



CITY COUNCIL STUDY SESSION AGENDA

January 27, 2014

7:00 p.m.

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. CORRESPONDENCE FOR THE RECORD

Page #

- | | |
|---|-----|
| a. Email Dated January 3, 2014, from Andy Jensen, Director of Programming, Theatre Puget Sound, with Response from Carol Allread, Executive Assistant Regarding the Burien Annex Theatre. | 3. |
| b. Email Dated January 6, 2014, from Lance McIntosh with Response from Carol Allread, Executive Assistant, Regarding the Annex. | 5. |
| c. Email Dated January 7, 2014, from Cal Browning with Response from Carol Allread, Executive Assistant, Regarding the Future of the Burien Arts Theatre. | 7. |
| d. Email Dated January 9, 2014, from Nanette Feeney with Response from Carol Allread, Executive Assistant, Regarding the Burien Annex Fire. | 9. |
| e. Email Dated January 9, 2014, from Elaine Puderbaugh with Response from Carol Allread, Executive Assistant, Regarding Rebuilding the Annex Gymnasium. | 11. |
| f. Email Dated January 9, 2014, from Marga NewComb with Response from Carol Allread, Executive Assistant, Regarding the Theatre Fire. | 13. |
| g. Email Dated January 10, 2014, from Grace Xie with Response from Carol Allread, Executive Assistant, Regarding the Burien Actors Theatre. | 15. |
| h. Email Dated January 12, 2014, from Tim Mahoney with Response from Carol Allread, Executive Assistant, Regarding the Burien Actors Theatre. | 17. |
| i. Email Dated January 16, 2014, from Kristine Wallace with Response from Carol Allread, Executive Assistant, Regarding the Burien Actors Theatre. | 19. |

5. DISCUSSION ITEMS

- | | |
|---|-----|
| a. Presentation on Recreation Center Master Plan. | 21. |
| b. Introduction to Permanent Marijuana Related Business Zoning Regulations Pursuant to Washington State Initiative 502. | 69. |
| c. Review of Council Proposed Agenda Schedule. | 97. |

6. COUNCIL BUSINESS

7. ADJOURNMENT

COUNCILMEMBERS

Lucy Krakowiak, Mayor
Lauren Berkowitz

Bob Edgar, Deputy Mayor
Gerald F. Robison **Nancy Tosta**

Stephen Armstrong
Debi Wagner

Carol Allread

From: Public Council Inbox
Sent: Thursday, January 23, 2014 8:29 AM
To: 'andy@tpsonline.org'
Subject: RE: Burien Annex Theatre

Dear Andy,

Thank you for writing to the City Council to express your concerns about the impact of the Annex fire on the operations of the Hi-Liners and Burien Actors Theater. Unfortunately, the fire significantly damaged the performance area of the building and its roof, and this area has been temporarily secured against further damages. In the next several days, the City is expecting an assessment by a structural engineer as well as a repair plan and cost estimate for those repairs. Meanwhile City staff is also working to assist the two performing arts organizations with finding space in the community to address their short-term needs. A decision to go forward with the repairs to the Annex will be made quite soon, and then an estimated 3-month construction process is expected. Until that repair can be fully made, the performance area of the building has been deemed unsafe to the public, but rest assured, City staff are actively working on resolving this matter. Again, thank you for writing to express your concerns; your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

From: andy@tpsonline.org [mailto:andy@tpsonline.org]
Sent: Friday, January 03, 2014 4:15 PM
To: Public Council Inbox
Subject: Burien Annex Theatre

Dear Council,
Please rebuild the Burien Annex Theatre. Burien Actor's Theatre and the Hi-Liners, like many small or community organizations, are crucial to the economic and cultural health, and quality of life of our region.

Andy Jensen
Director of Programming
Theatre Puget Sound

[Join TPS Now](#)
For Membership through 2014!

[2013 Gregory Awards Recipients](#)

CFTR: 1/27/14

cc: michael Lafreniere, Parks Director
Dan Trimble, Economic Development manager

Carol Allread

From: Public Council Inbox
Sent: Thursday, January 23, 2014 8:29 AM
To: 'Lance McIntosh'
Subject: RE: Regarding The Annex

Dear Mr. McIntosh:

Thank you for writing to the City Council to express your concerns about the impact of the Annex fire on the operations of the Hi-Liners and Burien Actors Theater. Unfortunately, the fire significantly damaged the performance area of the building and its roof, and this area has been temporarily secured against further damages. In the next several days, the City is expecting an assessment by a structural engineer as well as a repair plan and cost estimate for those repairs. Meanwhile City staff is also working to assist the two performing arts organizations with finding space in the community to address their short-term needs. A decision to go forward with the repairs to the Annex will be made quite soon, and then an estimated 3-month construction process is expected. Until that repair can be fully made, the performance area of the building has been deemed unsafe to the public, but rest assured, City staff are actively working on resolving this matter. Again, thank you for writing to express your concerns; your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

-----Original Message-----

From: Lance McIntosh [<mailto:lancemcintosh@yahoo.com>]
Sent: Monday, January 06, 2014 8:35 PM
To: Public Council Inbox
Subject: Regarding The Annex

Council,

This idea may already be in consideration but in the short-term couldn't the city partner with the Highline Performing Arts Center in providing performance space for the Highliners and BAT?

If not, I'd like to know the reasons know why this wouldn't be an option.

Lance McIntosh
15024 14th Ave SW
206-261-2614

CFTR: 1/27/14

cc: michael Lafreniere, Parks Director

Dan Trimble, Economic Development manager

Carol Allread

From: Public Council Inbox
Sent: Thursday, January 23, 2014 8:30 AM
To: 'calvalita Browning'
Subject: RE: [SPAM] RE: FUTURE OF THE BURIEN ARTS THEATRE

Dear Ms. Browning,

Thank you for writing to the City Council to express your concerns about the impact of the Annex fire on the operations of the Hi-Liners and Burien Actors Theater. Unfortunately, the fire significantly damaged the performance area of the building and its roof, and this area has been temporarily secured against further damages. In the next several days, the City is expecting an assessment by a structural engineer as well as a repair plan and cost estimate for those repairs. Meanwhile City staff is also working to assist the two performing arts organizations with finding space in the community to address their short-term needs. A decision to go forward with the repairs to the Annex will be made quite soon, and then an estimated 3-month construction process is expected. Until that repair can be fully made, the performance area of the building has been deemed unsafe to the public, but rest assured, City staff are actively working on resolving this matter. Again, thank you for writing to express your concerns; your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

From: calvalita Browning [<mailto:bcalvalita@gmail.com>]
Sent: Tuesday, January 07, 2014 2:16 PM
To: Public Council Inbox; calvalita Browning
Subject: [SPAM] RE: FUTURE OF THE BURIEN ARTS THEATRE

THIS LETTER IS BEING ADDRESSED TO THE MEMBERS OF THE BURIEN CITY COUNCIL: GOOD DAY COUNCIL MEMBERS MY NAME IS CALVALITA BROWNING, I AM AN ARTISTIC SENIOR WHO HAS RESIDED AND SHOPPED FOR MANY DECADES IN THIS GEOGRAPHIC "HUB" (W.SEA/WHITE CENTER/BURIEN AREA) I EARNED A COLLEGE DEGREE IN THE ARTS OF WHICH I HAVE A FERVENT PASSION FOR. TODAY WHILE READING THE WEST SEATTLE TIMES, I NOTICED THE ARTICLE ABOUT THE FIRE WHICH OCCURED DURING THE CHRISTMAS HOLIDAYS IN A DUMPSTER AT THE ONLY THEATRE IN THE AREA OTHER THAN ARTS WEST (WHICH IS A LIMIT OF THE ARTISTIC TALENT LATENT HERE IN THE REGION. WHAT WOULD BE VERY, VERY SAD IS TO NOT ALLOW THE INSURANCE FUNDS DESIGNATED FOR "MISHAPS" AS THE ONE MENTIONED, TO BE USED TO REPAIR THE DAMAGE CAUSED BY THAT FIRE AND TO REBUILD THIS COMMUNITY CENTRE TO AN EVEN BETTER

CONDITION, EVEN SOMEHOW MAKING IT FIREPROOF AND THAT THIS "SPOT" WOULD BE A PLACE WHERE ALL LOVERS OF THE ARTS, NO MATTER THEIR ETHNICITY, WOULD BE WELCOMED AND ENCOURAGED TO PARTICIPATE. SO, ON BEHALF OF THIS BODY OF THESPIANS, I, CALVALITA, AM POLITELY ASKING IF YOUR COMMITTEE WOULD PULEEZE REBUILD THIS SPACE. THE CITY OF BURIEN DESERVES AN ARTISTIC OUTLET, DON'T YOU THINK?

**THANK YOU (AND)
SINCERELY YERS,
CAL BROWNING/POET/LYRICIST...**

CFTR: 1/27/14

cc: michael Lafreniere, Parks Director

Dan Trimble, Economic Development manager

Carol Allread

From: Public Council Inbox
Sent: Thursday, January 23, 2014 8:31 AM
To: 'NANETTE FEENEY'
Subject: RE: Burien Annex Fire

Dear Ms. Feeney,

Thank you for writing to the City Council to express your concerns about the impact of the Annex fire on the operations of the Hi-Liners and Burien Actors Theater. Unfortunately, the fire significantly damaged the performance area of the building and its roof, and this area has been temporarily secured against further damages. In the next several days, the City is expecting an assessment by a structural engineer as well as a repair plan and cost estimate for those repairs. Meanwhile City staff is also working to assist the two performing arts organizations with finding space in the community to address their short-term needs. A decision to go forward with the repairs to the Annex will be made quite soon, and then an estimated 3-month construction process is expected. Until that repair can be fully made, the performance area of the building has been deemed unsafe to the public, but rest assured, City staff are actively working on resolving this matter. Again, thank you for writing to express your concerns; your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

From: NANETTE FEENEY [<mailto:nmfeeney@msn.com>]
Sent: Thursday, January 09, 2014 11:21 AM
To: Public Council Inbox
Subject: Burien Annex Fire

Dear Council Members,

I'm writing to add my voice to others who are speaking up to encourage Burien to ensure the Burien Annex space is fully repaired after the arson fire in December. As the home of the Burien Hi-Liners, the annex provides a place for kids to express themselves and explore the arts—particularly important as so many schools are reducing or eliminating their arts and drama programs.

The Hi-Liners is a community organization that helps make Burien an attractive place for families. It serves children from Burien and the surrounding areas, bringing other families into Burien, potentially encouraging them to do business in the city and support other Burien activities (like Parks and Recreation and the Strawberry Festival).

Please, as councilmembers and community members, vote to authorize funds to fully repair the space. It is an organization Burien cannot afford to lose.

Nanette Feeney

CFTIR: 1/27/14

cc: Michael Lafreniere, Parks Director

Dan Trimble, Economic Development Manager

Carol Allread

From: Public Council Inbox
Sent: Thursday, January 23, 2014 8:32 AM
To: 'E Puderbaugh'
Subject: RE: Rebuild Annex gymnasium, please

Dear Ms. Puderbaugh,

Thank you for writing to the City Council to express your concerns about the impact of the Annex fire on the operations of the Hi-Liners and Burien Actors Theater. Unfortunately, the fire significantly damaged the performance area of the building and its roof, and this area has been temporarily secured against further damages. In the next several days, the City is expecting an assessment by a structural engineer as well as a repair plan and cost estimate for those repairs. Meanwhile City staff is also working to assist the two performing arts organizations with finding space in the community to address their short-term needs. A decision to go forward with the repairs to the Annex will be made quite soon, and then an estimated 3-month construction process is expected. Until that repair can be fully made, the performance area of the building has been deemed unsafe to the public, but rest assured, City staff are actively working on resolving this matter. Again, thank you for writing to express your concerns; your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

From: E Puderbaugh [<mailto:epuder2@gmail.com>]
Sent: Thursday, January 09, 2014 11:41 AM
To: Public Council Inbox
Subject: Rebuild Annex gymnasium, please

Dear Burien City Council Members,

I usually don't get involved in efforts like this, but the Burien Actors Theatre (formerly known as the Burien Little Theatre) is near and dear to my heart.

I have been living in Burien for 25 years and have been volunteering at the theatre for the last 15. One of my volunteer jobs is to schedule the ushers for the performances, and I have a list of almost 30 currently active ushers, most of whom live in the Burien area. We all are involved in the theatre because it is a rewarding place for us to volunteer. If the theatre has to close, I will really miss it.

The fire ruined the only really great, affordable place to produce a play in Burien. The Hi-Liners stage excellent plays for families with children, but the Burien Actors Theatre provides plays for their parents and other adults in the community, as well as for people (and actors) who come from all over the Puget Sound Region and even from other states and Canada. I gather the surveys they fill out at each show, and many of them eat in Burien restaurants before (or after) the show, and I'm sure they also sometimes go to other Burien businesses while they are in the area. So, as you may already know, the theatre is financially viable to our community.

Please vote to rebuild it, or if you just can't do that, at least provide some means of keeping the Burien Actors Theatre alive IN BURIEN. Thank you!

Respectfully,
Elaine Puderbaugh
Retired resident of Burien

CFTR: 1/27/14

cc: Michael Lafreniere, Parks Director

Dan Trimble, Economic Development manager

Carol Allread

From: Public Council Inbox
Sent: Thursday, January 23, 2014 8:31 AM
To: 'mgmgn@comcast.net'
Subject: RE: Theatre Fire

Dear Ms. NewComb,

Thank you for writing to the City Council to express your concerns about the impact of the Annex fire on the operations of the Hi-Liners and Burien Actors Theater. Unfortunately, the fire significantly damaged the performance area of the building and its roof, and this area has been temporarily secured against further damages. In the next several days, the City is expecting an assessment by a structural engineer as well as a repair plan and cost estimate for those repairs. Meanwhile City staff is also working to assist the two performing arts organizations with finding space in the community to address their short-term needs. A decision to go forward with the repairs to the Annex will be made quite soon, and then an estimated 3-month construction process is expected. Until that repair can be fully made, the performance area of the building has been deemed unsafe to the public, but rest assured, City staff are actively working on resolving this matter. Again, thank you for writing to express your concerns; your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

From: mgmgn@comcast.net [<mailto:mgmgn@comcast.net>]
Sent: Thursday, January 09, 2014 12:09 AM
To: Public Council Inbox
Subject: Theatre Fire

Dear Burien City Council

I was driving by the theatre in the pouring rain and noticed that the hole burnt in the building is still a hole, partially plugged but not very well. It looks dangerous to me. Dangerous to the items directly inside that end of the building and dangerous weather-wise to every other part of the building. How can things and people be kept warm (health hazard) and dry (mold and flu receptive) with moist air coming in through the existing hole. The obvious disrepair is also an invitation for vandalism and other disrespectful behaviors by the general public.

I thought I heard the gentleman from Parks and Recreation say the city has insurance for things like this. Surely, the city is responsible for keeping the building safe and whole. You charge rent for use of the building, so you must be responsible for it, and you even have insurance on it. Why are you hemming and hawing about using your insurance? Surely you do not want the citizens and taxpayers to think you do NOT feel responsible for upkeep of the businesses under your care?! My goodness, no one will trust you if that is true!

CFTR: 1/27/14 cc: michael Lafreniere Parks Director
Dan Triantafyllidis

I hope you will soon decide to take care of this health and safety hazard so it can be a productive property again.

Sincerely

Marga NewComb
209 SW 132nd St, Burien 98146

Carol Allread

From: Public Council Inbox
Sent: Thursday, January 23, 2014 8:32 AM
To: 'Grace X'
Subject: RE: Burien Actor's Theatre

Dear Ms. Xie,

Thank you for writing to the City Council to express your concerns about the impact of the Annex fire on the operations of the Hi-Liners and Burien Actors Theater. Unfortunately, the fire significantly damaged the performance area of the building and its roof, and this area has been temporarily secured against further damages. In the next several days, the City is expecting an assessment by a structural engineer as well as a repair plan and cost estimate for those repairs. Meanwhile City staff is also working to assist the two performing arts organizations with finding space in the community to address their short-term needs. A decision to go forward with the repairs to the Annex will be made quite soon, and then an estimated 3-month construction process is expected. Until that repair can be fully made, the performance area of the building has been deemed unsafe to the public, but rest assured, City staff are actively working on resolving this matter. Again, thank you for writing to express your concerns; your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

From: Grace X [<mailto:gracexz@gmail.com>]
Sent: Friday, January 10, 2014 9:44 AM
To: Public Council Inbox
Subject: Burien Actor's Theatre

To Whom It May Concern,

Hello, My name is Grace and I am a resident of Seattle. I am also a stage actress. For the past few years, I have been in various productions all over town and I have found Burien Actor's Theatre to be one of the best places I have worked at. I was in their recent production of Coney Island Christmas and was amazed at the wonderful professionalism that BAT provides. The directors, tech, and crew worked so well together to create a production that both entertains and educates. That, to me, is the heart of great art. Not only were they professional, they were also able to provide a sense of community and togetherness that is very much needed in today's world. If even just one production can do so much, I can't imagine what more they can provide in the future for the community of Burien.

Burien is a small town and I haven't found a reason to visit it in the past. But after my work with BAT, I feel familiar with the area and for the past few weeks that I worked with BAT, Burien was like a second home to me. If I needed anything, I could visit Fred Meyer, Safeway, or the various restaurants around Burien. I also found the guys at Auto Zone to be incredibly helpful when I needed help with my car. I have also been able to introduce my friends from Seattle to the community of Burien after they saw my play. They really liked the

production and were telling their friends to go see it. Like me, they also got introduced to the area and ate at restaurants and supported commerce in the area.

I am writing to urge the council to please repair BAT after the fire incident. They produce great art that brings residents from Seattle and other nearby cities to visit Burien and to spend time and money in Burien. BAT has been in Burien for over twenty years. Not repairing it would leave BAT homeless and give less reasons for anyone looking for great art and community to visit Burien. I encourage you to please repair BAT for the sake of art, community, and the commerce that BAT brings.

Thank you so much for reading my letter.

Sincerely,

Grace Xie

CFTR: 1/27/14

cc: michael Lafreniere, Parks Director
Dan Trimble, Economic Development manager

Carol Allread

From: Public Council Inbox
Sent: Thursday, January 23, 2014 8:33 AM
To: 'Tim Mahoney'
Subject: RE: Thanks to the Burien Actors Theatre, I owe the City of Burien an apology

Dear Mr. Mahoney,

Thank you for writing to the City Council to express your concerns about the impact of the Annex fire on the operations of the Hi-Liners and Burien Actors Theater. Unfortunately, the fire significantly damaged the performance area of the building and its roof, and this area has been temporarily secured against further damages. In the next several days, the City is expecting an assessment by a structural engineer as well as a repair plan and cost estimate for those repairs. Meanwhile City staff is also working to assist the two performing arts organizations with finding space in the community to address their short-term needs. A decision to go forward with the repairs to the Annex will be made quite soon, and then an estimated 3-month construction process is expected. Until that repair can be fully made, the performance area of the building has been deemed unsafe to the public, but rest assured, City staff are actively working on resolving this matter. Again, thank you for writing to express your concerns; your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

From: Tim Mahoney [<mailto:mahoney.tc@gmail.com>]
Sent: Sunday, January 12, 2014 9:05 PM
To: Public Council Inbox
Subject: Thanks to the Burien Actors Theatre, I owe the City of Burien an apology

Dear councillors,

A few months ago, one of my Facebook friends posted that she and her husband were excited about a possible home purchase in Burien. My snarky response at the time was "I'll take 'Stuff No One's Said in Forty Years for \$200, Alex.'"

But on December 1, for the first time since I seriously can't remember when, I kept driving past the airport exit into Burien, because my best friend's girlfriend was in the cast of Coney Island Christmas put on by the Burien Actors Theatre. Afterward, I went to The Mark for dinner, since they were a show sponsor.

I was very pleasantly surprised to see what's going on in Burien. Burien has done a darned good job with its downtown, and while I only drove by the library, it looked like a pretty darned nice place, and it was full of people on a Sunday afternoon.

BAT's playbill alerted me to the Hope in Hard Times exhibit, and it appealed to me because I'm a history geek. So with some free time later on that month, I had lunch at Vince's before going to the exhibit before continuing back to Bellingham.

Thanks to BAT, I now have a completely different view of Burien than I did before December 1. In fact, I'm looking to relocate back to the Seattle area, and if I wind up working south of Seattle, I know that Burien is someplace I can be happy to look at for a place to live.

It would be an even better place to live if you would help rebuild BAT's theater space. Here's an interesting experiment that I invite everyone on the council to try: Go to the website of any and all cities you want to compare yourself with -- across King County or across the country, it doesn't matter. Make a list of all the cities that brag about having amenities like local theater groups. Done with that list? Good. Now, make a list of the cities that brag about NOT having a local theater group. That's a considerably shorter list, no? In fact, I'll bet theater tickets and dinner at The Mark for the whole council that the second list has precisely zero entries on it.

So, yes, rebuilding BAT's theater space would be a worthwhile investment. And I apologize for the snark to my friend -- my information might not have been 40 years out of date, but it certainly is very much out of date. I know that now thanks to Burien Actors Theatre.

Sincerely yours,
Tim Mahoney
1210 Clinton St., Apt. 101
Bellingham, WA 98225
(360) 961-0733

CFTR: 1/27/14

cc: Michael Lafreniere, Parks Director

Dan Trimble, Economic Development manager

Carol Allread

From: Public Council Inbox
Sent: Thursday, January 23, 2014 8:33 AM
To: 'Kristine Wallace'
Subject: RE: BAT

Dear Ms. Wallace,

Thank you for writing to the City Council to express your concerns about the impact of the Annex fire on the operations of the Hi-Liners and Burien Actors Theater. Unfortunately, the fire significantly damaged the performance area of the building and its roof, and this area has been temporarily secured against further damages. In the next several days, the City is expecting an assessment by a structural engineer as well as a repair plan and cost estimate for those repairs. Meanwhile City staff is also working to assist the two performing arts organizations with finding space in the community to address their short-term needs. A decision to go forward with the repairs to the Annex will be made quite soon, and then an estimated 3-month construction process is expected. Until that repair can be fully made, the performance area of the building has been deemed unsafe to the public, but rest assured, City staff are actively working on resolving this matter. Again, thank you for writing to express your concerns; your email will be included in a future Council agenda packet as Correspondence for the Record.

Sincerely,

Carol Allread
Executive Assistant, City Manager Office
City of Burien
(206) 248-5508 Office
(206) 248-5539 Fax
carola@burienwa.gov

From: Kristine Wallace [<mailto:krleigh55@yahoo.com>]
Sent: Thursday, January 16, 2014 3:52 PM
To: Public Council Inbox
Subject: BAT

I would like to request that you consider rebuilding the BAT theatre. They offer so much to the community and are top quality. When we attend we always go out to dinner in Burien, thereby contributing to your community.
Thanks
Kristine Wallace

CFTR: 1/27/14

cc: michael Lafreniere, Parks Director
Dan Trimble, Economic Development manager

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Presentation on Recreation Center Master Plan		Meeting Date: January 27, 2014
Department: Parks, Recreation and Cultural Services (PaRCS)	Attachments: 1. PowerPoint Presentation 2. Staff Memo	Fund Source: N/A Activity Cost: \$0 Amount Budgeted: \$0 Unencumbered Budget Authority: \$0
Contact: Michael Lafreniere, Director of PaRCS	Documents & Resources Links (at www.BurienWA.gov/RecCenterProject; paper copies available upon request): A. Facility Assessment (2005) B. Master Plan Summary Report C. Supplemental Information D. Recreation Center Business Plan	
Telephone: (206) 988-3703		
Adopted Initiative: Yes No <input checked="" type="checkbox"/>	Initiative Description: N/A	
PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for Council to have an opportunity for additional discussion regarding the Community Recreation Center Master Plan and the results of a related survey.		
BACKGROUND (Include prior Council action & discussion): The City has been discussing and planning for the replacement of the existing community center for many years. A 2005 recreation facility needs assessment concluded that the former Burien Community Center (now known as The Annex) should be replaced with a multipurpose facility that would include family-oriented recreation activities and services for people of many ages, and to acquire the Burien Public Library and remodel of the facility to accommodate programs for seniors as well as arts, recreation and community services (see LINK A). The Council budgeted for a master plan process and a contract was awarded to Opsis Architecture in June 2007. The master plan process for a facility design of the proposed recreation center was completed in early 2008 (see LINK B). This process involved significant public participation, stakeholder meetings, and numerous opportunities for public input. The outcome of the design process was a plan for a 66,000 sq ft multi-purpose recreation facility that responded to the community's expressed needs and desires for such a facility (see LINK C). In addition to the master plan, a business plan was also developed to better understand the proposed facility's projected operating costs and revenues (see LINK D). A survey of the community was also conducted of 6,000 households to sample public opinion about a possible voted bond measure to fund construction . On February 25, 2008 the Council reviewed outcomes of the design process, the site plan, concept plans, construction options and cost estimates, business plan and pro-forma, as well as reviewed the results of the community survey. The Council directed the formation of an Ad Hoc Committee to consider the funding issues, and it was tasked with formulating recommendations for the project. This group chaired by Councilmember Sue Blazak, along with representatives from the City's advisory boards and commissions, held several meetings and reached its conclusions. Councilmember Blazak shared the outcomes of the Committee's discussions with the Council in June 2008 (see Attachment 2). For this project to move forward, additional planning and resources would be needed to develop basic plan drawings, develop and update a more complete cost estimate, and to further develop funding options for eventual construction.		
OPTIONS (Including fiscal impacts): N/A		
Administrative Recommendation: Hold discussion and review.		
Advisory Board Recommendation: N/A		
Suggested Motion: None required.		
Submitted by: Michael Lafreniere Administration: _____	Craig Knutson Interim City Manager _____	
Today's Date: January 21, 2014	File Code: R:\CC\Agenda Bill 2014\012714pks-1 Recreation Center Presentation.docx	

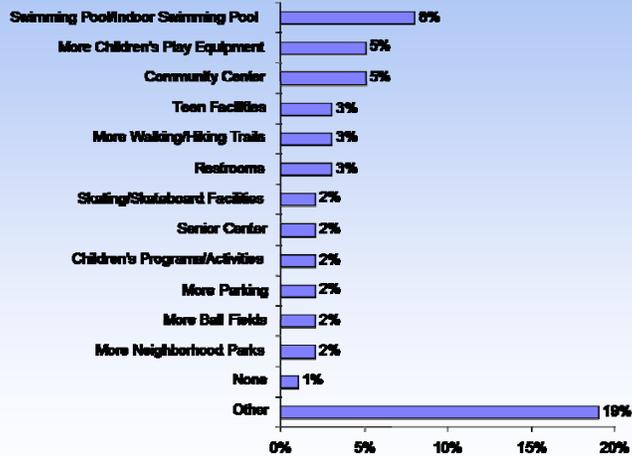


Master Plan Background

- 2000 PROS Plan Recommended Facility Study
- 2002 Senior Center Transferred to City of Burien
- 2003 Begin Program and Facilities Plan
- 2005 Senior Center Moves to Community Center
- 2005 Program and Facility Plan Adopted
- 2006 PROS Plan Survey
- 2007 Recreation Center Master Plan Process
- 2008 Master Plan Accepted by Council

2000 PROS Plan Survey

Facility that is Really Needed



Base = All respondents

2000 PROS Plan

Recommendation: Study redevelopment of the Burien Community Center

The City should conduct a feasibility study on replacing the existing Burien Community Center, including buildings to house the administration of the PaRCS Department, and meeting rooms and facilities for PaRCS Department programs. The study should consider a replacement facility for the Senior Center.

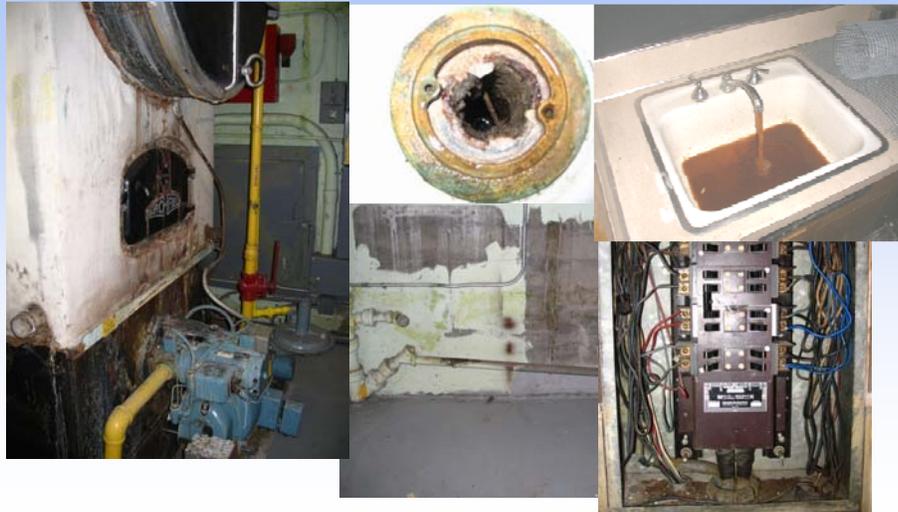
2005 Facility Needs Study



Old BCC/ Annex & Sr Ctr Conditions



Old BCC / Annex Conditions



2005 Facility Needs Study

Recommendation: Replace the existing Burien Community Center with a multipurpose facility that includes family-oriented recreation activities and services for people of many ages.

- Develop a preliminary facility design and phasing plan
- Adopt a financing plan
- Develop bond issue campaign
- Expand the existing Burien Community Center site over time as parcels to be west become available.
- Acquire KCLS Burien Library, and design a facility renovation to house appropriate uses including senior, cultural arts, recreation and community services.

2006 PROS Plan

Recommendation: Replace the existing Burien Community Center with a multipurpose facility that includes family-oriented recreation activities and services for people of many ages.

- Develop a preliminary facility design and phasing plan
- Adopt a financing plan
- Develop bond issue campaign
- Expand the existing Burien Community Center site over time as parcels to be west become available.
- Acquire KCLS Burien Library, and design a facility renovation to house appropriate uses including senior, cultural arts, recreation and community services.

2007-2008 Master Plan Vision & Goals

- **Replace existing facility with a multigenerational facility that serves people of all ages and abilities**
- **Offer a wide range of activities that promote social interaction, culture, wellness, and recreation for all age groups**
- **A multi-use facility with flexible scheduling and programs**
- **A “civic campus” to serve the recreation and community needs with connectivity to Dottie Harper Park and the Town Square**
- **Character capturing qualities & spirit of Burien**

2007-2008 Master Plan Vision & Goals

- Green design for the building and site design
- Financial and programming partnerships with private and public providers
- A facility that can be operated and maintained efficiently while providing outstanding service to its users
- Complement but not duplicate services available to the community
- A facility that is financially feasible, affordable, and sustainable

Master Plan Process

PLANNING MEETINGS: July 11-13, 2007

<u>Subject</u>	<u>Participants</u>
• Vision Workshop	PARCS Staff
• Development Regulations	Community Development Staff
• Interview and Discussion	City Manager
• Interviews and Discussion	Councilmembers
• Finances & Capital	Finance Staff
• Project Management	Public Works Staff
• Stakeholders & Focus Groups	Various
• Planning Workshop	Citizen Planning Committee
• Public Workshop	Burien Citizens
• Facility Operations & Maintenance	PARCS Staff
• Youth, Family & Senior Programs	PARCS Staff
• Cultural Services	PARCS Staff

Master Plan Process

PLANNING MEETINGS: August 15-17, 2007

<u>Subject</u>	<u>Participants</u>
• Cost Recovery Workshop	PARCS Staff
• Cultural Programming	Latino Focus Group
• Interview and Discussion	Church Trustees
• Tour of surrounding properties (Dottie Harper, Library, etc.)	
• Interview and Discussion	School District Superintendent
• Interview and Discussion	Hospital administrators
• Interview and Discussion Athletic	YMCA, Highline Club

Master Plan Process

PLANNING MEETINGS: September 19-21, 2007

<u>Subject</u>	<u>Participants</u>
• Cost Recovery Discussions	PARCS Staff
• Interview and Discussion	Church Trustees
• Survey Discussion	Planning Team
• Planning Workshop	Citizen Planning Committee
• Public Workshop	Burien Citizens
• Interviews and Discussion CM	Councilmembers &



**Burien Community
Recreation Center**

Preliminary Program - Virtual Tour



Entry Hall / Reception

Reception

Registration

Access Control

Public Relations



Lobby / Lounge

Views into Activity Areas

Informal Gathering Space

Place to Meet and Socialize

Access to Wi-Fi



Juice Bar / Deli



Healthy Food Selections

Lounge Seating

Revenue Generator

A Place for Teens

Video Games /
Multi Media

Lounge Seating

Computer Access
and Study Area

Kitchenette



Entertainment / Game Area

Shared Space

Ping Pong, Pool, Foosball

Informal Meeting

Computer Access



Pre-School / Childwatch



Children's Activities

Pre-School

Access Control

Secure Access to
Outdoors



Pre-School / Childwatch

Visiting Services



Health Screening

Blood Pressure Testing

Counseling

Legal Advice

Tax Professionals

Multi-Purpose Classroom



Education / Instruction

Multi-use Space

Adequate Storage

Computer Access

Divisible Space



Arts Classroom



Multi-use Programs

Fabrics, Drawing and
Painting

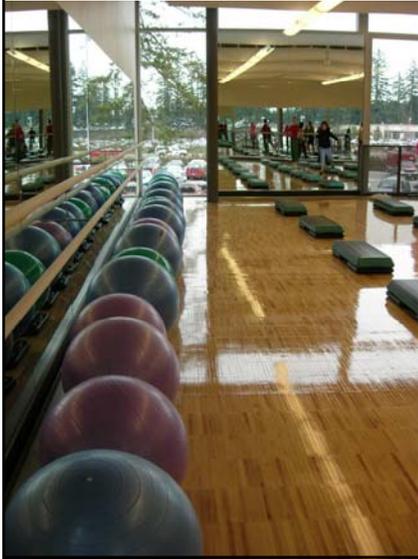
Computer Access

Adequate Storage

Fitness, Dance & Exercise Rooms



Aerobics / Dance Studio



Multi-Use Space

Group Exercise

Yoga

Dance

Revenue Generator

Cardiovascular / Weight Room



Cardiovascular, Circuit
Training, and Free Weights

Wellness / Assessment Room

Equipment for Special Needs

Serve Youth and Seniors

Revenue Generator

Meeting / Birthday Party Rooms



Birthday Parties

Multi-use Space

Small Meeting Room

Divisible Space

Revenue Generator

Leisure Pool Concept





Multi-Use Leisure Pool

- Family Oriented
- Beginner Swim Instruction
- Water Aerobics
- Lazy River
- Water Slides
- Children's Play Area
- Revenue Generator



Multi-Use Leisure Pool



- Water Aerobics
- Warm Water
- Therapy and Rehabilitation
- Hospital Partnership Opportunity

Spa

Social Area

Relaxation

Therapy Use

Adults / Seniors



Locker Rooms



Family Change Rooms

Changing Rooms

Serves Families

Special Needs

ADA Accessible



Indoor Walk / Jog Track

Individual Activity

Senior Mid-day Use

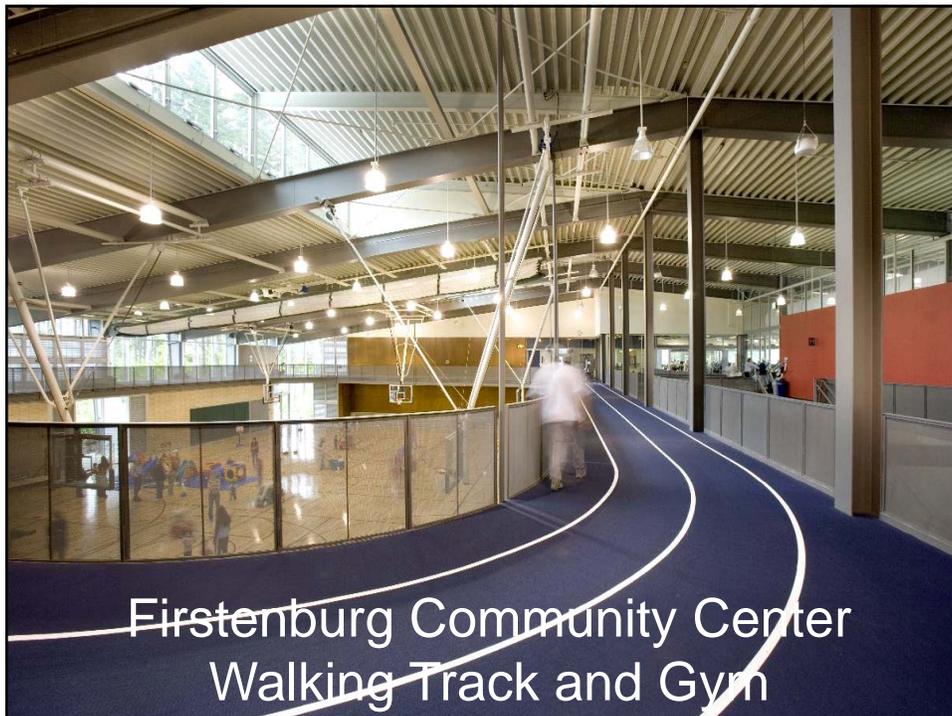
Overview of Activity Spaces

Therapy Use

Feature Amenity



Indoor Walking/Jogging Track



Multi-Use Gymnasium



Multi-use Space / Divisible

Court Games

Graduation Parties / Dances

Indoor Playground

Indoor Soccer



Multi-Use Gymnasium



Indoor Playground

Young Families

Mid-Morning Use

Moveable Toys / Inflatable

Adequate Storage



Sprayground



Seasonal Use

Kid Attractor

Variety of Features / Toys

Access Control

Revenue Generator

Outside Spray Ground



Multipurpose Hall



Multipurpose Hall



Multipurpose Hall



Multi-Cultural / Community Room



Community Gatherings

Wedding Receptions

Cultural Events

Revenue Generator



Multi-Cultural / Community Room

Divisible / Multi-use Space

Classrooms

Cooking Classes

Staging for Senior Meal Program

Revenue Generator



Caterer's / Teaching Kitchen



Meal Preparation

Catering

Cooking Classes

Children's Cooking

Nutrition Classes

Adult / Senior Lounge

Informal Gatherings

Educational Programs

Computer Access

Table Games

Card Games



Senior Programs



Firstenburg Community Center



Wade King Recreation Center



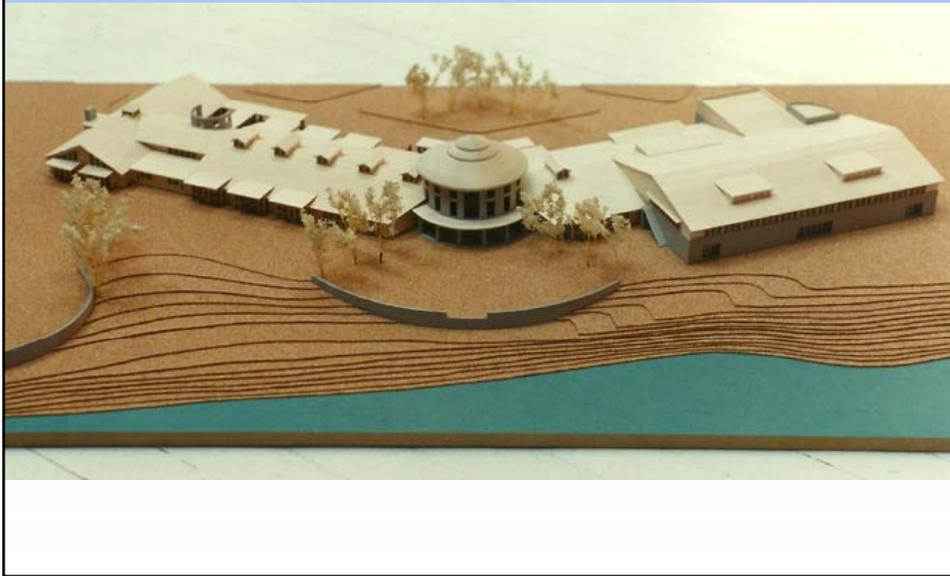
Federal Way Community Recreation Center



Federal Way Community Recreation Center



Tukwila Community Center



Tukwila Community Center



Tukwila Community Center



Lynnwood Recreation Center



Lynnwood Recreation Center



Lynnwood Recreation Center



Renton Community Center



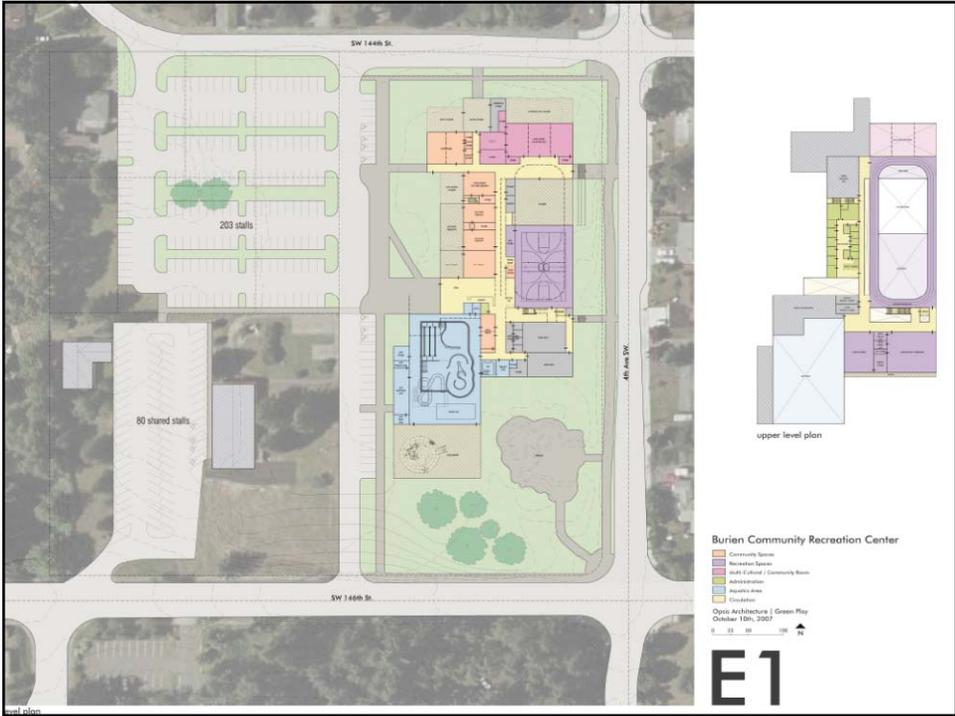
Top: Outdoor Wedding Bottom: Patio

View of patio and banquet room from park



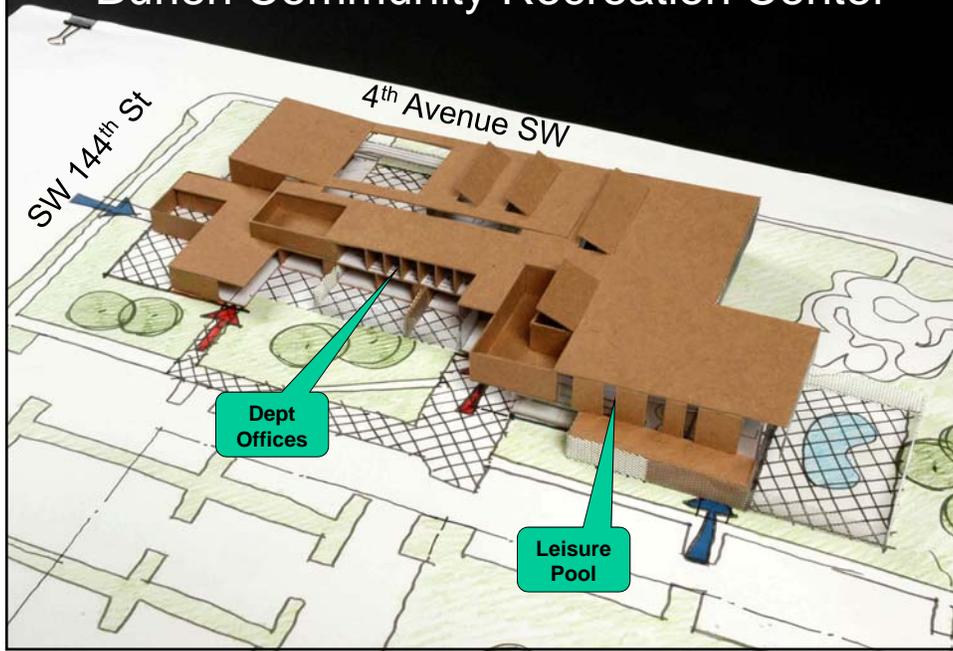
Banquet Room



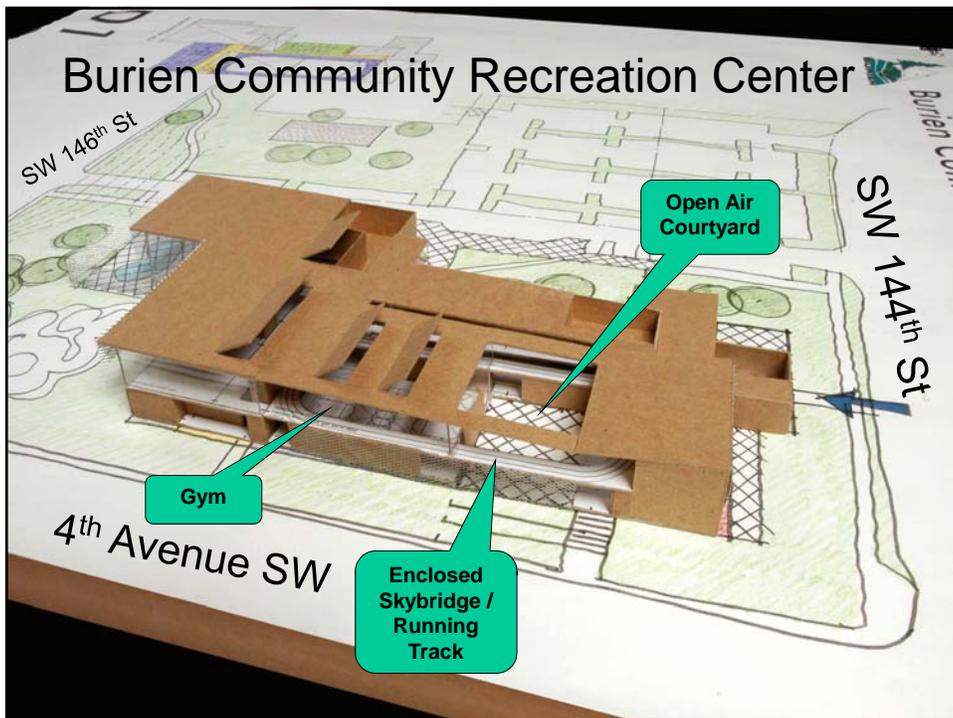


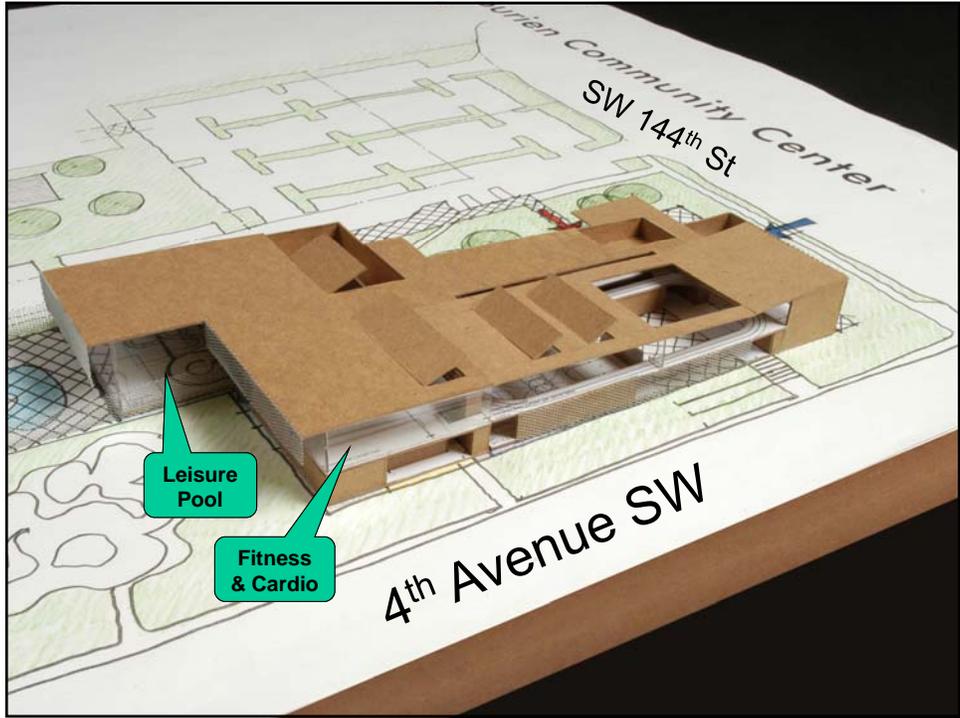


Burien Community Recreation Center



Burien Community Recreation Center





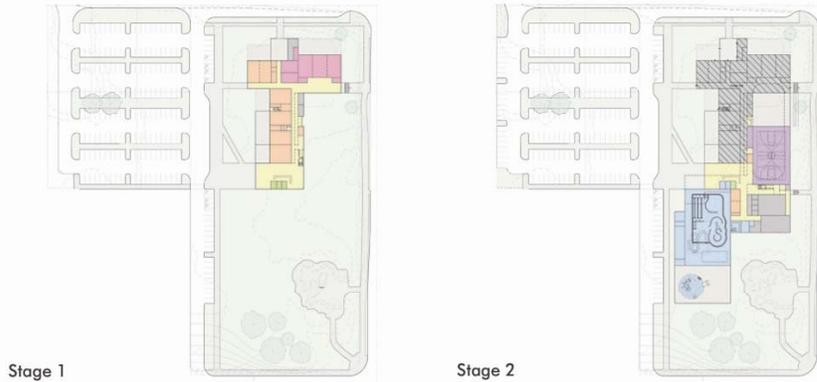
Construction

Option A - Full Build-out \$35 Million



Construction

Option B - Build "Community Wing" first \$44 Million



Construction

Option C - Build "Recreation Wing" first \$40 Million



Stage 1

Stage 2

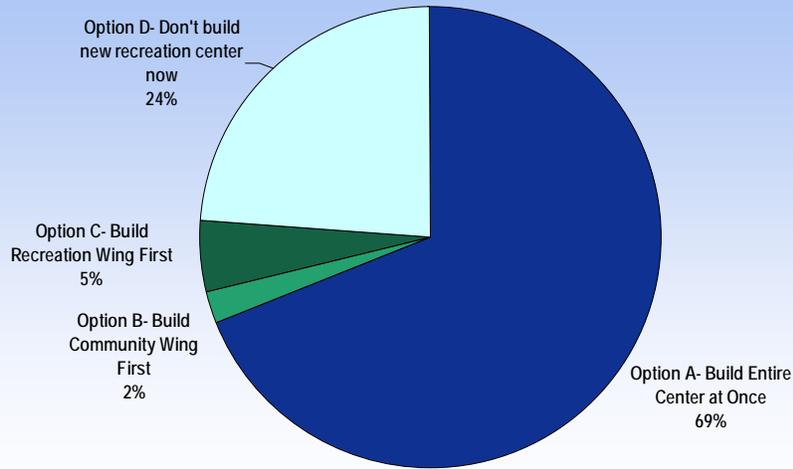
Burien Community Recreation Center Survey

Final Results
January 2008



Completed by RRC Associates, Inc.

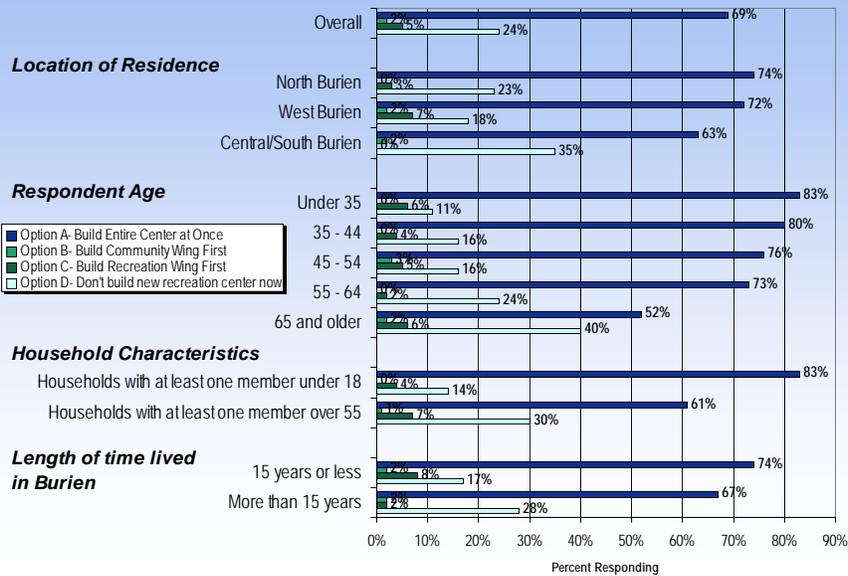
Which is the most preferred option?



RRC Associates, Inc.

79

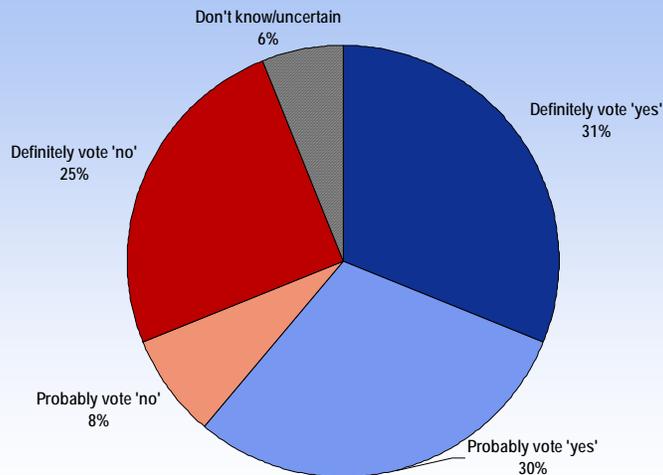
Which is the most preferred option?



RRC Associates, Inc.

80

Support of a property tax increase to build a new community recreation center

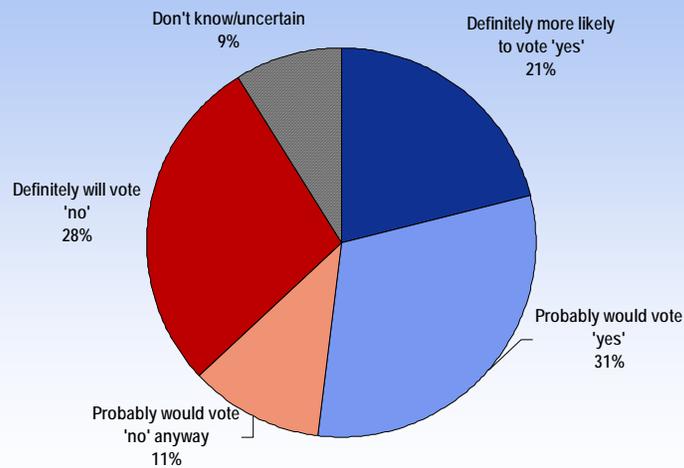


• 61 percent of overall respondents would definitely or probably vote "yes"

RRC Associates, Inc.

81

More likely to support a larger bond measure if funds include improvements for other city parks/facilities

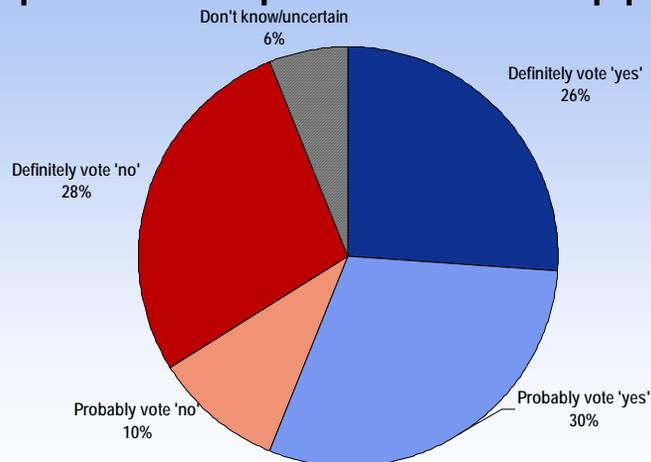


• 52 percent of overall respondents are definitely more likely or would probably vote "yes"

RRC Associates, Inc.

82

Support of a property tax increase to provide operational support



• 56 percent of overall respondents would definitely or probably vote "yes"

RRC Associates, Inc.

83

2012 PROS Plan

Recommendation:

"The wood frame facility has deteriorated significantly; lacks fire sprinklers; does not meet ADA requirements; does not meet seismic requirements; has inefficient central boiler heat; contains asbestos; has outmoded youth bathrooms; and does not meet current standards. While the buildings have been maintained to allow nonprofit agencies space, the facility has outlived its physical and economic life and needs to be replaced."

2012 PROS Plan

Recommendation:

If current community center facility is to be retained with current uses, then components of the plan should be reduced accordingly – possibly downsizing or deleting the spaces to be devoted to senior programs and the multipurpose social hall, and the Family Recreation Center should be the highest priority. This could also reduce parking requirements and the additional land acquisitions originally proposed may not be needed.



CITY OF BURIEN, WASHINGTON**MEMORANDUM**

TO: Mayor Lucy Krakowiak and Councilmembers

cc: Craig Knutson, Interim City Manager

FROM: Michael Lafreniere, Director, Parks, Recreation, & Cultural Services

DATE: January 21, 2014

SUBJECT: Community Recreation Center Project

In 2008 the Council heard presentations from staff and consultants regarding the proposed Master Plan for a new Community Recreation Center. The Plan was received in February 2008 and accepted by the Council and it appointed an advisory committee, chaired by Councilmember Sue Blazak, with representatives from the City's advisory boards and commissions.

The advisory committee discussed numerous considerations about the project and weighed several factors, including the Master Plan itself, the community survey, the City's financing options, and timing issues associated with a proposed bond measure. The Committee reached consensus on the following recommendations:

1. The Committee endorsed the Community Recreation Center Master Plan as designed and recommended its acceptance by the Council.
2. The Committee agreed that timing for a public vote on a bond measure for the project was not optimal in the foreseeable future.
3. As an interim step, the Committee supported and recommended that the Council consider relocating the current operations and programming of the Burien Community Center to the site of the Burien Library.
4. The Committee supported the administration recommendation to set aside \$1 million for the relocation and other associated costs of the relocation.
5. The Committee recommended the demolition of the former Community Center following the relocation, with the exception possibly of some defined space for temporary continued operation of the theatre space.
6. The Committee recommended that the City go forward with the project and the bond measure if necessary in 3-5 years when the timing was more favorable.
7. The Committee recommended that the City continue site improvements and property acquisition for the future community recreation center.

The recommendations of the advisory committee were accepted by the Council in June 2008.

During the discussions in 2008 with Council, several questions related to the project were raised. Regarding the question of a bond measure to cover the capital construction costs (then estimated at \$35 million), the public survey did frame the question around a proposed \$30 million bond measure. It had been and is an operating assumption that the \$5 million balance of the funding would come

about through a mix of state funding, city capital funds, and a capital campaign. The latter would include sponsorship donations, naming rights, etc.

As to operating costs, the business plan consultant identified operating subsidy of \$1.2 million, or a net \$500,000 per year in additional operating subsidy over what the existing community center already receives. This was seen as a “worst case scenario” as it was believed that the facility would do much better in terms of revenue generation. In answer to the questions regarding future funds for the additional cost to operate and maintain the facility, specific sources were not identified; there are however a number of options that are available to the Council to consider. These would include dedication of revenue from voter-approved levy lid lifts, adjustments to other portions of the City’s general fund budget, enhancement of revenues from certain tax sources, and/or the formation of a metropolitan park district.

Aside from the issues associated with this project, it is certainly the case that there are several long-term funding issues the City will need to consider if this project moves forward. If it would assist the Council to understand what the parameters might be for moving the project forward, it may be helpful to establish an ad-hoc committee for the purpose of outlining the parameters of recommendations for the project. I would suggest that the Council consider the formation of such a committee to formulate such recommendations for the Council over the next few months. I would also suggest that 1) it be a small group that can focus on a timely result for the Council to consider, and 2) include a Council representative, chairs of the City’s boards and commissions, and senior staff from appropriate City departments.

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Introduction to Permanent Marijuana Related Business Zoning Regulations Pursuant to Washington State Initiative 502.		Meeting Date: January 27, 2014
Department: Community Development Department	Attachments: 1. MRB Zoning Summary 2. MRB Zoning Amendments 3. Draft Ordinance No. 599 4. January 8, 2014 PC Hearing Minutes and Public Comment 5. MRB Draft Allowable Areas Map 6. MRB Draft Exclusion Areas Map 7. MRB PowerPoint Presentation	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Charles W. "Chip" Davis, Community Development Director		
Telephone: (206) 248-5501		
Adopted Initiative: Yes No X	Initiative Description: N/A	

PURPOSE/REQUIRED ACTION:

The purpose of this agenda item is to introduce proposed amendments to the Burien Zoning Ordinance (BMC Title 19) for marijuana related businesses (MRB) which are based on the interim zoning regulations which were adopted by the Burien City Council on August 19, 2013.

BACKGROUND (Include prior Council action & discussion):

Initiative 502 was approved by Washington voters on November 6, 2012. I-502 provided for a legal recreational marijuana market, which would include producers (growers), processors and retailers. I-502 placed the responsibility and authority for regulating this new market with the Washington State Liquor Control Board (LCB), which adopted final rules on December 1, 2013. A 30-day window for submission of State marijuana related business applications closed on December 20th and the initial State licenses are expected to be issued this spring.

On August 19, 2013 the Burien City Council adopted Ordinance No. 586 establishing a six-month interim zoning ordinance on the establishment, location, operation, licensing, maintenance or continuation of marijuana producers, processors, and retailers. The ordinance was adopted as an emergency and as such took effect immediately upon passage. The Planning Commission conducted a public hearing on the interim zoning regulations on September 25, 2013.

The production, growth, processing and retailing of marijuana may present land use and public safety issues for the licensed location, as well as surrounding properties, so enacting permanent local zoning regulations to ensure proper placement and operation of these uses is both necessary and appropriate. The proposed regulations are consistent with Burien's Comprehensive Plan, bear a substantial relationship to public health, safety and welfare and are in the best interests of the community as a whole.

As outlined in Attachments 1 and 2, State licensed marijuana producers and processors are only allowed in Industrial zones and marijuana retailers are only allowed in Commercial zones following a Type 1 Administrative Review. The Type 1 review process shall include a determination and finding that the proposed use is compatible with adjacent uses, is designed, located, constructed and buffered to blend in with surroundings and mitigates significant adverse impacts on adjoining properties. Public notice is provided for all Type 1 Review applications and the decision of the Director is appealable to the Burien Hearing Examiner.

Two versions of the proposed amendments are attached. Attachment 1 is a summary version including key points and history for this issue. Attachment 2 is a codified version of the proposed zoning code changes showing placement of sections Title 19. A draft copy of Ordinance No. 599 is included in the packet as Attachment 3.

A SEPA Checklist has been prepared for the proposed amendments and the SEPA responsible official for Burien issued a determination of non-significance on December 9, 2013. The proposed amendments were provided to the Washington State Department of Commerce for a 60-day review as required by RCW Chapter 36.70A and no comments have been received from state agencies as of this date.

BACKGROUND (cont'd.)

The proposed amendments were initially presented to the Planning Commission on December 11, 2013 and on January 8, 2014 the Commission conducted a public hearing. Public testimony received at this hearing and minutes of that meeting as well as one written comment which was received following the hearing are included in the packet as Attachment 4. Draft maps of Allowable and Exclusion Areas for marijuana related businesses are included in the packet as Attachments 5 and 6 respectively.

At the January 22nd Planning Commission meeting, the Commission recommended that the City Council adopt the proposed zoning code amendments. The PowerPoint presentation is included as Attachment 7 to the packet.

FUTURE ACTIONS

Action on Ordinance No. 599 is scheduled for the February 3, 2014 regular meeting.

Administrative Recommendation: Receive presentation, ask questions, and request more information and/or comment on Planning Commission and staff recommendation.

Advisory Board Recommendation: The Planning Commission unanimously recommended the City Council approve the zoning code amendment as set forth in Ordinance No. 599.

Suggested Motion: None required.

Submitted by: Charles W. "Chip" Davis

Administration _____

Interim City Manager _____

Today's Date: January 21, 2014

File Code: \\File\records\CC\Agenda Bill 2014\012714cd-1
MRB Zoning Code Amend.docx

Marijuana Related Business Zoning Summary

On August 19, 2013, City of Burien Ordinance No. 586 established interim zoning regulations governing recreational marijuana businesses in the City of Burien. The following marijuana related business regulations, based on the previously adopted regulations, are proposed as amendments to the Burien Zoning Ordinance (BMC Title 19):

A. Definitions (New sections BMC 10.10.333, 19.10.333.2-.5, 19.10.467 and 19.10.549):

The terms “marijuana”, “marijuana-infused products”, “marijuana producer”, “marijuana processor”, and “marijuana retailer” shall have the meaning set forth in RCW 69.50.101.

"Marijuana" or "marihuana" means all parts of the plant Cannabis, whether growing or not, with a THC concentration greater than 0.3 percent on a dry weight basis; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. The term does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.

"Marijuana processor" means a person licensed by the state liquor control board to process marijuana into useable marijuana and marijuana-infused products, package and label useable marijuana and marijuana-infused products for sale in retail outlets, and sell useable marijuana and marijuana-infused products at wholesale to marijuana retailers.

"Marijuana producer" means a person licensed by the state liquor control board to produce and sell marijuana at wholesale to marijuana processors and other marijuana producers.

"Marijuana retailer" means a person licensed by the state liquor control board to sell useable marijuana and marijuana-infused products in a retail outlet.

"Marijuana-infused products" means products that contain marijuana or marijuana extracts and are intended for human use. The term "marijuana-infused products" does not include useable marijuana.

"Retail outlet" means a location licensed by the State Liquor Control Board for the retail sale of usable marijuana and marijuana-infused products.

"Useable marijuana" means dried marijuana flowers. The term "useable marijuana" does not include marijuana-infused products.

B. State licensed marijuana producers and marijuana processors (New sections BMC 19.16.050.23 and 19.15.070.13):

State licensed marijuana producers and processors may locate in the City of Burien pursuant to the following regular and special regulations:

1. **Marijuana producers and processors** may locate only in the I-Industrial and AI-Airport Industrial zones following a **Type 1 Administrative Review**.

The Draft Allowable Areas Map for Burien delineates the areas where producers and processors may locate in orange. Detailed, property specific designations may be obtained by contacting the Community Development Department.

2. **The Type 1 Review process for marijuana producers and marijuana processors** shall include a determination and finding as to whether or not the proposed use is compatible with adjoining uses. The facility shall be designed, located, constructed and buffered to blend in with its surroundings and mitigate significant adverse impacts on adjoining properties and the community. Special attention shall be given to minimizing odor, noise, light, glare and traffic impacts.
3. **Marijuana producers and marijuana processors** must comply with all requirements of state law and the Washington State Liquor Control Board's regulations.
4. **Marijuana producers and processors** shall not locate on a site or in a building in which non-conforming production or processing uses have been established in any zone other than the I-Industrial and AI-Airport Industrial zones.
5. **Marijuana producers and processors** shall not operate as an accessory to a primary use or as a home occupation.
6. **Marijuana producers and processors** may locate in the same building, and all production and processing activities shall occur within an enclosed structure.
7. **Marijuana producers and processors** shall not locate within one thousand feet (1,000') as measured by the shortest straight line distance from the property line of the licensed facility to the property line of an elementary or secondary school, playground, recreation center or facility, child care center, public park, public transit center, or library, or any game arcade admission to which is not restricted to persons aged twenty-one years or older.

The Draft Exclusion Areas Map delineates the areas where producers and processors are excluded from locating. Areas shown in peach color are located within 1000' of a youth-oriented facility.

C. **State licensed marijuana retailers (New sections BMC 19.15.015.11, 19.15.020.11, 19.15.025.13, 19.15.035.16, 19.15.040.17, 19.15.055.14 and 19.15.065.16)**

State licensed marijuana retailers may locate in the City of Burien pursuant to the following regular and special regulations:

1. **Marijuana retailers** may locate only in the CN-Neighborhood Commercial, CI-Intersection Commercial, CR-Regional Commercial, CC-Community Commercial, DC-Downtown Commercial, SPA-1 Old Burien and SPA-3 Gateway zones following a **Type 1 Administrative Review**.

The Draft Allowable Areas Map for Burien delineates the areas where retailers may locate in red. Detailed, property specific designations may be obtained by contacting the Community Development Department.

2. **The Type 1 Review process for marijuana retailers** shall include a determination and finding as to whether or not the proposed use is compatible with adjoining uses. The facility shall be designed, located, constructed and buffered to blend in with its surroundings and mitigate significant adverse impacts on adjoining properties and the community. Special attention shall be given to minimizing odor, noise, light, glare and traffic impacts.
3. **Marijuana retailers** must comply with all requirements of state law and the Washington State Liquor Control Board's regulations.
4. **Marijuana retailers** shall not locate in the RS-Residential Single-Family, RM-Multi-Family, PR-Professional Residential, O-Office and SPA-2 Ruth Dykeman Children's Center zones.
5. **Marijuana retailers** shall not locate in a building in which non-conforming retail uses have been established in any residential or office zone.
6. **Marijuana retailers** shall not operate as an accessory to a primary use or as a home occupation.
7. **Marijuana retailers** shall not locate within one thousand feet (1,000') as measured by the shortest straight line distance from the property line of the licensed facility to the property line of an elementary or secondary school, playground, recreation center or facility, child care center, public park, public transit center, or library, or any game arcade admission to which is not restricted to persons aged twenty-one years or older.

The Draft Exclusion Areas Map delineates the areas where retailers are excluded from locating. Areas shown in peach color are located within 1000' of a youth-oriented facility.

Key Points

- The initial presentation for the proposed marijuana related business zoning is scheduled for the Planning Commission on December 11th. A public hearing on the proposed regulations is scheduled for the January 8, 2014 Planning Commission meeting and the Commission will make its recommendation to the Burien City Council on January 22nd. The Burien City Council is scheduled to consider the proposed regulations at their January 27th and February 3rd meetings.
- Since the Liquor Control Board has not issued any licenses yet and will not be doing so until January, 2014 at the earliest, the interim zoning regulations have been instrumental in responding to inquiries from property owners and potential licensees on the suitability of specific properties for locating recreational marijuana uses and serve as the basis for the proposed marijuana related business zoning amendments.
- All marijuana uses will be prohibited as a use or as a non-conforming use in all Single-Family Residential, Multi-Family Residential, Professional Residential, Office and SPA-2 (Ruth Dykeman Children's Center) zones.
- State licensed marijuana production and processing will only be allowed as a use or as a non-conforming use in the Industrial or Airport Industrial zones (more specifically only in a portion of the Northeast Redevelopment Area) and all activities must occur within an enclosed structure.
- State licensed marijuana production and processing can be located in the same industrially zoned building.
- State licensed marijuana production, processing or retailing cannot operate as an accessory to a primary use or as a home occupation.
- In order to apply for the required Type 1 Administrative review, the applicant will be required to produce either a license or license application from the State of Washington as only State licensed producers, processors and retailers will be considered.
- No use that purports to be a marijuana producer, processor or retailer that was engaged in the activity prior to August 19, 2013 shall be deemed to be a legally established use and shall not be entitled to non-conforming status.
- Marijuana producers, processors and retailers are required to acquire all necessary business licenses and are required to comply with municipal tax regulations and all other applicable City ordinances.

City of Burien
Marijuana Related Business Zoning Amendments

Section	BMC	Topic	Current Code	Proposal	Comment
1	NEW 19.10.333 – Definitions	Marijuana definition	None	All parts of the plant Cannabis, whether growing or not, with a THC concentration greater than 0.3 percent on a dry weight basis; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. The term does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.	Definition from RCW 69.50.101
2	NEW 19.10.333.2 – Definitions	Marijuana processor definition	None	A facility licensed by the state liquor control board to process marijuana into useable marijuana and marijuana-infused products, package and label useable marijuana and marijuana-infused products for sale in retail outlets, and sell useable marijuana and marijuana-infused products at wholesale to marijuana retailers.	Definition from RCW 69.50.101
3	NEW 19.10.333.3 – Definitions	Marijuana producer definition	None	A facility licensed by the state liquor control board for the production and sale at wholesale of marijuana to marijuana processors and other marijuana producers.	Definition from RCW 69.50.101
4	NEW 19.10.333.4 – Definitions	Marijuana retailer definition	None	A facility licensed by the state liquor control board where useable marijuana and marijuana-infused products may be sold at retail.	Definition from RCW 69.50.101
5	NEW 19.10.333.5 – Definitions	Marijuana-infused products definition	None	Products that contain marijuana or marijuana extracts and are intended for human use. The term “marijuana-infused products” does not include usable marijuana.	Definition from RCW 69.50.101

City of Burien
Marijuana Related Business Zoning Amendments

Section	BMC	Topic	Current Code	Proposal	Comment
6	NEW 19.10.467 – Definitions	Retail marijuana outlet definition	None	A location licensed by the State Liquor Control Board for the retail sale of usable marijuana and marijuana-infused products.	Definition from RCW 69.50.101
7	NEW 19.10.549 – Definitions	Usable marijuana definition	None	Dried marijuana flowers. The term “useable marijuana” does not include marijuana-infused products.	Definition from RCW 69.50.101
8	NEW 19.15.050.23 19.15.070.13	Marijuana producers and processors as permitted use	Industrial (I) and Airport Industrial (AI) zone use charts	<p>Marijuana producers and processors are a permitted use in these zones subject to a Type 1 Review process which includes a determination and finding as to whether or not the proposed use is compatible with adjoining uses. Producers and processors are subject to the following special regulations:</p> <ol style="list-style-type: none"> 1. The facility shall be designed, located, constructed and buffered to blend in with its surroundings and mitigate significant adverse impacts on adjoining properties and the community. Special attention shall be given minimizing odor, noise, light, glare and traffic impacts. 2. Must comply with all requirements of State law and the Washington State Liquor Control Board’s regulations. 3. Marijuana producers and processors shall not locate on a site or in a building in which non-conforming production or processing uses have been established in any zone other than I or AI zones. 	From Ordinance No. 586, Interim Zoning Regulations

City of Burien
Marijuana Related Business Zoning Amendments

Section	BMC	Topic	Current Code	Proposal	Comment
8 (cont.)	NEW 19.15.050.23 19.15.070.13	Marijuana producers and processors as permitted use	Industrial (I) and Airport Industrial (AI) zone use charts	<ol style="list-style-type: none"> 4. Marijuana producers and processors shall not operate as an accessory to a primary use or as a home occupation. 5. Marijuana producers and processors may locate in the same building and all production and processing activities shall occur within an enclosed structure. 6. Marijuana producers and processors shall not locate within one thousand feet (1,000') as measured by the shortest straight line distance from the property line of the licensed premises to the property line of an elementary or secondary school, playground, recreational center or facility, child care center, public park, public transit center, library or arcade where admission is not restricted to those age 21 and older. 	From Ordinance No. 586, Interim Zoning Regulations
9	NEW 19.15.015.11 19.15.020.11 19.15.025.13 19.15.035.16 19.15.040.17 19.15.055.14 19.15.065.16	Marijuana retailers as permitted use	Neighborhood Commercial (CN), Intersection Commercial (CI), Regional Commercial (CR), Community Commercial (CC), Downtown Commercial (DC),	<p>Marijuana retailers are a permitted use in Commercial zones subject to a Type 1 Review process which includes a determination and finding as to whether or not the proposed use is compatible with adjoining uses. Retailers are subject to the following special regulations:</p> <ol style="list-style-type: none"> 1. The facility shall be designed, located, constructed and buffered to blend in with its surroundings and mitigate significant adverse impacts on adjoining properties and the community. Special attention shall be given minimizing odor, noise, light, glare and traffic impacts. 2. Must comply with all requirements of State law and the Washington State Liquor Control Board's regulations. 	From Ordinance No. 586, Interim Zoning Regulations

City of Burien
Marijuana Related Business Zoning Amendments

Section	BMC	Topic	Current Code	Proposal	Comment
9 (cont.)	NEW 19.15.015.11 19.15.020.11 19.15.025.13 19.15.035.16 19.15.040.17 19.15.055.14 19.15.065.16	Marijuana retailers as permitted use	Old Burien (SPA-1) and Gateway (SPA-3) zone use charts	<p>3. Marijuana retailers shall not locate in the Single-Family Residential (RS), Multi-Family (RM), Professional Residential (PR), Office (O) and Ruth Dykeman Children's Center zones.</p> <p>4. Marijuana retailers shall not locate in a building in which non-conforming retail uses have been established in any residential or office zone.</p> <p>5. Marijuana retailers shall not operate as an accessory to a primary use or as a home occupation.</p> <p>6. Marijuana retailers shall not locate within one thousand feet (1,000') as measured by the shortest straight line distance from the property line of the licensed premises to the property line of an elementary or secondary school, playground, recreational center or facility, child care center, public park, public transit center, library or arcade where admission is not restricted to those age 21 and older.</p>	From Ordinance No. 586, Interim Zoning Regulations
10	ADD 19.17.090.4.A.x	Marijuana Businesses as prohibited use	Home Occupations	<p>A. Prohibited home occupations.</p> <p>x. Marijuana producers, processors and retailers.</p>	From Ordinance No. 586, Interim Zoning Regulations

CITY OF BURIEN, WASHINGTON

ORDINANCE NO. 599

AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, AMENDING TITLE 19 OF THE BURIEN MUNICIPAL CODE RELATED TO THE ESTABLISHMENT, LOCATION, OPERATION, LICENSING, MAINTENANCE OR CONTINUATION OF MARIJUANA PRODUCERS, PROCESSORS, AND RETAILERS AS REGULATED PURSUANT TO WASHINGTON STATE INITIATIVE 502; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, on November 6, 2012, Initiative 502 was passed by the voters of the State of Washington, providing a framework under which marijuana producers, processors, and retailers can become licensed by the State of Washington; and

WHEREAS, Initiative 502 directed the Washington State Liquor Control Board (LCB) to develop rules and regulations to:

1. Determine the number of producers, processors and retailers of marijuana by county;
2. Develop licensing and other regulatory measures;
3. Issue licenses to producers, processors, and retailers at locations which comply with the Initiative's distancing requirements prohibiting such uses within one thousand feet of schools and other designated public facilities; and
4. Establish a process for the City to comment prior to the issuance of such licenses; and

WHEREAS, the LCB adopted final rules in mid-October 2013 and opened the application period for the issuance of marijuana producer, processor and retail licenses to qualified applicants in December, 2013; and

WHEREAS, the LCB rules prohibit marijuana-related uses within 1,000 feet of the perimeter of certain uses and buildings, such as child care centers, public parks and recreation centers or facilities; and

WHEREAS, pursuant to WAC 314-55-020(11), approval of a marijuana license application by the LCB "shall not be construed as a license for, or approval of, any violations of local rules or ordinances including, but not limited to: Building and fire codes, zoning ordinances, and business licensing requirements"; and

WHEREAS, the adoption of land use and zoning regulations is a valid exercise of the City's police power and is specifically authorized by RCW 35A.63.100; and

WHEREAS, Section 69.51A.140 RCW, enacted as part of Washington's medical cannabis act, delegates authority to cities and towns to adopt and enforce zoning requirements, business licensing requirements, health and safety requirements, and business taxes related to marijuana production, processing and dispensing as exercises of the City's police powers and not necessarily limited to medical marijuana-related uses; and

WHEREAS, the Burien Municipal Code does not currently have specific provisions addressing licensing, producing, processing or retailing of recreational marijuana; and

WHEREAS, on August 19, 2013, the City adopted Ordinance 586 establishing interim zoning regulations on the establishment, location, operation, licensing, maintenance or continuation of marijuana producers, processors, and retailers as regulated pursuant to I-502 in order to investigate this issue further and obtain regulatory clarity and guidance from the LCB's rules and Burien's citizens; and

WHEREAS, the Planning Commission held a duly noticed public hearing to receive public comments on January 8, 2014 and subsequently recommended approval of the proposed amendments on January 22, 2014; and

WHEREAS, the SEPA responsible official issued a determination of non-significance on December 9, 2013; and

WHEREAS, the City provided the proposed zoning amendments to the Washington State Department of Commerce as required by chapter 36.70A RCW; and

WHEREAS, the City Council held public meetings on January 27, 2014 and February 3, 2014 to review and discuss the proposed amendments; and

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

Section 1. Amendments to BMC Title 19. The City Council of the City of Burien hereby amends Title 19 BMC by adopting new Sections 19.10.333, 19.10.333.2, 19.10.333.3, 19.10.333.4, 19.10.333.5, 19.10.467, 19.10.549, 19.15.015.11, 19.15.020.11, 19.15.025.13, 19.15.035.16, 19.15.040.17, 19.15.050.23, 19.15.055.14, 19.15.065.16, and 19.15.070.13 and also by amending Section 19.17.090.4.A, as set forth in Exhibit A and as summarized in Exhibit B, which are attached hereto and are incorporated herein by this reference.

Section 2. Findings and Criteria. In accordance with the criteria set forth in BMC 19.65.100, the City Council finds that the amendments adopted herein are consistent with the Comprehensive Plan, bear a substantial relation to the public health, safety and welfare, and are in the best interest of the community as a whole.

Section 3. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be pre-empted by state or

federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 4. Effective Date. This Ordinance shall be published by summary in the official newspaper of the City and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE __ DAY OF _____ 2014, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS __ DAY OF _____ 2014.

CITY OF BURIEN
Lucy Krakowiak, Mayor

ATTEST/AUTHENTICATED:
Monica Lusk, City Clerk

Approved as to form:
Ann Marie Soto, Acting City Attorney

Filed with the City Clerk:
Passed by the City Council:
Ordinance No. 599
Date of Publication:

DRAFT

City of Burien

BURIEN PLANNING COMMISSION
January 8, 2014
7:00 p.m.
Multipurpose Room/Council Chambers
MINUTES

To hear the Planning Commission's full discussion of a specific topic or the complete meeting, the following resources are available:

- Watch the video-stream available on the City website, www.burienwa.gov
- Check out a DVD of the Council Meeting from the Burien Library
- Order a DVD of the meeting from the City Clerk, (206) 241-4647

CALL TO ORDER

Chair Jim Clingan called the January 8, 2014, meeting of the Burien Planning Commission to order at 7:00 p.m.

ROLL CALL

Present: Jim Clingan, Ray Helms, Butch Henderson, Brooks Stanfield

Absent: Greg Duff, Joey Martinez, with one position now vacant

Administrative staff present: Chip Davis, Community Development director; David Johanson, senior planner

AGENDA CONFIRMATION

Direction/Action

Motion was made by Commissioner Stanfield, seconded by Commissioner Henderson, to approve the agenda for the January 8, 2014, meeting. Motion passed 4-0.

PUBLIC COMMENT

None.

APPROVAL OF MINUTES

Direction/Action

Motion was made by Commissioner Henderson, seconded by Commissioner Stanfield, and passed 4-0 to approve the minutes of the December 11, 2013, meeting.

PUBLIC HEARING

Chair Clingan opened the hearing at 7:02 p.m. Chip Davis gave a brief summary of the proposed permanent regulations and outlined the proposed timeline for adoption of zoning regulations for the location of marijuana-related businesses in Burien. The interim zoning regulations expire on February 19, 2014.

Jag Basra owns an airport-related parking lot on South 140th Street in the Northeast Redevelopment Area (NERA). He asked if the City did enough to notify residents about the hearing. He said he noticed on the map that some parcels are partially in the exclusion area and partially in the allowable area and asked how that would be resolved. He said he is concerned about increased crime as a result of these businesses being allowed. He asked if the state requires the City to allow marijuana-related businesses. He said he is not happy about the City allowing marijuana-related businesses in the NERA.

Rick (last name unclear) asked if child care businesses will not be allowed to open within 800 feet of an established marijuana-related business.

Commissioner Helms asked for clarification of the process after a prospective marijuana-related business receives a license from the state. Mr. Davis explained that the business would have to apply for a City of Burien Type I review, which includes notification of property owners within 500 feet of the selected location, allowing those property owners to comment on the proposed business.

Commissioner Stanfield asked for confirmation that Burien is not allowed to ban marijuana-related businesses from the city. Mr. Davis said the City can ban them, but that opens the City up to potential lawsuits from people denied the right to locate a legitimate use, approved by Washington voters, in the city. He noted that the City Council chose to accommodate the use, but with very strict limitations. He pointed out that the Liquor Control Board will grant only one retail license for Burien out of eight license applications filed, and only one producer and one producer-processor application have been filed for Burien, neither of them in NERA.

Mike Dudley, 16466 Ambaum Blvd S., said marijuana-related businesses will attract crime; a consequence that he believes the Liquor Control Board has underestimated and that needs to be addressed by the City as part of the infrastructure. He said it comes down to whether or not Burien is going to embrace this change, which has the potential to help schools and jobs. He compared having a single retailer in Burien to having a liquor store, which isn't a big issue to him. He is interested to see how the future of Burien is shaped by having these businesses.

Mr. Davis noted that these businesses will not be much of a tax revenue source for the City, based on how the state has set up the system.

There being no further testimony or commissioner comments, Chair Clingan closed the hearing at 7:40 p.m.

OLD BUSINESS

None.

NEW BUSINESS

None.

PLANNING COMMISSION COMMUNICATIONS

None.

DIRECTOR'S REPORT

David Johanson said the commission will resume its work on the Comprehensive Plan update in February, starting with the Housing Element. The annual docket process is now open and will close March 2nd.

ADJOURNMENT

Direction/Action

Commissioner Stanfield moved for adjournment; Commissioner Henderson seconded. Motion carried 4-0. The meeting was adjourned at 7:45 p.m.

APPROVED: _____

Jim Clingan, chair
Planning Commission

Chip Davis

From: Earl Long [Earl.Long@comcast.net]
Sent: Thursday, January 09, 2014 6:27 AM
To: Chip Davis
Subject: Public comments regarding regulations for Marijuana sales in Burien

Mr. Davis:

I apologize that I was unable to attend last night's public hearing. I again would like to resubmit my comments sent to you and the previous city council on September 27, 2013. I am requesting that you share my comments with the new council.

I am happy to discuss my comments with you and any member of the Council. I can be reached at 206-498-6187 or email at earl.long@comcast.net.

Respectfully,

Earl Long,
13772 – 16th Avenue SW
Burien, WA 98166

From: Earl Long [Earl.Long@comcast.net]
Sent: Friday, September 27, 2013 11:04 AM
To: Chip Davis
Cc: Monica Lusk; Craig Knutson; Carol Allread; Brian Bennett; Lucy Krakowiak; Jack Block Jr.; Joan McGilton; Rose Clark; Jerry Robison; Bob Edgar
Subject: Public comments regarding regulations for Marijuana sales in Burien

Thank you. I was sick on the 25th and unable to attend the public hearing. Please accept this email as my testimony regarding the regulations for Marijuana.

I am opposed to the establishment of a recreational marijuana business within the city limits of Burien. The laws passed last election is a "permissive" law. It does not require communities to let these businesses operate with city boundaries. Thus encouraging each community to determine for themselves if such business is consistent with the communities' norms and values. I would suggest that marijuana sales business will increase the amount of crime in our community, expose youth to this product which by the same law is prohibited. I'd suggest such businesses that have the potential to increase crime are inconsistent with Burien's core values that are the underlying principles described in the Council's goals - <http://www.burienwa.gov/DocumentCenter/Home/View/613>. In fact, the very first goal reads as follows:

"Ensure that Our Residents are Healthy & Secure and we do that by...

> Keeping our Residents Safe"

Without checking crime reports, I'm pretty sure that crime has increased since the law was changed to permit the sale of liquor in grocery stores and businesses such as Walgreen's and Bartell Drug. My only proof to support this statement comes from my conversations with

cashiers at these business. They told me crime has increased. So, why increase the potential for more crime by permitting recreational marijuana sales in Burien?

The research showing the delay in brain development caused by the consumption of marijuana is well documented. Especially, as related to the brain development of youth. That research/fact sheets are available from national sites, such as the National Institute of Health in documents such as, <http://www.drugabuse.gov/publications/drugfacts/marijuana>. Again, I ask you the question "Why would Burien want to support the location of businesses in our community that sell such a product that is harmful in the hands of youth?"

If Burien decides to not permit this business the amount of marijuana will increase in our community. The law permits personal consumption by adults within the confines of their home. I want to advocate a strict enforcement of this law. I want the Burien law enforcement officers to ticket or arrest violators according to the limitations of this law. I won't consume this product and do not want to have to smell it drifting in our parks, near taverns, restaurants, or on the streets of my neighborhood.

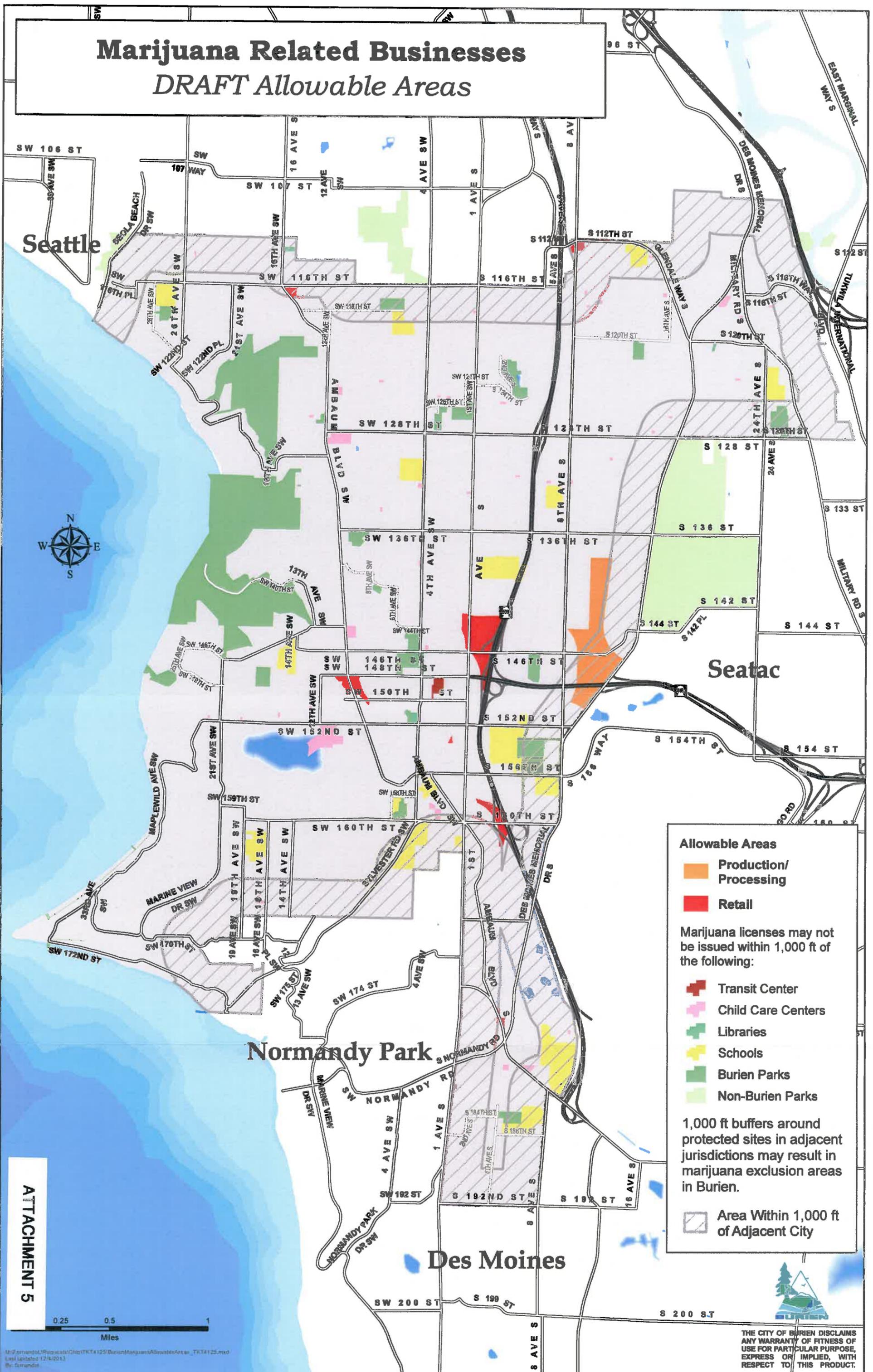
I support you efforts to have an open and honest discussion of this matter. I believe after you look at the merits of my testimony you will make the decision to not permit this business in our community.

Thank you,

Earl Long

Marijuana Related Businesses

DRAFT Allowable Areas



Allowable Areas

- Production/Processing
- Retail

Marijuana licenses may not be issued within 1,000 ft of the following:

- Transit Center
- Child Care Centers
- Libraries
- Schools
- Burien Parks
- Non-Burien Parks

1,000 ft buffers around protected sites in adjacent jurisdictions may result in marijuana exclusion areas in Burien.

- Area Within 1,000 ft of Adjacent City

ATTACHMENT 5



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 Last updated: 12/4/2013
 By: Schmandel



THE CITY OF BURIEN DISCLAIMS ANY WARRANTY OF FITNESS OF USE FOR PARTICULAR PURPOSE, EXPRESS OR IMPLIED, WITH RESPECT TO THIS PRODUCT.



Burien

Washington, USA

**MARIJUANA RELATED
BUSINESS ZONING
AMENDMENTS**

January 27, 2014

Marijuana Related Business Zoning Summary

On August 19, 2013, City of Burien Ordinance No. 586 established interim zoning regulations governing recreational marijuana businesses in the City of Burien. The following marijuana related business regulations, based on the previously adopted regulations, are proposed as amendments to the Burien Zoning Ordinance (BMC Title 19):

A. Definitions (New sections BMC 10.10.333, 19.10.333.2-.5, 19.10.467 and 19.10.549):

The terms “marijuana”, “marijuana-infused products”, “marijuana producer”, “marijuana processor”, and “marijuana retailer” shall have the meaning set forth in RCW 69.50.101.

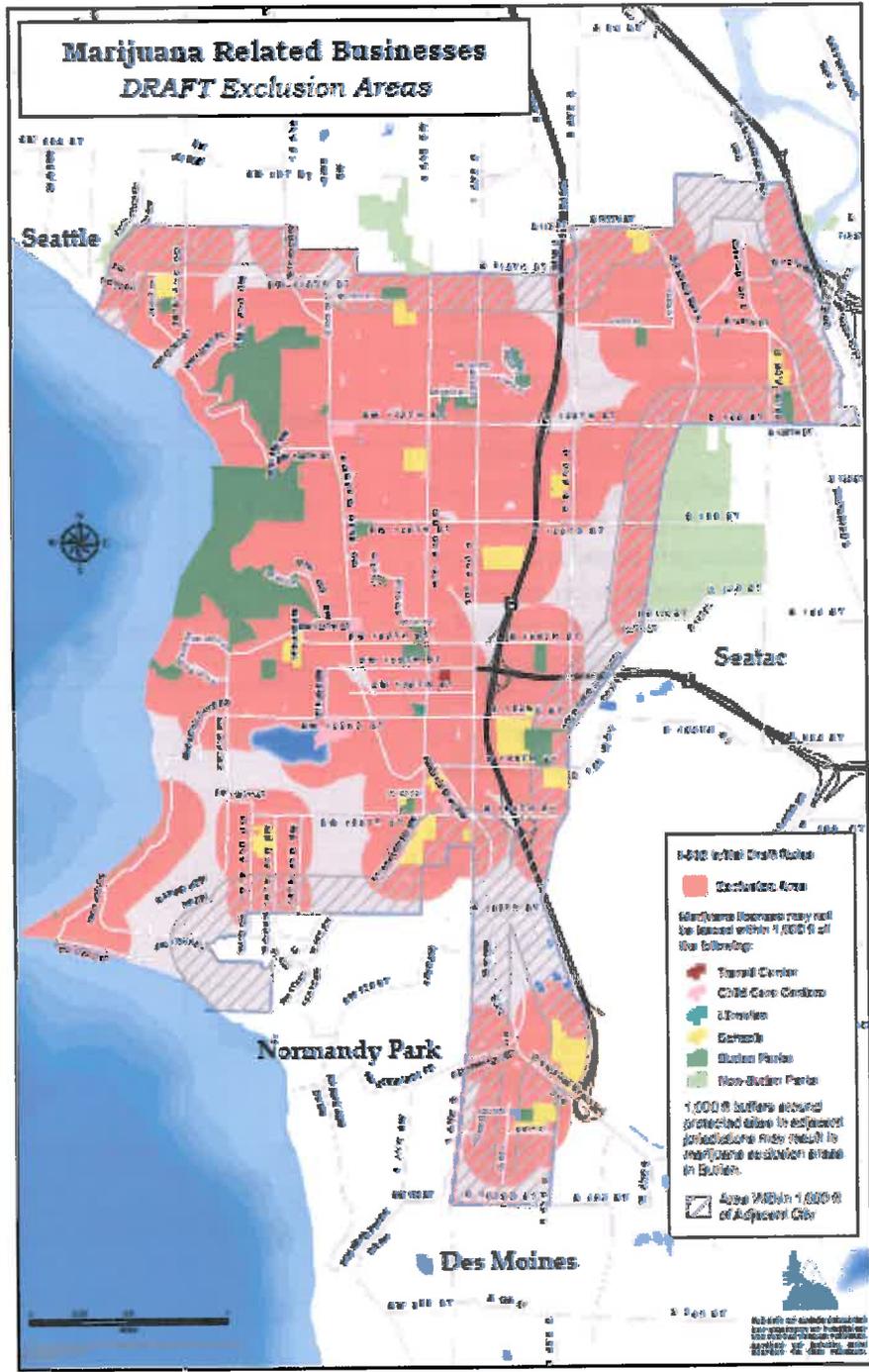
"Marijuana" or "marihuana" means all parts of the plant Cannabis, whether growing or not, with a THC concentration greater than 0.3 percent on a dry weight basis; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. The term does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.

"Marijuana processor" means a person licensed by the state liquor control board to process marijuana into useable marijuana and marijuana-infused products, package and label useable marijuana and marijuana-infused products for sale in retail outlets, and sell useable marijuana and marijuana-infused products at wholesale to marijuana retailers.

City of Burien
Marijuana Related Business Zoning Amendments

Section	BMC	Topic	Current Code	Proposal	Comment
1	NEW 19.10.333 – Definitions	Marijuana definition	None	All parts of the plant Cannabis, whether growing or not, with a THC concentration greater than 0.3 percent on a dry weight basis; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. The term does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant which is incapable of germination.	Definition from RCW 69.50.101
2	NEW 19.10.333.2 – Definitions	Marijuana processor definition	None	A facility licensed by the state liquor control board to process marijuana into useable marijuana and marijuana-infused products, package and label useable marijuana and marijuana-infused products for sale in retail outlets, and sell useable marijuana and marijuana-infused products at wholesale to marijuana retailers.	Definition from RCW 69.50.101
3	NEW 19.10.333.3 – Definitions	Marijuana producer definition	None	A facility licensed by the state liquor control board for the production and sale at wholesale of marijuana to marijuana processors and other marijuana producers.	Definition from RCW 69.50.101
4	NEW 19.10.333.4 – Definitions	Marijuana retailer definition	None	A facility licensed by the state liquor control board where useable marijuana and marijuana-infused products may be sold at retail.	Definition from RCW 69.50.101
5	NEW 19.10.333.5 – Definitions	Marijuana-infused products definition	None	Products that contain marijuana or marijuana extracts and are intended for human use. The term “marijuana-infused products” does not include usable marijuana.	Definition from RCW 69.50.101

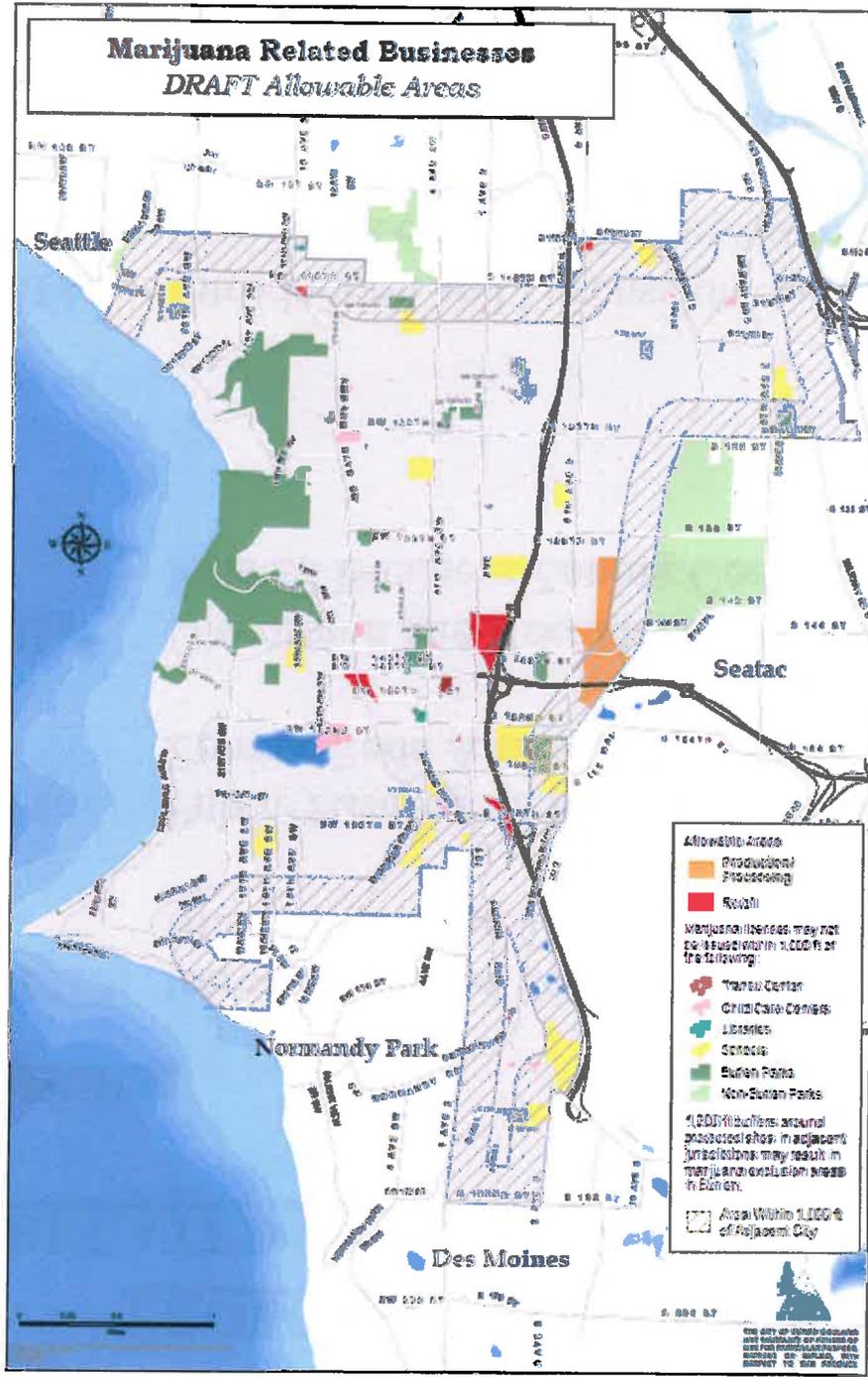
Marijuana Related Businesses DRAFT Exclusion Areas



As with all zoning proposals, the proposed regulations are subject to public review and comment. The public hearing will be held on Tuesday, June 15, 2021 at 6:00 PM in the City Council Chamber, 49th Floor, 1900 4th Avenue, Seattle, WA 98101.

Marijuana Related Businesses

DRAFT Allowable Areas



THE CITY OF DES MOINES DOES NOT WARRANT OR GUARANTEE THE ACCURACY OF ANY INFORMATION PROVIDED HEREON OR THEREON. THE USER ASSUMES ALL LIABILITY FOR ANY DAMAGE TO HIS PROPERTY.

PROPOSED SCHEDULE
MARIJUANA RELATED BUSINESS ZONING REGULATIONS

Planning Commission

December 11, 2013: Introduction and Discussion on Marijuana Related Business Zoning Code Amendments.

January 8, 2014: Public Hearing on Marijuana Related Business Zoning Code Amendments.

January 22, 2014: Discussion and Recommendation on Marijuana Related Business Zoning Code Amendments.

City Council

January 27, 2014: Introduction and Discussion on Marijuana Related Business Zoning Code Amendments.

February 3, 2014: Discussion and Possible Adoption of Marijuana Related Business Zoning Code Amendments.

CITY OF BURIEN
COUNCIL PROPOSED AGENDA SCHEDULE
2014

**January 23, 6 pm Special Meeting – Executive Session to discuss a personnel matter, and
7 pm Special Meeting – Discussion on the city manager selection process
(Miller Creek Conference Room, 400 SW 152nd St., Ste. 300)**

February 3, 7 pm Regular Council Meeting

Presentation on Town Square.

(City Manager)

Presentation of the 2013 Annual Report by the Southwest King County Chamber of Commerce.

(City Manager)

Discussion and Possible Action on Permanent Marijuana Zoning Regulations.

(Community Development)

City Manager's Report.

(City Manager)

February 10, 6 pm Special Meeting - Executive Session to discuss a personnel

February 17, Regular Meeting CANCELED (Presidents' Day Holiday)

**February 24, TBD, Special Meeting - Planning Commission Interviews,
7 pm Council Study Session**

Presentation on the Communications Plan and Social Media Policy.

(City Manager)

Discussion and Possible Motion on Naming of Trail in Northeast Redevelopment Area.

(Parks)

Review of Council Proposed Agenda Schedule.

(City Manager)

February 28 – March 1, TBD, Special Meeting(s) – City Manager candidate interviews

March 3, TBD, Special Meeting - Planning Commission Interviews

6:30 pm Special Meeting - Discussion on Naming the 2013 Citizen(s) of the Year Award Recipient(s)

7 pm Regular Council Meeting

Presentation on the Highline School District's Strategic Plan by Superintendent Susan Enfield.

(City Manager – Rescheduled from 2/3)

Motion on Naming the 2014 Annual Citizen(s) of the Year Award Recipient(s).

(City Manager)

Motion to Approve Appointments to the Planning Commission.

(City Manager)

Presentation on the 2013 Annual Report by the Business and Economic Development Partnership.

(City Manager)

Presentation on the Economic Development Strategic Plan.

(City Manager – Rescheduled from 2/3)

Tentative - Discussion on Seattle City Light Franchise Agreement.

(Public Works)

Tentative - Public Works Maintenance Facility.

(Public Works – Rescheduled from 2/24)

Discussion on Speed Limits.

(Public Works – Rescheduled from 2/3)

Discussion on Truck Routes.

(Public Works – Rescheduled from 2/3)

City Manager's Report.

(City Manager)

March 17, TBD, Planning Commission Interviews (If Needed),

7 pm Regular Council Meeting

Presentation of the 2013 Annual Report by Discover Burien.

(City Manager)

Presentation on the Adopt-a-Park Program.

(Parks – Rescheduled from 2/24)

Presentation and Update Regarding Seahurst Beach Restoration Project

(Parks)

Motion to Approve Appointments to the Planning Commission.

(City Manager)

Motion to Adopt Ordinance No. 597, Relating to Speed Limits.

(Public Works – Rescheduled from 3/3)

Motion to Adopt Ordinance No. 598, Relating to Truck Routes.

(Public Works – Rescheduled from 3/3)

Review of Council Proposed Agenda Schedule.

(City Manager)

City Manager's Report.

(City Manager)

March 24, 7 pm Council Study Session

April 7, Reception Honoring Citizen(s) of the Year and Outgoing Advisory Board Members,

7 pm Regular Council Meeting

Presentation of the 2013 Annual Report by the Small Business Development Center (SBDC).

(City Manager)

Presentation on City-Sponsored, School-Based ArtsCorps Programs.

(Parks)

Introduction and Discussion of 2014 Comprehensive Plan Docket.

(Community Development)

City Manager's Report.

(City Manager)

April 21, 7 pm Regular Council Meeting

Discussion and Possible Adoption of 2014 Comprehensive Plan Docket.

(Community Development)

City Manager's Report.

(City Manager)

April 28, 7 pm Council Study Session

May 5, 7 pm Regular Council Meeting

May 19, 7 pm Regular Council Meeting

Motion to Adopt the King County Hazard Mitigation Plan.

(City Manager)

Review of Council Proposed Agenda Schedule.

(City Manager)

City Manager's Report.

(City Manager)

May 26, 7 pm Council Study Session CANCELED (Memorial Day Holiday)