidence-informed school and community education programs and campaigns for students, families, school employees, school athletic programs, parent-teacher and student associations, and others.

8. School-based or youth-focused programs or strategies that have demonstrated effectiveness in preventing drug misuse and seem likely to be effective in preventing the uptake and use of opioids.

9. Support community-based education or intervention services for families, youth, and adolescents at risk for OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

10. Support evidence-informed programs or curricula to address mental health needs of young people who may be at risk of misusing opioids or other drugs, including emotional modulation and resilience skills.

11. Support greater access to mental health services and supports for young people, including services and supports provided by school nurses or other school staff, to

address mental health needs in young people that (when not properly addressed) increase the risk of opioid or other drug misuse.

H. PREVENT OVERDOSE DEATHS AND OTHER HARMS

Support efforts to prevent or reduce overdose deaths or other opioid-related harms through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Increase availability and distribution of naloxone and other drugs that treat overdoses for first responders, overdose patients, opioid users, families and friends of opioid users, schools, community navigators and outreach workers, drug offenders upon release from jail/prison, or other members of the general public.

2. Provision by public health entities of free naloxone to anyone in the community, including but not limited to provision of intra-nasal naloxone in settings where other options are not available or allowed.

3. Training and education regarding naloxone and other drugs that treat overdoses for first responders, overdose patients, patients taking opioids, families, schools, and other members of the general public.

4. Enable school nurses and other school staff to respond to opioid overdoses, and provide them with naloxone, training, and support.

5. Expand, improve, or develop data tracking software and applications for overdoses/naloxone revivals.

6. Public education relating to emergency responses to overdoses.

7. Public education relating to immunity and Good Samaritan laws.

8. Educate first responders regarding the existence and operation of immunity and Good Samaritan laws.

9. Expand access to testing and treatment for infectious diseases such as HIV and Hepatitis C resulting from intravenous opioid use.

10. Support mobile units that offer or provide referrals to treatment, recovery supports, health care, or other appropriate services to persons that use opioids or persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

11. Provide training in treatment and recovery strategies to health care providers, students, peer recovery coaches, recovery outreach specialists, or other professionals that provide care to persons who use opioids or persons with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction.

12. Support screening for fentanyl in routine clinical toxicology testing.

PART THREE: OTHER STRATEGIES

I. FIRST RESPONDERS

In addition to items C8, D1 through D7, H1, H3, and H8, support the following:

1. Current and future law enforcement expenditures relating to the opioid epidemic.

2. Educate law enforcement or other first responders regarding appropriate practices and precautions when dealing with fentanyl or other drugs.

J. LEADERSHIP, PLANNING AND COORDINATION

Support efforts to provide leadership, planning, and coordination to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Community regional planning to identify goals for reducing harms related to the opioid epidemic, to identify areas and populations with the greatest needs for treatment intervention services, or to support other strategies to abate the opioid epidemic described in this opioid abatement strategy list.

2. A government dashboard to track key opioid-related indicators and supports as identified through collaborative community processes.

3. Invest in infrastructure or staffing at government or not-for-profit agencies to support collaborative, cross-system coordination with the purpose of preventing overprescribing, opioid misuse, or opioid overdoses, treating those with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, supporting them in treatment or recovery, connecting them to care, or implementing other strategies to abate the opioid epidemic described in this opioid abatement strategy list.

4. Provide resources to staff government oversight and management of opioid abatement programs.

K. TRAINING

In addition to the training referred to in various items above, support training to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Provide funding for staff training or networking programs and services to improve the capability of government, community, and not-for-profit entities to abate the opioid crisis.

2. Invest in infrastructure and staffing for collaborative cross-system coordination to prevent opioid misuse, prevent overdoses, and treat those with OUD and any co-occurring SUD/MH conditions, co-usage, and/or co-addiction, or implement other

strategies to abate the opioid epidemic described in this opioid abatement strategy list (e.g., health care, primary care, pharmacies, PDMPs, etc.).

L. RESEARCH

Support opioid abatement research that may include, but is not limited to, the following:

1. Monitoring, surveillance, and evaluation of programs and strategies described in this opioid abatement strategy list.

2. Research non-opioid treatment of chronic pain.

3. Research on improved service delivery for modalities such as SBIRT that demonstrate promising but mixed results in populations vulnerable to opioid use disorders.

4. Research on innovative supply-side enforcement efforts such as improved detection of mail-based delivery of synthetic opioids.

5. Expanded research on swift/certain/fair models to reduce and deter opioid misuse within criminal justice populations that build upon promising approaches used to address other substances (e.g. Hawaii HOPE and Dakota 24/7).

6. Research on expanded modalities such as prescription methadone that can expand access to MAT.

Memorandum

Date: 4/21/2026
Meeting of: Committee of the Whole - Public Safety and Human Services

File No. CM 26-248
Type: Committee Memo

TO: Committee of the Whole - Public Safety and Human Services
FROM: Mayor Angela Birney
DEPARTMENT DIRECTOR CONTACT(S):

Planning and Community Development	Carol Helland	425-556-2107

DEPARTMENT STAFF:

Planning and Community Development	Jason Lynch	Deputy Director
Planning and Community Development	Andy Chow	Engineering Manager
Planning and Community Development	Josh Mueller	Senior Engineering Technician

TITLE:
Quasi-Judicial: Adoption of Ordinance for Belcaro Plat

OVERVIEW STATEMENT:
Belcaro is a subdivision preliminary plat, located at 10625, 10637, 10611, and 10429 134th Avenue NE in Redmond. The applicant proposed to subdivide five parcels totaling 4.4 acres into 24 single-family residential lots, including one lot containing a low-cost affordable housing unit, four lots designated for smaller dwelling units, and three tracts for open space, access, utilities, and stormwater management. The decision to approve or disapprove the Belcaro preliminary plat is a quasi-judicial decision made by the City's Hearing Examiner that is reviewed and acted upon by the City Council.

☒ **Additional Background Information/Description of Proposal Attached**

REQUESTED ACTION:

☐ **Receive Information** ☒ **Provide Direction** ☐ **Approve**

REQUEST RATIONALE:

- **Relevant Plans/Policies:**
  N/A
- **Required:**
  RZC 21.74.030.G.4.

  Review - City Council. The City Council shall review the final plat at a public meeting, according to the decision criteria for final plats set forth in RZC 21.74.030.C, Decision Criteria for Approval of Final Subdivisions, of this chapter. No public hearing shall be required. Notice of the public meeting at which

the final plat will be considered will be mailed to the applicant and to any person who was a party of record to the preliminary plat proceedings at least ten days in advance of the meeting. If the City Council approves the final plat, the Mayor shall be authorized to inscribe and execute the written approval on the face of the plat map. If the City Council denies the final plat, the final plat will be returned to the applicant with reasons for denial and conditions for compliance.

- **Council Request:**
  N/A
- **Other Key Facts:**
  The Belcaro preliminary plat was approved with conditions by the Hearing Examiner on February 27, 2024. Engineering plans were approved on December 11, 2025, and the final plat was submitted by the applicant for staff review on December 11, 2025. Staff has reviewed the list of conditions outlined in the Hearing Examiner's February 27, 2024, Findings, Conclusions, and Decision and determined that the final plat of Belcaro conforms to those conditions and all other requirements set forth under RCW 58.17.170 and RZC 21.74.030.C. The applicant presented and the City accepted a financial guarantee for the installation of all plat improvements. The affordable housing agreement has been approved and was recorded on April 3, 2026. Final plat approval does not imply acceptance of improvements.

OUTCOMES:
Approval of the final plat will allow the applicant to record the final plat with the King County Recorder and thus create new lots and apply for building permits.

COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:

- **Timeline (previous or planned):**
  N/A
- **Outreach Methods and Results:**
  N/A
- **Feedback Summary:**
  N/A

BUDGET IMPACT:

Total Cost:

There is no fiscal impact associated with this final plat. Staff working on the Belcaro plat are funded through the adopted budget.

Approved in current biennial budget: ☒ **Yes** ☐ **No** ☐ **N/A**

Budget Offer Number:
0000303-Development Services

Budget Priority:
Vibrant and Connected

Other budget impacts or additional costs: ☐ **Yes** ☐ **No** ☒ **N/A**

If yes, explain:
N/A

Funding source(s):
General Fund

Budget/Funding Constraints:
N/A

☐ **Additional budget details attached**

COUNCIL REVIEW:

Previous Contact(s)

Date	Meeting	Requested Action
	Item has not been presented to Council	N/A

Proposed Upcoming Contact(s)

Date	Meeting	Requested Action
5/5/2026	Business Meeting (If needed)	Provide Direction
5/19/2026	Business Meeting	Approve

Time Constraints:
Final plat approval followed by recording of the final plat are necessary prerequisites to obtaining building permits within this subdivision, and the applicant would like to obtain building permits as soon as possible.

ANTICIPATED RESULT IF NOT APPROVED:
Applicant will not be able to record the final plat which is a prerequisite to obtaining building permits within this subdivision.

ATTACHMENTS:
Attachment A: Ordinance Draft
Attachment B: Vicinity Map
Attachment C: Hearing Examiner's Decision

ATTACHMENT A

NON-CODE

CITY OF REDMOND
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, APPROVING THE FINAL PLAT OF BELCARO PURSUANT TO RCW 58.17.170 AND RZC 21.74.030, AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the City of Redmond has received an application for approval of the final plat of Belcaro, and

WHEREAS, final plat approval is addressed under RZC 21.74.030, which requires that the Redmond City Council adopt findings in support of its decision and approve the final plat.

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

Section 1. Findings adopted. The Redmond City Council adopts the following findings in support of its approval of the BELCARO final plat:

1. The Redmond Hearing Examiner conditionally approved the related Belcaro Subdivision Preliminary Plat on February 28, 2024. The Hearing Examiner's Findings, Conclusions, and Decision contains conditions incorporated as shown in Attachment C.

2. The applicant submitted the Belcaro final plat for review on December 11, 2025.

3. Under RCW 58.17.170 and RZC 21.74.030(G), final plat approvals require City Council approval.

4. Under RCW 58.17.170 and RZC 21.74.030(C), the criteria to be used by the City Council in determining whether to grant final plat approval are:

A. whether the final plat substantially conforms to all terms, conditions and provisions of the preliminary approval; and

B. whether the final plat contains a dedication to the public of all common improvements, including but not limited to streets, roads, sewage disposal systems, storm drainage systems, and water supply systems which were a condition of approval. The intention to dedicate shall be evidence by the owner's presentment of a final plat showing the dedication, and the acceptance by the City shall be evidenced by the approval of the final plat; and

C. whether the final plat meets the requirements of RZC 21.74, applicable state laws, and all other local ordinances adopted by the City which were in effect at the time a complete application for preliminary plat approval was filed.

5. The City staff has reviewed the final plat of Belcaro and has advised the Council that the final plat conforms to all terms and conditions of preliminary plat and contains a dedication to the public of all common improvements. Based on the staff review, the Council finds that the final plat meets the first and second criteria for approval.

6. At the time of preliminary plat approval, the Redmond Hearing Examiner determined that, as conditioned, the preliminary plat met the requirements of the state subdivision laws, the State Environmental Policy Act, and the subdivision approval requirements of the RZC. No evidence has been presented to change this determination. The City Council therefore finds that the final plat meets the third criteria for approval.

Section 2. Approval of final plat. The final plat of Belcaro is hereby approved, subject to fulfilling any late-comer agreements and posting of any performance guarantees as determined by the Director of Public Works.

Section 3. Effective date. This ordinance shall take effect and be in full force five days after its passage and publication of a summary as provided by law.

ADOPTED by the Redmond City Council this ____ day of _____, 2026.

CITY OF REDMOND

_____
ANGELA BIRNEY, MAYOR

ATTEST:

_____ (SEAL)
CHERYL XANTHOS, MMC, CITY CLERK

APPROVED AS TO FORM:

_____
REBECCA MUELLER, CITY ATTORNEY

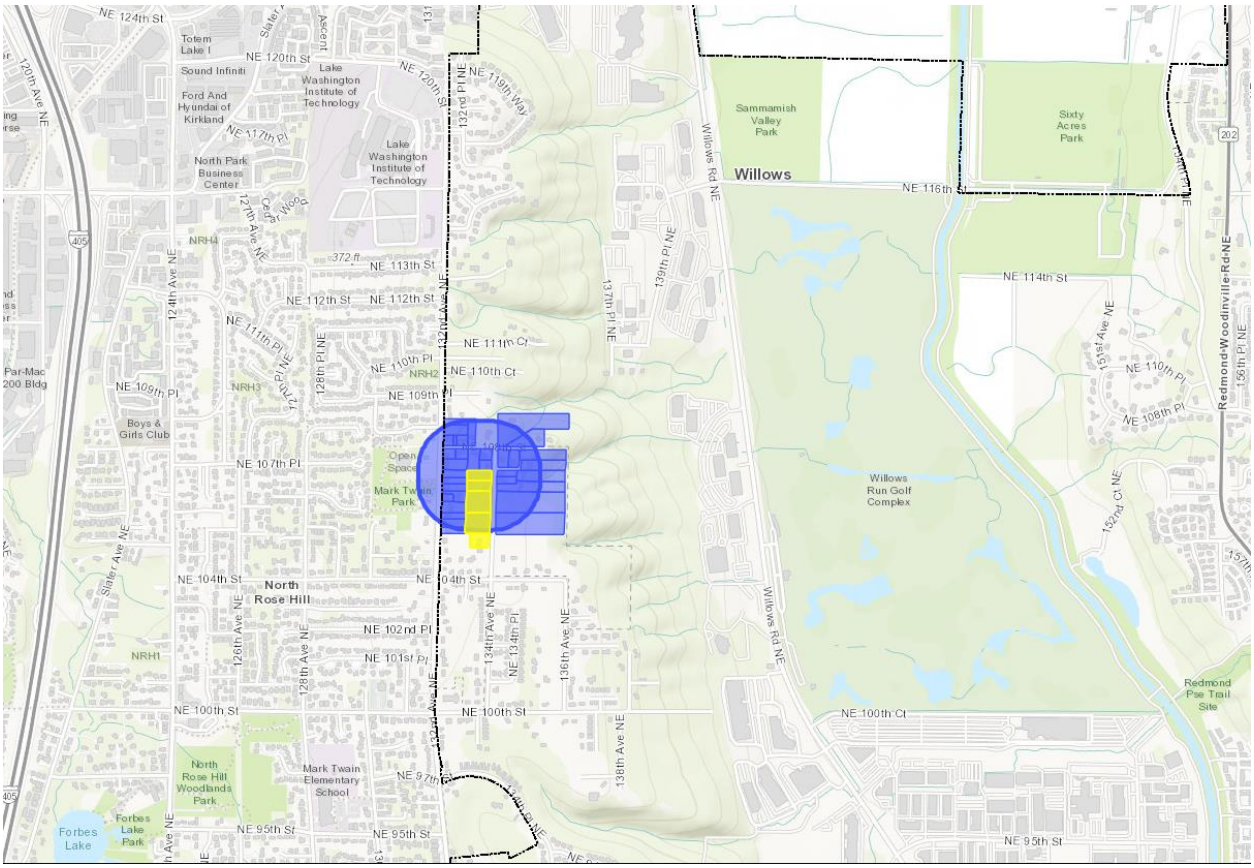
FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
SIGNED BY THE MAYOR:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO:

Mailing Area

Project Name: Belcaro Subdivision

Number(s): LAND-2021-00943

Parcel number(s): 124670011, -0012, -0022, 0031, 0043



Redmond
WASHINGTON

QUASI JUDICIAL

DATE: February 28, 2024

MEMO TO: Parties of Record

FROM: Office of the Hearing Examiner, 425-556-2190, kbiegel@redmond.gov

SUBJECT: BELCARO PRELIMINARY PLAT LAND-2021-00943

Reconsideration of the Hearing Examiner's Decision

Enclosed is a copy of the Hearing Examiner's Findings, Conclusions, and Decision on the Belcaro Preliminary Plat LAND-2021-00943. Pursuant to the Redmond Zoning Code, any party of record may file a written request for reconsideration with the Hearing Examiner. To be considered, a request for reconsideration must explicitly set forth alleged errors of procedure or fact, and must be filed within ten business days of the Hearing Examiner's Decision in this matter. Reconsideration requests must be received by the Office of the Hearing Examiner of the City of Redmond and can be submitted prior to 5:00 p.m. on March 12, 2024.

City of Redmond Office of the Hearing Examiner Contact Information:

Mailing Address
Office of the Hearing Examiner
PO BOX 97010, M/S: 3NFN
Redmond, WA 98073-9710

Phone: 425-556-2190
Fax: 425-556-2198
Email: kbiegel@redmond.gov

For your convenience, Request for Reconsideration forms are available online:
https://www.redmond.gov/913/Request-for-Reconsideration-or-Appeal

FURTHER PROCEEDINGS

Hearing Examiner decision may be appealed to Superior Court by filing a land use petition which meets the requirements set forth in RCW Chapter 36.70C. The petition must be filed and served upon all necessary parties as set forth in State law and within the 21-day time period as set forth in RCW Section 36.70C.040.

BEFORE THE CITY OF REDMOND
HEARING EXAMINER

In the Matter of the Application of	)	LAND-2021-00943
	)	
	)	
Rick Burnstead Construction	)	**Belcaro Plat**
	)	
	)	FINDINGS, CONCLUSIONS,
For a Preliminary Plat	)	AND DECISION
	)	

SUMMARY OF DECISION

The request for approval of a preliminary plat to subdivide 4.4 acres into 24 single-family residential lots is **GRANTED** subject to conditions.

SUMMARY OF RECORD

Request:

Rick Burnstead Construction requested approval of a preliminary plat to subdivide five parcels totaling 4.4 acres into 24 single-family residential lots and three tracts for open space, access, utilities, and stormwater management. The parcels comprising the subject property are addressed as 10625, 10637, 10611, and 10429 134th Avenue NE.

Hearing Date:

The Redmond Hearing Examiner conducted a virtual open record hearing on the request on February 12, 2024. The record was held open through February 14, 2024 to allow any members of the public having difficulty joining the virtual hearing to submit written comments, with time scheduled for written responses by the parties. No post-hearing public comment was submitted, and the record closed on February 14, 2024. No in-person site visit was conducted, but the Examiner viewed the subject property and its environs on Google Maps.

Testimony:

At the open record hearing, the following individuals presented testimony under oath:

Tim McHarg, Principal Planner, City of Redmond

Peter Lau, Senior Transportation Engineer, City of Redmond

Paula Judson, Production Manager, Rick Burnstead Construction

Sheri Murata, Senior Engineer and Project Manager, Core Design

Paul Sandoval, member of the public

Exhibits:

At the open record hearing the following exhibits were admitted in the record:

1. Technical Committee Report, with the following attachments:

1. Land Use Application
2. Determination of Completeness
3. Notice of Application, Certificate of Public Notice
4. Neighborhood Meeting Notice
5. Site Photographs
6. Plan Set
7. Stormwater Report
8. Traffic Study
9. Critical Area Report
10. Tree Health Assessment Report
11. Tree Exception Report
12. Geotechnical Report
13. Notice of Public Hearing, Certificate of Public Notice
14. Safe Walk Routes Map

2. City of Redmond PowerPoint Presentation

After considering the testimony and exhibits submitted, the Hearing Examiner enters the following findings and conclusions:

FINDINGS

1. Rick Burnstead Construction (Applicant) requested approval of a preliminary plat to subdivide five parcels totaling 4.4 acres into 24 single-family residential lots and three tracts for open space, access, utilities, and stormwater management. The five tax parcels comprising the subject property are addressed as 10625, 10637, 10611, and 10429 134th Avenue NE.[1] The project site is approximately one block east of 132nd Avenue NE, which forms the boundary between the cities of Remond and Kirkland. *Exhibits 1.1 and 1.6; Google Maps site view.*

2. The preliminary plat application was deemed complete on January 19, 2022. *Exhibit 1.2.*

3. The subject property is located in the Willows/Rose Hill Neighborhood. The Comprehensive Plan contains housing and land use policies promoting a mix of housing for all income levels, including affordable housing, and encouraging the dispersal of

[1] The legal description of the subject property is: a portion of the NW quarter of the SW quarter of Section 34, Township 26 North, Range 5 East, W.M.; also known as Tax parcel numbers 124670-0011, 124670-0012, 124670-0022, 124670-0031, and 124670-0043. *Exhibits 1, 1.1, and 1.6.* The Examiner notes that only four street addresses are stated, presumably because one of the five parcels is currently undeveloped. *See Exhibit 2, Slide 5*.

affordable housing throughout the city; allowing new development only where adequate public facilities and services can be provided; promoting attractive, friendly, safe, quiet and diverse residential neighborhoods; and ensuring that new development is consistent with citywide and applicable neighborhood goals and policies. *Exhibit 1.*

4. The subject property is zoned RIN (Residential Innovative). *Exhibit 1, page 4.* The purpose of the RIN zone is to:

> [P]romote single-family housing consisting of smaller dwelling units to respond to changing household sizes and ages. It will provide opportunities for households of various sizes, ages, and incomes to live in a neighborhood by promoting diversity in the size, type, and price of new single-family homes. Also, this zone will blend new development with existing residential development to help maintain neighborhood character, particularly in neighborhoods with a predominance of small to moderately sized homes. The zone will help to provide appealing and active streetscapes that promote a more walkable and enjoyable neighborhood experience. The density allowed within the zone shall be four to five dwelling units per gross acre depending on the size of the site and the size of dwellings proposed.

Redmond Zoning Code (RZC) 21.08.070.A.

5. Four of the five parcels comprising the subject property are developed with single-family residences and accessory structures; one is vacant. All existing structures would be removed from the site. *Exhibits 1 and 1.6.*

6. Surrounding properties are zoned RIN and are developed with single-family residences. *Exhibits 1 and 2.*

7. Based on the critical areas and geotechnical engineering studies that were conducted for the site, there are no wetlands, streams, or geologic hazards on the subject property. *Exhibits 1, 1.9, and 1.12.*

8. The development standards applicable to the RIN zone include a maximum base density (not including bonus units) of five dwelling units per acre of gross site area, and a minimum density of 80% of the maximum density allowance of the net site area (excluding features such as critical areas and buffers, streets, and common open spaces). The maximum base density of the 4.4-acre site is 22 dwelling units. The net buildable area of the subject property for purposes of calculating minimum density is 2.73 acres, requiring a minimum density of 11 dwelling units. *Exhibit 1; RZC Table 21.08.070A*

9. Pursuant to RZC 21.20.020-.030, all new single-family residential developments in the Willows/Rose Hill Neighborhood must provide 10% of proposed units as affordable housing consistent with Redmond's standards. Based on a maximum base density of 22 dwelling units, the minimum required affordable housing for the proposed development is two dwelling units. The Applicant proposes to provide one "low-cost affordable housing unit," which counts as two affordable dwelling units per RZC 21.20.030.E. With

the provision of affordable housing, the Applicant is entitled to a density bonus of one dwelling unit per affordable unit provided to a maximum of 20% of the base density. In this case the Applicant is eligible for two bonus dwelling units for the proposed low-cost affordable housing unit, resulting in a maximum density of 24 dwelling units. Twenty-four dwelling units are proposed. *Exhibit 1; RZC 21.20.030.*

10. Pursuant to RZC 21.08.360, applications for subdivisions of 30,500 square feet or greater in the RIN zone must include "smaller dwelling units" at a minimum of 20% of the greater of the number of proposed dwelling units (excluding bonus units) or the net buildable area multiplied by the site's allowed density. For the proposed development, the minimum number of smaller dwelling units required is four. The Applicant proposes four smaller dwelling units, which would be distributed throughout the subdivision on Lots 1, 13, 16, and 21. *Exhibits 1 and 1.6.*

11. The proposed lots have been designed to satisfy the bulk dimensional standards of the RIN zone, including the minimum average lot size, lot width circle, and lot frontage standards. The proposed lots would average 4,954 square feet in area and would be at least 35 feet wide, with at least 20 feet of street frontage. Compliance with the City's architectural, setback, building separation, lot coverage, impervious surface coverage, height, and lot-based open space standards would be determined at the time of building permit review for each parcel. *Exhibits 1 and 1.6.*

12. The proposed development is not subject to City noise study requirements because it is not within 100 feet of an arterial street. *Exhibit 1, page 13.*

13. Redmond Zoning Code Chapter 21.72 requires that all healthy landmark trees and 35% of all healthy significant trees be retained.[2] Removed landmark trees (when authorized) must be replaced at a 3:1 ratio and removed non-landmark significant trees must be replaced at a 1:1 ratio. There are 32 healthy significant trees and no healthy landmark trees on site. The Applicant proposes to retain 10 of the significant trees, for a retention rate of 31%. The Applicant requested approval of a tree exception to allow the 31% retention rate pursuant to RZC 21.72.090. The Applicant identified the site composition as a special circumstance warranting approval of the request. Because there are five residential parcels comprising the subject property and the existing trees tend to align with the underlying parcel boundaries (some of which are in the interior of the larger site), many of the relatively few healthy significant trees are located where they conflict with proposed improvements. The Applicant submitted that the project would be economically infeasible if the trees were required to be retained. Pursuant to RZC 21.72.090.B(2), if an exception is granted to allow significant tree retention below 35%, the required tree replacement ratio is 3:1 instead of 1:1. *Exhibits 1.10 and 1.11.*

[2] Pursuant to RZC Chapter 21.78, significant trees are those that are at least six inches in diameter at breast height, and landmark trees are those that are over 30 inches in diameter.

14. Trees within the right-of-way (whether landmark or significant) may be removed for public street and utility construction without the need for an exception from the tree retention standards, but replacement of the trees is required at the same ratios as the on-site trees. In this case there are two healthy significant trees and three healthy landmark trees within the right-of-way that would be removed for required frontage improvements on 134th Avenue NE. *Exhibits 1 and 1.11*.

15. City Planning Staff calculated the minimum replacement trees required for the right-of-way tree removal as 11 trees, including two for the significant trees (1:1 ratio) and 9 for the landmark trees (3:1 ratio). With respect to on-site tree removal, Staff calculated the minimum replacement trees required as 24 trees, including 21 for the first 21 trees removed (1:1 ratio) and three for the 22nd tree removed (3:1 ratio), based on a determination that the retention of 11 trees is required to meet the 35% threshold.[3],[4] The Applicant's landscaping plans depict the planting of 82 replacement trees, an amount which far exceeds code requirements for both the on-site and right-of-way trees. These trees would be planted primarily around the site perimeter, consistent with City landscaping standards requiring perimeter landscaping when new dwellings are adjacent to existing dwellings. A six-foot cedar fence would also be provided around the perimeter of the plat. *Exhibits 1, 1.11, and 2; Testimony of Tim McHarg and Paula Judson; RZC 21.08.180.* The plat proposes perimeter landscaping along the site's north, west, and south boundaries abutting existing single-family residence, as well as the landscaping proposed in Tracts A and C. *Exhibit 1.6, Sheet L2.01*.

16. The proposal exceeds the minimum open space requirement for the RIN zone. Approximately 30% of the subject property is proposed to be retained in common open space within Tracts A and C, whereas the minimum for the zone is 20%. Active recreation space, in an amount exceeding 25% of the open space requirement, would be provided within the open space tracts. The open space amenities would include a playground, trail, and picnic facilities. *Exhibit 1.6.*

17. Access to the plat would be from 134th Avenue NE via proposed Road A, a public street, which would connect to 134th Avenue NE at two locations. The internal street system would also include a private access tract (Tract B) serving Lots 12 and 13 and Tract C. The public streets would be developed to "rustic street" standards, which apply to the NE Rose Hill Neighborhood Subarea. The required street section includes sidewalks on both sides of the street, a planting strip on one side of the street and a drainage swale on the

[3] The Hearing Examiner notes that the retention of 11 trees out of 32 would result in a retention rate of 34.38%, which consistent with the rounding conventions expressly adopted in other code sections would round down to 34%. Retaining 12 trees would bring the rate to 37.5%.

[4] In arriving at this calculation, Planning Staff interpreted RZC 21.72.090.B(2) to mean that the 3:1 replacement ratio is only applied to the number trees removed that causes the retention percentage to fall below 35%, which in this case is only one tree (meaning Staff determined that if one more tree could be retained, no exception would be required). However, the Examiner notes that the provision is capable of being interpreted to mean that if the retention percentage is proposed to fall below 35%, each significant tree removed must be replaced at a 3:1 ratio. This second interpretation is consistent with the number of replacement trees proposed by the Applicant.

opposite side of the street. *Exhibits 1 and 1.6; RZC Appendix 2, Table 3; Tim McHarg Testimony.*

18. The proposed development is expected to generate 219 net new vehicle trips per day, including 16 AM peak hour trips and 21 PM peak hour trips. Based on the trip distribution prepared by the Applicant's transportation engineer, no signalized intersection in the vicinity would be impacted by 20 or more new PM peak hour trips. The Applicant would be required to mitigate traffic impacts through payment of mitigation fees pursuant to City ordinance. *Exhibits 1 and 1.8.*

19. Stormwater runoff would be collected into a combined detention and wet vault in Tract C for flow control and water quality treatment prior to discharge into the existing stormwater conveyance system along 134th Avenue NE, consistent with the natural drainage flow. The Applicant has designed the proposed stormwater system for compliance with Washington State Department of Ecology's Stormwater Management Manual for Western Washington and with the Redmond Stormwater Technical Notebook. *Exhibits 1 and 1.7.*

20. An adjacent short plat currently under review (Huxley Short Plat), which was proposed by the same applicant as the currently proposed Belcaro subdivision, will also route stormwater to 134th Avenue NE. Because the Huxley Short Plat does not have frontage on 134th, the Applicant proposes to provide an easement along the southern boundary of the Belcaro subdivision for the stormwater main. The private road serving the Huxley Short plat would extend into Tract C to allow maintenance access, but there would be no through street connection between the Huxley Short Plat and 134th Avenue NE; bollards would be placed to prevent general vehicular connection while still providing for pedestrian and bicycle connection. The preliminary plat map depicts both the access and drainage easements. *Exhibits 1 and 1.6; Sheri Murata Testimony.*

21. The proposed development would be served by the City of Redmond water and sewer systems. The improvements needed to provide sewer service would include installation of a new eight-inch sewer main in 134th Avenue NE. The adjacent Huxley Short Plat would connect to this new sewer main through an easement along the southern plat boundary. *Exhibits 1 and 1.6.*

22. The school aged residents of the proposed subdivision would be served by Mark Twain Elementary School, Rose Hill Middle School, and Lake Washington High School. There are continuous sidewalks between the subject property and Mark Twain Elementary, which is approximately 0.8 miles from the subject property. The middle and high schools are more than one mile from the subject property and school bus service would be provided for those schools; however, a safe walking route is available to these schools, in that there are sidewalks along most of the route. There is one short sidewalk gap requiring pedestrians to walk on the shoulder. Planning Staff submitted that the shoulder is wide enough to provide adequate safe walking for school aged children. Impacts to school capacity would be mitigated through payment of school mitigation fees. *Exhibits 1 and 1.14; Tim McHarg Testimony.*

23. The preliminary plat is categorically exempt from review under the State Environmental Policy Act (SEPA) because fewer than 30 lots are proposed. *Exhibit 1; Tim McHarg Testimony; RZC 21.70.090.A(1).*

24. Notice of the open record public hearing on the application was posted on-site, at City Hall, at the Redmond Library, and online, published in *The Seattle Times*, and mailed to surrounding owners of property within 500 feet of the site on or before January 22, 2024. *Exhibit 1.13.*

25. The Technical Committee, comprised of staff from Redmond Planning, Public Works, and Fire Departments, reviewed the complete application and supporting materials for compliance with City regulations and the Comprehensive Plan. The Technical Committee recommended that the Hearing Examiner approve the preliminary plat subject to conditions. In addition, Planning Staff recommended that the Hearing Examiner approve the tree exception request in conjunction with the preliminary plat. *Exhibit 1; Tim McHarg Testimony.*

26. Public comment on the application included concerns regarding traffic, the intersection of 132nd Avenue NE and NE 104th Street, and pavement quality on 134th Avenue NE and NE 104th Street between the subject property and 132nd Avenue NE. *Paul Sandoval Testimony.* In response to the testimony, City Engineering Staff testified the results of the traffic study did not indicate enough traffic to warrant intersection improvements at any affected intersection and encouraged members of the public to contact the Public Works Department to request pavement maintenance. Staff also noted that 132nd Avenue NE is under the City of Kirkland's jurisdiction. *Peter Lau Testimony.*

CONCLUSIONS

Jurisdiction:

The Hearing Examiner is authorized to conduct open record hearings and issue decisions on Type III permits, including preliminary plat permit applications, pursuant to RZC 21.76.050.C, Table 21.76.050B, and RZC 21.76.060.J. The administrative tree exception request is consolidated with the preliminary plat pursuant to RZC 21.76.050.E.

Criteria Applicable to all Land Use Permits:

Pursuant to RZC 21.76.070.B(3)(a), all land use permits must be reviewed to determine consistency between the proposed project and the applicable regulations and Comprehensive Plan provisions, based on the following criteria:

i. A proposed project's consistency with the City's development regulations shall be determined by consideration of:

   A. The type of land use;

   B. The level of development, such as units per acre or other measures of density;

C. Availability of infrastructure, including public facilities and services needed to serve the development; and

D. The character of the development, such as development standards.

ii. Upon review of a land use permit and accompanying site plan, the decision maker shall determine whether building design and/or site design complies with the following provisions:

A. The Comprehensive Plan, RZC 21.02, *Preface,* RZC Article I, *Zone-Based Regulations,* RZC Article II, *Citywide Regulations*, and the Appendices that carry out these titles;

B. The provisions of RMC Title 15, *Buildings and Construction*, that affect building location and general site design;

C. The Washington State Environmental Policy Act (SEPA) if not otherwise satisfied;

D. RZC Article VI, *Review Procedures,* to the extent it provides the procedures to ensure compliance with the requirements in subsections B.3.a.ii.B and B.3.a.ii.C of this section;

E. Both within and outside the Transition Overlays, decision makers authorized by the RZC to decide upon discretionary approvals may condition such approvals and development permits, including but not limited to site plan approvals, to minimize adverse impacts on other properties and uses, and to carry out the policies of the Comprehensive Plan.

Subdivision Criteria for Review:

Pursuant to RZC 21.74.030.B(1), the Examiner shall approve an application for subdivision if findings can be entered showing the following criteria are satisfied:

a. The proposal complies with the general criteria applicable to all land use permits set forth in RZC 21.76.070.B, Criteria Applicable to All Land Use Permits;

b. The proposal conforms to the site requirements for the zoning district in which the property is located;

c. The proposal conforms to the requirements of this chapter;

d. The proposed short subdivision, binding site plan, unit lot subdivision, or preliminary subdivision:

i. Makes adequate provision for streets, roads, alleys, other public ways, and transit stops as required by this chapter; and the proposed street system conforms to the City of Redmond Transportation Master Plan and Neighborhood Street Plan, and is laid out in such a manner as to provide for the safe, orderly, and efficient circulation of traffic;

ii. Will be adequately served with water, sewer, storm drainage, and other utilities appropriate to the nature of the subdivision or short subdivision;

iii. Makes adequate provision for parks, recreation, and playgrounds, as required by this chapter;

iv. Makes adequate provision for schools and school grounds;

v. Makes adequate provisions for sidewalks and other planning features that meet the requirements of this chapter and that provide safe walking conditions for students who walk to and from school;

vi. Serves the public interest and makes appropriate provisions for the public health, safety, and welfare.

e. Geotechnical considerations have been identified, and all hazards and limitations to development have been considered in the design of streets and lot layout to assure streets and building sites are on geologically stable soil, considering the stress and loads to which the soil may be subjected.

RZC 21.74.030.B.2 states that lack of compliance with the criteria set forth in subsection (1) of this section shall be grounds for denial of a proposed subdivision or short subdivision, or for the issuance of conditions necessary to more fully satisfy the criteria.

Tree Exception Criteria for Review

Pursuant to RZC 21.72.090.B, a tree exception shall not be granted unless the following criteria are satisfied:

1. The exception is necessary because:

   a. There are special circumstances related to the size, shape, topography, location, or surroundings of the subject property; or

   b. Strict compliance with the provisions of this code may jeopardize reasonable use of property; or

   c. Proposed vegetation removal, replacement, and any mitigating measures proposed are consistent with the purpose and intent of the regulations; or

   d. The granting of the exception or standard reduction will not be detrimental to the public welfare or injurious to other property in the vicinity; or

   e. The strict compliance with the provisions of this code would be in conflict with the increased density of urban centers or the Marymoor Design District and result in development that would be inconsistent with the adopted vision for the neighborhood.

2. If an exception is granted below the required minimum retention standard of 35%, tree replacement shall be at a minimum of three trees for each significant tree removed… .

Conclusions Based on Findings:

1. As conditioned, the proposal complies with the general criteria applicable to all land use permits, which include in relevant part consistency with the City's development regulations, the Comprehensive Plan, and SEPA. The proposed residential density would be consistent with the standard of the RIN zone as modified by the affordable housing density bonus. With approval of the tree exception (described in Conclusion 11 below),

the proposal would satisfy the City's tree retention/replacement standards. The proposal would also satisfy the City's open space, landscaping, smaller dwelling unit, and affordable housing requirements. Street improvements would be made consistent with City standards. The proposal is exempt from SEPA. The proposal is consistent with Comprehensive Plan policies that promote affordable housing and allow new development where adequate public facilities and services can be provided. *Findings 3, 4, 8, 9, 10, 11, 13, 14, 15, 16, 17, 18, 19, 21, 23, and 26.*

2. As conditioned, the proposal conforms to the requirements of the RIN zone. The proposed housing density would be within the allowed range as modified by the affordable housing density bonus. The lots would be consistent with the dimensional standards of the zone. Open space exceeding code requirements would be provided in Tracts A and C. Perimeter landscaping would be provided consistent with code requirements. *Findings 8, 9, 10, 11, 15, and 16.*

3. As conditioned, the proposal is consistent with the requirements of RZC Chapter 21.74, including requirements for easements, utilities, and streets. *Findings 17, 19, 20, 21, and 26.*

4. As conditioned, the proposal makes adequate provision for streets. *Findings 17, 18, and 26.*

5. As conditioned, the proposed subdivision would be adequately served by utilities. Each lot would be served by public sewer and water. Stormwater runoff would be collected and treated on-site in Tract C. *Findings 19 and 21.*

6. As conditioned, the proposal would make adequate provision for parks, recreation, and playgrounds through the amenities provided in Tracts A and C. *Finding 16.*

7. As conditioned, the proposal makes adequate provision for schools and school grounds. School impacts would be mitigated through payment of impact fees. *Finding 22.*

8. As conditioned, the proposal makes adequate provisions for sidewalks and safe walking conditions for students. *Findings 17 and 22.*

9. As conditioned, the proposal serves the public interest and makes appropriate provisions for the public health, safety, and welfare. The Applicant would be required to pay fire, school, and transportation impact fees per RMC 3.10. Perimeter screening, including trees and fencing, would be provided between the plat and existing residences. *Findings 15, 18, and 22; RMC 3.10.*

10. No hazards or limitations to development were identified during the geotechnical evaluation. *Finding 7.*

11. The criteria for approval of a tree exception to allow tree retention of 31% are satisfied. Due to the configuration of the underlying parcels and the relatively low number of

healthy trees on site, strict compliance with the tree retention standard of 35% would jeopardize reasonable use of the property. The proposed tree replacement, which exceeds ordinance requirements as interpreted by Staff, would ensure that the intent of the ordinance is satisfied and that impacts to adjoining properties are minimized. Although the Hearing Examiner concludes that the significant tree replacement calculation identified by Staff (3:1 replacement ratio for those removed trees causing tree retention to fall below 35%) requires two significant trees to be replaced at a 3:1 ratio and not just one (resulting in 26 trees as mitigation for the on-site tree removal and 37 trees total including the mitigation for the off-site tree removal), the difference is immaterial as the Applicant proposes tree replacement far in excess of this requirement. *Findings 13 and 15.*

DECISION

Based on the preceding findings and conclusions, the request for approval of a preliminary plat to subdivide 4.4 acres into 24 single-family residential lots is **GRANTED** subject to the conditions below.

A. Site Specific Conditions of Approval

The following table identifies those materials that are approved with conditions as part of this decision.

Item	Date Received	Notes
Plan Set, prepared by CORE Design	January 3, 2024	*As conditioned herein*

The following conditions shall be reflected on the Civil Construction Drawings, unless otherwise noted:

1. Development Engineering - Transportation and Engineering
Reviewer: Peter Lau, Senior Transportation Engineer
Phone: 425-556-2715
Email: plau@redmond.gov

a. Easements and Dedications. Easements and dedications shall be provided for City of Redmond review at the time of construction drawing approval and finalized for recording prior to issuance of a building permit. The existing and proposed easements and right-of-way shall be shown on the civil plans. Prior to acceptance of the right(s) of way and/or easement(s) by the City, the developer will be required to remove or subordinate any existing private easements or rights that encumber the property to be dedicated.

i. Easements are required as follows:

(a) 10-foot wide sidewalk and utility easement, granted to the City of Redmond, abutting both 134th Avenue NE and Road A right-of-way.

(b) At the time of construction, additional easements may be required to accommodate the improvements as constructed.

ii. Dedications for right-of-way are required as follows:

(a) A 53-foot width Road A, intersecting with 134th Avenue NE, will be dedicated to the City as a public local street. The cross section of Road A includes two 11-foot travel lanes, two three-foot concrete ribbon curbs, 10-foot landscaped drainage swale and five-foot landscape strip, and two five-foot concrete sidewalks. At the two 134th Avenue NE and Road A intersections, the ROW corner radius ranges from 58 feet to 27 feet.

Code Authority: RZC 21.52.030.G; RMC 12.12

b. Construction Restoration and Street Overlay. In order to mitigate damage due to trenching and other work on 134th Avenue NE, the asphalt street shall be planed, overlaid, and/or patched, per COR SD 201, 202, 203 and 301. The current Pavement Condition Index (PCI) of the existing pavement on 134th Avenue NE is 36 or below 40 (as determined by the City's bi-annual pavement survey), the development shall be required to reconstruct the entire half street with standard pavement section, as listed in Section C - Street Frontage Improvements, along the project frontage at a minimum as determined by the Traffic Operations and Safety Engineering Division in Public Works. Contact Adnan Shabir at 425-556-2776.

Code Authority: RMC 12.08; Redmond Standard Specifications & Details; RZC Appendix 2.A.8.f

c. Street Frontage Improvements

i. The frontage along 134th Avenue NE must meet current City Standards which include asphalt paving, 3-foot-wide concrete ribbon curb 11 feet from centerline to face of curb with appropriate tapers, 10-foot-wide landscaped drainage swale, 5-foot-wide concrete sidewalk, storm drainage, streetlights, street trees, street signs and underground utilities including power and telecommunications. The minimum pavement section shall consist of:

- Seven inch HMA Class ½" PG 64-22
- Four inches of 1-1/4 inches minus crushed rock base course per WSDOT Standard Spec 9-03.9(3)
- Subgrade compacted to 95% compacted maximum density as determined by modified Proctor (ASTMD 1557)
- Street crown 2% sloped to drain system

Code Authority: RZC 21.52.030; RZC 21.17.010; RMC 12.12; RZC Appendix 2; Redmond Standard Specifications & Details

ii. The cross section of Road A must meet current City Standards which include asphalt paving, three-foot-wide concrete ribbon curb 11 feet from road centerline to face of curb with appropriate tapers, 10-foot-wide landscaped drainage swale, five-foot-wide landscape strip, five-foot-wide concrete sidewalks, storm drainage,

streetlights, street trees, street signs and underground utilities including power and telecommunications. The minimum pavement section for the streets shall consist of:

- Seven inch HMA Class ½ inch PG 64-22
- Four inches of 1-1/4 inches minus crushed rock base course per WSDOT Standard Spec 9-03.9(3)
- Subgrade compacted to 95% compacted maximum density as determined by modified Proctor (ASTMD 1557)
- 2% cross sloped to drain system

Code Authority: RZC 21.52.030; RZC 21.17.010; RMC 12.12; RZC Appendix 2; Redmond Standard Specifications & Details

iii. ADA Ramp Requirements:

Curb ramps for persons with disabilities are required to all new construction at:

- the northwest (NW) and southwest (SW) corners of the 134th Avenue NE and Road A intersection;
- the SW corner of the 134th Avenue NE and NE 106th Way;
- the west side of a pedestrian trail crosswalk at 134th Avenue NE;
- and the NW and SW corners of the 134th Avenue NE and NE 104th Way;

and to all replacement curbs constructed in combination with sidewalks, paths, or other pedestrian access ways. These curb ramps shall be constructed per City of Redmond (COR) Standard Details.

Code Authority: RCW 35.68.075; RZC Appendix 2-A.21.a

iv. A separate 20-scale channelization plan should be required for any public street being modified or constructed. The plan shall include the existing and proposed signs, striping and street lighting and signal equipment for all streets adjacent to the site and within at least 150 feet of the site property line (both sides of the street). The plan shall conform to the requirements in the City of Redmond Standard Specifications and Details.

Code Authority: RZC 21.52.030.F; RZC Appendix 2; Redmond Standard Specifications & Details; RCW 47.24.020

v. Sidewalks constructed to City standards are required at the following locations:

- Five-foot wide concrete sidewalks are required along the property frontages at 134th Avenue NE, and on both frontages of Road A.

Code Authority: RZC 21.10.150; RZC 21.17.010; RZC 21.52.050; RMC 12.12

d. Access Improvements

i. The type and location of the proposed site accesses are approved as shown on the Belcaro site plan prepared by Core Design on April 2, 2023.

Code Authority: RZC 21.52.030.E; RZC 21 Appendix 2

ii. Direct access from individual lots to 134th Avenue NE will not be permitted. This restriction shall be indicated on the face of the civil plans and other final documents.

Code Authority: RZC 21.52.030.E; RZC 21 Appendix 2

iii. The following driveways are required to be improved as specified below:

- Twenty-two concrete driveway approaches, per RZC, Appendix 2, Table 11, will be located at the Road A frontages to serve 22 new lots (Lots 1 to 11, and 14 to 24). For Lots 12 and 13, the concrete driveway approaches will be accessed from Tract B, a utility maintenance access.

Code Authority: RZC Appendix 2

e. Underground Utilities. All existing aerial utilities shall be converted to underground along the street frontages and within the development. All new utilities serving the development shall be placed underground.

Code Authority: RZC 21.17.020; RZC 21 Appendix 2 – A, 3 & 11

f. Street Lighting. Illumination of the street(s) along the property frontage must be analyzed to determine if it conforms to current City standards. Streetlights may be required to illuminate the property frontage. Luminaire spacing should be designed to meet the specified criteria for the applicable lamp size, luminaire height and roadway width. Contact Isabel Diaz, Transportation Operations at (425) 556-2733 with questions. The street lighting shall be designed using the criteria found in the City's Illumination Design Manual which can be accessed at: http://www.redmond.gov/development/CodesAndRules/StandardizedDetails

With Site Plan Entitlement approval, the Applicant shall contact Puget Sound Energy (Street Lighting division) for coordination and development of a Work Sketch plan to include any proposed work on PSE-owned lights and/or poles. The Work Sketch plan will be required to be included in the final plan set prior to final approval of the Coordinated Civil Review.

To begin the PSE lighting coordination process, fill out the street lighting information request form here: https://www.pse.com/en/construction-services/pole-services

Code Authority: RZC 21.52.030.F; RZC Appendix 2

g. Temporary Pedestrian Access Plan. The Applicant is required to provide a temporary pedestrian access plan for approval by the City prior to any construction on the project site. This plan needs to show how pedestrian traffic passing by the proposed development will be accommodated during the entire length of the construction phase.

Existing sidewalks or pathways shall be closed only when absolutely necessary during construction. If unavoidable, the pedestrian access plan should provide temporary routes with barricades and cones that parallel existing facilities. These routes must be accessible for persons with disabilities per the current ADA regulations and standards, including the provision of ramps, minimum widths, and smooth surfaces for wheelchair access. When a parallel route is not available, pedestrians must be detoured with advance signing in accordance with the Manual on Uniform Traffic Control Devices. The developer may be required to install temporary crosswalks and street lighting as part of this detour.

Code Authority: MUTCD 2009 (or latest revision) sections 6D.01, 6D.02, & 6D.05

2. <u>Development Engineering – Water and Sewer</u>
Reviewer: Herb Awad, Senior Utility Engineer
Phone: 425-556-2861
Email: hawad@redmond.gov

a. **Water Service.** Water service will require a developer extension of the City of Redmond water system as follows:

The Developer will install six hundred seventy-two feet of new eight-inch ductile iron water main and twenty-four one-inch water residential meters to serve this development.

Code Authority: RZC 21.17.010.D and RZC 21.74.020.D

b. Sewer Service. Sewer service will require a developer extension of the City of Redmond sewer system as follows:

The Developer will install five hundred ninety-four feet of new eight-inch Polyvinyl chloride sewer main and twelve new manholes to serve this development. The Developer will also install twenty-four new six-inch side sewers for new homes to be connected to the new eight-inch sewer main within the development. In addition, the Developer will also install eight hundred eighty-five feet of new eight-inch Polyvinyl chloride sewer main along 134th Ave NE.

Code Authority: RZC 21.17.010.D and RZC 21.74.020.D

c. **Easements.** Easements shall be provided for all water and sewer improvements as required in the Design Requirements for Water and Sewer System Extensions. Easements for the water and sewer mains shall be provided for City of Redmond review at the time of construction drawing review. Any required offsite easements must be officially recorded before approval of the construction drawings.

Code Authority: RZC 21.74.020.C, Appendix 3

d. Reimbursement Agreement. Portions of this extension may benefit other properties and meet the criteria to be eligible for a reimbursement agreement. In order to be eligible for reimbursement, the City must have received a completed reimbursement agreement application prior to approval of civil drawings and the agreement must be fully executed, by the City, prior to commencement of construction of the facility.

Code Authority: RMC 13.12

e. Permit Applications. Water meter and side sewer applications shall be submitted for approval to the Development Engineering Division. Permits and meters will not be issued until all improvements are constructed and administrative requirements are approved. In certain limited circumstances, at the sole determination of the City of Redmond, water meter and/or side sewer permits may be issued prior to completion of improvements and/or administrative requirements. In such cases, various additional guarantees or requirements may be imposed as determined by the Development Engineering Division. All reimbursement fees shall be paid prior to issuance of water and side sewer permits.

Code Authority: RMC 13.08.010, RMC 13.12

f. Reimbursement Fees. Reimbursement fees for connection of water and/or sewer are required. These fees are due prior to issuance of Site Permit or other city permits, which allows connection to any sewer or water facility.

In addition, applicable Kirkland Reimbursement Agreement charges related to the listed parcels are due prior to issuance of Site Permit:

1246700011 - $1,907.64

1246700012 - $1,907.64

1246700022 - $3,815.28

1246700031 - $3,815.28

1246700043 - $1,907.64

Total $13,353.48

Code Authority: RMC 13.12.120

3. <u>Development Engineering – Stormwater/Clearing and Grading</u>
Reviewer: Tom Sage, Senior Stormwater Engineer
Phone: 425-556-2488
Email: tsage@redmond.gov

a. Water Quantity Control:

i. Stormwater discharges shall match the developed discharge duration to the predeveloped duration for the range of predeveloped discharge rates from 50% of the 2-year peak flow up to the full 50-year flow. Detention shall be provided in a publicly maintained detention/wet vault.

ii. Provide for overflow routes through the site for the 100-year storm.

Code Authority: RZC 21.74.020.D; RMC 15.24.080.H

b. Water Quality Control. Basic water quality treatment shall be provided in a publicly maintained combined detention and wet vault. Treatment is required for the six-month, 24-hour return period storm.

Code Authority: RZC 21.74.020.D; RMC 15.24.080.H

c. Public Stormwater Easements. Public easements will be required for any public stormwater conveyance systems on private property. Easements shall be provided for City of Redmond review at the time of construction drawing approval. The existing and proposed easements shall be shown on the civil plans. Prior to acceptance of the easement(s) by the City, the developer will be required to remove or subordinate any existing private easements or rights to encumber the property to be dedicated. Prior to construction drawing approval, fully executed, and recorded offsite easements shall be provided to the Development Engineering Division

Code Authority: RMC 21.74.020.C

d. Private Stormwater Easements. Private stormwater easements will be required where drainage systems are located across adjacent properties and will remain under private ownership. Maintenance of private drainage systems will be the responsibility of the property owners benefiting from the easement. Prior to construction drawing approval, fully executed and recorded easements shall be provided to the Development Engineering Division.

Code Authority: RZC 21.74.020.C

e. Clearing and Grading. No site-specific requirements, all general standards apply.

Code Authority: RZC 21.74.020.J; RMC 15.24.080; RMC 15.24.082

f. Temporary Erosion and Sediment Control (TESC).

i. Rainy season work permitted October 1st through April 30th with an approved Wet Weather Plan incorporated into the CCR plan set.

ii. Work prohibited October 1st through April 30th.

Code Authority: RMC 15.24.080

g. Department of Ecology Notice of Intent Construction Stormwater General Permit. Notice of Intent (NIO) must be submitted to the Department of Ecology (DOE) at least 60 days prior to construction on a site that disturbs an area of one acre or larger. Additional information is available at: https://ecology.wa.gov/Regulations-Permits/Permits-certifications/Stormwater-general-permits/Construction-stormwater-permit.

Code Authority: Department of Ecology Rule

4. Fire Department

Reviewer: Scott Turner, Assistant Fire Marshal
Phone: 425.556.2273
Email: sturner@redmond.gov

The current submittal is generally adequate for LAND-2021-000943 approval, but does not fully represent compliance with all requirements. The following conditions are integral to the approval and shall be complied with in Civil Drawings, Building Permit Submittals, Fire Code Permit submittal, and/or other applicable processes:

a. Site Plan Condition

1) All required fire access roadways not in a public way shall be recorded in an Emergency Vehicle Access Easement (EVAE).
2) All required fire access roadways shall be signed and striped per RFDS 2.0.
3) All required fire access roadways shall be in place and functional for all emergency vehicle use prior to combustibles being brought on site.
4) All required fire hydrants shall be in place and functional prior to combustibles being brought on site.
5) Water meters and water supply piping from the public water system to each residence shall be in place and operable prior to approval of the fire sprinkler cover inspection.
6) All required fire access roadways shall support the weight of fire apparatus of 77,000 pounds and a 45,000 pound point load over a two-foot by two-foot area.

b. Fire Protection Plan

1) All homes shall be equipped with an NFPA 13D compliant residential fire sprinkler system.
2) The number and location of fire hydrants shall be finalized in the civil review process. No home shall be located more than 300 feet from a hydrant.
3) The water supply system shall provide a minimum of 1,500 gpm as determined by the City of Redmond utility engineer.

c. Fire Code Permit

1) Residential fire sprinkler permit
2) Underground tank removal permit (if applicable)
3) Solar Photovoltaic Installation permit (if applicable)

Code Authority: RMC 15.06; RZC Appendix 2, Redmond Fire Department Standards and Redmond Standard Specifications and Details

5. **Planning Department**
Reviewer: Tim McHarg, Principal Planner
Phone: 425-556-2414
Email: tmcharg@redmond.gov

a. Tree Preservation Plan. A Tree Preservation Plan depicting all significant and landmark trees required to be preserved as part of the site development must be provided with the civil construction drawings. A map of all retained trees shall be shown and recorded at the time of final plat**.**

Code Authority: RZC 21.72.060.D
Condition Applies: Coordinated Civil Review

b. Tree Health Assessment. An updated tree health assessment shall be provided during the Civil review process.

Code Authority: RZC 21.32
Condition Applies: Coordinated Civil Review

c. Setbacks. Setback classifications (i.e. front, side, side street, rear) shall be noted on each lot corresponding to the appropriate location for each setback. The setback dimensions shall not be included.

Code Authority: RZC 21.08.170.H
Condition Applies: Final Plat

d. Size-Limited Units. The final plat shall designate the lots for the four (4) required size-limit units.

Code Authority: RZC 21.08.360.C
Condition Applies: Building Permits and Final Plat

e. Residential Architectural, Site, and Landscape Design. All single-family building permits associated with the Plat shall be reviewed by the Department of Planning and Community Development for conformance with the Residential architectural, site and landscape design requirements. All building permits shall include a front yard landscape plan prepared by a licensed landscaped architect to comply with RZC 21.08.180.F.2.a.i and .ii.

Code Authority: RZC 21.08.180.B
Condition Applies: Building Permit

f Landscaping. The final plat shall include a note stating that the purpose of the perimeter and transition landscaping on Lots 1 – 13 and 15 – 24 and on Tracts A and C is to fulfill a requirement of development approval and that the landscaping shall not be removed.

Code Authority: RZC 21.08.180.F
Condition Applies: Final Plat

g. Planting Standards. Landscaping shall be coordinated with water/sewer lines and fire hydrants/connections. Trees shall be planted a minimum of eight feet from the centerline of any water/sewer lines, unless otherwise approved and provisions provided. Shrubs shall be planted to maintain at least four feet of clearance from the center of all fire hydrants/connections.

Code Authority: RZC 21.32.080

h. Open Space. The proposal includes development-wide calculations to meet the open space requirements. Each lot shall include a minimum of 10% of total lot square footage in open space. Open space for the benefit of the entire development must be contiguous, designed for recreation, and not have a dimension less than 25 feet. Required open space shall be illustrated on the final subdivision document.

Code Authority: RZC 21.08.170.L.2.a
Condition Applies: Building Permits and Final Plat Document

i. Impact Fees. The existing (4) single family residential units are eligible to be used as credits toward impact fees due during building permit review of new structures in the subdivision. If the proposed development is eligible for any additional credits including right-of-way dedication and system improvements, these additional credits will be assessed and provided after construction, dedication or implementation is completed and accepted by the City.

Code Authority: RMC 3.10
Condition Applies: Building Permit

j. Bonds. Bonds for Landscaping, Tree Preservation, Tree Replacement and Mitigation shall be provided not less than five days prior to request for Mylar signatures. Drafts of the Bond Agreements, Bond quantity Worksheets and Bond Calculation Worksheets shall be submitted at time of Civil Construction Application. If not provided at the time of CCR submittal, the entire submittal will be rejected for intake.

Code Authority: RZC 21.76.090.F
Condition Applies: Building Permit

k. Building Permit Submittal. Items listed within the *Building Permit User Guide—Planning* shall be provided and remain code compliant at the time of building permit submittal. All tables, associated information, and submittal items shall be completed per the required formatting. The *Intake Requirements Overview and Signature Page*, Tree Preservation Plan (from the recorded plat), and a copy of the recorded final plat shall be provided not less than TWO business days prior to permit application submittal. If these

requirements are not met and provided at the designated time per the building permit application submittal, the submittal will be rejected.

Code Authority: RMC 15.08
Condition Applies: Building Permit

l. Affordable Housing. The Belcaro Plat shall comply with the Affordable Housing Regulations in RZC 21.20.050 by providing one (1) affordable single family dwelling unit/lot at the 50% AMI level. Prior to approval of the first residential building permit within the plat, the applicant shall demonstrate conformance with the Affordable Housing Regulations in RZC 21.20.040.B.3. This shall include demonstrating that the affordable single family dwelling units provide the number of bedrooms that is generally proportionate to the bedroom mix of the market rate single family dwelling units in the plat. An agreement in a form approved by the City must be recorded with the King County Recorder's Office to stipulate conditions under which the required affordable housing units will remain as affordable housing in perpetuity. This agreement shall be a covenant running with the land, binding on the assigns, heirs, and successors of the applicant. Prior to the issuance of any building permit, the owner shall sign any necessary agreements with the City to implement these requirements. Applicant shall initiate contract the agreement approval process by contacting Ian Lefcourte at 425-556-2438 and ilefcourte@redmond.gov.

Code Authority: RZC 21.20.050
Condition Applies: Building Permit

m. Archeological and Historical Preservation: This site does not contain a known archeological site and does not have a high probability of containing archeological resources.

An Inadvertent Discovery Plan shall be employed during all ground disturbing activities including demolition of existing structures, clearing, and grading. The Inadvertent Discovery Plan, including example images of common cultural resources shall be laminated and posted in a commonly accessible portion of the project site. Project proponents and contractors shall be made aware of the Inadvertent Discovery Plan and example images as well as to the Inadvertent Discovery Plan's purpose. If archaeological resources or archaeological indicators are unearthed or exposed in the course of a project the applicant shall stop work immediately and shall implement the procedures of the Inadvertent Discovery Plan.

Code Authority: RZC 21.30.070.D
Condition Applies: Civil Construction & Building Permit

n. Construction Parking Requirements and Contact Information. A sign shall be posted on-site visible to the public throughout the duration of all construction activity per the Construction Contact Sign Handout. Construction activities consist of all site work including, but not limited to grading, landscaping, infrastructure and building permit

related construction. Applicant and contractor shall work with city planner prior to mylar signing to determine location(s) of sign(s). Contact information shall remain up-to-date and visible at all times. The assigned city planner shall be notified within two business days when contact person has been changed and a picture of the updated sign shall be e-mailed. Construction Parking requirements for the project shall be denoted on the bottom portion of the sign per handout instructions.

Code Authority: RZC 21.76.070.B.3.a.ii.A; Comprehensive Plan TR-19. Parking requirements for the project shall be denoted on the bottom portion of the sign per handout instructions.

6. <u>Potholing</u>
Reviewer: Tom Sage, Senior Engineer
Phone: 425-556-2488
Email: tsage@redmond.gov

All existing utilities at the location of the proposed water/sewer mains, storm and service line crossings shall be potholed prior to submittal of first Civil Plan Review.

Potholing in the City Right-of Way requires a permit, approved traffic control plans, and a performance bond before commencing work. The developer shall include in the Right-of-Way permit, a list of potholing numbers along with the potholing information for each number, such as utility name, type of facility and the reason for potholing.

The developer shall do the following during and after potholing:

1. Follow City of Redmond Detail 203 for pothole restoration.
2. Protect existing traffic loops.
3. Survey all potholing locations.

Based on the final survey, a modified design of sewer, water and storm facilities may be necessary to avoid conflict with existing utilities.

All potholing information shall be included in the plans and profiles of water, sewer, and storm design in first submittal of CCR review. The developer shall add clearance information on the water/sewer/storm profiles at all crossings of existing and proposed utilities. Minimum clearance of one foot is required between the sewer/water mains and other utilities including storm sewer.

Code Authority: Water and Wastewater System Extensions Design Requirements Section IV.3.M and Section V.3.K; Stormwater Technical Notebook, Issue No. 8, Amended June 5, 2019.

B. Compliance with City of Redmond Codes and Standards

This approval is subject to all applicable City of Redmond codes and standards, including the following:

Preconstruction Conference

Transportation and Engineering	
RMC 6.36	Noise Standards
RZC 21.52	Transportation Standards
RZC 21.40.010.E	Design Requirements for Parking Facilities
RZC 21.54	Utility Standards
RMC 12.08	Street Repairs, Improvements & Alterations
RMC 12.12	Required Improvements for Buildings and Development
RMC 12.16	Highway Access Management
RZC 21.76.100.F.9.C	Nonconforming Landscaping and Pedestrian System Area
RZC 21.76.020.G	Site Construction Drawing Review
RZC 21.76.020.G3	Preconstruction Conference
RZC 21.76.090.F	Performance Assurance
RZC Appendix 2	Construction Specification and Design Standards for Streets and Access
City of Redmond	Record Drawing Requirements, February 2021
City of Redmond	Standard Specifications and Details (current edition at the time of this approval letter issued)

Water and Sewer	
RMC 13.04	Sewage and Drainage
RMC 13.08	Installing and Connecting Water Service
RMC 13.10	Cross-Connection and Backflow Prevention
RZC 21.17.010	Adequate Public Facilities and Services Required
RZC Appendix 3	Design Requirements for Water and Wastewater System Extensions
City of Redmond	Standard Specifications and Details (current edition at the time of this approval letter issued)
City of Redmond	Design Requirements: Water and Wastewater System Extensions - April 2019.

Stormwater/Clearing and Grading	
RMC 13.25	Temporary Construction Dewatering
RMC 15.24	Clearing, Grading, and Storm Water Management
RZC 21.32.080	Types of Planting
City of Redmond	Standard Specifications and Details (current edition at the time of this approval letter issued)
City of Redmond	Stormwater Technical Notebook, Issue No. 8, Amended June 5, 2019
Department of Ecology	Stormwater Management Manual for Western Washington (July 2019)

Fire	
RMC 15.06	Fire Code
RZC Appendix 2	Construction Specification and Design Standards for Streets and Access
City of Redmond	Fire Department Design and Construction Guide
City of Redmond	Fire Department Standards
Planning	
RZC 21.08	Residential
RMC 3.10	Impact Fees
RZC 21.20	Affordable Housing
RZC 21.24	Fences
RZC 21.30	Historic and Archeological Resources
RZC 21.32	Landscaping
RZC 21.34	Lighting
RZC 21.36	Open Space
RZC 21.40	Parking Standards
RZC 21.72	Tree Protection
Planning	
RZC 21.10	Downtown
RZC 21.12	Overlake
RZC 21.14	Commercial
RZC 21.14	Business Park, Manufacturing & Industry
RZC 21.58, 60, 62	Design Standards
RMC 3.10	Impact Fees
RZC 21.32	Landscaping and Tree Protection
RZC 21.34	Exterior Lighting Standards
RMC 6.36	Noise Standards
RZC 21.38	Outdoor Storage and Service Areas
RZC 21.40	Parking Standards
RZC 21.64	Critical Areas
RZC 21.44	Signs
RZC 21.48	Transfer of Development Rights (TDRs)
RZC 21.50	Transition Area Overlay Areas
RZC Appendix 1	Critical Areas Reporting Requirements
Building	
RMC 15.08	Building Code
RMC 15.12	Electrical Code
RMC 15.14	Mechanical Code
RMC 15.16	Plumbing Code
RMC 15.18	Energy Code
RMC 15.20	Ventilation and Indoor Air Quality Code

Decided February 27, 2024.

By:



Sharon A. Rice
City of Redmond Hearing Examiner

Note: Type III decisions of the Hearing Examiner may be appealed to the King County Superior Court as provided in RZC 21.76.060.J.

BEFORE THE HEARING EXAMINER
FOR THE CITY OF REDMOND

In the Matter of the Application of **Belcaro Subdivision**	)))))))	NO. LAND-2021-00943 PRELIMINARY PLAT CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 28th day of February, 2024, a true and correct copy of the Findings, Conclusions and Decision in the Matter of the Application of **BELCARO SUBDIVISION, LAND-2021-00943** for approval of a Preliminary Plat was sent via email to the Staff Planner and via United States Postal Service first class mail to the Parties of Record with adequate postage prepaid.

February 28, 2024
_____
Date

Cheryl Xanthos

_____
Cheryl Xanthos
City Clerk, MMC
City of Redmond, Washington

Memorandum

Date: 4/21/2026
Meeting of: Committee of the Whole - Public Safety and Human Services

File No. CM 26-262
Type: Committee Memo

TO: Committee of the Whole - Public Safety and Human Services
FROM: Mayor Angela Birney
DEPARTMENT DIRECTOR CONTACT(S):

Public Works	Aaron Bert	425-556-2786

DEPARTMENT STAFF:

Public Works	Rob Crittenden	City Engineer
Public Works	Chris Stenger	PW Deputy Director
Public Works	Brandon Buehler	PW Deputy Director (Acting)
Public Works	Paul Cho	City Traffic Engineer
Public Works	Aaron Moldver	Utility Manager
Public Works	Ernest Fix	Maintenance Manager

TITLE:
Adoption of Ordinances to Formalize Updates to Redmond Municipal Code Titles 10, 12, 13, and 15

OVERVIEW STATEMENT:
The Public Works Department embraces continued improvement to achieve organizational excellence. As part of this effort, Public Works proposed updates to multiple Redmond Municipal Code (RMC) sections within these Titles related to Public Works functions. These updates are intended to clarify roles and responsibilities within the Department and to improve operational performance and consistency. These code revisions have been coordinated with the APWA Accreditation effort to ensure code authority and operational functions are aligned.

Public Works staff provided an overview of the update process to Council at the June 3, 2025, Planning and Public Works Committee. Staff then presented and discussed specific changes with the Council to Titles 10 and 12 in June 2025 and to Titles 13 and 15 in October 2025.

The four revised Titles received a SEPA Determination of Non-Significance in early 2026, and the comment and appeal period ended on February 16, 2026. Comments received through this and other means have been addressed as summarized in the community/stakeholder outreach and involvement section below.

The City Clerk and City Attorney have reviewed and accepted the four separate ordinances attached to this memo. Public Works recommends that Council adopt these ordinances.

☒ **Additional Background Information/Description of Proposal Attached**

REQUESTED ACTION:

☐ **Receive Information** ☒ **Provide Direction** ☐ **Approve**

REQUEST RATIONALE:

- **Relevant Plans/Policies:**
  Redmond Municipal Code
- **Required:**
  Ordinances require City Council Approval.
- **Council Request:**
  N/A
- **Other Key Facts:**
  N/A

OUTCOMES:

The City will benefit from revisions to the RMC by providing users a code that clearly identifies roles and responsibilities, clarifies authorities, and aligns with operational functions. These revisions also update provisions in the code that are outdated or inconsistent. The resulting code requirements align with the policies and procedures documented with the Public Works APWA Accreditation effort

COMMUNITY/STAKEHOLDER OUTREACH AND INVOLVEMENT:

- **Timeline (previous or planned):**
  Public input was collected on Titles 10 and 12 in July and August 2025 and on Titles 13 and 15 in November and December 2025. Comments were also solicited as part of the State Environmental Policy Act (SEPA) threshold determination in February 2026.
- **Outreach Methods and Results:**
  Let's Connect, SEPA, and targeted emails to stakeholders such as the OneRedmond Government Affairs Committee.
- **Feedback Summary:**
  Comments received from the public, councilmembers, and the Washington Department of Fish and Wildlife have been documented in the comments and rationale table in Attachments E, F, G, and H along with Public Works' responses to those comments.

BUDGET IMPACT:

Total Cost:
N/A

Approved in current biennial budget: ☐ **Yes** ☐ **No** ☒ **N/A**

Budget Offer Number:
N/A

Budget Priority:
N/A

Other budget impacts or additional costs: ☐ **Yes** ☐ **No** ☒ **N/A**
If yes, explain:
N/A

Funding source(s):
N/A

Budget/Funding Constraints:
N/a

☐ **Additional budget details attached**

COUNCIL REVIEW:

Previous Contact(s)

Date	Meeting	Requested Action
12/17/2024	Business Meeting	Receive Information
6/3/2025	Committee of the Whole - Planning and Public Works	Provide Direction
6/24/2025	Study Session	Provide Direction
10/7/2025	Committee of the Whole - Planning and Public Works	Provide Direction
10/21/2025	Business Meeting	Receive Information
4/7/2026	Committee of the Whole - Planning and Public Works	Provide Direction

Proposed Upcoming Contact(s)

Date	Meeting	Requested Action
4/21/2026	Business Meeting	Approve

Time Constraints:
Public Works received APWA Accreditation in April 2026. Although it is not required to have the Code changes associated with this effort in place immediately after, the goal is to complete the updates to the RMC by the second quarter of 2026.

ANTICIPATED RESULT IF NOT APPROVED:
The Council could choose not to approve some or all of the proposed Code changes. If so, outdated and unclear sections within the Code would remain, and overall, the Code would not align with the current operational structure of Public Works and the City.

ATTACHMENTS:
Attachment A: Draft Ordinance amending RMC Title 10 - Vehicles and Traffic

Attachment B: Draft Ordinance amending RMC Title 12 - Streets and Sidewalks
Attachment C: Draft Ordinance amending RMC Title 13 - Water and Sewers
Attachment D: Draft Ordinance amending RMC Title 15 - Buildings and Construction
Attachment E: Title 10 Comments and Rationale Table
Attachment F: Title 12 Comments and Rationale Table
Attachment G: Title 13 Comments and Rationale Table
Attachment H: Title 15 Comments and Rationale Table

CITY OF REDMOND
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING RMC 10, VEHICLES AND TRAFFIC, TO CLARIFY PURPOSE AND MODERNIZE THE CODE'S APPLICABILITY

WHEREAS, Redmond Municipal Code Title 10 establishes the authorities and rules that the City may apply to the regulation of vehicles and traffic; and

WHEREAS, the City proposes updates to Title 10 related to Public Works functions relating to vehicles and traffic; and

WHEREAS, this update is intended to clarify roles and responsibilities within the Public Works Department and to improve operational performance and consistency; and

WHEREAS, this code revision is being coordinated to align with the Department's effort to achieve APWA Accreditation.

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

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City Code.

Section 2. Amendment of Chapter. RMC 10.04, General Provisions, is hereby amended to read as follows:

Sections:
10.04.010 Citation.
10.04.020 Purpose – Policy.
10.04.030 Uniformity of application.
~~10.04.040 APPLICATION TO NONRESIDENTS.~~ **Repealed.**
10.04.050 Application to **[~~BICYCLE RIDING, ANIMAL DRAWN VEHICLES~~] bicycles and micromobility devices.**
10.04.060 Exemptions.
10.04.070 Public ways – Violations – Jurisdiction.

10.04.010.

***

10.04.020 Purpose - Policy.

It is declared to be the purpose and public policy of [~~THAT CITY~~]**the City** to cooperate with state authorities in every way that is reasonably possible in the enforcement of [~~THE WASHINGTON HIGHWAY LICENSE ACT, THE WASHINGTON MOTOR VEHICLE ACT,~~] **RCW 46.20, RCW 46.61,** and all other laws and regulations of the state**, including any future additions to, and amendments and repeals thereof,** relating to the equipment and operation of vehicles on the public highways **and streets** of the City[~~, AND THIS CODE IS ENACTED IN FURTHERANCE OF THE PURPOSE, AND IN THE EXERCISE OF THE POLICE POWER OF THE CITY, TO PROTECT AND PRESERVE THE PUBLIC PEACE, HEALTH, SAFETY AND ECONOMIC WELFARE, AND ALL OF ITS PROVISIONS SHALL BE LIBERALLY CONSTRUED FOR THE ACCOMPLISHMENT OF THESE PURPOSES~~]. **This code is enacted to advance the purpose, and under the City's authority, to protect and preserve the public peace, health,**

safety, and economic welfare of the City, and its provisions shall be interpreted broadly to fully achieve these objectives.

10.04.030 Uniformity of application.

The provisions of this title relating to the operation of vehicles shall be applicable and uniform upon all persons operating vehicles upon the public highways **and streets** of this City, except as otherwise specifically provided.

[~~10.04.040 APPLICATION TO NONRESIDENTS.~~

~~NONRESIDENT OWNERS AND OPERATORS OF VEHICLES HEREBY ARE GRANTED THE PRIVILEGE OF USING THE PUBLIC HIGHWAYS OF THIS CITY. USE OF SUCH PUBLIC HIGHWAYS SHALL BE DEEMED AND CONSTRUED TO BE AN ACCEPTANCE BY SUCH NONRESIDENT OWNERS AND OPERATORS OF THE PROVISIONS OF THIS TITLE.~~]

10.04.050 Application to [~~BICYCLE RIDING, ANIMAL DRAWN VEHICLES~~] bicycles and micromobility devices.

[~~EVERY PERSON RIDING A BICYCLE OR AN ANIMAL OR DRIVING ANY ANIMAL OR OPERATING ANY NATURE OF CONVEYANCE OR DRAWING ANY VEHICLE UPON ANY PUBLIC HIGHWAY OF THIS CITY SHALL BE SUBJECT TO THE PROVISIONS OF THIS TITLE RELATING TO THE OPERATION OF VEHICLES AND APPLICABLE TO THE OPERATORS OF A VEHICLE EXCEPT THOSE PROVISIONS OF THE LAW WHICH, BY THEIR NATURE, CAN HAVE NO APPLICATION.~~]

A. Any person operating a bicycle, either human-powered or electric-assisted, or battery-powered or electric-assisted micromobility device (including but not limited to motorized foot scooters) on any public street of this City shall obey all rules of the road applicable to vehicle traffic, as well as the instructions of official traffic control signals, signs and other control devices applicable to vehicles, except as otherwise directed by commissioned police personnel or provided in this section.

B. A person operating a bicycle or micromobility device who approaches a stop sign must either come to a complete stop or proceed according to the rules for a yield sign.

C. The option to treat a stop sign as a yield sign does not apply in the following situations:

1. At a stop sign located at a railroad crossing; and

2. When a school bus is displaying a stop signal, and traffic laws require vehicles to stop.

D. Bicycles and micromobility devices shall be operated at a safe and cautious speed while on shared use paths or separated bike lanes, yielding to pedestrians at all times.

10.04.060 Exemptions

The provisions of this title relating to the operation of vehicles upon the public [~~HIGHWAYS~~] **streets** of this City shall not apply:

A. To any authorized emergency vehicle**s that are** properly equipped as required by law and [~~ACTUALLY~~] **actively** responding to an emergency call or [~~IN IMMEDIATE PURSUIT OF~~] **pursuing** an actual or suspected violator of the law, **as long as the emergency vehicle is being used** within [~~THE~~] **its authorized** purpose. [~~FOR WHICH SUCH EMERGENCY VEHICLE HAS BEEN AUTHORIZED, BUT THIS SHALL NOT RELIEVE~~] **This exemption does not release** the operator of an**y** authorized emergency vehicle [~~OF THE DUTY TO OPERATE WITH DUE~~] **from the responsibility to operate the vehicle with due care and** regard for the safety of all persons using the public [~~HIGHWAY~~] **street**, nor shall it protect the operator of any **authorized** emergency vehicle from the consequences of [~~A~~] reckless disregard for the safety of others[~~; PROVIDED, THAT THE~~]**. The** provisions of this section shall [~~IN NO EVENT EXTEND~~] **not grant** any special privilege or immunity to operate an authorized emergency vehicle for any purpose other than that for which it has been authorized;

B. To any person, teams, vehicles, or other equipment [~~WHILE ACTUALLY~~] **actively** engaged in authorized work upon the

surface of a public [~~HIGHWAY, INSOFAR AS~~] **street, provided the** suspension of the provisions of this title is reasonably necessary [~~FOR THE CARRYING ON OF~~] **to carry out** such work **and** [~~, IF~~] reasonable precautions are taken to [~~APPRISE~~] **inform** and protect the users of such public [~~HIGHWAYS~~] **streets**, but this exception shall not apply to such persons, teams, vehicles, and other equipment when traveling to and from such work;

C. To any persons or vehicles [~~, INSOFAR AS THEY MAY BE~~] **that may be** specifically exempted from any provision or provisions of this title.

10.04.070.

***

Section 3. Amendment of Chapter. RMC 10.08, Definitions, is hereby amended to read as follows:

Sections:
10.08.010 Bicycle and micromobility device.
10.08.020 Bollard.
~~10.08.030 CENTRAL BUSINESS OR TRAFFIC DISTRICT.~~ **Repealed.**
10.08.040 Curb.
10.08.050 Curb loading zone.
10.08.055 Highway.
~~10.08.060 DRIVER.~~ **Repealed.**
~~10.08.070 FREIGHT CURB LOADING ZONE.~~ **Repealed.**
10.08.080 Official time standard.
10.08.085 Operator.
10.08.090 Right-of-way.
10.08.095 Roundabout.
~~10.08.100 Passenger curb loading zone.~~ **Repealed.**
10.08.105 Shared street.
10.08.110 Shared use path.

~~10.08.120 RIGHT-OF-WAY.~~ **Repealed.**
10.08.130 Street.
~~10.08.150 TRAFFIC DIVISION.~~ **Repealed.**
10.08.160 U turn.
10.08.170 Ways open to the public.

10.08.010 Bicycle and micromobility device.

A. "Bicycle" means any device human-powered or electric-assisted vehicle with two or three wheels that is designed for one or more persons to ride.

B. "Micromobility device" means a human-, motor-, or electric-powered transportation device that is driven by the user personally. "Micromobility device" includes, but is not limited to, scooters, mopeds, motor-driven cycles, skateboards, and roller skates.

10.08.020 Bollard.

"Bollard" means a type of post, removable or fixed, that is used to restrict vehicles or other moving objects from a sidewalk, multi-use path, walkway, roadway, building, asset, or other public or private area where vehicles are prohibited.

[~~10.08.030 CENTRAL BUSINESS OR TRAFFIC DISTRICT.~~

~~"CENTRAL BUSINESS OR TRAFFIC DISTRICT" MEANS ALL STREETS AND PORTIONS OF STREETS WITHIN AREAS OF THE CITY WHICH HAVE BEEN ZONED FOR COMMERCIAL USE.~~]

10.08.040.

***

10.08.050.

***

10.08.055 Highway.

"Highway" means the entire width between the boundary lines of any public way maintained by the Washington State Department of Transportation when any part is open to the public for vehicular travel.

[~~10.08.060 DRIVER.~~

~~"DRIVER" MEANS THE RIDER, DRIVER OR LEADER OF ANY ANIMAL, OR ANY PERSON WHO PUSHES, DRAWS, PROPELS, OPERATES OR IS IN ACTUAL PHYSICAL CONTROL OF A VEHICLE.~~

~~10.08.070 FREIGHT CURB LOADING ZONE.~~

~~"FREIGHT CURB LOADING ZONE" MEANS A SPACE ADJACENT TO THE CURB FOR THE EXCLUSIVE USE OF VEHICLES DURING THE LOADING OR UNLOADING OF FREIGHT.~~]

10.08.080.

***

10.08.085 Operator.

"Operator" means the driver, or any person who pushes, draws, propels, operates or is in actual physical control of a vehicle, bicycle or micromobility device..

10.08.090 Right-of-way.

"Right-of-way" means the privilege of the immediate use of the street or portion thereof.

10.08.095 Roundabout.

"Roundabout" means an intersection characterized by a circulatory roadway, generally circular in design, located in the center of the intersection. Roundabouts are a type of circular intersection as defined in RCW 46.04.118.

[~~10.08.100 PASSENGER CURB LOADING ZONE~~

~~"PASSENGER CURB LOADING ZONE" MEANS A PLACE ADJACENT TO A CURB RESERVED FOR THE EXCLUSIVE USE OF VEHICLES DURING THE LOADING OR UNLOADING OF PASSENGERS.~~]

10.08.105 Shared street.

"Shared street" means a city street designated by placement of official traffic control devices where pedestrians, bicyclists, and vehicular traffic share a portion or all of the same street.

10.08.110 Shared use path.

"Shared use path" is a trail or pathway separated from car traffic, designed for walking, biking, and other forms of non-motorized or low-speed travel. It is used by pedestrians, cyclists, and people using mobility or assistive devices.

10.08.115 Sidewalk.

[~~10.08.120 RIGHT-OF-WAY.~~

~~"RIGHT-OF-WAY" MEANS THE PRIVILEGE OF THE IMMEDIATE USE OF THE STREET OR PORTION THEREOF.~~]

10.08.130 Street.

"Street" means any thoroughfare which affords the principal means of access to abutting properties, access corridors, or driveways, which is owned by, or has been dedicated or deeded to the public for public use, or is privately owned but provides public use. The City street network is identified in the current version of the Redmond Transportation Master Plan.

[~~10.08.150 TRAFFIC DIVISION.~~

~~"RIGHT-OF-WAY" MEANS THE PRIVILEGE OF THE IMMEDIATE USE OF THE STREET OR PORTION THEREOF.~~]

10.08.160 U turn.

"U turn" means turning of a vehicle on an arc of one hundred eighty degrees to permit travel in the opposite direction on the same [~~HIGHWAY~~] **street**.

10.08.170 Ways open to the public.

"Ways open to the public" and "ways open to public travel" mean and include any [~~ROAD~~] **street,** alley, lane, parking area, or any place, private or otherwise, adapted to and fitted for travel by motor vehicles, **micromobility devices, bicycles, or pedestrians**, that is in common use by

the public with the consent, expressed or implied, of the owner or owners, [~~AND FURTHER, ANY~~] **including but not limited to** public playgrounds, school grounds, recreation grounds, parks, parkways, park drives, park paths, and wharves, station grounds, public facilities and [~~RIGHTS-OF-WAY~~] **right-of-way** open to the use of the general public.

Section 4. Amendment of Chapter. RMC 10.10, Model Traffic Ordinance, is hereby amended to read as follows:

Sections:
10.10.010 Model Traffic Ordinance.
10.10.020 Sections of Model Traffic Ordinance not adopted.
10.10.030 Specific state statutes contained in the Model Traffic Ordinance not adopted.
10.10.033 Additional sentencing requirements for persons convicted of driving under the influence or being in actual physical control of a motor vehicle while under the influence.
10.10.035 Repealed.
~~10.10.040 DEFINITION OF HIGHWAY.~~ **Repealed.**

10.10.010 Model Traffic Ordinance.

Except as provided elsewhere in this chapter, [~~THE~~] **the** Washington Model Traffic Ordinance, Chapter 308-330 WAC, and all state statutes adopted therein, including any future additions to, and amendments and repeals thereof, is hereby adopted by reference as the traffic ordinance of the City of Redmond as if set forth in full. **The Federal Highway Administration (FHWA) Manual on Uniform Traffic Control Devices (MUTCD), with state specific revisions, is the**

recognized guidance in the Washington Model Traffic Ordinance.

10.10.020.

***

10.10.030. Specific state statutes contained in the Model Traffic Ordinance not adopted.

The following state statutes contained in the Model Traffic Ordinance are not adopted and are expressly deleted from the Redmond Municipal Code:

RCW 46.04.431, Definition of highways,

RCW 46.04.071, Definition of bicycles,

RCW 46.04.370, Definition of operator,

as adopted by WAC 308-330-100

10.10.033.

***

[~~10.10.040 DEFINITION OF HIGHWAY.~~

~~AS USED IN THIS TITLE, "HIGHWAY," "ROAD," AND "STREET" ARE SYNONYMOUS TERMS, UNLESS OTHERWISE CLEARLY DELINEATED, MEANING THE ENTIRE WIDTH BETWEEN THE BOUNDARY LINES OF EVERY WAY, LANE, ROAD, STREET, BOULEVARD, PARKING LOT AND EVERY OTHER WAY OR PLACE IN THE CITY WHETHER PUBLICLY OR PRIVATELY~~

~~MAINTAINED, WHEN ANY PART THEREOF IS OPEN AT ANY TIME TO THE USE OF THE PUBLIC FOR THE PURPOSES OF VEHICULAR TRAVEL.~~]

Section 5. Amendment of Chapter. RMC 10.12, Enforcement, is hereby amended to read as follows:

Sections:
10.12.010 Authority of **enforcement officers** **[~~POLICE, FIRE DEPARTMENT OFFICIALS~~].**
10.12.020 Conformance to title.
10.12.030 **Compliance with lawful orders** [~~OBEDIENCE TO OFFICERS~~].
10.12.040 Notice and appeals.

10.12.010 Authority of enforcement officers [~~POLICE, FIRE DEPARTMENT OFFICIALS~~].

A. **The Redmond Police Department shall be responsible for enforcing all provisions of this Title.** [~~IT SHALL BE THE DUTY OF THE OFFICERS OF THE POLICE DEPARTMENT OR SUCH OFFICERS AS ARE ASSIGNED BY THE CHIEF OF POLICE TO ENFORCE THIS TITLE. THE CHIEF OF POLICE MAY ALSO APPOINT BY SPECIAL COMMISSION SUCH OTHER PERSONS AS THE CHIEF OF POLICE DEEMS QUALIFIED TO ENFORCE THIS TITLE.~~]

B. **The Chief of Police may delegate authority to specific officers or qualified personnel to perform enforcement duties, including issuing citations, directing traffic, and investigating violations.** [~~OFFICERS OF THE POLICE DEPARTMENT OR SUCH OFFICERS AS ARE ASSIGNED BY THE CHIEF OF POLICE ARE HEREBY AUTHORIZED TO DIRECT ALL TRAFFIC BY VOICE, HAND, OR~~

~~SIGNAL IN CONFORMANCE WITH TRAFFIC LAWS; PROVIDED, THAT IN THE EVENT OF A FIRE OR OTHER EMERGENCY OR TO EXPEDITE TRAFFIC OR TO SAFEGUARD PEDESTRIANS, OFFICERS OF THE POLICE DEPARTMENT MAY DIRECT TRAFFIC AS CONDITIONS MAY REQUIRE NOTWITHSTANDING THE PROVISIONS OF THE TRAFFIC LAWS.~~

C. Officers of the Fire Department, when at the scene of a fire, may direct or assist the Police in directing traffic [~~THEREAT~~] **there** or in the immediate vicinity.

10.12.020 Conformance to title.

***

10.12.030 [~~OBEDIENCE TO OFFICERS~~] Compliance with lawful orders.

No person shall [~~WILLFULLY~~] **knowingly** fail or refuse to [~~COMPLY WITH ANY~~] **obey a** lawful [~~ORDER OR DIRECTION OF~~] **directive issued by** a police officer or Fire Department official **in the performance of their duties under this Title. Such failure shall constitute a civil infraction, unless otherwise specified, and may result in enforcement action including fines, impoundment, or other remedies allowed by law.**

Section 6. Amendment of Chapter. RMC 10.16, **City** Traffic Engineer, is hereby amended to read as follows:

Sections:

10.16.010 **Appointment and powers**. **[~~OFFICE CREATED – APPOINTMENT – POWERS.~~]**
10.16.020 Duties.

10.16.010 Appointment and powers. [~~OFFICE CREATED – APPOINTMENT – POWERS.~~]

[~~THE OFFICE OF CITY TRAFFIC ENGINEER IS HEREBY ESTABLISHED.~~] The City Traffic Engineer shall be **a licensed engineer, nominated by the Public Works Director, and** appointed by the Mayor **in writing**, and [~~HE~~] shall exercise the powers and duties with respect to traffic as provided in this title and in any other ordinance of the City. **Where used in this Title, "City Traffic Engineer" shall mean the City Traffic Engineer or their representatives (designee or delgate) authorized to act in their place.**

10.16.020 Duties.

~~[IT SHALL BE THE GENERAL DUTY OF THE~~] **The** City Traffic Engineer **shall have the authority to conduct engineering analyses and plan the operation of traffic on City streets per the following, as adopted by the City, and consistent with WAC 303-330-265:**

(1) To conduct engineering analysis of traffic accidents and issues, plan traffic operations, cooperate with city officials to improve traffic conditions, and carry out additional duties as required by City ordinances;

(2) To place and maintain official traffic control devices as deemed necessary to regulate, warn, or guide traffic to make effective traffic ordinances or resolutions, for construction, detours, emergencies, and special conditions;

(3) To establish crosswalk markings and locations, by appropriate devices or pavement markings, as deemed necessary to alert all users of crossing points across streets;

(4) To mark traffic lanes upon any street or bridge where a regular alignment of traffic is necessary;

(5) To regulate the timing of traffic signals so as to permit the movement of traffic in an orderly and safe manner;

(6) To prohibit specific vehicle turning movements at intersections with the use of proper signs. Such turns may be prohibited between certain hours of any day and permitted at other hours;

(7) To designate applicable traffic control type (i.e. traffic signal, stop sign, roundabout) at street intersections or junctions;

(8) To issue special permits to authorize the use of right-of-way for the purpose of loading or unloading property subject to the terms and conditions of such permit;

(9) To designate on-street parking restrictions as deemed necessary for the purpose of ensuring safe traffic flow and balancing parking and other right-of-way needs;

(10) To designate the location of curb loading zones and tow-away zones by placing appropriate signs or curb markings;

(11) To establish bus stops for transit or other uses, or areas for hire vehicles along streets as deemed necessary for the greatest benefit and convenience to the public, by placing appropriate signs or by curb markings;

(12) To impose gross weight limits or vehicle class or size restrictions on any street, bridge, or part thereof, or highway subject to the approval of the Secretary of Transportation, on the basis of an engineering and traffic investigation;

(13) To establish parking meter zones by installing parking meters and designating parking spaces adjacent to each parking meter through the use of appropriate markings;

(14) To post appropriate signs making it unlawful for pedestrians to cross streets in certain crossings when such crossing would endanger either pedestrian or vehicular traffic using the street;

(15) To test new or proposed traffic control devices under actual conditions of traffic.

(16) To establish reasonable safe speed limits or propose changes to posted speed limits based on investigations of the street or bridge, and post signs indicating the speed allowed;

(17) To temporarily close streets or bridges or reduce their speed limits for durations not exceeding 24 hours to address emergencies or situations that would be dangerous to the traveling public;

(18) To designate streets or alleys as one-way by prohibiting traffic movement in the opposite direction by installing signage, markings or barriers;

(19) To install and operate traffic monitoring cameras within the public right of way for the purpose of monitoring traffic, subject to compliance with the provisions set forth in RMC 10.25.030. ~~TO DETERMINE THE INSTALLATION AND PROPER TIMING AND MAINTENANCE OF TRAFFIC CONTROL DEVICES, TO CONDUCT ENGINEERING ANALYSES OF TRAFFIC ACCIDENTS AND TRAFFIC PROBLEMS AND DEVISE REMEDIAL MEASURES, TO CONDUCT ENGINEERING INVESTIGATION OF TRAFFIC CONDITIONS, TO PLAN THE OPERATION OF TRAFFIC ON THE STREETS AND HIGHWAYS OF THE CITY, AND TO COOPERATE WITH OTHER CITY OFFICIALS IN THE DEVELOPMENT OF WAYS AND MEANS TO IMPROVE TRAFFIC CONDITIONS, AND TO CARRY OUT THE ADDITIONAL POWERS AND DUTIES IMPOSED BY ORDINANCE OF THIS CITY.~~]

Section 7. Amendment of Chapter. RMC 10.20, Traffic Control Devices and Signals, is hereby amended to read as follows:

Sections:
10.20.010 Authority to install.
10.20.020 Design for traffic control devices.
10.20.030 Effect of absence of signs and signals.
10.20.040 Display of unauthorized signs prohibited.
10.20.050 Interference prohibited.
~~10.20.060 AUTHORITY TO ESTABLISH PLAY STREETS.~~ **Repealed.**
10.20.065 Bollards.

~~10.20.070 Regulations for play streets.~~ **Repealed.**
~~10.20.080 CROSSWALKS - SAFETY ZONES.~~ **Repealed.**
~~10.20.090 TRAFFIC LANES.~~ **Repealed.**

10.20.010 Authority to install.

The **City** Traffic Engineer shall **have the authority under RMC 10.16.020 to** place and maintain traffic control signs, signals, and devices when as required under this title to make effective the provisions of this title, and may place and maintain such additional traffic control devices as [~~HE MAY DEEM~~] **deemed** necessary to regulate traffic of this City under state law, or to guide or warn traffic.

10.20.020 Design for traffic control devices.

[~~SO FAR AS PRACTICABLE, ALL TRAFFIC CONTROL SIGNS, SIGNALS AND DEVICES REQUIRED HEREUNDER FOR A PARTICULAR PURPOSE SHALL BE UNIFORM AS TO TYPE AND LOCATION THROUGHOUT THE CITY AND SHALL CONFORM TO THE UNIFORM STATE STANDARDS FOR TRAFFIC DEVICES. NO TRAFFIC CONTROL SIGNAL OR DEVICE SHALL BE~~

~~ERECTED OR MAINTAINED UPON ANY CITY STREET DESIGNATED AS FORMING A PART OF THE ROUTE OF A PRIMARY STATE HIGHWAY OR SECONDARY STATE HIGHWAY UNLESS FIRST APPROVED BY THE STATE HIGHWAY COMMISSION. ALL TRAFFIC CONTROL DEVICES SO ERECTED AND NOT INCONSISTENT WITH THE PROVISIONS OF STATE LAW OR THIS TITLE SHALL BE OFFICIAL TRAFFIC CONTROL DEVICES.~~] **All traffic control signs, signals, and devices installed for a specific purpose within the City shall be uniform in type, design, and placement, in accordance with the standards set forth by the Federal Highway Administration's Manual on Uniform Traffic Control Devices (MUTCD), the Washington State Department of Transportation (WSDOT) Design Manual, and/or applicable City engineering and traffic standards.**

No traffic control signal or device shall be installed or maintained on any City street that is part of a designated primary or secondary state highway without prior approval from the Washington State Department of Transportation, as required by state law. Any traffic control device installed in conformance with these federal, state, and city standards, and not in conflict with the provisions of state law or this code, shall be deemed an official traffic control device.

10.20.030 Effect of absence of signs and signals.

[~~No provision of this title for which traffic signs, signals or devices are expressly required shall be enforced against an alleged violator, if at the time and place of the alleged violation an official traffic control device is not in proper position and sufficiently legible to be seen and understood by a person of ordinary understanding or observation. Whenever a particular section does not expressly state that traffic control devices are required, the absence of a traffic control device shall not constitute a defense of such section.~~] **No provision of this title which expressly requires the presence of traffic signs, signals, or control devices shall be enforceable against an alleged violator if, at the time and location of the alleged violation, the applicable traffic control device is not properly positioned and sufficiently legible so as to be reasonably visible and understandable to a person of ordinary perception. Where a provision does not expressly require the installation or presence of a traffic control device, the absence thereof shall not constitute a defense to a violation of such provision.**

10.20.040 Display of unauthorized signs prohibited

[~~A. NO PERSON SHALL PLACE, MAINTAIN, OR DISPLAY UPON OR IN VIEW OF ANY HIGHWAY ANY UNAUTHORIZED SIGN, SIGNAL, MARKING,~~

~~OR DEVICE WHICH PURPORTS TO BE OR IS AN IMITATION OF OR RESEMBLES AN OFFICIAL TRAFFIC CONTROL DEVICE OR RAILROAD SIGN OR SIGNAL, OR WHICH ATTEMPTS TO DIRECT THE MOVEMENT OF TRAFFIC, OR WHICH HIDES FROM VIEW OR INTERFERES WITH THE EFFECTIVENESS OF ANY OFFICIAL TRAFFIC CONTROL DEVICE OR ANY RAILROAD SIGN OR SIGNAL.~~

~~B. NO PERSON SHALL PLACE OR MAINTAIN NOR SHALL ANY PUBLIC AUTHORITY PERMIT UPON ANY HIGHWAY ANY TRAFFIC SIGN OR SIGNAL BEARING THEREON ANY COMMERCIAL ADVERTISING.~~

~~C. THIS SECTION SHALL NOT BE DEEMED TO PROHIBIT THE ERECTION UPON PRIVATE PROPERTY ADJACENT TO HIGHWAYS OF SIGNS GIVING USEFUL DIRECTIONAL INFORMATION AND OF A TYPE THAT CANNOT BE MISTAKEN FOR OFFICIAL SIGNS.~~

~~D. EVERY PROHIBITED SIGN, SIGNAL, OR MARKING IS HEREBY DECLARED TO BE A PUBLIC NUISANCE AND THE AUTHORITY HAVING JURISDICTION OVER THE HIGHWAY IS HEREBY EMPOWERED TO REMOVE THE SAME OR CAUSE IT TO BE REMOVED WITHOUT NOTICE.~~] **No person shall place, maintain or display any unauthorized sign, signal, marking, or device on or near a street that imitates, obstructs, or interferes with the effectiveness of any official traffic sign, signal, marking, or device. Signs may be placed on private property adjacent to streets, provided such signs cannot be mistaken for official traffic control**

signs. Unpermitted use of signs, signals, or marking is prohibited, and the Director of Public Works is hereby authorized to remove such signs, signals, or markings or cause them to be removed without notice.

10.20.050 Interference prohibited

No person shall without lawful authority, attempt to or in fact alter, deface, injure, knock down, or remove any official traffic control device or any railroad sign or signal or any inscription, shield, or insignia thereon, or any other part thereof. **Any person or persons in violation of this section shall have committed a traffic infraction and shall be assessed a monetary penalty not to exceed two hundred fifty dollars. The City Council shall establish by resolution a penalty schedule for each such infraction.**

[~~10.20.060 AUTHORITY TO ESTABLISH PLAY STREETS.~~

~~THE CITY TRAFFIC ENGINEER SHALL HAVE AUTHORITY TO DECLARE ANY STREET OR PART THEREOF A PLAY STREET AND TO PLACE APPROPRIATE SIGNS OR DEVICES IN THE ROADWAY INDICATING AND HELPING TO PROTECT THE SAME.~~

10.20.065 Bollards.

Bollard type, size, rating, and design shall comply with WSDOT Standard Plans and City of Redmond Standard Specifications and Details. Bollards should not obstruct the

sight lines of pedestrians or drivers and should be placed outside the limits of the clear zone and should not create a barrier to access for people walking, biking and rolling. Any sidewalk, bike lane, trail and other non-motorized facility would maintain an unobstructed minimum width as determined by street standards in the RZC and would provide adequate space for people using wheelchairs or other mobility devices.

~~**[10.20.070 REGULATIONS FOR PLAY STREETS.**~~

~~WHENEVER AUTHORIZED SIGNS ARE ERECTED INDICATING ANY STREET OR PART THEREOF AS A PLAY STREET, NO PERSON SHALL DRIVE A VEHICLE UPON ANY SUCH STREET OR PORTION THEREOF EXCEPT OPERATORS OF VEHICLES HAVING BUSINESS OR WHOSE RESIDENCES ARE WITHIN THE CLOSED AREA, AND THEN THE OPERATOR SHALL EXERCISE THE GREATEST CARE IN DRIVING UPON ANY SUCH STREET OR PORTION THEREOF.~~

~~**10.20.080 CROSSWALKS - SAFETY ZONES.**~~

~~THE CITY TRAFFIC ENGINEER IS HEREBY AUTHORIZED:~~

~~A. TO DESIGNATE AND MAINTAIN, BY APPROPRIATE DEVICES, MARKS, OR LINES UPON THE SURFACE OF THE ROADWAY, CROSSWALKS AT INTERSECTIONS WHERE IN HIS OPINION THERE IS PARTICULAR DANGER TO PEDESTRIANS CROSSING THE ROADWAY, AND AT SUCH OTHER PLACES AS HE MAY DEEM NECESSARY.~~

~~B. TO ESTABLISH SAFETY ZONES OF SUCH KIND AND CHARACTER AND AT SUCH PLACES AS HE MAY DEEM NECESSARY FOR THE PROTECTION OF PEDESTRIANS.~~

~~**10.20.090 TRAFFIC LANES.**~~

~~A. THE CITY TRAFFIC ENGINEER IS HEREBY AUTHORIZED TO MARK TRAFFIC LANES UPON THE ROADWAY OF ANY STREET OR HIGHWAY WHERE A REGULAR ALIGNMENT OF TRAFFIC IS NECESSARY.~~

~~B. WHERE SUCH TRAFFIC LANES HAVE BEEN MARKED, IT IS UNLAWFUL FOR THE OPERATOR OF ANY VEHICLE TO FAIL OR REFUSE TO KEEP SUCH VEHICLE WITHIN THE BOUNDARIES OF ANY SUCH LANE EXCEPT WHEN LAWFULLY PASSING ANOTHER VEHICLE OR PREPARATORY TO MAKING A LAWFUL TURNING MOVEMENT.~~]

Section 8. Amendment of Chapter. RMC 10.24, Speed Regulations, is hereby amended to read as follows:

Sections:
10.24.010 State speed laws applicable – Exceptions.
10.24.015 Establishing and modifying speed limits.
~~10.24.020 DECREASING STATE SPEED LIMIT AT INTERSECTIONS.~~ **Repealed.**
~~10.24.030 INCREASING STATE SPEED LIMIT.~~ **Repealed.**
~~10.24.040 DECREASING STATE SPEED LIMIT.~~ **Repealed.**
10.24.045 Temporary closure or [~~RESTRICTION~~]**speed reduction** authorized.
10.24.047 Procedure for temporary closure or restriction.
~~10.24.050 POSTING SPEED LIMITS.~~ **Repealed.**
~~10.24.055 ADVISORY SPEED LIMITS.~~ **Repealed.**
10.24.060 Schedule.
10.24.065 School zones.
~~10.24.070 TRAFFIC SIGNAL TIMING.~~ **Repealed.**

10.24.010 State speed laws applicable – Exceptions.

[~~THE STATE TRAFFIC LAWS REGULATING THE SPEED OF VEHICLES SHALL BE APPLICABLE UPON ALL STREETS, ROADS OR HIGHWAYS WITHIN THE CITY, EXCEPT THAT THE CITY, AS AUTHORIZED BY STATE LAW, MAY DECLARE AND DETERMINE IN ACCORDANCE WITH THIS CHAPTER, THAT CERTAIN INCREASED OR DECREASED SPEED REGULATIONS SHALL BE APPLICABLE UPON SPECIFIED STREETS, ROADS OR HIGHWAYS OR IN CERTAIN AREAS, IN WHICH EVENT IT IS UNLAWFUL FOR ANY PERSON TO OPERATE A VEHICLE AT A SPEED IN EXCESS OF THE SPEED SO ESTABLISHED WHEN PROPER SIGNS ARE IN PLACE GIVING NOTICE THEREOF.~~] **The state's traffic laws regulating vehicle speeds apply to all city streets per RCW 46.61, except that the city can set higher or lower speed limits on specific streets or areas, as allowed by state law. It is unlawful to ride, propel, drive or direct any motorized vehicle over any city street in excess of 25 miles per hour when no speed limit sign is posted, or in excess of any posted speed limit. The speed limit on all city streets shall be 25 miles per hour except for those indicated in Section 10.24.060 and Section 10.24.065 of this title.**

10.24.015 Establishing and modifying speed limits.

The City Traffic Engineer has the authority to establish an appropriate maximum speed limit, propose changes to speed limits, or place an advisory speed limit on city streets based

on a thorough investigation of traffic conditions. The investigation should consider speed studies, crash history, traffic patterns, and road conditions. The City Traffic Engineer may determine and declare a reasonable safe speed limit based on investigation outcomes and submit the proposed changes to Council for approval. Upon approval, the City Traffic Engineer shall post signs at either end of the street, or portion thereof, indicating the appropriate speed allowed. Signs will conform to RMC 10.20.020.

The City Traffic Engineer has the authority to establish lower maximum speed limits, provided they are not reduced below twenty miles per hour, or to designate higher limits up to a maximum of sixty miles per hour on city streets and or state highways or portions thereof. Any proposed changes to speed limits on state highways within the City, whether increases or decreases, are subject to the approval of the Washington State Secretary of Transportation.

[~~10.24.020 DECREASING STATE SPEED LIMIT AT INTERSECTIONS.~~

~~WHENEVER ENGINEERING AND TRAFFIC INVESTIGATIONS INDICATE THAT THE STATE SPEED PERMITTED AT AN INTERSECTION IS GREATER THAN IS REASONABLE OR SAFE UNDER THE CONDITIONS FOUND TO EXIST AT SUCH AN INTERSECTION, THE LEGISLATIVE AUTHORITY OF THE CITY, SUBJECT TO THE APPROVAL OF THE STATE HIGHWAY COMMISSION~~

~~IN CASES INVOLVING STATE HIGHWAYS, SHALL DETERMINE AND DECLARE A REASONABLE AND SAFE SPEED LIMIT THEREAT, WHICH SHALL BE EFFECTIVE AT ALL TIMES OR DURING HOURS OF DAYLIGHT OR DARKNESS OR AT SUCH OTHER TIMES AS MAY BE DETERMINED; PROVIDED, THAT APPROPRIATE SIGNS GIVING NOTICE THEREOF ARE ERECTED AT THE INTERSECTION OR UPON THE APPROACHES THERETO.~~

~~10.24.030 INCREASING STATE SPEED LIMIT.~~

~~WHENEVER IT IS DETERMINED ON THE BASIS OF AN ENGINEERING AND TRAFFIC INVESTIGATION THAT CONDITIONS EXIST UPON A STREET, ROAD OR HIGHWAY WHICH WARRANT AN INCREASE IN THE SPEED PERMITTED BY STATE LAW, THE CITY COUNCIL, SUBJECT TO THE APPROVAL OF THE SECRETARY OF TRANSPORTATION IN CASES INVOLVING STATE HIGHWAYS, SHALL DETERMINE AND DECLARE A REASONABLE AND SAFE MAXIMUM SPEED LIMIT FOR SUCH STREET, ROAD OR HIGHWAY, OR PORTION THEREOF, NOT TO EXCEED SIXTY MILES PER HOUR.~~

~~10.24.040 DECREASING STATE SPEED LIMIT.~~

~~WHENEVER IT IS DEEMED INADVISABLE ON THE BASIS OF AN ENGINEERING AND TRAFFIC INVESTIGATION UNDER CONDITIONS FOUND TO EXIST, FOR VEHICLES TO OPERATE AT THE MAXIMUM SPEED ALLOWED BY STATE LAW ON ANY PORTION OF A STREET, ROAD OR HIGHWAY, THE CITY COUNCIL, SUBJECT TO THE APPROVAL OF THE SECRETARY OF TRANSPORTATION IN CASES INVOLVING STATE HIGHWAYS, MAY~~

~~DETERMINE AND DECLARE A REASONABLE AND SAFE LOWER MAXIMUM SPEED OR OTHERWISE REGULATE A LESSER SPEED; PROVIDED, THAT IN NO CASE SHALL THE MAXIMUM SPEED BE REDUCED TO LESS THAN TWENTY MILES PER HOUR.~~]

10.24.045 Temporary closure or [~~RESTRICTION~~] **speed reduction authorized.**

A. Subject to the procedures set forth in RMC 10.24.047, the City may temporarily close any street[~~, ROAD, OR HIGHWAY~~] to travel by all vehicles or any class of vehicles, or may declare a lower maximum speed for all vehicles or any class of vehicles using such street[~~, ROAD, OR HIGHWAY~~] whenever any of the following occur:

1. The condition of the street[~~, ROAD, OR HIGHWAY~~] or any portion thereof, is such that its unrestricted use or continued use by all vehicles or any specific class of vehicles will greatly damage that street[~~, ROAD, OR HIGHWAY~~] or will be dangerous to traffic; or

2. Such street[~~, ROAD, OR HIGHWAY~~] is being constructed, altered, repaired, improved, or maintained and temporary closure or restriction is necessary to facilitate such construction, alteration, repair, improvement, or maintenance.

3. A special event is permitted per RMC 10.62.

B. The City Traffic Engineer shall have authority to classify vehicles according to gross weight, axle weight, height, width, length, braking area, performance, vehicle combinations or tire equipment for the purposes of this section, and may restrict the use of any portion of any street[~~, ROAD OR HIGHWAY~~] to use by an urban public transportation system; provided action taken under this section in cases involving state highways shall be subject to the approval of the Secretary of Transportation.

10.24.047 Procedure for temporary closure or restriction.

A. **For all temporary closures and restrictions provided for in RMC 10.24.045.A:**

1. The City Traffic Engineer shall have the authority to approve all [~~TEMPORARY CLOSURES AND RESTRICTIONS PROVIDED FOR IN RMC 10.24.045.A~~] **those** that will not exceed 24 hours in duration or that are necessary to address an emergency.

2. [~~B.~~]The City Public Works Director shall have the authority to approve all [~~TEMPORARY CLOSURES AND RESTRICTIONS PROVIDED FOR IN RMC 10.24.045.A THAT WILL EXCEED 24 HOURS IN DURATION BUT~~] **those that** will not exceed 72 hours in duration.

3. [~~C.~~]The City's Technical Committee shall have the authority to approve all [~~TEMPORARY CLOSURES AND RESTRICTIONS PROVIDED FOR IN RMC 10.24.045.A THAT WILL EXCEED 72 HOURS IN DURATION BUT~~] **those that** will not exceed 14 days in duration.

4. [D~~.~~]**The** City Council [~~APPROVAL SHALL BE REQUIRED FOR ALL TEMPORARY CLOSURES AND RESTRICTIONS PROVIDED FOR IN RMC 10.24.045.A~~] **shall have the authority and is required to approve all those** that will exceed 14 days in duration. **With prior approval from the Mayor, the** [~~THE~~]City Traffic Engineer shall[~~, WITH THE APPROVAL OF THE MAYOR,~~] place advance written notice of any proposed closure that will exceed 14 days on the regular agenda of the City Council. The notice will include a description of the proposed closure or restriction recommended by the City Traffic Engineer, including the street[~~, ROAD, OR HIGHWAY~~] involved, and the length of time that the proposed closure or restriction will remain in effect.

The City Council may accept, reject or modify the proposed closure or restriction recommended by the City Traffic Engineer. Failure of the City Council to take action upon the notice shall be deemed an approval of the action proposed by the notice.

B. [~~E.~~]Whenever a street closure or restriction has been approved as provided in this section, the Public Works Department shall immediately do the following:

1. Publish the notice of closure in the official newspaper of the City; and

2. Publish the notice of closure through official electronic communication means of the City; and

3. Notify the Mayor and City Council of the closure via electronic communication means; and

4. Post a like notice, on or prior to the date of publication, in a conspicuous place at each end of the street[~~, ROAD, HIGHWAY,~~] or portion thereof to be closed or restricted.

5. No street[~~, ROAD, HIGHWAY,~~] or portion thereof, may be closed sooner than three days after the publication and posting of the notice herein provided for; provided, however, that in cases of emergency or conditions the following may apply:

a. The maximum time the closure will be in effect is 72 hours or less.

b. The City Traffic Engineer [~~MAY, WITHOUT PUBLICATION OR DELAY, CLOSE STREETS, ROADS OR HIGHWAYS TEMPORARILY BY POSTING NOTICE AT EACH END OF THE CLOSED~~

~~PORTION THEREOF AND AT ALL INTERSECTING HIGHWAYS IF THE CLOSING IS OF A PORTION OF A HIGHWAY, AT ALL INTERSECTING HIGHWAYS AND ROADS IF THE CLOSING IS OF A PORTION OF A ROAD, AND AT ALL INTERSECTING STREETS IF THE CLOSING IS OF A STREET.~~] **may temporarily close streets without prior publication or delay by posting notices at each end of the closed segment. In addition, notices must be posted at all streets intersecting with the temporary closure to inform emergency vehicles and guide access to affected properties.**

c. [~~IN ALL EMERGENCY CASES OR CONDITIONS IN WHICH THE MAXIMUM TIME THE CLOSURE WILL BE IN EFFECT IS 72 HOURS OR LESS, AS HEREIN PROVIDED, THE ORDERS OF THE CITY TRAFFIC ENGINEER SHALL BE IMMEDIATELY EFFECTIVE; PROVIDED FURTHER, ACTION TAKEN UNDER THIS SECTION IN CASES INVOLVING STATE HIGHWAYS SHALL BE SUBJECT TO THE APPROVAL OF THE SECRETARY OF TRANSPORTATION.~~] **In emergency situations where the closure lasts 72 hours or less, the City Traffic Engineer's orders will take effect immediately; provided any action involving state highways must be approved by the Secretary of Transportation.**

C. [~~F.~~]The authority and procedures set forth in this section shall control over any contrary authority or

procedures set forth in the Model Traffic Ordinance, as adopted by the City in RMC Chapter 10.10.

[~~10.24.050 POSTING SPEED LIMITS.~~

~~AT THE TIME OF PROVIDING FOR ANY DECREASED OR INCREASED MAXIMUM SPEED, THE CITY TRAFFIC ENGINEER, IN CONJUNCTION WITH STATE HIGHWAY AUTHORITIES, SHALL CAUSE TO BE POSTED AT EITHER END OF SUCH PORTION OF THE STREET, ROAD OR HIGHWAY AND AT SUCH OTHER POINTS AS IS DEEMED ADVISABLE, SIGNS OF SUCH SIZE AS TO BE EASILY READ, SETTING FORTH THE MAXIMUM SPEED ALLOWED UPON THE STREET, ROAD OR HIGHWAY. THEREAFTER, IT IS UNLAWFUL FOR ANY PERSON TO VIOLATE ANY SUCH RULE, ORDER OR REGULATION.~~

~~10.24.055 ADVISORY SPEED LIMITS.~~

~~THE CITY TRAFFIC ENGINEER MAY PLACE AN ADVISORY SPEED LIMIT SIGN TO INDICATE A MAXIMUM RECOMMENDED SPEED THROUGH A STREET, ROAD OR HIGHWAY MADE HAZARDOUS BY REASON OF CONSTRUCTION, DAMAGED CONDITION OR OTHER REASON. THIS SIGN SHALL BE USED ONLY IN CONJUNCTION WITH A SIGN WARNING OF THE HAZARD AND SHALL CONFORM TO THE REQUIREMENTS OF THE PROVISIONS FOUND IN THE STATE "MANUAL ON UNIFORM TRAFFIC CONTROL DEVICES FOR STREETS AND HIGHWAYS" OBTAINABLE FROM THE DEPARTMENT OF TRANSPORTATION; PROVIDED THE AUTHORIZATION OF THIS SECTION SHALL BE SUBJECT TO THE NOTICE PROVISIONS OF SECTION 10.24.047 OF THIS CHAPTER, EXCLUDING THE REQUIREMENTS~~

~~FOR PUBLICATION AND POSTING; PROVIDED FURTHER, ACTION TAKEN UNDER THIS SECTION IN CASES INVOLVING STATE HIGHWAYS SHALL BE SUBJECT TO THE APPROVAL OF THE SECRETARY OF TRANSPORTATION.~~]

10.24.060 Schedule.

[~~A.~~] The maximum speed limits set forth in the following schedule of speed limits are established as the reasonable and safe maximum speed limits to be effective at all times upon the streets[~~, roads and highways~~] designated in the schedule, subject to the provisions of Section 10.24.045 of this chapter.

SCHEDULE OF SPEED LIMITS

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
140 Avenue N.E.	Both ways	South city limits (6000 block)	Redmond Way (SR 901)	35 mph
148 Avenue N.E.	Northbound	South city limits (1900 block)	N.E. 24 Street	35 mph
148 Avenue N.E.	Northbound	N.E. 24 Street	6000 block	40 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
148 Avenue N.E.	Both ways	6000 block	Willows Road N.E.	40 mph
152 Avenue N.E.	Both ways	N.E. 20 Street	N.E. 31 Street	30 mph
154 Avenue N.E.	Both ways	N.E. 85 Street	N.E. 90 Street	30 mph
154 Avenue N.E.	Both ways	West Lake Sammamish Parkway N.E.	N.E. 85 Street	35 mph
154 Place N.E.	Both ways	Redmond-Woodinville N.E. Road (SR 202)	North city limits (11700 block)	30 mph
156 Avenue N.E.	Both ways	N.E. 51 Street	South city limits (Bel-Red Road)	35 mph
160 Avenue N.E.	Both ways	N.E. Redmond Way	Redmond-Woodinville Road N.E. (SR 202)	30 mph
161 Avenue N.E.	Both ways	Bear Creek Parkway	N.E. 90 Street	30 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
164 Avenue N.E.	Both ways	N.E. 90 Street	Cleveland Street	30 mph
166 Avenue N.E.	Both ways	N.E. 76 Street	N.E. 111 Street	30 mph
170 Avenue N.E.	Both ways	N.E. 76 Street	N.E. Redmond Way	30 mph
178 Place N.E./180 Avenue N.E.	Both ways	N.E. Union Hill Road	N.E. Redmond Way (SR 202)	35 mph
185 Avenue N.E.	Both ways	N.E. Redmond-Fall City Road/SR 202	N.E. Union Hill Road	30 mph
188 Avenue N.E.	Both ways	N.E. Redmond-Fall City Road/SR 202	N.E. Union Hill Road	35 mph
N.E. 20 Street	Both ways	N.E. Bel-Red Road	West city limits (148 Avenue N.E.)	35 mph
N.E. 24 Street	Both ways	West Lake Sammamish Parkway N.E.	172 Avenue N.E.	30 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
N.E. 24 Street	Both ways	N.E. Bel-Red Road	West city limits (148 Avenue N.E.)	30 mph
N.E. 31 Street	Both ways	152 Avenue N.E.	156 Avenue N.E.	30 mph
N.E. 40 Street	Both ways	N.E. Bel-Red Road	West city limits (148 Avenue N.E.)	35 mph
N.E. 51 Street	Both ways	West city limits (148 Avenue N.E.)	West Lake Sammamish Parkway N.E.	35 mph
N.E. 85 Street	Both ways	154 Avenue N.E.	166 Avenue N.E.	30 mph
N.E. 90 Street	Both ways	Willows Road N.E.	Redmond-Woodinville Road N.E. (SR 202)	30 mph
N.E. 95 Street	Both ways	Willows Road N.E.	Eastern Terminus (15400 block)	30 mph
N.E. 116 Street	Both ways	East city limits	Redmond-Woodinville Road N.E.	35 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		(Avondale Road N.E.)		
N.E. 116 Street	Both ways	Willows Road N.E.	Sammamish River	35 mph
Avondale Road N.E.	Both ways	N.E. Union Hill Road	North city limits (N.E. 116 Street)	40 mph
Avondale Way N.E.	Both ways	Avondale Road N.E.	N.E. Redmond Way	30 mph
Bear Creek Parkway	Both ways	N.E. Redmond Way	N.E. 76 Street	30 mph
Bel-Red Road	Both ways	West Lake Sammamish Parkway N.E.	South city limits (3150 block)	40 mph
Bel-Red Road	Both ways	N.E. 24 Street	South city limits (N.E. 20 Street)	40 mph
Cleveland Street	Both ways	164 Avenue N.E.	N.E. Redmond Way at Avondale Way N.E.	30 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
Cleveland Street	Both ways	N.E. Redmond Way at 160 Avenue N.E.	164 Avenue N.E.	25 mph
East Lake Sammamish Parkway N.E.	Both ways	N.E. Redmond Way	South city limits (187 Avenue N.E.)	35 mph
Leary Way N.E.	Both ways	West Lake Sammamish Parkway N.E.	Cleveland Street	30 mph
Novelty Hill Road	Both ways	Avondale Road N.E.	East city limits (18800 block)	40 mph
N.E. Old Redmond Road	Both ways	West Lake Sammamish Parkway N.E.	West city limits (132 Avenue N.E.)	30 mph
Redmond Fall City Road/N.E. Redmond Way (SR 202)	Both ways	East city limits (187 Avenue N.E.)	N.E. 76 Street	45 mph
N.E. Redmond Way (SR 202)	Both ways	N.E. 76 Street	164 Avenue N.E. (Junction of Redmond-Woodinville Road (SR 202))	30 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
N.E. Redmond Way	Both ways	164 Avenue N.E. (Junction of Redmond-Woodinville Road (SR 202))	West Lake Sammamish Parkway N.E.	30 mph
N.E. Redmond Way	Both ways	West Lake Sammamish Parkway N.E.	West city limits (132 Avenue N.E.)	40 mph
Redmond-Woodinville Road (SR 202)	Both ways	N.E. 90 Street	North city limits (124 Avenue N.E.)	40 mph
N.E. Union Hill Road	Both ways	Avondale Road N.E.	East city limits (196 Avenue N.E.)	35 mph
N.E. Union Hill Road	Both ways	Avondale Road N.E.	Avondale Way N.E.	30 mph
West Lake Sammamish Parkway N.E.	Both ways	South city limits (1900 block)	N.E. Redmond Way	35 mph
Willows Road N.E.	Both ways	N.E. Redmond Way	N.E. 95 Street	35 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
Willows Road N.E.	Both ways	N.E. 95 Street	North city limits (N.E. 124 Street)	40 mph

10.24.065 School zones.

Notwithstanding any contrary speed limit provided in the schedule established by Section 10.24.060, the speed limit on the following portions of City streets serving schools shall be 20 miles per hour, when appropriate signs indicate, or when control lights are flashing and signs indicate:

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
NE 116 Street	Both ways	300 feet east of the school property line located at 182 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 179 Court NE	20 mph
162 Avenue NE	Both ways	300 feet north of marked school	300 feet south of marked school	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		crosswalk located at the south leg of NE 112 Street	crosswalk located at the south leg of NE 112 Street	
NE 109 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 159 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 159 Avenue NE	20 mph
160 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the north leg of NE 106 Street	300 feet south of marked school crosswalk located at the north leg of NE 106 Street	20 mph
NE 109 Street/NE 110 Street	Both ways	300 feet east of marked school crosswalk located at the west leg of 162 Avenue NE	300 feet west of marked school crosswalk located at the west leg of 162 Avenue NE	20 mph
NE 112 Street	Both ways	300 feet east of marked	300 feet west of marked	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		school crosswalk located at the east leg of 161 Court NE	school crosswalk located at the east leg of 161 Court NE	
166 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the south leg of NE 110 Street	300 feet south of marked school crosswalk located at the south leg of NE 110 Street	20 mph
166 Avenue NE	Both ways	300 feet north of school and school playground property located at 10055 – 166 Avenue NE	300 feet south of school and school playground property located at 10055 – 166 Avenue NE	20 mph
NE 104 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 166 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 166 Avenue NE	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
NE 104 Street	Both ways	300 feet east of marked school crosswalk located at the west leg of 166 Avenue NE	300 feet west of marked school crosswalk located at the west leg of 166 Avenue NE	20 mph
NE 104 Street	Both ways	300 feet east of mid-block marked school crosswalk located between 170 Avenue NE and 171 Avenue NE	300 feet west of mid-block marked school crosswalk located between 170 Avenue NE and 171 Avenue NE	20 mph
NE 104 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 172 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 172 Avenue NE	20 mph
NE 104 Street	Both ways	300 feet east of mid-block marked school crosswalk located 600	300 feet west of mid-block marked school crosswalk located 600	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		feet east of 172 Avenue NE	feet east of 172 Avenue NE	
NE 104 Street	Both ways	300 feet east of mid-block marked school crosswalk located 890 feet east of 172 Avenue NE	300 feet west of mid-block marked school crosswalk located 890 feet east of 172 Avenue NE	20 mph
166 Avenue NE	Both ways	300 feet north of mid-block marked school crosswalk located between NE 90 Court and NE 91 Street	300 feet south of mid-block marked school crosswalk located between NE 90 Court and NE 91 Street	20 mph
NE 80 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 168 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 168 Avenue NE	20 mph
140 Avenue NE	Both ways	300 feet north of marked school crosswalk	300 feet south of marked school crosswalk	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		located at the south leg of NE 74 Street	located at the south leg of NE 74 Street	
NE 75 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 134 Avenue NE	300 feet west of marked school crosswalk located at the east leg of 134 Avenue NE	20 mph
NE 75 Street	Both ways	300 feet east of marked school crosswalk located at the east leg of 135 Place NE	300 feet west of marked school crosswalk located at the east leg of 135 Place NE	20 mph
152 Avenue NE/NE 60 Street	Both ways	300 feet north of school and school playground property located at 6101 – 152 Avenue NE	300 feet east of school and school playground property located at 6101 – 152 Avenue NE	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
Old Redmond Road	Both ways	300 feet east of marked school crosswalk located at the west leg of 151 Avenue NE	300 feet west of marked school crosswalk located at the west leg of 151 Avenue NE	20 mph
180 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the north leg of NE 28 Street	300 feet south of marked school crosswalk located at the north leg of NE 28 Street	20 mph
180 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the north leg of NE 30 Street	300 feet south of marked school crosswalk located at the north leg of NE 30 Street	20 mph
180 Avenue NE	Both ways	300 feet north of marked school crosswalk located at the	300 feet south of marked school crosswalk located at the	20 mph

State Route No./City Street Designation	Traffic Direction	From	To	Maximum Speed
		south leg of NE 33 Street	south leg of NE 33 Street	
NE 122 Street	**Both ways**	**300 feet west of school and school playground property located at 12101 – 172 Avenue NE**	**300 feet east of school and school playground property located at 12101 – 172 Avenue NE**	**20 mph**
172 Avenue NE	**Both ways**	**300 feet north of school and school playground property located at 12101 – 172 Avenue NE**	**300 feet south of school and school playground property located at 12101 – 172 Avenue NE**	**20 mph**

[~~10.24.070 TRAFFIC SIGNAL TIMING.~~

~~THE TRAFFIC ENGINEER IS AUTHORIZED TO REGULATE THE TIMING OF TRAFFIC SIGNALS SO AS TO PERMIT THE MOVEMENT OF TRAFFIC IN AN ORDERLY AND SAFE MANNER UPON THE PUBLIC STREETS.~~]

Section 9. Amendment of Section. RMC 10.25.030, Restrictions on Use, is hereby amended to read as follows:

10.25.030 Restrictions on use.

The use of automated traffic safety cameras is subject to the following restrictions:

A. Use of automated traffic safety cameras is restricted to school speed zones only.

B. Automated traffic safety cameras may only take pictures of the vehicle and vehicle license plate and only while an infraction is occurring. Pictures taken by automated traffic safety cameras must not reveal the face of the [~~DRIVER~~] **vehicle operator** or any passenger in the vehicle.

C. (Repealed)

D. All locations where an automated traffic safety camera is used must be clearly marked with signage installed at least 30 days before the camera becomes operational. The signage must clearly inform drivers that they are entering an area where traffic violations are enforced by an automated traffic safety camera. Additionally, in school speed zones, the signage must explicitly indicate that automated safety cameras are being used to enforce school speed zone laws.

Section 10. Amendment of Chapter. RMC 10.28, Turning Movements, is hereby amended to read as follows:

Sections:
~~10.28.010 AUTHORITY TO PLACE – COMPLIANCE, MARKERS.~~ **Repealed.**
10.28.020 Restricted turn signs – Authority to place.
10.28.030 Compliance with no turn signs.
10.28.040 Cutting corner prohibited.

[~~10.28.010 AUTHORITY TO PLACE – COMPLIANCE, MARKERS.~~

~~A. THE TRAFFIC ENGINEER IS AUTHORIZED TO PLACE MARKERS, BUTTONS, OR SIGNS WITHIN OR ADJACENT TO INTERSECTIONS INDICATING THE COURSE TO BE TRAVELED BY VEHICLES TURNING AT SUCH INTERSECTIONS IN ACCORDANCE WITH THE PROVISIONS OF THIS TITLE AND RCW 46.36.060.~~

~~B. WHEN AUTHORIZED MARKERS, BUTTONS, OR OTHER INDICATIONS ARE PLACED WITHIN AN INTERSECTION INDICATING THE COURSE TO BE TRAVELED BY VEHICLES TURNING THEREAT, NO OPERATOR OF A VEHICLE SHALL DISOBEY THE DIRECTIONS OF SUCH INDICATIONS.~~]

10.28.020 Restricted turn signs – Authority to place.

The **City** Traffic Engineer is hereby authorized to determine those intersections at which operators of vehicles shall not make a right, left, or "U" turn, and shall place proper signs at such intersections. The making of such turns may be prohibited between certain hours of any day and permitted at other hours, [~~IN WHICH EVENT THE SAME~~] **and any day or time restrictions for such turns** shall be plainly

indicated on the signs, or they may be removed when such turns are permitted.

10.28.030.

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10.28.040 Cutting corner prohibited.

It is unlawful for any person operating a motor vehicle upon any public [~~ROADWAY~~] **street** within the City to turn such vehicle either to the right or to the left upon approaching or leaving any intersection and to proceed across any property, whether publicly or privately owned and/or maintained, for the purpose of avoiding the intersection or any traffic-control sign or device controlling the intersection, unless so directed by proper authorities.

Section 11. Amendment of Chapter. RMC 10.32, One-way Streets and Alleys, is hereby amended to read as follows:

Sections:
10.32.010 Signs.
10.32.020 Driving regulations.
~~10.32.030 RESTRICTED MOVEMENT ON STREETS DURING CERTAIN PERIODS.~~ **Repealed.**
~~10.32.040 SCHEDULE.~~ **Repealed.**

10.32.010 Signs.

[~~WHENEVER THE LEGISLATIVE AUTHORITY OF THE CITY SHALL DESIGNATE ANY ONE-WAY STREET OR ALLEY, THE CITY ENGINEER SHALL PLACE AND MAINTAIN SIGNS GIVING NOTICE THEREOF, AND NO SUCH~~

~~DESIGNATION SHALL BE EFFECTIVE UNLESS SUCH SIGNS ARE IN PLACE. SIGNS INDICATING THE DIRECTION OF LAWFUL TRAFFIC MOVEMENT SHALL BE PLACED AT EVERY INTERSECTION WHERE MOVEMENT OF TRAFFIC IN THE OPPOSITE DIRECTION IS PROHIBITED.~~] **The City Traffic Engineer is authorized to designate any street, parts of streets, or alley as one-way following the completion of appropriate traffic and engineering studies. Proposed one-way designations will be submitted to the City Council for approval. Upon approval, the City Traffic Engineer will install and maintain appropriate markings, signage, barriers or other devices to clearly indicate the one-way designation. Directional signs shall be placed at every intersection where traffic movement in the opposite direction is prohibited.**

It is unlawful for any person to operate any vehicle in violation of such markings, signs, barriers, or other devices so placed in accordance with this section.

10.32.020 Driving regulations.

[~~UPON THOSE~~] **On** streets**,** and parts of streets**,** and [~~IN THOSE]~~ alleys designated **as one-way** by **the** [~~ORDER, RULE OR REGULATION OF THE LEGISLATIVE~~] authority of the City**, and** subject to the approval of the [~~STATE HIGHWAY COMMISSION~~] **Washington State Department of Transportation** in cases involving state highways, vehicular traffic shall move only

in the [~~INDICATED~~] **designated** direction**, provided that** [~~WHEN~~] signs indicating [~~THE~~] **such** direction of traffic are [~~ERECTED~~] **installed** and maintained at every intersection where movement in the opposite direction is prohibited. A vehicle passing [~~AROUND A ROTARY TRAFFIC ISLAND~~] **through a modern roundabout** shall be driven only to the right of [~~SUCH~~] **the center** island.

[~~10.32.030 RESTRICTED MOVEMENT ON STREETS DURING CERTAIN PERIODS.~~

~~A. THE CITY TRAFFIC ENGINEER MAY, AS AUTHORIZED BY THE LEGISLATIVE AUTHORITY OF THE CITY BY ORDER, RULE OR REGULATION DULY ADOPTED, DESIGNATE STREETS, PARTS OF STREETS, OR SPECIFIC LANES THEREON UPON WHICH VEHICULAR TRAFFIC SHALL PROCEED IN ONE DIRECTION DURING ONE PERIOD AND THE OPPOSITE DIRECTION DURING ANOTHER PERIOD OF THE DAY AND SHALL PLACE AND MAINTAIN APPROPRIATE MARKINGS, SIGNS, BARRIERS OR OTHER DEVICES TO GIVE NOTICE THEREOF. THE CITY TRAFFIC ENGINEER MAY ERECT SIGNS TEMPORARILY DESIGNATING LANES TO BE USED BY TRAFFIC MOVING IN A PARTICULAR DIRECTION, REGARDLESS OF THE CENTERLINE OF THE ROADWAY.~~

~~B. IT IS UNLAWFUL FOR ANY PERSON TO OPERATE ANY VEHICLE IN VIOLATION OF SUCH MARKINGS, SIGNS, BARRIERS, OR OTHER DEVICES SO PLACED IN ACCORDANCE WITH THIS SECTION.~~

~~**10.32.040 SCHEDULE.**~~

~~WHEN SIGNS ARE ERECTED IN CONFORMANCE WITH THIS CHAPTER PURSUANT TO THE DIRECTION OF THE LEGISLATIVE AUTHORITY OF THE CITY, TRAFFIC FLOW SHALL BE AS FOLLOWS:~~

~~**STREET/ALLEY HIGHWAY**~~	~~**DIRECTION OF TRAVEL**~~	~~**FROM**~~	~~**TO**~~
~~GILMAN STREET~~	~~ONE-WAY NORTHBOUND~~	~~CLEVELAND ST.~~	~~REDMOND WAY~~
~~REDMOND WAY~~	~~ONE-WAY WESTBOUND~~	~~AVONDALE WAY~~	~~161ST AVE. N.E.~~
~~CLEVELAND ST.~~	~~ONE-WAY EASTBOUND~~	~~REDMOND WAY AT 160TH AVE. N.E.~~	~~REDMOND WAY AT AVONDALE WAY~~
~~148 AVENUE N.E.~~	~~BOTH WAYS~~	~~6000 BLOCK~~	~~WILLOWS ROAD N.E.~~]

Section 12. Adoption of Chapter. RMC 10.34, Shared Streets, is hereby adopted to read as follows:

Sections:
10.34.010 Signs.
10.34.020 Driving regulations.

10.34.010 Signs.

The City Traffic Engineer is authorized to designate any non-arterial street, parts of streets, or alley as shared street following the completion of appropriate traffic and

engineering studies, per Senate Bill 5595. Proposed shared street designations will be submitted to the City Council for approval. Upon approval, the City Traffic Engineer will install and maintain appropriate markings, signage, barriers or other devices to clearly indicate the shared street designation.

10.34.020 Driving regulations.

Vehicular traffic traveling along a shared street shall yield the right-of-way to any pedestrian, bicyclist, or operator of a micromobility device on the shared street. A bicyclist, or operator of a micromobility device shall yield the right-of-way to any pedestrian on a shared street.

Section 13. Amendment of Chapter. RMC 10.36, Special Stops, is hereby amended to read as follows:

Sections:
10.36.010 Emerging from alley or private driveway.
~~10.36.020 ARTERIAL HIGHWAYS DESIGNATED.~~ **Repealed.**
10.36.030 Stop signs on [~~ARTERIALS~~] **streets**.
~~10.36.040 OTHER INTERSECTIONS WHERE STOP REQUIRED.~~ **Repealed.**
~~10.36.050 DESIGN OF STOP SIGNS.~~ **Repealed.**
10.36.060 Obstructing traffic.
10.36.070 Obeying railroad signals.

10.36.010 Emerging from alley or private driveway.

A. It is unlawful for the operator of a vehicle, bicycle, or micromobility device, to emerge from any alley, driveway, building exit, private way, [~~OR~~] private property or from off

the roadway of any public [~~HIGHWAY,~~] **street** onto [~~THE ROADWAY OF ANY PUBLIC HIGHWAY~~] or across a sidewalk or into the sidewalk area extending across any such alley, driveway, building exit, private way or private property without bringing such vehicle to a full stop and yielding the right-of-way to all pedestrians upon the sidewalk and all vehicles upon the public highway.

B. No vehicle shall back into or out of an alley, except when the [~~SAME~~] **alley** is obstructed.

C. No [~~DRIVER~~] **vehicle operator** shall enter any street at any point other than a street intersection at a rate of speed exceeding five miles an hour, nor operate a vehicle in excess of fifteen miles per hour in any alley.

[~~10.36.020 ARTERIAL HIGHWAYS DESIGNATED.~~

~~THOSE STREETS AND PARTS OF STREETS DESIGNATED BY ORDINANCE OR RESOLUTION OF THE CITY AS ARTERIALS AND THOSE STREETS FORMING A PART OF THE ROUTE OF STATE HIGHWAYS ARE HEREBY DECLARED TO BE ARTERIAL STREETS AND HIGHWAYS FOR THE PURPOSES OF THIS SECTION.~~]

10.36.030 Stop signs on [~~ARTERIALS~~] streets.

[~~EXCEPT ON SUCH STREETS THAT FORM A PART OF THE ROUTE OF A PRIMARY OR SECONDARY STATE HIGHWAY UPON WHICH THE STATE LAW REQUIRES THE STATE HIGHWAY COMMISSION TO INSTALL, OPERATE,~~

~~MAINTAIN, AND CONTROL TRAFFIC CONTROL DEVICES, WHENEVER ANY ORDINANCE OR RESOLUTION OF THE CITY DESIGNATES AND DESCRIBES AN ARTERIAL HIGHWAY, IT SHALL BE THE DUTY OF THE TRAFFIC ENGINEER TO PLACE AND MAINTAIN A STOP SIGN ON EACH AND EVERY STREET INTERSECTING THE ARTERIAL HIGHWAY.~~] **The City Traffic Engineer has the authority to place and maintain a stop sign on each and every street intersecting a state highway. No traffic control sign or device shall be installed or maintained on any city street that is part of a designated primary or secondary state highway without prior approval from the Washington State Department of Transportation, as required by state law.**

[~~10.36.040 OTHER INTERSECTIONS WHERE STOP REQUIRED.~~

~~THE TRAFFIC ENGINEER IS HEREBY AUTHORIZED TO DETERMINE AND DESIGNATE INTERSECTIONS WHERE A PARTICULAR HAZARD EXISTS UPON OTHER THAN ARTERIAL HIGHWAYS AND TO DETERMINE WHETHER VEHICLES SHALL STOP AT ONE OR MORE ENTRANCES TO ANY SUCH STOP INTERSECTION, AND SHALL ERECT A STOP SIGN AT EVERY SUCH PLACE WHERE A STOP IS REQUIRED.~~

~~10.36.050 DESIGN OF STOP SIGNS.~~

~~EVERY STOP SIGN SHALL BE OF THE STANDARD DESIGN ADOPTED BY THE STATE HIGHWAY COMMISSION.~~]

10.36.060 Obstructing traffic.

No [~~OPERATOR~~] **vehicle** shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle [~~HE IS OPERATING~~] without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic control signal indication to proceed.

10.36.070 Obeying railroad signals.

No person shall drive any vehicle through, around, or under any crossing gate, barrier or signal at a railroad grade crossing while the gate, barrier or signal is closed or is being opened or closed or is [~~SIGNALLING~~] **signaling** the approach of a train.

Section 14. Amendment of Chapter. RMC 10.40, Driving Rules, is hereby amended to read as follows:

Sections:

10.40.010 **[~~COASTERS~~]** **Non-motorized skateboards**, roller skates – Use restricted.
10.40.020 Authorized emergency vehicles.
10.40.030 Driving through funeral or other procession.
~~10.40.040 OPERATORS IN A PROCESSION.~~ **Repealed.**
~~10.40.050 FUNERAL PROCESSIONS TO BE IDENTIFIED.~~ **Repealed.**
10.40.070 Vehicles prohibited on sidewalks.
10.40.080 **[~~CLINGING TO~~]** **Holding onto** moving vehicles.
10.40.090 Boarding or **[~~ALIGHTING~~]** **disembarking** from vehicles.
10.40.100 Unlawful riding.
10.40.105 Inattentive driving.
10.40.110 Railroad trains not to block streets.
10.40.120 Alcoholic beverages in vehicles.
10.40.130 Compression brakes prohibited.
10.40.140 Penalties.

10.40.010 [~~COASTERS~~] Non-motorized skateboards, roller skates – Use restricted.

[~~NO PERSON UPON ROLLER SKATES, OR RIDING IN OR BY MEANS OF ANY COASTER, TOY VEHICLE, OR SIMILAR DEVICE, SHALL GO UPON ANY ROADWAY~~] **Persons using roller skates, non-motorized skateboards, scooters, or similar device, are not allowed to ride such devices on arterial streets** except while crossing a street on a crosswalk. When so crossing, the person shall be granted all of the rights and shall be subject to all of the duties applicable to pedestrians. [~~THIS SECTION SHALL NOT APPLY UPON ANY STREET WHILE SET ASIDE AS A PLAY STREET AS AUTHORIZED BY ORDINANCE OF THE CITY.~~]

10.40.020 Authorized emergency vehicles.

A. The [~~DRIVER~~] **operator** of an authorized emergency vehicle, when responding to an emergency call, when in the pursuit of an actual or suspected violator of the law or when responding to but not returning from a fire alarm, may exercise the privileges set forth in this section, but subject to the conditions herein stated.

B. The [~~DRIVER~~] **operator** of an authorized emergency vehicle may:

1. Park or stand, irrespective of the provisions of this title;

2. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

3. Exceed the speed limits prescribed herein [~~SO LONG AS HE DOES NOT ENDANGER~~] **without endangering** life or property;

4. Disregard regulations governing direction of movement or turning in specified directions.

C. The exemptions herein granted to an authorized emergency vehicle shall apply only when the [~~DRIVER~~] **operator** of such a vehicle while in motion, sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle, except that an authorized emergency vehicle operated as a police vehicle need not be equipped with or display a red light visible from in front of the vehicle.

10.40.030 Driving through funeral or other procession.

No operator of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while they are in motion and when such vehicles are conspicuously

designated **by the display upon the outside of each vehicle of a pennant or other identifying insignia or by such other method as may be determined and designated by the Chief of Police.** [~~AS REQUIRED IN SECTION 10.40.050.~~] This provision shall not apply at intersections where traffic is controlled by traffic control signals unless a police officer is present at the intersections to direct traffic so as to preserve the continuity of the [~~FUNERAL~~] procession.

[~~10.40.040 OPERATORS IN A PROCESSION.~~

~~EACH OPERATOR IN A FUNERAL OR OTHER PROCESSION SHALL DRIVE AS NEAR TO THE RIGHT HAND EDGE OF THE ROADWAY AS PRACTICAL AND SHALL FOLLOW THE VEHICLE AHEAD AS CLOSE AS IS PRACTICAL AND SAFE. (ORD. 304 § 55, 1963).~~

~~10.40.050 FUNERAL PROCESSIONS TO BE IDENTIFIED.~~

~~A FUNERAL COMPOSED OF A PROCESSION OF VEHICLES SHALL BE IDENTIFIED AS SUCH BY THE DISPLAY UPON THE OUTSIDE OF EACH VEHICLE OF A PENNANT OR OTHER IDENTIFYING INSIGNIA OR BY SUCH OTHER METHOD AS MAY BE DETERMINED AND DESIGNATED BY THE CHIEF OF POLICE.~~]

10.40.070 Vehicles prohibited on sidewalks.

The operator of a motor vehicle shall not drive [~~OR PARK~~] within any sidewalk area except at a permanent or temporary

driveway. **Parking a motor vehicle on a sidewalk is also prohibited.**

10.40.080 [~~CLINGING TO~~] Holding onto moving vehicles.

[~~NO PERSON RIDING UPON~~] **Holding onto** any bicycle **(either human-powered or electric-assisted), battery-powered or electric-assisted micromobility device (including but not limited to motorized foot scooters),** motorcycle, [~~COASTER~~] **skateboard**, sled, roller skates, [~~OR ANY~~] toy vehicle**, or** [~~SHALL ATTACH THE SAME OR HIMSELF TO~~] any moving vehicle [~~UPON ANY ROADWAY~~] **is prohibited.**

10.40.090 Boarding or [~~ALIGHTING~~] disembarking from vehicles.

No person shall board or [~~ALIGHT~~] **disembark** from any vehicle while the vehicle is in motion.

10.40.100 Unlawful riding.

[~~NO PERSON SHALL RIDE ON ANY VEHICLE UPON ANY PORTION THEREOF NOT DESIGNATED OR INTENDED TO THE USE OF PASSENGERS. THIS SECTION SHALL NOT APPLY TO AN EMPLOYEE ENGAGED IN THE NECESSARY DISCHARGE OF A DUTY, OR TO PERSONS RIDING WITHIN TRUCK BODIES INTENDED FOR MERCHANDISE, EXCEPT THAT PERSONS BELOW THE AGE OF SIXTEEN MUST BE ACCOMPANIED BY AN ADULT WHEN RIDING WITHIN SUCH TRUCK BODIES.~~] **No person shall ride on any part of a vehicle that is not specifically designed or intended for the use of passengers. This provision shall not**

apply to employees performing necessary duties for their employment or to individuals riding within truck bodies designed for the transport of merchandise; provided, however, that persons under the age of sixteen must be accompanied by an adult when riding within such truck bodies.

10.40.105 Inattentive driving.

It is unlawful for any person to operate a motor vehicle within the City in an inattentive manner. For the purposes of this section, "inattentive [~~MANNER~~]" means the [~~OPERATION~~] **operator** of a motor vehicle [~~IN A MANNER WHICH EVIDENCES A LACK OF~~] **lacks** the degree of attentiveness required to safely operate the vehicle under the prevailing conditions, including but not limited to the nature and condition of the roadway, presence of other traffic, presence of pedestrians and weather conditions. The offense of operating a motor vehicle in an inattentive manner shall be considered to be a lesser offense than, but included in, the offense of operating a motor vehicle in a negligent manner.

10.40.110 Railroad trains not to block streets.

~~[IT IS UNLAWFUL FOR THE DIRECTING OFFICER OR THE OPERATOR]~~ **Commissioned police personnel or operators** of any railroad train [~~TO~~] **shall not** direct the operation [~~OF OR TO OPERATE THE SAME IN SUCH MANNER AS TO PREVENT~~] **of the train**

such that it prevents the use of any street for purposes of travel for a period of time longer than five minutes, except that this provision shall not apply to trains or cars in motion other than those engaged in switching.

10.40.120 Alcoholic beverages in vehicles.

A. It is a traffic infraction:

1. To drink any alcoholic beverage in a motor vehicle when the vehicle is upon a [~~HIGHWAY~~] **street**.

2. For a person to have in [~~HIS~~] **their** possession while in a motor vehicle upon a [~~HIGHWAY~~] **street**, a bottle, can, or other receptacle containing an alcoholic beverage if the container has been opened or a seal broken or the contents partially removed.

3. For the registered owner of a motor vehicle, or the [~~DRIVER~~] **vehicle operator** if the registered owner is not then present in the vehicle, to keep in a motor vehicle when the vehicle is upon a ~~HIGHWAY~~] **street** a bottle, can, or other receptacle containing an alcoholic beverage which has been opened or a seal broken or the contents partially removed, unless the container is kept in the trunk of the vehicle or in some other area of the vehicle not normally occupied by the [~~DRIVER~~] **vehicle operator** or passengers if the vehicle does not have a trunk. A utility compartment or glove

department is deemed to be in the area occupied by the [~~DRIVER~~] **vehicle operator** and passengers.

[~~THIS SECTION DOES NOT APPLY TO A PUBLIC CONVEYANCE THAT HAS BEEN COMMERCIALLY CHARTERED FOR GROUP USE OR TO THE LIVING QUARTERS OF A MOTOR HOME OR CAMPER OR EXCEPT AS OTHERWISE PROVIDED BY RCW 66.44.250 OR ANY OTHER PROVISION OF THE REDMOND MUNICIPAL CODE, TO ANY PASSENGER FOR COMPENSATION IN A FOR-HIRE VEHICLE LICENSED UNDER CITY, COUNTY, OR STATE LAW.~~]

This section shall not apply to public conveyances commercially chartered for group use, to the living quarters of a motor home or camper, or, except as otherwise provided by RCW 66.44.250 or any other provision of the Redmond Municipal Code, to passengers receiving compensation for travel in a for-hire vehicle licensed under city, county, or state law.

B. Any person violating subsection A of this section shall have committed a traffic infraction and shall be assessed a monetary penalty not to exceed two hundred fifty dollars**. The City Council shall establish by resolution a penalty schedule for each such infraction.**

10.40.130.

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10.40.140 Penalties.

Unless otherwise provided, any person violating any of the provisions of this chapter shall be guilty of a traffic infraction, punishable by a maximum fine of one thousand dollars. **The City Council shall establish by resolution a penalty schedule for each such infraction.**

Section 15. Amendment of Chapter. RMC 10.44, Pedestrians, is hereby amended to read as follows:

Sections:
~~10.44.010 USING RIGHT-HALF OF CROSSWALK.~~ **Repealed.**
10.44.020 Crossing streets.
10.44.030 Compliance with bridge and railroad signals.
~~10.44.040 DRIVERS TO EXERCISE DUE CARE.~~ **Repealed.**

[~~10.44.010 USING RIGHT-HALF OF CROSSWALK.~~

~~PEDESTRIANS SHALL MOVE, WHENEVER PRACTICABLE, UPON THE RIGHT-HALF OF CROSSWALKS.~~]

10.44.020 Crossing streets.

A. **All intersections are designated as legal pedestrian crossings, whether or not crosswalks are marked, unless otherwise prohibited by official traffic control devices. A driver must stop and remain stopped for a pedestrian in a marked or unmarked crosswalk.**

B. [~~A.~~] Pedestrians shall not step into that portion of the street open to moving traffic at any point between intersections[~~, IN ANY BUSINESS DISTRICT, ON ANY ARTERIAL HIGHWAY, OR BETWEEN ADJACENT INTERSECTIONS OF STREETS~~

~~PROTECTED BY STOP SIGNS,~~] except at **shared streets,** marked crosswalks or other places specially provided.

C. [~~B.~~] Pedestrians shall not cross street intersections diagonally except at such signalized intersections that provide for a pedestrian all walk phase.

D. [~~C.~~] Pedestrians crossing a roadway other than at intersection crosswalks shall yield the right-of-way to all vehicles upon the roadway.

10.44.030.

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[~~10.44.040 DRIVERS TO EXERCISE DUE CARE.~~

~~NOTWITHSTANDING THE FOREGOING PROVISIONS OF THIS CHAPTER, EVERY OPERATOR OF A VEHICLE SHALL EXERCISE DUE CARE TO AVOID COLLIDING WITH ANY PEDESTRIAN UPON ANY ROADWAY AND SHALL GIVE WARNING BY SOUNDING THE HORN WHEN NECESSARY AND SHALL EXERCISE SPECIAL PRECAUTION UPON OBSERVING ANY CHILD OR ANY CONFUSED OR INCAPACITATED PERSON UPON A ROADWAY.~~]

Section 16. Amendment of Chapter. RMC 10.48, Bicycles **and Micromobility**, is hereby amended to read as follows:

Sections:
10.48.010 Effect of regulations.
10.48.020 Obedience to traffic control devices.
10.48.030 Parking.
10.48.035 Combination sidewalk/bike lanes.
10.48.040 Riding on sidewalk.
10.48.050 Penalty for violation.

10.48.010 Effect of regulations.

A. The parent of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this chapter.

B. The regulations applicable to bicycles **and micromobility** shall apply whenever a bicycle **or micromobility device** is operated upon any street, public path set aside for the exclusive use of bicycles, and any combination sidewalk/bike lane established pursuant to Section 10.48.035, subject to those exceptions stated herein.

10.48.020 Obedience to traffic control devices.

A. Any person operating a bicycle **(either human-powered or electric-assisted) or micromobility device** shall obey the instructions of official traffic control signals, signs, and other control devices applicable to vehicles, unless otherwise directed by a police officer.

B. Whenever authorized signs are erected indicating that no right or left or "U" turn is permitted, no person operating a bicycle **or micromobility device** shall disobey the direction of any such sign, except where the person dismounts from the bicycle to make a turn, in which event the person shall then obey the regulations applicable to pedestrians.

10.48.030 Parking.

[~~NO PERSON SHALL PARK A BICYCLE UPON A STREET OTHER THAN UPON THE ROADWAY AGAINST THE CURB OR UPON THE SIDEWALK IN A RACK TO SUPPORT THE BICYCLE OR AGAINST A BUILDING OR AT THE CURB, IN SUCH A MANNER AS TO AFFORD THE LEAST OBSTRUCTION TO PEDESTRIAN TRAFFIC.~~]

A. No person shall park a bicycle or micromobility device on a street except in one of the following locations:

1. On the roadway, positioned close to and parallel with the curb;

2. On the sidewalk, placed in a bicycle or micromobility rack, against a building or at the curb; or

3. In a designated bicycle or micromobility parking area.

B. In all cases, the bicycle or micromobility device must be parked in a manner that causes the least obstruction to pedestrian traffic.

10.48.035 Combination sidewalk/bike lanes.

The [~~DIRECTOR OF PUBLIC WORKS~~] **City Traffic Engineer** is authorized to establish and designate certain sidewalks or portions of sidewalks within the City as combination sidewalk/bike lanes where such action is appropriate in light of the conditions of the adjacent roadway and vehicular and

pedestrian traffic. The regulations set forth in Section 10.48.040 shall apply to the operation of a bicycle **or micromobility device** on a combination sidewalk/bike lane.

10.48.040 Riding on sidewalk.

A. No person shall ride a bicycle **(either human-powered or electric-assisted) or battery-powered or electric-assisted micromobility device (including but not limited to motorized foot scooters)** upon a sidewalk within the [~~CITY CENTER ZONE AS DESIGNATED ON THE OFFICIAL CITY ZONING MAP~~] **Pedestrian Priority Zone as designated in the most current version of the Redmond Comprehensive Plan**, except that:

1. Bicycles **and micromobility devices** may be ridden on any sidewalk which has been designated a combination sidewalk/bike lane in accordance with Section 10.48.035; and

2. **Bicycles and micromobility devices shall be operated safely and cautiously while on sidewalks, yielding to pedestrians at all times; and**

3. This prohibition shall not apply to **commissioned** police personnel while engaged in the performance of their official duties.

B. The [~~DIRECTOR OF PUBLIC WORKS~~] **City Traffic Engineer** is authorized to erect signs on any sidewalk or [~~ROADWAY~~] **street** prohibiting the riding of bicycles **or micromobility**

device thereon by any person. [~~WHEN THE SIGNS ARE IN PLACE, NO PERSON SHALL DISOBEY THE SAME~~] **Once such signs are posted, no person shall fail to comply with the restrictions indicated.**

C. Whenever any person is riding a bicycle **or micromobility device** upon a sidewalk or combination sidewalk/bike lane, such person shall yield the right-of-way to any pedestrian and shall give an audible signal before overtaking and passing any pedestrian.

10.48.050.

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Section 17. Amendment of Chapter. RMC 10.52, Stopping, Standing, Parking, is hereby amended to read as follows:

Sections:
10.52.010 Application of chapter.
10.52.020 Regulations not exclusive.
10.52.030 Standing or parking close to curb.
~~10.52.040 LOADING, UNLOADING AT ANGLE TO CURB – PERMIT REQUIRED.~~ **Repealed.**
10.52.050 Curb loading zones designated.
~~10.52.060 STANDING VEHICLE IN PASSENGER CURB LOADING ZONE.~~ **Repealed**
~~10.52.070 STANDING VEHICLE IN FREIGHT CURB LOADING ZONE.~~ **Repealed**
10.52.080 Designation of public **bus stops, areas for hire vehicles or other motor vehicles on public streets** [~~CARRIER STANDS~~].
10.52.090 Repealed.
10.52.100 Obstructing traffic.
10.52.105 Time-limited parking.
10.52.110 All day parking.
10.52.120 Parking in alleys.
10.52.130 Parking for certain purposes prohibited.

10.52.135 Authority to establish parking regulations.
10.52.145 Fire lanes.
10.52.190 Overhang of vehicles.
10.52.200 Signs.
~~10.52.210 PARKING RESTRICTED.~~ **Repealed.**
10.52.215 Leaving unattended children in parked or standing vehicles.
10.52.216 Leaving or confining animal in unattended vehicle.
10.52.220 Additional parking restrictions in residential areas – Length restrictions.

10.52.010.

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10.52.020.

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10.52.03.

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[~~10.52.040 LOADING, UNLOADING AT ANGLE TO CURB – PERMIT REQUIRED.~~

~~THE TRAFFIC ENGINEER IS HEREBY AUTHORIZED TO ISSUE SPECIAL PERMITS TO PERMIT THE BACKING OF A VEHICLE TO THE CURB FOR THE PURPOSE OF LOADING OR UNLOADING MERCHANDISE OR MATERIALS SUBJECT TO THE TERMS AND CONDITIONS OF SUCH PERMIT. PERMITS MAY BE ISSUED EITHER TO THE OWNER OR LESSEE OF REAL PROPERTY OR TO THE OWNER OF THE VEHICLE AND SHALL GRANT TO SUCH A PERSON THE PRIVILEGE AS THEREIN STATED AND AUTHORIZED HEREIN. IT IS UNLAWFUL FOR ANY PERMITTEE OR OTHER PERSON TO VIOLATE ANY OF THE SPECIAL TERMS OR CONDITIONS OF ANY SUCH~~

~~PERMIT; PROVIDED, HOWEVER, THAT NO PERMIT ISSUED HEREUNDER SHALL BE EXCLUSIVE.~~]

10.52.050 Curb loading zones designated.

The **City** Traffic Engineer is hereby authorized to determine the location of passenger**, deliveries,** and freight curb loading zones and shall place and maintain appropriate signs indicating the same and stating the hours during which the provisions of this section are applicable. No person shall be granted [~~THE RIGHT~~] **exclusive rights**, use, or [~~FRANCHISE~~] **privileges** for vehicle parking on any portion of [~~THE SURFACE AREA OF~~] any public [~~HIGHWAY~~] **street** [~~TO THE EXCLUSION OF ANY OTHER LIKE PERSON~~] **that would exclude others from the same right**.

[~~10.52.060 STANDING VEHICLE IN PASSENGER CURB LOADING ZONE.~~

~~NO PERSON SHALL STOP, STAND OR PARK A VEHICLE FOR ANY PURPOSE OR PERIOD OF TIME OTHER THAN FOR THE EXPEDITIOUS LOADING OR UNLOADING OF PASSENGERS IN ANY PLACE MARKED AS A PASSENGER CURB LOADING ZONE DURING HOURS WHEN THE REGULATIONS APPLICABLE TO CURB LOADING ZONES ARE EFFECTIVE, AND THEN ONLY FOR A PERIOD NOT TO EXCEED THREE MINUTES.~~

~~10.52.070 STANDING VEHICLE IN FREIGHT CURB LOADING ZONE.~~

~~A. NO PERSON SHALL STOP, STAND, OR PARK A VEHICLE FOR ANY PURPOSE OR LENGTH OF TIME OTHER THAN FOR THE EXPEDITIOUS UNLOADING AND DELIVERY OR PICK-UP AND LOADING OF MATERIALS IN ANY PLACE MARKED AS A FREIGHT CURB LOADING ZONE DURING HOURS WHEN THE PROVISIONS APPLICABLE TO SUCH ZONE ARE IN EFFECT. IN NO CASE SHALL THE STOP FOR LOADING AND UNLOADING OF MATERIALS EXCEED THIRTY MINUTES.~~

~~B. THE OPERATOR OF A PASSENGER VEHICLE MAY STOP TEMPORARILY AT A PLACE MARKED AS A FREIGHT CURB LOADING ZONE FOR THE PASSENGERS WHEN SUCH STOPPING DOES NOT INTERFERE WITH ANY MOTOR VEHICLE USED FOR THE TRANSPORTATION OF MATERIALS WHICH IS WAITING TO ENTER, OR ABOUT TO ENTER, SUCH A ZONE.~~]

10.52.080 Designation of [~~PUBLIC CARRIER STANDS~~] bus stops, areas for hire vehicles or other motor vehicles on public streets.

[~~THE TRAFFIC ENGINEER IS HEREBY AUTHORIZED AND REQUIRED TO ESTABLISH BUS STOPS, BUS STANDS, AND TAXICAB STANDS AND STANDS FOR OTHER PASSENGER COMMON CARRIER MOTOR VEHICLES ON SUCH PUBLIC STREETS IN SUCH PLACES AND IN SUCH NUMBER AS HE SHALL DETERMINE TO BE OF THE GREATEST BENEFIT AND CONVENIENCE TO THE PUBLIC. EVERY SUCH BUS STOP, BUS STAND, TAXICAB STAND, OR OTHER STAND SHALL BE DESIGNATED BY APPROPRIATE SIGNS.~~] **The City Traffic Engineer is hereby authorized and responsible**

for coordinating the establishment of bus stop locations with transit agencies or other users, and for establishing areas for hire vehicles or other motor vehicles on public streets as deemed necessary for the greatest benefit and convenience to the public. Every such bus stop or area for hire vehicles or other motor vehicles shall be designated by appropriate signs.

10.52.090.

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10.52.100 Obstructing traffic.

No person shall park any vehicle upon any street in a manner which obstructs or otherwise interferes with traffic upon the traveled portion of the roadway**, including designated bike lanes.**

10.52.105 Time-limited parking.

A. No person having control of a vehicle may park or stand such vehicle upon any public way or street beyond the time limit stated on any official sign[~~, PLACARD,~~] or pavement marking wherever such official sign[~~, PLACARD,~~] or pavement marking may be located.

B. Where a time limit is established by an official sign[~~, PLACARD,~~] or pavement marking, no person may repark a vehicle on either side of the same street in order to extend

the vehicle's parking time beyond the time limits established. For purposes of this section, a vehicle shall be deemed to be reparked and in violation of this section despite any movement of the vehicle unless the vehicle is moved to a street with a different street name than the street the vehicle was originally parked on.

10.52.110 All day parking.

No person shall park or stand any vehicle upon any street or public way for a period exceeding [~~TWENTY-FOUR~~] **72** hours, regardless of any other regulation then in effect. When any vehicle is parked or stands for a period exceeding [~~TWENTY-FOUR~~] **72** hours, the vehicle shall be deemed to constitute a hazard or obstruction to traffic or an abandoned vehicle and may be impounded as provided in Section 10.04.070.

10.52.120.

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10.52.130.

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10.52.135 Authority to establish parking regulations.

A. The **City** Traffic Engineer [~~OR DESIGNEE~~] is authorized to establish regulations governing the parking of vehicles on city streets and other public ways, including, but not limited to, regulations:

1. Designating either or both sides of any street or public way, or any portion thereof, as a "no parking zone"; and

2. Prescribing limits on the length of time any vehicle may be parked on any street or public way, or any portion thereof;

3. Imposing fees to park vehicles on a street or public way, or any portion thereof, with the minimum and maximum fee established by the City Council resolution as part of the Planning Department fee schedule; and

4. Determining upon which streets or portions thereof vehicles shall be angle parked, as distinguished from parallel parked, and the direction which vehicles shall be so angle parked**; and**

5. Designating accessible parking spaces for the exclusive use of persons with disabilities, in accordance with the Americans with Disabilities Act (ADA).

B. Whenever the **City** Traffic Engineer [~~OR DESIGNEE~~] shall exercise any authority under subsection A of this section, the **City** Traffic Engineer [~~OR DESIGNEE~~] shall erect signs, place markings upon the pavement or curb, or in other appropriate manner give notice that the area has been

designated a no-parking, time-limited-parking, paid parking, or angle-parking-only zone.

C. When official signs, markings or other devices are erected or placed upon any streets or public ways, or any portions thereof, regulating parking by vehicles, no person shall park a vehicle or cause a vehicle to remain on any such street or public way in violation of any such signs, marking or other device. Any person violating any of the regulations established [~~BY THE TRAFFIC ENGINEER OR DESIGNEE,~~] **upon official signs, markings or other devices,** and any person otherwise violating any provision of this chapter, shall have committed a traffic infraction, punishable by a penalty not to exceed $250.00. **The City Council shall establish by resolution a penalty schedule for each such infraction.**

D. [~~THE TRAFFIC ENGINEER OR DESIGNEE IS AUTHORIZED TO ISSUE PARKING PERMITS TO ENABLE VEHICLES TO BE PARKED ON CITY STREETS IN EXCESS OF THE TIME LIMIT ESTABLISHED IN ANY TIME-LIMITED PARKING ZONE WITHIN THE AREA BORDERED BY NE 90TH STREET ON THE NORTH, 164TH AVENUE NE ON THE EAST, CONTINUING TO 85TH STREET EAST TO 166TH AVENUE NE ON THE EAST, CONTINUING SOUTH TO REDMOND WAY ON THE NORTH, CONTINUING TO CLEVELAND STREET ON THE SOUTH, TO LEARY WAY ON THE SOUTH, CONTINUING TO 159TH PLACE NE ON THE WEST, BEAR CREEK PARKWAY ON THE SOUTH~~

~~AND CONTINUING ON REDMOND WAY TO THE SAMMAMISH RIVER ON THE WEST AND NE 85TH STREET ON THE WEST UP TO 154TH AVENUE. PERMITS SHALL BE VALID FOR THE TIME PERIOD IN WHICH THEY ARE ISSUED AND MAY BE RENEWED FOR SPECIFIED TIME PERIOD. WHEN PROPERLY DISPLAYED ACCORDING TO INSTRUCTIONS PROVIDED BY THE TRAFFIC ENGINEER OR DESIGNEE, THE PARKING PERMIT SHALL ENTITLE THE VEHICLE TO BE PARKED ON THE STREET WITHOUT COMPLYING WITH ANY TIME-LIMIT IMPOSED UNDER SUBSECTION A.2 OF THIS SECTION. ALL OTHER PARKING REGULATIONS IMPOSED UNDER THIS CHAPTER SHALL CONTINUE TO APPLY AND THE PERMIT SHALL NOT AUTHORIZE NONCOMPLIANCE WITH ANY OTHER SUCH REGULATION. THE FEE FOR PARKING PERMITS SHALL BE ESTABLISHED BY COUNCIL RESOLUTION AS PART OF THE PLANNING DEPARTMENT FEE SCHEDULE~~]

An on-street permitted parking program may be established under the authority of the City Traffic Engineer. Once established, all other parking regulations imposed under this chapter shall continue to apply and permits shall not authorize noncompliance with any other regulation. Proposed changes to fees for parking permits shall be submitted to Council for approval.

10.52.145 Fire lanes.

A. Fire Lane Parking Prohibited.

1. No person shall stop, stand or park a vehicle or maintain any obstruction within any fire lane.

2. If any motor vehicle without [~~A DRIVER~~] **an operator** is found parked in violation of this section, the law enforcement officer **as defined under subsection B.2** finding the vehicle shall take its registration number and may take any other information which may identify its owner or user and shall conspicuously affix to the vehicle a notice of traffic infraction. Vehicles in violation may also be immediately impounded at the expense of the violator.

B. Definitions.

1. Fire Lane. Fire lanes shall be clearly designated in accordance with Redmond Fire Department standards.

2. "Law enforcement officer" means any general authority, limited authority, or specially commissioned Washington peace officer or federal peace officer as those terms are defined in RCW 10.93.020, and other public officers who are responsible for enforcement of fire, building, zoning, and life and safety codes.

10.52.190.

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10.52.200 Signs.

Whenever any parking time limit is imposed, or stopping, standing or parking is prohibited on designated streets or portions thereof, it shall be the duty of the **City** Traffic Engineer to erect appropriate signs giving notice thereof. No such regulations shall be effective unless the signs are erected and in place at the time of any alleged violation. The curb of that portion of the street where parking is prohibited may be marked with a yellow color in lieu of or in conjunction with such signs. The absence of such signs or markings shall not excuse a violation of the prohibited parking places specified in RCW 46.48.270 or as set forth in this title as to parking places of general application.

[~~10.52.210 PARKING RESTRICTED.~~

~~IN ORDER TO RELIEVE TRAFFIC CONGESTION AND FACILITATE THE ORDERLY MOVEMENT AND SAFETY OF TRAFFIC, INCLUDING BICYCLE TRAFFIC, AS PROVIDED IN SECTION 10.52.170*, THE STOPPING, STANDING AND PARKING OF VEHICLES IS RESTRICTED AND PROHIBITED AT ALL TIMES UPON THE WESTERLY SIDE OF WEST LAKE SAMMAMISH PARKWAY N.E. (SR 901) FROM N.E. 20TH STREET TO N.E. 51ST STREET.~~]

10.52.215 Leaving unattended children in parked or standing vehicles.

[~~NO PERSON, WHILE OPERATING OR IN CHARGE OF A MOTOR VEHICLE, SHALL PARK OR WILFULLY ALLOW SUCH VEHICLE TO STAND UPON A PUBLIC STREET, PUBLIC WAY OR IN A PUBLIC PLACE OPEN TO THE PUBLIC, LEAVING ANY CHILD OR CHILDREN UNDER THE AGE OF EIGHT YEARS UNATTENDED THEREIN. FOR THE PURPOSES OF THIS SECTION, "UNATTENDED" MEANS WHERE NO RESPONSIBLE PERSON OVER TWELVE YEARS OF AGE IS PHYSICALLY PRESENT IN SUCH VEHICLE AND HAS IMMEDIATE CONTROL OVER SUCH CHILD OR CHILDREN OR THE PERSON OPERATING OR IN CHARGE OF SUCH VEHICLE IS NOT IN THE IMMEDIATE VICINITY WHERE SUCH CHILD OR CHILDREN CAN BE SEEN OR HEARD BY SUCH PERSON~~] **No person operating or responsible for a motor vehicle shall park or knowingly allow the vehicle to remain standing on a public street, public way, or in any publicly accessible area while leaving a minor child, or child(ren) under the age of sixteen years, unattended in the vehicle in a manner that poses a risk to the child's health, safety, or well-being. A child is considered "unattended" when no person capable of supervising the child is present in the vehicle, or the operator is not in the immediate vicinity and unable to monitor the child.** Violations [~~SHALL BE PUNISHED~~] **are subject to penalties** as provided in Section 1.01.110 of this code.

10.52.216 Leaving or confining animal in unattended vehicle.

The following statutes of the State of Washington, including any future amendments, additions thereto and repeals thereof, are adopted by reference and incorporated herein by this reference as if set forth in full: RCW 16.52.340**: Leave or confine any animal in unattended motor vehicle or enclosed space—Class 2 civil infraction—Officers' authority to reasonably remove animal**

10.52.220.

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Section 18. Amendment of Chapter. RMC 10.56, Restricting Traffic on Certain Streets, is hereby amended to read as follows:

10.56.010 Certain vehicles on streets restricted.

A. The **City** Traffic Engineer is hereby authorized to determine and designate [~~THOSE HEAVILY TRAVELED STREETS UPON WHICH SHALL BE PROHIBITED THE USE OF THE ROADWAY BY MOTOR-DRIVEN CYCLES~~] **streets which shall be prohibited for use by motorcycles,** bicycles **(either human-powered or electric-assisted), micromobility device (including but not limited to motorized foot scooters),** [~~HORSEDRAWN VEHICLES,~~] or other nonmotorized traffic[~~, AND SHALL~~]**. Designated restrictions will be submitted to the City Council for approval. Upon approval, the City Traffic Engineer will** erect appropriate signs giving notice thereof.

B. When signs are so erected giving notice thereof, no person shall disobey the restrictions stated on such signs.

Section 19. Amendment of Chapter. RMC 10.62, Permits for Special Events, is hereby amended to read as follows:

10.62.010 Purpose.

A. It is the purpose of this code to provide for the issuance of special event permits for events conducted on the public streets, [~~RIGHTS-OF-WAY~~] **right of way**, and public property of the City in the interest of public health, safety and welfare; and to provide for fees, charges and procedures required to administer the permit process.

10.62.020.

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10.62.030.

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10.62.040 Definitions.

A. The following words and phrases when used in this chapter shall mean:

"Admission tax" means a tax of five percent on the amount paid for admission to a theater, public dance or dance hall, amphitheater, auditorium, stadium, athletic park or field, cabaret, circus, carnival, swimming pool, skating rink, exhibition, amusement park or side show, picnic ground, or

any other similar type of place. [~~ALSO, MEANS~~] **"Admission tax" also means** a charge for season tickets or subscriptions, or a cover charge to clubs, lounges or similar places (RMC 3.28).

"Annual event" means an event produced on a recurring basis each year, scheduled on or about the same date, which may have previously complied with the permit requirements of this code.

"Applicant" means a person, organization or agent authorized to obtain a permit on behalf of an organization, which completes the application to conduct an event governed by this chapter, and who is the primary contact for the special event. The applicant must be 21 years of age or older. The applicant shall be the person, organization, company or corporation conducting the event.

"Demonstration" means a public display of group opinion as by a rally or march, the principal purpose of which is expressive activity.

"Event organizer" means any person who conducts, manages, promotes, organizes, aids or solicits attendance at a special event.

"Event participants" means persons in attendance at an event, including spectators, vendors, event staff, city staff and all others present for the purpose of the event.

"Event management company" means an entity with expertise in managing special events.

"Expressive activity" means the conduct of activity for which the sole or principal purpose is the expression, dissemination, or communication by verbal, literary, or auditory means of political or religious opinion, views, or ideas and for which no fee or donation is charged or required as a condition of participation in or attendance at such activity. For purposes of this chapter, expressive activity does not include fairs, festivals, concerts, performances, parades, athletic events, fundraising events, or events in which the principal purpose is entertainment.

"Fair/festival/carnival" means a stationary event, held for one or more days.

"Fundraising event" means a special event held by a nonprofit entity that is primarily for the purpose of fundraising for the benefit of the sponsoring organization or nonprofit.

"Master Event business license" means a license that is applicable for events in which multiple vendors or dealers

are selling goods or services at a single location, and individual vendors are not required to obtain separate business licenses, and which meets the City's criteria for dates and duration.

"March" means an organized walk or event whose principal purpose is expressive activity in service of a public cause.

"Nonprofit or charitable organization" means an organization, corporation or association organized and operated for the advancement, appreciation, public exhibition or performance, preservation, study and/or teaching of the performing arts, visual arts, history, science, or a public charity providing social or human services or public education and which is currently recognized by the United States of America as exempt from federal income tax pursuant to Section 501(c)(1) or (3) of the Internal Revenue Code as now existing or hereafter amended.

"Parade" means any organized group marching or in procession, whether on foot, animal, or vehicle, held on public streets, sidewalks, trails, and/or public place.

"Race/run" means an organized event conducted on a public street, sidewalk, or trail in which 10 or more persons participate by walking, running, riding a bicycle **or micromobility device**, or operating a wheelchair.

"Rally" means a gathering whose principal purpose is expressive activity, especially one intended to inspire enthusiasm for a cause.

"Sidewalk" means that portion of a right-of-way, other than the roadway, set apart by curbs, barriers, markings, or other delineation for pedestrian travel.

"Sign" means any sign, pennant, flag, banner, inflatable display, or other attention-seeking device.

"Site map" means a map and plan developed by the applicant to identify the key features and elements of the special event at the specified special event venue.

"Special event committee" means representatives assigned by their respective department directors to represent the interests of their department or division as it relates to the issuance of special event permits.

"Special event" means any activity including, but not limited to a fair, festival, concert, demonstration, rally, performance, show, parade, run/walk/cycle, or other publicly attended activity, entertainment or celebration which is held in whole or in part upon publicly owned property, streets, sidewalks, trails, walkways or on other public [~~RIGHTS-OF-WAY~~] **right-of-way**, or if occurring on private property, will nevertheless affect, impact or interfere with the standard,

ordinary and normal use of public property, streets, [~~RIGHTS-OF-WAY~~] **right-of-way**, walkways, or sidewalks by the general public within the vicinity of such event and/or requires the use of city services.

"Special event permit" means a permit issued under this chapter.

"Special event venue" means that area or location for which a special event permit has been issued.

"Sponsor" means the person, business, or group responsible for the special event, or the organization that provides financial or other resources for the conduct of a special event.

"Street" means any place that is publicly maintained and open for use by the public for purposes of vehicular travel, [~~INCLUDING HIGHWAYS~~].

"Temporary use permit" means a mechanism by with the City may permit a use on a temporary basis, including: mobile services; group retail sales (swap meets, parking lot sales); retail sales such as Christmas trees, seasonal or agricultural sales; firewood; encampments; vending carts; outdoor art and craft shows and exhibits.

"Tourism event" means any special event that furthers the City's economic development goals, and is primarily

intended to attract participants from out of the immediate area and is eligible to receive funding from lodging tax funds. The receipt of lodging tax funds granted by the City for an event may be contingent upon the issuance of a special event permit and the successful implementation of the event.

"Traffic management plan" means a plan developed by the applicant to identify and mitigate traffic and parking impacts, to propose vehicle and pedestrian route detours, and other solutions necessary to provide for traffic safety at a special event.

"Vendor" means any person who sells or offers to sell any goods, food, or beverages within a special event.

10.62.050 Special event permit required.

A. Except as provided elsewhere in this chapter, any person or entity who conducts, promotes, sponsors or manages a special event that affects the standard and ordinary use of public property, streets, right-of-way, walkways, trails, and/or sidewalks, or if occurring on private property, will nevertheless affect, impact, or interfere with the standard, ordinary and normal use of public property, streets, [~~RIGHTS-OF-WAY~~] **right-of-way**, walkways, or sidewalks by the general public within the vicinity of such event and/or requires the

use of city services, shall first obtain a special event permit from the City.

10.62.060.

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10.62.070.

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10.62.080 Exceptions to special event permit requirement.

A. Although not required to be issued a special event permit, an event organizer of an activity exempted from this chapter is required to comply with all local, state and federal laws and regulations governing public safety or health. The following activities are exempt from having to obtain a special event permit:

1. Funeral procession by a licensed mortuary;

2. Public gatherings of one hundred (100) or fewer people held exclusively in a city park (or a public gathering not exceeding the stated capacity of the park space/facility), unless merchandise or services are offered for sale or trade to the public, in which case a Park Use Permit may be required;

3. Temporary sales conducted by businesses, such as holiday sales, grand opening sales, sidewalk sales, or

anniversary sales that do not impact street or sidewalk [~~RIGHTS-OF-WAY~~] **right-of-way** (A Temporary Use Permit may be authorized by the Planning Director if the proposed use complies with the provisions in the Temporary Use code.);

4. Garage sale, rummage sales, lemonade stands and car washes;

5. Private events and social gatherings and events held entirely on private property that do not involve the use of or have an impact on public property, facilities or streets, other than for lawful parking, and do not require the provision of city public safety services;

6. Activities conducted by a government agency acting within the scope of its authority; and

7. Lawful picketing on sidewalks.

10.62.090 Application and processing of permits and post event evaluation.

A. A special event permit must be obtained from the City to conduct a special event. The following procedure applies:

1. An application shall be submitted to the City at least 90 days prior to the date of the proposed event to allow adequate time for review.

2. Applicant is required to submit a complete application with information about the proposed event. This

may include, and not be limited to, a site map/route map, event schedule and program of activities, hours of operation, security and public safety plan, emergency plan, garbage and recycling plan, traffic management plan**, and traffic control plan**. Specific requirements shall be determined by the special event committee.

3. The special event committee shall review the application and determine if the event can be accommodated. **Traffic control plans shall be reviewed and approved by the City Traffic Engineer.**

4. The special event committee shall communicate or meet with applicant to discuss proposed location/routes, activities, attendance and to discuss comments received, possible terms and conditions, and fees.

5. The special event committee shall make a decision recommendation on the application and set forth any terms and conditions and fees, and notify applicant of [~~APPROVAL~~] **the decision**.

6. Upon approval of an application for a special event permit, the special event permit coordinator shall provide the applicant with a statement of the estimated cost of city services, equipment, materials, and permit fees.

7. Upon payment of the permit fees by the applicant, the special event permit coordinator shall issue the permit.

8. Estimated city services required in connection with a special event must be paid in full by the applicant no later than thirty (30) days in advance of the event. Failure to pay may result in a denial or cancellation of city services. The special event committee shall notify the City council of approval of events.

9. As determined by the special event committee, and at least fifteen (15) days prior to the scheduled date of the special event, the applicant shall provide notification to the affected surrounding area regarding special event approval and activities of the event, date(s), times(s), location/route, and possible impacts of the event.

10. A post-event evaluation shall be conducted by the special event permit coordinator and/or special event committee. The evaluation may include a survey of affected residents and/or businesses, and a meeting with the event organizer and the special event committee.

10.62.100 Conditions affecting the decision and issuance of a special event permit.

A. In deciding whether to approve, approve with conditions, or deny a permit, the special event committee

shall determine whether all of the following criteria are met:

1. The application is complete and accurate;

2. The event, as proposed, can be conducted in a safe manner;

3. The event, as proposed, will not substantially interrupt public transportation or other vehicular and pedestrian traffic in the area of its route;

4. The event provides for adequate health, sanitation and garbage services;

5. The special event will not require the diversion of police and fire resources from their normal duties;

6. The special event will not cause irresolvable interference with previously approved and/or scheduled construction, development, maintenance, or other activities, including, but not limited to, another special event, in the public right-of-way or at a public facility;

7. The location of the event will not cause a material adverse impact, unnecessary disruption or hardship to adjacent residential or business access and traffic circulation;

8. The special event applicant has submitted the plans, as required for each specific event or activity; [~~AND~~]

9. The special event does not disrupt the standard and ordinary use of streets, unless approved with a traffic control plan. Street closures are subject to the procedures set forth in RMC 10.24.047; and

10. [~~9.~~] The applicant complies with all terms and conditions of the permit, including submitting fees and deposits, and providing proof of insurance, bonds and hold harmless to the City.

10.62.110.

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10.62.120.

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10.62.130.

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10.62.140 Expressive activity special event.

A. When a special event permit is sought for an expressive activity such as a demonstration, rally, or march as defined in this chapter, the following exceptions shall apply:

1. Where the special event will not require street closures, cost recovery, pursuant to Section 10.62.170, shall be limited solely to a fee based on the cost of processing the permit application.

2. The insurance requirement of Section 10.62.160 shall be waived; provided, that the event organizer has filed with the application a verified statement that [~~HE OR SHE INTENDS~~] the **intent and purpose of the** special event [~~PURPOSE TO BE~~] **is** First Amendment expression and the cost of obtaining insurance is financially burdensome and would constitute an unreasonable burden on the right of First Amendment expression. The verified statement shall include the name and address of one insurance broker or other source for insurance coverage contacted to determine premium rates for coverage.

3. Where the special event will require temporary street closures requiring the City to provide services in the interests of public health, safety, and welfare, the special event committee may condition the issuance of the special event permit upon payment of actual direct costs incurred by the City to a maximum of five hundred dollars. Any fee schedule adopted by the City shall contain a provision for waiver of, or a sliding scale for payment of fees for city services, including police costs, on the basis of ability to pay.

4. The City may deny a special event permit for a demonstration, rally or march if:

a. The special event will substantially interrupt public transportation or other vehicular and pedestrian traffic in the area of its route;

b. The special event will cause an irresolvable conflict with construction or development in the public right-of-way or at a public facility;

c. The special event will block traffic lanes or close streets during peak commute hours on weekdays between seven a.m. to nine a.m. and four p.m. to six p.m. on streets designated as arterials [~~BY THE CITY'S PUBLIC WORKS DEPARTMENT~~] **in the current version of the Redmond Transportation Master Plan**;

d. The special event will require the diversion of police [~~EMPLOYEES~~] **or fire resources or personnel** from their normal duties;

e. The concentration of persons, animals, or vehicles will unduly interfere with the movement of police, fire, ambulance, and other emergency vehicles on the streets;

f. The special event will substantially interfere with another special event for which a permit has already been granted or with the provision of city services in support of other scheduled special events; or

g. The special event will have significant adverse impact upon residential or business access and traffic circulation in the same general venue.

5. With regard to the permitting of expressive activity special events where the provisions in this section conflict with the provisions in any other section of this chapter, the provisions of this section shall prevail.

6. Sections 10.62.100 and 10.62.110 of this chapter shall not apply to expressive activity special events.

10.62.150 Hold harmless.

A. As a condition of the special event permit application under this chapter, the applicant shall agree to defend, indemnify and hold harmless the City, [~~ITS OFFICERS~~] **its public officers who are responsible for enforcement of fire, building, zoning, and life and safety codes**, employees and agents, for any and all suits, claims or liabilities caused by, or arising out of any use authorized by any such permit.

10.62.160.

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have the option of forfeiting bail within the time specified in the citation and notice at the traffic violations bureau upon waiving appearance in court or such person may have the option of depositing the required lawful bail and shall be entitled to a trial as authorized by law. The posting of bail without making a specific request for trial shall be taken as and shall constitute an election to forfeit such bail and waive appearance in court.

C. The bureau, upon accepting the prescribed bail, shall issue a receipt to the alleged violator, which receipt shall bear a legend informing [~~HIM~~] **them** of the legal consequences of bail forfeiture.

D. The bureau shall transfer daily to the Clerk of the proper department of the court all bail posted for offenses where forfeiture is not authorized by court order, as well as copies of all receipts, and shall obtain from the Clerk a receipt for all bail so transferred to the court.

Section 21. Amendment of Chapter. RMC 10.76, Truck Routes and Truck Traffic, is hereby amended to read as follows:

Sections:

10.76.010 Purpose.
10.76.020 Restrictions.
10.76.030 Authorized routes.
~~10.76.040 TRUCK ROUTE SIGNS TO BE POSTED.~~ R**epealed.**
10.76.050 Unlawful acts.
10.76.060 Penalties for violation.

10.76.010.

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10.76.020 Restrictions.

No truck tractor, truck and trailer combination or truck semi-trailer combination shall operate on any city street not designated as an authorized truck route **in the current version of the Redmond Transportation Master Plan** unless traveling to or from a destination within the City or to or from a destination within one-half mile of the City limits of the City.

10.76.030 Authorized routes.

A. All trucks, truck tractors, truck and trailer combinations or truck/semi-trailer combinations over eight feet in width and over 32,000 pounds gross weight and all vehicles transporting radioactive or hazardous cargo, shall be restricted to the state highway system or to one of the [~~FOLLOWING~~] authorized routes **(as identified in the current version of the Redmond Transportation Master Plan)** while traveling to or from destinations within the City or to and from destinations within one-half mile of the City limits of the City, and whenever practical, shall take the most direct arterial route to or from the following routes when traveling

to or from said [~~DESIGNATIONS~~] **destinations**. [~~THE FOLLOWING STREETS AND HIGHWAYS ARE DESIGNATED AND~~] **Streets** established as [~~THROUGH~~] truck routes within the City **are identified in the current version of the Redmond Transportation Master Plan.**[~~:~~

~~SR 520 FROM 148TH AVENUE N.E. TO ITS TERMINUS AT REDMOND WAY (SR 202);~~

~~REDMOND WAY (SR 908) FROM 132ND AVENUE N.E. TO WEST LAKE SAMMAMISH WAY;~~

~~REDMOND WAY (SR 202) FROM SR 520 TO THE EAST CITY LIMITS;~~

~~AVONDALE ROAD FROM REDMOND WAY (SR 202) TO THE NORTH CITY LIMITS;~~

~~BELLEVUE-REDMOND ROAD FROM WEST LAKE SAMMAMISH PARKWAY TO N.E. 20TH STREET;~~

~~WEST LAKE SAMMAMISH WAY FROM REDMOND WAY (SR 908) TO WEST LAKE SAMMAMISH PARKWAY;~~

~~148TH N.E. FROM REDMOND WAY (SR 908) TO THE SOUTH CITY LIMITS;~~

~~WEST LAKE SAMMAMISH PARKWAY FROM WEST LAKE SAMMAMISH WAY TO BELLEVUE-REDMOND ROAD;~~

~~N.E. 51ST STREET FROM 148TH AVENUE N.E. TO SR 520.~~]

B. **The City Traffic Engineer is authorized to designate streets or portions of streets within the City limits where the operation of trucks exceeding a 32,000 pounds gross weight**

is prohibited, when such prohibition is necessary to preserve public safety, reduce roadway damage, protect residential neighborhoods, or improve traffic flow. The City Traffic Engineer shall establish such restrictions by the placement of official signs at all entrances to the affected streets.

C. [~~B.~~] The **City** Traffic Engineer is authorized to establish temporary alternative routes to those specified in subsection A whenever one or more of the specified routes is unavailable for use due to construction, damage, or for any other reason. The duration of any approved temporary alternative route shall be limited to the time during which any one or more of the routes specified in subsection A is unavailable. Whenever the **City** Traffic Engineer shall authorize a temporary alternative route, a notice of such authorization shall be transmitted to the City Council for informational purposes.

[~~10.76.040 TRUCK ROUTE SIGNS TO BE POSTED.~~

~~THE DIRECTOR OF PUBLIC WORKS SHALL CAUSE APPROPRIATE SIGNS TO BE POSTED AND CREATED ALONG THE TRUCK ROUTE DESCRIBED IN SECTION 10.76.030 TO DESIGNATE AND LOCATE SAID TRUCK ROUTE.~~]

10.76.050 Unlawful acts.

When signs have been posted, it shall be unlawful for any person to operate any vehicle, truck, trailer or combination thereof exceeding thirty-two thousand pounds gross weight upon the public streets of the City not designated as truck routes, [~~WITHIN THE DOWNTOWN AS DEFINED IN REDMOND ZONING CODE SECTION 21.10.020, DOWNTOWN ZONES MAP, ORDINANCE NO. 875, PASSED JUNE 5, 1979, EXCEPT WHEN MAKING LOCAL DELIVERIES WITHIN SUCH DISTRICT~~] **as defined in the current version of the Redmond Transportation Master Plan**.

10.76.060 Penalties for violation.

A violation of any of the provisions of this chapter constitutes a traffic infraction, punishable by fine in the amount provided by applicable court bail schedule, or if none is in effect, in the amount [~~OF FIFTY DOLLARS~~] **described in RCW 46.63.110**. In addition to any penalty for violation of the provisions of this chapter, such violator shall be liable in a civil action instituted in the name of the City for any damages occasioned to any city street as the result of such violation.

Section 22. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or

constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 23. Effective date. This ordinance shall become effective five days after its publication, or publication of a summary thereof, in the city's official newspaper, or as otherwise provided by law.

ADOPTED by the Redmond City Council this _____ day of _____, 20XX.

CITY OF REDMOND

_____
ANGELA BIRNEY, MAYOR

ATTEST:

_____
CHERYL XANTHOS, MMC, CITY CLERK (SEAL)

APPROVED AS TO FORM:

_____
REBECCA MUELLER, CITY ATTORNEY

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
SIGNED BY THE MAYOR:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO.

CITY OF REDMOND
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING RMC 12, STREETS AND SIDEWALKS, TO CLARIFY PURPOSE AND MODERNIZE THE CODE'S APPLICABILITY

(WHEREAS clauses are solely included to provide 'intent' language to the ordinance.)

WHEREAS, Redmond Municipal Code Title 12 establishes the authorities and rules that the City may apply to the regulation of Streets and Sidewalks; and

WHEREAS, the City proposes changing the name of Title 12 to Streets and Right Of Way; and

WHEREAS, the City proposes updates to Title 12 related to Public Works functions relating to streets and right-of-way; and

WHEREAS, this update is intended to clarify roles and responsibilities within the Public Works Department and to improve operational performance and consistency; and

WHEREAS, this code revision is being coordinated to align with the Department's effort to achieve APWA Accreditation. NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City Code.

Section 2. Amendment of Title. Title 12, Streets and [~~SIDEWALKS~~] **Right of Way,** is hereby amended to read as follows:

Chapters:
12.06 Complete the Streets.
12.08 Street Repairs, Improvements, Alterations, and Business Use
12.09 Fixed Items in the Right-of-Way
12.10 Street Assessment Reimbursement Agreements
12.12 Required Improvements for Buildings and Developments
12.13 Emergency Right-of-Way Use
12.14 Telecommunications
12.16 Highway Access Management
12.18 Electricity and Gas

Section 3. Amendment of Chapter. RMC 12.06, Complete the Streets, is hereby amended to read as follows:

12.06.010 Complete the streets.

[~~ALL TRANSPORTATION PROJECTS SHALL PROVIDE APPROPRIATE ACCOMMODATION FOR PERSONS OF ALL AGES AND OF ALL ABILITIES, INCLUDING BICYCLISTS, PEDESTRIANS, TRANSIT USERS, AS WELL AS AUTOMOBILES, FREIGHT AND BUSES, IN COMPREHENSIVE AND CONNECTED NETWORKS DEFINED IN THE CITY'S TRANSPORTATION MASTER PLAN; PROVIDED, THAT SUCH ACCOMMODATION SHALL TAKE INTO ACCOUNT AND COMPLEMENT THE LOCAL CONTEXT AND CHARACTER~~

~~OF THE COMMUNITY AND LAND USE.~~] **All City transportation projects shall incorporate design features that safely accommodate users of all ages and abilities, including pedestrians, bicyclists, transit riders, freight vehicles, automobiles, and persons with disabilities. Such accommodations must support a complete and connected multimodal transportation network, consistent with the City's Transportation Master Plan. The design must also reflect and support the character, context, and planned land use of the surrounding area.**

12.06.020.

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12.06.030 Implementation.

A. [~~THE CITY SHALL VIEW COMPLETE STREETS STANDARDS SET IN RMC 12.06.010 AS A PART OF THE EVERYDAY TRANSPORTATION DECISION MAKING PROCESS, AND IMPLEMENTATION OF THESE STANDARDS SHALL BE INCORPORATED INTO RELEVANT CITY DOCUMENTS, GUIDELINES AND PROCEDURES WHEN THEY ARE CREATED OR AS THEY ARE REVISED AND UPDATED, INCLUDING THE CITY'S TRANSPORTATION MASTER PLAN, STANDARD DETAILS, AND RELEVANT DESIGN GUIDANCE MATERIALS. EFFORT SHOULD BE MADE TO COORDINATE PROJECTS AND FACILITIES WITH NEIGHBORING JURISDICTIONS TO PROVIDE CONTINUITY WHEREVER FEASIBLE.~~] **The City shall integrate**

Complete Streets principles into routine transportation planning, design, construction, operations, and maintenance decisions. These principles shall be incorporated into all relevant City documents, including but not limited to

- **The Transportation Master Plan;**
- **Capital Improvement Program;**
- **Development regulations;**
- **Design standards and manuals.**

B. [~~THE CITY SHALL MEASURE THE SUCCESS OF COMPLETE STREETS IMPLEMENTATION USING PERFORMANCE MEASURES IDENTIFIED IN THE CITY'S TRANSPORTATION MASTER PLAN, INCLUDING MEASURES THAT ASSESS SAFETY, NETWORK CONNECTIVITY AND COMPLETION, AND TRAVEL MODE SHARE.~~] **Project implementation shall**

- **Be coordinated with regional agencies to ensure multimodal continuity;**
- **Include performance metrics such as safety improvements, increased mode share, and network connectivity;**
- **Prioritize equity in access and universal design where feasible.**

Section 4. Amendment of Chapter. RMC 12.08, Street Repairs, Improvements, Alterations, And Business Use, is hereby amended to read as follows:

Sections:
12.08.010 Permit required.
12.08.020 Application.
12.08.030 **[~~REFUSAL OF APPLICATION~~]** **Application decision criteria.**
12.08.040 Safety requirements.
12.08.050 Street restoration.
12.08.060 Permit fees.
12.08.065 Criteria for suspension, revocation, or modification of the permit.
12.08.066 Unpermitted work.
12.08.070 **[~~PENALTY FOR VIOLATIONS~~]** **Enforcement.**

12.08.010 Permit required.

[~~IT IS UNLAWFUL FOR ANY PERSON, FIRM OR CORPORATION TO COMMENCE TO REPAIR, IMPROVE, ALTER OR OTHERWISE PERFORM ANY STREET MAINTENANCE OR WORK, OR UNDERTAKE A BUSINESS USE SUCH AS BIKE SHARE, SIDEWALK CAFÉ SEATING, OR USES WITH EQUIVALENT IMPACT TO THE RIGHT-OF-WAY AS DETERMINED BY THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS UPON THE PUBLIC STREETS OR HIGHWAY RIGHTS-OF-WAY WITHIN THE CITY WITHOUT FIRST HAVING OBTAINED A PERMIT FROM THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS. IN GRANTING A PERMIT UNDER THIS CHAPTER, THE DIRECTOR SHALL HAVE THE AUTHORITY TO IMPOSE ANY CONDITIONS NECESSARY TO SAFEGUARD THE PUBLIC INTEREST, INCLUDING, BUT NOT LIMITED TO, CONDITIONS ON USE, CONSTRUCTION, INDEMNITY,~~

~~AND INSURANCE.~~] **No person, business, or corporation may perform any work within the right-of-way, including but not limited to activity that disrupts traffic, restricts access, or modifies any infrastructure, without first obtaining a permit from the Public Works Director. This includes any private use of the public right-of-way, street closures, or business uses such as bike share stations, outdoor dining, or other activities with similar impact as determined by the Public Works Director.**

The Public Works Director may impose permit conditions necessary to protect the public interest, welfare, and/or safety, including but not limited to requirements related to use, construction, indemnification, and insurance.

12.08.020 Application.

Any [~~person, firm or~~] **person, business, or** corporation required to obtain a permit for work in, or business use of, a public street or right-of-way shall file an application therefor with the [~~DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS~~] **City**. The application shall be in writing, upon forms provided by the City and shall contain information showing the type of construction, the length, the exact location, the purposes and other information which may be required by the **Public Works** Director [~~OF THE DEPARTMENT OF PUBLIC WORKS~~] concerning

the proposed street use, opening or work in the public right-of-way. The provisions of this section shall apply to public utilities or quasi-municipal corporations qualified for and seeking permits for street openings or work in the public streets and rights-of-way of the City.

12.08.030 [~~REFUSAL OF APPLICATION~~] Application decision criteria.

[~~WHEREVER WORK IN, OR BUSINESS USE OF, THE PUBLIC STREETS OR RIGHTS-OF-WAY WITHIN THE CITY WILL~~] **An application shall only be approved if the Public Works Director determines that the proposed work in, or business use of, the public streets or rights-of-way within the City is consistent with all other provisions of code and law, will not** create an exceptional traffic hazard**,** [~~OR WILL~~] unreasonably restrict the use of city streets, [~~WILL~~] create an impediment to the free movement of vehicles upon the aforementioned streets, [~~OR~~] **create** an uneconomic distribution of parking space at the curb of aforementioned streets, [~~OR~~] **create** a hazard to the travel or safety of pedestrians thereon, [~~THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS, AT HIS/HER DISCRETION, MAY REFUSE ANY APPLICATION MADE UNDER THE TERMS OF THIS CHAPTER~~ **or unreasonably disturb the established design, City investment in, and/or effectiveness of the right-of-way and the public's use of the right-of-way.**

12.08.040.

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12.08.050 Street restoration.

The **Public Works** Director [~~OF THE DEPARTMENT OF PUBLIC WORKS~~] is authorized to require a bond or deposit from any permittee under this chapter in order to guarantee the restoration of the street right-of-way or use thereof to its original condition **or better. In cases where the existing conditions do not meet current standards and regulations, the permittee shall be required to restore or improve the right-of-way to meet or exceed applicable standards and/or laws. The bond or deposit shall ensure the permittee completes these improvements.**

12.08.060 Permit fees.

Permits required under this chapter specifying the authorized work or business use shall be issued by the **Public Works** Director [~~OF THE DEPARTMENT OF PUBLIC WORKS OR HIS/HER DESIGNEE~~] upon proper application therefor and upon payment of the fees required as follows:

A. [~~A BASIC FEE~~] **Fees** in an amount established by council resolution; and

B. The estimated cost of administration and inspection as determined by the **Public Works** Director [~~OF THE DEPARTMENT~~

~~OF PUBLIC WORKS~~], including the City's labor, overhead and all other costs. [~~FOR STREET WORK, SAID AMOUNT SHALL NOT EXCEED FIVE PERCENT OF THE ESTIMATED COST OF CONSTRUCTION;~~]

C. In the event that reinspection or other actions are necessary, an additional fee shall be charged in an amount determined by the **Public Works** Director [~~OF THE DEPARTMENT OF PUBLIC WORKS~~] to equal the City's costs of performing the reinspection or other actions, including all labor, overhead and other costs.

12.08.065 Criteria for suspension, revocation, or modification of the permit.

The **Public Works** Director [~~OF THE DEPARTMENT OF PUBLIC WORKS~~] may suspend, revoke, or modify any permit issued under this section when such permit holder, or any party to the permit:

A. Violates any of the terms and requirements outlined in the approved permit;

B. Exceeds the scope of the use or work outlined in the permit application;

C. Has obtained a permit by fraud, misrepresentation, concealment, or through inadvertence or mistake;

D. Makes a misrepresentation or fails to disclose a material fact to the City related to any of the obligations set forth in this chapter.

12.08.066 Unpermitted work.

The Public Works Director may order the removal of any unpermitted improvements installed in the right-of-way and will notify the responsible party. The party must obtain a permit to remove the improvements and restore the right-of-way to its original condition. If no action is taken within 14 days of notice, the City may proceed with removal and restoration. The responsible party will be liable for all actual costs incurred by the City.

12.08.070 [~~PENALTY FOR VIOLATIONS~~] Enforcement.

[~~ANY PERSON CONVICTED OF VIOLATING ANY OF THE PROVISIONS OF THIS CHAPTER SHALL BE PUNISHED AS PROVIDED IN SECTION 1.01.110~~] **Any violation of the provisions of this Title is subject to the enforcement procedures, remedies, and penalties provided in RMC Chapter 1.14 Enforcements and Penalties.**

Section 5. Adoption of Chapter. RMC 12.09, Fixed Items in the Right-of-Way, is hereby adopted to read as follows:

Sections:
12.09.010 Purpose.
12.09.020 Allowable uses.
12.09.030 Permit requirement and approval authority.

12.09.050 Severability.

12.09.010 Purpose.

The purpose of this section is to affirm and authorize the placement, installation, or use of items, structures, or devices in the public right-of-way or on public property that serve a demonstrated public benefit. This section ensures such actions are consistent with traffic operations as described in RMC Title 10, law enforcement allowable uses, and the City's adopted long-range planning objectives.

12.09.020 Allowable uses.

The City may permit an applicant to install items or improvements that provide a public benefit, including but not limited to:

A. Traffic Regulation Measures

Devices, signage, markings, or installations that regulate or manage traffic operations, consistent with the provisions of the Redmond Municipal Code Title 10 ("Traffic Regulations"). Traffic regulation measures may only be installed at the direction of the City.

B. Law Enforcement Tools and Devices Regulation Measures

Equipment or devices intended for use by public safety or police personnel approved by City Council, including but not limited to surveillance cameras, automated enforcement

systems, public safety signage, or other tools that support crime prevention, public order, or emergency response. Law enforcement tools and devices may only be installed at the direction of the City.

C. Items Consistent with City Planning Goals

Any installation, structure, or use that aligns with and furthers the policies, goals, or implementation strategies outlined in the City's adopted Comprehensive Plan, Specific Plans, Transportation Plans, Climate Action Plans, or other formally adopted long-range planning documents, at the direction of the City.

D. Private Property Benefit Items

A device or installation is deemed to serve a private benefit if its primary purpose is to enhance access, appearance, security, or operations for a specific property, including but not limited to:

- **Private technology devices affixed to public infrastructure;**
- **Features maintained for the aesthetic benefit to adjacent property;**
- **Private signage or access control devices;**
- **Infrastructure intended to increase the safety or security of an adjacent property;**

- **Decorative lighting not intended for public use.**

Any private property benefit item must be placed directly adjacent to the benefitting property.

Items that are installed in the public right-of-way or on public property which primarily benefit a specific private property or property owner are subject to the following requirements:

1. **Liability and Maintenance Property owners must:**

- **Assume liability for any injury or damage arising from the installation;**
- **Enter into a maintenance and indemnification agreement with the City;**
- **Remove or modify the item at their expense upon notice by the City.**

2. **Revocability**

The City reserves the right to revoke permission for any private benefit installation if it interferes with public use, infrastructure maintenance, or future capital improvements.

12.09.030 Permit requirement and approval authority.

All private installations shall require a right-of-way use permit issued by the City, consistent with the requirements of this Chapter and RMC 12.08.

An application for a right-of-way use permit shall be filed with the City. The application shall be in writing and shall indicate the primary use of any objects in right-of-way. In addition to the requirements of RMC 12.08, the application shall include:

A. Design drawings.

- **Design drawings shall be site-specific plans that describe or convey installation or construction methods that are consistent with City standard specifications and details and, industry-specific standards if applicable, such as ASTM.**
- **Designs should adhere to the City's clear zone and lateral clearance requirements for local streets, per Redmond Zoning Code (RZC) Appendix 2, Section A.21.c.**
- **Designs should show vertical and horizontal clearance from new or existing utilities. When applicable, the application shall include utility relocation plans.**

B. Modal safety and access evaluation.

- **Designs shall have no negative impact to existing active transportation mobility, access, and safety within the public right-of-way.**

- **The design should show that sidewalk, bike lane, trail and other non-motorized facilities will meet or maintain street standards as determined in the RZC.**

C. Consistency with City plans.

- **Document consistency with the Redmond Comprehensive Plan and appendices, the current version of the Redmond Transportation Master Plan, and other applicable subarea plans to ensure compatibility with Redmond's long-term planning priorities.**

D. Applicant Requirement for Private Benefit installations

- **Permit applicant shall be the owner of the specific property or have documented approval from property owner.**

12.09.050 Severability.

If any portion of this section is found to be invalid or unenforceable, the remaining provisions shall continue in full force and effect.

Section 6. Amendment of Section. RMC 12.10.040, Notice to Property Owners, is hereby amended to read as follows:

12.10.040 Notice to property owners.

Prior to the execution of any contract with the City establishing an assessment reimbursement area, the Public Works Director [~~OR HIS DESIGNEE~~] shall mail, via registered mail, a notice to all record property owners within the assessment reimbursement area as determined by the City on the basis of information and materials supplied by the applicant, stating the preliminary boundaries of such area and assessments along with substantially the following statement:

As a property owner within the Assessment Reimbursement Area whose preliminary boundaries are enclosed with this notice, you or your heirs and assigns will be obligated to pay under certain circumstances, a pro rata share of construction and contract administration costs of a certain street project that has been preliminarily determined to benefit your property.

The proposed amount of such pro rata share or assessment is also enclosed with this notice. You, or your heirs and assigns, will have to pay such share, if any development permits are issued for development on your property within _____ (___) years of the date that the contract establishing such area is recorded with the King County Department of Records and Elections, provided such

development would have required similar street improvements for approval. You have a right to request a hearing before the Redmond Hearing Examiner by filing such a request within twenty (20) days of the date of this notice. All such requests must be made in writing and filed with the City Clerk. If a hearing is requested, the Hearing Examiner will take testimony and forward a recommendation to the City Council, who will make the final decision. After the street reimbursement contract is recorded it shall be binding on all owners of record within the Assessment Reimbursement Area who are not parties to the contract.

Section 7. Amendment of Chapter. RMC 12.12, Required Improvements for Buildings and Developments, is hereby amended to read as follows:

Sections:
12.12.010 Purpose of provisions.
12.12.015 Statute adopted by reference.
12.12.020 Prerequisite for building permit or development permit – Exception.
12.12.030 Design and construction.
12.12.040 Inspection.
~~12.12.060 CEMENT REQUIRED.~~ **Repealed.**
~~12.12.070 EXCEPTION TO RMC 12.12.060.~~ **Repealed.**
12.12.080 Permit required.
12.12.090 **[~~NUISANCES~~] Penalty for Violation.**

12.12.010.

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12.12.015.

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12.12.020 Prerequisite for building permit or development permit – Exception.

No building permit or development permit shall be granted for the construction of any industrial, commercial or residential building, nor shall any plat be accepted for any industrial commercial or residential development unless the plans and specifications therefor contain provisions for the dedication to the City of sufficient street right-of-way for the classification of the street abutting the property according to the street plans and street development needs of the City for the area, and for the construction, installation and dedication of street and public utility improvements consisting of grading; surfacing with asphalt or portland cement concrete paving; [~~CEMENT~~] **concrete** curbs, gutters and driveways; water mains; sanitary sewers; storm drainage facilities; underground power and telephone; together with all necessary appurtenances consistent with good street and utility construction and in accordance with plans and specifications of the [~~DIRECTOR OF PUBLIC WORKS~~] **City**; such improvements to be made on all sides of such property that may abut on a public street or planned public street, to extend the full distance that such property is sought to be

occupied and/or developed; provided, however, that the director may, in his discretion, authorize the issuance of a building or development permit without compliance with this section where compliance is deemed to be impracticable or unfeasible at that time or it is in the best interest of the City to defer such construction upon such conditions as may be imposed to insure completion of such improvements at some future time, including but not limited to the posting of a bond or the entering into a covenant with the City to run with the land.

12.12.030 Design and construction.

All public improvements required under this chapter shall be designed and constructed in accordance with the plans, specifications, grade, material and other engineering data adopted and established by the [~~DIRECTOR OF~~] Public Works **Director**.

12.12.040 Inspection.

All such public improvements shall be constructed under the supervision of [~~THE CITY ENGINEER~~] **a City Inspector** in accordance with the requirements of Section 12.12.030. No final installation shall be done until the City [~~ENGINEER~~] **Inspector** has inspected and approved the installation and

forms and has certified they are according to proper profile and location.

[~~12.12.060 CEMENT REQUIRED.~~

~~ALL SIDEWALKS, ON EITHER SIDE OF THE STREETS AND AVENUES, IN FRONT OF OR ALONG ANY LOT, LOTS OR LANDS ABUTTING ON SAME, WHICH SHALL HEREAFTER BE CONSTRUCTED, RECONSTRUCTED OR REPLACED, SHALL BE OF CEMENT. NO PERSON SHALL CONSTRUCT, RECONSTRUCT OR REPLACE ANY SUCH SIDEWALK OF ANY OTHER MATERIAL WITHIN THE CITY LIMITS.~~

~~12.12.070 EXCEPTION TO RMC 12.12.060.~~

~~WHENEVER ANY PERSON, FIRM OR CORPORATION DESIRES TO REPAIR ANY NOW EXISTING SIDEWALK CONSTRUCTED WITH ANY OTHER MATERIAL THAN PRESCRIBED IN RMC 12.12.060, HE OR THEY SHALL FIRST SECURE A PERMIT FROM THE CITY COUNCIL BEFORE SUCH WORK IS UNDERTAKEN. IN NO CASE SHALL A PERMIT BE GRANTED WHERE THE AMOUNT OF REPAIRS IN THE AGGREGATE EXCEEDS ONE-THIRD OF THE RUNNING FEET OF WALK.~~]

12.12.080 Permit required.

Whenever any person, firm or corporation desires to construct, reconstruct, or replace any sidewalk [~~HE, OR~~] they shall first secure a permit from the City [~~COUNCIL~~] before work is undertaken [~~AND AT THE SAME TIME SHALL SECURE FROM THE CITY ENGINEER AND COUNCIL GRADE LINES AND SPECIFICATIONS~~

~~FOR SUCH WALKS~~]. **Sidewalks shall meet the current City Specifications and Standards.**

12.12.090 [~~NUISANCES~~] Penalty for Violation.

[~~ANY SIDEWALK CONSTRUCTED, RECONSTRUCTED, REPAIRED OR REPLACED IN ANY OTHER MANNER THAN PROVIDED IN THIS CHAPTER SHALL BE DEEMED A NUISANCE AND SHALL BE ABATED AT THE ORDER OF THE CITY COUNCIL. ANY PERSON, FIRM OR CORPORATION BUILDING OR PROCURING OR CAUSING SUCH SIDEWALK TO BE BUILT SHALL BE DEEMED GUILTY OF A MISDEMEANOR AND SHALL~~] **Any person convicted of violating any of the provisions in this chapter shall** be punished as provided in Section 1.01.110.

Section 8. Adoption of Chapter. RMC 12.13, Emergency Right-of-Way Use, is hereby adopted to read as follows:

Sections
12.13.010 Purpose.
12.13.020 Definition of emergency.
12.13.030 Immediate action authorization.
12.13.040 Notification requirements.
12.13.050 Permit application post-emergency.
12.13.060 Compliance and enforcement.
12.13.070 Authority to remove emergency installations.

12.13.010 Purpose.

This section establishes procedures for entities (e.g. utility providers, contractors) to conduct emergency activities within the public right-of-way, ensuring immediate

response to urgent situations while maintaining public safety and infrastructure integrity.

12.13.020 Definition of emergency.

An "emergency" refers to unforeseen circumstances requiring immediate action to prevent or mitigate threats to public health, safety, welfare, or to prevent significant property damage to public assets. Examples include, but are not limited to:

A. Natural disasters (e.g., earthquakes, floods, severe storms).

B. Utility failures (e.g., water main breaks, gas leaks, power outages).

C. Structural hazards posing immediate danger.

12.13.030 Immediate action authorization.

In the event of an emergency, entities may initiate necessary work within the ROW without prior permit issuance, provided that:

A. The work is essential to address the emergency.

B. All reasonable measures are taken to ensure public safety during operations.

C. The City is notified of the emergency and the actions being taken as soon as practicable.

12.13.040 Notification requirements.

Entities undertaking emergency work must notify the City's Public Works Department within 24 hours of commencing such activities.

Notification should include:

A. Description of the emergency and location.

B. Actions taken or to be taken.

C. Estimated duration of the emergency work.

D. Contact information for the responsible party.

12.13.050 Permit application post-emergency.

Once the emergency is abated, the responsible entity must:

A. Apply for a Right-of-Way Use Permit within five (5) business days.

B. Pay all associated fees as determined by the City's fee schedule

C. Provide documentation detailing the emergency work performed.

D. Restore the right-of-way as required by the permit.

12.13.060 Compliance and enforcement.

Failure to comply with the provisions of this section will result in one or more of the following enforcement actions:

A. Fines and penalties as outlined in the RMC 1.01.110.

B. Revocation of permits or authorization for future work within the ROW.

C. Liability for costs incurred by the City for remediation or repairs.

12.13.070 Authority to remove emergency installations.

Once the Public Works Director determines that the emergency has been abated, the Director shall have the authority to require the responsible party to remove temporary emergency installations, obstructions, or equipment from the public right-of-way. If the responsible party fails to remove such installations within a timeframe prescribed by the Director, the City may undertake removal and charge the responsible party for all associated costs.

Section 9. Amendment of Section. RMC 12.14.020, Definitions, is hereby amended to read as follows:

12.14.020 Definitions.

For the purpose of this Chapter, and the interpretation and enforcement thereof, the following words and phrases shall have the following meanings, unless the context of the

sentence in which they are used shall indicate otherwise. When not inconsistent with the context, words used in the present tense include the future, words in the plural include the singular, and words in the singular include the plural. Words not defined shall be given their common and ordinary meaning:

"Applicant" means any Person or entity that applies for any Master Permit, Facilities Lease, Small Cell Permit or Right-of-Way Use Permit pursuant to this Chapter;

"Cable Act" means the Cable Communications Policy Act of 1984, the Cable Television Consumer Protection and Competition Act of 1992, and the Telecommunications Act of 1996, as now existing or hereafter amended;

"Cable service" for the purpose of this Chapter shall have the same meaning provided by the Cable Act; a separate cable ordinance is currently found in the Redmond Municipal Code;

"City" means the City of Redmond, Washington;

"City property" means and includes all real property owned in fee by the City or dedicated for a specific purpose, other than public ways and utility easements as those terms are defined herein. City property shall also include all City-owned poles, buildings, antenna support structures,

miscellaneous structures (for example: benches, bus stops, and trash cans) and infrastructure inside and outside of the public ways. City property shall not include property dedicated for a specific purpose that has an existing easement for utilities, and which is not intended to extend to other utility easements;

"Director" means the [~~DIRECTOR OF THE~~] Public Works [~~DEPARTMENT~~] **Director or their representatives pursuant to RMC 1.01.025** [~~OR HIS/HER DESIGNEE~~];

"Emergency" means a condition of imminent danger to the health, safety, and welfare of property or Persons located within the City including, without limitation, damage to Persons or property from natural consequences, such as storms, earthquakes, riots or wars;

"FCC" or "Federal Communications Commission" means the Federal administrative agency, or lawful successor, authorized to regulate and oversee Telecommunications providers and services on a national level;

"Grantee" means any person, firm, or corporation to whom a Right-of-Way Use Permit, Small Cell Permit, Master Permit or a Facilities Lease is granted by the City under this Chapter and the lawful successor, transferee, or assignee of

said Person, firm, or corporation subject to such conditions as may be defined in this Chapter;

"Macro Cell Facility" means a large wireless communication facility that provides radio frequency coverage served by a high power cellular tower. Generally, macro cell antennas are mounted on ground-based towers, rooftops and other existing structures, at a height that provides a clear view over the surrounding buildings and terrain. Macro cell facilities typically contain antennas that are greater than three cubic feet and typically cover large geographic areas with relatively high capacity and are capable of hosting multiple wireless service providers.

"Master Permit" means the agreement in whatever form whereby the City grants general permission to a service provider to enter, use and occupy the public ways or other ways for the purpose of locating Telecommunications facilities. This definition is not intended to limit, alter or change the status of a service provider asserting an existing state-wide grant based on a predecessor telephone or telegraph company's existence at the time of the adoption of the Washington State Constitution to occupy the right-of-way. For the purposes of this chapter, a Master Permit does not include cable television franchises or Facilities Leases;

"Other ways" means the highways, streets, alleys, utility easements or other rights-of-way within the City as encompassed by RCW 47.24.020 and 47.52.090;

"Overhead facilities" means utility poles, utility facilities and Telecommunications facilities located above the surface of the ground, including the underground supports and foundations for such facilities;

"Person" means and includes corporations, companies, associations, joint stock companies or associations, firms, partnerships, limited liability companies and individuals and includes their lessors, trustees and receivers; "person" shall not include the City unless it offers or furnishes Telecommunications service for hire, sale or resale to the general public;

"Personal wireless services" means commercial mobile services, unlicensed wireless services and common carrier wireless exchange access services as defined by federal laws and regulations;

"Public ways" means and includes any highway, street, alley, utility easement (unless their use is otherwise restricted for other users), or other public right-of-way for motor vehicle or other use under the jurisdiction and control of the City which has been acquired, established, dedicated

or devoted to highway or other purposes now or hereafter held by the City, but only to the extent of the City's right, title, interest or authority to grant a Right-of-way Use Permit, Small Cell Permit or Master Permit to occupy and use the same for telecommunications facilities;

"Right-of-Way Use Permit" or "Permit" means the authorization in whatever form whereby the City may grant permission for construction to a Telecommunications provider to enter and use the specified public ways or other ways for the purpose of installing, maintaining, repairing or removing identified Telecommunications facilities, except for those Telecommunications facilities permitted pursuant to a Small Cell Permit;

"Small Cell Facility" means a "small wireless facility" as defined by 47 CFR 1.6002.

"Small Cell Network" means a collection of interrelated small cell facilities designed to deliver personal wireless services.

"Small Cell Permit" means the authorization in whatever form whereby the City may grant permission for construction to a Telecommunications provider to enter and use the specified public ways or other ways for the purpose of installing or modifying small cell facilities;

"State" means the State of Washington;

"Telecommunications facilities" or "Facilities" means all of the plant, equipment, fixtures, appurtenances, antennas, electronics, radios and other facilities necessary to furnish and deliver Telecommunications services, including, but not limited to, poles, wires, lines, conduits, cables, communication and signal lines and equipment, braces, guys, anchors, vaults and all attachments, appurtenances and appliances necessary or incidental to the transmission, reception, distribution, provision, offering and use of Telecommunications services;

"Telecommunications provider" or "provider" means and includes every corporation, company, association, joint stock association, firm, partnership, Person, city or town owning, operating or managing any facilities used to provide and providing telecommunications for hire, sale or resale to the general public. This definition includes entities providing infrastructure, including but not limited to fiber, conduit, poles, or other structures to another service provider, but does not include electrical utility entities. This further includes the legal successor to any such corporation, company, association, joint stock association, firm, partnership, Person, city or town;

"Telecommunications service" means the transmission of information by wire, radio, microwave, optical cable, electromagnetic or other similar means for hire, sale or resale to the general public or the transmission from private users to themselves or to other private Persons. For the purposes of this Chapter, "information" means knowledge or intelligence represented by any form of writing, signs, signals, pictures, sounds or any other symbols. For the purpose of this Chapter, Telecommunications service excludes the over the air transmission of broadcast television or broadcast radio signals and cable service;

"Underground facilities" means utility and Telecommunications facilities located under the surface of the ground, excluding the underground foundations or supports for Overhead facilities; and

"Utility easement" means any easement owned by the City and acquired, established, dedicated or devoted for public utility purposes not inconsistent with Telecommunications facilities. City utility easements shall not include easements dedicated for a specific purpose or easements acquired by prescription by a Telecommunications provider.

Section 10. Amendment of Section. RMC 12.14.075, Single Master Permit, is hereby amended to read as follows:

12.14.075 Single Master Permit.

A Telecommunications provider applying for a Master Permit under this Chapter for multiple Telecommunications services may apply for one Master Permit to cover all such Telecommunications services. If a Telecommunications provider desires to locate Telecommunications facilities upon City property, it must obtain a Facilities Lease[~~, AND A MASTER PERMIT IF THE TELECOMMUNICATIONS FACILITIES ARE LOCATED IN THE PUBLIC WAYS OR OTHER WAYS~~].

Section 11. Amendment of Section. RMC 12.14.090, Entire City, is hereby amended to read as follows:

12.14.090 Entire city.

Master Permits shall be issued for all of the public ways within the City. [~~INITIAL APPROVAL~~] **Approval** shall be based upon the Public Works Director's evaluation of the proposal based upon the application materials submitted pursuant to RMC 12.14.100 and the criteria set forth in RMC 12.14.110.

Section 12. Amendment of Section. RMC 12.14.100, Master Permit Application, is hereby amended to read as follows:

12.14.100 Master Permit application

Any Person that desires a Master Permit pursuant to this Chapter shall file an application with the City which shall include the following information:

A. The identity of the Applicant;

B. A description of the transmission medium that will be used by the Applicant to offer or provide such Telecommunications services;

C. To the extent locations for installations are known, preliminary engineering plans, specifications and a map showing where the Telecommunications facilities are to be located within the City, all in sufficient detail to identify:

1. The location and route requested for the Applicant's proposed Telecommunications facilities;

2. The location of Applicant's overhead and underground public utility, telecommunication, cable, water, sewer drainage and other lines and equipment in the public ways along the proposed route;

3. The specific trees, structures, improvements, facilities, lines and equipment and obstructions, if any, that Applicant proposes to temporarily or permanently remove or relocate;

D. If the Applicant is proposing an underground installation within new ducts or conduits to be constructed

within the public ways and to the extent specific locations are known:

1. The location proposed for the new ducts or conduits;

2. Evidence that there is sufficient capacity within the public ways for the proposed Telecommunications facilities;

E. A preliminary construction schedule and completion date;

F. Evidence that the Applicant is registered to participate in the one-number locator service, as described in RCW Chapter 19.122, if applicable;

G. Repealed by Ord. 2925.

H. Repealed by Ord. 2925.

I. Repealed by Ord. 2925.

J. If the Applicant is proposing personal wireless facilities, an accurate map showing the existing locations, if any, of any personal wireless facilities in the public ways, owned or operated by the Applicant;

K. An application fee which shall be set by the City Council by resolution to recover City costs in accordance with applicable federal and state law; and

L. Such other information as the **Public Works** Director, in [~~HIS/HER~~] **their** discretion, shall deem appropriate.

Section 13. Amendment of Section. RMC 12.14.110, Approval/Denial of Master Permit, is hereby amended to read as follows:

12.14.110 Approval/denial of Master Permit.

After receiving a complete application under RMC 12.14.100, and in accordance with the timelines established by state or federal law the Public Works Director [~~OR HIS OR HER DESIGNEE~~] shall issue a written determination granting, granting with conditions that are reasonably necessary to ensure compliance with this Chapter or with other applicable regulations relating to use and management of the public ways, or denying the Master Permit in whole or in part. The time period for review may be extended with the agreement of the Applicant. If the Master Permit is denied, the written determination shall include the reason(s) for denial. The decision to grant, grant with conditions consistent with this Chapter that are reasonably necessary to assure compliance with this Chapter or other applicable regulations relating to use and management of the public ways, or deny an application for a Master Permit shall be based upon the following standards:

A. The capacity of the public ways to accommodate the Applicant's proposed Telecommunications facilities;

B. The capacity of the public ways to accommodate known additional public utility, cable, and Telecommunications facilities if the Master Permit is granted;

C. The damage or disruption, if any, of public or private facilities, improvements, service, travel or landscaping if the Master Permit is granted;

D. The need to minimize the impact and disruption of construction within the public ways;

E. The effect, if any, on public health, safety and welfare if the Master Permit is granted;

F. Repealed by Ord. 2925.

G. The scope of the City's authority to condition or deny the proposal under applicable federal and state laws;

H. Whether the proposed use of the public ways and other ways is in compliance or would be compliant with this Chapter and any other applicable regulations relating to the use and management of the public ways and other ways.

I. The apparent consistency of the proposal with applicable regulations set forth in the Redmond Zoning Code, and policies set forth in the Redmond Comprehensive Plan.

Section 14. Amendment of Section. RMC 12.14.170, Standards for Renewal of Master Permit, is hereby amended to read as follows:

12.14.170 Standards for renewal of Master Permit.

After receiving a complete application for renewal, and in accordance with the timelines established by state or federal law, the Public Works Director [~~OR HIS OR HER DESIGNEE~~] shall issue a written determination granting, granting with conditions that are reasonably necessary to ensure compliance with this Chapter or with other applicable regulations relating to use and management of the public ways or denying the renewal application in whole or in part. The time period for review may be extended with the agreement of the Applicant. If the renewal application is denied, the written determination shall include the reason(s) for denial. The decision to grant, grant with conditions or deny an application for the renewal of a Master Permit shall, in addition to the standards set forth in RMC 12.14.110, be based upon the following standards:

A. The Applicant's compliance with the requirements of this Chapter;

B. The existing Master Permit;

C. Any other applicable federal, state and local regulations with respect to the use and management of the public ways, other ways, and City property; and

D. The Applicant's compliance with the requirements of the Redmond Zoning Code, as applicable.

Section 15. Amendment of Section. RMC 12.14.640, Security Fund, is hereby amended to read as follows:

12.14.640 Security fund.

A. Prior to issuance of a Master Permit pursuant to this Chapter, each Grantee shall establish a permanent security fund with the City by depositing the amount of $50,000, or such higher amount as deemed necessary by the Public Works Director, with the City in cash, bond or an unconditional letter of credit, based upon both operating history in public ways, other ways and City property and the cost of removal of the Grantee's facilities; which fund shall be maintained at the sole expense of the Grantee so long as any of the Grantee's Telecommunications facilities are located within the public ways, other ways or upon City property.

B. The fund shall serve as security for the full and complete performance of this Chapter and the Master Permit including any costs, expenses, damages, or loss the City pays or incurs, including civil penalties, because of any failure

attributable to the Grantee to comply with the codes, ordinances, rules, regulations, or permits of the City applicable to the construction, maintenance, repair or removal of Telecommunications facilities in the public ways, other ways or upon City property.

The City and the Grantee shall agree upon and specify in the Master Permit certain amounts which represent both parties' best estimate of the damages for failure to comply with the Master Permit or the Small Cell Permit or Right-of-Way Use Permit issued thereunder. The liquidated damages provided in the Master Permit shall be the exclusive monetary remedy for the named breaches. Neither the right to liquidated damages nor the payment of liquidated damages shall bar or otherwise limit the right of the City in a proper case to:

1. Obtain judicial enforcement of a Grantee's obligations by means of specific performance, injunctive relief, mandamus or other remedies at law or in equity;

2. Consider any substantial violation or breach as grounds for forfeiture and termination of a Master Permit or Right-of-Way Use Permit or Small Cell Permit issued thereunder; and

3. Consider any violation or breach as grounds for nonrenewal or nonextension of a Master Permit or issuance of a new Master Permit.

C. Before any sums are withdrawn from the security fund, the City shall give written notice to the Grantee:

1. Describing the act, default or failure to be remedied, or the damages, costs or expenses which the City has incurred by reason of Grantee's act or default regarding the installation, maintenance, repair or removal of Telecommunications facilities in the public ways, other ways or upon City property or in connection with restoration of the foregoing;

2. Providing a reasonable opportunity for Grantee to first remedy the existing or ongoing default or failure regarding the installation, maintenance, repair or removal of Telecommunications facilities in the public ways, other ways, or upon City property or in connection with the restoration of the foregoing, if applicable;

3. Providing a reasonable opportunity for Grantee to pay any monies due the City before the City withdraws the amount thereof from the security fund, if applicable; and

4. That the Grantee will be given an opportunity to review the act, default or failure described in the notice with the City [~~OR HIS OR HER DESIGNEE~~].

D. Grantees shall replenish the security fund within 14 days after written notice from the City that there is a deficiency in the amount of the fund.

E. Upon termination or expiration of the Master Permit all funds remaining in the Security Fund shall be returned to the Grantee within 30 days after removal of Grantee's Telecommunications facilities within the public ways, unless such Telecommunications facilities are permitted to remain pursuant to Section 12.14.590.

Section 16. Amendment of Section. RMC 12.14.880, Compliance with Right-of-Way Use Permit or Small Cell Permit, is hereby amended to read as follows:

12.14.880 Compliance with Right-of-Way Use Permit or Small Cell Permit.

All construction practices and activities shall be in accordance with the Right-of-Way Use Permit or Small Cell Permit and approved final plans and specifications for the Telecommunications facilities. The Public Works Director [~~AND HIS OR HER REPRESENTATIVES~~] shall be provided access to the work and such further information regarding

construction activities in the public ways, other ways and City property as he or she may require to ensure compliance with such requirements.

Section 17. Amendment of Section. RMC 12.14.1010, Small Cell Permit Application Completeness Review, is hereby amended to read as follows:

12.14.1010 Small Cell Permit application completeness review.

The Director [~~OR HIS/HER DESIGNEE~~] shall review an application for completeness and notify the Applicant consistent with requirements of federal and state law. An Applicant may resubmit an incomplete application within sixty (60) days of notice by the Director. Failure to resubmit an application within the sixty (60) day period shall be deemed a withdrawal of that application. No application shall be deemed complete without the appropriate fees or deposit set by the Director.

Section 18. Adoption of Chapter. RMC 12.18, Electricity and Gas, is hereby adopted to read as follows:

Sections:
12.18.010 Purpose.
12.18.020 Definitions.
12.18.030 Franchise agreement required.
12.18.040 Nonexclusive franchises.
12.18.050 Duration.
12.18.060 Application.
12.18.070 Consideration of application

12.18.080 Grant of franchise subject to referendum.

12.18.010 Purpose.

The purpose and intent of this Chapter is, consistent with applicable laws, to:

A. Establish a local policy concerning the use of public ways of the City for the purpose of constructing, operating, and maintaining electric and gas facilities;

B. Permit and manage reasonable access to the public ways of the City for electric and gas facilities on a competitively neutral basis; and

C. Establish basic guidelines for individual franchise agreements between the City and franchisees.

12.18.020 Definitions.

"Applicant" means the person or entity that applies for a franchise under this Chapter.

"City" means the City of Redmond, a municipal corporation of the State of Washington.

"Electric and/or gas facilities" means a system constructed and operated within the City's public ways, and shall include all structures, poles, towers, cables, wires, pipes, valves, conduits, ducts, pedestals, and any associated converter, equipment or any other infrastructure within the City's public ways, designed and constructed for the

transmission and distribution of electrical energy, or of gas or liquid fuels.

"Franchise" means the right granted by the City to a person or entity to construct, operate, maintain or reconstruct electric and/or gas facilities as described by an associated franchise agreement in City public ways.

"Franchise agreement" means an agreement adopted by ordinance that grants a person or entity the right to a franchise. Upon the written acceptance by a franchisee, the franchise agreement constitutes a contract between the City and the franchisee which may contain terms and requirements not contained herein. To the extent that this Chapter conflicts with the specific terms of a franchise agreement, the terms of the franchise agreement shall govern.

"Public ways" means and includes any highway, street, alley, utility easement (unless their use is otherwise restricted for other users), or other public right-of-way for motor vehicle or other use under the jurisdiction and control of the City which has been acquired, established, dedicated or devoted to highway or other purposes now or hereafter held by the City.

12.18.030 Franchise agreement required.

A. It is unlawful to engage in or commence construction, operation, or maintenance of electric and/or gas facilities, machinery or equipment in City public ways without a franchise issued under this Chapter. The City Council may, by ordinance, issue a nonexclusive franchise to construct, operate and maintain electric and/or gas facilities and related infrastructure within all or any portion of the City public ways to any person or entity, whether operating under an existing franchise or not, who applies for authority to do so in compliance with the terms and conditions of this Chapter; and provided, that such person or entity also agrees to enter into a franchise agreement with the City and comply with all of its terms.

B. The City Council may restrict the number of franchisees, should it determine such a restriction would be in the public interest or for any other valid reason, if such restriction is otherwise allowed by applicable laws.

C. The franchise required under this chapter is separate from and in addition to the general City business license, which may also be required when applicable.

12.18.040 Nonexclusive franchises.

A. Any franchise granted pursuant to this Chapter shall be nonexclusive and not preclude the City from granting other or future franchises or permits.

B. All franchisees shall at all times comply with all applicable state, federal and local laws, regulations and rules regarding the systems identified and described within the franchise agreement.

12.18.050 Duration.

A. The term of any franchise, and all rights, privileges, obligations and restrictions pertaining thereto, shall be specified in the franchise agreement but shall generally not exceed a maximum of ten (10) years for the initial franchise and up to two (2) additional five-year extensions thereafter. The effective date of any franchise shall be as specified in the franchise agreement.

B. If the parties fail to formally renew or terminate the franchise prior to the expiration of its term or any extension, the franchise shall be automatically extended for up to one year until the franchise is renewed, terminated, or extended.

C. Should the franchisee not initiate negotiations for franchise renewal within one year of expiration of the franchise agreement, or if the City Council should determine

that the franchisee is not pursuing negotiations in good faith within one year of expiration, the City Council shall have grounds to revoke the franchise agreement.

12.18.060 Application.

A. An Applicant for a franchise pursuant to this Chapter shall file an application with the City which shall include the designated application fee. As permitted by RCW 35.21.860, an application fee in the amount specified in the Unified Fee Code shall accompany the application to cover costs associated with processing the application, including, without limitation, costs of administrative review, financial, legal and technical evaluation of the applicant, the costs of consultants, notice and publication requirements, and document preparation expenses.

B. The Applicant's application shall include the following:

1. The identity of the Applicant;

2. A statement as to the proposed franchise and information relating to the characteristics and location of the proposed facilities;

3. A resume of prior history of the Applicant, including the expertise of the Applicant in the field for which the franchise is proposed;

4. A preliminary construction schedule and completion date;

5. Information demonstrating the Applicant's legal, technical and financial ability to construct and operate the proposed infrastructure associated with the franchise;

6. An application fee which shall be set by the City Council by resolution to recover City costs in accordance with applicable federal and state law; and

7. Any other reasonable information that the City may request.

12.18.070 Consideration of application

A. Upon receipt of a complete application for a franchise pursuant to this Chapter and after obtaining any additional information the City deems appropriate, the Public Works Director shall process the application. The Public Works Director shall consider:

1. The nature of the proposed facilities.

2. Whether the public will benefit from granting a franchise to the Applicant; and

3. Whether the Applicant appears to have adequate legal, financial and technical qualifications and

capabilities to build, operate and maintain a franchise and its related infrastructure in the City.

B. The Public Works Director shall recommend to the City Council that it approve or deny the application. If the City Council approves the application, it shall, by ordinance, approve a franchise setting for the particular terms and conditions for use of the City's public ways which are necessary to protect the public health, welfare, and safety in accordance with applicable law. If the application is denied, a written determination by the City Council shall be included, setting forth the reason(s) for the denial.

12.18.080 Grant of franchise subject to referendum.

Any franchise granted pursuant to this Chapter for the conduct or distribution of electric energy, electric power, or electric light within the City shall be subject to popular referendum under the general laws of this state heretofore or hereafter enacted and as is provided by the City: PROVIDED, That no petition for referendum may be filed after six months from the date of the ordinance granting such franchise.

Section 19. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or

constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 20. Effective date. This ordinance shall become effective five days after its publication, or publication of a summary thereof, in the city's official newspaper, or as otherwise provided by law.

ADOPTED by the Redmond City Council this _____ day of _____, 20XX.

CITY OF REDMOND

_____
ANGELA BIRNEY, MAYOR

ATTEST:

_____
CHERYL XANTHOS, MMC, CITY CLERK (SEAL)

APPROVED AS TO FORM:

_____
REBECCA MUELLER, CITY ATTORNEY

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:

SIGNED BY THE MAYOR:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO.

CITY OF REDMOND
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING RMC 13, WATER AND SEWERS, TO CLARIFY PURPOSE AND MODERNIZE THE CODE'S APPLICABILITY

WHEREAS, Redmond Municipal Code Title 13 establishes the authorities and rules that the City may apply to the regulation of water and sewers; and

WHEREAS, the City proposes changing the name of Title 13 to Water, Wastewater, and Stormwater; and

WHEREAS, the City proposes updates to Title 13 related to Public Works functions relating to water, wastewater, and stormwater; and

WHEREAS, this update is intended to clarify roles and responsibilities within the Public Works Department and to improve operational performance and consistency; and

WHEREAS, this code revision is being coordinated to align with the Department's effort to achieve APWA Accreditation.

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

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City Code.

Section 2. Amendment of Title. Title 13, Water**, Wastewater, and Stormwater** [~~AND SEWERS~~], is hereby amended to read as follows:

Chapters:
13.02 Water and Sewer Service Funds.
13.03 Definitions.
13.04 [~~SEWAGE~~] **Wastewater System Requirements**.
13.05 Side Sewer Contractor Roster.
13.06 [~~STORM WATER~~] **Stormwater** Management [~~CODE~~].
13.07 Wellhead Protection
13.08 Installing and Connecting Water Service
13.10 Cross-Connection and Backflow Prevention
13.11 Water and Sewer Connection Charges
13.12 Reimbursement Agreements for Utility Improvements
13.15 [~~LATECOMER CONNECTION CHARGE - 180TH AVENUE N.E. SANITARY SEWER IMPROVEMENTS~~]**Repealed**
13.16 Water and Sewer Service Rates
13.17 Utility Accounts
13.18 [~~STORM WATER~~] **Stormwater** Management Utility
13.20 [~~STORM WATER~~] **Stormwater** Drainage Capital Facilities Charges
13.21 [~~STORM WATER~~] **Stormwater** Engineering, Plan Review and Processing Fees
13.22 Repealed
13.24 [~~WATER CONSERVATION~~] **Repealed**
13.25 Temporary Construction Dewatering
13.28 Repealed
13.29 Water Use Restrictions
13.32 Fluoridation of Water Supply
13.34 [~~STREETLIGHTING CHARGES~~]**Repealed**
13.36 Utility Extensions Outside City Limits
13.38 Administrative and Processing Services - Cost Recoupment

Section 3. Amendment of Chapter. RMC 13.02, Water and Sewer Service Funds, is hereby amended to read as follows:

13.02.010 Fund created.

There is created and established in the office of the City [~~TREASURER A SPECIAL FUND~~] **Finance Director two special funds** to be known and designated as the "City of Redmond Water and Sewer Revenue Fund**" and the "City of Redmond Stormwater Revenue Fund**."

13.02.020 Separate accounts for funds.

The City [~~TREASURER~~] **Finance Director** shall maintain separate accounts [~~FOR THE "CITY OF REDMOND WATER AND SEWER REVENUE BOND FUND, 1957," AND "WATER REVENUE BOND FUND, 1951," AND THE "CITY OF REDMOND WATER AND SEWER REVENUE FUND" AND SHALL~~] **as needed to** account separately for all monies received from consumers according to the rate schedules herein provided.

Section 4. Amendment of Section. RMC 13.03.020, Redmond Service Area, is hereby amended to read as follows:

13.03.020 Redmond service area.

The Redmond service area is that area west of 196th Avenue N.E., south of Novelty Hill Road and west of 212th Avenue N.E, north of Novelty Hill Road. **This area extends west to the Kirkland and Bellevue city limits.**

Section 5. Amendment of Chapter. RMC 13.04, [~~SEWAGE~~] **Wastewater System Requirements**, is hereby amended to read as follows:

Sections:
13.04.010 Purpose.
13.04.020 Definitions.
13.04.030 Owner to connect to sewer system.
13.04.040 Notice to connect – Connection by City.
13.04.041 Connection required – When – How made – Warrant to fund.
13.04.050 Repealed.
13.04.060 Repealed.
13.04.070 Repealed.
13.04.080 Repealed.
13.04.090 Repealed.
13.04.100 Repealed.
13.04.110 Permit required to install sewers.
13.04.120 Application **for permit**.
13.04.130 Unauthorized connections reported.
13.04.140 When permit required – Open excavations.
13.04.150 Limits of permit.
13.04.160 Temporary connections.
13.04.170 Term of permit.
13.04.180 Fees.
13.04.190 [~~CARD CARRIED~~] **Permit available for review**.
13.04.200 Inspection procedure.
13.04.210 Filling trenches.
13.04.220 Open excavations – Time limit.
13.04.230 Noncompliance with standards – Notice.
13.04.240 City repairs – Costs.
13.04.250 Costs of installation borne by owner.
13.04.260 Use of existing sewers.
13.04.270 Backup remedies.
13.04.280 Position of **side** sewers [~~– SIZE OF PIPE~~].
13.04.290 Laying sewer on another's property.
13.04.300 Construction standards.
13.04.310 Damaging public property prohibited.
13.04.320 Protecting excavations.
13.04.330 Restoring property required.
13.04.340 Discharge into sanitary sewers restricted.
13.04.350 Repealed.
13.04.360 Substances prohibited in sewers.
13.04.370 Interceptors required – When.

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13.04.480 Penalty for violations.

13.04.010.

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13.04.020 Definitions.

Words and phrases used in this chapter, unless the same shall be contrary to or inconsistent with the context, shall mean as follows:

"B.O.D." (denoting biochemical oxygen demand) means the quantity of oxygen [~~UTILIZED~~] **used** in the biochemical oxidation of organic matter under standard laboratory procedure in five days at twenty degrees Centigrade, expressed in parts per million by weight.

"City Engineer" [~~INCLUDES AN AUTHORIZED REPRESENTATIVE~~] **means the City Engineer or their representatives pursuant to RMC 2.64.030**.

"Cover" means the depth of material lying between the top of the sewer [~~OR DRAIN~~] and the finished grade immediately above it.

[~~"DOWNSPOUT" MEANS THE LEADER OR PIPE ABOVEGROUND WHICH IS INSTALLED TO CONDUCT WATER FROM THE ROOF GUTTER. "DRAIN" MEANS ANY CONDUCTOR OF LIQUIDS.~~]

"Garbage" means solid waste from the preparation, cooking and dispensing of food, and from the handling, storage and sale of produce.

"Garbage, properly shredded" means garbage that has been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than three-eighths inch in any dimension.

"Hazardous materials" **Any hazardous waste, hazardous substance, dangerous waste, or extremely hazardous waste that is a physical or health hazard as defined and classified in RCW Chapter 70.105 and WAC Chapter 173-303, whether the materials are in usable or waste condition. Hazardous materials shall also include petroleum or petroleum products that are in a liquid phase at ambient temperatures, including any waste oils or sludges.** [~~SHALL INCLUDE SUCH MATERIALS AS FLAMMABLE SOLIDS, CORROSIVE LIQUIDS, RADIOACTIVE MATERIALS, HIGHLY TOXIC MATERIALS, POISONOUS CASES, REACTIVE MATERIALS, UNSTABLE MATERIALS, HYPERBOLIC MATERIALS AND PYROPHORIC~~

~~MATERIALS AND ANY SUBSTANCE OR MIXTURE OF SUBSTANCES WHICH IS AN IRRITANT, A STRONG SENSITIZER OR WHICH GENERATES PRESSURE THROUGH EXPOSURE TO HEAT, DECOMPOSITION OR OTHER MEANS.~~

~~"HEALTH OFFICER" MEANS THE OFFICER RESPONSIBLE FOR PUBLIC HEALTH OR HIS AUTHORIZED REPRESENTATIVE.~~

~~"HOUSE DRAIN" MEANS THE CAST IRON PIPE USED FOR CONVEYING SEWAGE FROM THE BUILDING TO A POINT TWO AND ONE-HALF FEET OUTSIDE THE FOUNDATION WALL, AND IF THERE IS NO FOUNDATION WALL, TO A POINT TWO AND ONE-HALF FEET BEYOND THE OUTER LINE OF ANY FOOTINGS, PILINGS, BUILDING SUPPORTS OR PORCH UNDER WHICH IT MAY RUN, WHETHER SUCH DRAIN CONSISTS OF ONE LINE EXTENDING FROM THE BUILDING OR OF TWO OR MORE SUCH LINES.~~]

"Industrial wastes" [~~MEANS THE WASTES FROM INDUSTRIAL PROCESS AS DISTINGUISHED FROM SANITARY SEWAGE~~] **means waste materials produced from manufacturing or industrial processes, distinct from household wastewater**.

[~~"SIDE-SEWER CONTRACTOR" MEANS A CONTRACTOR APPROVED BY THE CITY TO CONSTRUCT OR REPAIR SIDE SEWERS AND WHO IS ON THE ACTIVE SIDE SEWER CONTRACTOR ROSTER.~~]

"Natural outlet" means any outlet into a watercourse, pool, ditch, lake, sound, or other body of fresh, surface or ground water.

"Parking strip, inside" means that portion of the street area lying between a public sidewalk location and the property line.

"Parking strip, outside" means that portion of a street area lying between a public sidewalk location and the curb location.

"[~~PERMIT CARD~~] **Sewer As-Built Card**" means [~~A~~] **an electronic and/or paper** card issued in conjunction with any permit. The card shall be [~~POSTED~~] on the premises and shall be readily [~~AND SAFELY ACCESSIBLE~~] **available** to the City Engineer **for inspection**.

"Person" means any individual, firm, company, association, society, corporation or group.

"pH" means the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

"Public area" or "public place" means any space dedicated to or acquired by the City for the use of the general public.

[~~"SEWAGE" MEANS A COMBINATION OF THE WATER-CARRIED WASTES FROM RESIDENCES, BUSINESS BUILDINGS, INSTITUTIONS~~

~~AND INDUSTRIAL ESTABLISHMENTS, TOGETHER WITH SUCH GROUND, SURFACE AND STORM WATERS AS MAY BE PRESENT.~~

~~"SEWAGE TREATMENT PLANT" MEANS ANY ARRANGEMENT OF DEVICES AND STRUCTURES USED FOR TREATING SEWAGE.~~

~~"SEWAGE WORKS" MEANS ALL THE FACILITIES FOR COLLECTING, PUMPING, TREATING AND DISPOSING OF SEWAGE.~~]

"Sewer" **and "Sanitary Sewer"** means a pipe or conduit for carrying [~~SEWAGE~~] **wastewater, and to which storm, surface and ground waters are not intentionally admitted**.

"Sewer [~~PLAT~~] **plan**" means a [~~PLAT~~] **plan** issued by the City Engineer in conjunction with any permit. The [~~PLAT~~] **plan** shall serve as [~~HIS~~] **the** record of all matters pertaining to the permit.

"Sewer, public" means a sewer [~~IN WHICH ALL OWNERS OF ABUTTING PROPERTIES HAVE EQUAL RIGHTS, AND~~] which is controlled by public authority.

[~~"SEWER, SANITARY" MEANS A SEWER WHICH CARRIES SEWAGE, AND TO WHICH STORM, SURFACE AND GROUND WATERS ARE NOT INTENTIONALLY ADMITTED.~~

~~"SEWER, STORM" MEANS A SEWER WHICH CARRIES STORM AND SURFACE WATERS AND DRAINAGE, BUT EXCLUDES SEWAGE AND POLLUTED INDUSTRIAL WASTES.~~]

"Side Sewer" means the sewer pipe [~~FROM THE BUILDING OR RESIDENCE TO THE SEWER MAIN, INCLUDING THE CONNECTION TO THE SEWER MAIN~~] **conveying wastewater from the building or residence to the wastewater sewer main, including the connection to the sewer main.**

"Side-sewer contractor" means a contractor approved by the City to construct or repair side sewers and who is on the active side sewer contractor roster.

"Sidewalk" means the walkway in the public area lying parallel or generally parallel to the roadway. If the walk is not yet paved, all measurements shall be based on location and elevation established by the City Engineer.

"Suspended solids" means solids that either float on the surface of or are in suspension in water, [~~SEWAGE~~] **wastewater** or other liquids and which are removable by filtering.

"Wastewater" means a combination of the water-carried wastes from residences, business buildings, institutions and industrial establishments

"Wastewater treatment plant" means any arrangement of devices and structures used for treating wastewater.

"Wastewater system" means all the facilities for collecting, conveying, pumping, treating and disposing of wastewater.

[~~"WATERCOURSE" MEANS A CHANNEL IN WHICH A NATURAL FLOW OF WATER OCCURS OR HAS OCCURRED, EITHER CONTINUOUSLY OR INTERMITTENTLY.~~]

13.04.030 Owner to connect to [~~SEWER~~] wastewater system.

The owner of any lands or premises shall connect all buildings located thereon [~~AND USED AS A RECEPTACLE OR DRAINAGE WITH~~] **to** the nearest accessible public sewer whenever there is a public sewer within two hundred (200) feet [~~THEREOF~~] **of any property boundary**. The City Engineer shall prescribe the [~~MANNER IN WHICH~~] **way** such connections shall be made.

No [~~DRAIN OR~~] sewer **or wastewater outfall** shall be constructed [~~SO AS~~] to discharge upon the surface of any public area.

13.04.040 Notice to connect – Connection by City.

Whenever any land, buildings or premises is required to be connected with a public [~~SEWER~~] **wastewater system** or otherwise drained, as provided in RMC 13.04.030, the [~~HEALTH OFFICER~~] **City Engineer** shall serve upon the owner of the lands, buildings or premises a notice in

writing, specifying the time within which such connection must be made, which time shall not be more than sixty (60) days from the date of delivery of the notice.

If the owner fails**,** [~~AND~~] neglects or refuses to connect [~~HIS~~] **their** lands, buildings or premises with the public [~~SEWER~~] **wastewater system** within the time specified, the [~~HEALTH OFFICER SHALL NOTIFY THE CITY ENGINEER, WHEREUPON THE~~] City Engineer may make such connection. The cost thereof shall be charged to the owner, and a bill showing the amount thereof mailed or delivered to [~~HIS~~] **them**, or posted upon the premises, whereupon the amount shall immediately be paid to the City [~~TREASURER~~] **Finance Director**.

13.04.041 Connection required – When – How made – Warrant to fund.

The [~~DIRECTOR OF~~] Public Works **Director** is empowered to compel the owners of any lot or parcel of real property, [~~THE PROPERTY LINE~~] of which **any property boundary** is located within two hundred (200) feet of a public [~~SANITARY SEWER~~] **wastewater system**, to cause to be connected to such public [~~SANITARY SEWER~~] **wastewater system** a sufficient **side** sewer [~~OR DRAIN PIPE~~] from all

buildings and structures located thereon used for human occupancy or for use for any other purposes. It is intended to discontinue the use of septic tanks throughout the City in the interests of the public health and safety, and to carry out such purpose, all buildings on property [~~SITUATED~~] **having any property boundary** within two hundred (200) feet of a public sanitary sewer shall be required to connect to the same [~~WITHIN ONE YEAR FROM JANUARY 1, 1973~~] **when directed by the Public Works Director**.

Stormwater and drainage water shall not be connected to the wastewater system through side sewers, sump pumps, or other pipes used to convey stormwater, surface water or groundwater. [~~NO STORM OR DRAINAGE WATER SHALL BE CONNECTED TO THE SANITARY SEWER; PROVIDED, FURTHER, THAT THE DIRECTOR OF PUBLIC WORKS IS EMPOWERED TO COMPEL THE OWNERS OF ANY LOT OR PARCEL OF REAL PROPERTY, UPON WHICH POOLS, DITCHES, WATERCOURSES OR WASTE WATER PIPES ARE LOCATED, WHICH ARE USED AS A RECEPTACLE OR FOR DRAINAGE PURPOSES, THE PROPERTY LINE OF WHICH IS LOCATED WITHIN TWO HUNDRED (200) FEET OF A SEPARATE STORM SEWER, TO CAUSE TO BE CONNECTED A SUFFICIENT SEWER OR DRAIN PIPE~~

~~FROM SAID POOLS, DITCHES, WATERCOURSES OR WASTE WATER PIPES TO THE STORM SEWER.~~]

It is unlawful for any person or persons or corporation to make or attempt to make more than one connection to any "Y" or to make more than two such connections at any one standpipe, and no "Y" or standpipe which already has one or two such connections, as the case may be, shall be considered as an accessible point in such sewer as the term is herein used. It is unlawful for any person to connect any basement with a city sewer without installing a back water [~~SEWAGE~~] **wastewater** valve at the outlet.

Any person who fails to comply with the requirements of this section shall be guilty of a violation of this chapter and be subject to a civil infraction in an amount not to exceed [~~$500.00~~] **$1200** per violation.

If any connection [~~SHALL NOT BE~~] **is not** made within 30 days after written notice to the owner of such lot or parcel of property, building or structure by the City, the [~~DIRECTOR OF~~] Public Works **Director** is authorized to cause the connection to be made and to file a statement of the cost thereof with the City Clerk. Thereupon a warrant in the amount of such cost, payable to the [~~WATER~~

~~AND SEWER DEPARTMENT~~] **City**, shall be issued by the City [~~TREASURER~~] **Finance Director** under the direction of the City Council and against the "City of Redmond Water and Sewer Revenue Fund." The amount of such warrant, plus interest at the rate of [~~EIGHT~~] **twelve** percent per year upon the total amount of such cost and penalty, shall be assessed against the property upon which the building or structure is situated, and shall become a lien thereon as herein provided. The total amount when collected shall be paid into the "City of Redmond Water and Sewer Revenue Fund."

13.04.050.

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13.04.060.

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13.04.070.

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13.04.080.

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13.04.090.

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13.04.100.

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13.04.110 Permit required to install sewers.

It is unlawful to make any connection with any public or private **sanitary** sewer, [~~DRAIN OR NATURAL OUTLET~~] without complying with all of the provisions of this chapter in relation thereto and having a permit to do so from the City [~~ENGINEER~~].

13.04.120 Application for permit.

A. Application for the permit required by Section 13.04.110 of this chapter shall be filed with the City [~~ENGINEER~~] stating the name of the owner, **the project name, the project address, the tax parcel number, the reason for the termination or modification, and information on the contractor installing the side sewer. Depending on the complexity of the installation, the City may require engineering plans that show the** [~~THE CORRECT ADDRESS AND LEGAL DESCRIPTION OF THE PROPERTY TO BE SERVED,~~] dimensions and location of any building on the property and the whole course of the [~~DRAIN~~] **side sewer** from the public sewer or other outlet to its connection with the building or property to be served. **For simpler installations, the City will require a sketch of the installation on the City-provided sewer as-built card.** The application shall be submitted to the

City Engineer for approval, who may change or modify the same and designate the manner and place in which the sewers shall be connected with the public sewer, may also specify the material, size and grade of such sewer, and shall endorse [~~HIS~~] approval upon the application if the same is acceptable to **the City** [~~HIM. THE CITY ENGINEER WILL REQUIRE THE PERMITTEE TO FURNISH HIM PLANS PERTAINING TO THE APPLICATION AND ISSUANCE OF THE PERMIT~~].

B. Upon approval of the application, the City Engineer shall issue [~~FOR HIS RECORDS~~] a sewer [~~PLAT~~] **as-built card and permit** showing the size and location of the public sewer, the point of connection, the location of any buildings on the lot, **any improvements to the public utility required,** and such other information as may be available and required.

C. Upon approval of the application and issuance of the permit, it is unlawful to alter or to do any other work than is provided for in the permit.

D. The City Engineer shall prepare and keep [~~ON FILE IN HIS OFFICE ALL CARDS AND~~] **electronic** records of **sanitary** sewer connections showing the information obtained [~~IN~~

~~THE COURSE OF~~] **during** inspection of completed work done under the permit.

13.04.130 Unauthorized connections reported.

[~~IT SHALL BE THE DUTY OF ANY POLICE OFFICER AND THE HEALTH OFFICER FINDING ANY PERSON BREAKING GROUND FOR THE PURPOSE OF MAKING CONNECTION WITH A PUBLIC OR PRIVATE SEWER OR DRAIN, TO ASCERTAIN IF SUCH PERSON HAS A PERMIT THEREFOR AND, IF NOT, TO IMMEDIATELY REPORT THE FACT TO THE CITY ENGINEER.~~] **It is unlawful to break ground for the purpose of making a connection with a public or private sewer without a permit. Any non-permitted connection to a public or private sewer shall be reported immediately to the City Engineer.**

13.04.140 When permit required – Open excavations.

It is unlawful to construct, extend, relay, repair or to make connection to any sewer [~~OR DRAIN~~] inside the property line without obtaining a permit from the City Engineer as provided in RMC 13.04.110. The City Engineer may issue the permit to the owner of any property to construct, extend, relay, repair or make connection to any private sewer [~~OR DRAIN~~] inside the property lines; provided, the owner shall comply with the applicable provisions of this chapter, except that [~~HE~~] **they** need

not employ a licensed side sewer contractor to do the work. Should the owner employ a licensed side sewer contractor to do the work, the contractor shall take the permit in [~~HIS~~] **their** own name and the owner, occupant or any other person shall lay no pipe on the contractor's permit.

It is unlawful to leave unguarded any excavation made in connection with the construction or repair of any side sewer [~~OR PRIVATE DRAIN~~] within four (4) feet of any public place or to fail to maintain the lateral support of any public place in connection with the construction, alteration or repair of any side sewer [~~OR DRAIN~~].

13.04.150 Limits of permit.

When a permit has been issued for a side sewer or drain as herein provided, no work other than that covered by the permit shall be done without the approval of the City Engineer. [~~HE MAY, IF HE DEEMS~~] **The City Engineer may, if they deem** the additional work of sufficient consequence, require a new permit to cover the same.

13.04.160 Temporary connections.

The City Engineer may, upon application containing such information as is required by [~~HIM~~] **the City**, issue a permit for a temporary connection to a public sewer **or**

side sewer [~~, SIDE SEWER, DRAIN OR NATURAL OUTLET~~]. The permit may be revoked by the City Engineer at any time upon **thirty** [~~30~~] days' notice posted upon the premises and directed to the owner of the premises. In **the** event the side sewer [~~OR DRAINS~~] are not disconnected at the expiration of the **thirty** [~~30~~] days, the City Engineer may disconnect the same and charge the cost thereof to the owner. Such costs shall be immediately payable to the City [~~TREASURER~~] **Finance Director** following a written notice of the amount thereof given to such owner or posted on the premises. A temporary permit shall be issued only upon the applicant recording with the [~~COUNTY AUDITOR~~] **King County Recorder's Office** an acceptable instrument agreeing to save the City harmless from all damage resulting to the City by reason of such temporary connection or disconnection, and exhibiting to the City Engineer the recording number thereof.

13.04.170 Term of permit.

No permit issued under this chapter shall be valid for a longer period than ninety days unless extended or renewed by the [~~CITY ENGINEER~~] **Development Services division of the Planning Department upon** application therefor prior to the expiration. Failure to renew the

permit prior to expiration thereof shall require the payment of a new permit fee.

13.04.180.

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13.04.190 [~~CARD CARRIED~~] Permit available for review.

[~~THE PERMIT CARD REQUIRED BY THIS CHAPTER MUST AT ALL TIMES DURING THE PERFORMANCE OF THE WORK, AND UNTIL THE COMPLETION THEREOF AND APPROVAL BY THE CITY ENGINEER, BE POSTED IN SOME CONSPICUOUS PLACE AT OR NEAR THE WORK AND MUST BE READILY AND SAFELY ACCESSIBLE TO THE CITY ENGINEER.~~] **The permit required by this chapter must, always during the performance of the work, and until the completion thereof and approval by the City Engineer, be available at or near the work and must be readily accessible to the City Engineer or other City designated inspector.**

13.04.200 Inspection procedure.

Any person performing work under a permit issued pursuant to the provisions of this chapter shall notify the City [~~ENGINEER~~] **via the electronic permitting system** when the work will be ready for inspection, and shall specify in such notification the location of the premises by address and the file number of the permit.

In the case of an emergency repair, the contractor shall make the repair and then file for a permit immediately afterwards. The excavation and the repair area must be left open or re-opened for inspection.

On any call for inspection, [~~FORTY-EIGHT~~] **twenty-four** hours notice plus Saturday, Sunday and holidays may be required by the City [~~ENGINEER~~].

If the City Engineer finds the work or material used is not in accordance with this [~~CHAPTER~~] **City Code**, [~~HE SHALL NOTIFY~~] the person doing the work, and also the owner of the premises[~~, BY POSTING A WRITTEN NOTICE ON THE PERMIT CARD~~] **shall be notified by adding a notice on the permit**. The [~~POSTED~~] notice shall be all [~~THE NOTICE~~] that is required to be given of the defects in the work or material found in such inspection.

In the case of a licensed side sewer contractor, either the contractor or a competent representative shall be on the premises, whenever so directed to meet the inspector.

13.04.210 Filling trenches.

No trench shall be filled nor any sewer covered until the work shall have been inspected and approved by the City Engineer**, or City designated inspector**.

13.04.220 Open excavations – Time limit.

All work within the limits of any public area shall be prosecuted to completion with due diligence. If any excavation is left open beyond a time reasonably necessary to fill the same, the City Engineer may cause the same to be backfilled and the public area restored forthwith. Any cost incurred in such work shall be charged to the side sewer contractor in charge of the work and shall be immediately payable to the [~~TREASURER~~] **Finance Director** by the contractor upon written notification of the amount thereof given to the contractor or posted at the location.

13.04.230 Noncompliance with standards – Notice.

If any work done under a permit granted is not done in accordance with the provisions of this chapter and the **City Standard Plans and Specifications** [~~PLANS AND SPECIFICATIONS~~] as approved by the City Engineer, and if the contractor or person doing the work shall refuse to properly construct and complete such work, notice of such failure or refusal shall be given to the owner of the property for whom the work is being done. The City Engineer may cause the work to be completed and the sewer connected in the proper manner. The cost of such work

and any materials necessary therefor shall be charged to the owner or contractor and be payable by the owner or contractor immediately upon the City Engineer giving written notice of the amount thereof or posting a notice thereof on the premises.

13.04.240 City repairs – Costs.

When any side sewer is constructed, laid, connected or repaired, and does not comply with the provisions of this chapter, or where it is determined by the [~~HEALTH OFFICER OR THE~~] City Engineer that a side sewer[~~, DRAIN, DITCH, OR NATURAL WATERCOURSE~~] is obstructed, broken, or inadequate and is a [~~MENACE~~] **potential danger** to health, or is liable to cause damage to public or private property, the [~~HEALTH OFFICER~~] **City Engineer** shall give notice to the owner of the property in which such condition exists. If [~~HE SHALL REFUSE~~] **the owner refuses** to reconstruct, relay, reconnect, repair, or remove the obstruction of the side sewer[~~, DRAIN, DITCH, OR NATURAL WATERCOURSE~~] within the time specified in such notice, [~~THE HEALTH OFFICER SHALL SO NOTIFY THE CITY ENGINEER AND THE~~] City Engineer may perform such work as may be necessary to comply with this chapter. The cost of such work so done shall be charged to the property owner and

shall become immediately payable to the [~~TREASURER~~] **Finance Director** upon written notice of the amount being given to the property owner or posted upon the premises. **If the side sewer is shared by two or more properties, then the cost will be split proportionally with all properties sharing the side sewer.**

13.04.250 Costs of installation borne by owner.

The [~~PUBLIC WORKS DIRECTOR OR DESIGNEE~~] **City Engineer** shall require the owner of a broken side sewer to repair the side sewer. The owner of the side sewer shall perform repairs within the amount of time dictated by the City. All costs and expense incidental to the installation, connection and maintenance of a side sewer shall be borne by the owner of the premises served by the side sewer.

13.04.260 Use of existing sewers.

The use of an existing side sewer may be permitted **for a single family infill lot or detached unit on a single family infill lot only** when approved by the City Engineer as conforming to all requirements of this chapter **and the Design Requirements for Water and Wastewater Extensions,** where a new or converted building or new installation replaces an old one. **A permit application**

as described in 13.04.120 is required for the re-use of an existing side sewer.

13.04.270 Backup remedies.

[~~IN ANY BUILDING, STRUCTURE OR PREMISES IN WHICH THE HOUSE DRAIN OR OTHER DRAINAGE IS TOO LOW TO PERMIT GRAVITY FLOW TO THE PUBLIC SEWER, THE SAME SHALL BE LIFTED BY ARTIFICIAL MEANS AND DISCHARGED INTO THE PUBLIC SEWER.~~

~~WHENEVER A SITUATION EXISTS INVOLVING AN UNUSUAL DANGER OF BACKUPS, THE CITY ENGINEER MAY PRESCRIBE A MINIMUM ELEVATION AT WHICH THE HOUSE DRAIN MAY BE DISCHARGED TO THE PUBLIC SEWER. DRAINS OR SEWERS BELOW THE MINIMUM ELEVATION SHALL BE LIFTED BY ARTIFICIAL MEANS; OR, IF APPROVED BY THE CITY ENGINEER, A BACKWATER SEWAGE VALVE MAY BE INSTALLED. THE EFFECTIVE OPERATION OF THE BACKWATER SEWAGE VALVE SHALL BE THE RESPONSIBILITY OF THE OWNER OF THE SEWER OR DRAIN. APPROVAL OF A BACKWATER SEWAGE VALVE SHALL BE MADE ONLY UPON THE APPLICANT RECORDING WITH THE COUNTY AUDITOR AN ACCEPTABLE INSTRUMENT AGREEING TO SAVE THE CITY HARMLESS FROM ALL DAMAGE RESULTING THEREFROM, AND EXHIBITING TO THE CITY ENGINEER THE RECORDING NUMBER THEREOF.~~]

Any building, structure, or premises which the side sewer is too low to permit gravity flow to the public sewer, the same shall be pumped by artificial means (grinder pump) and discharged into the public sewer. Grinder pump applications are restricted to single-family residences and single commercial buildings that are physically unable to connect to the sanitary sewer system by gravity.

Whenever a situation exists involving an unusual danger of backups, the City Engineer may prescribe a minimum elevation at which the house side sewer may be discharged to the public sewer. Side sewers below the minimum elevation shall be pumped by artificial means; or, if approved by the City Engineer, a backwater wastewater valve may be installed in accordance with the Redmond Plumbing Code. The effective operation of the backwater wastewater valve shall be the responsibility of the owner of the side sewer.

In the event a side sewer backup has caused or will cause impact to the environment, or has or will cause a public health issue, the Public Works Director has the authority to shut off water to the residence or building until the side sewer is repaired. **If the side sewer is**

shared by two or more properties, then the Public Works Director can shut off water to all residences or buildings sharing the side sewer.

13.04.280 Position of side sewers [~~– SIDE OF PIPE~~].

A. All side sewers shall be laid [~~on~~] **at** not less than two percent grade.

B. There shall be at least 30 inches of **horizontal** clearance from any foundation wall of any building, and, if there is no foundation wall, at least 30 inches of clearance from the outer lines of any footings, pilings or building supports.

C. There shall be a minimum of 60 inches of cover at the curb line, and, in a public alley, a minimum of 30 inches of cover at the property line, and a minimum of 18 inches of cover on the private property.

D. Any side sewer which is laid generally parallel to the curb or curb line shall have a minimum of 48 inches of cover between the curb or curb line and the back of sidewalk and not less than 30 inches of cover between the back of sidewalk and the property line.

E. All cover measurements shall be based on the established grade, or on existing improvements, or shall be approved by the City Engineer.

F. No side sewer shall be less than six inches in diameter in public area except as otherwise specified in the City's "standard plans and specifications."

G. Wherever a storm sewer is available, downspouts shall be connected therewith in a manner approved by the City Engineer; but such requirement shall not apply to the connection of any downspout with a sanitary sewer which is hereby prohibited and is unlawful.

H. One side sewer is required for each building, with the exceptions of single-family homes and middle housing units. Standards for these are included in the most recent version of the City of Redmond Water and Wastewater Design Requirements and are adopted by reference.

I. All vaults or privies shall be disinfected and filled with fresh earth. All septic tanks, cesspools and similar installations shall be disinfected and filled with fresh earth at the time of the discontinuance of the use thereof. **Abandonment of septic systems shall be in full compliance with the requirements contained in WAC 246-272A-0300.**

13.04.290 Laying sewer on another's property.

[~~BEFORE ANY SIDE SEWER MAY BE LOCATED ON ANY BUILDING SITE OTHER THAN THAT OWNED BY THE OWNER OF THE SIDE SEWER, THE OWNER OF THE SIDE SEWER SHALL SECURE FROM THE OWNER OF THE BUILDING SITE A WRITTEN EASEMENT, DULY ACKNOWLEDGED COVERING AND GRANTING THE RIGHT TO OCCUPY SUCH PROPERTY FOR SUCH PURPOSE. THE WRITTEN EASEMENT SHALL, BY THE OWNER OF THE SEWER, BE RECORDED IN THE OFFICE OF THE COUNTY AUDITOR.~~

~~BEFORE THE CITY ENGINEER SHALL ISSUE A PERMIT AUTHORIZING THE LAYING OF A SIDE SEWER ON ANY BUILDING SITE OTHER THAN THE ONE SERVED BY IT, THE OWNER OF THE SEWER SHALL SECURE FROM THE BUILDING SITE OWNER AND RECORD WITH THE AUDITOR THE SEWER EASEMENT HEREIN REFERRED TO AND SHALL EXHIBIT TO THE CITY ENGINEER THE RECORDING NUMBER THEREOF.~~] **Before any sewer pipe or side sewer may be located on any building site other than that owned by the owner of the sewer pipe or side sewer, the owner of the sewer pipe or side sewer shall secure from the owner of the building site a written easement 10′ minimum in width, duly acknowledged covering and granting the right to occupy such property for such purpose. The written easement shall, by the owner of the**

sewer pipe or side sewer, be recorded in the King County Recorder's Office.

Before the City Engineer shall issue a permit authorizing the laying of a sewer pipe or side sewer on any building site other than the one served by it, the owner of the sewer pipe or side sewer shall secure from the building site owner and record with the King County Recorder's Office the sewer easement herein referred to and shall exhibit to the City the recording number thereof.

Where a side sewer is to be connected in a public area to a side sewer which is owned by another and does not involve an easement, written permission for the connection shall be obtained from the owner of such side sewer and shall be filed with the City Engineer before any permit authorizing such connection is issued.

For all shared side sewers, a side sewer joint use agreement for access, operation, and maintenance purposes, signed by the owners of all properties connected to the sewer shall be recorded with the King County Recorder's Office and a copy provided to the City When the joint side sewer is shared by two or more residential units on the same parcel under common

ownership, the owner shall sign an acknowledgement of the construction and maintenance of this joint side sewer. The joint sewer agreement shall include language that all parties to the side sewer are jointly and severally responsible for the operation and maintenance of the entire sewer line, up and until their respective connection point, and that all parties have access to each parties property for the sole purpose of accessing the sewer line for maintenance and repair.

[~~WHERE PHYSICAL CONDITIONS RENDER COMPLIANCE WITH THE FOREGOING PROVISIONS IMPRACTICABLE, THE CITY ENGINEER MAY ISSUE A SPECIAL PERMIT FOR INSTALLATION OF A SIDE SEWER REQUIRING COMPLIANCE WITH SAID PROVISIONS INSOFAR AS IS REASONABLY POSSIBLE. SUCH PERMIT SHALL BE ISSUED ONLY UPON THE CONDITION THAT THE PERMITTEE SHALL RECORD WITH THE COUNTY AUDITOR AN INSTRUMENT ACCEPTABLE TO THE CITY ENGINEER AGREEING TO SAVE HARMLESS AND INDEMNIFY THE CITY FROM ANY DAMAGE OR INJURY RESULTING FROM SUCH INSTALLATION.~~]

13.04.300 Construction standards.

All material and [~~WORKMANSHIP~~] **work** in connection with the installation of any side sewer and connection with a public sewer shall be as required by the City's

"standard plans and specifications" except as to modifications or changes approved by the City Engineer. Whenever it becomes necessary to disturb pavement in connection with any work authorized under this chapter, the opening shall be not less than two feet by seven feet nor more than two and one-half feet by eight feet; provided, that the City Engineer may specify a different size of said opening and additional cuts to be made when needed to insure a proper backfill.

No excavation shall be made in any public area except at the times and in the manner prescribed by the City Engineer.

All backfill of excavation and tunnels under concrete or asphalt surfacing and the restoration of these surfaces in public areas shall be done by the contractor under supervision of the City Engineer.

13.04.310 Damaging public property prohibited.

It is unlawful to break, damage, destroy, deface, alter, or tamper with any structure, appurtenance, or equipment which is part of the City [~~SEWER~~] **wastewater** system, or, without authority from the City Engineer to break, damage, destroy or deface any public walk, curb, or pavement, or to make openings or excavations in a public

area for the purpose of connecting to any public or private sewer.

13.04.320 Protecting excavations.

Any excavation made by any licensed sewer contractor in any public place or immediately adjacent thereto shall be protected and guarded by fencing or covering and by proper lights. The protection of the public from the danger of such excavation shall be the responsibility of the side sewer contractor. The contractor shall be [~~LIABLE ON HIS BOND~~] **bonded** for any damage caused by his failure to properly protect and guard such excavation as herein required. If the contractor fails to properly protect and guard such excavation as herein required, the City Engineer may properly protect and guard such excavation and charge the cost thereof to the side sewer contractor, who shall, upon receiving written notice of the amount of such charge or by the posting of a notice of the amount of such charge at the location of the excavation, immediately pay the same to the City [~~TREASURER~~] **Finance Director**.

13.04.330 Restoring property required.

All streets, sidewalks, parking strips and other public areas except as mentioned in Section 13.04.300,

disturbed or altered in the course of any side sewer [~~OR DRAINAGE WORK~~], shall be restored by the licensed sewer contractor to the original surface [~~CONDITION~~] **type** as approved by the City Engineer. In the event of the failure of the contractor to so restore the area, the City Engineer may make such restoration and charge the cost thereof to the side sewer contractor who shall, upon receiving written notice of the amount thereof, upon posting of such notice on the area make immediate payment thereof to the City [~~TREASURER~~] **Finance Director**.

13.04.340 Discharge into sanitary sewers restricted.

No one shall discharge or cause to be discharged any [~~STORM WATER~~] **stormwater**, surface water, ground water, roof run-off, subsurface drainage, cooling water or unpolluted industrial process water to any sewer which is built solely for **wastewater** [~~SANITARY SEWAGE~~] **without written authorization from King County Metro Division of Industrial Waste and approval from the City Engineer.**

13.04.350.

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13.04.360 Substances prohibited in sewers.

It is unlawful to discharge or cause to be discharged any of the following described waters or wastes in any public sewer[~~, DRAIN, DITCH OR NATURAL OUTLETS~~]:

A. Any liquid or vapor having temperature higher than 150 degrees Fahrenheit;

B. Any water or waste [~~WHICH~~] **that** contains visible accumulation of fats, oils, and grease in amounts that may cause obstruction or maintenance problems in the collection and conveyance system, or interference in public sewer facilities;

C. Any gasoline, benzene, naphtha, oil, or other flammable or explosive liquid, solid or gas;

D. Any garbage that has not been properly shredded;

E. Any ashes, cinders, sand, mud, straw, hair, shavings, metal, glass, rags, feathers, tar, plastics, wood, paunch manure, or any other solid or viscous substances capable of causing an obstruction to the flow of sewers or other interference with the proper operation of the [~~SEWAGE~~] **wastewater** works;

F. Any waters or wastes having a pH lower than five and five-tenths, or higher than eight and five-tenths, or having any other corrosive property capable of causing

damage or hazard to structures, equipment or personnel of the [~~SEWAGE~~] **wastewater** works;

G. Any waters or wastes containing a toxic or poisonous substance in sufficient quantity to injure or interfere with any [~~SEWAGE~~] **wastewater** treatment process, constitute a hazard to humans, animals, fish or fowl, or create any hazard in the receiving waters of the [~~SEWAGE~~] **wastewater** treatment plant;

H. Any waters or wastes containing suspended solids of such character and quantity that unusual attention or expense is required to handle such materials at the [~~SEWAGE~~] **wastewater** treatment plant;

I. Any obnoxious or malodorous gas or substance capable of creating a public nuisance;

J. Any hazardous material, unless prior approval is obtained from the City Engineer.

13.04.370 Interceptors required – When.

No grease, oil, sand, liquid, waste containing grease or flammable material or other harmful ingredients in excessive amounts shall be discharged into any public sewer without the installation of interceptors, which shall be of a type and capacity approved by the City

Engineer and shall be so located as to be readily accessible for cleaning and inspection.

When any interceptors are installed for private use, they shall be maintained by the owner at [~~HIS~~] **the owner's** expense and in continuously efficient operation at all times **and subject to inspection by the City**.

13.04.380.

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13.04.390 Special treatment.

Whenever preliminary treatment is necessary to reduce the [~~B.O.D.~~] **Biochemical Oxygen Demand (B.O.D.)** to three hundred parts per million by weight or to reduce the objectionable characteristics of constituents to within the maximum limits prescribed in Section 13.04.360, such preliminary treatment shall be at the sole expense of the owner of the premises and shall be installed when the City Engineer determines that the same is necessary to comply with the standards prescribed.

All plans, specifications and any other pertinent information relating to proposed preliminary treatment facilities shall be submitted for approval of the City Engineer; and no construction of such facilities shall be commenced until such approval is noted on the plan.

Where such facilities are installed and used they shall be maintained continuously in satisfactory and efficient operation by the owner [~~AT HIS OWN~~] **at the owner's sole** expense.

13.04.400 Private sampling manholes.

In any property served by a side sewer carrying industrial wastes when required by the City Engineer, the owner shall install a control manhole in the side sewer to facilitate observation, sampling and measurement of the wastes. The manhole shall be accessibly and safely located and shall be constructed and installed in accordance with plans approved by the City Engineer. The manhole shall be installed and maintained by the owner at [~~HIS~~] **the owner's** sole expense.

13.04.410 Test standards.

All measurements, tests and analyses of the characteristics of waters and waste to which reference is made in these tests shall be determined in accordance with the standards prescribed in "standard methods for the examination of water and [~~SEWAGE~~] **wastewater**", published jointly by the American Health Association and the American Water Works Association.

[~~13.04.420 SPECIAL AGREEMENTS.~~

~~THE CITY ENGINEER SHALL MAKE RECOMMENDATIONS TO THE CITY COUNCIL IN REGARD TO ENTERING INTO ANY AGREEMENT WHEREBY ANY WASTE OF UNUSUAL CHARACTER MAY BE ACCEPTED BY THE CITY FOR TREATMENT BEFORE ENTRY INTO THE PUBLIC SEWER. THE PAYMENT FOR SUCH TREATMENT SHALL BE SUCH AS IS FIXED BY THE CITY COUNCIL.~~]

13.04.430.

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13.04.440 Planting near sewers.

It is unlawful to plant within 30 feet of any public or private sewer any willow, poplar, cottonwood, soft maple, gum tree, or any other tree or shrub whose roots are likely to enter and obstruct the flow of said sewers. **No trees (any species) shall be planted within any sewer or utility easement. All other trees shall be a minimum of 8 feet horizontal distance from water or sewer outside of easements or within city right of way.**

The [~~CITY ENGINEER~~] **Public Works Director** is authorized to remove any trees or shrubs from any [~~PUBLIC STREET~~] **right-of-way or easements** or the roots of any trees or shrubs [~~WHICH~~] **that** extend into any [~~PUBLIC STREET~~] **right-of-way or easements** when such trees, shrubs or the

roots thereof are obstructing or are liable to obstruct any public or private sewer [~~OR DRAIN~~]. Before making any such removal, the City Engineer shall give ten (10) days' notice in writing to the owner of the abutting property or the property on which such trees or shrubs are growing, requiring the owner to remove the same. If the written notice cannot be given to the owner, the notice may be posted on the premises or in the street at the location of the trees or shrubs requiring such removal. If the owner fails or refuses to remove such trees or shrubs and roots within the time specified, the City Engineer is authorized to do so, and the cost thereof shall be charged to the owner. Upon giving such written notice of the amount thereof to the owner or by posting such notice at the location of the trees or shrubs, the cost thereof shall be immediately payable to the City [~~TREASURER~~] **Finance Director** by such owner.

13.04.450 Testing waste.

The City Engineer or other city officials or employees, bearing proper credentials and identification, shall be permitted to enter upon any and all premises at all reasonable times for the purpose of inspection, observation, measurement, sampling and testing of sewers

and [~~SEWAGE~~] **wastewater** waste in accordance with the provisions of this chapter. It is unlawful for any person to prevent or attempt to prevent any such entrance or obstruct or interfere with any such officer or employee while so engaged.

13.04.460 Engineer's rules.

The City Engineer may make rules and regulations and amend the same from time to time, not inconsistent with the provisions of this ordinance, as [~~HE SHALL DEEM~~] **deemed** necessary and convenient to carry out the provisions of this chapter.

13.04.470.

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13.04.480 Penalty for violations.

Persons Subject to Penalty. Any person who violates or fails to comply with the requirements of this chapter or who fails to conform with the terms of an approval or order issued by [~~THE MAYOR,~~] the Public Works Director[~~, OR HIS OR HER DESIGNEE~~], shall be subject to a civil penalty as provided in RMC Chapter 1.14. Each day of continued violation shall constitute a separate violation for purposes of this penalty.

Procedure for Imposing Penalty. The procedure for notice of violation and imposition of penalties under this chapter shall be the same as other code violations as described in RMC Chapter 1.14; provided, that such procedures may be initiated by [~~EITHER~~] the Public Works Director [~~OR HIS OR HER DESIGNEE~~].

Section 6. Amendment of Chapter. RMC 13.05, Side Sewer Contract Roster, is hereby amended to read as follows:

13.05.010 Purpose.

The purpose of this chapter is to regulate those [~~PERSONS~~] **individuals** authorized to perform work on side sewers within the public right-of-way and on private property in order to protect the sewer system from defective [~~WORKMANSHIP~~] **work** and materials, and to [~~INSURE~~] **ensure** that the construction standards and the regulations of the City are followed.

13.05.020 Side sewer contractor roster.

A side sewer contractor roster is hereby established which shall be maintained by the [~~UTILITY~~] **Development Engineering** Division of the [~~PUBLIC WORKS~~] **Planning** Department which shall contain the names of those contractors which are approved to perform work on side sewers.

13.05.030 Violation.

It is a violation of the Redmond Municipal Code for any [~~PERSON~~] **individual** to make any connection to any public sewer, or to construct, alter, or repair any private sewer unless the [~~PERSON~~] **individual** is an active contractor on the side sewer contractor roster; provided, that a homeowner, who is not a contractor by trade, may make repairs to [~~HIS/HER~~] **their** side sewer if the repair is totally within the property of the homeowner.

13.05.040 Application.

All persons desiring to be included on the side sewer contractor roster are required to make application, pay an application fee, and pay the first year's annual roster fee to the [~~UTILITY~~] **Development Engineering** Division of the [~~PUBLIC WORKS~~] **Planning** Department. The application shall be reviewed by the [~~UTILITY~~] **Development Engineering** Division **of the Planning Department** to determine if the contractor has sufficient knowledge and experience to carry on the business of a side sewer [~~CONTRACTOR, AND~~] **contractor and** is skilled in the laying and construction of side sewers. The

information required in Section 13.05.050 of this chapter shall also be submitted with the application.

13.05.050 Side sewer contractor roster eligibility requirements.

The following requirements must be met [~~IN ORDER~~] to remain an active contractor on the side sewer contractor roster:

A. A City of Redmond business license;

B. A State of Washington contractor's registration;

C. Proof of liability insurance;

D. A side sewer contractor's bond;

E. Annual roster fee.

Should any of the above requirements not be met, the contractor shall be designated an inactive contractor on the side sewer contractor roster. Should any contractor remain so designated for more than twelve (12) months, the contractor shall be removed from the [~~ROSTER~~] **roster,** and a new application and fee will be required to re-instate the contractor.

13.05.060 Side sewer contractor bond.

[~~EVERY~~] **Each** side sewer contractor shall file with the [~~UTILITY~~] **Development Engineering** Division **of the**

Planning Department a bond in a form approved by the City in the amount of [~~$5,000~~] **$10,000**.

13.05.070.

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13.05.080.

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13.05.090.

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Section 7. Amendment of Chapter. RMC 13.06, [~~STORM WATER~~] **Stormwater** Management [~~CODE~~], is hereby amended to read as follows:

Sections:
13.06.010 [~~FINDINGS.~~] **Repealed.**
13.06.020 [~~STATEMENT OF NEED.~~] **Repealed.**
13.06.030 Purpose.
13.06.040 Definitions.
13.06.041 Owner to connect to stormwater system.
13.06.045 Connection required.
13.06.046 Permit required to install stormwater connection.
13.06.047 Construction inspection procedure.
13.06.048 Noncompliance with standards – notice.
13.06.049 Stormwater system – construction standards.
13.06.050 Repealed.
13.06.054 Prohibited discharges.
13.06.058 Conditional discharges.
13.06.060 Repealed.
13.06.062 Allowable discharges.
13.06.064 Prohibition of illicit connections.
13.06.066 Requirement of source control best management practices.
13.06.068 Maintenance requirements.
13.06.070 Disposal of waste from maintenance activities.
13.06.080 Compliance required.
13.06.090 Inspection requirements.
13.06.100 Inspection **and abatement** authority.

13.06.110 Inspection procedures **– private stormwater facilities**.
13.06.115 Stormwater system access procedures – public stormwater facilities.
13.06.120 Adjustment of utility fees.
13.06.130 Inspection and maintenance schedule.
13.06.140 Inspection and maintenance records.
13.06.150 Enforcement authority.
13.06.160 Enforcement policy.
13.06.170 Orders.
13.06.171 Engineer's rules.
13.06.172 Violator liable for expenses.
13.06.180 Penalty for violations.
13.06.190 Penalties due.
13.06.200 Repealed.
13.06.210 Abrogation and restrictions.
13.06.220 Interpretation.
13.06.230 Conflicts.
13.06.240 State statutes and regulations adopted by reference.

[~~13.06.010 FINDINGS.~~

~~THE REDMOND CITY COUNCIL HEREBY FINDS THAT:~~

~~A. STORM WATER DRAINAGE SYSTEMS ARE A COMMON FEATURE OF URBAN DEVELOPMENT.~~

~~B. STORM WATER DRAINAGE SYSTEMS MUST BE REGULARLY INSPECTED, MAINTAINED, AND REPAIRED AS NECESSARY IN ORDER TO FUNCTION AND PERFORM AS DESIGNED AND TO REDUCE OR REMOVE POLLUTION AND/OR TO REDUCE FLOODING.~~

~~C. IF NOT ADEQUATELY MAINTAINED, STORM WATER DRAINAGE SYSTEMS CAN BECOME LESS EFFECTIVE IN PREVENTING POLLUTANTS FROM ENTERING SURFACE WATERS AND GROUNDWATER.~~

~~D. IF NOT ADEQUATELY MANAGED, STORM WATER DRAINAGE SYSTEMS CAN CAUSE CONSIDERABLE DAMAGE TO PUBLIC AND~~

~~PRIVATE PROPERTY AND NATURAL HABITAT, AS WELL AS CREATING A HEALTH AND SAFETY RISK FOR THE PUBLIC AND WILDLIFE.~~

~~E. STORM WATER CAN POTENTIALLY TRANSPORT A SIGNIFICANT AMOUNT OF POLLUTION TO SURFACE WATER BODIES. STORM WATER NEEDS TO BE ADEQUATELY MANAGED TO PROTECT REDMOND'S NATURAL HABITATS AND WILDLIFE AND REDUCE THE IMPACTS OF URBANIZATION ON NATURAL SYSTEMS.~~

~~13.06.020 STATEMENT OF NEED.~~

~~THE REDMOND CITY COUNCIL FINDS THAT THIS CHAPTER IS NECESSARY IN ORDER TO:~~

~~A. ENSURE PROPER MAINTENANCE OF ALL STORM WATER FACILITIES WITHIN REDMOND BY SETTING MINIMUM OPERATING STANDARDS FOR INSPECTION, MAINTENANCE, AND REPAIR OF STORM WATER FACILITIES.~~

~~B. COMPLY WITH WASHINGTON DEPARTMENT OF ECOLOGY (ECOLOGY) REGULATIONS AND REQUIREMENTS FOR LOCAL GOVERNMENTS, INCLUDING REQUIREMENTS OF THE WESTERN WASHINGTON NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PHASE II MUNICIPAL STORM WATER PERMIT (NPDES PHASE II PERMIT).~~

~~C. PREVENT CONTAMINATION AND/OR DEGRADATION OF SURFACE WATERS, GROUNDWATER, AND/OR WILDLIFE HABITATS WITHIN THE CONTIGUOUS CITY LIMITS.~~]

13.06.030 Purpose.

The provisions of this chapter are intended to:

A. Provide standards and procedures for inspection, maintenance and repair of [~~STORM WATER~~] **stormwater** facilities in Redmond to help contribute to an effective, functional [~~STORM WATER DRAINAGE~~] **stormwater** system.

B. Authorize the Redmond [~~STORM WATER UTILITY~~] **Public Works Department** to require that [~~STORM WATER DRAINAGE~~] **stormwater** systems be managed, inspected, maintained, and repaired in conformance with this chapter.

C. Establish the minimum level of compliance which must be met.

D. Guide and advise all who conduct inspection, maintenance, and repair of [~~STORM WATER~~] **stormwater** facilities.

E. Prevent pollutants from leaking, spilling, draining or being dumped into any public or private [~~STORM WATER DRAINAGE~~] **stormwater** system, into groundwater, or directly into surface water bodies.

F. Comply with Washington Department of Ecology regulations and requirements for local governments, including requirements under the National Pollutant Discharge Elimination System (NPDES) permits.

13.06.040 Definitions.

For the purpose of this chapter, the following definitions shall apply:

"AKART" means all known, available and reasonable methods of prevention, control, and treatment. Terminology from Washington State Pollution Control Act, RCW 90.48.010 and 90.48.520.

"City Engineer" means the City Engineer or their representatives pursuant to RMC 2.64.030.

"Director" means the [~~DIRECTOR OF~~] Public Works **Director or their representatives pursuant to RMC 1.01.025** [~~AND/OR HIS OR HER DESIGNEES~~].

"Downspout" means the leader or pipe aboveground which is installed to conduct water from the roof gutter.

"Drain" means any pipe or conduit carrying surface or stormwater flow.

"Groundwater" means water in a saturated zone or stratum beneath the surface of the land or below a surface water body.

[~~"HAZARDOUS MATERIALS" MEANS ANY MATERIAL, INCLUDING ANY SUBSTANCE, WASTE, OR COMBINATION THEREOF, WHICH BECAUSE OF ITS QUANTITY, CONCENTRATION, OR PHYSICAL, CHEMICAL, OR INFECTIOUS CHARACTERISTICS MAY CAUSE, OR SIGNIFICANTLY CONTRIBUTE TO, A SUBSTANTIAL PRESENT OR POTENTIAL HAZARD TO HUMAN HEALTH, SAFETY, PROPERTY OR THE ENVIRONMENT WHEN IMPROPERLY TREATED, STORED, TRANSPORTED, DISPOSED OF, OR OTHERWISE MANAGE~~D.]

"Hazardous materials" Any hazardous waste, hazardous substance, dangerous waste, or extremely hazardous waste that is a physical or health hazard as defined and classified in RCW Chapter 70.105 and WAC Chapter 173-303, whether the materials are in usable or waste condition. Hazardous materials shall also include petroleum or petroleum products that are in a liquid phase at ambient temperatures, including any waste oils or sludges.

"House drain" means the pipe(s) used to convey stormwater and footing drain effluent from the building to a point five feet outside the foundation wall, and if there is no foundation wall, to a point five feet beyond the outer line of any footings, pilings, building supports or porch under which the

pipe may run, regardless of the number of pipes extending from the building.

"Hyperchlorinated" means water that contains more than 10 mg/liter chlorine.

"Illicit connection" means any man-made conveyance that is connected to a [~~STORM WATER DRAINAGE~~] **stormwater** system that discharges [~~NON-STORM WATER~~] **non-stormwater**. Examples include sanitary sewer connections, floor drains, channels, pipelines, conduits, inlets, hoses, above ground piping, or outlets that are connected directly to a [~~STORM WATER DRAINAGE~~] **stormwater** system.

"Illicit discharge" means any direct or indirect non-[~~STORM WATER~~] **stormwater** discharge to any portion of any [~~STORM WATER DRAINAGE~~] **stormwater** system, groundwater, or surface water except as expressly allowed by this chapter.

"Minimum Maintenance Standards" means the maintenance, inspection and repair standards that are described in the **project's Operation and Maintenance Manual as described in the** City of Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook **and as described in the most recent Ecology Stormwater Management Manual of Western Washington.**

"National Pollutant Discharge Elimination System (NPDES) [~~STORM WATER~~] **Stormwater** Discharge Permit" means a permit issued by the Environmental Protection Agency (EPA) (or by the Washington Department of Ecology under authority delegated pursuant to 33 USC Section 1342(b)) that authorizes the discharge of pollutants to waters of the United States, whether the permit is applicable on an individual, group, or general areawide basis.

"Natural outlet" means any outlet into a watercourse, pool, ditch, lake, sound, or other body of fresh, surface or ground water.

"[~~NON-STORM WATER~~] **Non-stormwater** discharge" means any discharge to the [~~STORM WATER DRAINAGE~~] **stormwater** system that is not composed entirely of [~~STORM WATER~~] **stormwater**.

"Person" means any individual, partnership, corporation, association, organization, cooperative, public or municipal corporation, agency of the State, local government unit, or other entity recognized by law and acting as either the owner of a premises or as the owner's agent.

"Pollutant" means anything which causes or contributes to pollution. Pollutants may include, but are not

limited to: paints, varnishes, and solvents; oil and other automotive fluids; nonhazardous liquid and solid wastes and yard wastes; refuse, rubbish, garbage, litter, or other discarded or abandoned objects and accumulations, so that same may cause or contribute to pollution; floatables; pesticides, herbicides, and fertilizers; hazardous substances and wastes; [~~SEWAGE~~] **wastewater**, fecal coliform and pathogens; dissolved and particulate metals; animal wastes; wastes and residues that result from constructing a building or structure; soaps and detergents labeled as non-toxic or environmentally friendly; and noxious or offensive matter of any kind.

"Premises" means any building, lot, parcel of land, or portion of land, whether improved or unimproved, including adjacent sidewalks and parking strips.

"Source control best management practice" or "BMP" means activities, prohibitions or practices, general good housekeeping practices, pollution prevention and educational practices, maintenance procedures, and structural or managerial practices to prevent or reduce the discharge of pollutants directly or indirectly to [~~STORM WATER~~] **stormwater**, surface water, or groundwater,

or [~~STORM WATER DRAINAGE~~] **stormwater** systems. BMPs also include treatment practices, operating procedures, and practices to control site runoff, spillage or leaks, sludge or water disposal, or drainage from raw materials storage.

"[~~STORM WATER~~] **Stormwater**" means that portion of precipitation that does not naturally infiltrate, evaporate, or become transpired by vegetation, that becomes surface runoff, interflow, infiltrated by a constructed infiltration facility, or collected by the [~~STORM WATER DRAINAGE~~] **stormwater** system.

"Stormwater pipe" means a pipe that carries stormwater and surface waters and drainage, but excludes polluted industrial wastes.

"[~~STORM WATER DRAINAGE~~] **Stormwater** system" means the system that collects, conveys, and stores surface water and [~~STORM WATER~~] **stormwater** runoff, both publicly or privately owned systems, including but not limited to any roads with drainage systems, gutters, curbs, inlets, [~~STORM DRAINS,~~] **stormwater** pipes, **catch basins,** ditches, pumping facilities, infiltration facilities, retention and detention facilities, water quality treatment facilities, **watercourses,** streams, swamps, closed

depressions, wetlands, Lake Sammamish, and other drainage structures and appurtenances, both natural and artificial.

[~~"STORM WATER POLLUTION PREVENTION PLAN" MEANS A DOCUMENT WHICH DESCRIBES THE BEST MANAGEMENT PRACTICES AND ACTIVITIES TO BE IMPLEMENTED BY A PERSON TO IDENTIFY SOURCES OF POLLUTION OR CONTAMINATION AT A PREMISES AND THE ACTIONS TO ELIMINATE OR REDUCE POLLUTANT DISCHARGES TO STORM WATER, STORM WATER CONVEYANCE SYSTEMS, AND/OR RECEIVING WATERS TO THE MAXIMUM EXTENT PRACTICABLE.~~]

"Stormwater Pollution Prevention Plan, SWPPP)" means a written document (text and drawings) to implement best management practices to identify, prevent, and control the contamination of stormwater, stormwater conveyance system, and or receiving waters from construction sites to the maximum extent practicable.

"Stream" means those areas where surface waters produce a defined channel or bed. A defined channel or bed is an area which demonstrates clear evidence of the passage of water and includes, but is not limited to, bedrock channels, gravel beds, sand and silt beds, and defined-channel swales. The channel or bed need not contain water year-round. This includes watercourses where there is

some component of natural flow (groundwater, spring, etc.) or when an artificial stormwater system is incorporated within a natural stream. A watercourse also includes all surface water connected wetlands that provide or maintain habitat that supports fish. This definition is not meant to include artificially created irrigation ditches, canals, storm, or surface water runoff devices or other entirely artificial watercourses unless they are used by salmonid or created for the purposes of stream mitigation.

13.06.041 Owner to connect to stormwater system.

The owner of any lands or premises shall connect all buildings and/or stormwater system located thereon to the nearest accessible public stormwater system where a property boundary is within 200 feet of a public stormwater system. The City Engineer shall prescribe the manner in which such connections shall be made.

No drain or stormwater pipe shall be constructed to discharge upon the surface of any public area.

13.06.045 Connection required.

The Public Works Director is empowered to compel the owners of any lot or parcel of real property, upon which pools, ditches, watercourses, or pipes or drains used to

convey stormwater, surface water or groundwater which are used as a receptacle or for drainage purposes, the property boundary of which is located within two hundred (200) feet of a separate stormwater system, to cause to be connected a sufficient stormwater pipe to convey stormwater, surface water or groundwater to the stormwater system. Any person who fails to comply with the requirements of this section shall be guilty of a violation of this chapter and be subject to a civil infraction in an amount not to exceed $1200.00 per violation.

If any connection is not made within 30 days after written notice to the owner of such lot or parcel of property, building or structure by the City, the Public Works Director is authorized to cause the connection to be made and to file a statement of the cost thereof with the City Clerk. Thereupon a warrant in the amount of such cost, payable to the City, shall be issued by the City Finance Director under the direction of the City Council and against the "City of Redmond Stormwater Revenue Fund." The amount of such warrant, plus interest at the rate of twelve percent per year upon the total amount of such cost and penalty, shall be assessed

against the property upon which the building or structure is situated, and shall become a lien thereon as herein provided. The total amount when collected shall be paid into the "City of Redmond Stormwater Revenue Fund." to cause to be connected to such stormwater system.

13.06.046 Permit required to install stormwater connection.

A. It is unlawful to make any connection with any public or private stormwater system, drain, or natural outlet without complying with all the provisions of this chapter in relation thereto and having a permit to do so from the City. (Ord.208 | 6,1957).

B. Application for the permit required by Section 13.06.041 of this chapter shall be filed with the City stating the name of the owner, the correct address and legal description of the property to be served, dimensions and location of any building on the property and the whole course of the stormwater pipe or drain from the public stormwater system or other outlet to its connection with the building or property to be served. The application shall be submitted to the City for approval, who may change or modify the same and designate

the manner and place in which the stormwater pipes or drains shall be connected with the public stormwater system, may also specify the material, size and grade of such stormwater pipe or drain, and shall approve the application if the same is acceptable to the City Engineer. The City Engineer will require the permittee to furnish plans pertaining to the application and issuance of the permit.

C. Upon approval of the application and issuance of the permit, it is unlawful to alter or to do any other work than is provided for in the permit.

D. The City Engineer shall prepare and keep electronic record drawings of stormwater connections showing the information obtained during inspection and survey of completed work done under the permit.

E. It is unlawful to break ground for the purpose of making a connection with a public or private stormwater system without a permit. Any non-permitted connection to a public or private stormwater system shall be reported immediately to the City Engineer.

F. It is unlawful to construct, extend, relay, repair or to make connection to any stormwater system inside the property line without obtaining a permit from the

City Engineer as provided in Section 13.06.041. The City Engineer may issue the permit to the owner of any property to construct, extend, relay, repair or make connection to any private stormwater system inside the property lines; provided, the owner shall comply with the applicable provisions of this chapter.

G. It is unlawful to leave unguarded any excavation made in connection with the construction or repair of any private stormwater pipe or drain within four feet of any public place or to fail to maintain the lateral support of any public place in connection with the construction, alteration, or repair of any stormwater pipe or drain.

H. When a permit has been issued for a drain or stormwater system, no work other than that covered by the permit shall be done without the approval of the City Engineer. Work done without approval may require a new permit, as determined by the City Engineer.

I. No permit issued under this chapter shall be valid for a longer period than ninety days unless extended or renewed by the City Engineer upon application prior to the expiration. Failure to renew the permit prior to

expiration thereof shall require the payment of a new permit fee.

J. The City Engineer may, upon application containing such information as is required by the City, issue a permit for a temporary connection to a public stormwater system or natural outlet. The permit may be revoked by the City Engineer at any time upon thirty days' notice posted upon the premises and directed to the owner of the premises. In event the stormwater pipe or drains are not disconnected at the expiration of the thirty days, the City Engineer may disconnect the same and charge the cost thereof to the owner. Such costs shall be immediately payable to the Finance Director following a written notice of the amount thereof given to such owner or posted on the premises. A temporary permit shall be issued only upon the applicant recording with the King County Recorder's Office an acceptable instrument agreeing to save the City harmless from all damage resulting to the City by reason of such temporary connection or disconnection, and exhibiting to the City Engineer the recording number thereof.

13.06.047 Construction inspection procedure.

A. Any person performing work under a permit issued pursuant to the provisions of this chapter shall notify the City Engineer when the work will be ready for inspection and shall specify in such notification the location of the premises by address and the file number of the permit.

B. On any call for inspection twenty-four hours' notice plus Saturday, Sunday, and holidays may be required by the City Engineer.

C. If the City Engineer finds the work or material used is not in accordance with City code, the person doing the work and the owner of the premises shall be notified by a written correction notice posted electronically on the permit and a copy emailed to the owner. The posted notice shall be all the notice that is required to be given of the defects in the work or material found in such inspection.

D. No trench shall be filled nor any stormwater pipe or drain covered until the work shall have been inspected and approved by the City Engineer.

13.06.048 Noncompliance with standards – Notice.

A. If any work done under a permit granted is not done in accordance with the provisions of this chapter and

the City Standard Plans and Specifications as approved by the City Engineer, and if the contractor or person doing the work shall refuse to properly construct and complete such work, notice of such failure or refusal shall be given to the owner of the property for whom the work is being done. The City Engineer may cause the work to be completed and the stormwater system connected in the proper manner. The cost of such work and any materials necessary shall be charged to the owner or contractor and be payable by the owner or contractor immediately upon the City Engineer giving written notice of the amount thereof or posting a notice thereof on the premises.

B. When any stormwater pipe or drain is constructed, laid, connected or repaired, and does not comply with the provisions of this chapter, or where it is determined by the City Engineer that a stormwater pipe or drain is obstructed, broken, inadequate, is a danger to health, or is liable to cause damage to public or private property, the Public Works Director shall give notice to the owner of the property in which such condition exists. If the owner refuses to reconstruct, relay, reconnect, repair, or remove the obstruction of the stormwater pipe

or drain within the time specified in such notice, the Public Works Director may perform such work as may be necessary to comply with this chapter. The cost of such work so done shall be charged to the property owner and shall become immediately payable to the Finance Director upon written notice of the amount being given to the property owner or posted upon the premises.

C. The City Engineer shall require the owner of a broken stormwater pipe or drain to repair the stormwater pipe or drain. The owner of the stormwater pipe or drain shall perform repairs within the amount of time dictated by the City. All costs and expense incidental to the installation, connection and maintenance of a stormwater pipe or drain shall be borne by the owner of the premises served by the stormwater pipe or drain.

13.06.049 Stormwater system – Construction standards.

A. Downspouts and footing drains shall be connected to the stormwater system in a manner approved by the City Engineer; but connection of any downspout or footing drain to a sanitary sewer is hereby prohibited and is unlawful. Standards for connections are included in the currently adopted Stormwater Technical Notebook and are adopted by reference.

B. Before any stormwater pipe may be located on any building site other than that owned by the owner of the stormwater pipe, the owner of the stormwater pipe shall secure from the owner of the building site a written easement 10′ minimum in width, duly acknowledged covering and granting the right to occupy such property for such purpose. The written easement shall, by the owner of the stormwater pipe, be recorded in the office of the King County Recorder's Office.

C. Before the City Engineer shall issue a permit authorizing the laying of a stormwater pipe on any building site other than the one served by it, the owner of the stormwater pipe shall secure from the building site owner and record with the King County Recorder's Office the stormwater easement herein referred to and shall exhibit to the City the recording number thereof.

D. It is unlawful to plant within thirty feet of any public or private stormwater pipe any willow, poplar, cottonwood, soft maple, gum tree, or any other tree or shrub whose roots are likely to enter and obstruct the flow of said stormwater pipe. No trees (any species) shall be planted within any stormwater easement. All other trees shall be a minimum of 8 feet horizontal

distance from water or sewer stormwater pipe outside of easements or within city right of way.

E. The City Engineer is authorized to remove any trees or shrubs from any right-of-way or easement or the roots of any trees or shrubs which extend into any right-of-way or easement when such trees, shrubs or the roots thereof are obstructing or are liable to obstruct any public or private stormwater pipe or drain. Before making any such removal, the City Engineer shall give ten days' notice in writing to the owner of the abutting property or the property on which such trees or shrubs are growing, requiring the owner to remove the same. If the written notice cannot be given to the owner, the notice may be posted on the premises or in the street at the location of the trees or shrubs requiring such removal. If the owner fails or refuses to remove such trees or shrubs and roots within the time specified, the Public Works Director is authorized to do so, and the cost thereof shall be charged to the owner. This work is done under the purview of maintenance to maintain operational functionality and does not require a City permit. Upon giving such written notice of the amount thereof to the owner or by posting such notice at the

location of the trees or shrubs, the cost thereof shall be immediately payable to the City Finance Director by such owner.

F. Any excavation made by any licensed contractor in any public place or immediately adjacent thereto shall be protected and guarded by fencing or covering and by proper lights. The protection of the public from the danger of such excavation shall be the responsibility of the contractor. The contractor shall be bonded for any damage caused by their failure to properly protect and guard such excavation as herein required. If the contractor fails to properly protect and guard such excavation as herein required, the City Engineer may properly protect and guard such excavation and charge the cost thereof to the contractor, who shall, upon receiving written notice of the amount of such charge or by the posting of a notice of the amount of such charge at the location of the excavation, immediately pay the same to the City.

G. All streets, sidewalks, parking strips and other public areas disturbed or altered in the course of any stormwater system work, shall be restored by the licensed stormwater contractor to the original surface

type as approved by the City Engineer. In the event of the failure of the contractor to so restore the area, the City Engineer may make such restoration and charge the cost thereof to the stormwater contractor who shall, upon receiving written notice of the amount thereof, upon posting of such notice on the area make immediate payment thereof to the City.

13.06.050.

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13.06.051 Damaging public property prohibited.

It is unlawful to break, damage, destroy, deface, alter, or tamper with any structure, appurtenance, or equipment which is part of the City stormwater system, or, without authority from the City Engineer to break, damage, destroy or deface any public walk, retaining wall, curb, or pavement, or to make openings or excavations in a public area for the purpose of connecting to any public or private stormwater system.

13.06.054 Prohibited discharges.

A. [~~NONSTORM WATER~~] **Non-stormwater** runoff discharges to the [~~STORM WATER DRAINAGE~~] **stormwater** system, surface water bodies, or groundwater are prohibited, unless such discharges are authorized in accordance with

Chapter 173-216 WAC (State Waste Discharge Permit Program) or Chapter 173-220 WAC (National Pollutant Discharge Elimination System Permit Program).

B. No person shall throw, drain, or otherwise discharge, cause or allow others under its control to throw, drain, or otherwise discharge pollutants into a [~~STORM WATER DRAINAGE~~] **stormwater** system, surface water bodies or groundwater. If a pollutant discharge is identified it shall cease immediately and be reported to the [~~STORM WATER~~] **stormwater** utility immediately. Failure to report any discharge within 24 hours is a violation of this chapter.

Examples of prohibited pollutants include, but are not limited to:

1. Trash or debris, including leachate from dumpsters and trash compactors.

2. Construction materials, including soil.

3. Petroleum products including but not limited to oil, gasoline, grease, fuel oil, heating oil, electrical transformer fluid.

4. Antifreeze and other automotive products.

5. Metals in particulate or dissolved form.

6. Flammable or explosive materials.

7. Radioactive materials.

8. Batteries.

9. Acids, alkalis, or bases.

10. Paints, stains, resins, lacquers, or varnishes.

11. Degreasers and/or solvents.

12. Drain cleaners.

13. Pesticides, herbicides, or fertilizers.

14. Steam cleaning wastes.

15. Soaps, detergents, ammonia.

16. Swimming pool or spa filter **water not properly dechlorinated or** backwash.

17. Chlorine, bromine, and other disinfectants.

18. Heated water.

19. Domestic animal waste.

20. [~~SEWAGE~~] **Wastewater**.

21. Recreational vehicle waste.

22. Animal carcasses.

23. Food waste, including used cooking oil.

24. Bark, lawn clippings, leaves, and branches.

25. Silt, turbid runoff, concrete, concrete wash water, cement, or gravel.

26. Dyes, excluding municipal operations dye testing.

27. Chemicals **and substances** not normally found in uncontaminated water.

28. Saltwater pool and saltwater spa water.

[~~28.~~] **29.** Any other process-associated discharge except as otherwise allowed in this chapter, including car washing effluent.

C. Hazardous materials, as defined in this chapter, shall not be allowed to enter any [~~STORM WATER DRAINAGE~~] **stormwater** system, infiltrate into the ground, or enter any surface water body within the [~~CONTIGUOUS~~] city limits **or city-owned property**. All such substances shall be stored, handled and disposed in a manner that will prevent them from entering the [~~STORM WATER DRAINAGE~~] **stormwater** system, groundwater, or surface water bodies. Storage, handling and disposal shall be conducted in accordance with Chapters 173-304 and 173-303 WAC. Appropriate quantities of spill equipment shall be kept on site, and spill response training documented, for any site within the City that uses, stores, or otherwise handles hazardous materials on a commercial basis.

13.06.058 Conditional discharges.

A. The following types of discharges shall not be considered illicit discharges for the purpose of this

chapter if they meet the stated conditions, or unless the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] determines that the type of discharge, whether singly or in combination with others, is causing or is likely to cause pollution of surface water or groundwater:

1. Potable water, including water from water line flushing, hyperchlorinated water line flushing, fire hydrant system flushing, and pipeline hydrostatic test water. Planned discharges shall be de-chlorinated to a concentration of 0.1 mg/L (ppm) or less, pH adjusted, if necessary and in volumes and velocities controlled to prevent re-suspension of sediments in the [~~STORM WATER~~] **stormwater** system. Lawn watering and other irrigation runoff are permitted but shall be minimized.

2. *De-chlorinated Swimming Pool, Spa and Hot Tub Discharges.* These discharges are allowed only if no other option, such as discharging to a sanitary sewer, is available. These discharges shall be de-chlorinated **and debrominated** to a total residual [~~CHLORINE~~] concentration of 0.1 mg/L (ppm) or less, **free from sodium chloride,** pH adjusted, and [~~REOXYGENIZED~~] **reoxygenated** if necessary and in volumes and velocities controlled to prevent re-suspension of sediments in the [~~STORM WATER~~]

stormwater system. Discharges shall be thermally controlled to prevent an increase in temperature of the receiving water. [~~SWIMMING POOL CLEANING WASTEWATER AND FILTER BACKWASH SHALL NOT BE DISCHARGED TO THE STORM WATER SYSTEM.~~]

3. Street and sidewalk wash [~~WATER,~~] **water and** water used to control dust[~~, AND ROUTINE EXTERNAL BUILDING WASH DOWN THAT DOES NOT USE DETERGENTS OR CHEMICALS OF ANY KIND~~]. Wash water is required to be kept at a minimum. **Wash water containing any materials identified 13.06.0540 Prohibited Discharges shall not be allowed to enter the stormwater system.** [~~PRESSURE WASHING THAT RESULTS IN PAINT OR OTHER BUILDING MATERIALS IN WASH WATER IS PROHIBITED FROM ENTERING THE STORM WATER DRAINAGE SYSTEM. STREET FLUSHING AT CONSTRUCTION SITES IS PROHIBITED IN REDMOND.~~]

4. Routine external building washdown for structures built or renovated before 1950 and after 1980. Wash water is required to be kept to a minimum. Commercial, industrial, and multi-story residential structures constructed or renovated between 1950 and 1980 shall be assessed for PCB-containing building materials using Department of Ecology Publication No. 22-04-024 (or as

updated) prior to building washdown and discharge to the storm system or surface waters or groundwater. Structures confirmed or suspected to have PCB-containing materials shall not discharge wash water to the stormwater system or surface waters or groundwater.

[~~4.~~] **5.** *Fire Sprinkler System Flushing.* These discharges are allowed only if no other option, such as discharging to a sanitary sewer, is available. Sprinkler system flushing water with any chemicals added is prohibited in the [~~STORM WATER DRAINAGE~~] **stormwater** drainage system. Sprinkler system flushing water discharges shall be de-chlorinated to a concentration of 0.1 mg/L (ppm) or less, pH adjusted, if necessary and discharged **at a rate not to exceed 500 gallons per minute (gpm), or less, as needed** [~~IN VOLUMES AND VELOCITIES CONTROLLED~~] to prevent re-suspension of sediments in the [~~STORM WATER~~] **stormwater** system.

[~~5.~~] **6.** [~~NON-STORM WATER~~] **Non-stormwater** discharges [~~COVERED~~] **authorized** by an individual or general NPDES permit **or State Waste Discharge permit**; provided, that the discharge is in full compliance with all

requirements of the permit, waiver, or order and other applicable laws and regulations.

[~~6.~~] **7.** *Other* [~~NON-STORM WATER~~] **Non-stormwater** *Discharges.* The discharges shall be in compliance with requirements of a [~~STORM WATER~~] **stormwater** pollution prevention plan (SWPPP) reviewed and approved by the City of Redmond, which addresses control of such discharges by applying all known and reasonable technologies (AKART) to prevent contaminants from entering surface water and groundwater.

13.06.060.

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13.06.062 Allowable discharges.

A. The following types of discharges shall not be considered illicit discharges for the purposes of this chapter unless the **Public Works Director** [~~DIRECTOR AND/OR HIS OR HER DESIGNEE~~] determines that the type of discharge, whether singly or in combination with others, is causing or is likely to cause pollution of surface water or groundwater:

1. Diverted stream flows.

2. Rising groundwater.

3. Uncontaminated groundwater infiltration as defined in 40 CFR 35.2005(20).

4. Uncontaminated pumped groundwater.

5. Foundation drains.

6. Air conditioning condensation.

7. Irrigation water from agricultural sources that is commingled with urban [~~STORM WATER~~] **stormwater**.

8. Springs.

9. [~~WATER~~] **Clear uncontaminated water** from crawl space pumps.

10. Footing drains.

11. Flows from riparian habitats and wetlands.

12. [~~DISCHARGES~~] **Non-stormwater discharges** from emergency firefighting activities.

13.06.064 Prohibition of illicit connections.

A. The construction, use, maintenance, or continued existence of illicit connections to the [~~STORM WATER DRAINAGE~~] **stormwater** drainage system is prohibited. This prohibition expressly includes, without limitation, illicit connections made in the past, regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection. Illicit connections shall be corrected

immediately upon discovery. Once an illicit connection is identified, the person responsible for the connection shall immediately cease to discharge waste through the connection.

B. A person is considered to be in violation of this chapter if the person connects a line, inclusive of temporary connections, conveying [~~WASTE WATER~~] **wastewater** to the [~~STORM WATER DRAINAGE~~] **stormwater** system, or allows such connection to continue with knowledge of such connection.

13.06.066 Requirement of source control best management practices.

A. Any person causing or allowing discharge to a [~~STORM WATER DRAINAGE~~] **stormwater** system, surface waters or groundwater shall limit pollutants in the discharge by implementing source control best management practices (BMPs). "Applicable" source control BMPs in Volume IV of the current [~~STORM WATER~~] **Stormwater** Management Manual for Western Washington shall be used to reduce or eliminate the release of pollution citywide.

B. "Recommended" source control BMPs in Volume IV of the current [~~STORM WATER~~] **Stormwater** Management Manual for Western Washington shall be used to reduce or eliminate

the release of pollution citywide if "applicable" source control BMPs do not prevent pollution. "Recommended" source control BMPs are identified by land use and specific business types. The City may require additional "recommended" source control BMPs and/or treatment BMPs or facilities if such BMPs or facilities are deemed necessary by the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] to eliminate an ongoing release of pollution.

13.06.068 Maintenance requirements.

A. All [~~STORM WATER DRAINAGE~~] **stormwater** systems in the City of Redmond shall be maintained according to this chapter and the **stormwater system's Operation and Maintenance Manual, as defined by** [~~MINIMUM MAINTENANCE STANDARDS DETAILED IN~~] the City of Redmond [~~STORM WATER~~] S**tormwater** Technical Notebook or another maintenance standard approved by the City.

B. *Repealed by Ord. 2859.*

C. All [~~STORM WATER DRAINAGE~~] **private stormwater** systems **installed after 2020 that provide either water quality or flow control and all public stormwater systems** shall be inspected by the City on a periodic basis, as described in RMC 13.06.130 (Inspection **and Maintenance**

Schedule). If, during an inspection, a facility is found not to be in compliance with the minimum maintenance standards, inspection may be scheduled more frequently in order to assure the [~~STORM WATER DRAINAGE~~] **stormwater** system functions as designed.

D. Where abatement and/or repair is found necessary to correct health or safety problems, to control pollutants from entering the [~~STORM WATER DRAINAGE~~] **stormwater** system, **to correct and/or repair any private stormwater systems** to prevent surface water or groundwater quality degradation, or to remove pollutants that have entered the [~~STORM WATER DRAINAGE~~] **stormwater** system, such work shall be completed immediately by the owner or operator of the [~~STORM WATER DRAINAGE~~] **stormwater** system.

E. Where maintenance and/or repair is found necessary during inspection, and the maintenance is not of emergency nature as detailed in subsection D of this section, maintenance shall be performed in accordance with the maintenance schedule established by the NPDES Western Washington Phase II Municipal [~~STORM WATER~~] **Stormwater** Permit.

13.06.070 Disposal of waste from maintenance activities.

A. Disposal of waste from maintenance activities shall be conducted in accordance with the current National Pollution Discharge Elimination System (NPDES) Western Washington Phase II Municipal [~~STORM WATER~~] **Stormwater** Permit.

B. *Repealed by Ord. 2859.*

C. [~~DISPOSAL OF SOLIDS~~] **Solids** collected or generated from maintenance activities required by the City of Redmond shall be **disposed in compliance with WAC 173-303, at a qualified solid waste disposal facility. Receipt of disposal documentation shall be** [~~DOCUMENTED AND~~] provided to the [~~STORM WATER~~] **Stormwater** Utility after maintenance occurs.

D. [~~WATER~~] **Maintenance process water** collected and used in catch basin, runoff treatment facility and pipe maintenance activities shall be **disposed at a qualified decant facility. Receipt of disposal documentation shall be provided to the Stormwater Utility after disposal occurs.** [~~DISPOSED OF PROPERLY. IN ORDER OF PREFERENCE, THE FOLLOWING DISPOSAL METHODS SHALL BE USED:~~

~~1. DISCHARGE LIQUID TO A WASTEWATER SEWER IN A LOCATION PERMITTED BY THE CITY OF REDMOND OR PERMITTED BY ANOTHER~~

~~LOCAL GOVERNMENT WITH WASTEWATER SEWER JURISDICTION OUTSIDE THE CITY.~~

~~2. DISCHARGE OF CATCH BASIN AND PIPE MAINTENANCE LIQUIDS MAY BE ALLOWED INTO A BASIC OR ENHANCED RUNOFF TREATMENT FACILITY WITH APPROVAL FROM THE CITY OF REDMOND.~~]

D. [~~3. CLEAR LIQUID~~] **Uncontaminated stormwater** removed from [~~STORM WATER~~] **stormwater** ponds, vaults or [~~OVERSIZED~~] catch basins **prior to sediment removal or repair** can be returned to the [~~STORM WATER~~] **stormwater** system with approval [~~FROM~~] **of** the City. [~~LIQUID~~] **Uncontaminated stormwater** allowed to be [~~DISPOSED~~] **discharge** back into the [~~STORM WATER~~] **stormwater** system shall not exceed a turbidity of [~~50~~] **25** NTU.

13.06.080 Compliance required.

Property owners are responsible for the maintenance, operation and repair of [~~STORM WATER DRAINAGE~~] **stormwater** systems and source control BMPs within their property. Property owners shall maintain, operate and repair [~~STORM WATER DRAINAGE~~] **stormwater** systems and source controls in compliance with the requirements of this chapter and the City of Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook.

13.06.090 Inspection requirements.

The **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] is authorized to develop inspection procedures and maintenance requirements for all [~~STORM WATER DRAINAGE~~] **stormwater** systems in the City of Redmond [~~WHICH~~] **that** do not have [~~A~~] **an operation and** maintenance manual developed by the [~~STORM WATER DRAINAGE~~] **stormwater** system design engineer.

13.06.100 Inspection and abatement authority.

Whenever implementing the provisions of this chapter or whenever there is cause to believe that a violation of this chapter has been or is being committed, the **Public Works** director [~~AND/OR HIS OR HER DESIGNEE~~] is authorized to **enter,** inspect**, and abate** during regular working hours and at other reasonable times all [~~STORM WATER DRAINAGE~~] **stormwater** systems within Redmond to determine **and assure** compliance with the provisions of this chapter.

13.06.110 Inspection procedures – Private stormwater facilities.

A. Prior to making any inspections on private property, the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] shall present identification credentials, state the reason for the inspection and request entry.

B. If the property or any building or structure on the property is unoccupied, the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] shall first make a reasonable effort to locate the owner or other person(s) having charge or control of the property or portions of the property and request entry.

C. If after reasonable effort the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] is unable to locate the owner or other person(s) having charge or control of the property, and has reason to believe the condition of the [~~STORM WATER DRAINAGE~~] **stormwater** system creates an imminent hazard to persons**, environment,** or property, the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] may enter.

D. Unless entry is consented to by the owner or person(s) in control of the property or portion of the property or unless **emergency** conditions are reasonably believed to exist which create imminent hazard, the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] shall obtain [~~A SEARCH~~] **an administrative** warrant, prior to entry, as authorized by the laws of the State of Washington **and RMC 1.14.190, directing the Public Works Director as defined in this code, or a person authorized by the**

Public Works Director, to execute it. An emergency condition shall be considered those that include impacts to public health, welfare, and safety which would become worse if not addressed immediately.

E. The **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] may inspect the [~~STORM WATER~~] **stormwater** system without obtaining [~~A SEARCH~~] **an administrative** warrant provided for in subsection D of this section, provided the inspection can be conducted while remaining on public property or other property on which permission to enter is obtained.

F. The City of Redmond shall investigate illicit discharges in an effort to identify the source. If such discharges are tracked to a specific connection to the public [~~STORM WATER DRAINAGE~~] **stormwater** system, or directly to surface water or groundwater, inspection and investigation of that site will be initiated in compliance with the inspection procedures defined in this section. If the discharge is an imminent threat to public safety or the environment, emergency action shall be taken in accordance with this section.

G. The Washington State Department of Ecology and "its duly appointed agent" shall have the right to enter at

all reasonable times in or upon any property, public or private, for the purpose of inspecting and investigating conditions relating to the pollution of or the possible pollution of any of the waters of this state pursuant to RCW 90.48.090.

13.06.115 Stormwater system access procedures – Public stormwater facilities.

The Public Works Director, City Engineer or other city officials or employees, bearing proper credentials and identification, shall be permitted to enter upon any and all premises at all reasonable times for the purpose of inspection, observation, maintenance, measurement, sampling and testing of public stormwater systems in accordance with the provisions of this chapter. It is unlawful for any person to prevent or attempt to prevent any such entrance or obstruct or interfere with any such officer or employee while so engaged.

13.06.120 Adjustment of utility fees.

In the event any person, whose property has previously been provided utility fee credits for on-site water quantity/quality control, refuses to allow the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEES~~] to inspect said facility or commits a violation of this code, the

Public Works Director [~~AND/OR HIS OR HER DESIGNEE~~] shall cancel the water quality/quantity credits for the said property and adjust the billing rate for the said property accordingly. Whenever the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] shall make such an adjustment, a notice of adjustment shall be mailed to the owner of said property by certified mail or in person. The notice shall be deemed received when signed for by the owner or, if the owner fails or refuses to sign for the notice within the time provided by the postal service, within three days of mailing or delivery in person. The owner may request the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] to reconsider the notice and order by filing a request for such reconsideration within 10 days of receipt of the notice. The **Public Works** Director's [~~AND/OR HIS OR HER DESIGNEE'S~~] decision on any such reconsideration shall be final.

13.06.130 Inspection and maintenance schedule.

The **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] shall establish inspection and maintenance scheduling and standards for all publicly and privately owned [~~STORM WATER~~] **stormwater** facilities. At a minimum, the

base frequency for inspection and maintenance shall be in accordance with the National Pollution Discharge Elimination System (NPDES) Western Washington Phase II Municipal [~~STORM WATER~~] **Stormwater** Permit currently in effect. Adjustment to the maintenance and inspection frequency may be authorized when found appropriate by the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~].

13.06.140 Inspection and maintenance records.

Private [~~STORM WATER DRAINAGE~~] **stormwater** system owners shall keep a maintenance log and **operation and** maintenance manual on-site or within reasonable access to the site. [~~MAINTENANCE MANUALS~~] **Operation and maintenance manuals**, as defined by the City of Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook, shall be transferred with ownership of the property, clearly indicating the party responsible for maintenance, and include a log of maintenance activities. Maintenance logs, and any record drawing or drainage system plan, shall be provided to the [~~DIRECTOR~~] **Public Works Director** [~~AND/OR HIS OR HER DESIGNEE~~] upon request.

13.06.150 Enforcement authority.

The **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] shall administer and enforce this chapter and shall have

the authority to adopt and implement administrative procedures for such enforcement.

13.06.160.

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13.06.170 Orders.

The **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] shall have the authority to issue to an owner or person(s) representing an owner an order to maintain or repair a component of a [~~STORM WATER DRAINAGE~~] **stormwater** system, operational source control BMP, or structural source control BMP, to bring the [~~STORM WATER DRAINAGE~~] **stormwater** system in compliance with this chapter. The order shall include all requirements detailed in RMC 1.14.100.

13.06.171 Engineer's rules.

The City Engineer may make rules and regulations and amend the same from time to time, not inconsistent with the provisions of this ordinance, as deemed necessary and convenient to carry out the provisions of this chapter.

13.06.172 Violator liable for expenses.

Whoever violates any of the provisions of this chapter shall, in addition to any penalties provided for such

violation, be liable for any expense, loss or damage occasioned thereby to the City.

13.06.180 Penalty for violations.

A. *Persons Subject to Penalty.* Any person who violates or fails to comply with the requirements of this chapter or who fails to conform with the terms of an approval or order issued by [~~THE MAYOR,~~] the **Public Works** Director[~~, AND/OR HIS OR HER DESIGNEE,~~] shall be subject to a civil penalty as provided in RMC Chapter 1.14. Each day of continued violation shall constitute a separate violation for purposes of this penalty.

B. *Aiding or Abetting.* Any person who, through an act of commission or omission, aids or abets in the violation shall be considered to have committed a violation for the purposes of civil penalty.

C. *Procedure for Imposing Penalty.* **The Public Works Director may, at their discretion, impose a penalty.** The procedure for notice of violation and imposition of penalties under this chapter shall be the same as for other code violations as described in RMC Chapter 1.14[~~; PROVIDED, THAT SUCH PROCEDURES MAY BE INITIATED BY EITHER THE DIRECTOR AND/OR HIS OR HER DESIGNEE~~].

[~~D. *COMMUNITY SERVICE ALTERNATIVE*. THE DIRECTOR AND/OR HIS OR HER DESIGNEE MAY, AT HIS/HER DISCRETION, PROVIDE THE OPTION FOR PAYMENT OF ALL OR PART OF ANY PENALTIES INCURRED BY ANY PERSON(S) TO BE MADE IN THE FORM OF COMMUNITY SERVICE THAT WILL BE OF BENEFIT TO THE ENVIRONMENT AND THE CITY. IF A PERSON DECIDES TO AVAIL THEMSELVES OF THIS OPTION WHEN OFFERED BY THE DIRECTOR AND/OR HIS OR HER DESIGNEE, THE DIRECTOR AND/OR HIS OR HER DESIGNEE AND THE PERSON SHALL ENTER INTO A FORMAL, WRITTEN AGREEMENT PROVIDING FOR THE COMMUNITY SERVICE. THIS AGREEMENT SHALL INCLUDE IN DETAIL THE DESCRIPTION OF THE SERVICE(S) TO BE RENDERED BY THE PERSON(S) IN PENALTY FOR NONCOMPLIANCE OF THIS CHAPTER. THE DESCRIPTION SHALL INCLUDE THE HOURS OF SERVICE NEEDED TO OFFSET THE ABOVE-MENTIONED PENALTIES BASED ON A MUTUALLY AGREED UPON HOURLY RATE FOR SERVICE.~~]

D. [~~E.~~] *Re-Inspection Fees.* In addition to the penalties to be imposed by the Code Compliance Hearing Examiner, the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] may impose a re-inspection fee for any account or storm drainage facility found not to be within compliance of this chapter. This inspection fee shall be independent of any current or future penalties that may be incurred

by the property owner for noncompliance of this chapter. Re-inspection fees shall be applied if re-inspection occurs beyond the normal routine of inspection and verification of maintenance or correction of [~~NON-STORM WATER~~] **non-stormwater** discharges to the [~~STORM WATER DRAINAGE~~] **stormwater** system, surface water bodies, or groundwater.

E. [~~F.~~] *Business License Revocation.* In addition to any other penalty imposed, the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] may seek revocation of any business license held by the person violating this chapter. The **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] may request that the City Clerk revoke a person's business license for any of the following reasons: (1) noncompliance with this chapter; (2) not allowing for inspection of their [~~STORM WATER~~] **stormwater** facility; and (3) nonpayment of any fines or inspection fees incurred by the owner of the utility account. The procedures for revocation shall be those described in RMC Chapter 5.04.

F. [~~G.~~] *Require Source Control Best Management Practices (BMPs) or Treatment BMPs.* The [~~CITY OF REDMOND~~] **city** may require implementation of additional source control or

treatment BMPs/facilities to reduce or eliminate pollutants and [~~NON-STORM WATER~~] **non-stormwater** discharges.

G. [~~H.~~] *Reimbursement for Abatement.* If the [~~CITY OF REDMOND UTILIZES STORM WATER~~] **city uses Stormwater** Utility funds, equipment, or staff to correct a [~~NON-STORM WATER~~] **non-stormwater** discharge, abate pollution from the [~~STORM WATER DRAINAGE~~] **stormwater** system, or remove/disconnect an illicit connection, **or correct/repair any private stormwater system** the [~~STORM WATER~~] **Stormwater** Utility will charge the responsible person for those expenses, and overhead costs, incurred. **These costs shall be charged to the property owner and shall become immediately payable to the Finance Director upon written notice of the total amount due to the property owner or posted upon the premises.**

13.06.190.

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13.06.200.

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13.06.210.

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13.06.220 Interpretation.

The **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~] shall be responsible for interpreting the provisions of this chapter. The provisions of this chapter shall be held to be minimum requirements in their interpretation and application.

13.06.230 Conflicts.

When any provision of any other chapter of the Redmond Municipal Code or the Redmond Zoning Code conflicts with this chapter, that which provides greater public health and environmental protection, as determined by the **Public Works** Director [~~AND/OR HIS OR HER DESIGNEE~~], shall apply unless specifically provided otherwise in this chapter.

13.06.240 State statutes and regulations adopted by reference.

Requirements, approvals and permits pursuant to, and granted under, this subtitle are not waivers of the requirements of any other laws, nor do they indicate compliance with any other laws. Compliance is still required with all applicable federal, state and local laws and regulations, including rules promulgated under authority of this subtitle. The following state statutes and administrative regulations are hereby adopted by

this reference**, including any future amendments, additions thereto and repeals thereof, are adopted by reference and incorporated herein by this reference** as if set forth in full, to the extent necessary to interpret and implement this chapter:

A.	**RCWs**	**Title**
	43.20	[~~DRINKING WATER~~] **State Board of Health**
	70.95	[~~DANGEROUS AND SOLID WASTE~~] **Solid Waste Management – Reduction and Recycling**
	70.105	[DANGEROUS WASTE, MTCA, SEDIMENT STANDARDS] **Hazardous Waste Management**
	77.55	**Construction Projects in State Waters**
	90.48	[~~GROUND WATER, SURFACE WATER, SEDIMENT~~] **Water Pollution Control**
	90.54	[~~GROUND WATER~~] **Water Resources Act of 1971**

	90.70	[~~SEDIMENT~~] **Puget Sound Water Quality Authority**
B.	**WACs**	**Title**
	173-200	Water Quality Standards for Ground Waters of the State of Washington
	[~~173-201~~] **173-201A**	Water Quality Standards for Surface Waters of the State of Washington
	173-216	State Waste Discharge Permit Program
	173-220	National Pollutant Discharge Elimination System Permit Program
	173-204	Sediment Management Standards
	173-303	Dangerous Waste Regulations
	173-304	Minimum Functional Standards for Solid Waste Handling

173-340	The Model Toxics Control Act Cleanup Regulation
220-660	**Hydraulic Code Rules**
246-290	**Group A** Public Water Supplies

Section 8. Amendment of Chapter. RMC 13.07, Wellhead Protection, is hereby amended to read as follows:

13.07.010.

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13.07.020 Authority.

[~~THIS CHAPTER IS ESTABLISHED UNDER AUTHORITY OF THE OPTIONAL MUNICIPAL CODE (CHAPTER 35A.70 RCW), GROWTH MANAGEMENT ACT (CHAPTER 36.70A RCW), PUBLIC WATER SYSTEMS – PENALTIES AND COMPLIANCE (CHAPTER 70.119A RCW), AND PUBLIC WATER SUPPLIES (CHAPTER 246-290 WAC).~~] **This chapter is established under authority of the Revised Code of Washington (RCW) Health and Safety (Chapter 35A.70 RCW), Growth Management—Planning by Selected Counties and Cities (Chapter 36.70A RCW), Public Water Systems – Penalties and Compliance (Chapter 70A.125 RCW), and Group A Public Water Supplies (Chapter 246-290 WAC).**

13.07.030 Definitions.

For the purpose of this chapter, the following definitions shall apply. [~~ADDITIONAL DEFINITIONS RELATED TO WELLHEAD PROTECTION ARE LOCATED IN REDMOND ZONING CODE CHAPTER 21.78, DEFINITIONS.~~]

"Business license" means that document issued by the City under authority of Chapter 5.04 of the Redmond Municipal Code licensing the transaction of the indicated business by the person whose name appears thereon for the stated year.

"Critical Aquifer Recharge Area" means areas with a critical recharging effect on aquifers used for potable water.

"Director" means the [~~DIRECTOR OF THE PUBLIC WORKS DEPARTMENT OR HIS/HER DESIGNEE~~] **Public Works Director or their representatives pursuant to RMC 1.01.025.**

"Deleterious Substance" means a substance that in contact with groundwater would degrade, alter or form part of a process of degradation or alteration of the groundwater quality so that it becomes or is likely to become harmful for human consumption.

"Hazardous Materials" means any material, including any substance, waste, or combination thereof, which because

of its quantity, concentration, or physical, chemical, or infectious characteristics may cause, or significantly contribute to, a substantial present or potential hazard to human health, safety, property or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.

"Hazardous Materials Inventory Statement" means a form provided by the City of Redmond and completed by a facility owner or operator that discloses the types, quantities, and locations of hazardous materials and other deleterious substances that are or will be stored, handled, treated, used, produced, recycled, or disposed of at the facility. The Hazardous Materials Inventory Statement shall be prepared pursuant to requirements of the Redmond Fire Code, Chapter 15.06 RMC.

"Hazardous Materials Management Plan" means a form provided by the City of Redmond and completed by a facility owner or operator that includes the facility description; the Hazardous Materials Inventory Statement; descriptions of separation, secondary containment, and monitoring for aboveground and underground storage areas and waste disposal; record keeping; an emergency response plan; and an emergency

response training plan. The Hazardous Materials Management Plan shall be prepared pursuant to requirements of the Redmond Fire Code, Chapter 15.06 RMC.

"Hazardous Materials Questionnaire" is a portion of the business license application completed by a facility owner or operator that discloses the types and estimated amounts of hazardous materials used by the facility, and the operational activities of the facility.

"Monitoring well" means a well designed to obtain a representative groundwater sample or designed to measure the water level elevations in either clean or contaminated water or soil.

"Operator" means any person or persons in control of, or having responsibility for, the operation of a facility.

"Owner" means, for purposes of this chapter, a person or persons with a vested ownership interest in a facility, including a leasehold interest, but does not include persons holding only contingent interests or security interests in all or a portion of the facility.

"Person" means an individual, firm, association, joint venture, partnership, municipality, government agency, political subdivision, industry, public or private

corporation, owner, lessee, tenant, or any other entity whatsoever.

"RZC" means the Redmond Zoning Code.

"Redmond Fire Code" means the fire code adopted by the City of Redmond.

"Retail facility" means a building, structure, or portion thereof, used for the display and sale of merchandise, and involving stocks of goods, wares, or merchandise incidental to such purposes and accessible to the public. Retail facilities include, but are not limited to, the following: department stores, drug stores, markets, paint stores without bulk handling, shopping centers, and wholesale and retail stores.

"Significant Groundwater Hazard" means a condition in which there is a reasonable probability of release of a hazardous material or deleterious substance, that, if reached, groundwater would degrade, alter or form part of a process of degradation or alteration of the groundwater quality so that it becomes or is likely to become harmful for consumption.

13.07.040 Scope and applicability.

A. The provisions of this chapter shall apply to all facilities, activities, and residences in the City of

Redmond that store, handle, treat, use, produce, recycle, or dispose of hazardous materials or deleterious substances.

B. Boundaries for Critical Aquifer Recharge Areas are delineated in the map "City of Redmond Critical Aquifer Recharge Areas" adopted as part of Redmond Zoning Code Section [~~21.64.010(E)(1)(F)~~] **21.64.010**. Critical Aquifer Recharge Areas are classified into two areas: Critical Aquifer Recharge Areas I and II [~~AS~~] **are** defined [~~IN RZC 21.64.050 AND~~] as follows.

1. Critical Aquifer Recharge Area I is the land area overlying the aquifer in which it will take a maximum of five years for the groundwater to reach any public water source well owned by the City.

2. Critical Aquifer Recharge Area II is the land area overlying the aquifer [~~WITH A CRITICAL RECHARGING EFFECT ON THE AQUIFER~~] in which it will take more than five years **but less than ten years** for groundwater to reach any public water source well owned by the City **or lands that have a critical recharging effect on the aquifer**.

3. *Repealed by Ord. 2957.*

4. *Repealed by Ord. 2957.*

The applicability of various requirements in this chapter shall depend upon the critical aquifer recharge area in which the facility or activity is located.

13.07.050 Operational requirements.

A. Any facility, activity, or residence in the City in which hazardous materials or other deleterious substances are present [~~SHALL~~] **must** be operated in a manner that ensures safe storage, handling, treatment, use, production, and recycling or disposal of such materials and substances and prevents their unauthorized release to the environment.

B. In no case shall hazardous materials or other deleterious substances be stored, handled, treated, used, produced, recycled, or disposed of in a way that would pose a groundwater hazard within the City of Redmond.

13.07.055 Hazardous Materials Questionnaire required.

A. As part of applying for a business license in the City of Redmond, businesses [~~SHALL~~] **must** fill out a hazardous materials questionnaire. The hazardous materials questionnaire is incorporated into the business license application.

13.07.060.

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13.07.065.

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13.07.070.

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13.07.075 Hazardous Materials Management Plan required.

A. The International Fire Code as adopted by Section 15.06.011 establishes when Hazardous Materials Management Plans are required citywide. In addition to the Fire Code Official, the Public Works Director has the authority to require a Hazardous Materials Management Plan from the owner or operator of a facility or activity that poses a threat to groundwater quality within the Critical Aquifer Recharge Areas.

B. *Availability of the Hazardous Materials Management Plan.* The facility owner or operator shall make certain that a copy of the Hazardous Materials Management Plan is available **and current** at the facility and is conspicuously located such that a copy or copies of the plan are immediately available to all employees involved with transferring, storing, handling, treating, using, producing, and recycling or disposing of hazardous materials or other deleterious substances.

C. *Training Requirements.* The facility owner or operator [~~SHALL~~] **must** ensure that all employees involved with transferring, storing, handling, treating, using, producing, and recycling or disposing of hazardous materials or other deleterious substances are familiar with the Hazardous Materials Management Plan through regular training.

13.07.080.

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13.07.085.

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13.07.090.

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13.07.100 Performance standards.

A. *General Standards.* Any facility or activity within the Critical Aquifer Recharge Areas in which hazardous materials or other deleterious substances are present shall comply with the following general standards:

1. *Secondary Containment.*

a. The owner or operator of any facility or activity shall provide secondary containment for hazardous materials or other deleterious substances in aggregate quantities equal to or greater than 20 gallons liquid or

200 pounds solid or in quantities specified in RMC Chapter 15.06, whichever is smaller.

b. All seams and cracks on Portland cement concrete pad containment or fueling/maintenance areas must be sealed with chemical resistant sealers. Inspect and repair the Portland cement concrete pad annually to ensure the functional integrity of the pad is maintained to prevent fuel and/or chemicals from reaching the ground.

c. Facilities or activities located in Critical Aquifer Recharge Area II are exempt from secondary containment requirements in subsection A.1.a of this section for indoor storage of hazardous materials and deleterious substances. Requirements in RMC Chapter 15.06 still apply.

2. Property owners [~~SHALL~~] **must** properly decommission all wells that are **no longer in use. Decommissioning will be done in accordance with the** [~~ABANDONED. THIS MAY INCLUDE PLUGGING THE ABANDONED WELL WITH AN APPROVED INERT AND IMPERVIOUS SUBSTANCE SO THAT GROUNDWATER CONTAMINATION IS NOT POSSIBLE IN THE FUTURE.~~] State Department of Ecology regulations **that** describe the requirements for decommissioning in WAC 173-160-381[~~, WHICH IS ALREADY REQUIRED BY LAW~~].

3. *Loading and Unloading Areas.* Secondary containment or equivalent best management practices, as approved by the City, shall be required at loading and unloading areas that store, handle, treat, use, produce, recycle, or dispose of hazardous materials or other deleterious substances in aggregate quantities equal to or greater than 20 gallons liquid or 200 pounds solid.

4. All businesses that use, store, transport or dispose of hazardous materials shall be required to have a spill kit on site with spill control materials in quantities needed to counter measure a spill.

B. *Specific Performance Standards.* In addition to the general standards the following specific performance standards apply to the following listed facilities within Critical Aquifer Recharge Areas I and II:

1. *Sewer Pipelines.* Should the **Public Works** Director have reason to believe a sewer pipeline is degrading groundwater quality, the **Public Works** Director may require that leak testing be conducted. Should leakage be detected, the **Public Works** Director shall require correction.

2. [~~*STORM WATER*~~] ***Stormwater*** *Infiltration Systems.* Owners or operators of [~~STORM WATER~~] **stormwater** infiltration

systems must address specific risks posed by hazardous material storage or processing. These risks may be mitigated by physical means and/or equivalent best management practices in accordance with an approved, site-specific Hazardous Materials Management Plan, [~~STORM WATER~~] **Stormwater** Pollution Prevention Plan, or equivalent plan accepted by the Director.

a. All [~~STORM WATER~~] **stormwater** infiltration systems [~~SHALL~~] **must** be registered with the **Public Works** Director using the registration form developed by the Director. Certain [~~STORM WATER~~] **stormwater** infiltration systems are regulated by the state as Underground Injection Control (UIC) wells under Chapter 173-218 WAC. The owner or operator of a [~~STORM WATER~~] **stormwater** infiltration system can meet the City's registration requirement by registering their system with Washington Department of Ecology and providing a copy of the Ecology registration to the **Public Works** Director.

b. *Repealed by Ord. 2422.*

c. *Repealed by Ord. 2422.*

d. An assessment of the potential risks to groundwater from any registered [~~STORM WATER~~] **stormwater** infiltration system [~~SHALL~~] **must** be completed by the

owner or operator and submitted to the Director by February 3, 2011. Assessment criteria have been developed by the Director in consultation with affected facility owners or operators. The assessment [~~SHALL~~] **must** be completed for each [~~STORM WATER~~] **stormwater** infiltration system.

e. If through the assessment process, a [~~STORM WATER~~] **stormwater** infiltration system is determined to pose a potential significant groundwater hazard based on the assessment score, the **Public Works** Director shall issue an Authorized Work Letter detailing the work required to mitigate risks at the facility. Authorized work may include, but not be limited to, best management practices, system modifications, or infiltration system replacement to protect groundwater quality, pursuant to the guidance and schedule in the assessment criteria. If replacement of an infiltration system is required and there are no alternative [~~STORM WATER~~] **stormwater** discharge options available, then in addition to the authorized work, groundwater monitoring will be required, in accordance with the groundwater monitoring requirements in the assessment criteria, until an alternative discharge becomes available. If monitoring

results for such a facility indicate contamination of the groundwater at any time, all activities contributing to the contamination shall be required to cease immediately.

f. Provisions to prevent releases of hazardous materials into [~~STORM WATER~~] **stormwater** systems shall be updated in the Hazardous Materials Management Plan, [~~STORM WATER~~] **Stormwater** Pollution Prevention Plan, or equivalent plan accepted by the **Public Works** Director and supported by upgraded or new [~~STORM WATER~~] **stormwater** system designs, as necessary, to reflect significant changes in types, quantities, and handling of hazardous materials.

g. The owner or operator of a [~~STORM WATER~~] **stormwater** infiltration system [~~SHALL~~] **must** notify the **Public Works** Director of the intent to modify or replace a [~~STORM WATER~~] **stormwater** infiltration system and [~~SHALL~~] **must** obtain all appropriate approvals and permits prior to any modification or replacement.

3. *Hydraulic Elevator Cylinders and Associated Piping.* The owner or operator of any facility with a hydraulic elevator [~~SHALL~~] **must** inspect the hydraulic system based on the schedule required by Washington

State Department of Labor and Industries for evidence of hydraulic fluid leakage. An inspection and maintenance log is required and available upon request by the Public Works Director. If leakage is detected, the facility owner or operator shall complete repairs within 30 days of discovery of leakage, and document such repairs in the inspection and maintenance log.

4. Vehicle fuel dispensing facilities shall have the following to control the release of hazardous materials to the soil/groundwater during operation:

a. All underground storage tanks (USTs) and associated piping more than 30 years old must conduct annual inspections including tank and line tightness testing.

b. Fuel dispensing equipment and above ground storage tanks shall be secondarily contained and protected by bollards. Fuel dispensing equipment hoses shall not extend outside of the containment area.

c. A containment system consisting of the following:

i. Impervious pad, poured of Portland cement, or equivalent.

ii. The containment system pad and associated conveyance structures shall be inspected and repaired annually to ensure the functional integrity is maintained to prevent

fuel and/or chemicals from reaching the ground. All seams and cracks on the pad and associated conveyance structures shall be sealed with chemical resistant sealers.

5. Vehicle Maintenance areas [~~SHALL~~] **must** have the following to control the release of hazardous materials to the soil/groundwater during operation:

a. The facility shall conduct vehicle maintenance under a covered or indoor area with drainage to the sanitary sewer, a dead-end sump, or alternative Best Management Practices as approved by the Public Works Director.

b. An impervious concrete pad with petroleum resistant sealant. The pad must be sloped/bermed to contain spills within the maintenance area and not allow [~~STORM WATER~~] **stormwater** run-on enter the vehicle maintenance area.

c. The maintenance pad and associated conveyance structures shall be inspected and repaired annually to ensure the functional integrity is maintained to prevent fuel and/or chemicals from reaching the ground. All seams and cracks on the pad and associated conveyance structures shall be sealed with chemical resistant sealers. **Records must be kept of the annual inspection**

and or repair, and be available on site for inspection and verification.

6. Legal [~~PRE-EXISTING~~] vehicle wrecking yards that **existed prior to 2003 and that** store wrecked vehicles on pervious surfaces [~~SHALL~~] **must** implement best management practices to reduce or eliminate the potential for environmental releases to protect groundwater resource.

C. *Residential Users.* Residential users of hazardous materials living in the City of Redmond shall reduce contamination risks to groundwater by:

1. Following storage, use, and disposal instructions on all household hazardous chemical containers; **pesticides, herbicides, and fertilizers; automotive fuels, lubricants, and cleaning products; and**

[~~2. FOLLOWING STORAGE, USE, APPLICATION, AND DISPOSAL INSTRUCTIONS FOR PESTICIDES, HERBICIDES, AND FERTILIZERS;~~

~~3. FOLLOWING STORAGE, USE, AND DISPOSAL INSTRUCTIONS FOR AUTOMOTIVE FUELS, LUBRICANTS, AND CLEANING PRODUCTS; AND~~]

2. [~~4.~~] Reporting unauthorized releases of hazardous materials into the environment.

13.07.110 Wellhead monitoring program.

A. The City [~~MAY~~] **shall** develop and maintain a Citywide Wellhead Monitoring Program in order to monitor water quality and detect potential contamination before it reaches the City's water supply wells.

B. If the City has probable cause to suspect groundwater contamination at a facility, the City [~~SHALL~~] **must** request permission of the owner or operator to install groundwater monitoring wells and sample at a frequency to be determined. If the request is denied, the City may apply for an administrative search warrant pursuant to RMC 1.14.190.

13.07.112 Source Control Program.

The Public Works Director shall oversee a program that limits the amount of pollution entering the environment by requiring businesses to construct or implement source control best management practices. Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook defines the required and recommended best management practices citywide and additionally are important to protect the water supply within the Critical Aquifer Recharge Areas. Through business assistance visits, and review of tenant improvement and new development applications, the Public Works Director will [~~INSURE~~] **ensure** that operational and

structural best management practices are in place to reduce the release of pollution. If environmental releases are identified during business assistance visits, the City may require subsurface investigation, including soil and groundwater sampling and testing, as a condition of continued operation, and may require remediation as provided in RMC 1.14.080 to mitigate natural resource damages.

[~~13.07.115 GROUNDWATER PROTECTION INCENTIVE PROGRAM FOR EXISTING INFILTRATION SYSTEM MODIFICATIONS.~~

~~A. *GOAL OF GROUNDWATER PROTECTION INCENTIVE PROGRAM.*~~

~~1. THE GOAL OF THE GROUNDWATER PROTECTION INCENTIVE PROGRAM IS TO ENCOURAGE THE EARLY AND TIMELY MODIFICATION OF EXISTING STORM WATER INFILTRATION SYSTEMS IN ORDER TO BENEFIT THE PUBLIC THROUGH EARLY IMPLEMENTATION OF GROUNDWATER POLLUTION PREVENTION MEASURES, FACILITATION OF PROPER PERMITTING AND CONSTRUCTION, AND MINIMIZATION OF ENFORCEMENT ACTIONS. THROUGH THE PROGRAM THE CITY WILL REIMBURSE OWNERS FOR A PORTION OF THE COST OF DESIGN, ENGINEERING, PERMITTING AND CONSTRUCTION OF CITY-REQUIRED IMPROVEMENTS TO PROTECT THE GROUNDWATER AND THE CITY'S DRINKING WATER RESOURCE. THE CITY WILL REIMBURSE ALL PROPERTY OWNERS~~

~~WHO HAVE COMPLETED OR WHO HEREAFTER COMPLETE IMPROVEMENTS UNDER THE GROUNDWATER INCENTIVE PROTECTION PROGRAM CODIFIED IN THIS SECTION OR AS PROVIDED IN RESOLUTION NO. 1321 OF THE CITY TO THE FULL EXTENT AUTHORIZED BY THIS SECTION.~~

~~2. AS CITY RATEPAYER FUNDS ARE PROPOSED TO BE EXPENDED ON PRIVATE PROPERTY THE CITY HAS AN OBLIGATION TO STRIVE FOR THE MOST COST EFFECTIVE, PROTECTIVE UPGRADES THAT ADDRESS THE RISKS TO THE PUBLIC, IDENTIFIED BY THE CITY, AND ALSO BALANCE THE PROPERTY OWNER'S OPERATIONAL NEEDS AND ONGOING MAINTENANCE COSTS.~~

~~B. *GROUNDWATER PROTECTION INCENTIVE PROGRAM PROCESS.*~~

~~1. PARCELS WITH INFILTRATION SYSTEMS INSTALLED BEFORE NOVEMBER 1, 2003, WHICH HAVE NOT ALREADY REGISTERED WITH THE CITY, ARE REQUIRED TO SUBMIT A COMPLETE REGISTRATION FORM. UPON NOTIFICATION FROM THE CITY, THE OWNER WILL HAVE THREE MONTHS TO SUBMIT THE COMPLETE REGISTRATION AND TO BE ELIGIBLE FOR REIMBURSEMENT.~~

~~2. AFTER REGISTRATION FORMS ARE REVIEWED, THE CITY WILL PROVIDE NOTIFICATION THAT THE OWNER MUST COMPLETE AN ASSESSMENT OF THEIR STORM WATER INFILTRATION SYSTEM.~~

~~3. THE OWNER WILL HAVE SIX MONTHS FROM THAT NOTIFICATION DATE TO SUBMIT A COMPLETE EXISTING STORM WATER~~

~~INFILTRATION SYSTEM ASSESSMENT FORM (ASSESSMENT) TO THE CITY TO BE ELIGIBLE FOR REIMBURSEMENT.~~

~~4. THE CITY WILL EVALUATE THE ASSESSMENT AND MEET WITH THE OWNER TO DISCUSS SITE RISKS, APPROPRIATE BEST MANAGEMENT PRACTICES, AND POTENTIAL MITIGATION OR MODIFICATIONS SPECIFIC TO EACH FACILITY TO REDUCE EACH SYSTEM'S RISK LEVEL.~~

~~5. AFTER JOINT REVIEW OF THE ASSESSMENT, THE CITY WILL ISSUE A DRAFT AUTHORIZED WORK LETTER IDENTIFYING THE RISK SCORE. OWNERS WILL HAVE TEN (10) CALENDAR DAYS TO FILE A WRITTEN REQUEST FOR A MEETING WITH CITY STAFF TO RECONSIDER THE RISK SCORE. IF DISCUSSION WITH CITY STAFF DOES NOT RESULT IN A CONSENSUS, EITHER PARTY MAY REQUEST MEDIATION AND A MEETING WITH THE MAYOR AS PROVIDED IN RMC 13.07.140 BY FILING WRITTEN REQUESTS AS PROVIDED THEREIN. AFTER TEN (10) CALENDAR DAYS, IF THE OWNERS HAVE NOT FILED A WRITTEN REQUEST WITH CITY STAFF AS PROVIDED IN THIS SUBSECTION, OR IF A REQUEST DOES NOT RESULT IN CONSENSUS AND NO REQUEST FOR MEDIATION OR A MEETING WITH THE MAYOR IS FILED, THE CITY WILL ISSUE THE FINAL AUTHORIZED WORK LETTER.~~

~~6. THE AUTHORIZED WORK LETTER WILL IDENTIFY THE FINAL ASSESSMENT RISK SCORE, REQUIRED OPERATIONAL BEST~~

~~MANAGEMENT PRACTICES, AND THE SCHEDULE FOR COMPLETION, AS WELL AS PROVIDE OPTIONS FOR MEETING STRUCTURAL BEST MANAGEMENT PRACTICES AND/OR SYSTEM MODIFICATION REQUIREMENTS TO REDUCE THE RISK SCORE.~~

~~7. OWNERS AND THEIR ENGINEER(S) WILL WORK WITH THE CITY TO DEVELOP AND REVIEW DESIGN CONCEPTS FOR MODIFICATIONS, EVALUATE ALTERNATIVES APPROPRIATE FOR THE SITE, AND SELECT A COST EFFECTIVE ALTERNATIVE. THE CITY WILL ISSUE A DRAFT AUTHORIZED ALTERNATIVE LETTER IDENTIFYING THE SELECTED ALTERNATIVE AND APPROVING THE OWNER TO PREPARE A COMPLETE COST ESTIMATE DETAILING THE COST OF ALL DESIGN WORK, PERMITTING AND CONSTRUCTION. OWNERS WILL HAVE TEN (10) CALENDAR DAYS TO FILE A WRITTEN REQUEST FOR A MEETING WITH CITY STAFF TO RECONSIDER THE SELECTED ALTERNATIVE. IF DISCUSSION WITH CITY STAFF DOES NOT RESULT IN A CONSENSUS, EITHER PARTY MAY REQUEST MEDIATION AND A MEETING WITH THE MAYOR AS PROVIDED IN RMC 13.07.140 BY FILING WRITTEN REQUESTS AS PROVIDED THEREIN. AFTER TEN (10) CALENDAR DAYS, IF THE OWNERS HAVE NOT FILED A WRITTEN REQUEST WITH CITY STAFF AS PROVIDED IN THIS SUBSECTION, OR IF A REQUEST DOES NOT RESULT IN CONSENSUS AND NO REQUEST FOR MEDIATION OR A~~

~~MEETING WITH THE MAYOR IS FILED, THE CITY WILL ISSUE THE AUTHORIZED ALTERNATIVE LETTER.~~

~~8. OWNERS WILL SUBMIT DESIGN PLANS, BID SPECIFICATIONS, AND AN ESTIMATE DETAILING THE COSTS OF ALL DESIGN WORK (INCURRED AND FUTURE), PERMITTING, AND CONSTRUCTION OF THE SELECTED IMPROVEMENTS. AFTER THIS SUBMITTAL, THE CITY WILL ISSUE A DRAFT AUTHORIZED NOTICE TO PROCEED LETTER IDENTIFYING PROPOSED IMPROVEMENTS AND AUTHORIZED COSTS AND DIRECTING THE OWNER TO SUBMIT FOR ALL REQUIRED PERMITS. OWNERS WILL HAVE TEN (10) CALENDAR DAYS TO FILE A WRITTEN REQUEST FOR A MEETING WITH CITY STAFF TO RECONSIDER THE SELECTED ALTERNATIVE. IF DISCUSSION WITH CITY STAFF DOES NOT RESULT IN A CONSENSUS, EITHER PARTY MAY REQUEST MEDIATION AND A MEETING WITH THE MAYOR AS PROVIDED IN RMC 13.07.140 BY FILING WRITTEN REQUESTS AS PROVIDED THEREIN. AFTER TEN (10) CALENDAR DAYS, IF THE OWNERS HAVE NOT FILED A WRITTEN REQUEST WITH CITY STAFF, AS PROVIDED IN THIS SUBSECTION, OR IF A REQUEST DOES NOT RESULT IN CONSENSUS AND NO REQUEST FOR MEDIATION OR A MEETING WITH THE MAYOR IS FILED, THE CITY WILL ISSUE THE FINAL AUTHORIZED NOTICE TO PROCEED.~~

~~9. ALL IMPROVEMENTS MUST RECEIVE ALL APPROPRIATE CITY, COUNTY, REGIONAL, STATE, AND FEDERAL PERMITS PRIOR TO BEGINNING CONSTRUCTION.~~

~~10. DURING CONSTRUCTION CHANGES TO THE SCOPE OF WORK AUTHORIZED IN THE NOTICE TO PROCEED MUST BE DOCUMENTED IN A CHANGE ORDER REQUEST AND SUBMITTED TO THE CITY BEFORE OUT OF SCOPE WORK IS COMPLETED. THE CITY WILL ISSUE AN AUTHORIZED CHANGE ORDER FOR APPROVED OUT OF SCOPE WORK. EVERY EFFORT WILL BE MADE TO AUTHORIZE CHANGE ORDERS IN THE FIELD. IF ADDITIONAL REVIEW TIME IS NECESSARY, IT WILL NOT EXTEND MORE THAN SEVEN DAYS.~~

~~11. WHEN ALL AUTHORIZED IMPROVEMENTS ARE COMPLETE, AND ACCURATE RECORD DRAWINGS, STORM WATER POLLUTION PREVENTION PLANS AND OPERATION AND MAINTENANCE MANUALS, IF APPLICABLE, ARE RECEIVED AND ACCEPTED AS COMPLETE, THE CITY WILL ISSUE AN ACCEPTANCE LETTER WITHIN 30 DAYS.~~

~~12. THE ACCEPTANCE LETTER WILL IDENTIFY THE DATE OF COMPLETION FOR THE PURPOSES OF REIMBURSEMENT. THAT DATE OF COMPLETION SHALL BE THE DATE OF FINAL INSPECTION.~~

~~13. AFTER RECEIPT OF THE ACCEPTANCE LETTER, THE OWNER CAN SUBMIT TO THE CITY VERIFIABLE, ITEMIZED AND DETAILED RECEIPTS FOR ALL AUTHORIZED IMPROVEMENTS AND PROOF OF~~

~~PAYMENT FOR ALL INVOICES AND LIEN RELEASES IN ACCORDANCE WITH THE REIMBURSEMENT SUBMITTAL CHECKLIST.~~

~~14. UPON REVIEW OF RECEIPTS AND PROOF OF PAYMENT FOR ALL AUTHORIZED IMPROVEMENTS, A DRAFT AUTHORIZED REIMBURSEMENT OF COST LETTER WILL BE ISSUED TO THE OWNER WITHIN 30 DAYS.~~

~~15. OWNERS WILL HAVE TEN (10) CALENDAR DAYS TO FILE A WRITTEN REQUEST FOR A MEETING WITH CITY STAFF TO RECONSIDER THE REIMBURSEMENT AMOUNT. IF DISCUSSION WITH CITY STAFF DOES NOT RESULT IN A CONSENSUS, EITHER PARTY MAY REQUEST MEDIATION AND A MEETING WITH THE MAYOR, AS PROVIDED IN RMC 13.07.140 BY FILING WRITTEN REQUESTS AS PROVIDED THEREIN. AFTER TEN (10) CALENDAR DAYS, IF THE OWNERS HAVE NOT FILED A WRITTEN REQUEST WITH CITY STAFF AS PROVIDED IN THIS SUBSECTION, OR IF A REQUEST DOES NOT RESULT IN CONSENSUS AND NO REQUEST FOR MEDIATION OR A MEETING WITH THE MAYOR IS FILED, THE CITY WILL ISSUE THE FINAL AUTHORIZED REIMBURSEMENT OF COST LETTER.~~

~~16. UPON OWNERS' ACCEPTANCE OF THE AUTHORIZED REIMBURSEMENT OF COST LETTER, THE CITY WILL PROCESS THE REIMBURSEMENT.~~

~~C. *AUTHORIZED WORK LETTER AND REIMBURSEMENT SCHEDULE.*~~

~~1. THIS SCHEDULE REPLACES THE SCHEDULE IN THE ASSESSMENT CRITERIA REFERENCED IN CITY OF REDMOND RESOLUTION NO. 1321. PARCELS WILL BE DIVIDED INTO THREE GROUPS BASED ON THE ASSESSMENT SCORES:~~

~~A. GROUP ONE PARCELS WILL BE IDENTIFIED BY SCORES OF 19 OR HIGHER;~~

~~B. GROUP TWO PARCELS WILL BE IDENTIFIED BY SCORES OF EIGHT TO 18; AND~~

~~C. GROUP THREE PARCELS WITH SCORES OF SEVEN AND BELOW WILL NOT BE REQUIRED TO MODIFY THEIR SYSTEMS BUT WILL BE REQUIRED TO MEET APPROPRIATE STORM WATER BEST MANAGEMENT PRACTICES. OPERATIONAL AND STRUCTURAL BEST MANAGEMENT PRACTICES ARE DEFINED IN RMC 15.24.~~

~~D. *GROUP ONE AUTHORIZED WORK LETTERS.*~~

~~1. GROUP ONE PARCELS WILL BE DIVIDED INTO THREE SUBGROUPS: 1A, 1B, AND 1C, TO FACILITATE SCHEDULING:~~

~~A. 1A PARCELS WILL BE ISSUED AUTHORIZED WORK LETTERS EFFECTIVE ON OR AFTER OCTOBER 1, 2013;~~

~~B. 1B PARCELS WILL BE ISSUED AUTHORIZED WORK LETTERS EFFECTIVE ON OR AFTER APRIL 1, 2014;~~

~~C. 1C PARCELS WILL BE ISSUED AUTHORIZED WORK LETTERS EFFECTIVE ON OR AFTER OCTOBER 1, 2015.~~

~~E. *GROUP ONE REIMBURSEMENT.*~~

1. FOR AUTHORIZED IMPROVEMENTS COMPLETED BY THE OWNER AND ACCEPTED BY THE CITY WITHIN THREE AND ONE-HALF YEARS FROM THE EFFECTIVE DATE OF THE AUTHORIZED WORK LETTER, OWNERS WILL BE REIMBURSED FOR 75 PERCENT OF THE COSTS APPROVED IN THE NOTICE TO PROCEED AND AUTHORIZED CHANGE ORDER(S).

2. *REPEALED BY ORD. 2791.*

3. THERE WILL BE NO REIMBURSEMENT IF ALL AUTHORIZED IMPROVEMENTS ARE NOT COMPLETED AND ACCEPTED BY THE CITY WITHIN THREE AND ONE-HALF YEARS FROM THE EFFECTIVE DATE OF THE AUTHORIZED WORK LETTER.

4. THE OWNER WILL BE IN VIOLATION OF THIS CODE IF AUTHORIZED IMPROVEMENTS ARE NOT COMPLETED AND ACCEPTED BY THE CITY WITHIN FOUR AND ONE-HALF YEARS FROM THE EFFECTIVE DATE OF THE AUTHORIZED WORK LETTER.

F. *GROUP TWO AUTHORIZED WORK LETTERS.*

1. GROUP TWO PARCELS WILL BE ISSUED AUTHORIZED WORK LETTERS EFFECTIVE ON OR AFTER JANUARY 1, 2018. ONE CONSIDERATION FOR EXTENDING THE EFFECTIVE DATE MAY BE COMPLETION OF GROUNDWATER MODELING AND AQUIFER DELINEATION BY THE CITY.

G. *GROUP TWO REIMBURSEMENT.*

~~1. FOR AUTHORIZED IMPROVEMENTS COMPLETED BY THE OWNER AND ACCEPTED BY THE CITY WITHIN FOUR YEARS FROM THE EFFECTIVE DATE OF THE AUTHORIZED WORK LETTER OWNERS WILL BE REIMBURSED FOR 60 PERCENT OF THE COSTS APPROVED IN THE NOTICE TO PROCEED AND AUTHORIZED CHANGE ORDER(S).~~

~~2. THERE WILL BE NO REIMBURSEMENT IF AUTHORIZED IMPROVEMENTS ARE NOT COMPLETED AND ACCEPTED BY THE CITY WITHIN FOUR YEARS FROM THE EFFECTIVE DATE OF THE AUTHORIZED WORK LETTER.~~

~~3. THE OWNER WILL BE IN VIOLATION OF THIS CODE IF AUTHORIZED IMPROVEMENTS ARE NOT COMPLETED AND ACCEPTED BY THE CITY WITHIN FIVE YEARS FROM THE EFFECTIVE DATE OF THE AUTHORIZED WORK LETTER.~~

~~H. *GENERAL NOTES.*~~

~~1. PARCELS THAT ARE IDENTIFIED TO BE IN A DIFFERENT WELLHEAD PROTECTION ZONE AS A RESULT OF AQUIFER DELINEATION WILL BE RE-ASSESSED BASED ON THEIR NEW RISK SCORE.~~

~~2. PARCELS THAT HAVE CHANGES TO OPERATIONS OR PROCESSES THAT INCREASE OR DECREASE RISK WILL BE RE-ASSESSED (I.E., IF THE SCORE IS LOWER THAN 8, NO MODIFICATION WILL BE REQUIRED, IF THE RISK SCORE IS INCREASED TO 19 OR ABOVE THE PARCEL WILL BE REQUIRED TO MEET THE GROUP~~

~~ONE SCHEDULE AND WILL BE REIMBURSED AT THE GROUP ONE RATE, ETC.).~~

~~I. *SCHEDULE EXTENSIONS.*~~

~~1. CITY REVIEW OF SUBMITTALS EXCEEDING 30 CALENDAR DAYS WILL CAUSE THE EXTENSION OF THE AUTHORIZED WORK LETTER EFFECTIVE DATE BY ONE DAY FOR EACH DAY EXCEEDING 30 DAYS OF REVIEW TIME.~~

~~2. PERMIT REVIEW BY OTHER AGENCIES EXCEEDING 30 CALENDAR DAYS WILL CAUSE THE EXTENSION OF THE AUTHORIZED WORK LETTER EFFECTIVE DATE BY ONE DAY FOR EACH DAY EXCEEDING 30 DAYS OF REVIEW TIME. TO RECEIVE A TIME EXTENSION, THE OWNER MUST SUBMIT MATERIALS FOR REVIEW IN A TIMEFRAME THAT WOULD ALLOW FOR ISSUANCE OF PERMITS ASSUMING A TYPICAL PERMIT REVIEW CYCLE AND COMPLETION OF CONSTRUCTION WITHIN THE REQUIRED TIMEFRAME.~~

~~3. UNLESS THE APPELLANT PREVAILS, APPEALS WILL NOT EXTEND THE DEADLINE FOR COMPLETION OF IMPROVEMENTS OR ELIGIBILITY FOR REIMBURSEMENT.~~

~~4. THE TECHNICAL COMMITTEE MAY GRANT AN EXTENSION FOR EXTENUATING CIRCUMSTANCES THAT RESULT IN SIGNIFICANT UNANTICIPATED DELAYS DURING CONSTRUCTION.~~

~~5. EXCEPT AS NOTED ABOVE, REIMBURSEMENT DATES WILL NOT BE EXTENDED; HOWEVER, THE TECHNICAL COMMITTEE MAY GRANT~~

~~AN ADDITIONAL ONE-YEAR EXTENSION FOR OWNERS THAT HAVE SHOWN PROPER JUSTIFICATION TOWARDS COMPLIANCE BUT ARE UNABLE TO REACH FULL COMPLETION BY THE VIOLATION DATE. DEMONSTRATION OF PROPER JUSTIFICATION EFFORT MAY INCLUDE BUT IS NOT LIMITED TO:~~

~~A. DEMONSTRATED ECONOMIC HARDSHIP;~~

~~B. CHANGE OF OWNERSHIP;~~

~~C. UNANTICIPATED CONSTRUCTION AND/OR SITE DESIGN PROBLEMS; OR~~

~~D. OTHER CIRCUMSTANCES BEYOND THE CONTROL OF THE APPLICANT DETERMINED ACCEPTABLE BY THE TECHNICAL COMMITTEE.~~

~~J. *REIMBURSEMENT REQUIREMENTS.*~~

~~1. TO BE ELIGIBLE FOR REIMBURSEMENT OF AUTHORIZED COSTS, THE OWNER MUST:~~

~~A. COMPLETE REGISTRATION AND ASSESSMENT SUBMITTALS WITHIN THE SPECIFIED SCHEDULE.~~

~~B. COMPLY WITH THE TERMS AND SCHEDULE IN THE AUTHORIZED WORK LETTER AND AUTHORIZED NOTICE TO PROCEED.~~

~~C. COMPLETE AND MAINTAIN THE REQUIRED OPERATIONAL BEST MANAGEMENT PRACTICES (BMPS) FOR STORM WATER AND GROUNDWATER PROTECTION AS REQUIRED IN THE AUTHORIZED WORK LETTER AND AUTHORIZED NOTICE TO PROCEED.~~

~~D. COMPLETE THE REQUIREMENTS IN THE AUTHORIZED WORK LETTER, AUTHORIZED NOTICE TO PROCEED AND APPROVED PERMITS.~~

~~E. AUTHORIZED IMPROVEMENTS AND AUTHORIZED CHANGE ORDERS ELIGIBLE FOR REIMBURSEMENT MAY INCLUDE:~~

~~I. CONDUCT ENGINEERING FEASIBILITY STUDIES, DESIGNS AND DRAWINGS OF STORM WATER IMPROVEMENTS.~~

~~II. CONSTRUCT AND INSTALL STRUCTURAL STORM WATER BEST MANAGEMENT PRACTICES.~~

~~III. REPLACE STORM WATER SYSTEM COMPONENTS AND ASSOCIATED PERMITTING REQUIREMENTS.~~

~~IV. PURCHASE EQUIPMENT OR MATERIALS TO TREAT STORM WATER.~~

~~V. CONSTRUCT, REPLACE, OR DECOMMISSION STORM WATER INFILTRATION SYSTEMS.~~

~~VI. INSTALL GROUNDWATER MONITORING WELLS.~~

~~VII. WORK AGREED UPON, DOCUMENTED AND CONDUCTED BY QUALIFIED EMPLOYEES TO DESIGN AND/OR INSTALL AUTHORIZED IMPROVEMENTS AT RATES APPROPRIATE FOR THE TASKS PERFORMED.~~

~~VIII. PREPARE STORM WATER REPORTS, POLLUTION PREVENTION REPORTS, OPERATIONS MANUALS, AND RECORD DRAWINGS OF MODIFICATIONS.~~

~~IX. PERMIT FEES THAT WERE NOT WAIVED (FIRE, STATE, COUNTY, ETC.).~~

~~F. SUBMIT RECORD DRAWINGS, STORM WATER POLLUTION PREVENTION PLANS, AND OPERATION AND MAINTENANCE MANUALS.~~

~~G. SUBMIT RECEIPTS AND PROOF OF PAYMENT FOR ALL AUTHORIZED IMPROVEMENTS IN ACCORDANCE WITH THE REIMBURSEMENT SUBMITTAL CHECKLIST.~~

~~2. THE FOLLOWING ARE NOT ELIGIBLE FOR REIMBURSEMENT:~~

~~A. ROUTINE AND/OR ANNUAL MAINTENANCE OF STORM WATER BEST MANAGEMENT PRACTICES OR STORM WATER TREATMENT SYSTEMS.~~

~~B. COST OF IRRIGATION METERS OR WATER METERS, INSTALLATION COSTS AND CONNECTION FEES FOR: SANITARY SEWER, STORM WATER, ELECTRICITY, WATER, GAS, PHONE OR OTHER UTILITIES.~~

~~C. DESIGN, INSTALLATION, CONSTRUCTION, ENGINEERING, OR OTHER COSTS ASSOCIATED WITH UNAUTHORIZED WORK, UNAUTHORIZED MODIFICATIONS, WORK TO RECTIFY UNAUTHORIZED MODIFICATIONS, OR WORK NOT REQUIRED BY THE CITY.~~

~~D. COSTS ASSOCIATED WITH INVESTIGATION, CHARACTERIZATION, ANALYSIS, REMEDIATION, REMOVAL, DISPOSAL OR ANY OTHER ACTIVITIES ASSOCIATED WITH CONTAMINATED SOIL, SEDIMENTS, SURFACE WATER, OR GROUNDWATER.~~

~~E. MODIFICATIONS MADE TO ANY STORM WATER SYSTEM AFTER FEBRUARY 1, 2008, NOT AUTHORIZED BY THE CITY.~~

~~F. ANY MODIFICATIONS MADE IN VIOLATION OF CITY, COUNTY, STATE, OR FEDERAL CODES, RULES, LAWS.~~

~~G. STAFF TIME, UNLESS IDENTIFIED IN THE AUTHORIZED NOTICE TO PROCEED, LOST PRODUCTIVITY, IMPACTS TO BUSINESS, LOST RENTS, VACANCIES, ETC.~~

~~H. ANY OTHER SITE IMPROVEMENTS NOT REQUIRED AS PART OF THIS PROGRAM.~~

~~I. COSTS NOT IDENTIFIED IN THE AUTHORIZED NOTICE TO PROCEED OR AUTHORIZED CHANGE ORDERS.~~]

13.07.120 Reporting of hazardous substances releases and completion of cleanup.

A. The owner or operator of a facility [~~SHALL~~] **must** provide a written notice to the **Public Works** Director at the same time as reporting a release under either of the following programs:

1. The Department of Ecology's Model Toxics Control Act (MTCA) (Chapter 173-340 WAC) Cleanup Regulations, or

2. The U.S. Environmental Protection Agency's Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) (42 U.S.C. [~~SECTION 9503(C)~~] **Chapter 103**).

B. The owner or operator of a facility [~~SHALL~~] **must** provide written notice to the **Public Works** Director within five (5) business days of receipt of a No Further Action letter from the Department of Ecology, or a final Record of Decision from U.S. Environmental Protection Agency, regarding confirmation of cleanup of a release at the facility.

13.07.130 Inspections.

A. The City shall have the right to inspect a facility at reasonable times for the purposes of determining compliance with this chapter. Inspections may include, but are not limited to, visual inspections of hazardous materials storage and secondary containment areas; and inspections of Hazardous Materials Management Plans. If environmental releases are identified during inspections, the City may require subsurface investigation, including soil and groundwater sampling and testing, as a condition of continued operation, and may require remediation as provided in Section 1.14.080 to mitigate natural resource damages.

B. Prior to making inspections on private property for compliance with this chapter, the City's inspector

[~~SHALL~~] **must** present identification credentials, state the purpose of the inspection, and request entry.

C. If the property or any building or structure on the property is unoccupied, the inspector [~~SHALL~~] **must** first make a reasonable effort to locate the owner or other person(s) having charge or control of the property or portions of the property and request entry.

D. If after reasonable effort the inspector is unable to locate the owner or other person(s) having charge or control of the property, and has reason to believe the condition of the property creates an imminent hazard to human health or the environment, the inspector may enter.

E. In the event that access by a City inspector is denied, the City may apply to a court of competent jurisdiction for issuance of a search warrant authorizing entry for purposes of carrying out the inspections provided for under this section.

F. *Coordination with Other City Inspection Programs.* City inspectors [~~SHALL~~] **must** endeavor to coordinate inspections for wellhead protection with [~~STORM WATER~~] **stormwater**, fire, and/or other applicable inspection programs.

13.07.140 Appeals.

A. Appeals concerning the application and administration of this chapter shall be processed according to the administrative procedures provided in Redmond Zoning Code Chapter 21.76, Review Procedures[~~, UNLESS ASSOCIATED WITH ANOTHER PERMIT, IN WHICH CASE THE APPEAL PROCEDURES IN REDMOND ZONING CODE CHAPTER 21.76 FOR THE ASSOCIATED PERMIT WILL APPLY~~].

[~~B. *GROUNDWATER PROTECTION INCENTIVE PROGRAM DECISIONS.* THE FOLLOWING ADDITIONAL PROCEDURES APPLY TO DECISIONS MADE UNDER THE GROUNDWATER PROTECTION INCENTIVE PROGRAM:~~

~~1. ANY PROPERTY OWNER WHO DISAGREES WITH ANY FINAL DECISION OF THE PUBLIC WORKS DIRECTOR UNDER THE GROUNDWATER INCENTIVE PROGRAM MAY APPEAL THAT DECISION BY FOLLOWING THE APPEAL PROCEDURES FOR TYPE I DECISIONS UNDER THE REDMOND ZONING CODE. THE APPEAL SHALL PROCEED TO HEARING AND FINAL DECISION BY THE HEARING EXAMINER IN THE SAME MANNER AS OTHER TYPE I APPEALS UNDER THE CITY'S ZONING CODE.~~

~~2. DRAFT AUTHORIZED WORK, NOTICE TO PROCEED, AUTHORIZED ALTERNATIVE, AND REIMBURSEMENT OF COST LETTERS WILL BE ISSUED PRIOR TO FINAL DECISION BY THE PUBLIC WORKS~~

~~DIRECTOR. AS PROVIDED IN SECTION 13.07.115, IF A PROPERTY OWNER DISAGREES WITH THE TERMS OF A DRAFT AUTHORIZED WORK, NOTICE TO PROCEED, AUTHORIZED ALTERNATIVE, OR REIMBURSEMENT OF COST LETTER, THE PROPERTY OWNER MAY FILE A WRITTEN REQUEST THAT THE CITY STAFF RECONSIDER SUCH TERMS WITHIN TEN (10) CALENDAR DAYS OF THE ISSUANCE OF THE DRAFT LETTER. IF A TIMELY REQUEST FOR RECONSIDERATION IS FILED, THE PROPERTY OWNER AND THE CITY WILL MEET WITHIN TEN (10) CALENDAR DAYS OF THE CITY HAVING RECEIVED THE REQUEST IN A GOOD FAITH ATTEMPT TO RESOLVE THE ISSUES. IF THE MEETING IS NOT SUCCESSFUL, EITHER PARTY MAY ELECT TO SUBMIT ANY REMAINING ISSUES TO A NEUTRAL MEDIATOR BY FILING A MEDIATION REQUEST WITHIN TEN (10) CALENDAR DAYS OF THE UNSUCCESSFUL MEETING. ANY REQUIRED TIME PERIOD FOR THE PUBLIC WORKS DIRECTOR TO MAKE A FINAL DECISION IS TOLLED PENDING COMPLETION OF THE RECONSIDERATION AND MEDIATION PROCESS AND THE SUBMITTAL OF A RECONSIDERATION REQUEST BY A PROPERTY OWNER CONSTITUTES THE PROPERTY OWNER'S CONSENT TO SUCH TOLLING.~~

~~3. NOTWITHSTANDING THE PROVISIONS OF SECTION 13.07.140.B.2, EITHER PARTY MAY REQUEST THAT A NEUTRAL MEDIATOR BE AGREED UPON AT ANY TIME AFTER THE~~

~~PROPERTY OWNER SUBMITS ITS ISSUES IN WRITING, EVEN THOUGH THE OBLIGATORY MEETING TO RESOLVE DISPUTES HAS NOT YET TAKEN PLACE.~~

~~4. IF THE PARTIES CANNOT AGREE UPON A NEUTRAL MEDIATOR WITHIN FIVE (5) BUSINESS DAYS OF A REQUEST BY EITHER PARTY THAT A MEDIATOR BE NAMED, EITHER PARTY MAY, ON THE SHORTEST NOTICE AUTHORIZED BY COURT RULE, PETITION THE PRESIDING JUDGE OF THE KING COUNTY SUPERIOR COURT TO IMMEDIATELY APPOINT A NEUTRAL MEDIATOR WITH SUBSTANTIAL LAND USE, ENVIRONMENTAL, OR CIVIL ENGINEERING EXPERIENCE IN ADDITION TO SUBSTANTIAL MEDIATION EXPERIENCE.~~

~~5. EACH PARTY SHALL PAY AN EQUAL SHARE OF THE MEDIATOR'S FEES.~~

~~6. MEDIATION SHALL BE COMPLETED WITHIN 30 CALENDAR DAYS FROM THE DATE THE REQUEST FOR MEDIATION IS FILED. IF MEDIATION DOES NOT RESULT IN AN AGREEMENT, EITHER PARTY MAY, WITHIN FIVE (5) CALENDAR DAYS AFTER MEDIATION IS COMPLETED, REQUEST THAT THE OWNERS AND THE CITY STAFF MEET WITH THE MAYOR IN A GOOD FAITH ATTEMPT TO REACH A RESOLUTION. THE MEETING WILL BE SCHEDULED AS EXPEDITIOUSLY AS POSSIBLE GIVEN THE MAYOR'S SCHEDULE.~~

~~7. IF A REQUEST FOR RECONSIDERATION, MEDIATION, OR A MEETING WITH THE MAYOR RESULTS IN AGREEMENT ON THE TERMS~~

~~OF AN AUTHORIZED WORK, NOTICE TO PROCEED, AUTHORIZED ALTERNATIVE, OR REIMBURSEMENT OF COST LETTER, THE PUBLIC WORKS DIRECTOR SHALL ISSUE A FINAL AUTHORIZED WORK, AUTHORIZED ALTERNATIVE, NOTICE TO PROCEED, OR REIMBURSEMENT OF COST LETTER CONTAINING THE AGREED-UPON TERMS. IF NO AGREEMENT IS REACHED AS THE RESULT OF A REQUEST FOR RECONSIDERATION, MEDIATION, OR MEETING WITH THE MAYOR, OR IF NO TIMELY REQUEST FOR RECONSIDERATION, MEDIATION, OR MEETING WITH THE MAYOR IS MADE, THE PUBLIC WORKS DIRECTOR SHALL ISSUE A FINAL AUTHORIZED WORK, NOTICE TO PROCEED, AUTHORIZED ALTERNATIVE, OR REIMBURSEMENT OF COST LETTER SETTING FORTH THE CITY'S FINAL POSITION AND THE PERIOD FOR APPEALING THE PUBLIC WORKS DIRECTOR'S DECISION SHALL COMMENCE.~~]

13.07.150 Enforcement authority.

The **Public Works** Director shall administer and enforce this chapter and shall have the authority to adopt and implement administrative procedures for such enforcement.

13.07.160 Enforcement policy.

Enforcement action shall be taken whenever a person has violated any provisions of this chapter. The choice of enforcement action taken and the severity of any penalty

shall be based on the nature of the violation; the damage or risk to the public or to the underlying aquifer, groundwater wells, and drinking water infrastructure; and/or the degree of bad faith demonstrated by the person(s) subject to the enforcement action. In determining appropriate penalties to be assessed for violation(s) of the terms of the chapter, the City [~~SHALL~~] **must** also consider the financial savings, if any, achieved by the violator in failing to comply with the terms of this chapter.

13.07.170 Orders.

The **Public Works** Director shall have the authority to issue to an owner or operator of a facility, or any other person, an order to bring the facility into compliance with this chapter in accordance with the provisions set forth in Section 1.14.100.

13.07.180 Penalty for violations.

A. *Persons Subject to Penalty.* Any person who violates or fails to comply with the requirements of this chapter or who fails to conform with the terms of an approval or order issued by the **Public Works** Director shall be subject to civil and/or criminal penalties. Civil and criminal penalties shall be administered as provided in

Chapter 1.14 of the Redmond Municipal Code. Each day of continued violation shall constitute a separate violation.

B. *Aiding or Abetting.* Any person who, through an act of commission or omission, aids or abets a violation shall be considered to have committed a violation for the purposes of the civil penalty.

C. *Procedures for Imposing Penalty.* The procedures for notice of violation and imposition of penalties under this chapter shall be the same as for other code violations as described in Chapter 1.14 of the Redmond Municipal Code; provided, that such procedures may be initiated by either the **Public Works** Director or the Code Compliance Officer upon request of the Director.

D. *Community Service or Supplemental Environmental Project Alternative.* The Director may, at his/her discretion, provide the option for payment of all or part of any penalties incurred by any person(s) to be made in the form of community service or a Supplemental Environmental Project that will be of benefit to the environment and the City. If a person(s) decides to avail [~~HIMSELF/HERSELF~~] **themself** of this option when offered by the Director, the Director and the person(s) shall

enter into a formal written agreement providing for the community service or Supplemental Environmental Project. This agreement shall include, in detail, the description of the service(s) to be rendered or the project to be implemented by the person(s) in penalty for noncompliance with this chapter. The description shall include the hours of service(s) needed to offset the aforementioned penalties based on a mutually agreed upon hourly rate for service.

E. *Reinspection Fees.* In addition to the penalties imposed by the Code **Compliance** Hearing Examiner, the Director may impose a reinspection fee for any facility found not to be in compliance with this chapter. The reinspection fee shall be independent of any current or future penalties that may be incurred by the facility owner or operator for noncompliance with this chapter.

13.07.190.

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13.07.200.

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13.07.210.

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13.07.220.

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13.07.230.

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13.07.240 State statutes and regulations adopted by reference.

The following state statutes and administrative regulations are hereby adopted by this reference as if set forth in full, to the extent necessary to interpret and implement this chapter:

A.	**RCWs**	**Title**
	43.20	[~~DRINKING WATER~~] **State Board of Health**
	[~~70.95~~]**70A.205**	[~~DANGEROUS AND SOLID WASTE~~] **Solid Waste Management – Reduction and Recycling**
	[~~70.105~~**]70A.300**	[~~DANGEROUS WASTE, MTCA, SEDIMENT STANDARDS~~] **Hazardous Waste Management**

	90.48	[~~GROUND WATER, SURFACE WATER, SEDIMENT~~] **Water Pollution Control**
	90.54	[~~GROUND WATER~~] **Water Resources Act of 1971**
	[~~90.70~~]	[~~SEDIMENT~~]

B.

WACs	**Title**
173-200	Water Quality Standards for Ground Waters of the State of Washington
173-201	Water Quality Standards for Surface Waters of the State of Washington
173-216	State Waste Discharge Permit Program
173-220	National Pollutant Discharge Elimination System Permit Program
173-204	Sediment Management Standards

173-303 Dangerous Waste Regulations

173-304 Minimum Functional Standards for Solid Waste Handling

173-340 [~~THE~~] Model Toxics Control Act Cleanup Regulation

246-290 **Group A** Public Water Supplies

Section 9. Amendment of Chapter. RMC 13.08, Installing and Connecting Water Service, is hereby amended to read as follows:

Sections:
13.08.010 Application for service.
13.08.015 Meters required.
13.08.020 Meters city property.
13.08.030 Installation charge.
13.08.032 [~~FULL SERVICE~~] **Full-service** installations.
13.08.035 Water service modifications.
13.08.040 Exempt meters.
13.08.050 Unauthorized connections.
13.08.060 Fire sprinkler system connections.

13.08.010 Application for service.

All persons desiring water service from the City water system are required to make application for such service with the [~~UTILITY~~] **Development Engineering** Division. All

water service installations made to the City water system [~~SHALL~~] **must** be made by or under the direction of the [~~UTILITY~~] **Development Engineering** Division.

13.08.015 Meters required.

A. Each separate structure or use [~~SHALL~~] **must** be served through at least one water meter to determine the water consumption. The following structures or uses do not need to be separately metered but may be combined with other metered structures or uses as described:

1. Accessory buildings associated with single-family dwelling units, including garages, greenhouses, cabanas, workshops and similar structures not used for sleeping, cooking or other residence-specific functions may be combined with the associated single-family structure.

2. Individual mobile homes in a mobile home park may be combined except that not more than 20 units shall be served by a single meter.

3. Restroom and accessory facilities serving a public park may be combined with other metered uses.

4. "Portable" classroom buildings at a school may be combined as a single metered use but shall be separately metered from other primary structures.

5. "Portable" commercial structures or buildings such as construction trailers, landscape or building maintenance buildings.

B. Landscape irrigation systems shall be separately metered, except those installed at a single-family residence, middle housing residential unit, or those installed at other use classifications where the use is served through a water meter less than one inch in size. **For other use classifications with a meter greater than one inch, the owner has the option to use a city-owned irrigation meter or a** [~~AT THE OPTION OF THE OWNER, THE METER MAY BE CITY-OWNED OR IT MAY BE A~~] customer-owned exempt meter as provided in RMC 13.08.040.

C. Service to the residential units of a [~~MIXED USE~~] **mixed-use** structure shall be served through a separate meter if there are more than three residential units.

D. Facilities that are owned and operated by the water utility are exempt from these requirements.

E. Middle housing comprised of attached dwelling units in a single structure shall be served by at least one water meter per structure. **With the exception noted in item F below, middle** [~~MIDDLE~~] housing comprised of

detached dwelling units shall have their own individual meters.

F. Attached and detached accessory dwelling units can share a water meter with the primary residence **as long as such accessory dwelling unit is under the same ownership as the primary residence**.

G. Any detached non-livable space can share a water service with the livable space.

13.08.020 Meters city property.

All water meters furnished by the City in such installations or connections shall be and remain the property of the City.

Water service lines beyond the customer side of the water meter setter shall be owned by and the responsibility of the property owner.

Exempt meters and backflow preventers shall be owned by and the responsibility of the property owner.

13.08.030 Installation charge.

An installation charge [~~SHALL~~] **must** be paid by all persons connecting to the water system at the time of approval of an application for service. **Installation charges will index to inflation and adjust annually** The

charge shall be based upon the size of the water meter [~~AS FOLLOWS:~~] **per the approved City fee schedule.**

~~METER SIZE~~	~~COST~~
~~5/8 X 3/4 INCH DROP-IN~~	~~$425.00~~
~~1 INCH DROP-IN~~	~~500.00~~
~~1.5 INCH DROP-IN~~	~~930.00~~
~~2 INCH DROP-IN~~	~~1,220.00~~
~~5/8 X 3/4 INCH FULL SERVICE~~	~~$7,200.00~~
~~1 INCH FULL SERVICE~~	~~7,500.00~~
~~1.5 INCH FULL SERVICE~~	~~9,000.00~~
~~2 INCH FULL SERVICE~~	~~9,500.00~~
~~COMBINATION SINGLE-FAMILY RESIDENTIAL 5/8 X 3/4 DOMESTIC AND 1, 1.5 OR 2 INCH FIRE SPRINKLER SERVICE~~	~~9,500.00~~

13.08.032 [~~FULL SERVICE~~] Full-service installations.

[~~FULL SERVICE~~] **Full-service** installations shall only be constructed by the City for single-family residential structures on existing lots. Water service installations for all other developments (e.g., multifamily residential, commercial, industrial, and new residential

plats and short plats) shall be constructed as part of the development improvements by the applicant or property owner. Water service installation for middle housing residential shall be constructed as part of the development improvements by the applicant [~~FOR FOUR OR MORE METERS~~].

13.08.035 Water service modifications.

A charge shall be paid by all persons requesting a modification to their water service including adjustments of height, relocation, abandonment or other modifications. The charge shall be set by the City Engineer [~~OR HIS/HER DESIGNEE~~] in an amount to cover the City's full cost for constructing such modification.

13.08.040 Exempt meters.

Privately owned meters [~~WHICH~~] **that** are proposed to be installed [~~DOWN STREAM~~] **downstream** of a city owned meter to measure water [~~WHICH~~] **that** is **either** not subject to sewer charges **or, in the case of approved reclaimed water and rainwater harvesting systems, not subject to water consumption charges but subject to sewer charges** shall be purchased from the City. The location of the privately owned meter shall be approved by the City and the materials used for the meter assembly shall be approved

by the City. The charge for the City to provide and install the meter device shall be the same as the installation charge for drop-in meters of the same size. **Exempt meters cannot be used to irrigate land served by a domestic meter in someone else's name (the exempt meter and domestic meter must be in the same customer's name). Exempt meters may not be used for Single-Family Residential, Townhouses, and Cottage Houses as there is no commodity charge to exempt. Maintenance of these privately owned meters is the responsibility of the customer. In the case that an exempt meter is inoperable and unable to be read, the customer will not be granted an exemption.**

13.08.050 Unauthorized connections.

Any person connecting to the City water system other than under the supervision and approval of the Public Works **Director** [~~DEPARTMENT~~], and any person reconnecting (turning on) water service after service [~~SHALL HAVE~~] **has** been discontinued pursuant to RMC 13.17.080 shall be guilty of a violation of this chapter and be subject to a civil infraction in an amount not to exceed [~~$500~~] **$1200** for each violation.

13.08.060 Fire sprinkler system connections.

A. *Single-Family Residential Systems.* Fire sprinkler systems for single-family residential structures shall be metered. If separately metered, the meter shall be installed pursuant to an approved application for service. The fire sprinkler system may be separately metered or may be combined with the domestic water service to the dwelling.

B. *Other Systems.* Fire sprinkler systems for structures other than single-family residential structures shall not be separately metered. Such systems shall be connected to the City water system pursuant to construction drawings approved by the [~~UTILITY~~] **Development Services** Division of the [~~PUBLIC WORKS~~] **Planning** Department and all connections shall be made pursuant to the applicable inspection and installation procedures set forth in the Uniform Fire Code.

Section 10. Amendment of Chapter. RMC 13.10, Cross-Connection and Backflow Prevention, is hereby amended to read as follows:

13.10.010 Definitions.

For the purpose of this chapter:

A. "Backflow" means a flow, other than the intended direction of flow, of any foreign liquids, gases or

substances into the distribution system of the public water supply.

B. "Backflow prevention device" means a device approved by the State of Washington, Department of [~~SOCIAL AND HEALTH SERVICES~~] **Health** or such other state department as has jurisdiction over the subject matter and by the American Water Works Association, used to counteract back pressure or prevent siphonage into the distribution system of a public water supply.

C. "Cross-connection" means any physical arrangement whereby a public water supply is connected, directly or indirectly, with any other water supply system, **reclaimed water supply system,** sewer, drain, conduit, pool, storage reservoir, plumbing fixture or other device which contains or may contain contaminated water, [~~SEWAGE~~] **wastewater** or other wastes or liquids of unknown or unsafe quality, which may be capable of imparting contamination to a public water supply as a result of backflow.

13.10.020 Cross-connections declared unlawful.

The installation, maintenance, or operation of a cross-connection, which, in the opinion of the [~~DIRECTOR OF~~] Public Works **Director** [~~OR HIS DESIGNEE~~], will endanger

the water quality of the potable water supply of the City, is unlawful.

13.10.030 Backflow prevention devices to be installed.

Backflow prevention devices, when required to be installed in the opinion of the [~~DIRECTOR OF~~] Public Works **Director** [~~OR HIS DESIGNATED REPRESENTATIVE~~], shall be installed and maintained by the service customer on any service connection to the City water supply system where the backflow prevention devices are necessary for the protection of the City water supply.

13.10.040 Adoption of state regulations.

Rules and regulations of the State Board of Health regarding public water supplies, [~~WAC 248-54-820 THROUGH WAC 248-54-850~~] **WAC 246-290-490, 248-54-250 through 248-54-500, 331-355**, and the American Water Works Association, Pacific Northwest Section's Third Edition of "Accepted Procedure and Practice in Cross-Connection Manual" as they presently exist, and as they may from time to time be amended in the future, are adopted by this reference as if set forth in full.

13.10.050 Abatement of unlawful cross-connections and installation of backflow prevention devices – procedures.

Cross-connections declared in this chapter to be unlawful whether presently existing or hereinafter installed and/or services requiring backflow prevention devices pursuant to this chapter are public nuisances, and, in addition to any other provisions of this code or the ordinances of the City on abatement of public nuisances, shall be subject to abatement in accordance with the following procedure:

A. In the event that the **Public Works** Director [~~OF PUBLIC WORKS OR HIS DESIGNEE~~] determines that a nuisance as herein provided does exist, written notice shall be sent to the person in whose name the water service is established under the records of the City water division, or alternatively, a copy of such written notice shall be posted conspicuously on the premises served by the City water division.

B. The notice shall provide that the nuisance described herein shall be corrected within 30 days of the date the notice is mailed or posted on the premises or [~~WATER SERVICE WILL BE DISCONTINUED~~] **City will take action that may include discontinuing water service, and/or take further action pursuant to Redmond Municipal Code 5.04.140, if the nuisance property is a business**.

C. In the event the nuisance is not abated within the prescribed time, water service to the premises [~~SHALL~~] **may** be discontinued. **Licensed businesses may be subject to review of license status pursuant to Redmond Municipal Code 5.04.140, and subject to denial, suspension, or revocation of license.**

D. In the event that the nuisance, in the opinion of the **Public Works** [~~DIRECTOR OF PUBLIC WORKS, OR HIS DESIGNATED REPRESENTATIVE~~], presents an immediate danger of contamination to the public water supply, service from the City water supply system to the premises may be terminated without prior notice; provided, however, notice will be posted on the premises in the manner provided above at the time the service is terminated.

13.10.060 Inspections.

The [~~DIRECTOR OF~~] Public Works Director[~~, OR HIS DESIGNEE~~], upon showing proper identification [~~SHALL~~] **must** be allowed access to all portions of the premises, including buildings and structures, to which water is supplied, at reasonable hours of the day and for the sole purpose of inspecting and determining compliance on such property with all provisions of this chapter. Water service may be refused or discontinued to any premises

for failure to allow such necessary access and inspections.

13.10.070.

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Section 11. Amendment of Section. RMC 13.11.030, General Connection Charge, is hereby amended to read as follows:

13.11.030 General connection charge.

There is established a general water connection charge and a general sewer connection charge [~~WHICH~~] **that** shall be imposed on all owners of real property seeking to connect said property and improvements to the City water and/or sewer systems.

Section 12. Amendment of Section. RMC 13.11.032, Regional Water Connection Charge, is hereby amended to read as follows:

13.11.032 Regional water connection charge.

There is established a regional water connection charge [~~WHICH~~] **that** shall be imposed upon all owners of real property seeking to connect said property and improvements to the City water system. The amount of the regional water connection charge shall be equal to the regional capital facility charge imposed by the Cascade Water Alliance, plus an additional [~~THREE~~] **four** percent [~~(3%)~~] **(4%)** of said charge, rounded up to the nearest

dollar. The regional water connection charge shall be in addition to any and all other connection charges established by this chapter or elsewhere in the City's Codes and ordinances.

Section 13. Amendment of Section. RMC 13.11.035, Additional Connection Charge, is hereby amended to read as follows:

13.11.035 Additional connection charge.

A. Whenever the City constructs a sewer or water system improvement [~~WHICH~~] **that** will provide service to or benefit only a limited number of properties within a defined geographic area, the owners of those properties who thereafter seek connection to the City's water or sewer system through the improvement shall be required to pay, in addition to the general connection charge established by this chapter, an additional connection charge consisting of an equitable share of the costs [~~WHICH~~] **that** have been incurred by the City to design, engineer, construct and install the water or sewer system improvement.

B. *Single-Family Residential Main Extensions.* The amount of the water or sewer additional connection charge and the area or properties which will be required to pay the

same shall be established by the [~~DIRECTOR OF~~] Public Works **Director** pursuant to the following procedure:

1. The total project cost shall be determined to include all costs to design, engineer, construct and install the water or sewer main extension. A "project" shall be defined as that construction which provides service to contiguous or nearly contiguous properties in a specific geographic area.

2. The number of existing homes which may connect to the water or sewer extension shall be determined.

3. The number of future homes which may connect to the water or sewer extension lots shall be determined. "Future homes" are those which may be constructed either on vacant lots or on underdeveloped lots. In making this determination, the **Public Works** Director shall consider the practicality of achieving the density allowed by zoning on any lot, and shall determine the number of homes possible in light of such practical constraints as placement of existing structures, topographical features, sensitive areas and other typical constraints relevant to construction of new homes.

4. The cost per dwelling unit shall be determined by dividing the project cost from subsection B.1 above by

the sum of the existing homes from subsection B.2 above and future homes from subsection B.3 above.

5. For all existing homes [~~WHICH~~] **that** may connect to a sewer extension, the additional connection charge shall be (a) 50% of the cost per dwelling unit from subsection B.4 above or (b) the cost per dwelling unit from subsection B.4 above minus $10,000, whichever is greater.

6. For all future homes [~~WHICH~~] **that** connect to either a water or a sewer extension and for existing homes which connect to a water extension, the additional connection charge shall be the cost per dwelling unit from subsection B.4 above.

C. *Repealed by Ord. 2936.*

D. *System Improvements except for Single-Family Residential Main Extensions.* The amount of the water or sewer additional connection charge and the area or properties which will be required to pay the same shall be established by resolution of the City Council. In establishing the amount of the charges, the City Council shall consider the costs [~~WHICH~~] **that** will be or have been incurred to design, engineer, construct and install

the water or sewer system improvement, together with any other relevant information.

E. The additional connection charge will include an appropriate interest charge from the completion of the improvement until the time of connection, in accord with Section 13.11.100.

Section 14. Amendment of Section. RMC 13.11.036, Loan Program for Additional Connection Charge, is hereby amended to read as follows:

13.11.036 Loan program for additional connection charge.

A. Property owners who meet the requirements of this section may qualify for a loan of a portion of the additional sewer connection charge established under Section 13.11.035. The principal amount of the loan authorized by this section shall not exceed the amount of the additional connection charge, less any private financing or prepayment by the owner. The actual amount financed shall be determined under the following formula:

Owner's Share of Sewer Project

(= Total Project Cost/Number of Benefited Properties)

Less 50% or $10,000, whichever is less

Less Private Financing or Prepayment (if any)

_____

Equals Total Loan Amount.

B. In order for a property owner to qualify for a loan under this section, the property to which the connection is to be made must be developed with an existing single-family home served by an existing septic system. Vacant property, property used for multifamily dwelling units, property served by existing sewers, and nonresidential property shall not qualify for the loan program established by this section.

C. In order to qualify for a loan under this section, the property owner must fill out a credit application and pass an appropriate credit check. The City reserves the right to exercise reasonable business judgment and to disapprove any loan based upon a credit check. The application must be accompanied by a nonrefundable application fee in an amount set in the City's user fee resolution.

D. The terms of the loan shall be as follows:

1. The loan will be structured as a simple promissory note.

2. The term of the note shall not exceed [~~10~~] **15** years, commencing at the time the property is connected to the sewer.

3. The note will bear interest at the rate which is based on the City's current investment yield at the time of the loan, plus a two percent margin to cover administrative costs and interest rate fluctuations over the loan period.

4. The loan will be secured by an interest in the property. The property interest may take the form of a lien, a deed of trust, or such other instrument as may be acceptable to the City Finance Director and City Attorney.

5. The note shall provide for acceleration of the principal upon default in any payment. In the event of default, the City shall have all available remedies, including, but not limited to, foreclosure of its interest in the property, notification of credit bureaus, use of collection agencies, and terminating service.

6. Loan principal and interest charges will be billed by the City and due monthly. Appropriate penalties may be imposed by the City for delinquent accounts.

7. There shall be no penalty for prepayment.

8. The note will contain a due on sale clause which provides for payment in full of all outstanding principal and interest upon sale of the property.

E. No loan shall be made unless the property owner connects the property to the system and pays the City's general connection charge and the [~~METRO~~] **King County Wastewater Treatment Division** connection charge at the time the property is connected. In no event shall the loan be used to cover the City's general connection charge, the [~~METRO~~] **King County Wastewater Treatment Division** connection charge, the property owner's side sewer costs, the decommissioning of the property's septic system, or any other charge not included in the additional connection charge established by Section 13.11.035.

F. Nothing in this section requires any person to finance any portion of the additional connection charge through the City. Property owners are free to pay any or all of the additional connection charge at the time of connection and may privately finance any or all of the additional connection charge.

G. Loans shall be limited by available funds. The amount of available funds shall be at the discretion of the City Council and shall be determined periodically by City Council motion, resolution, or ordinance. All funds used for loan purposes shall be derived from operating revenues from the sale of sewer services.

Section 15. Amendment of Section. RMC 13.11.040, Water and Sewer Stub Charge, is hereby amended to read as follows:

13.11.040 Water and sewer stub charge.

When constructing water or sewer mains, and street projects, and when determined feasible by the Public Works Director, the City shall extend water main stubs, sewer main stubs and side sewer stubs to the property line of each parcel of undeveloped property. These stubs [~~SHALL~~] **must** be capped until needed for development. Any person desiring to connect to a stub or develop a property for which a stub was provided, shall make payment to the City for the City's costs incurred in constructing the stub to the property. The amount of the stub charge shall be established by resolution of the City Council. The water and sewer stub charge shall be in addition to any other required charges or fees,

including inspection and connection charges and shall be paid at the time of application for connection.

Section 16. Amendment of Section. RMC 13.11.060, Calculating and Setting General Connection Charges, is hereby amended to read as follows:

13.11.060 Calculating and setting general connection charges.

The amount of the water and sewer general connection charges shall be established by resolution or ordinance of the City Council. In establishing the amount of the charges, the City Council shall consider the costs of the system together with any other relevant information, and shall determine the amount of charges, which will result in the payment of an equitable share of the costs of such systems by those property owners desiring to connect to such systems. The amount of the charges [~~SHALL~~] **must** be reviewed by the utility not less frequently than in January of odd numbered years. Based upon these periodic reviews, the utility shall make a written recommendation to the City Council upon the need for revision of the charges.

Section 17. Amendment of Section. RMC 13.11.130, Connection Charge Computations, is hereby amended to read as follows:

13.11.130 Connection charge computations.

Applications for connection to the water and sewer system [~~SHALL~~] **must** be made to the utility on a printed form furnished for that purpose, and the utility shall calculate the applicable charges imposed pursuant to this chapter.

Section 18. Amendment of Chapter. RMC 13.12, Reimbursement Agreements for Utility Improvements, is hereby amended to read as follows:

13.12.010 Purpose.

The purpose of this chapter is to prescribe rules and regulations for exercise of the authority to enter into a Utility Reimbursement Agreement granted to the City by RCW Chapter 35.91. The rules and regulations included in this chapter are based on Redmond's interpretation that Chapter 35.91 contemplates that reimbursement agreements will be executed prior to commencement of construction. **Utility Reimbursement Agreements allow property owners who extend utilities across other property frontages (or through easements on other**

properties) to recover a portion of the costs from benefitting property owners when those owners develop their property.

13.12.020 Definitions.

As used in this chapter, the terms listed below shall be defined as follows:

A. "Cost of construction" means those costs incurred for design, acquisition for right-of-way and/or easements, construction, materials and installation required in order to create an improvement [~~WHICH~~] **that** complies with city standards. Until such time as RCW Chapter 35.91 is amended to expressly authorize inclusion of interest charges or other financing costs, such expenses shall not be included in the calculation of construction costs. In the event of a disagreement between the City and the applicant concerning the cost of the improvement, the [~~CITY DIRECTOR'S~~] **Public Works Director's** determination shall be final.

B. "**Public Works** Director" means the [~~DIRECTOR OF~~] Public Works **Director or their representatives pursuant to RMC 1.01.025** [~~OR HIS/HER DESIGNATED REPRESENTATIVE~~].

C. "Reimbursement agreement" means a written contract between the City and one or more property owners

providing for construction of water or sewer facilities and for partial reimbursement to the party causing such improvements to be made of a portion of the costs of such improvements by owners of property benefitted by the improvements, as more specifically described in RCW Chapter 35.91.

D. "Water or sewer facilities" shall have the meaning specified in RCW 35.91.020 as it now reads, or as hereafter amended.

13.12.030 Minimum project size.

In order to be eligible for a reimbursement agreement, the estimated cost of the proposed improvement must not be less than [~~FIVE THOUSAND DOLLARS~~] **$15,000**. The estimated cost of the improvement shall be determined by the [~~DIRECTOR~~] **Public Works Director**, based upon a construction contract for the project, bids, engineering or architectural estimates or other information deemed by the [~~DIRECTOR~~] **Public Works Director** to be a reliable basis for estimating costs. The determination of the [~~DIRECTOR~~] **Public Works Director** shall be final.

13.12.040 Application.

An application for reimbursement agreement [~~SHALL~~] **must** be made on a form provided by the City. The application

fee shall be set by council resolution and shall be submitted to the City with the written application and [~~SHALL~~] **must** be accompanied by:

A. Preliminary utility design drawings;

B. Itemized estimate of construction costs prepared and signed by a licensed civil engineer or in the form of a bid submitted by a qualified contractor (if more than one bid has been obtained, all bids must be submitted to the City);

C. A scaled vicinity drawing on eight and one-half inch by eleven inch [~~MYLAR~~] **sheet**, stamped by a licensed civil engineer or licensed land surveyor depicting the improvements and their location and the proposed benefitted area, including dimensions and county assessor's numbers for each tax parcel, size of parcels, and evaluations where necessary for determining benefits;

D. A separate legal description for each tax parcel within the benefitted area; and

E. Such other information as the [~~DIRECTOR~~] **Public Works Director** determines is necessary to properly review the application.

13.12.050.

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13.12.060 Director's determination – Review by Mayor.

A. The **Public Works** Director shall review all applications and shall approve the application only if the following requirements are met:

1. The project satisfies the minimum size requirement, Section 13.12.030; and

2. The proposed improvements fall within the description of water or sewer facilities as those terms are described in RCW Chapter 35.91; and

3. The proposed improvements are not constructed or currently under construction.

B. In the event all of the above criteria are not satisfied, the **Public Works** Director may condition approval as necessary in order for the application to conform to such criteria, or shall deny the application. The final determination of the **Public Works** Director shall be in writing. The applicant may obtain a review of the final determination by filing a request therefor with the City Clerk no later than ten (10) days after mailing a copy of the final determination to the applicant at the address listed on the application.

C. In reviewing a final determination, the Mayor shall apply the criteria set forth above, and shall uphold the decision of the **Public Works** Director unless evidence presented by the applicant clearly demonstrates that the criteria have been satisfied.

13.12.070 Determination of reimbursement area boundary and reimbursement fee.

In the case of all applications [which] **that** are approved, the [~~DIRECTOR~~] **Public Works Director** shall define the reimbursement area based upon a determination of which parcels did not contribute to the original cost of the water or sewer facility for which the reimbursement agreement applies and [which] **that** may subsequently tap into or use the same, including not only those [which] **that** may connect directly thereto, but also those who may connect to laterals or branches connecting thereto. An estimated amount of the reimbursement fee shall be established so that each property will pay a share of the costs of the improvements, [which] **that** is proportional to the benefits [which] **that** accrue to the property. **Properties upstream of utility improvements are not eligible for inclusion in the reimbursement area boundary.**

13.12.090 Reimbursement agreement must be recorded.

In order to become effective, a reimbursement agreement must be recorded with the [~~OFFICE OF THE KING COUNTY DEPARTMENT OF RECORDS AND ELECTIONS~~] **King County Recorder's Office**. It shall be the sole responsibility of the beneficiary of the reimbursement agreement to verify the agreement has been recorded.

13.12.100 Written agreement – Payment of city costs in excess of application fee.

A. Upon approval of the application, determination of the estimated costs of construction, the reimbursement area and estimated fees by the **Public Works** Director, the applicant [~~SHALL~~] **must** sign a reimbursement agreement in the form supplied by the City. The signed agreement, the application and supporting documents, together with the [~~DIRECTOR'S~~] **Public Works Director's** estimate of cost of construction, and determination of reimbursement area and estimated fees shall be presented to the Mayor. The Mayor is hereby granted the authority to sign reimbursement agreements on behalf of the City.

B. In the event that costs incurred by the City for engineering or other professional consultant services required in processing the application exceed the amount

of the application fee, the **Public Works** Director shall so advise the Mayor and Mayor's approval shall be conditioned upon receipt of payment by the applicant of an additional amount sufficient to compensate the City for its costs in excess of the application fee.

13.12.110 Construction and acceptance of improvements – Recording of final fees.

A. After the reimbursement agreement has been signed by both parties, and all necessary permits and approvals have been obtained, the applicant shall construct the improvements, and upon completion, request final inspection and acceptance of the improvements by the City, subject to any required obligation to repair defects. An appropriate bill of sale, easement and any other document needed to convey the improvements to the City and to insure right of access for maintenance and replacement shall be provided, along with documentation of the actual costs of the improvements and a certification by the applicant that all of such costs have been paid.

B. In the event that actual costs are less than the [~~DIRECTOR'S~~] **Public Works Director's** estimate used in calculating the estimated fees by ten percent or more,

the [~~DIRECTOR~~] **Public Works Director** shall recalculate the fees, reducing them accordingly, and shall cause a revised list of fees to be recorded with the [~~COUNTY AUDITOR~~] **King County Recorder's Office**.

13.12.120.

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13.12.125.

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13.12.130.

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13.12.135 Notice of contact information.

The reimbursement agreement shall include a provision that requires that any party entitled to reimbursement under the agreement provide the City current contact information including name, address and telephone number. This contact information [~~SHALL~~] **must** be provided every two years from the date of the agreement. If a party entitled to be reimbursed fails to notify the City of current contact information within 60 days of the due date for notification that party will no longer be entitled to reimbursement and the City will collect such fees owing and deposit those fees in the appropriate utility construction fund.

13.12.140.

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Section 19. Repeal of Chapter. RMC 13.15, Latecomer Connection Charge – 180th Avenue N.E. Sanitary Sewer Improvements, is hereby repealed in its entirety:

[~~SECTIONS:~~
~~13.15.010 DESCRIPTION OF IMPROVEMENTS.~~
~~13.15.020 DESCRIPTION OF SERVICE AREA.~~
~~13.15.030 CONNECTION CHARGE – ASSESSMENT RATE.~~
~~13.15.040 COLLECTION OF CONNECTION CHARGES.~~
~~13.15.050 ADDITIONAL TO OTHER CHARGES.~~

~~13.15.010 DESCRIPTION OF IMPROVEMENTS.~~

~~THE SANITARY SEWER SYSTEM IMPROVEMENTS REFERRED TO IN THIS CHAPTER AND THOSE TO WHICH THIS CHAPTER SHALL PERTAIN CONSIST OF THOSE SANITARY SEWER SYSTEM IMPROVEMENTS INSTALLED UNDER PROJECT NO. 78-SS-63, LID 79-SS-31, KNOWN AS AND HEREINAFTER REFERRED TO AS THE "180TH AVENUE N.E. SANITARY SEWER PROJECT."~~

~~13.15.020 DESCRIPTION OF SERVICE AREA.~~

~~THE SERVICE AREA FOR THE PURPOSES OF THIS CHAPTER SHALL INCLUDE THOSE PROPERTIES IN THE VICINITY OF 180TH AVENUE N.E. WHICH WERE NOT INCLUDED IN AND ASSESSED UNDER LID 79-SS-31, BUT WHICH MAY LATER BE SERVED BY SAID IMPROVEMENTS AND SPECIFICALLY INCLUDING THE REAL PROPERTY DESCRIBED ON EXHIBIT A, ATTACHED TO THE~~

~~ORDINANCE CODIFIED IN THIS CHAPTER AND INCORPORATED HEREIN BY THIS REFERENCE, SITUATED IN THE CITY OF REDMOND, KING COUNTY, WASHINGTON.~~

~~13.15.030 CONNECTION CHARGE – ASSESSMENT RATE.~~

~~AS A CONDITION TO THE RIGHT TO CONNECT TO THE 180TH AVENUE N.E. SANITARY SEWER PROJECT, A CHARGE BASED ON THE ORIGINAL ASSESSMENT METHOD FOR LIKE LOTS LOCATED WITHIN THE LOCAL IMPROVEMENT DISTRICT, SHALL BE PAID AND COMPUTED AS FOLLOWS:~~

~~ZONE 1, PROXIMITY OF SERVICE ZONE: FIRST 200 FEET OF LOT DEPTH ABUTTING SEWER – $0.0829222 PER SQUARE FOOT.~~

~~ZONE 2, GENERAL AREA ZONE: AREA BEYOND ZONE 1 EXTENDING TO THE SERVICE AREA BOUNDARY DESCRIBED IN SECTION 13.15.020 – $0.04146115 PER SQUARE FOOT.~~

~~THE CONNECTION CHARGE SHALL BE COLLECTED FROM THE OWNERS OF ALL PROPERTY INCLUDED WITHIN THE SERVICE AREA SET FORTH AND DESCRIBED IN SECTION 13.15.020. THE DETERMINATION OF THE AREA TO BE CHARGED, INCLUDING COMPUTATIONS FOR INDIVIDUAL LOTS AND TRACTS, SHALL BE MADE BY THE DEPARTMENT OF PUBLIC WORKS OF THE CITY. IN THE CASE OF LARGE, UNPLATTED TRACTS, THE PUBLIC WORKS DEPARTMENT SHALL HAVE THE AUTHORITY TO SEGREGATE THE PROPERTY TO BE SERVED FOR THE PURPOSE OF DETERMINING THE~~

~~AREA WHICH SHALL BE SUBJECT TO THE CONNECTION CHARGE; PROVIDED THAT IN NO CASE SHALL THE SIZE OF THE AREA CHARGED BE LESS THAN THE EXISTING ZONING REQUIREMENTS FOR THE USE ZONE DISTRICT INVOLVED.~~

~~**13.15.040 COLLECTION OF CONNECTION CHARGES.**~~

~~THE CONNECTION CHARGES HEREIN DETERMINED SHALL BE PAYABLE AT THE TIME APPLICATION FOR A SANITARY SEWER SERVICE CONNECTION IS MADE. CONNECTION CHARGES COLLECTED SHALL BE CONSIDERED REVENUE OF THE WATER/SEWER UTILITY TO BE USED SOLELY FOR CAPITAL IMPROVEMENTS. CONNECTION SHALL NOT BE MADE UNTIL ALL CONNECTION CHARGES HAVE BEEN PAID.~~

~~**13.15.050 ADDITIONAL TO OTHER CHARGES.**~~

~~THE CONNECTION CHARGES ASSESSED PURSUANT TO THIS CHAPTER SHALL BE IN ADDITION TO THE ACTUAL COST OF SUCH CONNECTION AND TO CHARGES IMPOSED UNDER OTHER ORDINANCES OF THE CITY RELATED TO UTILITY CONNECTIONS, INCLUDING SECTION 13.16.100* OF THE REDMOND MUNICIPAL CODE.~~]

Section 20. Amendment of Section. RMC 13.16.010, Definitions, is hereby amended to read as follows:

13.16.010 Definitions.

A. Use Classifications.

1. Detached Single-Family Residential. Detached single-family residential shall include:

a. One single-family dwelling; or

b. One single-family dwelling that includes an attached and/or detached accessory dwelling unit(s). Accessory single-family structures including, but not limited to, garages, greenhouses, cabanas, workshops with plumbing, etc., shall be incidental uses to single-family residential and shall not cause a change in classification to multifamily residential or commercial.

2. Middle Housing. Middle housing includes buildings that are compatible in scale, form, and character with single-family houses and contain from two to eight attached, stacked, or clustered homes including:

a. Duplexes, triplexes, fourplexes, fiveplexes, sixplexes;

b. Townhouses;

c. Stacked flats;

d. Courtyard apartments; and

e. Cottage housing.

Middle housing has the same meaning as RCW 36.70A.030, Middle Housing, and as hereafter amended.

3. Multifamily Residential. Multifamily residential shall include:

a. A nine- or more unit apartment or condominium building; or

b. One or more units in a mobile home park served through a single meter; or

c. Laundry buildings, recreation buildings and other accessory buildings in multifamily residential developments, including associated pools and spas; or

d. Boarding homes, group homes and retirement homes, not including convalescent centers or nursing homes.

4. Commercial. Commercial shall include all uses not classified as single-family residential, middle housing, multifamily residential, irrigation, or cooling towers and shall include, but not be limited to, structures used for retail sales, offices, manufacturing, schools, convalescent centers and nursing homes. Mixed use structures with both the commercial and residential uses served by a single meter shall be classified commercial. Mixed use structures with the commercial and residential uses served by separate meters shall be classified multifamily and commercial as appropriate for the separate parts. Single-family residential structures in

commercial zones that have been converted to commercial uses shall be classified commercial, and once converted shall remain commercial even if returned to a residential use.

5. Irrigation. Irrigation shall include meters installed [~~WHICH~~] **that** serve primarily landscape irrigation systems and include city-owned meters [~~WHICH~~] **that** directly connect to the City water system (water only) or privately owned meters located downstream of a city-owned meter (exempt meters). Meters [~~WHICH~~] **that** serve park properties, golf courses, commercial nurseries or agricultural uses shall be classified as irrigation except for meters which serve only nonirrigation uses. Exempt meters [~~WHICH~~] **that** serve uses other than landscape irrigation systems shall also be considered irrigation and shall not be considered commercial.

6. Hydrant Use.

a. Type "A" [~~HYDRANT USE SHALL INCLUDE THE CONNECTION TO A HYDRANT WITH HOSE OR PIPING ONE-INCH AND SMALLER IN SIZE FOR SHORT-TERM CONSTRUCTION AND DEMOLITION ACTIVITIES~~] **Eliminated**.

b. Type "B" hydrant use shall include the connection to a hydrant to fill water carrying trucks used for

construction, street cleaning, parking lot cleaning, landscape spraying and other similar uses.

c. Type "C" hydrant use shall include the connection **to a hydrant for construction, demolition, and other stationary uses.** [~~OF HOSE OR PIPING LARGER THAN ONE-INCH AND ANY OTHER USES NOT CLASSIFIED TYPE "A" OR TYPE "B."~~] Type "C" hydrant uses shall be metered.

7. Fire Sprinklers – Single-Family Residential. Fire sprinkler – single-family residential shall include all single-family residential fire sprinkler systems served by a meter which is separate from the domestic water meter and shall not include meters [~~WHICH~~] **that** serve both a domestic water and fire sprinkler system.

8. Cooling Tower. Cooling tower uses shall include all separately metered supplies to mechanical equipment where a large percentage of the water is lost to evaporation. The meter can be either a city-owned meter or can be a privately owned meter similar to an exempt meter except that the wastewater is not exempt from sewer charges.

B. Chargeable Wastewater. Chargeable wastewater, for calculation of sewer rates and charges, shall be the quantity of water metered through a primary meter less

the quantity of water metered through an exempt meter, if an exempt meter exists. An exempt meter may be installed where the use of water is such that all of the water used does not enter the City [~~SEWAGE~~] **wastewater** system, such as water used for irrigation, or consumed in a manufactured product, and the user provides proof of these conditions.

C. Residential Equivalent. One residential equivalent for King County sewer charges shall be as established by contract with King County.

Section 21. Amendment of Section. RMC 13.16.030, Hydrant Use Charges, is hereby amended to read as follows:

13.16.030 Hydrant use charges.

A. [~~DEPOSITS~~] **Deposit and payments** shall be required for all Hydrant Use Permits.

B. Hydrant Use Permit charges include daily and monthly fees and commodity charges when metered in accordance with the [~~FOLLOWING~~] **approved City fee schedule.** [~~SCHEDULE:~~]

[~~1. *REDMOND SERVICE AREA.*~~

~~2025 AND AFTER RATES~~	~~TYPE "A"~~	~~TYPE "B"~~	~~TYPE "C"~~
~~DEPOSIT~~	~~$707.17~~	~~$1,767.60~~	~~$1,414.08~~

2025 AND AFTER RATES	TYPE "A"	TYPE "B"	TYPE "C"
MONTHLY ADMINISTRATIVE FEE	73.52	73.52	73.52
DAILY FEE	12.53	47.09	4.25
COMMODITY CHARGE (PER 100 CF)			
2025 RATE	0.00	0.00	7.95
2026 AND AFTER RATE	0.00	0.00	8.75

2. NOVELTY HILL SERVICE AREA.

2025 AND AFTER RATES	TYPE "A"	TYPE "B"	TYPE "C"
DEPOSIT	$1,380.37	$2,070.55	$2,070.55
MONTHLY ADMINISTRATIVE FEE	104.63	104.63	104.63
DAILY FEE	18.91	66.33	5.67
COMMODITY CHARGE (PER 100 CF)			
2025 RATE	0.00	0.00	17.12

~~2025 AND AFTER RATES~~	~~TYPE "A"~~	~~TYPE "B"~~	~~TYPE "C"~~
~~2026 AND AFTER RATE~~	~~0.00~~	~~0.00~~	~~18.83~~]

Section 22. Amendment of Subsection. RMC 13.16.040(D), Sewer Service Rates and Charges, is hereby amended to read as follows:

13.16.040(D) Sewer service rates and charges.

D. Other. Sewer rates and charges for other uses which do not have a metered water supply such as, but not limited to, parking garages, dumpsters/compactors, gasoline station pump islands, surface drains, etc., shall be at the commercial rate in subsection C of this section. The Public Works Director [~~OR DESIGNEE~~] may establish a monthly estimate of the quantity of wastewater that is considered chargeable wastewater depending on the use being connected. Each individual use shall be subject to minimum monthly charges as though it was a metered use.

Section 23. Amendment of Subsection. RMC 13.16.050(A), Supplemental Water and Sewer Rates and Charges, is hereby amended to read as follows:

13.16.050(A) Supplemental water and sewer rates and charges.

A. Low Income Disabled and Low Income Senior Citizen Credit. A "low income disabled" or "low income senior citizen" credit of 50 percent of monthly water, sewer, King County Wastewater Treatment, and [~~STORM DRAIN~~] **stormwater** charges shall be allowed to persons who make application therefor to the City and who qualify for such credit. For the purposes of this section, "low income senior citizen" means a person who has attained the age of 62 years and whose total household income from all sources does not exceed the amount specified as "very low income" in the regulations of the United States Department of Housing and Urban Development (HUD) for Section 8 programs, as now existing or as hereafter amended. For the purposes of this section, "low income disabled" means a person whose total household income from all sources does not exceed the amount specified as "very low income" under the regulations of the United States Department of Housing and Urban Development (HUD) for Section 8 programs, as now existing or as hereafter amended, and who has been determined to be totally and permanently disabled as defined by the Social Security

Administration or the Veterans Benefits Administration. Applications must include proof of such disability from the Social Security Administration or Veterans Affairs. To qualify for either credit you must be a "low income senior citizen" or "low income disabled"; and you must reside in a living unit that has a use classification of single-family residential or middle housing, and you must be the person or spouse of the person named on the billing statement. The credit shall only be allowed from and after the date that the application is approved. The City shall not be liable for the failure of any qualified person to make application for the credit and there shall be no entitlement to such credit in the absence of an application.

Section 24. Amendment of Subsection. RMC 13.16.050(D), Supplemental Water and Sewer Rates and Charges, is hereby amended to read as follows:

13.16.050(D) Supplemental water and sewer rates and charges.

D. Novelty Hill Service Area Depreciation Rate Surcharge. Within the Novelty Hill service area a depreciation rate surcharge shall be collected at the time of sale of water meters or side sewer permits and

shall be collected for each meter and side sewer connection. The charge shall be based on water meter size for all classes of use and shall be as follows:

1. Water.

Meter Size	Surcharge
5/8" x 3/4"	$ 425.00
1"	1,065.00
1 1/2"	2,125.00
2"	3,400.00
3"	6,800.00
4"	10,625.00
6"	21,250.00

2. Sewer.

Meter Size	Surcharge
5/8" x 3/4"	$ 325.00
1"	815.00
1 1/2"	1,625.00
2"	2,600.00

Meter Size	Surcharge
3"	5,200.00
4"	8,125.00
6"	16,250.00

For sewer connections that do not have a water supply, the Public Works Director [~~OR HIS/HER DESIGNEE~~] shall establish meter size equivalent for the use.

Section 25. Amendment of Subsection. RMC 13.16.050(E), Supplemental Water and Sewer Rates and Charges, is hereby amended to read as follows:

13.16.050(E) Supplemental water and sewer rates and charges.

E. Miscellaneous Service Fees. The Public Works Director shall establish regulations, procedures and fees for incidental services provided by the utility for services, including but not limited to meter testing, exchanging, or removal; fire hydrant flow testing; the cross-connection and backflow prevention program; customer service requests; final bill reading; sewer television services; system damage and vandalism; pre-treatment device inspections; water and sewer

availability letters and certificates; construction [~~STORM WATER~~] **stormwater** discharges to the sanitary sewer; utility location requests; and other such services.

Section 26. Amendment of Chapter. RMC 13.17, Utility Accounts, is hereby amended to read as follows:

13.17.010 Utility accounts.

A. Utility accounts shall be established for any property, structure, or use receiving water, sewer, or [~~STORM WATER~~] **stormwater** services. The Finance Department may aggregate or separate accounts for such properties, structures, or uses as it determines appropriate considering property ownerships, tenants, consolidation of bills, [~~SHUT-OFF~~] **shut off** and lien procedures, and any other applicable factors.

B. Accounts for water service shall be established as soon after water meter installation as feasible. Water service shall be billed from date of meter installation. Water service accounts shall only be terminated after removal of the structure or use receiving water service and removal of the meter as processed through a water [~~SHUT-OFF~~] **shut off**. Accounts for structures which are

temporarily or permanently vacant shall continue to receive regular service charges.

C. Accounts for sewer service shall be established as soon after the side sewer connection as feasible. Sewer service shall be billed from date of side sewer connection. Sewer service accounts shall only be terminated after removal of the structure or use receiving sewer service, and removal of the side sewer providing the service as documented by a side sewer permit inspection.

D. [~~STORM WATER~~] **Stormwater** service shall be billed at such time that Public Works notifies Utility Billing that impervious surface on a parcel has changed. [~~STORM WATER~~] **Stormwater** service accounts shall only be terminated when parcels are returned to "undeveloped" status based on a restoration plan approved by the City.

13.17.020 Billing.

A. Billing for single-family residential and middle housing townhouses and cottage houses shall be bimonthly. Billing for multifamily residential, middle housing except for townhouses and cottage houses, commercial, other developed ([~~STORM WATER~~] **~~stormwater~~** only), and irrigation shall be monthly, except that

multifamily residential, commercial, other developed, and irrigation may be billed bimonthly for isolated uses located within single-family areas. Billing dates may be staggered throughout the month and billing dates shall be established administratively by the Finance Director.

B. Fixed monthly charges shall apply from billing date to billing date, read date to read date, or shall apply for a one-month period of time, as determined by the Finance Director, and may be prorated based on the number of days in the billing period. Commodity charges shall be based on consecutive meter readings which shall be scheduled to be completed a reasonable time before the billing dates.

C. If on the billing date the meter reading for the billing period shall not have been completed, the consumption for the billing period shall be estimated from patterns of previous consumption.

D. For water and sewer accounts a final billing will be processed when a change in ownership or a change in tenants occurs.

E. A final [~~STORM WATER~~] **stormwater** bill for a change in tenants will only be processed if the account is classified as single-family or middle housing and is

billed with the water or sewer bills as indicated in Section 13.17.040.B.

F. For [~~STORM WATER~~] **stormwater** accounts classified as "other developed," a final bill will only be processed when there is a change in parcel ownership or unit ownership for middle housing.

G. An administrative fee in an amount established by the Finance Director to cover the administrative costs for processing a final bill shall be charged to any account for which a final billing is processed.

13.17.030 Due date.

All rates and charges for water service, hydrant use, sewer service and [~~STORM WATER~~] **stormwater** management service shall be due on the day stated in the billing statement.

13.17.040 Billing statements.

A. Water and sewer billing statements for single-family residential, multifamily residential, middle housing, commercial and irrigation accounts shall be made in the name of the property owner, or pursuant to a property owner's written agreement with the City, to a management company, tenant or other authorized agent.

B. For residential parcels classified as single-family by the [~~STORM WATER~~] **stormwater** code, Section 13.18.040.E, the [~~STORM WATER~~] **stormwater** fee shall be billed with the sanitary sewer or on the water bill for the entire parcel if the property is served by those utilities.

C. For "other developed" parcels and middle housing units, a single [~~STORM WATER-ONLY~~] **stormwater-only** bill will be issued to the property owner (taxpayer) of record per the King County Assessor Records. At the written request of the property owner, the bill may be forwarded to a property management company or a payment processing center; however, no [~~STORM WATER~~] **stormwater** billings for "other developed" parcels will be made in the name of a tenant. Property held in common by several owners may be billed to a homeowners' association or property management company at the written request of the property owners.

D. A separate [~~STORM WATER~~] **stormwater** bill shall be issued to the property owner (taxpayer) of record per the King County Assessor Records for single-family and other developed parcels within the City which are not City water or sanitary sewer customers.

E. Billings made to persons other than the property owner shall not relieve the owner of the property from liability for payments of rates and charges for water service, hydrant use, sewer service and [~~STORM WATER~~] **stormwater** management service, including, but not limited to, monthly charges, commodity charges, delinquency charges, lien fees and court fees and shall not in any way affect the lien rights of the City against the property to which the services are furnished.

13.17.050 Returned payments.

An account for which a payment for rates and charges for water, sewer, or [~~STORM WATER~~] **stormwater** services is made to the City and said payment is not honored by the bank or other financial institution for insufficient funds or for any other reason, shall be charged an administrative fee in an amount as established by the Finance Director.

13.17.060 Partial payments.

A. Any payment of fees and charges for water, sewer, or [~~STORM WATER~~] **stormwater** services shall be applied to the outstanding fees and charges in the following manner:

1. Where a single combined bill is sent to an account holder for water, sewer and [~~STORM WATER~~] **stormwater**, any payment received shall be applied to the outstanding fees and charges in the following manner:

a. To the fees and charges of the billing with the earliest due date.

b. In the following order of fees and charges within said billing:

i. Fees and charges not identified below.

ii. [~~METRO SEWAGE~~] **King County Wastewater Treatment Division wastewater** disposal component of the sewer service charges.

iii. [~~STORM WATER~~] **stormwater** service charges.

iv. Redmond collection component of the sewer service charges.

v. Water service charges.

2. Where separate bills for water, sewer, and [~~STORM WATER~~] **stormwater** are sent to a single account holder or to multiple account holders for a single parcel, any payment received shall be applied to the outstanding fees and charges owed by the account holder submitting payment.

13.17.070.

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13.17.080 Delinquent account processing.

A. Interest shall be charged for any sewer or [~~STORM WATER~~] **stormwater** fee or charge, or any portion thereof, which has not been paid within sixty days of the due date. The interest rate shall be 8 percent per annum computed on a monthly basis. This interest charge shall be billed on each regular billing as the charges become applicable.

B. The Public Works Director together with the Finance Director shall establish regulations and procedures for discontinuing water service to properties for which water service fees become delinquent. These regulations and procedures shall provide for a date at which delinquent accounts will be processed for shutoff and shall provide for a notice to be given advising of the planned discontinuance of water service. Administrative fees in an amount established by the Finance Director to cover the administrative costs of notification and processing shall be charged to any account for which delinquent water fees and charges remain unpaid in accordance with said rules and regulations.

Administrative fees in an amount established by the Finance Director to cover the cost to turn off and turn on water service shall be charged to any account for which an employee of the City is sent to the property to turn on or turn off the water in accordance with said rules and regulations.

C. All fees and charges for water, sanitary sewer and [~~STORM WATER~~] **stormwater** services including but not limited to all charges for turning water on or off, together with any penalties and interest that may be provided by ordinance, shall be a lien upon the property to which the water, sanitary sewer and/or [~~STORM WATER~~] **stormwater** service is furnished superior to all other liens and encumbrances whatsoever, except those for general taxes and local and special assessments. Liens shall be enforced by the City in the manner provided by law.

D. The Public Works Director together with the Finance Director shall establish regulations and procedures for the filing of liens against properties for nonpayment of sewer and [~~STORM WATER~~] **stormwater** fees and charges. In the event that the City shall prepare and/or record a written lien against a property pursuant to state law,

administrative fees in amounts established by the Finance Director shall be charged to cover the administrative costs of preparing and filing such lien and shall be added to the delinquent charges. In the event that the City shall prepare and/or file a claim in small claims court for nonpayment of sewer and [~~STORM WATER~~] **stormwater** fees and charges, administrative fees in amounts established by the Finance Director shall be charged to cover the administrative costs of preparing and filing such claim and shall be added to the delinquent charges. In addition to the administrative fee, reasonable attorney's fees as may be awarded by the court shall be charged to the account.

E. The additional and concurrent method of enforcing the lien of the City for the delinquent and unpaid sewer and [~~STORM WATER~~] **stormwater** fees and charges by turning off the water service to the premises to which water, sanitary sewer, and [~~STORM WATER~~] **stormwater** management services are furnished shall not be exercised after two years from the date of recording of the lien notice, as provided by law, except to enforce payment of one year's charges for which no lien notice is required by law to be recorded.

F. The Finance Director and/or the Public Works Director, or their respective designees, shall have the authority to adjust the amount of any service charges and to waive all or any portion of the interest charges and administrative fees established by this section in the case of errors, malfunctions of meters or other system components, excusable neglect, undue hardship, uncollectible debt, or other similar extenuating circumstance.

Section 27. Amendment of Chapter. RMC 13.18, [~~STORM WATER~~] **Stormwater** Management Utility, is hereby amended to read as follows:

Sections:
13.18.010 [~~STORM WATER~~] **Stormwater** management utility created – Responsibilities.
13.18.020 Administrator of utility.
13.18.030 Ownership of City [~~STORM WATER~~] **stormwater** facilities and assets.
13.18.040 Rates and charges – Definitions.
13.18.050 System of charges.
13.18.060 Rate adjustment.
13.18.070 Authority to promulgate rules.
13.18.080 Repealed.

13.18.010 [~~STORM WATER~~] Stormwater management utility created – Responsibilities.

There is created and established pursuant to Chapters 35A.80 and 35.67 RCW a storm and surface water utility to be known as the "Redmond [~~STORM WATER~~]

Stormwater Management Utility." All references to "the utility" in this chapter refer to the Redmond [~~STORM WATER~~] **Stormwater** Management Utility. The utility will have primary authority and responsibility for carrying out the City's **Stormwater and Surface Water System Plan** [~~COMPREHENSIVE DRAINAGE AND STORM SEWER PLAN~~], including responsibilities for planning, design, construction, maintenance, administration, and operation of all city storm and surface water facilities, as well as establishing standards for design, construction, and maintenance of improvements on private property where these may affect storm and surface water management.

13.18.020 Administrator of utility.

The [~~DIRECTOR OF~~] Public Works **Director** shall be [~~EX OFFICIO~~] **the** administrator of the utility.

13.18.030 Ownership of City [~~STORM WATER~~] stormwater facilities and assets.

[~~TITLE AND ALL OTHER INCIDENTS OF OWNERSHIP OF THE FOLLOWING ASSETS ARE VESTED IN THE UTILITY: ALL PROPERTIES, INTERESTS, AND PHYSICAL AND INTANGIBLE RIGHTS OF EVERY NATURE OWNED OR HELD BY THE CITY, HOWEVER ACQUIRED, INSOFAR AS THEY RELATE TO OR CONCERN STORM OR SURFACE WATER SEWAGE, FURTHER INCLUDING, WITHOUT~~

~~LIMITATION, ALL PROPERTIES, INTERESTS, AND RIGHTS ACQUIRED BY ADVERSE POSSESSION OR BY PRESCRIPTION, DIRECTLY OR THROUGH ANOTHER, IN AND TO THE DRAINAGE OR STORAGE, OR BOTH, OF STORM OR SURFACE WATERS, OR BOTH, THROUGH, UNDER, OR OVER LANDS, WATERCOURSES, SLOUGHS, STREAMS, PONDS, LAKES, AND SWAMPS, ALL BEGINNING IN EACH INSTANCE, AT A POINT WHERE STORM OR SURFACE WATERS FIRST ENTER THE STORM AND SURFACE WATER SYSTEM OF THE CITY AND ENDING IN EACH INSTANCE AT A POINT WHERE THE STORM OR SURFACE WATERS EXIT FROM THE STORM AND SURFACE WATER SYSTEM OF THE CITY, AND IN WIDTH TO THE FULL EXTENT OF INUNDATION CAUSED BY STORM OR FLOOD CONDITIONS, TOGETHER WITH ALL FUNDS ON DEPOSIT IN THE CITY STORM DRAINAGE CONSTRUCTION FUND AND FUTURE REVENUES OF SAID FUND.~~] **The utility owns and is vested in all titles and incidents of ownerships in the following assets and rights related to the city's stormwater and surface water drainage system. This includes: all properties, interests, and physical and intangible rights of every nature owned or held by the City, however acquired, insofar as they relate to or concern stormwater or surface waters or both. This ownership applies without limitation and to include, all properties, interests, and rights acquired**

by adverse possession or by prescription, directly or through another, in and to the drainage or storage, or both, of stormwater or surface waters, or both, through, under, or over lands, watercourses, sloughs, streams, ponds, lakes, and swamps, all beginning in each instance, at a point where stormwater or surface waters first enter the stormwater and surface water system of the City and ending in each instance at a point where the stormwater or surface waters exit from the stormwater and surface water system of the City, and in width to the full extent of inundation caused by storm or flood conditions. The utility's ownership extends together to all funds on deposit to the City Stormwater Capital Improvement Fund and future revenues of said fund.

13.18.040 Rates and charges – Definitions.

As used in this chapter, the following terms have the meanings set forth below:

A. "Developed parcel" means a parcel of real property which has been altered by grading or filling of the ground surface, or by construction of any improvement or other impervious surface area which affects the hydraulic properties of the parcel.

B. "Impervious surface" means those hard surfaced areas which either prevent or retard the entry of water into the soil in the manner that such water entered the soil under natural conditions preexisting any development on the property, and/or those hard surfaced areas which cause water to run off the surface in greater quantities or at an increased rate of flow from that present under natural conditions preexisting any development on the property, including, but not limited to, such surfaces as rooftops, "green roofs," asphalt or concrete sidewalks, paving, driveways, parking lots, walkways, patio areas, storage areas, and gravel, oiled macadam, pervious asphalt or concrete, or other surfaces which similarly affect the natural infiltration or runoff patterns existing prior to development.

C. "Impervious unit" means a configuration or conglomeration of impervious surface estimated to contribute an amount of runoff to the City's [~~STORM WATER~~] **stormwater** management system which is approximately equal to that created by the average single-family residential parcel. One impervious unit (IU) is equivalent to 2,000 square feet of impervious surface area. For purposes of computation of rates and

charges, impervious units are truncated to the nearest tenth.

D. "Parcel" means the smallest separately segregated unit or plot of land having an identified owner, boundaries and surface area [~~WHICH~~] **that** constitutes a separate lot or tract capable of being conveyed without further subdivision.

E. "Single-family parcel" means a parcel which has been actually developed with [~~A~~] one single-family residence.

F. "Undeveloped parcel" means any parcel of real property which has not been altered by grading or filling of the ground surface, or by construction of any improvement or other impervious surface area [~~WHICH~~] **that** affects the hydraulic properties of the parcel.

G. *Repealed by Ord. 2864.*

H. "Other developed parcel" means any developed parcel not defined as a single-family parcel in subsection E of this section, including middle housing and rights-of-way.

13.18.050 System of charges.

The following monthly service charges are established for all parcels of real property within the boundaries of the City, as they now exist or as they may be

hereafter amended, for the purpose of carrying on the responsibilities of the [~~STORM WATER~~] **stormwater** management utility. All developed parcels shall be charged the monthly service charge regardless of whether the parcel has a storm drainage connection to the [~~STORM WATER~~] **stormwater** system.

A. *Undeveloped Parcels.* Undeveloped parcels shall not be charged.

B. *Single-Family Parcels.* The monthly service charge for each single-family parcel shall be $16.97 per month for 2025, and a base charge of $17.06 per month for 2026 and after, which shall hereafter be referred to as the "base rate."

C. *Other Developed Parcels.* The monthly service charge for all other developed parcels, including middle housing, city-owned properties and rights-of-way, shall be computed by multiplying the base rate times the number of impervious units applicable to the parcel times the rate adjustment for the parcel as determined under Section 13.18.060. This formula is expressed mathematically as follows:

Charge = Base Rate x IUs x Rate Adjustment

D. *Minimum Charge*. Notwithstanding the number of impervious units applicable to any individual property, there shall be a minimum monthly service charge for all developed properties equal to the base rate.

13.18.060 Rate adjustment.

A. *Generally.* The rate adjustment used to compute the monthly service charge for parcels shall be determined by taking the coverage factors set forth in subsection B of this section and adding or subtracting any applicable water quality and quantity credits, and any special program adjustment, as determined under subsections C and D of this section. Parcels served by multiple water quality or quantity facilities will have the rate adjustment calculated based on the percentage of area treated by each facility. **Parcel(s) utilizing regional water quality and quantity facilities are not eligible for the rate adjustment(s).**

B. *Coverage Factor.*

For Impervious Surface Expressed as a Percentage of Total Parcel Area Over	**Rate Adjustment Is**
30%	+ 1.10

For Impervious Surface Expressed as a Percentage of Total Parcel Area Over	Rate Adjustment Is
40%	+ 1.20
50%	+ 1.30
60%	+ 1.40
70%	+ 1.50
80%	+ 1.60
90%	+ 1.70

Portions of a parcel receiving an infiltration or dispersion credit shall receive a coverage factor of 1. The remainder of the parcel will receive a coverage factor based on the entire parcel.

C. *Water Quantity and Quality Credits:.*

1. *Quantity Credits.*

	Description	Examples	Credit
High Performance	Designed systems that prevent the majority of runoff from leaving the site.	• Rainwater Harvesting and Reuse [~~• FULL INFILTRATION OR DISPERSION~~] **• 91% or greater Infiltration or Dispersion** • LID Performance Standard + Flow Control	-0.4
Full Control	Designed systems that control the majority of runoff from the site.	• Detention (2001 Standard**, minimum**) • Private Direct Discharge • Infiltration (91% annual runoff volume)	-0.2
Partial Control	Designed systems that partially control the runoff from the site.	• Detention (1992 Standard) • Rainwater Harvesting (State Definition)	-0.1
Other Control	Designed systems that	• Other designed flow control	-0.05

	Description	Examples	Credit
	reduce or control runoff in some manner but do not meet the criteria above. Typically older systems.	• Other designed infiltration • LID Performance Standard	

2. *Quality Credits.*

	Description	Examples	Credit
Advanced	Designed system that separates runoff from nonpollution generating surfaces.	Infiltration of nonpollution generating surfaces Rainwater Harvesting and Reuse	-.2
Enhanced	Designed system that removes sediment, metals, and/or phosphorus to current ecology standard.	Enhanced Treatment	-.15
Basic		Basic Treatment	-.1

	Description	Examples	Credit
	Designed system that removes sediment to current ecology standard.		
Other Treatment	Designed systems that improve or monitor water quality in some manner but do not meet the criteria above.	State or City Required Monitoring Oil/Water Separator Other designed water quality	-.05

D. *Special Programs.* Adjustments for special programs may be determined on a case-by-case contractual basis upon approval by the City Council.

E. Because developed city rights-of-way provide surface drainage, access to the [~~STORM DRAIN~~] **stormwater** pipes and overflow routes for [~~STORM WATER~~] **stormwater** in many areas, such developed rights-of-way shall have a fixed single rate adjustment of 0.3, notwithstanding any other provision of this section.

F. *Repealed by Ord. 2864.*

G. The credits set forth in this section shall apply only if the on-site facilities for which a reduction in the rate adjustment is given met applicable standards upon installation, received approval of construction, and have been and are maintained and operated in accord with city standards applicable at the time of billing. In the event that the administrator of the utility determines that the operation and maintenance standards are not complied with, no reduction in the rate adjustment shall be made for water quantity, water quality, or special programs for a minimum of one year and until operation and maintenance do meet city standards, whereupon the person being billed may reapply for system inspection and for application of the special programs, water quantity and/or quality credits.

H. Developed rights-of-way designated as state highways shall have a fixed single rate adjustment of 0.3, notwithstanding any other provision of this section.

13.18.070 Authority to promulgate rules.

The [~~ADMINISTRATOR OF THE UTILITY~~] **Finance Director** is authorized to promulgate rules and regulations governing the proration or other adaptation of rates to particular site circumstances and any other matters necessary to

calculate or impose the service charges provided for in this chapter.

Section 28. Amendment of Chapter. RMC 13.20, [~~STORM WATER~~] **Stormwater** Drainage Capital Facilities Charges, is hereby amended to read as follows:

Sections:
13.20.010 Purpose.
13.20.020 Definitions.
13.20.030 [~~STORM WATER~~] **Stormwater** capital facilities charges imposed.
13.20.040 Citywide [~~STORM WATER~~] **stormwater** capital facilities charge. Revised
13.20.045 Downtown sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge.
13.20.047 Overlake sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge.
13.20.050 [~~STORM WATER~~] **Stormwater** capital improvement fund.
13.20.060 Repealed.
13.20.070 Collection of charges.
13.20.080 [~~RECORDING~~] **Tracking** payments.
13.20.090 Repealed.
13.20.100 Additional requirements for development.

13.20.010 Purpose.

The purpose of this chapter is to establish [~~STORM WATER~~] **stormwater** connection or capital facilities charges for all properties within the City that are hereafter developed with impervious surface.

13.20.020 Definitions.

As used in this chapter, the following terms have the meanings set forth below:

A. "Created impervious units" means the impervious units the project constructs. The created impervious units consist of new impervious and replaced impervious. If located in the Downtown and Overlake surcharge areas, then the new and replaced impervious in private property, public property, and public right-of-way are subject to the Regional Capital Facility Charge. The new and replaced impervious in private property and public property is also subject to the City-wide Capital Facility Charge.

B. [~~A.~~] "Development" means any alteration by grading or filling of the ground surface, or by construction of any improvement or **construction or replacement of any** other impervious surface area that affects the hydraulic properties of any parcel of land.

C. [~~B.~~] "Impervious surface" means those hard surfaced areas [~~WHICH~~] **that** either prevent or retard the entry of water into the soil in the manner that such water entered the soil under natural conditions preexisting any development on the property, and/or those hard surfaced areas [~~WHICH~~] **that** cause water to run off the surface in greater quantities or at an increased rate of flow from that present under natural conditions preexisting any

development on the [~~PROPERTY,~~] **property. Impervious surface areas,** including, but not limited to, such surfaces as rooftops, **green roofs,** asphalt or concrete sidewalks, paving, driveways, **permeable pavers and pavement,** parking lots, walkways, patio areas, storage areas, and gravel, oiled macadam, or other surfaces [~~WHICH~~] **that** similarly affect the natural infiltration or runoff patterns existing prior to development.

D. [~~C.~~] "Impervious unit" means a configuration or conglomeration of impervious surface estimated to contribute an amount of runoff to the City's [~~STORM WATER~~] **stormwater** management system [~~WHICH~~] **that** is approximately equal to that created by the average single-family residential parcel. One impervious unit (IU) is equivalent to 2,000 square feet of impervious surface area. For purposes of computation of the charges provided for in this chapter, impervious units are truncated (rounded down) to the nearest tenth.

E. [~~D.~~] "Regional [~~STORM WATER~~] **stormwater** facilities" or "regional system" means public conveyance, detention, infiltration, and/or water quality facilities designed to manage [~~STORM WATER~~] **stormwater** runoff from specific areas of the City to meet the City's water quality goals,

and to support new development in a cost effective manner. Properties being developed may have the option to or be required to participate in the financing of the facilities, and in return requirements for on-site controls are eliminated or reduced. Proposed facilities are shown on the [~~PROPOSED~~] Regional [~~STORM WATER~~] **Stormwater** [~~FACILITIES MAP IN THE CLEARING, GRADING, AND STORM WATER MANAGEMENT~~] Technical Notebook.

13.20.030 [~~STORM WATER~~] Stormwater capital facilities charges imposed.

There are hereby established [~~STORM WATER~~] **stormwater** capital facilities charges [~~WHICH~~] **that** shall be imposed upon all parcels [~~WHICH~~] **that** are proposed to be developed within the City. No building permit, short subdivision or subdivision approval, or other permit allowing development within the City shall be granted except upon payment of a Citywide [~~STORM WATER~~] **stormwater** capital facilities charge and, if established, a sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge. Public capital projects are subject to the **citywide and** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charges.

13.20.040 Citywide [~~STORM WATER~~] Stormwater capital facilities charge.

The Citywide [~~STORM WATER~~] **stormwater** capital facilities charge established by RMC 13.20.030 shall be calculated for property development based upon the **total** number of impervious units [~~PROPOSED TO BE~~] created by the development. The charge [~~IS $2,310.00~~] for each impervious unit **shall be per the most current Development Engineering Fee Schedule**. The total charge to be paid in connection with any development approval shall be determined by multiplying the total number of impervious units [~~TO BE~~] created [~~BY THE PROPOSED DEVELOPMENT~~] by the charge for each **impervious** unit.

13.20.045 Downtown sub-basin [~~STORM WATER~~] Stormwater capital facilities charge.

The [~~DOWNTOWN~~] **Downtown** sub-basin is an area generally bordered by the Sammamish River to the west, Bear Creek to the east, the [~~RAILROAD CORRIDOR~~] **Redmond Central Connector** to the south and NE 95th Street to the north. **The Downtown sub-basin boundary is not identical to the Downtown zoning boundary in the Redmond Zoning Code.** The sub-basin is depicted in a map in the [~~STORM WATER~~] **Stormwater** Technical Notebook.

A. Parcels [~~WHICH~~] **that** are proposed to be developed within the [~~DOWNTOWN~~] **Downtown** sub-basin shall not be required to construct on-site [~~STORM WATER~~] **stormwater** detention and water quality facilities as required elsewhere in this code**, with the exception of those facilities noted in RMC 13.20.045.B**. In lieu of such construction, a [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge is hereby imposed upon all such parcels. The [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge shall be used by the City to design, acquire property for, and conduct other activities necessary to construct regional [~~STORM WATER~~] **stormwater** conveyance, detention and water quality facilities (the regional system).

B. Participation in the downtown regional facility program provides basic water quality treatment only. Projects that require enhanced water quality treatment are required to supply that level of treatment on the project site.

C. [~~B.~~] The [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge shall be calculated for property development based upon the number of

impervious units proposed to be created by the development. The charge [~~IS $3,358.00~~] for each impervious unit **shall be per the most current Development Engineering Fee Schedule**. A credit of 80 percent may be applied to the number of nonpollution generating impervious units that are [managed] **fully infiltrated** by an approved private infiltration facility meeting current standards. The total charge to be paid in connection with any development approval shall be determined by multiplying the total number of impervious units to be created by the proposed development by the charge for each such unit minus the number of creditable impervious units multiplied by 0.80 of the charge for each unit.

D. [~~C.~~] The [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge provided for in this section shall be in addition to the Citywide [~~STORM WATER~~] **stormwater** capital facilities charge established by RMC 13.20.030 and 13.20.040. No building permit, short subdivision or subdivision approval, or other permit allowing development within the [~~DOWNTOWN~~] **Downtown** sub-basin, shall be granted except upon payment

of said [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge.

E. [~~D.~~] Owners of properties adjacent to the Sammamish River or adjacent to the publicly owned property immediately adjacent to the Sammamish River may seek to have their properties opt out of the City's regional (sub-basin) [~~STORM WATER~~] **stormwater** system and the [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge or may seek a reduced [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facility charge. These properties must also have (or be able to construct) a private discharge system to the river.

1. Any owner of property that seeks to opt out shall make a proposal to the City identifying the ability of a property or set of properties to be served by a private discharge system to the river. Private properties under common control and/or properties that are part of an existing private drainage system may be included in an opt-out proposal. Properties separated by a public right-of-way may be included only if they are connected by an existing private drainage system. The Technical Committee will review the proposal and will approve it

if the Technical Committee determines that the proposed private drainage system:

a. Detains and treats all [~~STORM WATER~~] **stormwater** from the properties proposed or required to be served by the private drainage [~~STORM WATER~~] **stormwater** system in a manner that meets all City water quality and quantity control standards;

b. Can be constructed, installed, or improved without interfering with the ongoing operation of any other utility line or improvement within the public right-of-way or public property;

c. Can be constructed, installed, or improved within easements or other property interests owned or controlled by the applicant;

d. Will not adversely impact other properties in the vicinity; and

e. Otherwise meets the requirements of the City's codes and standards.

2. The [~~DIRECTOR OF~~] Public Works **Director** and any property owner who would qualify to opt out of the **City's** regional [~~STORM WATER~~] **stormwater** system and [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge may agree on a reduced [~~DOWNTOWN~~]

Downtown sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge in exchange for the property owner not opting out. The reduced charge shall be based on the estimated cost to design and construct the private [~~STORM WATER~~] **stormwater** detention and water quality facilities that would be necessary to provide a private [~~STORM WATER~~] **stormwater** discharge system meeting the City's regulations, together with the amount by which the value of the property owner's property would be affected by the use of a portion of that land for the private [~~STORM WATER~~] **stormwater** facilities. If the [~~DIRECTOR OF~~] Public Works **Director** and the property owner agree on the amount of the reduced [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge, the reduced charge shall be agreed to in a written instrument to be recorded against the title of the property. The reduced charge shall thereafter be applied to all properties or parcels subject to the agreement, and the property owner may not thereafter opt out of the regional [~~(SUB-BASIN) STORM WATER~~] **stormwater** system and the reduced [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge for those properties or parcels without the City's consent.

3. The ability to opt out provided by this section applies only to the **City's** regional [~~STORM WATER~~] **stormwater** system and the [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge. All other charges, including, but not limited to, the [~~CITYWIDE~~] **citywide** capital facilities charge, the monthly [~~STORM WATER~~] **stormwater** rates, and the [~~STORM WATER~~] **stormwater** engineering, plan review, and processing fees associated with development applications, provided elsewhere in this title shall continue to apply to properties that have opted out or for which a reduced [~~DOWNTOWN~~] **Downtown** sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge has been agreed upon.

13.20.047 Overlake sub-basin [~~STORM WATER~~] stormwater capital facilities charge.

The Overlake sub-basin is an area generally bordered by 148th Ave NE to the west, 156th Ave NE to the east, NE Bel-Red Road to the south and NE 40th Street to the north. The sub-basin is depicted in a map in the [~~CLEARING, GRADING, AND STORM WATER~~] **Stormwater** [~~MANAGEMENT~~] Technical Notebook. **The Overlake sub-basin boundary is not identical to the Overlake Village zoning**

boundary in the Redmond Zoning Code. [~~THE OVERLAKE VILLAGE DESIGN DISTRICT IS A PORTION OF THE OVERLAKE SUB-BASIN IDENTIFIED WITHIN THE REDMOND COMMUNITY DEVELOPMENT GUIDE.~~]

A. Parcels [~~WHICH~~] **that** are proposed to be developed within the Overlake sub-basin shall be required to construct only those on-site [~~STORM WATER~~] **stormwater** detention and water quality facilities noted below and as further described in the [~~STORM WATER~~] **Stormwater** Technical Notebook.

1. Fully infiltrate roof runoff where soils allow. (This may impact a project's ability to achieve the maximum allowable impervious coverage.)

2. Meet Minimum Requirement No. 5 [~~BY FULLY INFILTRATING OTHER HARD SURFACES~~] where feasible.

3. Construct any interim [~~STORM WATER~~] **stormwater** facilities required to protect downstream properties **or to provide water quality** until regional facilities are constructed.

4. Those onsite storm water treatment and/or infiltration facilities required in Overlake Zoning District.

5. Participation in the Overlake regional facility program provides basic water quality treatment only for projects north of NE 26th Street. Projects that require enhanced water quality treatment are required to supply that level of treatment on the project site.

In lieu of construction of additional facilities, an Overlake sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge is hereby imposed upon all such parcels. The Overlake sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge shall be used by the City to design, acquire property for, and conduct other activities necessary to construct regional [~~STORM WATER~~] **stormwater** conveyance, detention and water quality facilities (the **City's** regional system).

B. The Overlake sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge shall be calculated for property development based upon the number of impervious units proposed to be created by the development. The charge [~~IS $10,253.00~~] for each impervious unit **shall be per the most current Development Engineering Fee Schedule**. A credit of 80 percent may be applied to the number of impervious units that are [~~MANAGED~~] **fully infiltrated** by an approved private infiltration facility

meeting current standards. The total charge to be paid in connection with any development approval shall be determined by multiplying the total number of impervious units to be created by the proposed development by the charge for each such unit minus the number of creditable impervious units multiplied by 0.80 of the charge for each unit.

C. The Overlake sub-basin stormwater capital facilities charge provided for in this section shall be in addition to the Citywide [~~STORM WATER~~] **stormwater** capital facilities charge established by Sections 13.20.030 and 13.20.040. No building permit, short subdivision or subdivision approval, or other permit allowing development within the Overlake sub-basin shall be granted except upon payment of said Overlake sub-basin [~~STORM WATER~~] **stormwater** capital facilities charge.

13.20.050 [~~STORM WATER~~] Stormwater capital improvement fund.

There is established a [~~STORM WATER~~] **stormwater** capital improvement fund into which shall be paid all [~~STORM WATER~~] **stormwater** capital facilities charges collected under this chapter, all area and frontage charges

collected under previous ordinances, and all contributions made by the City and from other sources, and from which shall be paid the cost and expense of planning, designing, acquiring property, constructing and installing general and regional facilities for [~~STORM WATER~~] **stormwater** management and flood control.

13.20.060.

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13.20.070 Collection of charges.

The [~~STORM WATER~~] **stormwater** capital facilities charges imposed by this chapter shall be paid prior to issuance of any building permit, short subdivision or subdivision approval, or other permit allowing development within the City.

13.20.080 [~~RECORDING~~] Tracking payments.

The Public Works Department shall establish a system for [~~RECORDING~~] **tracking** payments of [~~STORM WATER~~] **stormwater** capital facilities charges made pursuant to this chapter [~~IN ORDER THAT CREDIT MAY BE RECORDED AND GIVEN FOR CONTRIBUTIONS MADE FOR STORM WATER MANAGEMENT GENERAL FACILITIES AND REGIONAL FACILITIES IN CONNECTION WITH THAT PROPERTY~~]. It is the intent of this section that development shall not be charged twice for the same

proposed impervious unit and that where a [~~PROPOSED~~] **created** impervious unit has been paid for pursuant to a short subdivision or subdivision approval, site plan approval, or other development approval required by the City, the applicant shall not be charged a second time for that unit when a building or other subsequent permit for the same [~~DEVELOPMENT~~] **property** is issued. **The development shall provide supporting documentation of prior fees paid.**

13.20.090.

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13.20.100 Additional requirements for development.

The owners of all property within the City being improved or developed shall be responsible for the installation of an adequate [~~STORM WATER~~] **stormwater** management system within [~~HIS OR HER~~] **their** property in conformity with City standards and in conformity with the **Stormwater Technical Notebook and the Stormwater and Surface Water System Plan** [~~COMPREHENSIVE STORM WATER MANAGEMENT PLAN~~] of the City. Payment of the Citywide and sub-basin capital facilities charges shall not relieve property owners and developers from installing [~~SUCH~~] **stormwater management** systems or from making such

improvements to downstream [~~STORM WATER~~] **stormwater** facilities as may be necessary to **meet all applicable requirements in RMC 15.24.080** [~~CONVEY STORM WATER FROM THE PROPERTY TO A RECEIVING WATER OR TO A REGIONAL STORM WATER FACILITY WITHOUT DOWNSTREAM FLOODING~~].

Section 29. Amendment of Chapter. RMC 13.21, [~~STORM WATER~~] **Stormwater** Engineering, Plan Review and Processing Fees, is hereby amended to read as follows:

13.21.010 Purpose.

The purpose of this chapter is to authorize the imposition of fees and charges for performance of various administrative [~~STORM WATER~~] **stormwater** engineering, plan review and processing within the City.

13.21.020 Plan review and processing fees.

The fees for performance of various administrative [~~STORM WATER~~] **stormwater** engineering, plan review and processing shall be set by Council Resolution.

Section 30. Repeal of Chapter. RMC 13.24, Water Conservation, is hereby repealed in its entirety:

[~~13.24.010 WASTING WATER UNLAWFUL.~~

~~IT IS UNLAWFUL FOR ANY PERSON TO WASTE CITY WATER THROUGH OPEN OR LEAKY FAUCETS OR THROUGH BROKEN OR LEAKY PIPES, OR IN ANY OTHER MANNER WHATSOEVER.~~

~~**13.24.020 DAMAGING WATER SYSTEM.**~~

~~IT IS UNLAWFUL FOR ANY PERSON OR PERSONS TO INTERFERE WITH OR DAMAGE IN ANY WAY THE CITY WATER SYSTEM, INCLUDING THE DAM, PIPELINE, HYDRANTS, VALVE-BOXES, OR ANY PART WHATSOEVER OF THE CITY WATER SYSTEM.~~

~~**13.24.030 PENALTY FOR VIOLATIONS.**~~

~~ANY PERSON VIOLATING OR FAILING TO COMPLY WITH ANY OF THE PROVISIONS OF THIS CHAPTER SHALL BE DEEMED GUILTY OF A MISDEMEANOR, AND UPON CONVICTION THEREOF, SHALL BE PUNISHED BY A FINE OF NOT LESS THAN TWO DOLLARS AND NOT EXCEEDING FIVE DOLLARS.~~

~~UPON EACH SUCCEEDING CONVICTION, THE PUNISHMENT SHALL BE BY A FINE OF NOT LESS THAN TEN DOLLARS AND NOT EXCEEDING TWENTY-FIVE DOLLARS.~~

~~**13.24.040 WATER SHUT-OFF.**~~

~~NO WATER SHALL BE FURNISHED TO ANY PERSON FOUND GUILTY OF VIOLATING THE PROVISIONS OF THIS CHAPTER UNTIL ALL FINES ARE PAID.~~]

Section 31. Amendment of Section. RMC 13.25.020, Purpose, is hereby amended to read as follows:

13.25.020 Purpose.

A. This chapter regulates temporary construction dewatering within the City of Redmond. The provisions of

this chapter are intended to prevent, limit, and enable the City to respond to TCD activities which impair the City's ability to:

1. Deliver drinking water from the City water supply wells;

2. Safely convey and treat [~~STORM WATER~~] **stormwater** runoff within the City's municipal separate [~~STORM WATER~~] **stormwater** sewer system (MS4) and private [~~STORM WATER~~] **stormwater** sewer systems; and

3. Manage the movement and disposal of contaminated groundwater in a manner that is in compliance with state and federal laws.

Section 32. Amendment of Section. RMC 13.25.060, Temporary Construction Dewatering Feasibility Study, is hereby amended to read as follows:

13.25.060 Temporary construction dewatering feasibility study.

A. A Temporary Dewatering Feasibility Study is required for all construction projects that require temporary construction dewatering and for which it cannot be demonstrated that groundwater will be captured, pumped, or removed from the development site at a rate of less than 500 gallons per minute. A Temporary Construction

Dewatering Feasibility Study shall be submitted prior to construction as part of site planning and entitlement review processes. This feasibility study shall consist of a site specific hydrogeological and engineering analysis which details the potential dewatering-related impacts to the City water supply wells, to [~~STORM WATER~~] **stormwater** conveyance and treatment systems, and on the potential movement of underground contaminants.

B. The feasibility study shall:

1. Include analysis of geotechnical project, and water quality considerations detailed in the Temporary Construction Dewatering Operating Policy adopted by the City's Technical Committee;

2. Be conducted using the procedures and methodologies identified in the Temporary Construction Dewatering Operating Policy adopted by the City's Technical Committee; and

3. Include a site-specific assessment of potential contamination, and identify any known contaminated sites located within the proposed TCD's radius of influence.

C. The City of Redmond shall review Temporary Construction Dewatering Feasibility Studies completed in accordance with the Temporary Construction Dewatering

Operating Policy to determine if the City will allow proposed TCD activities to occur at a development project site. The City of Redmond retains the authority to condition, deny, or allow TCD activities at development projects based on this review.

D. Development Projects [~~WHO~~] **that** have adequately identified and demonstrated that potential impacts to:

1. City water supply wells,

2. The City's [~~STORM WATER~~] **stormwater** conveyance system,

3. *Repealed by Ord. 2957,*

4. Public or private [~~STORM WATER~~] **stormwater** runoff treatment systems, and

5. The movement of contaminants across property boundaries and/or toward city water supply wells, or the acceleration of such movement where the same already exists are negligible or can be mitigated, will be allowed to conduct TCD contingent upon the successful completion of a Temporary Construction Dewatering Plan.

Section 33. Amendment of Subsection. RMC 13.25.070(B), Temporary Construction Dewatering Plan, is hereby amended to read as follows:

13.25.070(B) Temporary construction dewatering plan.

B. The City of Redmond shall review Temporary Construction Dewatering Plans completed in accordance with the Temporary Construction Dewatering Operating Policy, to determine that the development project has addressed all potential impacts to City water supply wells, [~~STORM WATER~~] **stormwater** conveyance and treatment systems, and the movement of contaminants. The City of Redmond retains the authority to add conditions and requirements to construction activities to the Civil Site Construction Permit. Private development projects shall not start TCD activities until the City of Redmond has granted the Civil Site Construction Permit. Temporary Construction Dewatering shall not begin at public capital improvement projects prior to approval of the site design by the City Engineer. Conditions and requirements shall be included with the development project construction contract as a special provision.

Section 34. Amendment of Section. RMC 13.25.080, TCD Suspensions or Revocation, is hereby amended to read as follows:

13.25.080 TCD suspensions or revocations.

A. The Public Works Director [~~OR HIS/HER DESIGNEE~~] may order the suspension of temporary construction dewatering for any of the following reasons:

1. Storm pipe capacity has been exceeded, resulting in an unacceptable increased risk of flooding.

2. City water supply wells are impacted to such an extent that one or more City water supply wells cannot produce specified minimum quantities of water to fulfill supply to water utility customers and the City or the City's wholesale water supplier has activated an emergency water response plan.

3. Violations of state surface water quality standards (Chapter 173-201A WAC) when the TCD effluent discharges to surface Waters of the State.

4. Violations of state groundwater quality standards (Chapter 173-200 WAC) when the TCD effluent is infiltrated via dispersion back into a groundwater aquifer.

5. Repealed by Ord. 2957.

6. [~~STORM WATER~~] **Stormwater** runoff treatment system has been impaired.

7. When otherwise deemed necessary by the Public Works Director to protect public safety, property, and natural environment.

B. Notice of suspension or revocation shall be given in writing by mailing or otherwise delivering a copy to the

applicant or the applicant's onsite construction personnel. The suspension or revocation shall become effective immediately upon delivery or receipt and the applicant shall immediately cease all TCD activities.

Section 35. Amendment of Section. RMC 13.25.090, TCD Effluent Discharge, is hereby amended to read as follows:

13.25.090 TCD effluent discharge.

A. TCD effluent shall be allowed to be discharged to the City's [~~STORM WATER~~] **stormwater** conveyance system; provided, that the City's [~~STORM WATER~~] **stormwater** engineering staff is able to verify that:

1. The effluent meets appropriate state water quality standards for dispersion into the surface Waters of the State;

2. Effluent discharge rates do not exceed those designated within the Temporary Construction Dewatering Plan; and

3. All other conditions stipulated in the Temporary Construction Dewatering Plan have been satisfied.

4. Effluent discharge does not impair [~~STORM WATER~~] **stormwater** treatment systems.

Section 36. Amendment of Section. RMC 13.25.100, Replacement of Drinking Water Supply, is hereby amended to read as follows:

13.25.100 Replacement of drinking water supply.

A. The Public Works Director [~~OR HIS/HER DESIGNEES~~] shall determine if TCD activities at one or more developments are impacting a City water supply well. The following considerations shall be used to make this declaration of impact: Reduced expected instantaneous City water supply well production rate, water level within the City water supply well while pumping, time of year, and potential contamination or other factor to degrade the quality of potable water produced by the City water supply well. The evaluation of considerations leading to a determination of impact shall occur in accordance with the procedures and methodology detailed in the Temporary Construction Dewatering Operating Policy.

B. The Public Works Director [~~OR HIS/HER DESIGNEES~~] may, at their discretion, allow TCD activities to reduce the instantaneous and annual rates of withdrawal if regional drinking water supply is available for purchase from Cascade Water Alliance. It is presumed that if regional

drinking water supply is not available for purchase, the regional water shortage plan has been activated.

C. Development projects whose TCD activities have been determined to be solely or partly impacting the City of Redmond Water Utility's production of the drinking water at a specific supply well shall either:

1. Cease TCD activities; or

2. With the Public Works Director's consent, pay the City's costs of purchasing replacement supply, if available, from the City's water purveyor as a condition for continued operation of TCD activities. The Public Works Director may require the applicant to deposit sufficient funds with the City to defray the cost of purchasing replacement water for the duration of the TCD activities impact to supply well production prior to allowing the TCD activities to continue.

Section 37. Amendment of Subsection. RMC 13.25.120(A), Appeals, is hereby amended to read as follows:

13.25.120(A) Appeals.

A. The development project applicant and any party of record may appeal a decision of the City to approve, deny, or condition a Temporary Construction Dewatering Feasibility Study or Temporary Construction Dewatering

Plan under this chapter. The appeal shall be made by appealing the decision on the underlying permit to which the Study or the Plan pertains and shall [~~FOLLOWING~~] **follow** the procedures for appealing the underlying permit set forth in the Redmond Zoning Code.

Section 38. Amendment of Section. RMC 13.29.010, Purpose, is hereby amended to read as follows:

13.29.010 Purpose.

A. This chapter is an exercise of the police power of the City for the protection of the public health, safety and welfare [~~OF THE CITIZENS OF THE CITY~~]. This chapter establishes the conditions under which the use of water will be restricted due to lack of regional water supply or other water supply emergency. The provisions of this chapter shall apply to all customers and water users using City of Redmond water, both in and outside the City, regardless of whether any customer or water user shall have a contract for water service with the City.

Section 39. Amendment of Section. RMC 13.29.030, Water Use Restrictions, is hereby amended to read as follows:

13.29.030 Water use restrictions.

A. The Mayor, within the framework of the Water Shortage Response Plan, may impose, order, and enforce

restrictions and/or limitations on the use of water by type of use, customer class, or geographic area, or other appropriate distinction depending upon the nature and extent of the water supply shortage. The use of water for irrigation, cooling, washing, or other uses may be forbidden, restricted, or regulated and such regulations may be made effective as to all customers or as to particular classes of customers. Rationing may be imposed during any shortage of water, either in lieu of or in addition to other measures hereby authorized. The Mayor is further authorized to make exceptions to such restrictions in specific cases as [~~HE/SHE FINDS~~] **they find** reasonable, such as, but not limited to, watering newly seeded or sodded lawns, alleviating unnecessary economic hardship to commercial or industrial activities, or preventing possible damage to health, safety or welfare. The Mayor is authorized to promulgate such rules and regulations as may be necessary to implement water use restrictions. The City shall not be liable for damages or losses resulting from the curtailment of water usage.

Section 40. Amendment of Section. RMC 13.29.040, Enforcement, is hereby amended to read as follows:

13.29.040 Enforcement.

A. The Public Works Department shall conduct public education efforts regarding the necessity of the restrictions for the public. The use of water that does not conform to the water use restrictions issued by the Mayor shall be a violation of this code. Enforcement of a violation shall be administered in accordance with Chapter 1.14 RMC, Enforcement and Penalties. Violations and penalties shall be in accordance with RMC 1.14.060. To enforce the provisions of this chapter, the Public Works Director [~~AND THE DIRECTOR'S DESIGNEES~~] shall have all of the authority and powers of the Code Compliance Officer as provided in Chapter 1.14 RMC. In exercising this authority and power, the Public Works Director [~~AND THE DIRECTOR'S DESIGNEES~~] shall comply with all of the applicable provisions of Chapter 1.14 RMC and shall be subject to any appeals provided under that chapter. If any monetary penalty imposed pursuant to this section is not paid within 30 days of issuance of a notice with a penalty amount, said penalty amount shall be entered upon the water bill for the account where the violation occurred as a special rate surcharge and shall be due and collectable as any other utility charge.

Section 41. Amendment of Section. RMC 13.29.050, Termination of Service, is hereby amended to read as follows:

13.29.050 Termination of service.

A. Failure to comply with any Notice and Order regarding water use restrictions may result in the termination of water service. The Public Works Director [~~AND THE DIRECTOR'S DESIGNEES ARE~~] **is** authorized to shut off water to any water services serving the account where a violation of water use restrictions continues to occur. The Public Works Director [~~AND THE DIRECTOR'S DESIGNEES~~] may establish a date for shut-off and follow the regulations and procedures for shut-off provided in Chapter 13.17 RMC, Utility Accounts, or the Public Works Director [~~AND THE DIRECTOR'S DESIGNEES~~] may, based upon the severity of the violation, immediately shut off the water services serving the account where the violation continues to occur. Shut-off shall be in addition to any civil or criminal penalties.

Section 42. Repeal of Chapter. RMC 13.34, Streetlighting Charges, is hereby repealed in its entirety:

[~~13.34.010 STREETLIGHT CHARGES.~~

~~A MONTHLY STREETLIGHT SERVICE CHARGE IS HEREBY IMPOSED UPON ALL PROPERTIES WITHIN THAT PORTION OF THE ROSE HILL~~

~~WATER DISTRICT ASSUMED BY THE CITY OF REDMOND AS OF JANUARY 1, 1994, AND WHICH WERE SUBJECT TO STREETLIGHTING CHARGES IMPOSED BY THE ROSE HILL WATER DISTRICT AS OF THAT ASSUMPTION DATE. THE AMOUNT OF THE CHARGE SHALL BE $2.50 PER MONTH PER PROPERTY SUBJECT TO THE CHARGE. THE STREETLIGHTING CHARGES IMPOSED BY THIS SECTION SHALL APPLY TO ALL SERVICE FURNISHED ON OR AFTER JANUARY 1, 1994, AND SHALL, TO THE EXTENT NECESSARY, BE RETROACTIVE FOR THE PURPOSE OF RECOVERING SERVICE CHARGES BETWEEN THAT DATE AND THE DATE THE ORDINANCE ENACTING THIS SECTION BECOMES EFFECTIVE.~~

~~**13.34.020 COLLECTION.**~~

~~THE STREETLIGHT SERVICE CHARGE IMPOSED BY THIS CHAPTER SHALL BE INCLUDED ON THE CUSTOMER'S UTILITY ACCOUNT BILL. ANY PAYMENTS RECEIVED ON ACCOUNT OF SAID BILL SHALL FIRST BE ALLOCATED TO THE STREETLIGHT CHARGE IMPOSED HEREIN AND THEN TO ALL OTHER FEES AND CHARGES FOR UTILITY SERVICE IN THE ORDER PROVIDED IN SECTION 13.17.060.~~]

Section 43. Amendment of Section. RMC 13.36.020, Conditions for Extension of Service, is hereby amended to read as follows:

13.36.020 Conditions for extension of service.

Water, sanitary sewer and storm drainage service shall be extended beyond the City limits of Redmond only upon compliance with all of the following conditions:

A. The owner of the property for which service is requested must execute a utility extension agreement in a form approved by the City Attorney containing all of the following terms:

1. A warranty that the owner has title to the property and is authorized to enter into the agreement;

2. A statement specifying the location and line from which service may be extended;

3. An agreement by the owner to pay all costs of designing, engineering and constructing the extension to city standards and according to plans approved by the City Public Works Department;

4. A requirement that the owner secure and obtain, at the owner's sole cost and expense, any necessary permits, easements and licenses to construct the extension;

5. An agreement by the owner to turn over and dedicate any capital facilities such as main lines, pump stations and wells, to the City upon completion of construction and to furnish as-built plans, any necessary easements,

permits or licenses, a bill of sale, and a maintenance guarantee to the City;

6. An agreement by the owner to pay connection charges;

7. An agreement by the owner to pay all utility service charges at rates applicable to properties outside the City limits;

8. An agreement by the owner to annex the property to the City at such time as the owner is requested by the City to do so;

9. A restriction on the use of the property which will ensure that any development or redevelopment meets the requirements of the City's comprehensive plan, zoning code and building regulations: provided, that such restriction may not be required, or an alternative restriction may be substituted, when:

a. The utility extension is requested to serve property which, at the time of the request, is [~~DESIGNATED "STUDY AREA" BY THE CITY'S LAND USE PLAN MAP; AND~~] **inside the City's potential annexation area.**

b. The development or redevelopment meets the requirements of the county's adopted comprehensive plan; and

c. The City Council finds that it is in the best interest of the City to approve the requested extension of utility service;

10. A statement that delinquent payments under the agreement will constitute a lien which may be foreclosed as other liens for sewer and water service;

11. A statement that the City may terminate service in the event of noncompliance by the owner with any term or condition of the agreement;

12. A waiver of the right to protest formation of a local improvement district for improvements which would benefit the subject property;

13. A clause providing that the agreement may be specifically enforced;

14. A requirement that the agreement be recorded with the King County [~~RECORDER~~] **Recorder's Office** and constitute a covenant running with the land receiving service, and providing that all costs of recording the agreement will be borne by the owner; and

15. A clause providing for attorney's fees in the event of litigation.

B. All agreements for the extension of service beyond the City limits must receive approval from the City Council.

C. Any necessary approval by the boundary review board must be received prior to the extension of service.

D. Upon execution of the agreement and receipt of all approvals, the agreement shall be recorded with the King County [~~RECORDER~~] **Recorder's Office** as a covenant running with the land, and all costs of recording shall be paid by the owner in accord with the terms of the agreement.

Section 44. Amendment of Section. RMC 13.36.030, Application, is hereby amended to read as follows:

13.36.030 Application.

A. Any person desiring to apply for the extension of water, sanitary sewer or storm drainage service outside the City limits **or outside the Novelty Hill Service Area** under the provisions of this chapter shall do so on a form provided by the City. The completed application form, together with a nonrefundable application fee set by council resolution, shall be submitted to the Public Works Department, and accompanied by the following:

1. A vicinity map on 8-1/2 x 11 inch [~~MYLAR~~] **sheet**, drawn to a scale acceptable to the Public Works Department, depicting the area for which service is being requested and the existing city facilities from which the extension is proposed to be made; and

2. A legal description of the property to be served by the extension; and

3. A statement of the nature of the proposed development and its conformance with the requirements of the City's comprehensive plan, zoning code and building regulations, or, if the proposed development is within [~~A DESIGNATED STUDY AREA ON THE CITY'S LAND USE MAP~~] **the City's potential annexation area**, a statement of the nature of the proposed development and its conformance with the county's adopted comprehensive plan; and

4. Such other information as the [~~DIRECTOR OF~~] Public Works **Director** determines is necessary to properly review the application.

B. The Public Works Department shall review the application and forward the same, together with the department's recommendation, to the City Council for determination.

Section 45. Amendment of Chapter. RMC 13.38, Administrative and Processing Services – Cost Recoupment, is hereby amended to read as follows:

Sections:
13.38.010 Purpose.
13.38.020 Construction drawing review project processing fee.
13.38.030 Construction inspection fee.
13.38.035 Fire sprinkler system construction inspection fee.
13.38.040 Engineering report review [~~FEE~~] **deposit**.
13.38.045 Hydraulic **model computer** analysis [~~FEE~~] **deposit**.
13.38.050 Outside agency fees.
13.38.060 Establishment of fee amounts.

13.38.010.

***

13.38.020 Construction drawing review project processing fee.

A. Any person desiring to apply for the extension of water and/or sanitary sewer service within or outside the City limits, shall be required to pay a construction drawing review project processing fee. The City shall base the fee upon the following three criteria: (1) the linear footage of pipes to be installed and/or (2) an established [~~FLAT~~] **base** fee and/or (3) a percentage of the estimated construction costs for special appurtenances.

1. The linear footage for sewer mains shall be calculated on manhole to manhole runs and manhole to clean out runs but shall not include 6-inch side sewer pipes.

2. The linear footage for water mains shall be calculated on all pipe four (4) inches and larger but shall not include service lines or small lines to appurtenances (blow-offs, air vacuum release valves, etc.).

3. The construction drawing review project processing fee for special appurtenances, such as [SEWAGE] **wastewater** pump stations, pressure reducing valves, booster pump stations, special metering devices, etc., shall be based on a percentage of the estimated cost of construction.

B. Upon submittal of construction drawings for review, a deposit for the construction drawing review project processing fee shall be paid in an amount determined by the [~~DIRECTOR OF PUBLIC WORKS OR HIS/HER DESIGNEE~~] **Public Works Director**. Such deposit amount shall be based upon an estimate of the linear footage of utility mains to be constructed. The Public Works Director [~~OR HIS/HER DESIGNEE~~] shall subsequently calculate the final fee based upon the actual linear footage of mains to be constructed and/or estimated construction costs. If the

final fee is greater than the deposit, the excess shall be paid prior to construction drawing approval. If the final fee is less than the deposit, the overpayment shall be refunded or credited toward additional fees owing at the time of construction drawing approval.

C. Should construction drawings be reviewed and approved and the approval expire prior to the commencement of construction, the construction drawing shall be resubmitted for additional review for compliance with current standards and reapproval and additional construction drawing review project processing fees shall be paid. Should the construction drawing approvals expire after commencement of construction, because construction was terminated or halted for a period of time, construction drawings for any uncompleted work shall be resubmitted for additional review for compliance with current standards and reapproval and an additional Construction Drawing Review Project Processing Fee shall be paid as designated pursuant to 13.38.060.

D. Should construction drawings be submitted and a deposit for the processing fee made and the project abandoned, the deposit shall be forfeited. Should

construction drawings be submitted and a deposit for the processing fee made and processing of the construction drawings is delayed for a period of time by the applicant, additional construction drawing review project processing fees shall be paid. Delay by the applicant shall include nonsubmittal of requested additional information, nonsubmittal of revised construction drawings in accordance with the City comments, or direction from the developer to not proceed with review. The fee schedule to apply in these cases shall be as designated pursuant to 13.38.060.

13.38.030 Construction inspection fee.

A. Any person desiring to apply for the extension of water and/or sanitary sewer service within or outside the City limits, shall be required to pay a construction inspection fee. The City shall base the fee upon the following three criteria: (1) the linear footage of pipes to be installed and/or (2) an established [~~FLAT~~] **base** fee and/or (3) a percentage of the estimated construction costs for special appurtenances.

1. The linear footage for sewer and water mains shall be determined as set forth in Section 13.38.020.A.1 and (A)(2).

2. The construction inspection fee for special appurtenances, such as [~~SEWAGE~~] **wastewater** pump stations, pressure reducing valves, booster pump stations, special metering devices, etc. shall be based on a percentage of the estimated costs of construction.

B. The construction inspection fee shall be paid at the time of construction drawing approval.

C. Should construction drawing approval expire prior to the commencement of construction or any activities related thereto, any construction inspection fees paid shall be refunded less an administrative fee. Should construction or any activities related thereto commence and then be terminated, no refund of the construction inspection fee shall be made. Should construction or any activities related thereto commence and then be halted for a period of time and then recommenced an additional Construction Inspection Fee shall be paid as designated pursuant to 13.38.060.

13.38.035.

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13.38.040 Engineering report review [~~FEE~~] deposit.

A. Any person desiring to apply for the extension of water and/or sanitary sewer service within or outside

the City limits shall be required to pay [~~AN ENGINEERING REPORT REVIEW FEE WHICH~~] **a deposit to cover all costs incurred by the City for engineering report review. This** shall be assessed for review of all engineering reports, including a water or sewer system plan, plan amendments, pre-design reports, **hydraulic grade line reports, siphon reports,** special reports which may be included as appendices to environmental documents or which were required to be prepared through SEPA, site plan review or another Planning Department permit process, and any other similar report prepared for developer extensions and additions to the water and sewer systems.

B. Upon submittal of engineering reports for review, a deposit for the engineering report review [~~FEE~~] shall be paid in an amount determined by the [~~DIRECTOR OF~~] Public Works **Director** [~~OR HIS/HER DESIGNEE~~]. Such deposit amount shall be based upon the complexity of the project and an estimate of the cost of city staff **and third party consultant** hours, including direct compensation, benefits and overhead, and costs of equipment and materials to be utilized. Additional deposit amounts may be required during the engineering report review. [~~THE PUBLIC WORKS DIRECTOR OR HIS/HER DESIGNEE WILL~~

~~SUBSEQUENTLY CALCULATE THE FINAL FEE BASED UPON BOTH THE ACTUAL COST OF CITY STAFF HOURS, INCLUDING DIRECT COMPENSATION, BENEFITS AND OVERHEAD, AND COST OF EQUIPMENT AND MATERIAL UTILIZED DURING THE ENGINEERING REPORT REVIEW AND APPROVAL PROCESS. IN THE EVENT THE FINAL FEE IS GREATER THAN THE DEPOSIT, THE DIFFERENCE SHALL BE PAID PRIOR TO APPROVAL AND/OR FINAL COMMENTS ON THE REPORTS. IN THE EVENT THE FINAL FEE IS LESS THAN THE DEPOSIT, THE DIFFERENCE SHALL BE REFUNDED OR CREDITED TOWARD OTHER FEES OWING AT THE TIME OF APPROVAL AND/OR FINAL COMMENTS ON THE REPORTS~~] **Additional payment amounts may be required during the review. The Public Works Director will subsequently calculate the final amount due after the engineering report review and approval process is complete. In the event the final amount due is greater than the deposit, the difference shall be paid prior to approval and/or final comments on the reports. In the event the final amount due is less than the payment, the difference shall be refunded.**

13.38.045 Hydraulic model computer analysis [~~FEE~~] deposit.

Any person desiring the City to perform a computer simulation of the City water system to assist in

preparation of an engineering report or to determine the quantity of fire flow available from the water system shall be required to pay a hydraulic **model computer** analysis [~~FEE~~] **deposit**. The City shall base the [~~FEE~~] **deposit** on the number of separate computer simulations performed **and on the complexity of the project and an estimate of the cost of city staff and third party consultant hours, including direct compensation, benefits and overhead, and costs of equipment and materials to be utilized. Additional payment amounts may be required during the review. The Public Works Director will subsequently calculate the final amount due after the analysis and approval process is complete. In the event the final amount due is greater than the deposit, the difference shall be paid prior to approval and release of the analysis. In the event the final amount due is less than the payment, the difference shall be refunded**.

13.38.050.

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13.38.060.

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Section 46. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 47. Effective date. This ordinance shall become effective five days after its publication, or publication of a summary thereof, in the city's official newspaper, or as otherwise provided by law.

ADOPTED by the Redmond City Council this _____ day of _____, 20XX.

CITY OF REDMOND

_____
ANGELA BIRNEY, MAYOR

ATTEST:

_____
CHERYL XANTHOS, MMC, CITY CLERK (SEAL)

APPROVED AS TO FORM:

_____
REBECCA MUELLER, CITY ATTORNEY

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
SIGNED BY THE MAYOR:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO.

CITY OF REDMOND
ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING RMC 15, BUILDINGS AND CONSTRUCTION, TO CLARIFY PURPOSE AND MODERNIZE THE CODE'S APPLICABILITY

WHEREAS, Redmond Municipal Code Title 15 establishes the authorities and rules that the City may apply to the regulation of buildings and construction; and

WHEREAS, the City proposes updates to Title 15 related to Public Works functions relating to buildings and construction; and

WHEREAS, this update is intended to clarify roles and responsibilities within the Public Works Department and to improve operational performance and consistency; and

WHEREAS, this code revision is being coordinated to align with the Department's effort to achieve APWA Accreditation.

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

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City Code.

Section 2. Amendment of Title. Title 15, Buildings and Construction, is hereby amended to read as follows:

Chapters:
15.02 Accessory Improvements
15.04 Flood Control
15.06 Fire Code
15.08 Building Code
15.10 Repealed
15.12 Electrical Code
15.14 Mechanical Code
15.16 Plumbing Code
15.18 Energy Code
15.20 Repealed
15.22 Moving Buildings
15.24 Clearing, Grading, and [~~STORM WATER~~] **Stormwater** Management
15.26 Wildland-Urban Interface Code
15.28 Public Works Construction Projects – Apprentice Requirements
15.30 Construction and Demolition Debris Recycling and Reuse

Section 3. Amendment of Chapter. RMC 15.02, Accessory Improvements, is hereby amended to read as follows:

15.02.010 Compliance with city standards.

All improvements installed in conjunction with, or otherwise for the purpose of serving any structure governed by the City building code, shall be constructed and installed in accord with standards maintained by the City Public Works Department. Such accessory improvements include, but are not limited to, the following:

A. Parking lots;

B. Driveways;

C. Curbs, gutters and sidewalks;

D. Drainage pipes, subdrains, catchbasins, detention systems and other drainage facilities;

E. Telephone, electric, gas and underground communication lines;

F. Water and [~~SANITARY SEWER~~] **wastewater** facilities.

15.02.020 Public Works Director to promulgate and maintain standards.

The City's Public Works Director shall compile and review the City's existing standards, and where necessary, promulgate additional standards which shall be maintained in a unified compilation evidencing formal approval by the [~~DIRECTOR~~] **Public Works Director**.

15.02.030 Revisions to standards.

The Public Works Director shall provide for review and updating of the accessory improvement standards at reasonable intervals. No revision shall be effective until approved by the [~~DIRECTOR~~] **Public Works Director**, nor shall any revision be applied to a project for which a complete building permit application, or other appropriate application, has been submitted, and the necessary fees paid, prior to formal adoption of the standard.

15.02.040 Plan approval required.

Construction of any improvement governed by this chapter shall not be commenced prior to receiving approval of the plans therefor by the [~~DIRECTOR OF PUBLIC WORKS OR HIS DESIGNEE~~] **Public Works Director**. Plan approval may be consolidated with review and approval of plans submitted as part of a building permit application or other appropriate approval application.

15.02.050.

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15.02.060 Enforcement/penalty for violation.

The City's Public Works Director [~~AND HIS DESIGNEES ARE~~] **is** authorized to issue and enforce stop work orders in accordance with enforcement provisions of the City building code. Additionally, the Public Works Director is authorized to issue a written notice to the person or persons carrying out the work, or to the owner of property upon which the work is being performed, requiring said person or persons to correct work performed in violation of this chapter within a reasonable period of time. Failure to comply with a properly issued stop work order or notice requiring correction of work shall constitute a misdemeanor, punishable as provided by Section 1.01.110 of the

Redmond Municipal Code. Enforcement action under this section shall be in addition to, and not in lieu of, any other available remedy or enforcement procedure.

Section 4. Amendment of Chapter. RMC 15.04, Flood Control, is hereby amended to read as follows:

Sections:
15.04.010 Purpose.
15.04.020 Definitions.
15.04.030 Lands to which this chapter applies.
15.04.040 Basis for establishing [~~THE AREAS OF SPECIAL FLOOD HAZARD~~] **Special Flood Hazard Areas**.
15.04.045 Compliance with state Flood Control Zone Permit Program required – Administration by city.
15.04.050 Compliance.
15.04.051 Penalties for noncompliance.
15.04.052 Abrogation and greater restrictions.
15.04.060 Interpretation.
15.04.061 Warning and disclaimer of liability.
15.04.062 Severability.
15.04.063 Development permit required.
15.04.064 Application for development permit.
15.04.065 Designation of the Floodplain Administrator.
15.04.070 Duties and responsibilities of the Building Official.
15.04.075 Use of other base flood data (in A zones).
15.04.080 General standards.
15.04.090 Anchoring.
15.04.100 Construction materials and methods.
15.04.105 Storage of materials.
15.04.110 Utilities.
15.04.120 Subdivision proposals and development.
15.04.125 Specific standards.
15.04.130 Residential construction.
15.04.140 Nonresidential construction.
15.04.150 Manufactured homes.
15.04.155 Recreational vehicles.
15.04.156 Enclosed area below the lowest floor.
15.04.157 Appurtenant structures (detached garages and small storage structures).

15.04.158 AE zones with base flood elevations but no floodways.
15.04.160 Floodway/floodway fringe.
15.04.170 Critical facilities.

15.04.010.

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15.04.020 Definitions.

A. The following words and phrases shall be defined and given the meaning set forth below for the purpose of this chapter. Other words or phrases used in this chapter shall be interpreted so as to give them the meaning they have in common usage and all interpretations shall be made as to give this chapter its most reasonable application.

"Alteration of watercourse" means any action that will change the location of the channel occupied by water within the banks of any portion of a riverine waterbody.

"Appeal" means a request for a review of the interpretation of any provision of this chapter or a request for a variance.

[~~"AREA OF SPECIAL FLOOD HAZARD" MEANS THE LAND IN THE FLOODPLAIN WITHIN A COMMUNITY SUBJECT TO A 1 PERCENT OR GREATER CHANCE OF FLOODING IN ANY GIVEN YEAR. IT IS SHOWN ON THE FLOOD INSURANCE RATE MAP (FIRM) AS ZONE A OR AE.~~

~~"SPECIAL FLOOD HAZARD AREA" IS SYNONYMOUS IN MEANING WITH THE PHRASE "AREA OF SPECIAL FLOOD HAZARD."~~]

"ASCE 24" means the most recently published version of ASCE 24, Flood Resistant Design and Construction, published by the American Society of Civil Engineers.

"Base flood" means a flood having a one percent chance of being equaled or exceeded in any given year**, also referred to as the "100-year flood". The base flood can be the effective FEMA flow or best available data as approved by the City.** [~~(ALSO REFERRED TO AS THE "100-YEAR FLOOD").~~]

"Base flood elevation" means the **water surface** elevation **of** flood waters [~~WOULD REACH~~] during the base flood event. **It shall be referenced to the effective FIRM datum.**

"Basement" means any area of the building having its floor subgrade (below ground level) on all sides.

"Breakaway wall" means a wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces, without causing damage to the elevated portion of the building or supporting foundation system.

Building. See "Structure."

"Building code" means the currently effective versions of the International Building Code and the International Residential Code adopted by the State of Washington Building Code Council.

"Critical facility" means a facility [~~FOR WHICH EVEN A SLIGHT CHANCE OF FLOODING MIGHT BE TOO GREAT~~] **that is necessary to protect the public health, safety, and general welfare which are defined in IBC Table 1604.5 (2003), Categories III and IV. These facilities include, but are not limited to, schools, hospitals, police stations, fire departments and other emergency response facilities, and nursing homes. Critical facilities also include sites of hazardous waste materials and storage.** [~~CRITICAL FACILITIES INCLUDE (BUT ARE NOT LIMITED TO) SCHOOLS, NURSING HOMES, HOSPITALS, POLICE, FIRE AND EMERGENCY RESPONSE INSTALLATIONS, AND INSTALLATIONS WHICH PRODUCE, USE, OR STORE HAZARDOUS MATERIALS OR HAZARDOUS WASTE.~~]

"Development" means any manmade change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation or drilling

operations or storage of equipment or materials (including gas or liquid storage tanks principally above ground) and located within [~~THE AREA OF SPECIAL FLOOD HAZARD~~] **a Special Flood Hazard Area**.

"Elevated building" means, for insurance purposes, a nonbasement building that has its lowest elevated floor raised above ground level by foundation walls, shear walls, post, piers, pilings, or columns.

"Elevation certificate" means an administrative tool of the National Flood Insurance Program (NFIP) that can be used to provide elevation information, to determine the proper insurance premium rate, and to support a request for a Letter of Map Amendment (LOMA) or Letter of Map Revision based on fill (LOMR-F).

"Essential facility" has the same meaning as "essential facility" defined in ASCE 24. Table 1-1 in ASCE 24-14 further identifies building occupancies that are essential facilities.

"Existing manufactured home park or subdivision" means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities,

the construction of streets, and either final site grading or the pouring of concrete pads) is completed before the effective date of the floodplain management regulations adopted by the community.

"Expansion to an existing manufactured home park or subdivision" means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads).

"Farmhouse" means a single-family dwelling located on a farm site where resulting agricultural products are not produced for the primary consumption or use by the occupants and the farm owner.

"Flood" or "flooding" means:

1. A general and temporary condition of partial or complete inundation of normally dry land areas from:

a. The overflow of inland or tidal waters.

b. The unusual and rapid accumulation or runoff of surface waters from any source.

c. Mudslides (i.e., mudflows) which are proximately caused by flooding as defined in paragraph (1)(b) of

this definition and are akin to a river of liquid and flowing mud on the surfaces of normally dry land areas, as when earth is carried by a current of water and deposited along the path of the current.

2. The collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding as defined in paragraph (1)(a) of this definition.

"Flood elevation study" means an examination, evaluation and determination of flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of mudslide (i.e., mudflow) and/or flood-related erosion hazards. Also known as a Flood Insurance Study (FIS).

"Flood insurance rate map (FIRM)" means the official map on which the Federal Insurance Administration has delineated both [~~THE AREAS OF SPECIAL FLOOD HAZARDS~~]

Special Flood Hazard Areas and the risk premium zones applicable to the community. A FIRM that has been made available digitally is called a Digital Flood Insurance Rate Map (DFIRM).

"Flood proofing" means any combination of structural and nonstructural additions, changes, or adjustments to structures which reduce or eliminate risk of flood damage to real estate or improved real property, water and sanitary facilities, structures, and their contents. Flood proofed structures are those that have the structural integrity and design to be impervious to floodwater below the Base Flood Elevation.

"Floodplain" or "flood prone area" means any land area susceptible to [~~BEING INUNDATED BY WATER FROM ANY SOURCE. SEE "FLOOD" OR "FLOODING."~~] **inundation having a one percent chance of being equaled or exceeded in any given year.**

"Floodplain administrator" means the community official designated by title to administer and enforce the floodplain management regulations.

"Floodplain management regulations" means the zoning ordinances, subdivision regulations, building codes, health regulations, special purpose ordinances (such as

floodplain ordinance, grading ordinance and erosion control ordinance) and other application of police power. The term describes such state or local regulations, in any combination thereof, which provide standards for the purpose of flood damage prevention and reduction.

"Floodway" means the channel or portion of a watercourse and the adjacent land areas that must be reserved in order to discharge a base flood without cumulatively increasing the water surface elevation more than a designated height. Also referred to as "regulatory floodway."

"Floodway fringe" means that portion of the area of [~~SPECIAL FLOOD HAZARD~~] **a Special Flood Hazard Area** exclusive of the floodway.

"Functionally dependent use" means a use which cannot perform its intended purpose unless it is located or carried out in close proximity to water. The term includes only docking facilities, port facilities that are necessary for the loading and unloading of cargo or passengers, and ship building and ship repair facilities, and does not include long term storage or related manufacturing facilities.

"Highest adjacent grade" means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

"Historic structure" means any structure that is:

1. [~~LISTED INDIVIDUALLY~~] **Included in, or eligible for inclusion** in the National Register of Historic Places**, Washington Heritage Register, King County Historic Register, or Redmond's Heritage Resources Register.** [~~(A LISTING MAINTAINED BY THE DEPARTMENT OF THE INTERIOR) OR PRELIMINARILY DETERMINED BY THE SECRETARY OF THE INTERIOR AS MEETING THE REQUIREMENTS FOR INDIVIDUAL LISTING ON THE NATIONAL REGISTER;~~

~~2. CERTIFIED OR PRELIMINARILY DETERMINED BY THE SECRETARY OF THE INTERIOR AS CONTRIBUTING TO THE HISTORICAL SIGNIFICANCE OF A REGISTERED HISTORIC DISTRICT OR A DISTRICT PRELIMINARILY DETERMINED BY THE SECRETARY TO QUALIFY AS A REGISTERED HISTORIC DISTRICT;~~

~~3. INDIVIDUALLY LISTED ON A STATE INVENTORY OF HISTORIC PLACES IN STATES WITH HISTORIC PRESERVATION PROGRAMS WHICH HAVE BEEN APPROVED BY THE SECRETARY OF THE INTERIOR; OR~~

~~4. INDIVIDUALLY LISTED ON A LOCAL INVENTORY OF HISTORIC PLACES IN COMMUNITIES WITH HISTORIC PRESERVATION PROGRAMS THAT HAVE BEEN CERTIFIED EITHER:~~

~~A. BY AN APPROVED STATE PROGRAM AS DETERMINED BY THE SECRETARY OF THE INTERIOR; OR~~

~~B. DIRECTLY BY THE SECRETARY OF THE INTERIOR IN STATES WITHOUT APPROVED PROGRAMS.~~]

"Lowest floor" means the lowest floor of the lowest enclosed area (including basement). An unfinished or flood-resistant enclosure, usable solely for parking of vehicles, building access or storage, in an area other than a basement area, is not considered a building's lowest floor; provided, that such enclosure is not built so as to render the structure in violation of the applicable nonelevation design requirements of RMC 15.04.130.

"Manufactured home" means a structure which is transportable in one or more sections, is built on a permanent chassis, and is designed [~~FOR USE~~] **to be a dwelling** with or without a permanent foundation when [~~ATTACHED~~] **connected** to the required utilities. The term does not include a recreational vehicle.

"Manufactured home park or subdivision" means [~~A PARCEL (OR CONTIGUOUS PARCELS)~~] **an area** of land [~~DIVIDED INTO TWO OR MORE MANUFACTURED HOME LOTS FOR RENT OR SALE~~] **designed for placement of manufactured homes or mobile homes with two or more improved pads or spaces for manufactured homes or mobile homes providing connections for, but not limited to, water, sewer, and electricity service**.

"Mean sea level" means, for purposes of the National Flood Insurance Program, the vertical datum to which Base Flood Elevations shown on a community's Flood Insurance Rate Map are referenced.

"New construction" means, for the purposes of determining insurance rates, structures for which the "start of construction" commenced on or after the effective date of an initial Flood Insurance Rate Map or after December 31, 1974, whichever is later, and includes any subsequent improvements to such structures. For floodplain management purposes, "new construction" means structures for which the "start of construction" commenced on or after the effective date of a floodplain management regulation adopted by a community and includes any subsequent improvements to such structures.

"New manufactured home park or subdivision" means a manufactured home park or subdivision for which the construction of facilities for servicing the lots on which the manufactured homes are to be affixed (including at a minimum, the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads) is completed on or after the effective date of floodplain management regulations adopted by the community.

One-Hundred-Year Flood or 100-Year Flood. See "Base flood."

"Public Works Director" means the Public Works Director or their representatives pursuant to RMC 1.01.025.

"Reasonably safe from flooding" means development that is designed and built to be safe from flooding based on consideration of current flood elevation studies, historical data, high water marks and other reliable date known to the community. In unnumbered A zones where flood elevation information is not available and cannot be obtained by practicable means, "reasonably safe from flooding" means that the lowest floor is at least two feet above the Highest Adjacent Grade.

"Recreational vehicle" means a vehicle which is:

1. Built on a single chassis;

2. Four hundred square feet or less when measured at the largest horizontal projection;

3. Designed to be self-propelled or permanently towable by a light duty truck; and

4. Designed primarily not for use as a permanent dwelling, but as a temporary living quarters for recreational, camping, travel, or seasonal use.

"Special Flood Hazard Area (SFHA)" means the land in the floodplain within a community subject to a 1 percent or greater chance of flooding in any given year. It is shown on the Flood Insurance Rate Map (FIRM) as zone A or AE. "Special Flood Hazard Area" is synonymous in meaning with the phrase "area of special flood hazard."

"Start of construction" includes substantial improvement and means the date the building permit was issued, provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days from the date of the permit. The "actual start" means either the first placement of permanent construction of a structure on a

site, such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond the stage of excavation; or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation, such as clearing, grading, and filling; nor does it include the installation of streets and/or walkways; nor does it include excavation for a basement, footings, piers, or foundations or the erection of temporary forms; nor does it include the installation on the property of accessory buildings, such as garages or sheds not occupied as dwelling units or not part of the main structure. For a substantial improvement, the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building, whether or not that alteration affects the external dimensions of the building.

"Structure" means, for floodplain management purposes, a walled and roofed building or mobile home, including a gas or liquid storage tank, that is principally above ground.

"Substantial damage" means damage of any origin sustained by a structure whereby the cost of restoring

the structure to its before damaged condition would equal or exceed 50 percent of the market value of the structure before the damage occurred.

"Substantial improvement" means any **repair** reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure [~~BEFORE THE "START OF CONSTRUCTION" OF THE IMPROVEMENT. THIS TERM INCLUDES STRUCTURES WHICH HAVE INCURRED "SUBSTANTIAL DAMAGE," REGARDLESS OF THE ACTUAL REPAIR WORK PERFORMED~~] **either (1) before the improvement or repair is started, or (2) if damaged, the value of the structure to be restored prior to being damaged**. The term does not, however, include either:

1. Any project for improvement of a structure to correct previously identified existing violations of state or local health, sanitary, or safety code specifications that have been identified by the local code enforcement official and that are the minimum necessary to assure safe living conditions; or

2. Any alteration of a "historic structure"; provided, that the alteration will not preclude the structure's continued designation as a "historic structure."

"Variance" means a grant of relief by a community from the terms of a floodplain management regulation.

"Water dependent" means a structure for commerce or industry that cannot exist in any other location and is dependent on the water by reason of the intrinsic nature of its operations.

"Water surface elevation" means the height, in relation to the vertical datum utilized in the applicable flood insurance study, of floods of various magnitudes and frequencies in the floodplains of coastal or riverine areas.

15.04.030 Lands to which this chapter applies.

A. This chapter shall apply to all [~~AREAS OF SPECIAL FLOOD HAZARDS~~] **Special Flood Hazard Areas** within the jurisdiction of the City.

15.04.040 Basis for establishing [~~THE AREAS OF SPECIAL FLOOD HAZARD~~] Special Flood Hazard Areas.

A. [~~THE AREAS OF SPECIAL FLOOD HAZARD~~] **Special Flood Hazard Areas (SFHAs) are** identified by the Federal Insurance Administration and the Federal Emergency Management Agency in a scientific and engineering report entitled "The Flood Insurance Study for King County, Washington and Incorporated Areas," dated August 19,

2020, and any revisions thereto, and by the Flood Insurance Rate Map entitled "FIRM (Flood Insurance Rate Map) for King County, Washington and Incorporated Areas," dated August 19, 2020, and any revisions thereto, as the same relate to land within the current or future boundaries of the City, are adopted by this reference as if set forth in full and declared to be a part of this chapter. The Flood Insurance Study and Flood Insurance Rate Map are on file at the office of the Public Works Department, City Hall, 15670 NE 85th Street, Redmond, Washington. The best available information for flood hazard area identification as outlined in RMC 15.04.075 shall be the basis for regulation until a new FIRM is issued that incorporates data utilized under RMC 15.04.075.

15.04.045 Compliance with state Flood Control Zone Permit Program required – Administration by city.

A. Pursuant to delegation of authority by the Washington State Department of Ecology, the City is charged with the responsibility of administering the Washington State Flood Control Zone Permit Program within the City. All development within [~~THE SPECIAL FLOOD HAZARD AREA, THE BOUNDARIES OF WHICH ARE SET FORTH IN THE OFFICIAL~~

~~DIVISION OF HYDRAULICS MAP MAINTAINED WITHIN THE PUBLIC WORKS DEPARTMENT OF THE CITY,~~] **Special Flood Hazard Areas** shall comply with RCW Chapter 86.16, the state Flood Control Zone Act, and WAC Chapter 508-60, the Permit Program Regulations.

15.04.050 Compliance.

All development within [~~SPECIAL FLOOD HAZARD AREAS~~] **Special Flood Hazard Areas** is subject to the terms of this chapter and other applicable regulations.

15.04.051.

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15.04.052.

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15.04.060.

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15.04.061 Warning and disclaimer of liability.

The degree of flood protection required by this chapter is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This ordinance does not imply that land outside [~~THE AREAS OF SPECIAL FLOOD HAZARDS~~] **Special Flood Hazard**

Areas or uses permitted within such areas will be free from flooding or flood damages. This chapter shall not create liability on the part of Redmond, any officer or employee thereof, or the Federal Insurance Administration for any flood damages that result from reliance on this chapter or any administrative decision lawfully made hereunder.

15.04.062.

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15.04.063 Development permit required.

A development permit shall be obtained before construction or development begins within any [~~AREA OF SPECIAL FLOOD HAZARD~~] **Special Flood Hazard Area** established in RMC 15.04.040. The permit shall be for all structures including manufactured homes, as set forth in the definitions, and for all development including fill and other activities, also as set forth in the definitions.

15.04.064.

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15.04.065.

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15.04.070 Duties and responsibilities of the Building Official.

A. Duties of the Building Official shall include, but not be limited to:

1. Permit review, which shall involve the review of all applications for building permits to determine:

a. That the permit requirements of this chapter have been satisfied;

b. That all necessary permits have been obtained from those federal, state or local governmental agencies from which prior approval is required;

c. That the proposed development is not located in the floodway. If the proposed development is located in the floodway, to assure that the provisions of RMC 15.04.160 are met;

d. That the site is reasonably safe from flooding; and

e. Notify FEMA when annexations occur in the [~~SPECIAL FLOOD HAZARD AREA~~] **Special Flood Hazard Area**.

2. *Information to Be Obtained and Maintained.*

a. Where base flood elevation data is provided through the Flood Insurance Study, FIRM, or required in this chapter, obtain and record the actual elevation (in relation to mean sea level) of the lowest floor

(including basement) of all new or substantially improved structures, and whether or not the structure contains a basement. Documentation of the actual elevation will be documented in the form of a FEMA Elevation Certificate.

b. For all new or substantially improved floodproofed structures where base flood elevation data is provided through the Flood Insurance Study, FIRM, or as required in this chapter:

i. Obtain and record the elevation (in relation to mean sea level) to which the structure was floodproofed; and

ii. Maintain the floodproofing certifications required in RMC 15.04.080 through 15.04.160.

c. Certification required by RMC 15.04.160A.

d. Records of all variance actions, including justification for their issuance.

e. Improvement and damage calculations.

f. Maintain for public inspection all records pertaining to the provisions of this chapter forever.

3. Notification of the alteration of watercourses and maintenance of flood-carrying capacity, consisting of the following:

a. Notify adjacent communities and the State Department of Ecology, prior to any alteration or relocation of the Sammamish River, Bear Creek, Evans Creek and Lake Sammamish, and submit evidence of such notification to the Federal Insurance Administration; and

b. Require that maintenance is provided within the altered or relocated portion of said watercourse so that the flood-carrying capacity is not diminished.

4. *Interpretation of FIRM Boundaries.* Together with the technical committee, make interpretation where needed as to exact location of the boundaries of the areas of [~~SPECIAL FLOOD HAZARDS~~] **Special Flood Hazard Areas** (for example, where there appears to be a conflict between a mapped boundary and actual field conditions). The technical committee shall obtain, review, and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source in making such interpretations in order to administer RMC 15.04.130 through 15.04.170. Any person contesting the location of the boundary shall be given thirty days to appeal the interpretation in writing to the board of adjustment or its successor.

5. *Review of Building Permits.* Where elevation data is not available either through the FIS, FIRM, or from another authoritative source (see RMC 15.04.075), applications for floodplain development shall be reviewed to assure that proposed construction will be reasonably safe from flooding. The test of reasonableness is a local judgment and includes use of historical data, high water marks, photographs of past flooding, etc., where available.

(Failure to elevate habitable buildings at least two feet above the highest adjacent grade in these zones may result in higher insurance rates.)

6. *Changes to [~~THE~~] Special Flood Hazard Area.*

a. If a project will alter the BFE or boundaries of the SFHA, then the project proponent shall provide the community with engineering documentation and analysis regarding the proposed change. If the change to the BFE or boundaries of the SFHA would normally require a Letter of Map Change, then the project proponent shall initiate, and receive approval of, a Conditional Letter of Map Revision (CLOMR) prior to approval of the development permit. The project shall be constructed in a manner consistent with the approved CLOMR.

b. If a CLOMR application is made, then the project proponent shall also supply the full CLOMR documentation package to the Floodplain Administrator to be attached to the floodplain development permit, including all required property owner notifications.

15.04.075.

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15.04.080 General standards.

A. In all areas of [~~SPECIAL FLOOD HAZARDS~~] **Special Flood Hazard Areas**, the standards set forth in RMC 15.04.090 through 15.04.170 are required.

15.04.090.

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15.04.100.

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15.04.105 Storage of materials.

A. The storage or processing of materials that could be injurious to human, animal, or plant life if released due to damage from flooding is prohibited in [~~SPECIAL FLOOD HAZARD AREAS~~] **Special Flood Hazard Areas**.

B. Storage of other material or equipment may be allowed if not subject to damage by floods and if firmly anchored

to prevent flotation, or if readily removable from the area within the time available after flood warning.

15.04.110.

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15.04.120.

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15.04.125 Specific standards.

In all areas of [~~SPECIAL FLOOD HAZARDS~~] **Special Flood Hazard Areas** where base flood elevation data has been provided as set forth in RMC 15.04.040 or 15.04.075 the following provisions are required.

15.04.130.

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15.04.140.

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15.04.150.

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15.04.155.

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15.04.156.

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15.04.157.

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15.04.158.

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15.04.160 Floodway/floodway fringe.

Special restrictions with respect to floodways and floodway fringe areas shall be as follows:

A. Floodway. Located within [~~AREAS OF SPECIAL FLOOD HAZARD~~] **Special Flood Hazard Areas** established in RMC 15.04.040 are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of floodwaters which carry debris, potential projectiles, and erosion potential, the following are not permitted in the floodway: structures, developments, or landfills, other than for shoreline protective structures, bridges, roads, trails, and railroads.

1. No Rise Standard. Prohibit encroachments, including fill, new construction, substantial improvements, and other development, unless certification by a registered professional engineer is provided demonstrating through hydrologic and hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in flood levels during the occurrence of the base flood discharge.

2. All Other Building Standards Apply in the Floodway. If subsection A of RMC 15.04.160 is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of RMC 15.04.

B. Floodway Fringe Restrictions. The following are not permitted in a floodway fringe:

1. Except in areas designated "urban environment" in the Redmond shoreline master program, any structure, development or landfill which would: reduce the natural floodwater storage capacity of the [~~AREA OF SPECIAL FLOOD HAZARD~~] **Special Flood Hazard Area**; pollute or contribute materially to the turbidity of floodwater at the base flood stage; significantly change the existing base flood hydraulic characteristics; or alter the temperature characteristics of the water body unless an improvement in fish habitats would result.

2. Any residential structure which is not fully protected from water damage at the base flood elevation by having the lowest floor raised at least one foot above the base flood elevation.

3. Any nonresidential structure which does not meet the elevation or floodproofing requirements for

nonresidential or critical facilities standards of this chapter.

15.04.170.

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Section 5. Amendment of Paragraph. RMC 15.06.013(A)(21), is hereby amended to read as follows:

15.06.013(A)(21).

Add Section 114.8 as follows:

114.8 Fire- or explosion-damaged buildings.

The owner, occupant, or other person having under [~~HIS~~] **their** control any property or materials on a property damaged by fire or explosion shall, when ordered by the fire chief, immediately secure the property against entry or unauthorized access by the public, by boarding up all openings, fencing, barricading or utilizing other appropriate measures. Within 30 days after written notice to do so has been served, all debris and/or damaged materials shall be removed from the property and proof furnished that contractual arrangements have been made for prompt demolition, replacement, or repair of all fire- or explosion-damaged structures remaining on the property involved in the fire or explosion.

Section 6. Amendment of Subparagraph. RMC 15.06.013(A)(36)(510.6.2), is hereby amended to read as follows:

15.06.013(A)(36)510.6.2 Additional frequencies.

The building owner shall modify or expand the emergency responder radio coverage system at [~~HIS OR HER~~] **their** expense in the event frequency changes are required by the FCC or other radio licensing authority or additional frequencies are made available by the FCC public safety radio system operator or FCC license holder. Prior approval of a public safety radio coverage system on previous frequencies does not exempt this section.

Section 7. Amendment of Section. RMC 15.06.019, New Materials, Processes or Occupancies Which May Require Permits, is hereby amended to read as follows:

15.06.019 New materials, processes or occupancies which may require permits.

The Fire Code Official shall determine and specify, after giving the affected person an opportunity to be heard, any new materials, processes or occupancies which may require permits, in addition to those now enumerated in said code. The Chief of the Fire Department shall cause such a list to be posted in a conspicuous place in

[~~HIS~~] **their** office and distribute copies thereof to interested persons.

Section 8. Amendment of Subsection. RMC 15.14.050(D), is hereby amended to read as follows:

15.14.050(D) Amend Section 106.4.1, Approved Construction Documents.

When the code official issues a permit where construction documents are required, the construction documents shall be approved, in writing or by stamp, as "Reviewed for Code Compliance." Such reviewed construction documents shall not be changed, modified or altered without authorization from the code official. Work shall be done in accordance with the approved construction documents. One set of construction documents so reviewed shall be retained by the code official. The other set shall be returned to the applicant, shall be kept at the site of work and shall be open to inspection by the code official or a duly authorized representative.

The code official shall have the authority to issue a permit for the construction of part of a mechanical system before the construction documents for the entire system have been submitted or approved, provided

adequate information and detailed statements have been filed complying with all pertinent requirements of this code. The holder of such permit shall proceed at [~~HIS OR HER~~] **their** own risk without assurance that the permit for the entire mechanical system will be granted.

Section 9. Amendment of Section. RMC 15.22.040, Applicability, is hereby amended to read as follows:

15.22.040 Applicability.

A. *Affected Structures.* This chapter applies to the movement, relocation, and placement of structures that would require a building permit to construct or place. Included in this definition are manufactured homes that have previously had a building permit issued for said structure.

B. *Regulation.* Affected structures, as identified by subsection A of this section, shall not be placed on a lot or moved across any lot line or within any public right-of-way or easement by any individual, except in conformity with this chapter.

C. *Administration.*

1. Compliance with this chapter shall require that a structure mover obtain and conform to the conditions of

approval of a structure movement permit and to the provisions of the Redmond Zoning Code.

2. This chapter establishes four classifications of moves as described in RMC 15.22.050. For these classifications, administration shall be as follows:

a. *Class I, II, and III.* The Director of Planning and Community Development or [~~HER/HIS~~] **their** designee shall administer compliance with Class I, II, and III moves.

b. *Class IV.* The [~~DIRECTOR OF PUBLIC WORKS OR HER/HIS DESIGNEE~~] **Public Works Director** for the City of Redmond shall administer Class IV moves, as defined under this chapter.

Section 10. Amendment of Section. RMC 15.22.070, Permits – Deposits and Fees, is hereby amended to read as follows:

15.22.070 Permits – deposits and fees.

Unless otherwise stated below, the following deposits and fees shall apply to all permits issued under this chapter:

A. An application for a permit under this chapter shall not be determined complete until application filing fees are received. Fees shall be in the amount as defined by Redmond Zoning Code Chapter 21.76.

B. An application hereunder shall be accompanied by the following:

1. A cash deposit or corporate surety bond in the sum of $10,000 or such greater amount as the Public Works Director [~~OR HIS/HER DESIGNEE~~] determines necessary as indemnity for any damage which the City may sustain by reason of damage or injury to any highway, street or alley, sidewalk or other property of the City, which may be caused by or be incidental to the removal of any building over, along or across any street in the City and to indemnify the City against any claim of damages to persons or private property;

2. A public liability insurance policy providing $1,000,000 or such greater amount as the Public Works Director [~~OR HIS/HER DESIGNEE~~] determines necessary to satisfy any claim by private individuals, firms, or corporations arising out of, caused by, or incidental to the moving of any building over, along, or across any street in the City; and

3. A cash deposit or a corporate surety performance bond in the sum of $5,000 or such greater amount as the Public Works Director [~~OR HIS/HER DESIGNEE~~] determines necessary conditioned upon permittee, within six months

from the date of the issuance of such permit (a) completing the construction, painting and finishing of the exterior of the building, and (b) faithfully complying with all requirements of this chapter, the building code, the zoning ordinance, the other ordinances then in effect within the City including but not limited to permittee completing such work within six months to the date of the issuance of such permit. In the event the provisions of this subsection are not complied with within the time specified, a sum of $5,000 shall be forfeited to the City as a penalty for the default, and this shall be in addition to any other penalties provided for failure to comply within the terms of this chapter.

Section 11. Amendment of Chapter. RMC 15.24, Clearing, Grading, and [~~STORM WATER~~] **Stormwater** Management, is hereby amended to read as follows:

Sections:
15.24.010 Purpose and intent.
15.24.020 Design, construction and maintenance – General requirements.
15.24.030 Director.
15.24.040 Issuance of permits.
15.24.050 Activities requiring permits.
15.24.055 Activities that do not require a clearing[~~, GRADING, AND STORM WATER~~] **and grading, and stormwater or civil site** permit.
15.24.060 Classification of clearing, grading and [~~STORM WATER~~] **stormwater** management construction activities.

15.24.070 Rough grading projects.
15.24.080 Requirements for design and construction.
15.24.082 Topographic change (cut and fill) limits.
15.24.084 Deviations.
15.24.089 Variances.
15.24.090 Repealed.
15.24.091 Conflicts
15.24.095 Wellhead and groundwater protection performance standards.
15.24.100Enforcement – Authorization.
15.24.110 Inspection.
15.24.120 Stop work orders.
15.24.130 Suspension or revocation of permit.
15.24.140 Penalty for violation.
15.24.150 Restoration.
15.24.160 Notification of noncompliance.
15.24.170 Penalties.
15.24.180 Processing fees.
15.24.190 Permit fees.
15.24.200 Inspection fees.

15.24.010 Purpose and intent.

The purpose of the Clearing, Grading, and [~~STORM WATER~~] **Stormwater** Management Code is to: safeguard life, property, public health, and general welfare; minimize water quality degradation; prevent excessive sedimentation of or erosion by surface waters; and prevent the creation of public nuisances such as fouling of surface or groundwater. Furthermore, this section is intended to reduce impacts from land development; preserve and enhance wildlife habitat in and along surface waters; enhance the aesthetic quality of the area waters; minimize erosion; preserve trees; and preserve natural topographic features. These regulations

focus on prevention of adverse impacts associated with clearing, grading and [~~STORM WATER~~] **stormwater** activities rather than remediation of adverse impacts after they have occurred.

15.24.020 Design, construction and maintenance – General requirements.

A. The design, construction, and maintenance of all clearing, grading and [~~STORM WATER~~] **stormwater** management systems and facilities shall comply with the requirements and design standards contained in all the following documents:

1. This chapter.

2. *Repealed by Ord. 2860.*

3. *Repealed by Ord. 2860.*

4. The **latest version of the** Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook, which locally adopts and modifies the Washington State Department of Ecology 2019 [~~STORM WATER~~] **Stormwater** Management Manual for Western Washington, ("2019 SWMMWW" for the remainder of this chapter), or its successor.

5. Redmond Standard Specifications and Details.

6. The 2019 SWMMWW.

B. The Public Works Director shall prepare and shall adopt construction specifications and details, along with design standards for clearing, grading, and [~~STORM WATER~~] **stormwater** management, as described in the Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook. The objective of the standards, details, and specifications shall be to control the quantity and quality of [~~STORM WATER~~] **stormwater** produced by development and redevelopment in the City to minimize downstream impacts and protect receiving waters. The Public Works Director has the authority to make changes as local conditions warrant. The specifications, design details, Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook, and any changes shall be made available to the public. A fee set by the Public Works Director may be charged for these documents.

C. In the case of conflicts between the documents listed in subsection A of this section, conflicts shall be resolved by applying the following order of precedence:

1. This chapter;

2. The Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook;

3. Redmond Standard Specifications and Details;

4. The 2019 SWMMWW.

15.24.030 Director.

For the purposes of this chapter only, [~~"DIRECTOR"~~] **"Public Works Director"** shall mean the [~~DIRECTOR OF THE PUBLIC WORKS DEPARTMENT OR HIS/HER DESIGNEE~~] **Public Works Director or their representatives pursuant to RMC 1.01.025 unless the authority is specifically assigned to another City Director**.

15.24.040 Issuance of permits.

A. Regulated clearing, grading and/or [~~STORM WATER~~] **stormwater** activity as defined in RMC 15.24.050 requires City approval and the issuance of the appropriate permit(s) before initiating any of the regulated activities.

B. Speculative clearing and grading shall be prohibited.

C. For regulated activities, "City approval" means approval of appropriate plans, prepared by the applicant's engineer(s), indicating compliance with the requirements and design standards specified in this chapter under RMC 15.24.020. Approval shall be evidenced by the signature of the Public Works Director [~~OR DESIGNEE~~]. Once plans are approved, a permit may be issued by the City. Fees for plan review and permit

processing may be charged as established by separate ordinance. Issued permits shall be posted on the construction site at all times when work is underway. To ensure that the actual work in the field conforms with the approved plans, permitted activities shall be inspected by the City during construction.

15.24.050 Activities requiring permits.

All clearing, grading or [~~STORM WATER~~] **stormwater** management construction activities listed below require approved plans and a permit(s). The thresholds are cumulative during a [~~ONE-YEAR~~] **three-year** period for any given site. **The assessed value of existing improvements shall be the King County Assessed value available on King County Tax Assessor's website.**

A. Clearing of 7,000 square feet of land area or more.

B. Earthwork of 50 cubic yards or more. This means any activity which moves 50 cubic yards of earth, whether the material is excavated or filled and whether the material is brought into the site, removed from the site, or moved around on the site.

C. Removal of 11 or more significant trees. The removal of 10 or fewer significant trees is regulated in Redmond Zoning Code Chapter 21.72.

D. Any clearing or grading within a critical area or buffer of a critical area. Critical areas are defined in Redmond Zoning Code Chapter 21.64, Critical Areas. Any disturbance to vegetation within critical areas and their corresponding buffers is also regulated by Redmond Zoning Code Chapter 21.64, Critical Areas. Note that under this chapter, a clearing/grading permit for work on steep slopes must first comply with RZC 21.76.070(E), Alteration of Geologic Hazard Areas.

E. Any change of the existing grade by four (4) feet or more. This criterion applies to all permanent changes in grade and grade changes for extended periods of time (sixty (60) days or longer) located outside structure footprints.

F. Any work within a native growth protection easement or area, a public easement, City-owned tract or City right-of-way. Any clearing, grading or landscaping must be approved by the Department of Public Works prior to construction.

G. The creation or addition of new, replaced or new plus replaced hard surfaces in the amount of 2,000 square feet or more. Hard surfaces include impervious surfaces

(defined in RZC 21.78), green roofs and pervious pavement.

H. Any construction of public drainage facilities to be owned or operated by the City.

I. Any construction of private storm drainage pipes 12 inches in diameter or larger.

J. Any modification of, or construction which affects, a privately owned/operated flow control facility or runoff treatment facility. ([~~DOES~~] **This does** not include maintenance or repair to the condition defined by previously approved plans**; however, removal of uncontaminated water from the system prior to maintenance or repair is required**.)

K. Any removal and disposal of uncontaminated water from privately owned/operated flow control facility, runoff treatment, or catch basins in order to complete any maintenance or repair cited in 15.24.055.

15.24.055 Activities that do not require a clearing[~~, GRADING, AND STORM WATER~~] and grading, and stormwater or civil site permit.

A. All clearing, grading and [~~STORM WATER~~] **stormwater** management construction activities that do not involve any of the thresholds listed above do not require **a**

separate clearing and grading, and stormwater or civil site stormwater [~~CITY-APPROVED CLEARING, GRADING AND STORM WATER MANAGEMENT PLANS OR A~~] permit, but still must meet the requirements specified in RMC 15.24.020.

B. Activities that do not require approved plans or permits must still provide and install sediment and erosion control and pollution prevention BMPs as necessary to protect water quality.

C. The following activities are unregulated by this chapter even if the criteria in RMC 15.24.050 are exceeded **and if the activities are not part of, directly related to, or caused by new development of redevelopment projects**:

1. Agricultural crop management of existing farmed areas.

2. Cemetery graves involving less than 50 cubic yards of excavation, and related filling per each cemetery plot.

3. Public pavement maintenance such as pothole and square cut patching, overlaying existing asphalt or concrete pavement with asphalt or concrete without expanding the area of coverage, shoulder grading, reshaping/regrading drainage systems, crack sealing, resurfacing with in-kind material without expanding the

road prism, pavement preservation activities that do not expand the road prism, and vegetation maintenance **associated with the road right-of-way (such as planter strips)**.

Public vegetation maintenance such as landscape maintenance and gardening, when the work is limited to the removal and/or replacement of surface material such as grass, artificial turf, weeds, and shrubs. Artificial turf removal and/or replacement is considered a maintenance practice only if the underdrain system for the turf is not disturbed, or if an underdrain system is not present, then when the ballast rock underlaying the existing turf is not disturbed.

Public stormwater facility maintenance when conducted according to established current standards and procedures or when conducted according to an approved Operation and Maintenance Manual.

4. Public underground utility projects **including installing, maintaining, and/or upgrading an underground utility (does not include culverts) and** that replace the ground surface with in-kind material or materials with similar runoff characteristics are only subject to

Minimum Requirement #2, Construction [~~STORM WATER~~] **Stormwater** Pollution Prevention.

15.24.060 Classification of clearing, grading and [~~STORM~~ water] stormwater management construction activities.

A. [~~A CLEARING, GRADING AND STORM WATER MANAGEMENT PERMIT MAY BE CONSIDERED AS A COMPONENT OF A BUILDING PERMIT OR OTHER PERMIT, RATHER THAN AS A SEPARATE PERMIT, IF CITY-APPROVED DRAWINGS FOR SUCH ACTIVITIES ARE INCLUDED UNDER THE OTHER PERMIT~~] **Clearing, grading and stormwater management activities may be reviewed as part of a building permit and/or other permit, if City-approved drawings for such activities are included under the building and/or other permit**.

B. The Director **of Planning and Community Development** shall specify what submittal and application materials are required for a complete application, including the type of submittals, the required level of detail, the minimum qualifications of preparers of technical documents, and the number of copies that must be submitted.

C. Clearing, grading and [~~STORM WATER~~] **stormwater** management activities are classified based on type, location and timing of development activity proposed.

Table 1 outlines the classifications for clearing, grading and [~~STORM WATER~~] **stormwater** management activities and briefly reviews processing. Other City processes, approvals and permits may also be required for projects. The Director **of Planning and Community Development** may adjust classifications and permit processing steps for proposed projects which are shown to be in multiple classifications or are otherwise not appropriately classified under the criteria shown in Table 1 and may adjust processing steps and fees as appropriate.

D. Project Classification and Processing Table.

Table 1

Project Classification	Typical Type of Development Activity	City Permit Which Allows Clearing, Grading and [~~STORM WATER~~] Stormwater Management Construction*	Summary of Permit Process for Clearing, Grading and [~~STORM WATER~~] Stormwater Management Construction
Building Projects	Single-family, middle housing, commercial, industrial and multifamily	Building Permit**; and if applicable, either Clear**	Clearing, grading and [~~STORM WATER~~] **stormwater** management activities are

Project Classification	Typical Type of Development Activity	City Permit Which Allows Clearing, Grading and [~~STORM WATER~~] **Stormwater** Management Construction*	Summary of Permit Process for Clearing, Grading and [~~STORM WATER~~] **Stormwater** Management Construction
	construction, additions	**and Grade Permit or civil SITE Permit**	reviewed in conjunction with the Building Permit **and either Clear and Grade Permit or SITE Permit** plans. Single-family and middle housing are reviewed by the Construction and Building Divisions[~~. ALL OTHER PROJECTS ARE REVIEWED~~] **and** by the Development Services Division.
Development Projects	Subdivision, utility construction outside City right-of-way	[~~APPROVED CIVIL DRAWINGS~~] **Clear and Grade Permit**	Clearing, grading and [~~STORM WATER~~] **stormwater** management activities are reviewed by the

Project Classification	Typical Type of Development Activity	City Permit Which Allows Clearing, Grading and [~~STORM WATER~~] **Stormwater** Management Construction*	Summary of Permit Process for Clearing, Grading and [~~STORM WATER~~] **Stormwater** Management Construction
		or civil SITE Permit	Development Services Division as all or part of the site improvement plans.
Right-of-Way Projects	Construction activities all or partly within the City right-of-way	[~~STREET~~] **Right-of-Way** Use Permit	Clearing, grading and [~~STORM WATER~~] **stormwater** management activities are reviewed by the **Public Works Right of Way group** [~~DEVELOPMENT SERVICES DIVISION~~] as part of the project.
Rough Grading Projects	Clearing and/or grading of a site before all final approvals of the entire project	Rough Grading Permit	Clearing and grading activities are reviewed by the Development

Project Classification	Typical Type of Development Activity	City Permit Which Allows Clearing, Grading and [~~STORM WATER~~] **Stormwater** Management Construction*	Summary of Permit Process for Clearing, Grading and [~~STORM WATER~~] **Stormwater** Management Construction
			Services Division prior to other site improvements plans. Special conditions shall be met for issuance of Rough Grading plans (see RMC 15.24.070).
Clearing and Grading Projects	Clearing and Grading only projects including landscaping project (see RMC 15.24.050 for the minimum thresholds that trigger a clearing and grading permit)	**Clear and Grade** [~~CLEARING AND GRADING~~] Permit	Clearing and grading activities are reviewed by the Development Services Division.

*Construction is allowed only when approved plans for clearing, grading and [~~STORM WATER~~] **stormwater** management construction are issued with the appropriate permit listed in the table.

15.24.070 Rough grading projects.

A. *Rough Grading Prerequisites.* The Technical Committee shall determine whether rough grading will be approved for a project. At a minimum, to obtain a Rough Grading Permit approval for a project all the following shall have been processed and have received approval:

1. Complete the first round of Coordinated Civil Review process.

2. SEPA review for the entire project completed (if required).

3. Clearing, grading and temporary erosion control construction plans.

4. Resolution of all project feasibility issues (i.e., required off-site easements, significant utility design issues, etc.).

B. *Rough Grading Application.* Upon completion of the prerequisites listed above, the following information shall be submitted, if applicable, for a rough grading application to be considered complete:

1. Rough grading drawings and supporting information stamped and signed by a professional civil engineer.

2. Clear identification of all work proposed under the rough grading application.

3. Clear identification of existing and proposed grades.

4. Clear identification of all areas that will be disturbed.

5. Identification of proposed quantity of earthwork.

6. Identification of proposed erosion control measures.

7. An erosion control plan designed in accordance with the Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook and the Redmond Standard Specifications and Details.

8. Payment of the appropriate plan review fees.

9. Prior to issuance of Rough Grading Permits, acceptable site restoration assurance (bonding, cash deposits, etc., as specified by the Technical Committee) shall be posted with the City.

15.24.080 Requirements for design and construction.

The City hereby adopts the thresholds, definitions, and minimum requirements, found in Appendix 1 of the Western Washington Phase II Municipal [~~STORM WATER~~] **Stormwater** Permit, including the mandatory provisions of the 2019 SWMMWW. Refer to the Redmond [~~STORM WATER~~] **Stormwater**

Technical Notebook for local modifications and application of the definitions, thresholds, and minimum requirements in Redmond. Redmond Zoning Code 21.17.010.E details requirements to plan for [~~STORM WATER~~] **stormwater** management.

The **Public Works** Director may require additional controls or modified minimum requirements for specific projects or areas based on approved interlocal agreements, approved Department Operational Policies, identified capacity limitations, significant erosion potential, or seasonal factors. The Minimum Requirements, as further described in the Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook, are:

A. *Repealed by Ord. 2860.*

B. *Repealed by Ord. 2860.*

C. Minimum Requirement 1 – Preparation of [~~STORM WATER~~] **Stormwater** Site Plans.

D. Minimum Requirement 2 – Construction [~~STORM WATER~~] **Stormwater** Pollution Prevention Plan.

E. Minimum Requirement 3 – Source Control of Pollution.

F. Minimum Requirement 4 – Preservation of Natural Drainage Systems and Outfalls.

G. Minimum Requirement 5 – On-site [~~STORM WATER~~] **Stormwater** Management.

H. Minimum Requirement 6 – Runoff Treatment.

I. Minimum Requirement 7 – Flow Control.

J. Minimum Requirement 8 – Wetlands Protection.

K. Minimum Requirement 9 – Operations and Maintenance.

15.24.082 Topographic change (cut and fill) limits.

A. Topographic change is limited in Redmond as follows:

1. Within the building work area (building footprint plus a ten (10) foot buffer), this chapter does not limit temporary or permanent cuts or fills (even with the presence of significant trees).

2. Outside the building work area, and where significant trees are not present, the maximum permitted vertical depth or height of a **permanent** cut or fill is a total of eight (8) vertical feet.

3. Outside building work area, and where significant trees designated to be saved are present, grades shall not be changed within five (5) feet of the tree's dripline.

4. [~~CUT~~] **Permanent cut** or fill slopes may not exceed 33 percent (3H:1V). Cut and fill slopes within the right-of-way may, however, be designed at (2H:1V).

15.24.084 Deviations.

A. Deviations, referred to as adjustments by Washington Department of Ecology, are permissions granted by the Technical Committee to deviate from the [~~STORM WATER~~] **stormwater** requirements for design and construction specified in RMC 15.24.080, 15.24.082 or in the Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook. Deviations must provide the equivalent (or improved) level of environmental protection. Deviations are requested through application of a General Development Permit and decision by the Technical Committee. Application for deviations must include clear written documentation to explain how the proposed adjustments address the following criteria:

1. Provide substantially equivalent (or improved) environmental protection as would be provided if the standard [~~STORM WATER~~] **stormwater** requirements were met.

2. Reflect sound engineering practices.

3. Meet the objectives of public health, safety, function and maintenance.

4. Avoid damage to other properties in the vicinity of and downstream of the proposal.

B. The Technical Committee may deny any or all of the requested adjustments, may request additional information including written documentation from qualified specialists, may approve any or all of the requested adjustments, or may approve specific parts of adjustments, either to the extent requested or to a reduced extent. All documentation is to be obtained and paid for by the applicant(s). The Technical Committee may also require peer review which, if required, is to be paid for by the applicant.

C. The Technical Committee may determine the deviation(s) requested are to be processed in accordance with Redmond Zoning Code Section 21.76.070(AB)(3), Variances, and the criteria in RMC 15.24.089.

15.24.089 Variances.

A. Variances are permissions granted through the City's variance process in accordance with Redmond Zoning Code Section 21.76.070(AB)(3), Variances. Variances under this title apply only to RMC 15.24.080.C, D, E, F, G, H, I, J, and K. The criteria for approving a variance requested under this title shall include the decision criteria contained in

Redmond Zoning Code Section 21.76.070(AB)(3), Decision Criteria, together with the following criteria:

1. The variance may be granted by the City only when meeting the applicable standards would impose a severe and unexpected economic hardship.

2. The variance will not increase the risk to the public health and welfare, nor be injurious to other properties in the vicinity of and/or downstream or to the quality of waters of the state.

3. The variance is the least possible deviation that could be granted to comply with the intent of the Minimum Requirements detailed in the Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook.

B. The application for a variance shall include written documentation addressing the decision criteria above and written documentation addressing the following topics:

1. The current (pre-project) use of the site, and

2. How the application of Minimum Requirements restricts the proposed use of the site compared to restrictions that existed prior to adoption of the Minimum Requirements (October 1, 2004), and

3. The possible remaining uses of the site if the variance were not granted by the City, and

4. The uses of the site that would have been allowed prior to the City's adoption of Minimum Requirements, and

5. A comparison of the estimated amount and percentage of value loss resulting from meeting the Minimum Requirements, and

6. The feasibility to alter the project so that it meets the Minimum Requirements.

C. The City shall prepare written findings of fact that address each of the six items above and that address the variance criteria. The City shall publish legal public notice of an application that requests a variance under this title and shall publish legal notice of the City's decision on the application.

15.24.190.

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15.24.091 Conflicts

When any provision of any other chapter of the Redmond Municipal Code or the Redmond Zoning Code conflicts with this chapter, that which provides greater public health and environmental protection, as determined by the Public Works Director shall apply unless specifically provided otherwise in this chapter.

15.24.095 Wellhead and groundwater protection performance standards.

A. *Well Construction and Operation.* Construction or decommissioning details and registration forms of any well regulated under Chapter 173-160 WAC and UIC wells (infiltration trenches, drywells, infiltration vaults) must be registered per WAC 173-218-070. Details and registration forms shall be provided to the Department of Public Works within sixty (60) days of well construction or decommissioning.

B. *Fill Material.* Placement of imported contaminated fill material is prohibited, citywide. Fill material shall not contain concentrations of contaminants that exceed cleanup standards for soil specified in WAC 173-340-740, Model Toxics Control Act, regardless of whether all or part of the contamination is due to natural background levels at the fill source site. Where the detection limit (lower limit at which a chemical can be detected by a specified laboratory procedure) for a particular soil contaminant exceeds the cleanup standard for soil specified in WAC 173-340-740, the detection limit shall be the standard for fill material quality. Fill material shall be free of construction, demolition,

and land clearing waste including recycled concrete rubble and asphalt.

1. Fill materials in quantities greater than 10 cubic yards placed directly on or in the ground shall meet the following requirements:

a. A fill material source statement shall be provided to the Department of Public Works and shall be reviewed and accepted by the Department prior to stockpiling or grading imported fill materials at the site. The source statement shall be issued by a professional engineer, geologist, engineering geologist or hydrogeologist licensed in the State of Washington demonstrating the source's compliance with standards of the Model Toxics Control Act. The source statement shall be required for each different source location from which fill will be obtained.

b. Analytical results demonstrating that fill materials do not exceed cleanup standards specified in WAC 173-340-740 may be used in lieu of a fill material source statement, provided the regulated facility submits a sampling plan to, and which is approved by, the [~~DIRECTOR OF~~] Public Works **Director**. The regulated facility must then adhere to the approved sampling plan, and maintain

analytical data on-site and available for inspection for a minimum of five years from the date that the fill was accepted.

2. The [~~DEPARTMENT OF PUBLIC WORKS~~] **Public Works Director** may accept a fill material source statement that does not include results of sampling and analysis of imported fill if it determines that adequate information is provided indicating that the source location is free of contamination. Such information may include, but is not limited to:

a. Results of field testing of earth materials to be imported to the site with instruments capable of detecting the presence of contaminants; or

b. Results of previous sampling and analysis of earth materials to be imported to the site.

3. A fill material source statement is not required if documents confirm that imported fill will be obtained from a Washington State Department of Transportation approved source.

4. The [~~DIRECTOR OF~~] Public Works **Director** shall have the authority to require corrective measures regarding noncompliant fill materials, including independent sampling and analysis, if the property owner or operator

fails to accomplish such measures in a timely manner. The property owner or operator shall be responsible for any costs incurred by the City in the conduct of such activities.

C. *Cathodic Protection Wells.* Designs for cathodic protection wells shall be submitted to the City for review and approval prior to initiation of drilling. Cathodic protection wells shall be constructed such that the following do not occur:

1. Vertical cross-connection of aquifers normally separated by confining units;

2. Migration of contaminated surface water along improperly sealed well borings or casings;

3. Introduction of electrolytes or related solutions into the subsurface; and

4. Any of the above conditions caused by improperly abandoned cathodic protection wells that are no longer in use.

D. *Underground Hydraulic Elevator Cylinders.* All underground hydraulic elevator pressure cylinders shall be encased in an outer plastic casing constructed of Schedule 40 or thicker-wall polyethylene or polyvinyl chloride (PVC) pipe, or equivalent. The plastic casing

shall be capped at the bottom, and all joints shall be solvent- or heat-welded to ensure water tightness. The neck of the plastic casing shall provide a means of inspection to monitor the annulus between the pressurized hydraulic elevator cylinder and the protective plastic casing. Vegetable oil shall be used for hydraulic fluid in elevator cylinders.

15.24.100 Enforcement – Authorization.

The **Public Works** Director is authorized and directed to enforce all the provisions of this chapter. For such purpose, the **Public Works** Director may appoint officers, inspectors, assistants and other employees as needed from time to time. The **Public Works** Director may authorize such employees, as may be necessary, to carry out the duties and functions of that office.

15.24.110 Inspection.

The **Public Works** Director is authorized to make such inspections and take such actions as may be required to enforce the provisions of this chapter or whenever the **Public Works** Director has reasonable cause to believe that any land is being used in violation of this chapter. Inspections shall be made as follows:

A. As a condition of any permit issued for activity covered by this chapter, the property owner shall be required to consent to entry upon the land by the **Public Works** Director at all reasonable times to inspect the same or to perform any duty imposed upon the **Public Works** Director by this chapter. If the land is occupied, the **Public Works** Director shall first present proper credentials and request entry. If the land is unoccupied, a reasonable effort shall be made to locate the owner or other persons at the site who are in apparent charge or control of the land and demand entry. If no person is located, the **Public Works** Director may enter said property and shall, with due diligence, make attempts to notify the owner, occupant, or other person having charge within a reasonable amount of time.

B. Where the **Public Works** Director has reasonable grounds to believe that activities for which a permit is required by this chapter are being conducted without a permit on land within the City, the **Public Works** Director may seek to inspect the land and such activity. If the land is occupied, the **Public Works** Director shall first present proper credentials and request entry for inspection. If the land is unoccupied, a reasonable

effort shall be made to locate the owner or other persons at the site in apparent charge or control of the land and request entry for inspection. If no person is located, or if entry is refused, the **Public Works** Director may request the assistance of the City Attorney, City Prosecutor or Police Department regarding access.

15.24.120 Stop work orders.

A. Whenever any activity is being done contrary to the provisions of this chapter, the **Public Works** Director may order the work stopped by notice verbally or in writing served on any persons engaged in the doing or causing such work to be done, and any such person shall forthwith stop such work until authorized by the **Public Works** Director to proceed with the work.

B. The **Public Works** Director may suspend work on any project during periods of inclement weather to reduce actual or potential erosion and/or sedimentation. Such a period may involve days or weeks during storm events or may, at the discretion of the **Public Works** Director, involve the entire rainy season (October 1 through April 30).

C. Outside the rainy season (May 1 through September 30), the **Public Works** Director may order work stopped because of inadequate temporary erosion/sedimentation controls. In such cases, a revised temporary erosion/sediment control plan (including but not limited to addition of or additional phasing) shall be submitted to the City for review. Once approved and implemented, the **Public Works** Director shall lift the stop work order and work can continue.

D. During the rainy season (October 1 through April 30), The **Public Works** Director may require a Wet Weather Plan, a Seasonal Suspension Plan, and an updated temporary erosion and sediment control plan be submitted to the City for review and approval by September 30. The Redmond [~~STORM WATER~~] **Stormwater** Technical Notebook details which plans apply to which projects. The **Public Works** Director may order work stopped because of inadequate temporary erosion/sediment controls during the rainy season. In such a case, the wet weather plan and temporary erosion/sediment control plan will be reviewed, updated and implemented to control erosion and/or sedimentation. If deemed necessary the City may

suspend work through the rainy season and require implementation of the seasonal suspension plan.

15.24.130 Suspension or revocation of permit.

The **Public Works** Director may suspend or revoke a permit whenever the permit is issued on the basis of incorrect information supplied, approved plans are not accurately reflective of actual field conditions, or the work is being done contrary to, or in violation of, any pertinent ordinance, regulation, procedure or permit. Upon receipt of a timely appeal under Redmond Zoning Code Chapter 21.76, suspension or revocation shall be stayed pending decision on the appeal; provided, that such a stay shall not affect any stop work order issued by the **Public Works** Director.

15.24.140 Penalty for violation.

All violations of this chapter, including hazards and failure to comply with terms of the clearing/grading permit and conditions, are determined to be detrimental to the public health, safety, and welfare and declared to be public nuisances. All such violations are also criminal gross misdemeanors and punishable as provided in RMC 1.01.110. All conditions that, after inspection, have been determined by the **Public Works** Director to

render any site or portion thereof to be used or maintained in violation of the section, shall be abated.

15.24.150 Restoration.

Any work not done in compliance with this chapter or any permit issued pursuant thereto or with any other section of the Redmond Zoning Code may be required by the **Public Works** Director to be removed or restored to as near pre-project original condition as possible in the sole opinion of the **Public Works** Director. Such restoration may include, but shall not be limited to, the following:

A. Filling, stabilizing and landscaping with vegetation similar to that which was removed, cuts or fills;

B. Planting and maintenance of trees of a size that will reasonably assure survival and that replace functions and values of removed trees; and

C. Reseeding and landscaping with vegetation similar to that which was removed, in areas without significant trees where bare ground exists.

15.24.160 Notification of noncompliance.

A. If, while fulfilling their responsibility under this chapter, the inspector, the engineer, the soil engineer, the engineering geologist or the testing agency finds that the work is not being done in conformance with this

chapter or the approved grading plans, the discrepancies shall be reported immediately in writing to the person in charge of the grading work and to the **Public Works** Director. Recommendations for corrective measures, if necessary, shall be submitted upon request of the [~~DIRECTOR~~] **Public Works Director**.

B. The appropriate clearing, grading or [~~STORM WATER~~] **stormwater** management permit (see RMC 15.24.060) shall be required regardless of any permit issued by any other department or agency that may be interested in certain aspects of the proposed work. Where work for which a permit is obtained by this chapter is started or proceeding before obtaining such a permit, the work shall be stopped, and the violator shall be subject to such penalties as provided in this chapter. However, the payment of such penalties shall not relieve any person from fully complying with the requirements of this chapter in the execution of the work nor any other penalties prescribed thereon.

C. The **Public Works** Director may require that the approved activity, operations and project designs be modified if delays occur which incur weather-generated problems not apparent at the time the permit was issued.

15.24.170 Penalties.

Whenever any work for which a permit is required by this code has been commenced without first obtaining said permit, the work shall be stopped **at the discretion of the Public Works Director**, and **a** special investigation shall be made before a permit may be issued for such work. Work shall not commence during the investigation other than restoration, work on pollution control measures or stabilization approved by the Public Works Director. An investigation fee, in addition to the permit fee, [~~SHALL~~] **may** be collected whether or not a permit is then or subsequently issued. The investigation fee shall be equal to the amount of the permit fee required by the code. The minimum investigation fee shall be the same as the minimum fee set forth in the standard clearing and grading fee for permit application. [~~THE PAYMENT OF SUCH INVESTIGATION FEE SHALL NOT EXEMPT ANY PERSON FROM COMPLIANCE WITH ALL OTHER PROVISIONS OF THIS CODE~~] **The investigation fee shall be equal to the amount of the permit fee that would be required by this code if a permit were to be issued. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of**

this code, nor from any penalty prescribed by law nor from any penalty prescribed by law.

15.24.180 Processing fees.

A. Clearing and grading and [~~STORM WATER~~] **stormwater** management fees shall be determined by the **Public Works** Director, and upon approval by the City Council shall be made available to the public.

B. Before accepting a set of plans and specifications for checking, the **Public Works** Director shall collect a plan-checking fee. Separate permits and fees shall apply to retaining walls or major drainage structures as required by the Uniform Building Code. There shall be no separate charge for standard terrace drains and similar facilities. The amount of the plan-checking fee for clearing/grading plans shall be as set forth in the schedule of fees adopted pursuant to Redmond Zoning Code Chapter 21.76, Review Procedures.

15.24.190 Permit fees.

A. A fee for each clearing, grading or [~~STORM WATER~~] **stormwater** management permit shall be paid to the **Public Works** Director as set forth in the fee schedule adopted pursuant to Redmond Zoning Code Chapter 21.76, Review Procedures.

B. Permits may be extended, before their expiration, for up to a total of one year. Inspection fees shall be paid before the start or extension of work and are required for the duration of the project. An additional fee may be charged for processing of a permit extension.

15.24.200 Inspection fees.

A fee for each clearing, grading or [~~STORM WATER~~] **stormwater** management construction inspection shall be paid to the **Public Works** Director as set forth in the fee schedule adopted pursuant to Redmond Zoning Code Chapter 21.76, Review Procedures.

Section 12. Amendment of Section. RMC 15.28.050, Exceptions and Waivers, is hereby amended to read as follows:

15.28.050 Exceptions and waivers.

A. During the term of a construction contract subject to this chapter, the Public Works Director may reduce or waive the apprentice labor hour goals upon [~~HIS OR HER~~] **their** determination that:

1. The contractor has demonstrated a good faith effort to comply with the requirements of this chapter but remains unable to fulfill the goal;

2. The contractor has demonstrated that there is a lack of availability of apprentices in the Redmond, WA geographic area to meet the EAP utilization goals;

3. The reasonable and necessary requirements of the contract render apprentice utilization infeasible at the required levels;

4. There exists a disproportionately high ratio of material costs to labor hours, which does not make feasible the required minimum level of apprentice participation;

5. To the extent that apprentice labor hour goals are in conflict with funding agreements in place, including federal aid projects, in connection with the public work; or

6. For reasons deemed appropriate by the Public Works Director, approved by City Council, and not inconsistent with the purpose and goals of this chapter.

Section 13. Amendment of Section. RMC 15.30.010, Definitions, is hereby amended to read as follows:

15.30.010 Definitions.

The following definitions shall apply:

"Banned Materials" means materials banned from disposal in landfills by King County construction and demolition receiving facilities, as identified by King County.

"Certified Deconstruction Contractor" means licensed contractor having at least one current employee who has successfully completed a deconstruction certification program recognized by King County.

"Certified salvage verifier" means an independent person, company or agency approved by the King County Solid Waste Division, or designee, deemed capable to prepare a deconstruction and salvage assessment.

"City-Sponsored" project means a project constructed or administered by the City (including demolition and deconstruction projects).

"Construction and Demolition Material (C&D material)" refers to building materials and solid waste resulting from construction, remodeling, repair, cleanup, or demolition operations, which are not dangerous as defined in RCW 70A.300.010. C&D materials include, but are not limited to: asphalt, concrete, Portland cement concrete, brick, lumber, gypsum wallboard, cardboard, and other associated packaging, roofing material, ceramic tile, carpeting, plastic pipe, and steel. The

material may be commingled with rock, soil, tree stumps, and other vegetative matter resulting from land clearing and landscaping for construction or land development projects.

"Construction and Demolition (C&D) Material Recovery Facility (MRF)" means a facility that receives only C&D material, in which the residual (disposed) amount of waste in the material is less than 10 percent of the average weight of material separated for reuse received by the facility over a one-month period.

"Covered Project" refers to residential, commercial, and City-sponsored deconstruction, demolition, renovation, and construction projects and shall be further defined by the thresholds set forth in RMC 15.30.030: Applicability for covered projects.

"Deconstruction" means the systematic disassembly of a building, and the subsequent return to commerce and reuse of a substantial percentage of salvaged materials, with a secondary purpose of recycling the remaining materials. Heavy machinery may be used in the deconstruction process.

"Deconstruction and salvage assessment" means a document summarizing the building components of an existing

building that, if removed, have potential to be reused. This assessment shall be signed by the owner or authorized agent and serve as an affidavit stating that the project shall be executed in compliance with the requirements of this code.

"Demolition" means the process of razing, relocating, or removing an existing building or structure, or a portion thereof.

"Designated Facility" or "King County Designated Facility" means a designated facility is either a Construction and Demolition Debris Material Recovery Facility (MRF) or a privately owned transfer station that has a signed agreement with King County that permits it to accept mixed C&D debris and waste C&D debris from jobsites located within the county's jurisdiction.

[~~"DIRECTOR," UNLESS OTHERWISE SPECIFIED, SHALL BE THE DIRECTOR OF PUBLIC WORKS OR HIS/HER DESIGNATED REPRESENTATIVE.~~]

"Disposal" means the discharge, deposit, injection, dumping, leaking, or placing of any solid waste into or on any land or water.

"Diversion/Divert" means to use material for any reuse or recycling purpose other than disposal in a landfill or for use as fuel.

"Project" means any activity that requires a building or demolition permit or any similar permit from the City.

"Public Works Director," unless otherwise specified, shall be the Public Works Director or their representatives pursuant to RMC 1.01.025.

"Recycling" means the process of collecting, sorting, cleansing, treating, and reconstituting materials for the purpose of using the altered form in the manufacture of a new product. Recycling does not include burning, incinerating, or thermally destroying solid waste.

"Reuse" means the return of a commodity into the economic stream for use.

"Salvage" means the recovery of C&D building materials and components from a building or building site in order to increase the reuse or repurpose potential of these materials and decrease the amount of material being sent to the landfill. Salvaged material may be sold, donated, or reused on site.

"Solid waste" or "wastes" means all putrescible and non-putrescible solid and semisolid wastes, except wastes

identified in WAC 173-350-021 (Determination of Solid Waste), including, but not limited to, garbage, rubbish, ashes, industrial wastes, commercial waste, sewage sludge, demolition and construction wastes, abandoned vehicles or parts thereof, contaminated soils and contaminated dredged material, discarded commodities and recyclable materials.

"Source Separated Materials" means materials that are sorted at the site of generation by individual material types, including commingled recyclable materials, for the purpose of recycling.

"Volume-to-Weight Conversion Rate" means the rate set forth in the standardized conversion rate table approved by the City, pursuant to this chapter, for use in converting the volume of materials identified in the waste management plan to weight.

"Waste diversion plan" means a plan prepared in a format approved by the City and submitted to the City by the generator, including but not limited to the property owner or demolition contractor, for an eligible demolition project.

"Waste Diversion Report" means a report to the City of the material from the project meeting the requirements of RMC 15.30.040.B. Reporting.

"Waste Hauler" means a company that possesses a valid permit from an authorizing governmental body to collect and transport solid wastes from individuals or businesses for the purpose of recycling or disposal under the City of Redmond's name.

"Waste Management Plan (WMP)" means a completed waste management plan form, approved by the City and county for the purpose of compliance with this chapter, submitted by the applicant for any covered or non-covered project.

Section 14. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 15. Effective date. This ordinance shall become effective five days after its publication, or publication of a summary thereof, in the city's official newspaper, or as otherwise provided by law.

ADOPTED by the Redmond City Council this _____ day of _____, 20XX.

CITY OF REDMOND

_____
ANGELA BIRNEY, MAYOR

ATTEST:

_____
CHERYL XANTHOS, MMC, CITY CLERK (SEAL)

APPROVED AS TO FORM:

_____
REBECCA MUELLER, CITY ATTORNEY

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
SIGNED BY THE MAYOR:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO.

Public Comments Matrix

Requests/Feedback for Public Comments on RMC Updates

Date	Email	Section	Comment	Response
7/31/2025	phil_hutchinson@hotmail.com	Title 10 – 10.48.030.B	10.48.030 B. In all cases, the bicycle must be parked in a manner that causes the least obstruction to pedestrian traffic. Should read: B. In all cases, the bicycle OR MICROMOBILITY DEVICE must be parked in a manner that causes the least obstruction to pedestrian traffic. Without this fix, you would be allowing the current mess to continue, where Lime scooters are left anywhere and everywhere. I am sick and tired of downtown sidewalks being obstacle courses.	'Micromobility device' added in section 10.48.030.B.
8/15/2025	david.kurth@outllook.com	Title 10	When someone pushes a bike that individual is a pedestrian which based on your wording isn't applicable which is wrong. Furthermore holding bicycle human powered to speed limits is a joke given that bicycles don't come with reliable speedometer installed. Therefor what is reasonable speed? Is it up to the ppl to decide on a case by case basis? Basically putting some people more at risk than others?	Speed reference removed from section 10.48.040.A.2.
8/17/2025	-	Title 10 – 10.04.050	Basically the new version is saying bicycle can run a Stop sign most of the time? A car which has been waiting for its turn	The code draft is reflecting how a person operating a bicycle must approach a stop

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			and now gets its turn has to watch out for bicycle running Stop sign. If this is correct, then mention it in the document. If not, clarify it in the document. It is not very obvious right now	sign, per the Revised Code of Washington (RCW) 46.61.190.
8/17/2025	mathew.k.hall@gmail.com	Title 10 – 10.25.010	Is there a reason we're removing the ability to place automated cameras monitoring traffic light violations under section 10.25.010? I've nearly been hit on more than one occasion while crossing Redmond way in marked intersections during pedestrian walk signals by drivers running red lights. It seems to me there is a need for increased enforcement, not a need to outlaw the placement of such cameras.	The code update reflects current operation, which does not include the use of automated cameras for stop light enforcement. The Police Department would go through Council approval to incorporate the use of automated cameras for this purpose. The Code can be revised in the future to reflect operational changes related to the use of automated cameras.
08/24/2025	sjhitch@icloud.com	Title 10	RMC 10.0 I don't see a definition for micromobility device, shared-use path. Is a sidewalk a "shared-use path"? We have a large range of electric vehicles now with various capabilities. RCW defines motor vehicle broadly with a few things excluded like mopeds, wheelchairs, but does not exclude many of the devices now on our roads, paths, and sidewalks. Electric bicycles stop being bicycles when they exceed 28 mph. So what makes an	10.08 - Definitions added for bicycle, micromobility device, shared use path, and sidewalk.

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			electric vehicle no longer a "micro-mobility device"? Is a Tesla Truck a micro-mobility device? What about a moped? Or a one wheel motor cycle? I don't see the term in RCW or in RMC. I think it is important to define these as either motor vehicles or micro-mobility devices. Section 10.08.170 makes it clear that micromobility devices are not motor vehicles or bicycles. so they would seem to need their own definition. 10.08.170 - is a sidewalk a "ways open to the public"? 10.40.010 refers to "scooter" when I think it means "non-motorized scooter". Also, I think saying that these devices are not allowed on streets is crazy. Kids ride skateboards, roller skates, toy vehicles on streets in front of their homes all the time. They should be encouraged to be outside at play. 10.40.070 does not exclude micro-mobility devices from sidewalks, which seems like a good thing, assuming that micro-mobility devices are not motor vehicles. 10.48.010 "micromobility" doesn't seem to be defined 10.48.030.B. You probably need to change "bicycle" to "bicycle or micromobility device" 10.48.040 - you have code written here that says bicycles may not ride on the sidewalk in a zone designated by the	10.40.010 - Restriction to ride skateboards and roller skates in the streets updated to apply on arterial streets and clarification added to such devices as 'non-motorized'. 10.40.070 – No change 10.48.010 – Definition for micromobility device added to section 10.08. 10.48.030.B – 'or micromobility device' added. 10.48.040 – No change. Pedestrian Priority zones are designated in the Redmond Comprehensive Plan.

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			Redmond Comprehensive Plan. No bicycle rider carries around the Redmond comprehensive plan and most people don't know what that is. We should instead have signage to indicate no bikes are allowed there and then require bicycle rides to follow the rules on the signs. A good example of this is the Downtown park where there is signage telling us that bikes may not ride in the park. (I think bikes should be allowed in the park, but that is a different story, at least the signs are clear.)	
08/27/2025	a.tuff8@gmail.com	Title 10	10.04.050 application to bicycles is a haphazard way to address bicycles and other devices on the road. You can't simply say all operators have to follow the same rules. Similar to Washington state law there needs to be provisions about minimum passing berth for cars, a provision for cyclists to take a full lane when necessary for safety, and clearly list a single file or 2 abreast rule. Being in line with Washington state law makes the most sense and will cause the least confusion for operators. 10.16.010 - The city traffic engineer should also have a codified responsibility to reduce traffic accidents and fatalities of pedestrians and drivers. The city traffic engineer should be tasked with creating safe	10.04.050 - The code draft is reflecting how a person operating a bicycle must approach a stop sign, per the Revised Code of Washington (RCW) 46.61.190. 10.16.010 - The updates to the duties of the traffic engineer includes planning for traffic operations to improve traffic conditions and reflects, consistent with the

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			streets for all. To put cyclist/micro mobility device users the same category as motor vehicles, and completely leave out any reference to pedestrians and micro-mobility devices in the duties of the city traffic engineer is completely car-centric and does not meet the needs of the residents of downtown Redmond. 10.20.060 - Why are play streets being removed? 10.24.020 - The City traffic engineer should be able to reduce speed limits based on safety concerns without a "thorough investigation of safety conditions". 60mph seems excessive for a maximum speed for a road in the City, where would that apply? I suggest a lower maximum speed, 45mph to match current roads. 10.24.060 - streets in the downtown core should be reduced to 20 or 25mph maximum, with the exception of Redmond way. 30mph is too fast for 160th - 170th, 85th and 90th. 10.34.020 - Bicycles and micromobility devices have been classified as vehicles in 10.08.160, and operators includes vehicles, bicycles, and micromobility devices in 10.08.080. Now in this section they are being referred to separately without regard to the definitions established above. This needs to go through legal review, and more careful consideration needs to be	Washington Administrative Code (WAC) 308-330-265. 10.20.060 - The code update reflects current operation, which does not include the designation of play streets. Title 12. Section 12.08.010 includes provisions to require a right of way permit to may perform any work or activity within the right-of-way. 10.24.020 - The code draft reflects how local authorities can modify speed limits per RCW 46.61.415. 10.24.060 – No change. Changing speed limits is not part of this code update. 10.34.020 – No change. The reference to 'operator' in this section is specific to micromobility device.

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			put into how operators of micromobility devices and drivers are referred to in this code. 10.40.070 - Once again this section conflicts with others. Micromobility devices are classified as vehicles, but there are also provisions for operating them on a sidewalk as a pedestrian. There are also bike racks on sidewalks, this would make using bike racks illegal. 10.40.080 - this appears to make child seat attachments to bicycles illegal 10.40.105 - Does texting while driving fall under inattentive or negligent driving. This should be clarified. 10.44.040 - Is this implying that a driver is exempt from exercising due care to avoid a collision with a pedestrian as long as a warning is given with the horn? This should be reworded. 10.48.035 - There should be clear signage defining a combined pedestrian/bicycle zone. I do not think I have ever seen such signage. 10.48 - This once again conflicts with the definition of bicycles and micromobility devices as vehicles.	Provisions in Section 10.40.070 are to restrict motor vehicles on sidewalks. A definition for 'bicycle and micromobility device' is included in Chapter 10.08. Language on Section 10.40.080 was revised to clarify prohibition of holding onto moving. 10.40.105 – No change Section 10.44.040 will be removed to follow Revised Code of Washington (RCW) 46.61.245. 10.48.035 – No change 10.48.035 – No change. The definition of vehicles is clear on including bicycles and micromobility devices, except where specifically excluded.
08/28/2025	e_howard13@hotmail.com	Title 10	I think there needs to be speed limits for trails, too. In Kirkland, I was recently passed by an ebike going more than 35mph. This is a reddit thread worth reading:	The code update does not reference specific speed limits on trails to reflect current operation, which does not

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			https://www.reddit.com/r/cycling/comments/15tr443/at_what_point_is_an_electric_bike_an_electric/	include enforcement of speed limits on trails.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.04.050	Application to bicycle riding, animal drawn vehicles.	Substantive	Language revision	To remove 'animal drawn vehicles' (no need to regulate), include micromobility devices, incorporate RCW.46.190 language for bicycles exception when approaching stop signs, and speeds on shared paths and bike lanes.
10.16.020	Duties.	Substantive	Language revision	To incorporate duties to be consistent with WAC.
10.20.060	Authority to establish play streets.	Substantive	Remove section. Code name change.	City no longer establishes 'play streets'. Section will be used for 'Bollards'.
10.20.070	Regulations for play streets.	Substantive	Remove section	City no longer establishes 'play streets'.
10.20.070	Regulations for play streets.	Substantive	Remove section	City no longer establishes 'play streets'.
10.34	Shared streets.	Substantive	New section.	To incorporate new section on 'shared streets' in accordance to Senate Bill 5595.
10.34.010	Signs.	Substantive	New section.	To incorporate language from Senate Bill 5595 for the designation of shared streets.
10.34.020	Driving regulations.	Substantive	New section.	To incorporate language from Senate Bill 5595 for the designation of shared streets.
10.44.010	Using right-half of crosswalk.	Substantive	Remove section	Outdated and not enforceable.
10.44.040	Drivers to exercise due care.	Substantive	Remove section	Special precautions should be given to all pedestrians. No need to call out specific groups.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.48.040	Riding on sidewalk.	Substantive	Language revision	Substituting 'City center zone' with 'Pedestrian Priority Zone' per Comp Plan. Consistent use of' streets' throughout City documents. Clarification for bicycles and micromobility devices. Limit speeds on sidewalks to 5 mph. Changing Director of Public Works to City Traffic Engineer for authority to install.
10.52.110	All day parking	Substantive	Language revision	Steet parking limit restriction raised to 72 hours to allow longer periods on residential areas.
10.52.215	Leaving unattended children in parked or standing vehicles.	Substantive	Revise text in section name to 'Leaving unattended children in parked or standing vehicles' and language revision	To include age restrictions and to make consistent with RCW 16.52.340.
10.52.216	Leaving or confining animal in unattended vehicle.	Substantive	New section "Leaving or confining animal in unattended vehicle."	To include pets consistent with RCW 16.52.340.
10.62.090	Application and processing of permits and post even evaluation	Substantive	Language revision	To include traffic control plans and their approval authority in the procedures.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.62.100	Conditions affecting the decision and issuance of a special event permit.	Substantive	Language revision	To include traffic control plan approval in the criteria and refer to 10.24.047 for disruptions/closures.
10.04.020	Purpose – Policy.	Administrative	Language revision	To replace references to WA Highway License Act and WA Motor Vehicle Act with RCW chapters.
10.04.040	Application to nonresidents.	Administrative	Remove section.	Code should apply to anyone using the streets. Providing a section for applicability to nonresidents may bring confusion.
10.04.060	Exemptions.	Administrative	Language revision	Use common terms to make section easier to understand.
10.08.010	Bicycle and micromobility device	Administrative	Added definitions for bicycle and micromobility device	Definition missing, now that both terms is referenced in code.
10.08.020	Bollard	Administrative	Added definition for bollard	Definition missing, now that a new section (10.20.065 Bollards) is added.
10.08.030	Central business or traffic district.	Administrative	Deleted section.	'Central business or traffic district' no longer in use.
10.08.055	Highway	Administrative	Added section name "Highway."	"Highway" definition added to distinguish State-operated roads from City-operated.
10.08.060	Driver.	Administrative	Deleted section.	"Driver" definition moved to section 10.08.080 as "Operator".

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.08.070	Freight curb loading zone.	Administrative	Deleted section.	Combining "freight curb loading zone" definition with 10.05.050 (Curb loading zone).
10.08.085	Operator	Administrative	Added section name "Operator."	"Driver" definition changed to "Operator" to apply to all vehicles, to remove 'leader of an animal' and provide more detail about the vehicles.
10.08.090	Right-of-way.	Administrative	Moved section	Definition of "Right-of-way" moved from section 10.08.120
10.08.095	Roundabout.	Administrative	New definition	To include definition of roundabouts.
10.08.100	Passenger curb loading zone.	Administrative	Deleted section.	Combining "Passenger curb loading zone" definition with 10.05.050 (Curb loading zone).
10.08.105	Shared street	Administrative	New definition	Definition missing, now that a new section (10.34 Shared Streets) is added.
10.08.110	Shared use path	Administrative	New definition	Definition missing, now that the term is referenced in code.
10.08.120	Right-of-way.	Administrative	Deleted section.	Definition of "Right-of-way" moved to section 10.08.100.
10.08.130	Street.	Administrative	New definition	To include definition of street.
10.08.150	Traffic division.	Administrative	Deleted section.	‘Traffic division’ is only referred to once in 10.62.060 where it’s clearly designated as “Police – Traffic Division”.
10.08.170	Ways open to the public.	Administrative	Language revision	Updating language to include micromobility devices and use common terms to make section easier to understand.
10.10.010	Model Traffic Ordinance.	Administrative	Language revision	To include MUTCD as recognized guidance for Model Traffic Ordinance.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.10.030	Specific state statutes contained in the Model Traffic Ordinance not adopted.	Administrative	Added language	Di not adopt definition of bicycles and definition of operator since they have been defined earlier in RMC 10.
10.10.040	Definition of highway.	Administrative	Remove section.	To include under 10.08 - Definitions as 'Streets'.
10.12.010	Authority of Police, Fire Department officials.	Operational	Title change and language revision	To change title to 'Authority of enforcement officers' to provide clarification on the roles for police.
10.12.020	Conformance to title.	Operational	Language revision	To refer to applicable ordinances and resolutions for any penalties with monetary value.
10.12.030	Obedience to officers.	Operational	Changed text in Title and language revision	To change title to 'Compliance with lawful orders' to define infraction process.
10.12.040	Notice and appeals.	Operational	New section.	To define notice and appeal process.
10.16.010	Office created – Appointment – Powers.	Administrative Operational	Language revision	Title change to "Appointment and Powers" of City Traffic Engineer instead of an "office" as no further mention of "Office" is used throughout the document. To remove term 'he' and add 'licensed engineer'.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.20.010	Authority to install.	Administrative	Language revision	To remove term 'he', use 'City Traffic Engineer' consistently throughout document, and refer to RMC 10.16.020 for authority.
10.20.020	Design for traffic control devices.	Operational	Language revision	To include MUTCD, WSDOT Design Manual, and City Standard specifications and details as references to follow.
10.20.030	Effect of absence of signs and signals.	Administrative	Language revision	Provide more clarification in language used to make section easier to understand.
10.20.040	Display of unauthorized signs prohibited.	Administrative	Simplified language	Existing section copies RCW 46.61.075. Language revised with same content in a single paragraph to make it easier to understand.
10.20.050	Interference prohibited.	Operational	Language revision	To refer to RCW 46.63.110 for any violation penalties.
10.20.080	Crosswalks – Safety zones.	Administrative	Remove section	Crosswalks are commonly known nowadays and are included in the duties of the City Traffic Engineer (RMC 10.16.020).
10.20.090	Traffic lanes.	Administrative	Remove section	This is listed in the City Traffic Engineer duties (RMC 10.16.020).
10.24.010	State speed laws applicable – Exceptions.	Administrative Operational	Language revision	Use common terms to make section easier to understand and refer to RCW 46.61.400 since Police uses RCW for enforcement.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.24.015	Establishing and modifying speed limits	Administrative	New section name 'Establishing and modifying speed limits'	Consolidating sections 10.24.020-10.24.040 due to redundant language among the sections and defined process. City Traffic Engineer propose speed limits for City Council approval.
10.24.020	Decreasing state speed limit at intersections.	Administrative	Remove section	Consolidating sections 10.24.020-10.24.040 due to redundant language.
10.24.030	Increasing state speed limit.	Administrative	Remove section	Consolidating sections 10.24.020-10.24.040 due to redundant language.
10.24.040	Decreasing state speed limit.	Administrative	Remove section	Consolidating sections 10.24.020-10.24.040 due to redundant language.
10.24.045	Temporary closure or restriction authorized.	Administrative	Revised text in section name to 'Temporary closure or speed reduction authorized' and language revision	Removal of the word 'restriction' to avoid confusion. Consistent use of ' streets' throughout City documents. 'Highways' will be used for state highways. List special events as one of the conditions for closure.
10.24.047	Procedure for temporary closure or restriction.	Administrative	Language revision	Use common terms to make section easier to understand and removal of the word 'restriction' to avoid confusion. Substituting 'highways/roadways' to' streets' to be consistent throughout City documents.
10.24.050	Posting speed limits.	Administrative	Remove section	Consolidated 10.24.050 and 10.24.055 under 10.24.020. Both are duties of the City Traffic Engineer.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.24.055	Advisory speed limits.	Administrative	Remove section	Consolidated 10.24.050 and 10.24.055 under 10.24.020. Both are duties of the City Traffic Engineer.
10.24.065	School zones.	Administrative	Added rows for NE 122nd Street and 172 Avenue NE	To incorporate Clara Barton Elementary school zones.
10.24.070	Traffic signal timing.	Administrative	Remove section	Authorizing signal timings if described in City Traffic Engineer duties (RMC 10.16.020).
10.25.030	Restrictions on use.	Administrative	Language revision	To change driver to vehicle operator.
10.28.010	Authority to place – Compliance, markers.	Administrative	Remove section	Part A covered in City Traffic Engineer duties (RMC 10.16.020) and Part B relates to Enforcement (A reference to RCW 46.63.060 has been added to RMC 10.12.020.
10.28.020	Restricted turn signs – Authority to place.	Administrative	Language revision	Use common terms to make section easier to understand.
10.32.010	Signs.	Operational	Language revision	Defined process for City Traffic Engineer proposes one-way street for City Council approval.
10.32.020	Driving regulations.	Administrative	Language revision	Substituting 'rotary traffic island' with ' modern roundabout' for a modern term and to use common terms to make section easier to understand

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.32.030	Restricted movement on streets during certain periods.	Administrative	Remove section	RMC 10.32.010 includes it in permanent basis and RMC 12.08 covers in short-term basis.
10.32.040	Schedule.	Administrative	Remove section	RMC 10.32 describing the authority to designate and duty to install signs is sufficient. Schedule not necessary.
10.36.020	Arterial highways designated.	Administrative	Remove section	Street network documented in the TMP.
10.36.030	Stop signs on arterials.	Administrative	Changing text in section name to 'Stop signs on streets' and language revision	To use more commonly used terms to make section easier to understand and consistent use of 'streets'. Stop sign effectiveness should apply the same regardless of street classification.
10.36.040	Other intersections where stop required.	Administrative	Remove section	Stop sign effectiveness should apply the same regardless of street classification and duty/authority described in RMC 10.16.020.
10.36.050	Design of stop signs.	Administrative	Remove section	Included in RMC 10.20.020.
10.40.010	Coasters, roller skates - Use restricted.	Operational	Language revision	Substitute 'coasters' with 'non-motorized skateboards' and delete sentence referring to 'play streets'.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.40.030	Driving through funeral or other procession.	Administrative	Language revision	To consolidate with 10.40.040 and 10.40.050.
10.40.040	Operators in a procession.	Administrative	Remove section	Not applicable to modern times, encourages passing vehicles, and consolidating with 10.40.030.
10.40.050	Funeral processions to be identified.	Administrative	Remove section	Not applicable to modern times and consolidating with 10.40.030.
10.40.070	Vehicles prohibited on sidewalks	Operational	Language revision	To prohibit parking on sidewalk portion of driveways.
10.40.080	Clinging to moving vehicles.	Administrative	Term substitution	Skateboard' may be more commonly understood and removing the use of 'him'. Clarification for bicycles and micromobility devices.
10.40.090	Boarding or alighting from vehicles.	Administrative	Term substitution	To replace 'alight' with 'disembark' consistently throughout RMC Title 10.
10.40.100	Unlawful riding.	Administrative	Language revision	To use more commonly used terms to make section easier to understand.
10.40.105	Inattentive driving.	Administrative	Language revision	Use more commonly used terms to make section easier to understand.
10.40.110	Railroad trains not to block streets.	Administrative	Language revision	To use more commonly used terms to make section easier to understand.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.40.120	Alcoholic beverages in vehicles.	Administrative	Language revision	Substituting 'highways/roadways' to' streets' to be consistent throughout City documents. 'Highways' will be used for state highways. Removing the use of 'his' and to use more commonly used terms to make section easier to understand.
10.40.140	Penalties.	Administrative	Language revision	Delete monetary value and refer to RCW 46.63.110 for amounts/penalties related to traffic infractions.
10.44.020	Crossing streets.	Administrative	Language revision	Emphasis on drivers to stop for pedestrians on crosswalks and exclude shared streets from prohibition of pedestrians to step into a street open to moving traffic between intersections.
10.48.010	Effect of regulations	Administrative	Language revision	Incorporating micromobility devices.
10.48.020	Obedience to traffic control devices.	Administrative	Language revision	Clarification for bicycles and incorporating micromobility devices.
10.48.030	Parking.	Administrative	Language revision	Clarification and incorporating micromobility devices.
10.48.035	Combination sidewalk/bike lanes.	Operational	Language revision	Changing Director of Public Works to City Traffic Engineer for the authority to establish/designate and incorporating micromobility devices.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.52.040	Loading, unloading at angle to curb – Permit required.	Operational	Remove section	This is handled through a ROW use permits.
10.52.050	Curb loading zones designated.	Administrative	Language revision	Add 'City' prior to 'Traffic Engineer'. Substituting 'highways/roadways' to' streets' to be consistent throughout City documents. 'Highways' will be used for state highways. Consolidating with 10.52.060 and 10.52.070.
10.52.060	Standing vehicle in passenger curb loading zone.	Administrative	Remove section	To consolidate with 10.52.050. Language applies to both passenger and freight modes.
10.52.070	Standing vehicle in freight curb loading zone.	Administrative	Remove section	To consolidate with 10.52.050.
10.52.080	Designation of public carrier stands.	Administrative	Change text in section name to 'Designation of bus stops, areas for hire vehicles, or other motor vehicles on public streets' and language revision	Language clarification. Add 'City' before Traffic Engineer for consistency.
10.52.100	Obstructing traffic.	Administrative	Language revision	To include designated bike lanes in the restriction of traffic obstruction.
10.52.135	Authority to establish parking regulations.	Administrative	Language revision	Clarifying regulations established 'upon signs/markings' instead of 'by the Traffic Engineer'. Including ADA parking spaces. Updating item D to provide general language outline authority.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.52.210	Parking restricted.	Administrative	Remove section	No need to call out specific streets with parking restrictions as they are typically marked with No Parking signs.
10.56.010	Certain vehicles on streets restricted.	Administrative	Language revision	Language clarification. Removing term 'horsedrawn vehicle'. Defined process for City Traffic Engineer to propose for City Council approval. Clarification for bicycles and micromobility devices.
10.62.140	Expressive activity special event.	Administrative	Language revision	A.2 - For clarity and removal of 'he or she' terms. A.4.c - Referring to TMP for designation of arterials. A.4.d - Including Fire and substituting term 'employees' by 'personnel'.
10.62.150	Hold harmless.	Administrative	Language revision	To specify code officers (fire, building, zoning and life and safety).
10.76.020	Restrictions.	Administrative	Language revision	To refer to the TMP for authorized truck routes.
10.76.030	Authorized routes.	Administrative	Language revision	Removal of truck route listing to refer to the TMP and adding provision for the prohibition of truck traffic on certain routes.
10.76.040	Truck route signs to be posted.	Operational	Remove section	The City no longer install signs to identify truck routes.
10.76.050	Unlawful acts.	Administrative	Language revision	To refer to the TMP for authorized truck routes.

Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
10.76.060	Penalties for violation.	Administrative	Language revision	Delete monetary value and refer to RCW 46.63.110 for amounts/penalties related to traffic infractions.

Changes throughout document

Substitution - 'highways/roadways' to' streets' to be consistent thorughout City documents. 'Highways' will be used fo
Substitution - 'right-of-way' to' right-of-way' to be consistent thorughtout the document per Definitions section.
Substitutiion - 'driver' to' operator' for consistency.
Removal of terms 'he' or 'she'.
Substitution - 'coasters' with 'skateboards'.
Removal of outdated term 'placard'
Call out 'City Traffic Engineer' consistently throughout document.
Removal of 'business district'
Typos

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07/30/2025	emckee@redmond.gov	Title 12	Enforcement should be updated to reflect current policies using Chapter 1.14.	Language on Section 12.08.070 revised to reflect current policies.
08/24/2025	sjhitch@icloud.com	Title 12 – 12.08.10	12.08.10 You don't seem to address construction as a private use of public right-of-way that should require a public works permit. This seems like a missed opportunity. Contractors frequently close sidewalks, close bike lanes or motor vehicle travel lanes. I also don't really see an exemption for necessary closures for maintenance of the streets or utilities in the streets. Does Public Works need to give itself a permit to clean a sewer manhole? Or repair a traffic sign? What about when Public Works does a pavement overlay and closes the street for that purpose? Does PSE need a permit to trim a tree encroaching on power lines? Does King County need a permit to install a new sewer within public right-of-way in Redmond?	ROW permits are required for any private use of the right of way. Maintenance by city crews is not considered private use of the right of way.
08/27/2025	a.tuff8@gmail.com	Title 12	12.08.010 - in practice it seems like pedestrian impacts are rarely considered when these permits are being issued. 12.09.020 D - there should be a note	12.08.010- No change 12.09.020 D – This comment is addressed in 12.09.030 B which states “Designs shall

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			added that anything placed in the right of way should not impede vehicles or pedestrians. The a-frame advertisements placed in sidewalks are frequently in the way.	have no negative impacts to existing active transportation mobility, access, and safety within the public right of way."

Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Change	Rationale
SUBSTANTIVE CHANGES					
S1	12.08.050	Street Restorations	Substantive	To align with current practices.	Restorations may have to exceed original conditions in order to meet current federal, state, and local mandates.
S2	12.08.066	New Section: Unpermitted Work	Substantive	Adding section to deal with unpermitted work.	Gives authority to PW Director to order improvements to be removed at expense of responsible party.
S3	12.09	New Section Fixed Items in the Right-of-Way	Substantive	Adding section for installation of items in the public ROW	To affirm or authorize the placement of items in the public right-of-way to serve a demonstrated public benefit.
S4	12.13	New Section Emergency Right of Way Use	Substantive	Adding new section to outline procedures for emergency activities within the public right-of-way.	Purpose is to establish procedures for entities to conduct emergency activities in the public right-of-way, ensuring immediate response while maintaining public safety and infrastructure integrity.
S5	12.18	New Section for Electricity and Gas	Substantive	Adding new Section for Electricity and Gas	To establish policy for the use of public ways to construct, operate, and maintain electric and gas facilities.
ADMINISTRATIVE AND OPERATIONAL CHANGES					
1	Title 12	Existing Name: Streets and Sidewalks Proposed Name:	Administrative	Clarifying what Title entails	

Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Change	Rationale
		Streets and Right of Way			
12.06 Complete the Streets					
2	12.06.010	Complete the Streets	Administrative	Clear up language. Include equity, integration with plans and performance accountability.	
3	12.06.030	Implementation	Administrative	Clear up language. Include equity, integration with plans and performance accountability.	
12.08 Street Repair, Improvements, Alterations, and Business Use					
4	12.08.010	Permit Required	Administrative	Clearer concise language. Clarifying activities that require a permit. Rename sidewalk café seating to outdoor dining. Include PW Director's designee.	
5	12.08.020	Application	Operational Administrative	To align with current practice. To include PW Director's designee.	Application is submitted to the City, not the Public Works Director.
6	12.08.030	Existing Section Name: Refusal of Application Proposed Section Name: Application Decision Criteria	Administrative Operational	Renaming section to not focus on refusal of application. To include PW Director's designee. To align with current practice.	

Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Change	Rationale
7	12.08.060	Permit Fees	Administrative Operational	To include PW Director's designee. To capture that we have multiple fees. To follow our current practices	Multiple fees may be collected for a right of way permit. These include the permit fee and may additionally include the extended right of way use fee. Staff does not request estimated cost of proposed street construction, and some fees are calculated based on right of way use.
8	12.08.065	Criteria for suspension, revocation, or modification of permit	Administrative	To include PW Director's designee.	
12.12 Required Improvements for Buildings and Development					
9	12.12.020	Prerequisite for building permit of development permit – Exception	Administrative Operational	Using industry term of concrete rather than cement. Clarifying ownership of City's specifications.	Specifications are the City's specifications not the Public Works Director's.
10	12.12.030	Design and Construction	Administrative	Concise language.	
11	12.12.040	Inspection	Operational	Replaced City Engineer with City Inspector to identify under whose supervision the public improvement the work should be done	Identify that City Inspector rather than City Engineer supervises work, inspects, and approves the installation and forms
12	12.12.060	Cement Concrete Required	Operational	Delete section	All sidewalk construction is required to follow City

Item	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Change	Rationale
					Specifications and Standards which call out for concrete.
13	12.12.070	Exception to RMC 12.12.060	Administrative	Delete section as it pertains to exceptions of above section which is being deleted	
14	12.12.080	Permit required	Operational	Correcting that they shall obtain a permit from the City not City Council. Stating they shall meet current City Specification and Standards.	All sidewalks shall meet current City Specifications and Standards.
15	12.12.090	Existing Section Name: Nuisances Proposed Section Name: Penalty for Violation	Administrative	Clear and concise language. Clarifying that the penalty for violation is per Section 1.01.110.	
12.14 Telecommunications					
16	12.14.075	Single Master Permit	Operational	Clarification between 12.14.075 and 12.14.080.	12.14.080 Master Permit states when a Master Permit is required.
17	12.14.090	Entire City	Administrative	Deleted word Initial, as there is not an initial approval, only an approval. To include PW Director's designee.	
18	12.14.100.L.	Master Permit Application	Administrative	Specifying Public Works Director or their designee.	

Public Comments Matrix

Requests/Feedback for Public Comments on RMC Title 13 Updates

Date	Email	Section	Comment	Staff Person	Response and revision to RMC if applicable
1/2/2026	Anonymous User	13.04.020 Definitions	There does not seem to be a definition of "private wastewater system" or "private sewer." This might or might not be helpful; I leave it to the discretion of Staff.	Lisa R	Private sewer systems (not including side sewers) are not allowed, though there are some remaining older private sewer mains. Based on this no revision made.
1/2/2026	Anonymous User	13.04.120	Is there a convincing reason for needing a "project name" that is different from the project address + reason? Yet one more field to track and fill in affects both contractors and residents AND city staff and technology resources	Rob C	The “project name” is important to have when reviewing an application for a single lot in large development with one common name. Even separate single home applications typically have a project name, so requiring this helps track the permit in the City’s system. No revision made.
1/2/2026	Anonymous User	13.04.270	Lists a very specific solution (backwater wastewater valve). Consider whether you wish to mandate a specific solution or whether to describe the desired remedy (equipment that prevents backflow) and simply say "such as a backwater wastewater valve", which could give flexibility. (I am not enough of an expert to know if that flexibility is desired or not; I defer to Staff opinion.)	Jeff T	A “Backwater Wastewater Valve” is generic enough to give flexibility. There are many brands and they can even be purchased on Amazon. No revision made.
1/2/2026	Anonymous User	13.04.340	"Recreational vehicle storage tanks and other external wastewater tanks may not be discharged into private or public Wastewater Systems within the City." This seems onerous for anyone who owns an RV or camper. Where do you propose these residents take	Lisa R	There are RV dump sites at most campgrounds and RV parks to allow discharge of wastewater tanks. All non-stormwater discharges are specifically prohibited from discharge to storm.

Public Comments Matrix

Requests/Feedback for Public Comments on RMC Title 13 Updates

Date	Email	Section	Comment	Staff Person	Response and revision to RMC if applicable
			these wastes? Is there another option for them? It might be more correct to prohibit discharging wastewater from these sources into stormwater systems.		Removed text prohibiting RVs from discharging into public and private sewers.
1/2/2026	Anonymous User	Stormwater, generally and Wellhead Protection	Anecdotes I have heard imply the costs of projects impacted by current stormwater regulations have gone from (for example) $1 million to $5 million USD. Has the city carefully considered any additional restrictions created by the current edits and whether their benefit is worth any additional costs to businesses and consumers?	Cindy W	Impacts to customers are considered for any changes to code or regulations. The stormwater code in 13.06 has not created new requirements that would be a significant impact to cost; instead, the majority of RMC 13.06 updates are moving stormwater related topics out of RMC 13.04 and placing them in a section dedicated to just stormwater. No revision made.
1/2/2026	Anonymous User	Stormwater, generally	Does this section of code allow for citizens to construct and use responsible systems for rainwater and "gray water"? Examples would be rain barrels for watering gardens and for using washing machine water to irrigate landscaping. Such systems are intended to be contained entirely within the resident's property and should not connect to a stormwater system. These systems are useful for conserving water, which benefits both citizen pocketbooks and the city's water needs.	Cindy W	RMC 13.06 does not address either rainwater or gray water reuse. The Stormwater Technical Notebook Section 5.9.10 addresses Rainwater Harvesting and Greywater Reuse. While both these systems require permitting, rain barrels up to 60-gallon capacity for irrigation purposes are allowed without a permit. Currently there are limitations for both systems such as rainwater harvesting is limited to use for subsurface irrigation, and the City hasn't developed policies for either but will address these in the future. No revision made.

Public Comments Matrix

Requests/Feedback for Public Comments on RMC Title 13 Updates

Date	Email	Section	Comment	Staff Person	Response and revision to RMC if applicable
2/9/2026	r4splanning@dfw.wa.gov	13.06.210	The Hydraulic Code (WAC 220-660) states that any construction or performance of work that will use, divert, obstruct, or change the natural flow or bed of any of the salt or fresh waters of the state will need a Hydraulic Project Approval from WDFW. Common projects include utility crossings near regulated waters, stormwater outfalls and their associated splash pads near regulated waters, water diversions, and some construction dewatering. WDFW recommends that the applicability of the Hydraulic Code and other statutes are generally recognized in the form of a disclaimer at the beginning of Title 13, similar to Section 13.06.210. A general disclaimer may provide clear distinction between city, county, state, and federal authority throughout the entirety of Title 13. See Seattle Municipal Code 22.800.060. WAC 220-660 and RCW 77.55 may also be mentioned more specifically in Section 13.06.240.	Cindy W	To address these first two bullet points, the City has added references to WAC 220-660 and RCW 77.55 to RMC 13.06.240, and has revised the opening paragraph to state: Requirements, approvals and permits pursuant to, and granted under, this subtitle are not waivers of the requirements of any other laws, nor do they indicate compliance with any other laws. Compliance is still required with all applicable federal, state and local laws and regulations, including rules promulgated under authority of this subtitle. The following state statutes and administrative regulations are hereby adopted by this reference, including any future amendments, additions thereto and repeals thereof, are adopted by reference and incorporated herein by this reference as if set forth in full, to the extent necessary to interpret and implement this chapter:
2/9/2026	r4splanning@dfw.wa.gov	13.06.040	WDFW recommends adopting the definition of “watercourse” stated in WAC 220-660-030(154) for clarity. This definition delineates natural, modified, and entirely artificial watercourses.	Tom H	The City uses the term Stream more commonly in the Redmond Municipal Code and Zoning Code. We have added the following definition which includes the term watercourse:

Public Comments Matrix

Requests/Feedback for Public Comments on RMC Title 13 Updates

Date	Email	Section	Comment	Staff Person	Response and revision to RMC if applicable
					"Stream" means those areas where surface waters produce a defined channel or bed. A defined channel or bed is an area which demonstrates clear evidence of the passage of water and includes, but is not limited to, bedrock channels, gravel beds, sand and silt beds, and defined-channel swales. The channel or bed need not contain water year-round. This includes watercourses where there is some component of natural flow (groundwater, spring, etc.) or when an artificial stormwater system is incorporated within a natural stream. A watercourse also includes all surface water connected wetlands that provide or maintain habitat that supports fish. This definition is not meant to include artificially created irrigation ditches, canals, storm, or surface water runoff devices or other entirely artificial watercourses unless they are used by salmonid or created for the purposes of stream mitigation.
2/9/2026	r4splanning@dfw.wa.gov	Title 13	WDFW encourages the City to consider emerging science related to tire-derived contaminants, particularly 6PPD-quinone, as part of this stormwater code update. 6PPD-quinone is a transformation product of a common tire preservative that has been shown to cause rapid mortality in coho	Cindy W	The City has not adopted Ecology's 2024 SWMMWW, but will adopt the manual on or before July 1, 2027 and release an updated 2027 Stormwater Technical Notebook at the same time. 6PPD-quinone will be addressed in the City's 2027

Public Comments Matrix

Requests/Feedback for Public Comments on RMC Title 13 Updates

Date	Email	Section	Comment	Staff Person	Response and revision to RMC if applicable
			salmon exposed to untreated roadway runoff. Ecology's 2024 Stormwater Management Manual for Western Washington addresses tire wear pollutants and related toxic runoff in Volume 1, Chapter 1. Washington's Legislature is also responding to this issue through proposed Senate Bill 6119. Considering 6PPD-q now will help jurisdictions stay aligned with emerging state policy while protecting aquatic resources.		Stormwater Technical Notebook. No revision made at this time
10/7/25	Councilmember Stuart	Title 13	Interested in adding language requiring "water conserving faucets". Is this something the City or State already requires or encourages?	Amanda B.	There are already federal building code requirements for low flow fixtures. Cascade Water Alliance has free giveaways for low flow fixtures and rebates for high efficiency appliances. Changes for even more efficient fixtures would need to be instituted via the Zoning Code.
10/7/25	Councilmember Forsythe	Title 13	Interested in adding language about the use of reclaimed greywater in the City.	Jeff T.	King County, not Redmond, is the purveyor of reclaimed water. The City allows its use in non-Critical Aquifer Recharge Areas (CARA), but it is likely cost prohibitive to extend reclaimed water to these non-CARA areas. Any new installation would likely need to be negotiated and would not fit a standard design approach. No added language proposed at this time.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
SUBSTANTIVE CHANGES					
	13.04 and 13.06	Multiple	Substantive	Added sections	Removed stormwater related code from 13.04 and moved to 13.06 to create separate sections for wastewater and stormwater for readability and clarity. Multiple sections were created in 13.06 for the separation. Section 13.04 is now dedicated to Wastewater and 13.06 dedicated to Stormwater.
	13.04.041	Connection required - When - How made - Warrant to fund	Substantive	Language Revision	Added clarifying language on distance to wastewater system, added language on timing to match policy, added language on storm connection prohibition, increased fee for non-compliance to $1200 to account for inflation since 1992 ordinance.
	13.04.340	Discharge into sanitary sewers restricted	Substantive	Language Revision	Added language requiring King County and City Engineer approval for discharge to reflect current process. Prohibited discharge of RV tanks to City wastewater system
	13.04.420	Special agreements	Substantive	Deleted Section	No longer applicable, City does not make agreements to accept waste of "unusual character" for disposal in public sewer
	13.05.060	Side sewer contractor bonds	Substantive	Language Revision	Changed "Utility Division" to "Development Engineering Division," Increased bond amount from $5,000 to $10,000 to account for inflation since 1994 ordinance

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.12.030	Minimum project size	Substantive	Language Revision	Changed $5,000 to $15,000 to account for inflation since 1988 ordinance.
	13.06.058.3	Conditional discharges	Substantive	Language Revision	Added wash water containing prohibited discharge materials to those not allowed into the stormwater system
	13.06.058.4.	Conditional discharges	Substantive	Added Language	Added external building washdown water for certain structures and structures having PCB-containing materials are not allowed to discharge to the stormwater system, surface waters or groundwater
	13.06.070.C	Disposal of waste from maintenance activities	Substantive	Added Language	Added disposal facility type and necessary receipt of disposal sent to stormwater utility
	13.06.070.D	Disposal of waste from maintenance activities	Substantive	Added Language	Added disposal facility type and necessary receipt of disposal sent to stormwater utility, removed discharge to wastewater, removed discharge to downstream treatment facility.
	13.06.070.E	Disposal of waste from maintenance activities	Substantive	Added Language	Added uncontaminated stormwater from facilities can be returned to the stormwater system with approval. Turbidity of water must be less than 25 NTU.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.07.115	Groundwater protection incentive program for existing infiltration system modifications	Substantive	Deleted Section	Program is no longer relevant. The highest risk sites in the program have either completed risk reduction projects, have been redeveloped, or are likely to be redeveloped within the next 10 years. The remainder of lower risk sites will be inspected under the city's private drainage inspection program.
	13.07.140	Appeals	Substantive	Deleted Language	Removed all text under 13.07.140B. for appeals related to the Groundwater Protection Incentive Program as the program is no longer relevant and has been removed.
	13.08.030	Installation charge	Substantive	Deleted Section	Removed meter size and cost table with fees. Will be addressed in annual utility fee update instead.
	13.08.040	Exempt Meters	Substantive	Language Revision	Creates provision to accurately charge sewer charges only for use of reclaimed water and harvested rainwater. Currently, the code language for exempt meters only pertains to irrigation meters that only charge for water consumption but not sewer.
	13.08.050	Unauthorized connections	Substantive	Language Revision	Updated penalty amount from $500 to $1200 to reflect inflation since 1992 ordinance
	13.15	LATECOMER CONNECTION CHARGE – 180TH AVENUE N.E. SANITARY SEWER IMPROVEMENTS	Substantive	Deleted Chapter	Latecomers from 1983 is no longer applicable and City is not charging fee anymore. Fees out of date, and code requirements are addressed elsewhere in the Code

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.16.010	Definitions	Substantive	Language Revision	Updated text to eliminate Type A hydrant use, updated description of Type C hydrant use. Type A hydrant permits are very infrequently used and only existed because their lower-flows were not accurately measured by previous hydrant meters. This edit recommends eliminating Type A permits and merging them with Type C since new hydrant meters can measure lower flows accurately. Metering this hydrant use more accurately accounts for water consumption and bills customers more accurately based on usage.
	13.16.030	Hydrant use charges	Substantive	Deleted Section	Removed Hydrant use charges table with fees. Will be addressed in annual utility fee update instead.
	13.24	WATER CONSERVATION	Substantive	Deleted Chapter	Deleted outdated chapter from 1916.
	13.34	STREETLIGHTING CHARGES	Substantive	Deleted Chapter	Charges associated with Rose Hill Water District from 1994 are no longer being collected by the City.
ADMINISTRATIVE AND OPERATIONAL CHANGES					
13.02 Water and Sewer Service Funds					
	13.02.010	Fund Created	Administrative	Language Revision	Added language to give authority to create Stormwater Revenue Fund which already exists.
	13.02.020	Separate accounts for funds	Administrative	Language Revision	Removed references to outdated 1951 and 1957 funds
13.03 Definitions					

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.03.020	Redmond service area	Administrative	Language Revision	Added language to better define service area limits.
13.04 Sewage					
	13.04.010	Purpose	Administrative	Language Revision	Updated language for clarity.
	13.04.020	Definitions	Administrative	Language Revision	Updated definitions to change from sewer to wastewater. Removed stormwater related definitions.
	13.04.020	Definitions	Administrative	Language Revision	Revised definition for Hazardous Materials to more closely match definition in Zoning Code
	13.04.020	Definitions	Administrative	Language Revision	Revised definition for "City Engineer" to refer to Title 2.64.030 which will be added with upcoming changes to Title 2. This will say "Where used in this Code, the term City Engineer shall include any representatives (designee or delegate) authorized to act by them in their place.
	13.04.030	Owner to connect to wastewater system	Administrative	Language Revision	Updated language to clarify measurement of distance from property boundary.
	13.04.040	Notice to connect - connection by city	Administrative	Language Revision	Updated language to change sewer to wastewater. Change Health Officer to City Engineer since Health Officer position no longer exists.
	13.04.110	Permit required to install sewers	Administrative	Language Revision	Removed storm references (moved to new section), changed "City Engineer" to "City" relating to permit issuance.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.04.120	Application for permit	Administrative	Language Revision	Removed storm references (moved to new section), updated information on what is required for permit application for clarity.
	13.04.130	Unauthorized connections reported	Administrative	Language Deletion	Removed storm references (moved to new section). Updated language requiring a permit for connection to the City wastewater system for clarity.
	13.04.140	When permit required - open excavations	Operational	Language Revision	Removed storm references (moved to new section)
	13.04.150	Limits of permit	Administrative	Language Revision	Removed storm references (moved to new
	13.04.160	Temporary connections	Administrative	Language Revision	Removed storm references (moved to new section). Updated language requiring recording with King County Recorder's Office
	13.04.170	Term of Permit	Operational	Language Revision	Changed "City Engineer" to "Development Services division of the Planning Department " for responsibility for permit process
	13.04.190	Permit available for review	Operational	Language Revision	Changed "card carried" to "Permit available for review" to reflect current process.
	13.04.200	Inspection procedure	Operational	Language Revision	Updated language to match current process/procedures and timeframes.
	13.04.210	Filling Trenches	Operational	Language Revision	Added text to indicate that City Inspector oversees work.
	13.04.220	Open excavations - Time limits	Administrative	Language Revision	Added language to assign costs for trench backfill and restoration to contractor

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.04.230	Noncompliance with standards - Notice	Administrative	Language Revision	Added City Standard to plans and specifications (correct name of document).
	13.04.240	City repairs - Costs	Administrative	Language Revision	Removed storm reference and replaced "Health Officer" with "Public Works Director". Clarified cost responsibility for shared side sewers.
	13.04.250	Costs of installation borne by owner	Administrative	Language Revision	Changed "Public Works Director" to "City Engineer" to be consistent with previous sections.
	13.04.260	Use of existing sewers	Operational	Language Revision	Updated language to match Water and Wastewater Design Requirements. Clarified Director authority on shared side sewers.
	13.04.270	Backup remedies	Operational	Language Revision	Added language to match Water and Wastewater Design Requirements, also referenced Redmond Plumbing Code
	13.04.280	Position of sewers - size of pipe	Administrative	Language Revision	Added minor language for clarification and referenced WAC for reference on abandonment of septic systems.
	13.04.290	Laying sewers on another's property	Operational	Language Revision	Specified easement width, replaced "King County Auditor" with "King County Recorder's Office". Clarified repair and maintenance responsibilities for shared side sewers.
	13.04.330	Restoring property required	Administrative	Language Revision	Removed drainage reference, Clarified restoration standard
	13.04.370	Interceptors required – When	Operational	Language Revision	Added language regarding required inspection per current process.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.04.40	Manholes	Administrative	Language Revision	Clarified Manholes to be Private Sampling Manholes
	13.04.440	Planting near sewers	Administrative	Language Revision	Added language to match Water and Wastewater Design Requirements, added text to clarify/define tree planting location and distance restrictions, changed "public street" to "right-of-way", eliminated drain reference and changed "City Treasurer" to "City" for payment. This section will be coordinated with proposed Tree Code update.
	13.04.450	Testing waste	Administrative	Language Revision	Changed "sewage" to "wastewater"
	13.04.480	Penalty for violation	Administrative	Language Revision	Removed references to Mayor and designee.
	13.04.440	Planting near sewers	Administrative	Language Revision	Added language to match Water and Wastewater Design Requirements, added text to clarify/define tree planting location and distance restrictions, changed "public street" to "right-of-way", eliminated drain reference and changed "City Treasurer" to "City".
13.05 Side Sewer Contractor Roster					
	13.05.020	Side sewer contractor roster	Operational	Language Revision	Changed "Utility" to "Development Engineering"., "Public Works" to "Planning" to indicate ownership of roster
	13.05.040	Application	Operational	Language Revision	Changed "Utility" to "Development Engineering"., "Public Works" to "Planning" to indicate ownership of roster

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.05.060	Side sewer contractor bonds	Operational	Language Revision	Changed "Utility Division" to "Development Engineering Division," Increased bond amount from $5,000 to $10,000 to reflect more current cost for side sewer installation
13.06 Storm Water Management Code					
	13.06.040	Definitions	Administrative	Language Revision	Updated definitions and revised language for clarity.
	13.06.040	Definitions	Operational	Added item to list	Added "City Engineer" to definitions
	13.06.040	Definitions	Administrative	Added item to list	Added "Downspout" to definitions
	13.06.040	Definitions	Administrative	Added item to list	Added "Drain" to definitions
	13.06.040	Definitions	Administrative	Added item to list	Added "House drain" to definitions
	13.06.040	Definitions	Administrative	Language Revision	Revised definition for Hazardous Materials to more closely match definition in Zoning Code
	13.06.040	Definitions	Administrative	Language Revision	Modified definition of "Minimum Maintenance Standards" to include more detail
	13.06.040	Definitions	Administrative	Added item to list	Added "Natural outlet" to definitions
	13.06.040	Definitions	Administrative	Added item to list	Added "stormwater pipe" to definitions
	13.06.040	Definitions	Administrative	Language Revision	Changed "stormwater pollution prevention plan" definition to align more closely with Ecology's definition
	13.06.040	Definitions	Administrative	Added item to list	Added "Watercourse" to definitions
	13.06.041	Owner to connect to stormwater system	Administrative	Added section	Added this section from 13.04, which references stormwater, to the stormwater chapter 13.06.
	13.06.045	Connection Required	Administrative	Added section	Added this section from 13.04, which references stormwater, to the stormwater chapter 13.06.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.06.046	Permit required to install stormwater connection	Administrative	Added section	Added this section from 13.04, which references stormwater, to the stormwater chapter 13.06. Items A-J add language similar to 13.04
	13.06.047	Construction inspection procedure	Administrative	Added section	Added this section from 13.04, which references stormwater, to the stormwater chapter 13.06. Items A-D add language similar to 13.04
	13.06.048	Noncompliance with standards – Notice	Administrative	Added section	Added this section from 13.04, which references stormwater, to the stormwater chapter 13.06. Items A-C add language similar to 13.04
	13.06.049	Stormwater system – Construction standards	Administrative	Added section	Added this section from 13.04, which references stormwater, to the stormwater chapter 13.06. Items A-G add language similar to 13.04
	13.06.051	Damaging public property prohibited	Administrative	Added section	Added this section from 13.04, which references stormwater, to the stormwater chapter 13.06.
	13.06.054	Prohibited discharges	Operational	Added language	Added items to list of prohibited discharges and added text to clarify/define types of pollutants to reflect current practice
	13.06.058	Conditional discharges	Administrative	Language Revision	Updated language for clarity.
	13.06.062	Allowable discharges	Administrative	Language Revision	Changed "nuisance water" to "clear uncontaminated water". Updated language for clarity.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.06.068	Maintenance requirements	Administrative	Language Revision	Added more detail for maintenance guidance referring to operation and maintenance manual.
	13.06.070	Disposal of waste from maintenance activities	Operational	Language Revision	Added reference to WAC to clarify current processes. Updated descriptions of disposal processes.
	13.06.090	Inspection requirements	Administrative	Language Revision	Updated language for clarity. Changed "maintenance manual" to "operation and maintenance manual"
	13.06.100	Inspection and abatement authority	Administrative	Language Revision	Added "abatement" to title to clarify authority
	13.06.110	Inspection procedures - Private stormwater facilities	Administrative	Added language	Added "environment" to imminent hazards in item C and clarified "emergency" conditions in item D. Added new item G to describe parties with the right to enter properties consistent with Department of Ecology rights..
	13.06.115	Stormwater system access procedures – Public stormwater facilities	Operational	Language Revision	Specified these provisions apply to public stormwater facilities that need to be accessed or maintained on private property. Added language addressing the City's ability to access public stormwater facilities on any and all premises
	13.06.140	Inspection and maintenance records	Administrative	Language Revision	Added "operation and" to "Maintenance manual" for clarity
	13.06.171	Engineer's rules	Administrative	Added section	Section added to allow for amendments of rules and regulations as needed.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.06.172	Violator liable for expenses	Administrative	Added section	Added section to describe violators of provision of this chapter are liable for any expense, loss or damage to the City.
	13.06.180	Penalty for violations	Operational	Language Revision	Added the cost incurred by the City for correction or repair to private stormwater systems will be charged to the property owner to reflect current practice.
	13.06.240	State statutes and regulations adopted by reference	Administrative	Language Revision	Updated title of applicable RCWs and WACs referenced in 13.06. RCW and WAC titles were changed by the State.
13.07 Wellhead Protection					
	13.07.020	Authority	Administrative	Language Revision	Updated titles of applicable RCWs and WACs under which RMC 13.07 is authorized.
	13.07.030	Definitions	Operational	Language Revision	Revised definition for "Public Works Director" to refer to Title 2.64.030 which will be added with upcoming changes to Title 2. This will say "Where used in this Code, the term Public Works Director shall include any representatives (designee or delegate) authorized to act by them in their place.
	13.07.040	Scope and applicability	Administrative	Language Revision	Revised definition of Critical Aquifer Recharge Area II to reflect correct time limits
	13.07.100	Performance standards	Administrative	Language Revision	Updated language to reference requirements for well abandonment to WAC

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.07.120	Reporting of hazardous substances releases and completion of cleanup	Administrative	Language Revision	Updated reference to applicable United States Code Chapter.
	13.07.240	State statutes and regulations adopted by reference	Administrative	Language Revision	Updated title of applicable RCWs referenced in 13.07. RCW titles were changed by the State.
13.08 Installing and Connecting Water Service					
	13.08.010	Application for service	Administrative	Language Revision	Changed "Utility Division" to "Development Engineering Division" to reflect permitting responsibility
	13.08.015	Meters required	Administrative	Language Revision	Added text regarding detached ADUs, irrigation meters, detached non-livable space for clarity.
	13.08.020	Meters city property	Administrative	Language Revision	Added text to define responsibilities of non-City owned property.
	13.08.032	Full service installations	Operational	Added text	Updated text for clarity regarding middle housing developments to reflect current practice
	13.08.040	Exempt Meters	Administrative	Added text	Added text to clarify when exempt water meters can be used for irrigation and maintenance of privately owned meters.
	13.08.060	Fire sprinkler system connections	Operational	Language Revision	Changed "Utility Division of the Public Works" to "Development Engineering Division of the Planning" for drawing approval.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
13.10 Cross-Connection and Backflow Prevention					
	13.10.010	Definitions	Administrative	Language Revision	Changed "Department of Social and Health Services" to "Department of Health" per changes by the State. Added "reclaimed water supply system" to list of connections.
	13.10.030	Backflow prevention devices to be installed	Administrative	Language Revision	Updated "Director of Public Works" to "Public Works Director".
	13.10.040	Adoption of State Regulations	Administrative	Language Revision	Updated WAC references – previous WACs listed were no longer valid
	13.10.050	Abatement of unlawful cross-connections and installation of backflow prevention devices – procedures	Operational	Added text	Added language to state that the City may discontinue water service or consider action on a business license to abate unlawful cross connections that may contaminate the public water supply.
13.11 Water and Sewer Connection Charges					
	13.11.036	Loan program for additional connection charge	Administrative	Language Revision	Changed "Metro" to current name "King County Wastewater Treatment Division"
13.12 Reimbursement Agreements for Utility Improvements					
	13.12.010	Purpose	Administrative	Added text	Added language to more clearly explain purpose of Utility Reimbursement Agreements

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.12.020	Definitions	Administrative	Language Revision	Revised definition for "Public Works Director" to refer to Title 2.64.030 which will be added with upcoming changes to Title 2. This will say "Where used in this Code, the term Public Works Director shall include any representatives (designee or delegate) authorized to act by them in their place.
	13.12.030	Minimum project size	Administrative	Increased minimum project cost	Changed $5,000 to $15,000 to reflect increased project costs since 1988 ordinance
	13.12.040	Application	Administrative	Language Revision	Changed "mylar" to "sheet" to reflect current requirements.
	13.12.080	Determination of reimbursement area boundary and reimbursement fee	Administrative	Language Revision	Clarified that properties "upstream" of utility improvements are not eligible for inclusion in the reimbursement
	13.12.090	Reimbursement agreement must be recorded	Administrative	Language Revision	Changed "office of the King County department of records and elections" to "King County Recorder's Office".
	13.12.110	Construction and acceptance of improvements - Recording of final fees	Administrative	Language Revision	Changed "County Auditor" to "King County Recorders Office".
13.17 Utility Accounts					
	13.17.060	Partial payments	Administrative	Language Revision	Changed "Metro" to current name "King County Wastewater Treatment Division"
13.18 Storm Water Management Utility					

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.18.010	Stormwater management utility created – Responsibilities	Administrative	Language Revision	Replace "comprehensive drainage and storm sewer plan" with "Stormwater and Surface Water System Plan" to reflect current term
	13.18.020	Administrator of utility	Administrative	Language Revision	Removed outdated term "ex officio".
	13.18.030	Ownership of city stormwater facilities and assets	Administrative	Language Revision	Updated language to clarify utility ownership as recommended by City Attorney
	13.18.030	Ownership of city stormwater facilities and assets	Administrative	Language Revision	Changed "stormwater drainage construction fund" to "Stormwater Capital Improvement Fund", to increase accuracy of the type, to more closely match the name used by Finance, and to match RMC 13.20.050
	13.18.040	Rates and charges – Definitions	Administrative	Language Revision	Clarified definition in Item E by replacing "a single-family" with "one single-family".
	13.18.060.A	Rate adjustment	Operational	Language Revision	Added sentence stating that projects are not eligible for rate adjustments when the project is served by public regional facilities, for clarity and alignment with current billing practice
	13.18.060.C	Rate adjustment	Administrative	Language Revision	Clarified the percentage that represents "full infiltration"
	13.18.060.C	Rate adjustment	Administrative	Language Revision	Added "minimum" to "2001 Standard", for clarity and alignment with current billing practice

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.18.070	Authority to promulgate rules	Administrative	Language Revision	Replaced "administrator of the utility" to "Finance Director"
13.20 Stormwater Drainage Capital Facilities Charges					
	13.20.020.A	Definitions	Administrative	Added text	Added definition of "created impervious units" for clarity
	13.20.020.B	Definitions	Administrative	Added text	Added "construction or replacement of any" to sentence for clarity
	13.20.020.C	Definitions	Administrative	Added text	Added "impervious surface areas" to text and added examples of surfaces considered impervious for the purpose of capital facilities charges
	13.20.020.E	Definitions	Administrative	Language Revision	Changed name of map and updated the name of its source to Stormwater Technical Notebook
	13.20.030	Stormwater capital facilities charges imposed	Administrative	Language Revision	Added "citywide and" to list of stormwater capital facilities charges that public capital projects are required to pay for clarity and to match current policy
	13.20.040	Citywide stormwater capital facilities charge	Administrative	Language Revision	Reworded paragraph with some additions and removals of words for clarity and readability.
	13.20.040	Citywide stormwater capital facilities charge	Administrative	Language Revision	Removed the cost of each impervious unit and replaced it with the cost available in the current fee schedule. The CFCs are reassessed every two years so removing the cost reduces the number of code updates.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.20.045	Downtown sub-basin stormwater capital facilities charge	Administrative	Language Revision	Added "City's" to "regional stormwater system" for clarity
	13.20.045	Downtown sub-basin stormwater capital facilities charge	Administrative	Language Revision	Added sentence stating the Downtown sub-basin boundary is not identical to the Downtown zone boundary for clarity. Updated south boundary description from "railroad corridor" to "Redmond Central Connector".
	13.20.045.A	Downtown sub-basin stormwater capital facilities charge	Administrative	Language Revision	Added text describing an exception for facilities noted in new sub-section (13.20.045.B).
	13.20.045.B	Downtown sub-basin stormwater capital facilities charge	Administrative	Language Revision	Replaced "managed" with "fully infiltrated" for clarity in the efficacy of infiltration required for the credit.
	13.20.045.C	Downtown sub-basin stormwater capital facilities charge	Administrative	Language Revision	Removed the actual cost per each impervious unit to avoid updating with every cost increase. Add that fees are available in the current fee schedule.
	13.20.047	Overlake sub-basin stormwater capital facilities charge	Administrative	Language Revision	Added sentence stating the Overlake sub-basin boundary is not identical to the Overlake Village zone boundary for clarity. Updated name of the Stormwater Technical Notebook.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.20.047.A	Overlake sub-basin stormwater capital facilities charge	Administrative	Added text	Added items to list to clarify the required onsite stormwater facilities required and the level of water quality the regional facilities provide. Added "City's" to "regional system" for clarity.
	13.20.047.B	Overlake sub-basin stormwater capital facilities charge	Administrative	Language Revision	Replaced "managed" with "fully infiltrated" for clarity in the efficacy of infiltration required for the credit.
	13.20.047.B	Overlake sub-basin stormwater capital facilities charge	Administrative	Language Revision	Removed the cost of each impervious unit and replaced it with the cost available in the current fee schedule. The CFCs are reassessed every two years so removing the cost reduces the number of code updates.
	13.20.080	Recording payments	Operational	Language Revision	Changed title from "Recording payments" to "Tracking payments", to accurately reflect the City's practice and process
	13.20.080	Recording payments	Operational		Updated and added text to reflect the following: The City tracks payments of the fees, nothing is recorded by the County, provide clarity to process, and the owner/applicant provides documentation of prior payments
	13.20.100	Additional requirements for development	Administrative	Language Revision	Updated text for the following: remove pronouns, identify the source of the city standards, clarify the type of systems the owners must install, identify that other requirements may apply and are in RMC 15.24.080

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
13.29 Water Use Restrictions					
	13.29.010	Purpose	Administrative	Language Revision	Removed text "of the citizens of the City".
13.36 Utility Extensions Outside City Limits					
	13.36.020	Conditions for extension of service	Administrative	Language Revision	Updated text from "King County recorder" to "King County Recorder's Office". Changed Study Area to the City's potential annexation area for clarity.
	13.36.030	Application	Administrative	Language Revision	Added text "or outside the Novelty Hill Service Area" to clarify area for which this section applies, changed "mylar" to "sheet". Changed Study Area to the City's potential annexation area for clarity.
13.38 Administrative and Processing Services – Cost Recoupment					
	13.38.020	Construction drawing review project processing fee	Administrative	Language Revision	Changed "flat fee" to "base fee" to match permitting system.
	13.38.040	Engineering report review deposit	Operational	Language Revision	Updated section title from "fee" to "deposit" to reflect current practice, added text to clarify purpose of deposit, included "third party consultant" hours to basis of deposit amount estimate.
	13.38.040	Engineering report review deposit	Administrative	Language Revision	Updated text to simplify deposit calculation estimate, additional payments, and payment refunds.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	13.38.045	Hydraulic model computer analysis fee deposit	Operational	Language Revision	Updated section title to include model computer and from "fee" to "deposit", added text to describe deposit calculation estimate, additional payments, and payment refunds to reflect current process.

Substantive change alters legal meaning, obligations, or scope of the code and are significant enough that they warrant closer review by the Council and Public
Administrative change clarifies or corrects language, references, or structure without changing intent, process, or legal effect.
Operational change adjusts how the code is implemented or enforced to reflect current procedures or workflows.

Minor changes throughout document

Changed to gender neutral terms he/she, his/her, them
Replace outdated term "City Treasurer" with "City Finance Director"
Changed "Storm Water" to "Stormwater" to reflect currently accepted spelling
Changed "Sanitary Sewer" and Sewage" to "Wastewater" to reflect current term when referring to the system.
Made references to Public Works Director consistent and removed specific references to designee
Renumbering of sections and subsections
Capitalizations, example "public works director" to "Public Works Director"
Revised chapter titles and section headings as needed to be consistent with code sections
Updated language for clarity, changed "which" to "that" where applicable.
Updated language for clarity, changed "shall" to "must" where applicable.
Corrected spelling and grammar

Public Comments Matrix

Requests/Feedback for Public Comments on RMC Title 15 Updates

Date	Email	Section	Comment	Staff Person	Response and revision to RMC if applicable
1/2/2026	Anonymous User	15.04.020 Definitions	Regarding Redmond Municipal Code Title 15 Buildings and Construction 15.04.020 Definitions - Do we really want to open the door of the definition of "historic structure" to both actual and "possible" structures? This could slow and hamper development and other efforts.	Rob C	The definition of Historic Structure in Title 15 is consistent with, and a subset of, the Historic Property definition in the Redmond Zoning Code. No revision made.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
SUBSTANTIVE CHANGES					
	15.24.050	Activities requiring permits	Substantive	Language Revision	Changed length of cumulation of thresholds. Cumulation of thresholds are intended to capture multiple smaller projects done at different times but on the same site to prevent applicants splitting up large projects into smaller ones that have fewer requirements (like stormwater management) than a single large project. Considering length of design, permitting, and construction, a greater length of time is needed to capture more than a single small project
	15.24.050	Activities requiring permits	Substantive	Language Revision	Identified the source for assessed value of property/improvements shall be from the King County Tax Assessor's website.
	15.24.091	Conflicts	Substantive	Added new section	Added new section to give authority to the Director to determine which code will be followed if conflicts within codes occur.
ADMINISTRATIVE AND OPERATIONALCHANGES					
15.02 Accessory Improvements					
	15.02.010	Compliance with city standards	Administrative	Language Revision	Replaced "sanitary sewer" with "wastewater" to be in alignment with current naming practice
	15.02.040	Plan approval required	Administrative	Language Revision	Deleted references to Director's "designees" to clarify authority.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	15.02.060	Enforcement/ penalty for violation	Administrative	Language Revision	Deleted references to Director's "designees" to clarify authority.
15.04 Flood Control					
	15.04.020	Definitions	Administrative	Language Revision	Updated various definitions for clarity and to more closely match those in Zoning Code.
	15.04.020	Definitions	Administrative	Language Revision	Removed definition for "area of special flood hazard" and replaced it with "Special Flood Hazard Area" to reflect current term.
	15.04.020	Definitions	Administrative	Language Revision	Added definition for "Public Works Director" to refer to Title 2.64.030 which will be added with upcoming changes to Title 2. This will say "Where used in this Code, the term Public Works Director shall include any representatives (designee or delegate) authorized to act by them in their place.
	15.04.020	Definitions	Administrative	Language Revision	Updated definition of "Historic structure" and clarified the list of sources from which a structure's inclusion will be determined.
	15.04.030	Lands to which this chapter applies	Administrative	Language Revision	Substituted "Special Flood Hazard Area" to reflect current term
	15.04.040	Basis for establishing Special Flood Hazard Areas	Administrative	Language Revision	Substituted "Special Flood Hazard Area" to reflect current term

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	15.04.045	Compliance with state Flood Control Zone Permit Program required – Administration by city.	Administrative	Language Revision	Removed outdated reference to hydraulics map which is no longer a map that is maintained by the City.
Chapter 15.22 MOVING BUILDINGS					
	15.22.040	Applicability	Administrative	Language Revision	Deleted references to Director's "designees" to clarify authority.
	15.22.070	Permits – Deposits and fees	Administrative	Language Revision	Deleted references to Director's "designees" to clarify authority.
Chapter 15.24 CLEARING, GRADING, AND STORMWATER MANAGEMENT					
	15.24.020.A	Design, construction and maintenance – General requirements	Administrative	Language Revision	Added text to clarify the version of reference material.
	15.24.030	Director	Administrative	Language Revision	Revised definition for "Public Works Director" to refer to Title 2.64.030 which will be added with upcoming changes to Title 2. This will say "Where used in this Code, the term Public Works Director shall include any representatives (designee or delegate) authorized to act by them in their place.
	15.24.040	Issuance of permits	Administrative	Language Revision	Updated "Public Works Director" to "Director", deleted references to Director's "designee" to clarify authority.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	15.24.050.J	Activities requiring permits	Operational	Language Revision	Clarified that maintenance of privately owned stormwater facilities does not require a permit
	15.24.050.K	Activities requiring permits	Administrative	Language Revision	Added that removal of water from privately owned stormwater facilities prior to maintenance/repair requires a permit to ensure adequate and proper disposal of the water. Added item is in alignment with and supports RMC 13.06.070.D.
	15.24.055.A	Activities that do not require a clearing, grading, and stormwater permit	Administrative	Language Revision	Clarified which permits are not required under this section.
	15.24.055.C	Activities that do not require a clearing, grading, and stormwater permit	Administrative	Language Revision	Added that the listed activities are not an exempt practice if they are part of new development or redevelopment projects to prevent owners from claiming exempt practice for portions of a project in order to avoid costs for other requirements such as stormwater management
	15.24.055.C.3	Activities that do not require a clearing, grading, and stormwater permit	Administrative	Language Revision	Added clarification that this vegetation maintenance is associated with road right-of-way (such as planter strips) only.

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	15.24.055.C.3	Activities that do not require a clearing, grading, and stormwater permit	Operational	Language Revision	Added paragraph to include maintenance of public vegetated areas, such as parks or other public facilities, as an exempt practice. Also provided guidelines for classifying artificial turf removal and replacements an exempt practice; to clarify stormwater requirements for public maintenance practice
	15.24.055.C.4	Activities that do not require a clearing, grading, and stormwater permit	Administrative	Language Revision	Added text to provide examples of utility projects applicable to item 4.
	15.24.060.A	Activities that do not require a clearing, grading, and stormwater permit	Administrative	Language Revision	Clarified which activities may be reviewed under the umbrella of a larger permit
	15.24.060.B	Classification of clearing, grading and storm water management construction activities	Operational	Language Revision	Updated "Director" to "Director of Planning and Community Development" to clarify responsible for permit process

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	15.24.060.C	Classification of clearing, grading and storm water management construction activities	Operational	Language Revision	Updated "Director" to "Director of Planning and Community Development" to clarify responsible for permit process
	15.24.060.D	Classification of clearing, grading and storm water management construction activities	Administrative	Language Revision	Updated terminology for clarity, added types of permits applicable to the various projects, changed "Development Services Division" to Public Works Right of Way Group" for Right-of-Way projects.
	15.24.082	Topographic change (cut and fill) limits	Administrative	Language Revision	Updated text for clarity. Changed "cut" to "permanent cut", to differentiate from cuts that can occur during temporary construction work.
	15.24.170	Penalties	Administrative	Language Revision	Added text to give authority to the Director to stop work, revised text describing investigation fee to match other sections of Title 15.
Chapter 15.30 CONSTRUCTION AND DEMOLITION DEBRIS RECYCLING AND REUSE					

	Current Municipal Code Section	Section Name	Type of Change	Nature of Proposed Changes	Rationale
	15.30.010	Definitions	Administrative	Language Revision	Revised definition for "Public Works Director" to refer to Title 2.64.030 which will be added with upcoming changes to Title 2. This will say "Where used in this Code, the term Public Works Director shall include any representatives (designee or delegate) authorized to act by them in their place.

Substantive change alters legal meaning, obligations, or scope of the code and are significant enough that they warrant closer review by the Council and Public
Administrative change clarifies or corrects language, references, or structure without changing intent, process, or legal effect.
Operational change adjusts how the code is implemented or enforced to reflect current procedures or workflows.

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Revised chapter titles and section headings as needed to be consistent with code sections
Capitalizations, example "director" to "Director"
Corrected spelling and grammar

RCW 46.63.220 Automated traffic safety cameras—City or county may authorize use—Local legislative authority analysis—Traffic ordinances—Annual reports—Signage—Images—Notice of infraction—Compensation for equipment—Revenue. (1) Nothing in this section prohibits a law enforcement officer from issuing a notice of traffic infraction to a person in control of a vehicle at the time a violation occurs under RCW 46.63.030(1) (a), (b), or (c).

(2) Any city or county may authorize the use of automated traffic safety cameras and must adopt an ordinance authorizing such use through its local legislative authority.

(3) The local legislative authority must prepare an analysis of the locations within the jurisdiction where automated traffic safety cameras are proposed to be located before adding traffic safety cameras to a new location or relocating any existing camera to a new location within the jurisdiction. The analysis must include equity considerations including the impact of the camera placement on livability, accessibility, economics, education, and environmental health when identifying where to locate an automated traffic safety camera. The analysis must also show a demonstrated need for traffic cameras based on one or more of the following in the vicinity of the proposed camera location: Travel by vulnerable road users, evidence of vehicles speeding, rates of collision, reports showing near collisions, and anticipated or actual ineffectiveness or infeasibility of other mitigation measures.

(4) Automated traffic safety cameras may not be used on an on-ramp to a limited access facility as defined in RCW 47.52.010.

(5) A city may use automated traffic safety cameras to enforce traffic ordinances in this section on state highways that are also classified as city streets under chapter 47.24 RCW. A city government must notify the department of transportation when it installs an automated traffic safety camera to enforce traffic ordinances as authorized in this subsection.

(6)(a) At a minimum, a local ordinance adopted pursuant to this section must contain the restrictions described in this section and provisions for public notice and signage. Cities and counties must also post such restrictions and other automated traffic safety camera policies on the city's or county's website. Cities and counties using automated traffic safety cameras before July 24, 2005, are subject to the restrictions described in this section, but are not required to adopt an authorizing ordinance.

(b)(i) Cities and counties using automated traffic safety cameras must post an annual report on the city's or county's website of the number of traffic crashes that occurred at each location where an automated traffic safety camera is located, as well as the number of notices of infraction issued for each camera. Beginning January 1, 2026, the annual report must include the percentage of revenues received from fines issued from automated traffic safety camera infractions that were used to pay for the costs of the automated traffic safety camera program and must describe the uses of revenues that exceeded the costs of operation and administration of the automated traffic safety camera program by the city or county.

(ii) The Washington traffic safety commission must provide an annual report to the transportation committees of the legislature, and post the report to its website for public access, beginning July 1, 2026, that includes aggregated information on the use of automated traffic safety cameras in the state that includes an assessment of the

impact of their use, information required in city and county annual reports under (b)(i) of this subsection, and information on the number of automated traffic safety cameras in use by type and location, with an analysis of camera placement in the context of area demographics and household incomes. To the extent practicable, the commission must also provide in its annual report the number of traffic accidents, speeding violations, single vehicle accidents, pedestrian accidents, and driving under the influence violations that occurred at each location where an automated traffic safety camera is located in the five years before each camera's authorization and after each camera's authorization. Cities and counties using automated traffic safety cameras must provide the commission with the data it requests for the report required under this subsection in a form and manner specified by the commission.

(7) All locations where an automated traffic safety camera is used on roadways or intersections must be clearly marked by placing signs at least 30 days prior to activation of the camera in locations that clearly indicate to a driver either that: (a) The driver is within an area where automated traffic safety cameras are authorized; or (b) the driver is entering an area where violations are enforced by an automated traffic safety camera. The signs must be readily visible to a driver approaching an automated traffic safety camera. Signs placed in automated traffic safety camera locations after June 7, 2012, must follow the specifications and guidelines under the manual of uniform traffic control devices for streets and highways as adopted by the department of transportation under chapter 47.36 RCW. All public transportation vehicles utilizing a vehicle-mounted system must post a sign on the rear of the vehicle indicating to drivers that the vehicle is equipped with an automated traffic safety camera to enforce bus stop zone violations.

(8) Automated traffic safety cameras may only record images of the vehicle and vehicle license plate and only while an infraction is occurring. The image must not reveal the face of the driver or of passengers in the vehicle. The primary purpose of camera placement is to record images of the vehicle and vehicle license plate when an infraction is occurring. Cities and counties must consider installing automated traffic safety cameras in a manner that minimizes the impact of camera flash on drivers.

(9) A notice of infraction must be mailed to the registered owner of the vehicle within 14 days of the violation, or to the renter of a vehicle within 14 days of establishing the renter's name and address under subsection (17) of this section. The notice of infraction must include with it a certificate or facsimile thereof, based upon inspection of photographs, microphotographs, or electronic images produced by an automated traffic safety camera, stating the facts supporting the notice of infraction. This certificate or facsimile is prima facie evidence of the facts contained in it and is admissible in a proceeding charging a violation under this chapter. The photographs, microphotographs, or electronic images evidencing the violation must be available for inspection and admission into evidence in a proceeding to adjudicate the liability for the infraction. A person receiving a notice of infraction based on evidence detected by an automated traffic safety camera may respond to the notice by mail.

(10) The registered owner of a vehicle is responsible for an infraction under RCW 46.63.030(1)(d) unless the registered owner overcomes the presumption in RCW 46.63.075, or, in the case of a rental car business, satisfies the conditions under subsection (17) of

this section. If appropriate under the circumstances, a renter identified under subsection (17)(a) of this section is responsible for an infraction.

(11) Notwithstanding any other provision of law, all photographs, microphotographs, or electronic images, or any other personally identifying data prepared under this section are for the exclusive use of authorized city or county employees, as specified in RCW 46.63.030(1)(d), in the discharge of duties under this section and are not open to the public and may not be used in a court in a pending action or proceeding unless the action or proceeding relates to a violation under this section. No photograph, microphotograph, or electronic image, or any other personally identifying data may be used for any purpose other than enforcement of violations under this section nor retained longer than necessary to enforce this section. Transit authorities must provide to the appropriate local jurisdiction that has authorized traffic safety camera use under RCW 46.63.260(2) any images or evidence collected establishing that a violation of stopping, standing, or parking in a bus stop zone has occurred for infraction processing purposes consistent with this section.

(12) If a county or city has established an automated traffic safety camera program as authorized under this section, the compensation paid to the manufacturer or vendor of the equipment used must be based only upon the value of the equipment and services provided or rendered in support of the system and may not be based upon a portion of the fine or civil penalty imposed or the revenue generated by the equipment. If the contract between the city or county and manufacturer or vendor of the equipment does not provide for performance or quality control measures regarding camera images, the city or county must perform a performance audit of the manufacturer or vendor of the equipment every three years to review and ensure that images produced from automated traffic safety cameras are sufficient for evidentiary purposes as described in subsection (9) of this section.

(13)(a) Except as provided in (d) of this subsection, a county or a city may only use revenue generated by an automated traffic safety camera program as authorized under this section for:

(i) Traffic safety activities related to construction and preservation projects and maintenance and operations purposes including, but not limited to, projects designed to implement the complete streets approach as defined in RCW 47.04.010, changes in physical infrastructure to reduce speeds through road design, and changes to improve safety for active transportation users, including improvements to access and safety for road users with mobility, sight, or other disabilities; and

(ii) The cost to administer, install, operate, and maintain the automated traffic safety cameras, including the cost of processing infractions.

(b) Except as provided in (d) of this subsection:

(i) The automated traffic safety camera program revenue used by a county or city with a population of 10,000 or more for purposes described in (a)(i) of this subsection must include the use of revenue in census tracts of the city or county that have household incomes in the lowest quartile determined by the most currently available census data and areas that experience rates of injury crashes that are above average for the city or county. Funding contributed from traffic safety program revenue must be, at a minimum, proportionate to the share of the population of the county or city who are residents of

these low-income communities and communities experiencing high injury crash rates. This share must be directed to investments that provide direct and meaningful traffic safety benefits to these communities. Revenue used to administer, install, operate, and maintain automated traffic safety cameras, including the cost of processing infractions, are excluded from determination of the proportionate share of revenues under this subsection (13)(b); and

(ii) The automated traffic safety camera program revenue used by a city or county with a population under 10,000 for traffic safety activities under (a)(i) of this subsection must be informed by the department of health's environmental health disparities map.

(c) Except as provided in (d) of this subsection, beginning four years after an automated traffic safety camera authorized under this section is initially placed and in use after June 6, 2024, 25 percent of the noninterest money received for infractions issued by such cameras in excess of the cost to administer, install, operate, and maintain the cameras, including the cost of processing infractions, must be deposited into the Cooper Jones active transportation safety account created in RCW 46.68.480.

(d)(i)(A) Jurisdictions with an automated traffic safety camera program in effect before January 1, 2024, may continue to allocate revenue generated from automated traffic safety cameras authorized under RCW 46.63.230 and 46.63.250(2)(c) as determined by the jurisdiction, as well as for the purposes established in (a) through (c) of this subsection, by:

(I) Up to a 10 percent increase in the number of traffic safety camera locations authorized to detect violations for automated traffic safety cameras authorized under RCW 46.63.230; and

(II) Up to a 10 percent increase in the number of traffic safety camera locations authorized to detect violations for automated traffic safety cameras authorized under RCW 46.63.250(2)(c).

(B)(I) Any automated traffic safety camera program in effect before January 1, 2024, with fewer than 10 traffic safety camera locations for automated traffic safety cameras authorized under RCW 46.63.230, which adds automated traffic safety cameras to one additional location for the use of cameras authorized under RCW 46.63.230, may continue to allocate revenue generated from automated traffic safety cameras authorized under RCW 46.63.230 as determined by the jurisdiction, as well as for the purposes established in (a) through (c) of this subsection.

(II) Any automated traffic safety camera program in effect before January 1, 2024, with fewer than 10 traffic safety camera locations for automated traffic safety cameras authorized under RCW 46.63.250(2)(c) as of January 1, 2024, which adds automated traffic safety cameras to one additional location for the use of cameras authorized under RCW 46.63.250(2)(c), may continue to allocate revenue generated from automated traffic safety cameras authorized under RCW 46.63.250(2)(c) as determined by the jurisdiction, as well as for the purposes established in (a) through (c) of this subsection.

(C) For the purposes of this subsection (13)(d)(i), a location is:

(I) An intersection for automated traffic safety cameras authorized under RCW 46.63.230 where cameras authorized under RCW 46.63.230 are in use; and

(II) A school speed zone for automated traffic safety cameras authorized under RCW 46.63.250(2)(c) where cameras authorized under RCW 46.63.250(2)(c) are in use.

(ii) The revenue distribution requirements under (a) through (d)(i) of this subsection do not apply to automated traffic safety camera programs in effect before January 1, 2024, for which an ordinance in effect as of January 1, 2024, directs the manner in which revenue generated from automated traffic safety cameras authorized under RCW 46.63.230 or 46.63.250(2)(c) must be used.

(14) A county or city may adopt the use of an online ability-to-pay calculator to process and grant requests for reduced fines or reduced civil penalties for automated traffic safety camera violations.

(15) Except as provided in this subsection, registered owners of vehicles who receive notices of infraction for automated traffic safety camera-enforced infractions and are recipients of public assistance under Title 74 RCW or participants in the Washington women, infants, and children program, and who request reduced penalties for infractions detected through the use of automated traffic safety camera violations, must be granted reduced penalty amounts of 50 percent of what would otherwise be assessed for a first automated traffic safety camera violation and for subsequent automated traffic safety camera violations issued within 21 days of issuance of the first automated traffic safety camera violation. Eligibility for medicaid under RCW 74.09.510 is not a qualifying criterion under this subsection. Registered owners of vehicles who receive notices of infraction must be provided with information on their eligibility and the opportunity to apply for a reduction in penalty amounts through the mail or internet.

(16) Infractions detected through the use of automated traffic safety cameras are not part of the registered owner's driving record under RCW 46.52.101 and 46.52.120. Additionally, infractions generated by the use of automated traffic safety cameras under this section must be processed in the same manner as parking infractions, including for the purposes of RCW 3.50.100, 35.20.220, 46.16A.120, and 46.20.270(2). The amount of the fine issued for an infraction generated through the use of an automated traffic safety camera may not exceed $145, as adjusted for inflation by the office of financial management every five years, beginning January 1, 2029, based upon changes in the consumer price index during that time period, but may be doubled for a school speed zone infraction generated through the use of an automated traffic safety camera.

(17) If the registered owner of the vehicle is a rental car business, the issuing agency must, before a notice of infraction being issued under this section, provide a written notice to the rental car business that a notice of infraction may be issued to the rental car business if the rental car business does not, within 18 days of receiving the written notice, provide to the issuing agency by return mail:

(a) A statement under oath stating the name and known mailing address of the individual driving or renting the vehicle when the infraction occurred; or

(b) A statement under oath that the business is unable to determine who was driving or renting the vehicle at the time the infraction occurred because the vehicle was stolen at the time of the infraction. A statement provided under this subsection must be accompanied by a copy of a filed police report regarding the vehicle theft; or

(c) In lieu of identifying the vehicle operator, the rental car business may pay the applicable penalty. Timely mailing of this

statement to the issuing agency relieves a rental car business of any liability under this chapter for the notice of infraction. [2024 c 307 s 2.]