



CITY COUNCIL MEETING AGENDA

October 26, 2009

SPECIAL MEETING, Miller Creek Conference Room, 3rd Floor

For the purpose of holding an Executive Session to discuss a personnel matter
per RCW 42.30.110(1g)

6:45 p.m.

and

Council Meeting, 1st Floor

7:00 p.m.

Burien City Hall, Council Chambers
400 SW 152nd Street, 1st Floor
Burien, Washington 98166

PAGE NO.

1. CALL TO ORDER

2. EXECUTIVE SESSION

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL

5. AGENDA CONFIRMATION

6. PUBLIC COMMENT

To receive comments on *topics other than public hearing topics*. Individual will please limit their comments to three minutes, and groups to five minutes.

7. CORRESPONDENCE FOR THE RECORD

- a. Email Dated August 17, 2009, from Jerry Althausser, WSDOT Maintenance/Operations Superintendent to Judith McDonald Responding to Median Plantings at the 148th Street/518 Exit. 3.

8. PRESENTATIONS

9. CONSENT AGENDA

- a. Approval of Vouchers: Numbers 23304 - 23428 in the Amount of \$576,425.40. 7.
- b. Approval of Minutes: October 5, 2009, Council Meeting. 25.

COUNCILMEMBERS

Joan McGilton, Mayor
Kathy Keene

Sue Blazak, Deputy Mayor
Lucy Krakowiak
Sally Nelson

Rose Clark
Gordon Shaw

CITY COUNCIL MEETING AGENDA

October 26, 2009

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|----------------------------|--|-----|
| 10. BUSINESS AGENDA | a. City Manager's Report. | 29. |
| | b. Review of Council Proposed Agenda Schedule. | 49. |
| | c. Motion to Adopt Proposed Ordinance No. 525, Approving the
Final Plat of the Des Moines Estates Subdivision (16223 Des
Moines Memorial Drive). | 53. |
| | d. Discussion on Proposed Ordinance No. 523, Regarding 2009
Zoning Code Amendments. | 69. |

11. COUNCIL REPORTS

12. ADJOURNMENT

Lisa Clausen

3

Subject: Follow-Up re: Plants Between Ramps at SR 509 and SR 518

From: Judith McDonald [mailto:jmcdon3940@comcast.net]
Sent: Wednesday, October 14, 2009 7:42 PM
To: 'Althausen, Jerry'
Cc: Valerie Stuart; 'Riley, Vern'
Subject: RE: Plants Between Ramps at SR 509 and SR 518

Dear Mr. Althausen,

It looks like a crew cleaned up the garbage and weeded the areas between the ramps at SR 509 and SR 518. I saw the crew working a couple of days ago, and the result is a huge improvement.

Thank you,
Judith McDonald

From: Althausen, Jerry [mailto:AlthauG@wsdot.wa.gov]
Sent: Monday, August 17, 2009 4:42 PM
To: jmcdon3940@comcast.net
Cc: ValerieS@burienwa.gov; Riley, Vern
Subject: Plants Between Ramps at SR 509 and SR 518

Ms. McDonald,

Thank you for your concern of the newly planted plants within the state right of way.

We have a three year plant establishment program that requires our installing contractor to maintain all new plantings for three years prior to the state taking over maintenance. They are also required to replace up to 85% of the plantings if they die.

I will pass the information you provided on to our contractor and request they improve their maintenance in this area.

Thank you again for your information.

Jerry Althausen

WSDOT
Maintenance / Operations Superintendent
253-372-3901

From: Lisa Clausen
Sent: Wednesday, August 12, 2009 4:41 PM
To: Council
Subject: median plantings at the 148th Street/518 exit

From: Valerie Stuart
Sent: Wednesday, August 12, 2009 4:14 PM
To: 'Judith McDonald'
Subject: RE: median plantings at the 148th Street/518 exit

Hello Ms. McDonald,

I will definitely forward your concerns to the WSDOT maintenance people. Unfortunately, with all of the areas they are responsible for, the medians are probably one of their lowest priorities. With the recent dry weather I am sure there are many areas of neglect.

We appreciate your bringing this matter to our attention and hopefully we will see some improvement soon. Please feel free to contact me with any further questions.

*Valerie Stuart, Department Assistant
City of Burien Public Works Department
400 SW 152nd Street, Suite 300
Burien, WA 98166-2209
206-248-5521
206-248-5539 (Fax)
valeries@burienwa.gov
www.burienwa.gov*

From: Judith McDonald [mailto:jmcdon3940@comcast.net]
Sent: Wednesday, August 12, 2009 4:10 PM
To: Valerie Stuart
Subject: RE: median plantings at the 148th Street/518 exit

Dear Ms. Stuart,

Thank you for getting back to me.

I am referring to the medians on the east side of 1st Avenue South where the State Routes (518 and 509) meet. I would appreciate it if you would forward my concern to the WSDOT maintenance department. It just seems like such a waste of money to have done all of that work on those medians (including the purchase of the plant material) and to not take care of them. There is now quite a bit of garbage being thrown onto the medians. Similar to not cleaning up graffiti (graffiti invites more graffiti), letting the medians go into such an unmaintained and uncared for state just invites continued abuse.

Thank you again for the follow up.

Judith McDonald

From: Valerie Stuart [mailto:ValerieS@burienwa.gov]
Sent: Wednesday, August 12, 2009 3:46 PM
To: 'jmcdon3940@comcast.net'

CFTR; 10/20/09

Cc: Council

Subject: FW: median plantings at the 148th Street/518 exit

Dear Ms. McDonald:

Your message to the Burien City Council has been forwarded to the Public Works Department for response. I would like to clarify which median(s) you are referring to in order to give you a correct response.

Are you talking about the median area on SR-518 where SR-509 on & off ramps intersect it, on the east side of 1st Avenue South; or the narrow median on SW 148th Street on the immediate west side of 1st Avenue South?

The median on the west side of 1st that runs east/west on SW 148th Street, has recently been weeded and planted with flowers on the west end of it. This median is a City of Burien responsibility.

The median(s) on the east side of 1st Avenue South, where the State Routes meet, belong to WSDOT. If those are the ones you are referring to, please let me know and I will forward your concern to their maintenance department.

*Valerie Stuart, Department Assistant
City of Burien Public Works Department
400 SW 152nd Street, Suite 300
Burien, WA 98166-2209
206-248-5521
206-248-5539 (Fax)
valeries@burienwa.gov
www.burienwa.gov*

From: Judith McDonald [mailto:jmcdon3940@comcast.net]

Sent: Saturday, July 11, 2009 7:30 PM

To: Council

Subject: median plantings at the 148th Street/518 exit

Dear Burien City Council,

I drive highway 509 to work each day, getting off at the exit at S. 148th St. I was so pleased when the new plants went into the new medians. The medians are in a sad and disgraceful condition now. I am sure that the city is short on money in this depressed economy, But I wish there were a way to maintain these medians. The plants are dying, the medians are being overtaken by weeds, and people are using the medians to throw their trash. I am wondering if various groups might sign up to clean up the medians on a rotating monthly basis.

Sincerely,
Judith McDonald

COMPUTER CHECK REGISTER

CHECK REGISTER APPROVAL

WE, THE MEMBERS OF THE CITY COUNCIL OF BURIEN, WASHINGTON, HAVING RECEIVED DEPARTMENT CERTIFICATION THAT MERCHANDISE AND/OR SERVICES HAVE BEEN RECEIVED OR RENDERED, DO HEREBY APPROVE FOR PAYMENT ON This 26th Day of October, 2009 the FOLLOWING:

CHECK NOS. 23304-23428

IN THE AMOUNTS OF \$576,425.40

WITH VOIDED CHECK NOS. _____

Accounts Payable
Checks for Approval



User: liliac
Printed: 10/21/2009 - 11:24 AM

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
23304	10/05/2009	Street Fund	Operating Rentals And Leases	Greenbaum Burien	1,027.00
				Check Total:	1,027.00
23305	10/05/2009	General Fund	Repairs And Maintenance	Park Place Professional Buildi	490.00
				Check Total:	490.00
23306	10/05/2009	General Fund	City Hall Bldg Maintenance	PRG Investment Company, LLC	2,000.00
				Check Total:	2,000.00
23307	10/14/2009	General Fund	Miscellaneous	King County Recorder	63.00
				Check Total:	63.00
23308	10/19/2009	General Fund	Operating Rentals And Leases	First Student	588.00
				Check Total:	588.00
23309	10/19/2009	General Fund	Printing/binding/copying	AD-Graphics	278.00
				Check Total:	278.00
23310	10/19/2009	General Fund	Subscriptions/publications	Attorney's Eagle Eye Service	56.94
				Check Total:	56.94
23311	10/19/2009	General Fund	Operating Rentals And Leases	AIRGAS-NORPAC, INC.	7.80
23311	10/19/2009	General Fund	Operating Rentals And Leases	AIRGAS-NORPAC, INC.	7.80

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	15.60
23312	10/19/2009	General Fund	Professional Services	Administrative Office of the C	6.00
				Check Total:	6.00
23313	10/19/2009	General Fund	Registration - Trainng/workshp	APA Conference	350.00
23313	10/19/2009	General Fund	Registration - Trainng/workshp	APA Conference	375.00
				Check Total:	725.00
23314	10/19/2009	General Fund	Telephone	A T & T	34.93
				Check Total:	34.93
23315	10/19/2009	General Fund	Office And Operating Supplies	LISA AUMANN	43.59
				Check Total:	43.59
23316	10/19/2009	General Fund	Registration - Trainng/workshp	Bellevue Community College	347.60
				Check Total:	347.60
23317	10/19/2009	General Fund	Professional Services	STEVE BOTKIN	1,030.00
				Check Total:	1,030.00
23318	10/19/2009	General Fund	Contract Staff Services - CS	Stephanie Bricca	825.00
				Check Total:	825.00
23319	10/19/2009	Street Fund	Street Maintenance-non-county	The Brickman Group, Ltd.	472.50
				Check Total:	472.50
23320	10/19/2009	General Fund	Printing/binding/copying	Philip Hwang Kwang Nam	71.18
23320	10/19/2009	General Fund	Printing/binding/copying	Philip Hwang Kwang Nam	71.17
				Check Total:	142.35
23321	10/19/2009	General Fund	Instructors Prof Svcs	Sandra Cassinerio	125.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
					0
				Check Total:	125.00
23322	10/19/2009	General Fund	Meals	LISA CLAUSEN	4.20
23322	10/19/2009	General Fund	Travel	LISA CLAUSEN	30.00
				Check Total:	34.20
23323	10/19/2009	General Fund	Office And Operating Supplies	Clay Art Center, Inc.	537.48
				Check Total:	537.48
23324	10/19/2009	General Fund	Professional Services	William S. Clifford	1,000.00
				Check Total:	1,000.00
23325	10/19/2009	General Fund	Office/operating Supplies	Complete Office	207.54
23325	10/19/2009	General Fund	Office/operating Supplies	Complete Office	233.67
23325	10/19/2009	General Fund	Office And Operating Supplies	Complete Office	181.67
23325	10/19/2009	General Fund	Office And Operating Supplies	Complete Office	181.67
23325	10/19/2009	General Fund	Office And Operating Supplies	Complete Office	233.67
23325	10/19/2009	General Fund	Office And Operating Supplies	Complete Office	25.89
23325	10/19/2009	General Fund	Office/Operating Supplies	Complete Office	25.89
23325	10/19/2009	General Fund	Office And Operating Supplies	Complete Office	25.89
23325	10/19/2009	General Fund	Office And Operating Supplies	Complete Office	131.60
23325	10/19/2009	General Fund	Office And Operating Supplies	Complete Office	131.60
23325	10/19/2009	General Fund	Office And Operating Supplies	Complete Office	131.60
23325	10/19/2009	General Fund	Office And Operating Supplies	Complete Office	131.59
				Check Total:	1,642.28
23326	10/19/2009	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	371.92
23326	10/19/2009	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	321.31
23326	10/19/2009	General Fund	Citizens Patrol/ Crime Prevent	CONOCOPHILIPS	37.18
23326	10/19/2009	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	49.08
23326	10/19/2009	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	89.52
23326	10/19/2009	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	89.50
23326	10/19/2009	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	89.50
23326	10/19/2009	General Fund	Fuel/gas/gasoline Consumption	CONOCOPHILIPS	89.50
				Check Total:	1,137.51
23327	10/19/2009	General Fund	Instructors Prof Svcs	Janet S. Crawley	209.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	209.00
23328	10/19/2009	General Fund	Office And Operating Supplies	Janet Crawley	21.88
				Check Total:	21.88
23329	10/19/2009	Street Fund	Utilities - Traffic Signals	City of Seattle	1,307.50
23329	10/19/2009	Street Fund	Utilities-street Lighting	City of Seattle	3,197.31
23329	10/19/2009	Street Fund	Utilities-street Lighting	City of Seattle	85.26
23329	10/19/2009	Surface Water Management Fund	Util - Pump 28: Hermes Deprssn	City of Seattle	18.91
23329	10/19/2009	General Fund	Utilities	City of Seattle	24.62
				Check Total:	4,633.60
23330	10/19/2009	General Fund	Utilities	City Of Seattle	1,959.01
				Check Total:	1,959.01
23331	10/19/2009	General Fund	State Lobbying Services	Michael D. Doubleday	3,041.00
				Check Total:	3,041.00
23332	10/19/2009	Street Fund	Discover Burien	Discover Burien	5,386.00
23332	10/19/2009	Street Fund	Special Event Clean up	Discover Burien	3,331.00
				Check Total:	8,717.00
23333	10/19/2009	General Fund	Admission and Entrance Fees	Falls Creek Retreat Center	3,370.49
				Check Total:	3,370.49
23334	10/19/2009	Surface Water Management Fund	Endangered Species Act Study	Frause Group	344.14
				Check Total:	344.14
23335	10/19/2009	General Fund	Instructors Prof Svcs	Pam Fredback	84.00
				Check Total:	84.00
23336	10/19/2009	General Fund	Operating Rentals And Leases	Fun Rentals	383.25

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	383.25
23337	10/19/2009	General Fund	Professional Services	Gray & Osborne, Inc.	1,203.13
				Check Total:	1,203.13
23338	10/19/2009	General Fund	Parks Maintenance	Goodbye Graffiti	1,250.49
				Check Total:	1,250.49
23339	10/19/2009	General Fund	Building Maintenance	Guardian Security	65.00
				Check Total:	65.00
23340	10/19/2009	General Fund	Office And Operating Supplies	Halfon Candy	323.79
				Check Total:	323.79
23341	10/19/2009	General Fund	Instructors Prof Svcs	Victoria E. Hamilton	132.00
23341	10/19/2009	General Fund	Instructors Prof Svcs	Victoria E. Hamilton	141.75
				Check Total:	273.75
23342	10/19/2009	General Fund	Human Services-Arts & Culture	Susanne Denise Henrikson	1,750.00
				Check Total:	1,750.00
23343	10/19/2009	General Fund	Operating Rentals And Leases	Head-quarters	81.50
				Check Total:	81.50
23344	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	39.04
23344	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	39.04
23344	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	39.03
23344	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	39.04
23344	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	91.16
23344	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	91.16
23344	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	91.16
23344	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	91.16
				Check Total:	520.79

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
23345	10/19/2009	General Fund	Miscellaneous	Iron Mountain Rec. Management	150.00
23345	10/19/2009	General Fund	Professional Services	Iron Mountain Rec. Management	-75.00
23345	10/19/2009	General Fund	Miscellaneous	Iron Mountain Rec. Management	260.46
Check Total:					335.46
23346	10/19/2009	General Fund	Repairs And Maintenance	Interstate Tire & Automotive	45.45
23346	10/19/2009	General Fund	Repairs And Maintenance	Interstate Tire & Automotive	45.45
Check Total:					90.90
23347	10/19/2009	Town Square CIP	Office Furniture and Equipment	JW Tel-Tronics	8,991.05
Check Total:					8,991.05
23348	10/19/2009	Transportation CIP	construction	KBH Construction	75,153.55
Check Total:					75,153.55
23349	10/19/2009	Street Fund	Street Maint. Contract-kc	KING COUNTY FINANCE	113,522.72
23349	10/19/2009	Surface Water Management Fund	Swm Billed By King Co Roads	KING COUNTY FINANCE	6,410.40
23349	10/19/2009	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE	11,634.23
23349	10/19/2009	Town Square CIP	Construction	KING COUNTY FINANCE	1,802.37
23349	10/19/2009	Street Fund	Traffic Signal/control.mainten	KING COUNTY FINANCE	9,572.72
23349	10/19/2009	General Fund	Jail Contract	KING COUNTY FINANCE	31,512.88
23349	10/19/2009	General Fund	Repairs And Maintenance	KING COUNTY FINANCE	17.25
Check Total:					174,472.57
23350	10/19/2009	General Fund	Drug seizure proceeds KCSO	King County Sheriff, Pcnt. #4	440.00
Check Total:					440.00
23351	10/19/2009	General Fund	Attorney Srvc - Gen'l Matters	Kenyon Disend, PLLC	8,329.50
23351	10/19/2009	General Fund	Prosecution - City Atty	Kenyon Disend, PLLC	11,191.88
23351	10/19/2009	General Fund	Attorney Srvc - Litigation	Kenyon Disend, PLLC	7,544.61
23351	10/19/2009	General Fund	Att Srvc - Litigation - 1st So	Kenyon Disend, PLLC	193.50
Check Total:					27,259.49
23352	10/19/2009	General Fund	Registration - Trainng/workshp	K. SCOTT KIMERER	352.18
23352	10/19/2009	General Fund	Registration - Trainng/workshp	K. SCOTT KIMERER	312.95

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	665.13
23353	10/19/2009	General Fund	Public Defender	Kirshenbaum & Goss, Inc., P.S	5,000.00
				Check Total:	5,000.00
23354	10/19/2009	General Fund	Instructors Prof Svcs	Kim Klose	30.00
				Check Total:	30.00
23355	10/19/2009	General Fund	Instructors Prof Svcs	Lauren Laughlin	189.00
				Check Total:	189.00
23356	10/19/2009	General Fund	Instructors Prof Svcs	Lori Leberer	240.00
				Check Total:	240.00
23357	10/19/2009	General Fund	Instructors Prof Svcs	Alexander Lewis	575.00
				Check Total:	575.00
23358	10/19/2009	General Fund	Instructors Prof Svcs	Loren Lukens	300.00
				Check Total:	300.00
23359	10/19/2009	General Fund	Auto Allowance	MIKE MARTIN	400.00
				Check Total:	400.00
23360	10/19/2009	General Fund	Instructors Prof Svcs	Susy McAleer	90.00
				Check Total:	90.00
23361	10/19/2009	General Fund	Instructors Prof Svcs	Carly McElligott	45.00
				Check Total:	45.00
23362	10/19/2009	General Fund	Instructors Prof Svcs	Hunter McGee	157.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount	
					Check Total:	157.50
23363	10/19/2009	General Fund	Burien Marketing Strategy	Marketing Innovations	1,000.00	
23363	10/19/2009	General Fund	Contributions - Wlnss Cluster	Marketing Innovations	500.00	
23363	10/19/2009	General Fund	Contributions - Wlnss Cluster	Marketing Innovations	1,660.00	
23363	10/19/2009	General Fund	Contributions - Wlnss Cluster	Marketing Innovations	1,600.00	
23363	10/19/2009	General Fund	Contributions - Wlnss Cluster	Marketing Innovations	970.93	
23363	10/19/2009	General Fund	Burien Marketing Strategy	Marketing Innovations	653.50	
					Check Total:	6,384.43
23364	10/19/2009	General Fund	Sales Tax Auditing Costs	Microflex, Inc.	282.94	
23364	10/19/2009	General Fund	B&O Tax collect & audit	Microflex, Inc.	2,027.04	
23364	10/19/2009	Street Fund	Dt Business License Svcs	Microflex, Inc.	3,138.64	
					Check Total:	5,448.62
23365	10/19/2009	General Fund	Nuisance Abatement Costs	Miller Paint Co.	47.63	
23365	10/19/2009	General Fund	Office And Operating Supplies	Miller Paint Co.	8.22	
23365	10/19/2009	General Fund	Office And Operating Supplies	Miller Paint Co.	15.99	
23365	10/19/2009	General Fund	Office And Operating Supplies	Miller Paint Co.	15.99	
23365	10/19/2009	General Fund	Office And Operating Supplies	Miller Paint Co.	3.55	
23365	10/19/2009	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.	26.29	
23365	10/19/2009	Street Fund	Graffiti Kits-bus Lic Rev	Miller Paint Co.	11.77	
					Check Total:	129.44
23366	10/19/2009	General Fund	Instructors Prof Svcs	Shariana Mundi	363.00	
					Check Total:	363.00
23367	10/19/2009	General Fund	Office And Operating Supplies	Shariana Mundi	27.38	
					Check Total:	27.38
23368	10/19/2009	General Fund	Building Maintenance	NBM Corporation	140.06	
23368	10/19/2009	General Fund	Building Maintenance	NBM Corporation	630.30	
23368	10/19/2009	General Fund	Building Maintenance	NBM Corporation	630.30	
23368	10/19/2009	General Fund	Building Maintenance	NBM Corporation	492.25	
					Check Total:	1,892.91

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
					9
23369	10/19/2009	General Fund	Operating Rentals And Leases	National Construction Rentals,	149.00
				Check Total:	149.00
23370	10/19/2009	General Fund	Telephone	SPRINT	66.94
23370	10/19/2009	General Fund	Telephone	SPRINT	89.12
23370	10/19/2009	General Fund	Telephone	SPRINT	72.67
23370	10/19/2009	General Fund	Drug seizure proceeds KCSO	SPRINT	365.89
23370	10/19/2009	General Fund	Telephone	SPRINT	45.73
23370	10/19/2009	General Fund	Telephone	SPRINT	152.22
23370	10/19/2009	General Fund	Telephone	SPRINT	22.16
23370	10/19/2009	General Fund	Telephone	SPRINT	152.53
23370	10/19/2009	General Fund	Telephone	SPRINT	22.16
23370	10/19/2009	General Fund	Telephone	SPRINT	1,249.61
23370	10/19/2009	General Fund	Telephone	SPRINT	129.50
23370	10/19/2009	Street Fund	Telephone	SPRINT	129.50
23370	10/19/2009	Surface Water Management Fund	Telephone	SPRINT	129.48
23370	10/19/2009	General Fund	Telephone	SPRINT	-7.73
23370	10/19/2009	General Fund	Telephone	SPRINT	253.49
23370	10/19/2009	General Fund	Telephone	SPRINT	66.92
23370	10/19/2009	General Fund	Telephone	SPRINT	66.94
				Check Total:	3,007.13
23371	10/19/2009	General Fund	NE Redevelopment Area	OTAK, Inc	733.68
23371	10/19/2009	General Fund	NE Redevelopment Area	OTAK, Inc	26,653.85
				Check Total:	27,387.53
23372	10/19/2009	General Fund	Professional Services	Johawna Olena Perry	520.00
				Check Total:	520.00
23373	10/19/2009	Transportation CIP	design engineering	Perteet Inc.	82,958.08
				Check Total:	82,958.08
23374	10/19/2009	General Fund	Other Travel	Petty Cash Custodian	28.90
23374	10/19/2009	General Fund	Mileage	Petty Cash Custodian	22.83
23374	10/19/2009	General Fund	Mileage	Petty Cash Custodian	11.00
23374	10/19/2009	General Fund	Cash Over & Short	Petty Cash Custodian	-0.10
23374	10/19/2009	General Fund	Miscellaneous	Petty Cash Custodian	20.47
23374	10/19/2009	General Fund	Miscellaneous	Petty Cash Custodian	15.33
23374	10/19/2009	General Fund	Miscellaneous	Petty Cash Custodian	2.97

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
23374	10/19/2009	General Fund	Mileage	Petty Cash Custodian	13.00
23374	10/19/2009	General Fund	Mileage	Petty Cash Custodian	7.48
23374	10/19/2009	Surface Water Management Fund	Office And Operating Supplies	Petty Cash Custodian	5.48
23374	10/19/2009	General Fund	Registration - Trainng/workshp	Petty Cash Custodian	36.14
23374	10/19/2009	General Fund	Printing/binding/copying	Petty Cash Custodian	27.27
23374	10/19/2009	General Fund	Mileage	Petty Cash Custodian	13.80
23374	10/19/2009	General Fund	Office/operating Supplies	Petty Cash Custodian	3.56
23374	10/19/2009	General Fund	Mileage	Petty Cash Custodian	18.70
23374	10/19/2009	General Fund	Office/Operating Supplies	Petty Cash Custodian	22.97
23374	10/19/2009	General Fund	Office And Operating Supplies	Petty Cash Custodian	6.36
23374	10/19/2009	General Fund	Office/operating Supplies	Petty Cash Custodian	11.67
23374	10/19/2009	Surface Water Management Fund	Other Travel	Petty Cash Custodian	16.50
23374	10/19/2009	General Fund	Office And Operating Supplies	Petty Cash Custodian	9.84
23374	10/19/2009	General Fund	Registration - Trainng/workshp	Petty Cash Custodian	25.00
23374	10/19/2009	General Fund	Mileage	Petty Cash Custodian	7.15
23374	10/19/2009	General Fund	Office/operating Supplies	Petty Cash Custodian	7.50
Check Total:					333.82
23375	10/19/2009	General Fund	CERT / Citizens Academy	Pizza Gallery	271.33
23375	10/19/2009	General Fund	Office And Operating Supplies	Pizza Gallery	101.15
23375	10/19/2009	General Fund	Office And Operating Supplies	Pizza Gallery	142.88
23375	10/19/2009	General Fund	Office And Operating Supplies	Pizza Gallery	76.40
Check Total:					591.76
23376	10/19/2009	General Fund	Printing/binding/copying	Print Place	494.94
Check Total:					494.94
23377	10/19/2009	General Fund	Channel 21 Video Production	Puget Sound Access	1,520.50
23377	10/19/2009	General Fund	Online Video Streaming	Puget Sound Access	650.00
Check Total:					2,170.50
23378	10/19/2009	General Fund	Utilities	Puget Sound Energy	43.26
23378	10/19/2009	General Fund	Utilities	Puget Sound Energy	194.65
23378	10/19/2009	General Fund	Utilities	Puget Sound Energy	194.65
23378	10/19/2009	General Fund	Utilities	Puget Sound Energy	497.20
Check Total:					929.76
23379	10/19/2009	General Fund	Professional Services	PYROSUTRA	1,100.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
					1 ∞
				Check Total:	1,100.00
23380	10/19/2009	General Fund	Refund Clearing Account -Parks	Julie Hoevet	30.00
				Check Total:	30.00
23381	10/19/2009	Street Fund	Business Licenses	Microtek Medical Inc.	45.00
				Check Total:	45.00
23382	10/19/2009	General Fund	Security/performance Bond Payb	Thong Pham	3,000.00
				Check Total:	3,000.00
23383	10/19/2009	General Fund	Refund Clearing Account -Parks	Judy Avitia	71.00
				Check Total:	71.00
23384	10/19/2009	General Fund	Refund Clearing Account -Parks	Loretta Baker	18.00
				Check Total:	18.00
23385	10/19/2009	General Fund	Refund Clearing Account -Parks	Liana Christensen	71.00
				Check Total:	71.00
23386	10/19/2009	General Fund	Refund Clearing Account -Parks	Nick Cunningham	25.00
				Check Total:	25.00
23387	10/19/2009	General Fund	Refund Clearing Account -Parks	Michael Feehan	42.00
				Check Total:	42.00
23388	10/19/2009	General Fund	Refund Clearing Account -Parks	Whitney Johnson	42.00
				Check Total:	42.00
23389	10/19/2009	General Fund	Refund Clearing Account -Parks	Mud Bay	222.50

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	222.50
23390	10/19/2009	General Fund	Cash Over & Short	Alarm Central Station	100.00
				Check Total:	100.00
23391	10/19/2009	General Fund	Human Svc-family/youth	Refugee Support Services	2,000.00
				Check Total:	2,000.00
23392	10/19/2009	General Fund	Instructors Prof Svcs	Sandra Schneider	172.50
				Check Total:	172.50
23393	10/19/2009	General Fund	Professional Services	Safety Team, Inc.	11.93
23393	10/19/2009	General Fund	Professional Services	Safety Team, Inc.	53.66
23393	10/19/2009	General Fund	Professional Services	Safety Team, Inc.	53.66
				Check Total:	119.25
23394	10/19/2009	General Fund	Instructors Prof Svcs	Alan Schmitz	600.00
				Check Total:	600.00
23395	10/19/2009	General Fund	Advertising	Seattle Times	97.92
23395	10/19/2009	General Fund	Advertising	Seattle Times	832.48
				Check Total:	930.40
23396	10/19/2009	General Fund	Computer Consultant Prof Svcs	SEITEL Systems, LLC	383.40
23396	10/19/2009	Street Fund	Computer Consultant Pro Svc	SEITEL Systems, LLC	63.90
23396	10/19/2009	Surface Water Management Fund	Computer Consultant Pro Svc	SEITEL Systems, LLC	63.90
23396	10/19/2009	Parks & Gen Gov't CIP	Project Development	SEITEL Systems, LLC	3,657.85
				Check Total:	4,169.05
23397	10/19/2009	General Fund	Professional Services	Nancy Shattuck	1,415.00
				Check Total:	1,415.00
23398	10/19/2009	General Fund	Teen Programs	Kalvin Smith	345.28

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
					0
				Check Total:	345.28
23399	10/19/2009	Town Square CIP	Project Development	Shiels Obletz Johnsen	1,933.82
				Check Total:	1,933.82
23400	10/19/2009	General Fund	Office And Operating Supplies	Swank Motion Pictures, Inc.	627.26
				Check Total:	627.26
23401	10/19/2009	General Fund	EDC So Chamber of Commerce	SWKC Chamber of Commerce	5,500.00
23401	10/19/2009	General Fund	Professional Services	SWKC Chamber of Commerce	-5,500.00
23401	10/19/2009	General Fund	EDC So Chamber of Commerce	SWKC Chamber of Commerce	5,500.00
				Check Total:	5,500.00
23402	10/19/2009	General Fund	Instructors Prof Svcs	Bonnie Taschler	125.00
				Check Total:	125.00
23403	10/19/2009	General Fund	Teen Programs	Reginald Thomas	172.64
				Check Total:	172.64
23404	10/19/2009	General Fund	Parks Maintenance	Trugreen-landcare/NW Region	29,665.42
				Check Total:	29,665.42
23405	10/19/2009	General Fund	Comp Plan Implementation Costs	Transportation Solutions, Inc.	1,090.00
				Check Total:	1,090.00
23406	10/19/2009	General Fund	Instructors Prof Svcs	Ken Turner	702.00
				Check Total:	702.00
23407	10/19/2009	Transportation CIP	construction	TwinStar Credit Union	3,955.45
				Check Total:	3,955.45
23408	10/19/2009	General Fund	Instructors Prof Svcs	Seattle Metro Softball	1,440.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
				Check Total:	1,440.00
23409	10/19/2009	General Fund	Operating Rentals And Leases	United Site Services	80.00
				Check Total:	80.00
23410	10/19/2009	General Fund	Professional Services	Waldron Resources	1,719.48
23410	10/19/2009	General Fund	Professional Services	Waldron Resources	1,101.24
				Check Total:	2,820.72
23411	10/19/2009	General Fund	Jail Contract	WASPC-Regional Cities EHM	420.00
23411	10/19/2009	General Fund	Jail Contract	WASPC-Regional Cities EHM	252.00
				Check Total:	672.00
23412	10/19/2009	General Fund	Utilities	Water District No. 20	8,943.35
23412	10/19/2009	General Fund	Utilities	Water District No. 20	265.80
				Check Total:	9,209.15
23413	10/19/2009	General Fund	Utilities	Water District No. 49	48.75
23413	10/19/2009	General Fund	Utilities	Water District No. 49	1,145.44
23413	10/19/2009	General Fund	Utilities	Water District No. 49	84.23
23413	10/19/2009	General Fund	Utilities	Water District No. 49	379.04
23413	10/19/2009	General Fund	Utilities	Water District No. 49	379.04
23413	10/19/2009	General Fund	Utilities	Water District No. 49	558.90
				Check Total:	2,595.40
23414	10/19/2009	General Fund	Probatn/public Defndr Screenng	Tammy Weigel	960.00
				Check Total:	960.00
23415	10/19/2009	General Fund	Seasonal Security	Washington Merchant Patrol LLC	230.00
				Check Total:	230.00
23416	10/19/2009	General Fund	Office And Operating Supplies	Walter E. Nelson Co.	20.86
23416	10/19/2009	General Fund	Office And Operating Supplies	Walter E. Nelson Co.	93.87
23416	10/19/2009	General Fund	Office And Operating Supplies	Walter E. Nelson Co.	93.87
23416	10/19/2009	General Fund	Office And Operating Supplies	Walter E. Nelson Co.	52.16

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
Check Total:					260.76
23417	10/19/2009	General Fund	Registration - Trainng/workshp	W.R.P.A.	510.00
23417	10/19/2009	General Fund	Registration - Trainng/workshp	W.R.P.A.	311.90
23417	10/19/2009	General Fund	Registration - Trainng/workshp	W.R.P.A.	44.50
23417	10/19/2009	General Fund	Registration - Trainng/workshp	W.R.P.A.	124.74
23417	10/19/2009	General Fund	Registration - Trainng/workshp	W.R.P.A.	112.86
Check Total:					1,104.00
23418	10/19/2009	Transportation CIP	Construction Engineering	Department of Transportation	235.01
Check Total:					235.01
23419	10/19/2009	General Fund	Professional Services	Washington State Patrol	40.00
Check Total:					40.00
23420	10/19/2009	General Fund	Rental Housing License Fee	Adriene Buckley	69.46
Check Total:					69.46
23421	10/19/2009	Equipment Reserve Fund	Machinery And Equipment	CDW-G	6,985.77
23421	10/19/2009	Parks & Gen Gov't CIP	Project Development	CDW-G	1,456.49
23421	10/19/2009	Parks & Gen Gov't CIP	Project Development	CDW-G	730.35
23421	10/19/2009	Parks & Gen Gov't CIP	Project Development	CDW-G	696.42
23421	10/19/2009	Parks & Gen Gov't CIP	Project Development	CDW-G	2,238.18
23421	10/19/2009	Parks & Gen Gov't CIP	Project Development	CDW-G	696.42
23421	10/19/2009	Parks & Gen Gov't CIP	Project Development	CDW-G	696.42
Check Total:					13,500.05
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	24.98
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	32.30
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	119.18
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	113.80
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	128.22
23422	10/19/2009	General Fund	Miscellaneous	CITI BANK	35.00
23422	10/19/2009	General Fund	Burien Marketing Strategy	CITI BANK	50.00
23422	10/19/2009	General Fund	Burien Marketing Strategy	CITI BANK	287.99
23422	10/19/2009	General Fund	Contract Staff Services - CS	CITI BANK	4,013.90
23422	10/19/2009	General Fund	Registration & Training	CITI BANK	70.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
23422	10/19/2009	General Fund	Registration - Trainng/workshp	CITI BANK	129.67
23422	10/19/2009	General Fund	Burien Marketing Strategy	CITI BANK	161.23
23422	10/19/2009	General Fund	Small Tools & Minor Equipments	CITI BANK	486.53
23422	10/19/2009	General Fund	Subscriptions & publications	CITI BANK	92.00
23422	10/19/2009	General Fund	Miscellaneous	CITI BANK	29.00
23422	10/19/2009	General Fund	Admission and Entrance Fees	CITI BANK	658.00
23422	10/19/2009	General Fund	Admission and Entrance Fees	CITI BANK	349.00
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	13.68
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	13.68
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	44.92
23422	10/19/2009	General Fund	Miscellaneous	CITI BANK	35.00
23422	10/19/2009	General Fund	Subscriptions/publications	CITI BANK	125.00
23422	10/19/2009	General Fund	Drug seizure proceeds KCSO	CITI BANK	157.00
23422	10/19/2009	General Fund	Office/operating Supplies	CITI BANK	70.52
23422	10/19/2009	General Fund	Advertising/legal Publications	CITI BANK	61.00
23422	10/19/2009	General Fund	Drug seizure proceeds KCSO	CITI BANK	110.84
23422	10/19/2009	General Fund	Miscellaneous	CITI BANK	498.00
23422	10/19/2009	General Fund	Miscellaneous	CITI BANK	59.95
23422	10/19/2009	General Fund	Miscellaneous	CITI BANK	30.00
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	3.02
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	13.61
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	13.61
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	439.69
23422	10/19/2009	General Fund	Office And Operating Supplies	CITI BANK	10.49
23422	10/19/2009	General Fund	Repairs And Maintenance	CITI BANK	459.06
23422	10/19/2009	General Fund	Publications	CITI BANK	88.70
23422	10/19/2009	General Fund	Miscellaneous	CITI BANK	105.60
23422	10/19/2009	General Fund	Office/operating Supplies	CITI BANK	114.73
Check Total:					9,248.90
23423	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	453.37
23423	10/19/2009	General Fund	Operating Rentals And Leases	IKON Office Solutions	643.86
Check Total:					1,097.23
23424	10/19/2009	General Fund	Operating Rentals And Leases	Ikon Office Solutions	40.57
Check Total:					40.57
23425	10/19/2009	General Fund	Miscellaneous	Iron Mountain Rec. Management	508.00
Check Total:					508.00

Check Number	Check Date	Fund Name	Account Name	Vendor Name	Amount
23426	10/19/2009	General Fund	Postage	Pitney Bowes Postage By Phone	3,000.00
				Check Total:	3,000.00
23427	10/19/2009	General Fund	Rental Housing License Fee	Kathy Wetherbee	90.46
				Check Total:	90.46
23428	10/19/2009	Street Fund	Repairs And Maintenance	Yardsmen Company	2,623.41
23428	10/19/2009	Surface Water Management Fund	Storm Water Facility Maint	Yardsmen Company	233.96
				Check Total:	2,857.37
				Report Total:	576,425.40



Burien
WASHINGTON

CITY COUNCIL MEETING MINUTES

October 5, 2009, 7:00 p.m.

Burien City Hall, Council Chambers
400 SW 152nd Street, 1st Floor
Burien, Washington 98166

To hear Council'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

Mayor McGilton called the Meeting of the Burien City Council to order at 7:00 p.m.

EXECUTIVE SESSION

No Executive Session was held.

PLEDGE OF ALLEGIANCE

Mayor McGilton led the Pledge of Allegiance.

ROLL CALL

Present: Mayor Joan McGilton, Councilmembers Kathy Keene, Lucy Krakowiak, and Gordon Shaw. Deputy Mayor Sue Blazak and Councilmembers Rose Clark and Sally Nelson were excused.

Administrative staff present: Mike Martin, City Manager; Scott Greenberg, Community Development Director; Elizabeth Ockwell, Assistant Planner; and Monica Lusk, City Clerk.

AGENDA CONFIRMATION

Direction/Action

Motion was made by Councilmember Krakowiak, seconded by Councilmember Shaw, and passed unanimously to affirm the October 5, 2009, Agenda.

PUBLIC COMMENT

Ed Dacy, 2016 SW 146 Street, Burien

Mr. Dacy voiced his support for Urban Partners' request to place a theater in Town Square.

CORRESPONDENCE FOR THE RECORD

- a. Letter Dated September 6, 2009, from Randy Ingersoll Regarding Two Construction Projects with Response from Scott Greenberg, Community Development Director.
- b. Letter Dated September 21, 2009, from Rachael Levine, President White Center Library Guild, Regarding Strengthening Library Services.
- c. Email Dated September 28, 2009, from Joe Fitzgibbon, Regarding Initiative 1033.

PRESENTATIONS

No Presentations were made.

CONSENT AGENDA

- a. Approval of Vouchers: Numbers 23236 - 23303 in the Amount of \$387,189.82.
- b. Approval of Minutes: Special Meeting, September 23, 2009; Council Meeting, September 28, 2009.
- c. Motion to Adopt Ordinance No. 520, Amending Section 2.15.070 BMC (Duties of the Hearings Examiner).
- d. Motion to Adopt Ordinance No. 521, Amending Chapter 15.05.032 BMC (Electrical Code Adoption) and Chapter 15.30 (Electrical Code).
- e. Motion to Adopt Resolution No. 302, Approving Fee Schedule for Public Records Requests.

Direction/Action

Motion was made by Councilmember Krakowiak, seconded by Councilmember Shaw, and passed unanimously to approve the October 5, 2009, Consent Agenda.

BUSINESS AGENDA

City Manager's Report

Follow-up

Staff will advise Council on providing public comment to the Puget Sound Regional Council on October 22 regarding local and regional transportation projects, and provide more historical data for future sales tax updates.

Motion to Adopt Proposed Resolution No. 305, Opposing Initiative Measure No. 1033 Concerns State, County and City Revenue

Direction/Action

Motion was made by Councilmember Krakowiak, seconded by Councilmember Shaw, to adopt Resolution No. 305, opposing Initiative No. 1033. **Motion** carried 3-1. Opposed, Councilmember Shaw.

Discussion on Proposed Ordinance No. 523, Regarding 2009 Zoning Code Amendments

Direction/Action

Councilmembers requested placing proposed Ordinance No. 523 on the October 26, 2009, Business Agenda for further discussion.

Follow-up

Staff will provide Councilmembers with Exhibit A of proposed Ordinance No. 523.

Update on Northeast Redevelopment Area (NERA) Redevelopment Strategy and Implementation Plan

Scott Greenberg, Community Development Director, noted that the City has been working with the Port of Seattle on strategy and plan for the NE Redevelopment Area since mid-2008. A detailed critical areas study, market analyses, land use options and preliminary strategy and implementation plans have been completed. A draft Supplemental Environmental Impact Statement has been issued. Work to be completed was reviewed. The three planning and land use alternatives were discussed. The schedule for completing the work by the end of 2009 was noted.

COUNCIL REPORTS

No Reports were made.

ADJOURNMENT

Direction/Action

Motion was made by Councilmember Krakowiak, seconded by Councilmember Shaw, and passed unanimously to adjourn the meeting at 8:09 p.m.

Joan McGilton, Mayor

Monica Lusk, City Clerk



Burien

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Washington, USA

400 SW 152nd St., Suite 300, Burien, WA 98166

Phone: (206) 241-4647 • FAX (206) 248-5539

www.burienwa.gov

MEMORANDUM

TO: Honorable Mayor and Members of the City Council
FROM: Mike Martin, City Manager
DATE: October 26, 2009
SUBJECT: City Manager's Report

I. INTERNAL CITY INFORMATION

A. Bike Lockers Installed at Burien Transit Center

Metro Transit riders now have four bicycle lockers available at the Burien Transit Center. Metro completed the installation on September 29. Anyone wishing to use a bike locker should contact the Bicycle Alliance at 206-224-9252 to make the necessary arrangements. More information can be found on-line at:

<http://metro.kingcounty.gov/tops/bike/parking.html#lockers-kc>

<http://metro.kingcounty.gov/tops/parknride/pr-south-seattle.html#burientc>

B. 9th Annual New Partners for Smart Growth Conference – February 4-6, 2010 (Pg. 37)

Online Registration is now available for the 9th Annual New Partners for Smart Growth: Building Safe, Healthy and Livable Communities Conference, February 4-6, 2010, in Seattle. The City of Burien is a co-sponsor of this well-attended national conference. City staff will be presenting at two sessions—a mobile workshop “Evolving 1950’s Suburbs to the 21st Century” (Tour #9) and the breakout session “No Silver Bullet: A Multi-pronged Approach to Smart Growth Implementation”. Registration is open to anyone interested in planning and smart growth. Councilmembers wanting to attend part or all of this conference should contact Lisa Clausen by November 30, 2009.

C. Additional Community Development Block Grant (CDBG) funding awarded for Hazel Valley Sidewalk Project

Last year the City of Burien applied for and was awarded \$200,000 in federal CDBG funding for the Hazel Valley Safe Sidewalk Project. The project is for construction of a six foot sidewalk on the north side of SW 132nd St. from Ambaum Blvd SW to Hazel Valley Elementary School. However, the State Safe School Routes Sidewalk grant application for \$298,000 that was part of the total project revenues was not successful, so the project was lacking sufficient funds to move forward. We just recently were awarded an additional \$202,645 in CDBG funds for the project, bringing the total CDBG funds to \$402,645. This along with a small amount of local funding will allow the project to move forward with construction to occur in 2010.

D. South Correctional Entity (SCORE) Receives Bond Ratings

South Correctional Entity Facility Public Development Authority, the agency building a regional jail in Des Moines, received strong bond ratings from both Standard and Poor's and Moody's for the up to \$100 million debt to be issued in late October. Standard and Poor's (S&P) rated the SCORE Debt at a 'AA.' There are only two higher ratings an 'AA+' and an 'AAA'. This is a strong rating and affirmation of the financial strength of each owner city. S&P rated SCORE based on the lowest credit quality of the six owner cities or the "weakest link."

The inference for Burien, is that we are worthy of a 'AA' rating by S&P – a very good rating for us (given our size, limited debt history and revenue base).

SCORE received an 'A1' rating from Moody's – also a good rating. Unlike S&P, Moody's rating was based on a blended rating of the owner cities and the SCORE project. The 'A' indicates an above average creditworthiness and the '1' modifier indicates it has the strongest investment attributes within the 'A' category. For comparison, Burien received an 'A3' rating from Moody's, indicating that it has above-average creditworthiness but in the lower end of the 'A' rating category. Both of these ratings are good news for SCORE and the corresponding interest rates we will all pay on the debt. The rating reports are available in the City Manager's office for review.

E. Proposed Seattle City Light Electricity Rate Increase

Seattle City Light (SCL) has proposed an 8.8% rate increase for 2010. Seattle City Council will vote on whether to accept or amend this rate increase before the end of November. Reasons given by SCL include the poor economy, which has severely impacted revenue from surplus power sales and a larger than proposed rate decrease in 2007 (8.4% as opposed to the 4.4% SCL recommended). Also included in the rate analysis are future increases in 2011 and 2012 of 5.4% and 6.6%.

Another reason given by SCL for the increase is its historic policy of maintaining a net operating income reserve of 2 times the annual debt service requirements. For 2009, SCL projects a reserve amount of only 1.3 times debt service expenditures. The proposed rate increases include increasing the debt service reserves to 1.6 times the annual debt service in 2010 and to 1.8 times by 2012. SCL claims that these reserve amounts will serve to increase its bond rating over time. However, there is no legal reserve requirement in SCL's most recent bond issue and a common debt service reserve is 1.2 to 1.3 times annual debt service payments.

In addition to the rate increases, the current proposal calls for reducing FTE's by 56 positions and suspending new apprenticeship programs, as well as freezing executive compensation and where possible establishing a furlough program of up to 10 days per year.

F. Washington State Department of Transportation (WSDOT) Bicycle and Pedestrian Documentation Project

During the week of September 28th, staff participated with Sustainable Burien in the Washington State Department of Transportation's second annual Bicycle and Pedestrian Count. The final report, including results from the Burien count locations, will be available in December 2009.

Burien count locations:

- 136th & 4th Ave SW
- Ambaum Blvd SW & SW 136th St
- SW 148th & Ambaum Blvd SW
- SW 160th & 4th Ave SW
- SW 152nd & 21st Ave SW
- S 136th St & 8th Ave S
- Des Moines Memorial Dr. & S 136th St
- SW 116th St & 4th Ave SW
- 1st Ave S & Normandy Rd
- Ambaum Blvd SW & SW 144th

This data, combined with background data that was compiled for each site, will allow state, city and local planning agencies to see where current infrastructure is working, as well as where additional infrastructure might make walking and biking safer and more attractive.

Communities that participated in the 2009 count include Bellingham, Bothell, Bremerton, Ellensburg, Everett, Ferndale, Issaquah, Kelso/Longview, Kent, Kirkland, Olympia, Redmond, Richland, Spokane, Seattle, Tacoma, Tukwila, Vancouver, Walla Walla, Wenatchee and Yakima.

G. Burien's Website Wins Savvy Award

The 3CMA City-County Communications and Marketing Association has awarded the City of Burien a 2nd place Silver Medal for its website, which the City launched last November. Judges said, "Burien's website has a nice, clean, earthy feel. The photos are beautiful. The Parks, Recreation and Cultural Services page looks very nice! Navigational iconography is clean and informative. Content is tight and has appropriate links."

The Association's Savvy Awards competition recognizes outstanding local government achievements in communications, public-sector marketing and citizen-government relationships. The awards salute skilled and effective city-county government professionals who have creatively planned and carried out successful innovations in communications and marketing.

H. Meetings with Legislators to Prepare for 2010

Several members of Burien's state legislative delegation have recently visited the City Hall for meetings with Mayor McGilton and staff. The conversations with Senator Joe McDermott (34th District), Rep. Sharon Nelson (34th District), and Rep. Tina Orwall (33rd District) have centered on the City's main priorities for the upcoming 2010 legislative session. The legislators have also shared their perspectives on the State's continuing budget problems and issues which they expect to come up during the next session. Other members of Burien's legislative delegation are scheduled to meet with the Mayor and other members of the City Council through the rest of October.

I. Free Soccer Balls for Burien Youth

Uniroyal Tires is sponsoring a "Free Soccer Ball Giveaway" and partnering with the Burien Parks, Recreation & Cultural Services (PaRCS) Department to distribute them to Burien youth. Participants of the PaRCS Department's "Kidz Love Soccer" classes and children who attended its "Pumpkin Patch Bash" family event on Friday, October 16 will be given certificates to redeem for a new soccer ball at Interstate Tire and Automotive, located at 119 S. 160th Street in Burien.

J. City Launches New "Arts & Culture" Brochure

Following up on one of recommendations that emerged from the 2008 Burien Arts Summit, PaRCS staff coordinated two "ARTalk" workshops in an effort to enlist all of Burien's arts organizations in collaborative ventures. Following last Spring's ARTalk on "joint marketing", the organizations determined that creation of a new "Burien Arts & Culture" brochure which could list performances, exhibits, and events for each artistic season would be of great benefit to our residents. As a result, a new highly-professional and visually-appealing brochure was created. Each arts group also provided their individual mailing lists which were then merged and sent to approximately 10,000 individuals on October 6. The brochures will also be distributed throughout the Highline area at libraries, schools, cafes, and other high-visibility public gathering places. The next "ARTalk" is scheduled for mid-November.

K. Burien Emergency Voucher Program Underway

As part of the City's 2009-2010 Human Services Funding allocations, \$1,000 was allocated to an Emergency Voucher program to be set up by the City. The Emergency Voucher program is now underway and consists of bus passes, gift cards to Fred Meyer and Safeway, and motel vouchers for two different hotels in the SeaTac area. The City's Community Services Police Officer will be running the program and handing out the emergency items as needed to help in domestic violence, homeless, etc. situations. A log will be kept in order to track the number helped and we will periodically report these numbers back to City Council.

L. Fitness Classes Get Strong Response

This Fall appears to be a time when many Burien-area residents are interested in getting healthier, with the City's new "Boot Camp", daytime Yoga and evening Pilates classes especially popular. In response to demand, staff will be expanding Pilates in the upcoming Winter session by offering an exclusive beginner class in addition to a new lunchtime offering.

M. Northeast Redevelopment Area (NERA) Access Meeting

Potential ways to improve access to the Northeast Redevelopment Area (NERA) were discussed by representatives from Burien, Port of Seattle, Washington State Department of Transportation, and cities of SeaTac and Tukwila on October 20. The meeting focused on a possible full access interchange at SR 518 and Des Moines Memorial Drive. WSDOT staff will finalize their report on the options and discussions of future steps will occur in the coming weeks.

N. UW Receives Research Grant for Seahurst Park

Burien PaRCS recently learned that the Univ. of Washington School of Aquatic and Fishery Sciences has received a grant for its proposal entitled "Impacts of Armoring on Puget Sound Beaches: Diverse Effects on Diverse Scales". PaRCS staff had provided a letter of support for the proposal. This is the first ever Puget Sound-wide monitoring project and has great meaning for the entire Puget Sound scientific community, and Seahurst Park and the City's efforts there will be a part of this study. The diversity of shoreline and armoring approaches at Seahurst Park makes it valuable for assessing the relative importance of different conditions on armoring and restoration choices. The involvement of increased research activities will be instrumental in measuring the potential benefits provided by the ongoing restoration work in the park.

O. Seahurst Feasibility Cost Share Agreement with the Army Corp of Engineers

On September 26, 2009, the City and the Corps executed a Feasibility Cost Share Agreement (FCSA) beginning their formal partnership for the Seahurst Park Phase II Ecosystem Restoration Project. The Seahurst North Shoreline project will be assessed by the Corps with regards to the restoration of the shoreline ecosystem and evaluating its benefits and costs. The City will be balancing these goals, as well as the consistency of this work with the park's approved Master Plan and its elements. The scope of this phase of the Corps' study will include evaluation and comparison of design alternatives, 10% and 35% design development, environmental compliance, value engineering, begin real estate coordination and preparation of a Decision Document which would identify a plan for Corps Division approval. These tasks are cost-shared at 50% local and 50% Federal and are anticipated to be completed in the spring of 2010. The next phase of work will be final design and implementation of a project, which will be cost-shared 65% Federal and 35% local.

P. Latino Community Fund Summit and Awards Ceremony October 16-17, 2009

On October 16, 2009 staff participated in the Latino Community Fund Summit – Professional Development Institute, held at Bellevue Community College. Staff learned about reaching and supporting Latino families and participated in a session regarding Latino executive and board leadership.

On October 17, 2009 a ceremony was held to announce the 2009 winners of the Latino Community Fund Strength/Asset Grants. The pool of nominees included over 100 Latino led or Latino serving organizations from across the state. Seven grants were awarded after a six-month long community-led selection process. Two of the organizations/programs that were awarded grants are located in Burien.

- **Leadership Development and Civic Engagement Academy: Social Justice Grant Winner** (formerly known as the Latino Leadership Academy)
 For their work mobilizing Latino parents in South King County to advocate for change within the educational system so their children have an equal chance for success.
- **Para Los Niños de Highline: Latino Led Art & Media Grant Winner**
 For their work to enhance art projects through Aprendamos Juntos (Let's Learn Together) which integrates child and parent learning to boost academic success, build children's emotional development, and support parenting.

Q. Binational Health Week Fair Hosted by Sea Mar Community Health Centers

Burien City Hall was the location of a large Community Health Fair sponsored by Sea Mar Community Health Centers as part of their participation in Binational Health Week (BHW). BHW is one of the largest mobilization efforts of federal and state government agencies, community-based organizations, and volunteers in the Americas to improve the health and well-being of the underserved Latino population living in the United States and Canada. It encompasses an annual weeklong series of health promotion and health education activities that include workshops, insurance referrals, and medical screenings. Mayor McGilton participated in the opening ceremony, and various dignitaries from the Latino community were also present to get the event underway. More than 500 people participated in the Health Fair, receiving free medical screenings, health education and the scheduling of follow-up appointments as needed.

II. COUNCIL UPDATES/REPORTS

A. Suburban Cities Association (SCA) Public Issues Committee (PIC) Meeting

A proposed new Transit "RapidRide" route to serve Burien in the future has received the support of the Suburban Cities Association (SCA). Councilmember Krakowiak represented Burien at the October 14 meeting of the SCA Public Issues Committee (PIC), where the members voted to recommend that SCA express support for the County Executive's proposal to fund a future Burien-Renton RapidRide service, along with five RapidRide routes approved by voters in the Transit Now ballot measure and new State-

mandated transit service around the SR 520 corridor. The SCA position will be conveyed to the County Councilmembers.

The PIC also approved several other recommendations about the King County budget (which is currently under scrutiny by the County Council), including one that advocates steps to reduce County resources spent in the remaining unincorporated urban areas of the County, in order to inspire more interest in annexations or incorporation of these areas.

An issue coming up for consideration at the next PIC meeting is whether to support the preferred alternative for the "Transportation 2040" regional transportation plan, including the possibility of implementation of "tolling" throughout the four-county region to help pay for future road system improvements.

B. City Receives Request of Support for Annual Duwamish Tribe Gala Dinner & Art Auction (Pg. 41)

The City received a letter addressed to Council asking for support of the Duwamish Tribe through donation of a financial sponsorship or an auction item for their Annual Tribe Gala Dinner & Art Auction. A copy of the letter is attached. Additional information is available, should Council wish to consider this request.

C. City Receives Letter from King County Prosecutor Regarding Mental Illness & Drug Dependency (MIDD) Programs (Pg. 43)

The City has received a letter from the King County Prosecuting Attorney's Office notifying us that the planned expansion of the "Mental Health Court without Borders" project has been put on hold due to the budget challenges King County is facing. A copy of the letter is attached.

D. City Receives the Draft 2009 Comprehensive Solid Waste Management Plan. (Pg. 45)

The City received a copy of the Draft 2009 Comprehensive Solid Waste Management Plan. Comments on the preliminary draft plan are being accepted through February 4, 2010. Attached is the cover letter received with the plan which outlines some changes from the 2001 Plan. It also gives information on how to comment on the draft plan. The copy of the Draft 2009 Comprehensive Solid Waste Management Plan is on file in the City Manager Office, should any Councilmember wish to review it. The Plan is also available online at: <http://your.kingcounty.gov/solidwaste/about/planning/comp-plan.asp>

E. City Receives Housing and Community Development 2008 Annual Report from King County

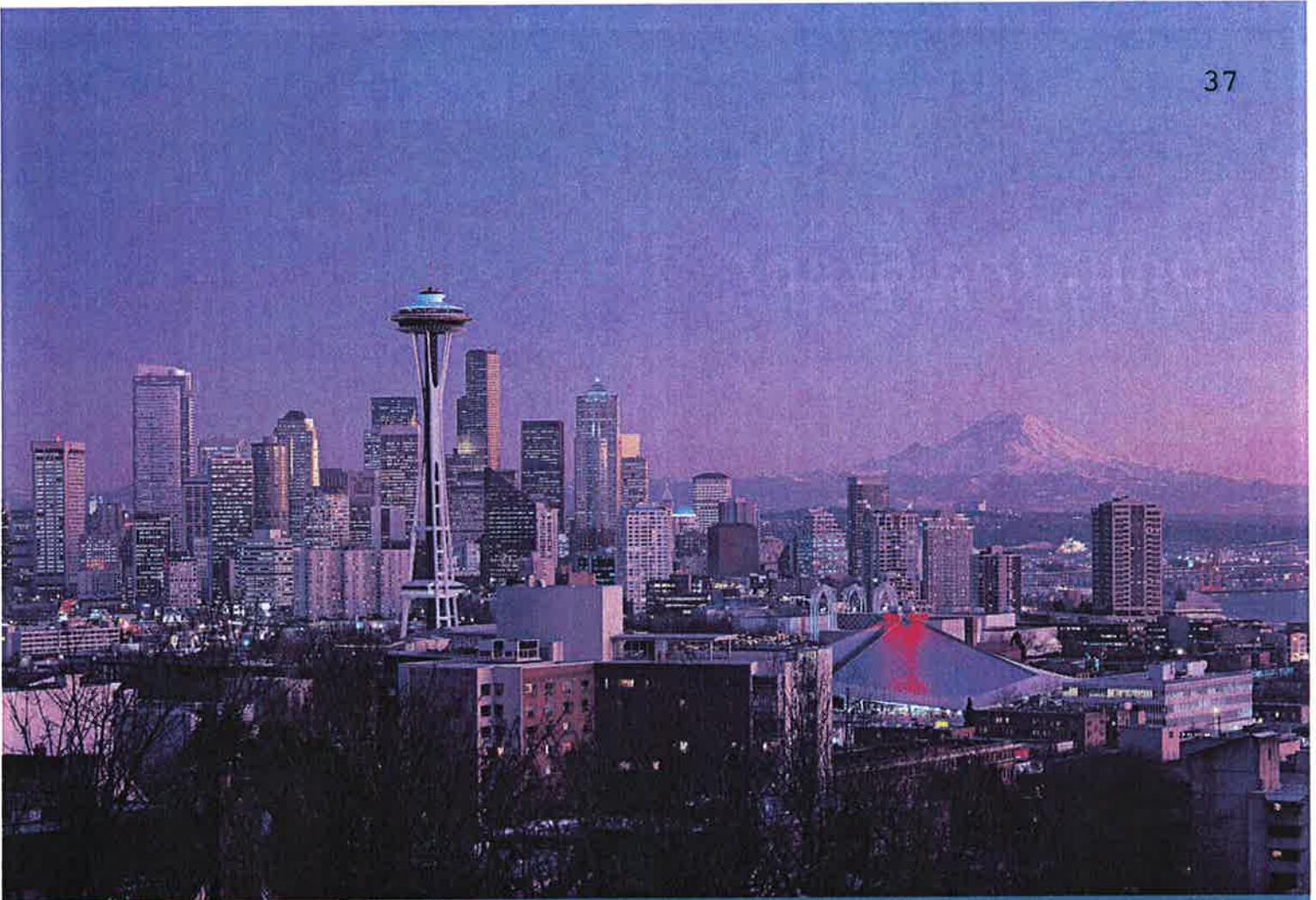
The City has received the Housing and Community Development 2008 Annual Report. The report will be on file in the City Manager Office for Council review, or it may be found online at:

http://www.kingcounty.gov/socialservices/Housing/PlansAndReports/HCD_Reports.aspx

F. Advisory Board Meeting Minutes (Pg. 47)

Copies of approved minutes from the following Advisory Board Meetings are attached:

- Parks and Recreation Advisory Board for September 9, 2009



9th Annual New Partners for Smart Growth: Building Safe, Healthy and Livable Communities

February 4-6, 2010

Seattle, Washington

Presented by the Local Government Commission • Sponsors include:



Don't miss this exciting event! Register online at www.NewPartners.org



About the Event

February 4-6, 2010 ■ Seattle, Washington

Smart Growth Arrives in the Emerald City

Named one of the top 10 green cities in 2005 by National Geographic's *The Green Guide*, Seattle continues to be a wonderful example of what can be accomplished when neighbors, community nonprofits, businesses and city departments work together to make their city a healthier place to live. Come learn about some of the country's best models for livable towns, cities and streets, and why the region is considered to be an urban lab for a more sustainable North America.

Today, more than ever, we are faced with environmental and economic challenges that will define our generation, shape our future, and test our resilience as cities, regions, states and a nation. Join leaders from across the U.S. as we tackle these challenges head-on and demonstrate solutions to curbing greenhouse gas emissions by reducing our dependence on foreign oil, creating a green economy, expanding transportation and housing options for all Americans, and building safer, healthier and more livable communities.

Join us in the beautiful Pacific Northwest for the latest in smart growth, including the latest research, cutting-edge implementation tools and techniques, best practices, model projects, policies and codes, and new partners. Most importantly, this dynamic event offers you the opportunity to network and coordinate with your peers as well as practitioners from many different disciplines.

Who Will Benefit

A significant factor in this event's tremendous success is its appeal to so many different disciplines. The conference will draw an audience of local elected officials, city and county staff, planners, transportation professionals and traffic engineers, public health professionals, social equity and environmental justice advocates, landscape architects, developers and builders, realtors, urban designers, architects, parks and recreation professionals, school superintendents, school board members and facilities staff, environmentalists, crime prevention professionals, advocates for older adults and youth, bicycle and pedestrian advocates, advocates for affordable housing, labor representatives, bankers and others.

Smart Growth in Small Towns Tour

■ Pre-Conference Tour • February 1-3

Join walkability expert Dan Burden for an action-packed 2-1/2 day tour of small towns in the Pacific Northwest by motor coach, bicycle, walking and ferry. The tour starts at noon on Monday from SeaTac Airport and ends at the Sheraton Hotel in downtown Seattle Wednesday night.

The Pacific Northwest has been a leader in the smart growth and healthy communities movements. Small towns are often flexible enough to bring about change faster than large metropolitan areas. The tour will visit over 10 neighborhoods, towns and small cities to explore key issues facing many communities, including downtown revitalization, infill housing, green development and transformation of suburban bedroom communities to complete towns and cities.

For more information and a tour flyer, visit www.NewPartners.org.

Conference Sponsors

We would like to thank our many funders and the more than 100 co-sponsoring organizations that have helped shape and promote this event.

Conference Sponsors

- Centers for Disease Control and Prevention
- HDR, Inc.
- National Association of REALTORS®
- Smart Growth Network
- U.S. Environmental Protection Agency

Contributors

- Federal Highway Administration
- Federal Transit Administration
- Kaiser Permanente
- U.S. Forest Service – Urban and Community Forestry Program

Benefactors

- Arup
- Sacramento Metropolitan Air Quality Management District
- Sound Transit
- U.S. EPA Region 10

Patrons

- American Society of Landscape Architects
- CH2M HILL, Inc.
- Mithun
- Urban Land Institute
- Washington State Department of Transportation

Supporters

- American Planning Association
- Audubon International
- ECONorthwest
- Lincoln Institute of Land Policy-Sonoran Institute Joint Venture
- Local Initiatives Support Corporation (LISC)
- National Center for Safe Routes to School
- U.S. Department of Defense

Friends

- Nelson|Nygaard Consulting Associates

For a full list of cosponsors: www.NewPartners.org

Conference Agenda



The three-day program includes 95 sessions and over 300 speakers. Below are just some of the plenaries, workshops, breakouts and trainings you will find on the program. The complete list of sessions and a current list of invited speakers can be found online, including the date and time for each session.

Conference Sessions

■ Thursday Plenary

New Federal Partners for Smart Growth: Leadership to Create Sustainable Communities across America

■ Friday Plenaries

Smart Growth at the Intersection of Environmental Justice and Green Jobs

The State of Smart Growth in a Climate of Economic Uncertainty

■ Saturday Plenaries

Cutting Greenhouse Gases: Getting There with Smart Growth and Green Building

Closing Plenary: Sustainable Partnerships

■ Workshop, Breakout and Training Session Topics include:

Newest Research on Built Environment and Health

Talking about Race and Smart Growth

Value Capture – Innovations in Transportation Finance

Envisioning and Implementing Smart Growth in Small Towns and Rural Communities

Rural Public Policy: Updates and Opportunities for Smart Growth Communities

Models for Adapting to Climate Change Impacts in Cities

Bringing an Equity Focus to Smart Growth by Engaging Marginalized Populations

Innovations in Healthy Food Planning Practice

Strange Bedfellows: Building Smart Growth Partnerships among Diverse Groups

Wheel Urbanism: Bicycling's Innovative New Contributions to Smart Growth

Corridor Development Initiative: Who Says Smart Growth Can't Be Fun?

Market Acceptance of Smart Growth: Housing Premiums in Smart Growth Communities

Integrating Green Infrastructure into the City

Implementing State Climate Action Plans

Post-Disaster Planning for Recovery and Resilience

What's the Next Frontier for Stormwater Management?

A New Lease on Life: Transforming Surplus Schools into Thriving Community Centers

Beyond Design: How to Plan for Infrastructure to Support Smart Growth

Beyond Clean Cars and Fuels: Transportation and Land-Use Planning in a Carbon-Constrained World

Carrying Out Smart Growth Projects in the Current Economic Climate: Opportunities in Adversity

Community Energy and Climate Action Planning

Walkability as the Policy Foundation for Health, Environment and Community-Building Goals

Making Form-Based Codes the Rule, Not the Exception

Retrofitting the Suburban Landscape

The Complete Guide to Complete Streets

The Dollars and Sense of Sustainable Zoning Codes

Green Preservation of Affordable Rental Housing

The Role of Technology and Visualization in Collaborative Decision Making

Envisioning and Creating Sustainable Metropolitan Regions

Take Action: Building Political Will to Reduce Childhood Obesity

Prioritizing Green Space: Land Use Strategies for Cities

Safe Routes to School: Early Outcomes and Future Benefits

Navigating the VMT Curve: Emerging Travel Trends and Implications for Public Policy

Conference Special Features

■ WEDNESDAY, FEBRUARY 3

Working Together for Equitable Development: Voices and Lessons from Environmental Justice and Smart Growth

The smart growth movement has often been criticized for not meeting the needs of disadvantaged communities. This day-long workshop will bring together leaders from the smart growth, environmental justice and equitable development movements to assess this critique and identify opportunities for these three movements to work together more effectively. Hear from community and national leaders as they discuss their experiences and seek to improve the understanding of why integrating these efforts is critical and necessary to right past wrongs; revitalize America's disadvantaged communities; grow the economy; and create healthy and sustainable urban, suburban, rural and tribal communities. Pre-registration is required.

■ THURSDAY, FEBRUARY 4

FTA-Sponsored Lunch – Regional Planning for Sustainable and Livable Communities: Opportunities to Support Smart Growth and TOD

The interagency partnership among DOT, HUD and EPA to coordinate federal transportation, housing and environmental quality identified principles and opportunities to help American families gain better access to affordable housing, more transportation options and lower transportation costs. This session features facilitated discussion among practitioners on strategies for advancing livability and sustainability within a regional planning context. The session includes a complimentary box lunch for the first 50 people who attend.

For more details on the program and tours or to register, visit www.NewPartners.org



Optional Tours of Local Model Projects

All tours carry a small fee to cover transportation costs and refreshments. Visit the conference web site for tour details and fees. Space on each tour is limited, and pre-registration is required.

THURSDAY, FEBRUARY 4 MORNING TOURS

- Tour 1 – Seattle: Beauty and the Beast of Environmental Justice
- Tour 2 – Small Places Provide Big Answers in Smart Growth
- Tour 3 – Redmond: A Tale of Two Centers
- Tour 4 – Farming for Smart Growth
- Tour 5 – South Lake Union – Integrating Sustainable Transportation, Life Sciences and Housing in Seattle's Newest Neighborhood
- Tour 6 – Ride the Rail: Exploring Seattle's Most Diverse Neighborhoods

AFTERNOON TOURS

- Tour 7 – Multimodal and Mixed Use for a Sustainable Future
- Tour 8 – How Seattle Celebrates Rain: A Walking Tour of Two Smart Growth Communities Built around the Creative Treatment of Seattle's Famous Weather Condition
- Tour 9 – Evolving 1950's Suburbs to the 21st Century
- Tour 10 – Growing Smart: Downtown Bellevue and the Bel-Red Corridor
- Tour 11 – Healthy Parks Building Healthy Communities

SUNDAY, FEBRUARY 7 MORNING TOURS

- Tour 12 – Emerging Town Centers: Density, Diversity and the Devil Is in the Details
- Tour 13 – Downtown Seattle Walk Audit with Walkability Guru Dan Burden
- Tour 14 – The Good, the Bad and the Ugly

■ CONFERENCE FEES AND REGISTRATION

To register, please visit the online registration system on our conference web site – www.NewPartners.org. You can also download the registration form and mail it in.

Registration fees cover all materials and sessions (except where noted) and several conference meals. The registration deadline is January 15, 2010. All registrations received after this date will be subject to a \$50 late fee. All walk-in registrations will be subject to an additional \$35 walk-in fee. For a complete list of conference meals included in the registration fee, visit the conference web site.

■ GROUP RATES

A \$20 discount off the registration fee will be offered to groups sending five or more participants. The discount applies only to the public/nonprofit and private-sector "full conference rates." Visit the web site for more details.

■ SCHOLARSHIPS

A limited number of need-based scholarships to cover registration fees will be given to participants who would not otherwise be able to attend. Priority will be given to individuals representing small nonprofits, community-based and grassroots organizations, and local governments.



■ LOCATION AND ACCOMMODATIONS

The 9th Annual New Partners for Smart Growth conference will be held February 4-6, 2010, at the Washington State Convention and Trade Center in downtown Seattle. The Sheraton Seattle Hotel is the headquarters hotel for the conference, and is offering a special group rate of \$159 single/double occupancy. Make your reservations by calling (888) 627-7056, and indicate you are attending the New Partners Conference.

■ FREE TRANSIT PASSES FOR CONFERENCE ATTENDEES

Sound Transit is sponsoring FREE transit passes for all conference participants, over the dates of the New Partners for Smart Growth Conference! The passes will be distributed prior to the conference and can be used on both Sounder Light Rail and ST Express Bus Service. Visit the conference web site for more information on transportation options throughout the region.

■ REDUCE YOUR CARBON IMPACT – OFFSET YOUR TRAVEL!

Help us reduce the carbon footprint of this event, by purchasing carbon offsets for your travel to and from the conference. When registering online, select the voluntary contribution of \$11 as part of your registration to offset the carbon you generate to participate.

■ ACCREDITATION

The LGC is currently pursuing the availability of accreditation for AICP Planners. Visit the conference web site for more details.

■ Full Conference Rates (all 3 days)

- \$309 Public/nonprofit
- \$359 Private-sector
- \$289 LGC member public/nonprofit
- \$339 LGC member private-sector
- \$289 Group public/nonprofit
- \$339 Group private-sector
- \$219 College student

■ Daily Registration Fees

- \$199 Thursday, Friday or Saturday only (does not include optional tours)

■ Registration deadline: January 15



**ANNUAL DUWAMISH TRIBE
GALA DINNER & ART AUCTION**

October 2009

Dear Sir or Madam:

Duwamish Tribal Services (501 (C) 3 Organization) and the Duwamish People are preparing to host the 4th Annual Gala and Art Auction. The event, which will be held on June 5, 2010 from 4:00 p.m. to 9:00 p.m., will include a silent auction/reception and live auction with dinner by reserved tickets only.

I am writing to request your support of our organization through the donation of financial sponsorship or an auction item. The Duwamish People value the support received from the local community and businesses as we build our sustainable organization. Duwamish, First People of Seattle and King County have been supporting their tribal programs and operations with the generous contributions of local businesses and organizations as well as the support from numerous individuals. Enclosed is an explanation of sponsorship levels being offered. All potential sponsors are invited to participate in a tour of the Duwamish Longhouse and Cultural Center which is located in West Seattle on the banks of the Duwamish River/Waterway. To schedule a tour, contact James Rasmussen, Longhouse Director at 206/431-1582.

The proceeds from the 2009 Gala were used to support tribal programs and general operations of the recently completed Duwamish Longhouse and Cultural Center. The 2010 event will continue to support the Duwamish People and the programs being offered at the Longhouse and Cultural Center.

Your donation and support of this event will be greatly appreciated and we thank you in advance for your generosity. A form is being enclosed for your organization to issue a preliminary commitment of sponsorship. If you have any questions, please do not hesitate to contact me at the number listed below or via email.

With Best Regards,



Louise Jones-Brown

Duwamish Gala and Art Auction, Sponsorship Coordinator

Cell #206/755-4521

Email: ljbrown.1851@comcast.net



Louise Jones-Brown

Chair, Duwamish Tribal Gala and Auction

Treasurer, Duwamish Tribal Services

cell (206) 755-4521

email ljbrown.1851@comcast.net

DANIEL T. SATTERBERG
PROSECUTING ATTORNEY



Office of the Prosecuting Attorney
W400 King County Courthouse
516 Third Avenue
Seattle, Washington 98104
(206) 296-9067
FAX (206) 296-9013

October 6, 2009

The Honorable Joan McGilton
Mayor, City of Burien
15811 Ambaum Blvd. S.W., Suite C
Burien, WA 98166

Dear Mayor McGilton:

Some months ago, we spoke to you about our plans to expand King County District Court's Mental Health Court to serve mentally ill defendants facing misdemeanor charges in municipalities throughout King County. This expansion was to be funded using a portion of the one-tenth of a percent sales tax dedicated to Mental Illness and Drug Dependency programs (MIDD). We remain committed to the concept of "Mental Health Court without Borders," but write to inform you that the expansion project has been put on hold by the King County Executive, due to the extraordinary budget challenges we face.

Like many jurisdictions, King County is facing unprecedented budget shortfalls. Last year County officials lobbied the State Legislature for additional funding tools to help address these fiscal challenges. During the 2009 session, the State Legislature authorized counties to use up to half of MIDD tax revenue to supplant and fund existing programs in 2010. In 2011, the amount of MIDD revenue that can be used to supplant existing programs drops to 40%, and is reduced by another ten percent each year thereafter.

The King County Executive transmitted his 2010 budget to the King County Council on September 28th. Utilizing the funding tool enacted by the 2009 Legislature, Mr. Triplett's proposed budget dedicates approximately 30% of MIDD revenue to fund existing therapeutic courts and programs. In order to save existing programs, including the Drug Diversion Court and the Mental Health Court, from devastating budget cuts, the Executive must postpone any planned expansions of those services.

We are disappointed that MIDD funding for the expansion of Mental Health Court has been postponed, as it represented a truly regional approach to dealing with some of our most difficult misdemeanor defendants.

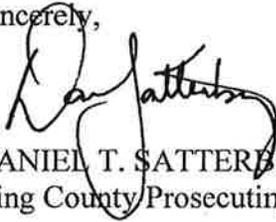
However, the King County Prosecuting Attorney's Office (PAO) and King County District Court are willing to agree to a much smaller expansion of Mental Health Court to fully utilize current caseload capacity. As part of this much smaller expansion, the PAO will invite each city to refer one municipal defendant at a time to King County Mental Health Court until this court program reaches its capacity.

If your city prosecuting attorney is interested in learning how to refer a municipal defendant to Mental Health Court, please have that person send an email to the PAO's Mental Health Court Prosecuting Attorney, Manka Dhingra, who will train all city prosecutors on the appropriate procedures to refer a city defendant to Mental Health Court. Manka can be reached at Manka.Dhingra@kingcounty.gov.

We hope that the postponement of the full expansion of Mental Health Court will be short in duration. In the meantime, we hope that the PAO's and District Court's willingness to accept one defendant per city will be an important first step in achieving a true "Mental Health Court without Borders."

Thank you for your interest in King County's Mental Health Court, and your efforts to support people with mental illness. If you have any questions regarding this letter, please feel free to contact either one of us.

Sincerely,



DANIEL T. SATTERBERG
King County Prosecuting Attorney



BARBARA LINDE
Presiding Judge, King County District Court



King County

Solid Waste Division

Department of Natural Resources and Parks

King Street Center

201 South Jackson Street, Suite 701

Seattle, WA 98104-3855

206-296-6542 Fax 206-296-0197

TTY Relay: 711

RECEIVED

OCT 14 2009

CITY OF BURIEN

45

October 8, 2009

The Honorable Joan McGilton
Mayor, City of Burien
415 SW 150th Street
Burien, WA 98166-1957

Dear Mayor McGilton:

Please find enclosed the preliminary *Draft 2009 Comprehensive Solid Waste Management Plan* (the plan). This plan, which updates the *2001 Comprehensive Solid Waste Management Plan* (2001 plan), presents proposed strategies for managing King County's solid waste over the next 6 years, with consideration of the next 20 years. The plan was prepared in accordance with Revised Code of Washington 70.95.

The plan presents draft policies, recommendations, and goals in the following areas: solid waste system planning, waste prevention and recycling, collection and processing, the transfer system, landfill management and solid waste disposal, and system financing. The division collaborated on the development of the plan with the cities and other stakeholders through its advisory committees – the Solid Waste Advisory Committee (SWAC) and the Metropolitan Solid Waste Management Advisory Committee (MSWMAC). The division also met with and received input from a number of individual city councils and staff.

With this plan, the division is working with its stakeholders to build upon past and current efforts to increase waste prevention and recycling and advance green building practices in the region's communities and within our own operations. This is also the first King County solid waste plan to look at ways to address climate change – one of the nation's leading environmental concerns.

A primary building block for the plan was the 2006 *Solid Waste Transfer and Waste Management Plan* (Transfer Plan), which provides recommendations for upgrading the division's aging transfer system, strategies for extending the lifespan of the Cedar Hills Regional Landfill, and options for preparing the landfill for eventual closure. These recommendations, developed in collaboration with SWAC and MSWMAC, were approved by the King County Council in December 2007 and are further developed for implementation in this 2009 plan.

The plan proposes one major policy change – the 2001 plan directed that the county “contract for long-term disposal capacity at an out-of-county landfill” to handle the county's waste when the Cedar Hills landfill reaches capacity and closes. The 2009 plan proposes eliminating this policy in favor of exploring a range of options for future disposal, such as waste-to-energy and other conversion technologies, in addition to waste export to an out-of-county landfill. Current and

emerging technologies provide opportunities to convert solid waste to energy or other reusable resources. Some of the technologies are capable of processing the entire solid waste stream, while others target specific components, such as plastics or organics. As the timeframe for landfill closure approaches, the division will continue to monitor both out-of-county landfill capacity and waste conversion technologies.

The Solid Waste Division welcomes comments on the preliminary draft plan from October 8, 2009 to February 4, 2010. Copies of the plan will be available for public review at all King County libraries. The plan is also available on the division's Web site for review by the public and other stakeholders at www.kingcounty.gov/SWDCompPlan.

Comments can be submitted through one of several avenues:

- Using the Comment Form on the plan Web site.
- Sending an e-mail to the division at CSWMP.Comments@kingcounty.gov
- Sending a letter addressed to:
2009 Draft Solid Waste Plan Comments
King County Solid Waste Division
201 S. Jackson St., Suite 701
Seattle, WA 98104-3855

The final draft plan will be released after consideration of all comments, review of the cost assessment by the Washington Utilities and Transportation Commission (provided in Appendix A of the plan), review by the Washington State Department of Ecology (Ecology), and completion of an environmental review. The final draft plan must be adopted by:

- Cities representing three-quarters of the total population of the cities that choose to act on the plan during the 120-day adoption period
- The Regional Policy Committee acting as the Solid Waste Interlocal Forum
- The King County Council

After completion of State Environmental Policy Act (SEPA) requirements and adoption, the final draft plan will be submitted to Ecology. The final draft becomes the final plan upon approval by Ecology.

The division looks forward to providing briefings on any aspect of the plan as requested. If you have any questions about the plan, please contact Thea Severn, Planning and Communications Manager in the Solid Waste Division of the Department of Natural Resources and Parks, at 206-296-4360.

Sincerely,



Kevin Kiernan
Division Director

CITY OF BURIEN, WASHINGTON
Parks and Recreation Advisory Board
MEETING MINUTES
Date – September 9, 2009
Time - 7:00 PM

BOARD MEMBERS PRESENT

Chris Ndifon	Jean Spohn	Larry Moormeier
Ted Fosberg	Ed Dacy	Sheryl Knowles

BOARD MEMBERS ABSENT

None

STAFF PRESENT

Steve Roemer, Parks Development and Operations Manager

GUESTS PRESENT

None

Chris Ndifon called the meeting to order at approximately 7:00 PM.

CITIZEN COMMENT

E-mail correspondence attached regarding community gardens from Rob Johnson, John Feeney, Wayne Sykes, Jean Spohn and Ed Dacy.

ADDITIONS TO AGENDA & AGENDA REVIEW

No changes.

MEETING MINUTES

The minutes from the August 12, 2009 meeting were approved 5/0/0.

AGENDA AND ACTION ITEMS

PRESENTATION

- Steve Roemer presented on the parks potentially involved in the annexation.
 - ✓ Hazel Valley, Puget Sound, Arbor Lake, Salmon Creek and Hilltop Parks
 - ✓ Discussion focused on the capital and operational needs for these facilities.
 - ✓ Potential future uses of the parks were discussed, including community gardens, dog parks or athletic fields.

POLICY DISCUSSION

- Community Gardens: The Board and staff discussed community garden program development focusing on the topic of Garden Rules of General Use.
 - ✓ Garden should be organic, as described in Seattle's P-Patch Rules #2.
 - ✓ Produce grown may not be sold.
 - ✓ Users may request 1 plot per year, on a yearly basis and by lottery if demand exists.
 - ✓ Plots to be adopted by persons 18 years or older.
 - ✓ Burien residents have preference.
 - ✓ A Garden Board formed of plot users will manage the daily operations.
 - ✓ Pets will not be allowed inside the Garden.
 - ✓ Plot Use as described by Seattle's P-Patch Rules #1.
 - ✓ Smoking is not allowed.
 - ✓ Garden to be operation year a round, if not used in winter by an individual plot user, then plot must be winterized.

FUTURE AGENDA ITEMS AND/OR QUESTIONS

- Community Garden topics
- Seahurst Park North Shore restoration project update
- 2010 Parks budget reductions
- Annexation as related to the parks
- Update on the Department's move to the old Library
- Recreation program updates
- Potential for future recreational opportunities in parks, ie. frisbee golf, bocce ball.
- Impact of annexation on recreation staff.

FOR THE GOOD OF THE ORDER

- Steve Roemer spoke of the Mathison family reunion in Mathison park and the reuse of woodchips from cleared trees, as trail material.
- The meeting was adjourned at 9:00PM.

Respectfully submitted by Steve Roemer, Parks Manager , Parks, Recreation & Cultural Services

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Review of Council Proposed Agenda Schedule		Meeting Date: October 26, 2009
Department: City Manager	Attachments: <u>Proposed Meeting Schedule</u>	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Monica Lusk, City Clerk		
Telephone: (206) 248-5517		
Adopted Work Plan Priority: Yes No <input checked="" type="checkbox"/>	Work Plan Item Description: N/A	
PURPOSE/REQUIRED ACTION:		
The purpose of this agenda item is for Council to review the proposed City Council meeting schedule. New items or items that have been rescheduled are in bold.		
BACKGROUND (Include prior Council action & discussion):		
According to City Council policies, the proposed meeting schedule is reviewed during the last meeting of each month.		
OPTIONS (Including fiscal impacts):		
<ol style="list-style-type: none"> 1. Review the schedule, and add, delete, or move items. 2. Review the schedule and make no modifications. 		
Administrative Recommendation: Review the schedule.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: None required.		
Submitted by: Monica Lusk Administration	City Manager	
Today's Date: October 20, 2009	File Code: <u>R:/CC/AgendaBill2009/102609cm-1</u> proposedagendareview.doc	

CITY OF BURIEN
PROPOSED COUNCIL AGENDA SCHEDULE
2009

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1. Presentation on Town Square Theater by Paul Keller, Managing Principal, Urban Partners and Frank Rimcus, President/CEO, Galaxy Theatres.
(Scheduled on 11/2 - City Manager)
2. Discussion of, and Possible Action on, Motion to Name Voting Delegate to the Suburban Cities Association Annual Business Meeting.
(Scheduled on 11/2 – City Manager)
3. **Public Hearing - Revenue Sources, 1% Property Tax Increase, Expenditures for 2009-2010 Mid-Biennial Budget Review and Amendments.**
(Scheduled on 11/9– Finance)
4. **Discussion on Biennial Budget Modification, 2010.**
(Rescheduled from 11/2 to 11/9– Finance)
5. **Discussion on 2010 Property Tax Levy.**
(Rescheduled from 11/2 to 11/9– Finance)
6. **Discussion on Establishing Substantive Need for Increasing Property Tax Levy by Up to 1% Over 2009.**
(Rescheduled from 11/2 to 11/9– Finance)
7. Discussion on 2009 Comprehensive Plan Text and Map Amendments.
(Scheduled on 11/9 – Community Development)
8. **Discussion on Accepting and Setting an Effective Date for Annexation.**
(Scheduled on 11/9 – City Manager)
9. **Public Hearing - Revenue Sources, 1% Property Tax Increase, Expenditures for 2009-2010 Mid-Biennial Budget Review and Amendments.**
(Scheduled on 11/23– Finance)
10. **Discussion and Possible Motion to Adopt Ordinance No. xxx, Amending the 2010 Biennial Budget.**
(Scheduled on 11/23 – Finance)
11. **Discussion and Possible Motion to Adopt Ordinance No. xxx, 2010 Property Tax Levy.**
(Scheduled on 11/23 – Finance)
12. Discussion on Proposed NE Redevelopment Area Comprehensive Plan and Zoning Amendments.
(Scheduled on 11/23 – Community Development)
13. Motion to Approve Ordinance No. xxx, Adopting the Stormwater Manual.
(Scheduled on 12/7 - Public Works)
14. Continued Discussion on Proposed NE Redevelopment Area Comprehensive Plan and Zoning Amendments.
(Scheduled on 12/7 - Community Development)
15. **Oath of Office Administered by The Honorable Vicki Seitz, King County District Court Judge, to Councilmembers-Elect.**
(Scheduled on 12/14 - City Manager)
16. Motion to Adopt Ordinance No. xxx, Relating to 2009 Comprehensive Plan Text and Map Amendments.
(Scheduled on 12/14 – Community Development)

**CITY OF BURIEN
PROPOSED COUNCIL AGENDA SCHEDULE
2009**

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17. 12/28 Council Meeting
18. Discussion on Business License Code Revisions.
(Rescheduled from 10/26 to 1/11 - Finance)

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Motion to Adopt Proposed Ordinance No. 525, Approving the Final Plat of the Des Moines Estates Subdivision (16223 Des Moines Memorial Drive)		Meeting Date: October 26, 2009
Department: Community Development	Attachments: 1. Proposed Ordinance No. 525 2. Resolution No. 188, with Exhibit A - Hearing Examiner's Findings, Conclusions and Recommendation. 3. Notice of Decision and Vicinity Map 4. Des Moines Estates Subdivision Final Plat Map	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A Unencumbered Budget Authority: N/A
Contact: Charles W. "Chip" Davis, Planner		
Telephone: (206) 248-5501		
Adopted Work Plan Priority: Yes No <input checked="" type="checkbox"/>	Work Plan Item Description: N/A	
PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for the Council to consider adopting an ordinance approving the final plat application for Des Moines Estates Subdivision.		
BACKGROUND (Include prior Council action & discussion): The proposal is to subdivide a 1.66 acre (72,333 square foot) residential lot into 8 lots. The site is located between State Route 509 and Des Moines Memorial Drive South, just south of South 162 nd Street, as shown on the attached vicinity map. The City Council on December 15, 2003 adopted Resolution No. 188, which granted preliminary approval of the Highline Village Subdivision with conditions. The resolution also adopted the findings of fact and conclusions as set forth by the Hearing Examiner. Per BMC Title 17.45 Final Plats, the City Council is required to determine if the applicant has satisfied preliminary conditions of approval for the plat and has completed or bonded for all required improvements for the plat as required by the Public Works Department. The applicant has met the required conditions of approval for the development and has constructed all of the required improvements. The Development Engineer has reviewed the final plat map and all construction improvements and has recommended final approval of the plat. By passing proposed Ordinance No. 525, the City Council will grant final approval for the Des Moines Estates Subdivision, with the noted conditions as set forth in the attached Hearing Examiner Report. The plat documents will then be recorded, which will formally create the new lots for the purpose of sale, and allow the issuance of building permits.		
OPTIONS (Including fiscal impacts): 1. Approve the final plat (Adopt Ordinance No. 525). 2. Approve the final plat with modifications, based on the Hearing Examiner's Record (Adopt proposed Ordinance No. 525, with modifications). 3. Deny the final plat, based on the Hearing Examiner's Record. 4. Remand the final plat to the Hearing Examiner for an additional hearing on specific issues.		
For options 2, or 3, the Council must also adopt written findings of fact and conclusions that support its decision.		
Administrative Recommendation: Adopt proposed Ordinance No. 525, granting approval of the final plat for the Des Moines Estates Subdivision.		
Committee Recommendation: N/A		
Advisory Board Recommendation: N/A		
Suggested Motion: Move to Adopt Ordinance No. 525, Approving the Final Plat of the Des Moines Estates Subdivision, and Directing the Mayor to Sign the Final Plat Documents.		
Submitted by: Charles W. "Chip" Davis		
Administration 	City Manager 	
Today's Date: October 19, 2009	File Code: 102609cd-1 – Des Moines Estates Final Plat.doc	

CITY OF BURIEN, WASHINGTON



ORDINANCE NO. 525

AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON, CONCURRING WITH CITY OF BURIEN'S PRELIMINARY APPROVAL AND RECOMMENDATION FOR FINAL APPROVAL, SUBJECT TO CONDITIONS, OF THE SUBDIVISION KNOWN AS DES MOINES ESTATES.

WHEREAS, on August 18, 2003, application was made to the City of Burien for the preliminary approval for a subdivision known as Des Moines Estates; and

WHEREAS, on December 15, 2003, the City of Burien preliminarily approved the Des Moines Estates subdivision subject to conditions; and

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

Section 1: Adoption. The City Council adopts and incorporates herein the findings, recommendations, and conclusions contained in the report of the City of Burien Hearing Examiner as amended by City of Burien Resolution 188, (attached hereto as Exhibit A) dated December 15, 2003, for final approval, subject to conditions, of the Des Moines Estates subdivision.

Section 2: Severability. Should any section, subsection, 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 3: Savings. The enactments of this ordinance shall not affect any case, proceeding, appeal or other matter currently pending in any court or in any way modify any right or liability, civil or criminal, which may be in existence on the effective date of this ordinance.

Section 4: Effective Date. This ordinance shall be published 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 26TH DAY OF OCTOBER, 2009, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS ___ DAY OF OCTOBER, 2009.



CITY OF BURIEN

Joan McGilton, Mayor

ATTEST/AUTHENTICATED:

Monica Lusk, City Clerk

Approved as to form:

Burien City Attorney

Filed with the City Clerk: October 19, 2009

Passed by the City Council:

Ordinance No. 525

Date of Publication:

CITY OF BURIEN, WASHINGTON

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RESOLUTION NO. 188

**A RESOLUTION OF THE CITY OF BURIEN, WASHINGTON,
ENTERING FINDINGS OF FACT AND CONCLUSIONS OF LAW
REGARDING THE DES MOINES ESTATES SUBDIVISION**

WHEREAS, the City of Burien Hearing Examiner conducted an open record public hearing on December 8, 2003 at which testimony from city staff and the applicant was heard regarding the preliminary plat approval of the Des Moines Estates Subdivision; and,

WHEREAS, on December 9, 2003 the Hearing Examiner made a recommendation to the City Council; and,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. The City Council, having considered the Des Moines Estates preliminary plat application and the Hearing Examiner's recommendation, conditionally approves the Des Moines Estates preliminary plat and adopts the Hearing Examiner's findings and conclusions attached as Exhibit "A", as fully incorporated herein as if fully set forth.

PASSED BY THE CITY COUNCIL OF THE CITY OF BURIEN, WASHINGTON, WASHINGTON, AT A REGULAR MEETING THEREOF THIS 15TH DAY OF DECEMBER, 2003.

CITY OF BURIEN, WASHINGTON

Wing Woo, Mayor

ATTEST/AUTHENTICATED:

Jan Roegner, City Clerk

Approved as to form:

Lisa Marshall, City Attorney

Filed with the City Clerk: December 15, 2003
Passed by the City Council: December 15, 2003
Resolution No.: 188

CITY OF BURIEN

HEARING EXAMINER

FINDINGS, CONCLUSIONS AND RECOMMENDATION

FILE NO: LU 03-0217A

APPLICANT: Baldev Raj

APPLICATION: Subdivide a 72,333-square-foot residential lot into 8 lots, ranging in size from 7,200 square feet to 8,805 square feet.

LOCATION: 16223 Des Moines Memorial Drive, Burien, WA (See Exhibit 1, Attachment 1)

PARCEL: 725000-0136

HEARING DATE: December 8, 2003

DECISION ISSUED: December 9, 2003

STAFF RECOMMENDATION: Approve with conditions

HEARING EXAMINER RECOMMENDATION: Approve with conditions

STAFF REPRESENTATIVES: Patrick Smith, Planner
John Maddock, Development Engineer

APPLICANT: Mazen Haider, Engineer

PUBLIC COMMENTS: No one from the general public attended the public hearing.

A tape recording of the hearing is available in the Department of Community Development.

PROJECT SUMMARY:

The applicant is proposing an 8-lot subdivision of 1 lot, which is 72,333 square feet in size (see Exhibit 1, Attachment 3). The site is zoned RS-7,200 Residential Single-Family. All lots would have access via a new public cul-de-sac. The single-family home located on the parcel would be platted as Lot 1. Lots 2-8 would be available for residential development.

The application was submitted on August 18, 2003 and was deemed complete for processing on August 26, 2003. The public comment period ran from September 5, 2003 to October 5, 2003. No comment letters were received.

Notice of the public hearing was given on November 10, 2003. The notice was posted on site, published in the newspaper, and copies were mailed to property owners within 500 feet of the site and parties of record.

FINDINGS OF FACT AND CONCLUSIONS:

1. The findings and conclusions recommended by the Department of Community Development, as set forth on pages 3 to 10 of the Department's Advisory Report (Exhibit 1), accurately set forth the findings and conclusions of the Hearing Examiner, and by this reference, are adopted as the Hearing Examiner's findings and conclusions. A copy of said report is available in the Department of Community Development.

RECOMMENDATION:

Based on the foregoing Findings of Fact and Conclusions, it is recommended that the application be approved subject to the following conditions:

1. This application is subject to the applicable requirements contained in the Burien Municipal Code (including but not limited to the Zoning Code, Building Code and Fire Code), the King County Surface Water Design Manual and the King County Road Standards. It is the responsibility of the applicant to ensure compliance with the various provisions contained in these documents. Exhibit 1, Attachment 2, Development Requirements, is provided to familiarize the applicant with some of the additional requirements that may apply to the project. This attachment does not include all of the additional requirements. When a condition of approval below conflicts with a development requirement in Exhibit 1, Attachment 2, the condition of approval shall be followed (see Exhibit 1, Conclusion II.D.1).
2. Prior to recording the final plat, the applicant shall:
 - a. Apply for and obtain a right-of-way construction permit for work to be completed in the public right-of-way (see Exhibit 1, Conclusion II.D.3).
 - b. Submit detailed street and access improvement plans for Public Works Dept. review that includes the design of the new public road. Plans for this work shall be prepared by a Civil Engineer, licensed in the State of Washington (see Exhibit 1, Conclusion II.D.3).
 - c. Submit a revised plat map with the following changes:
 - i. showing any utility easements, including side sewer and water utility, necessary to provide service to the referenced lots (see Exhibit 1, Conclusion II.D.4).
 - ii. adding the plat number: 03-0217 (see Exhibit 1, Conclusion II.E.1).

- iii. showing the boundary lines and zoning for adjacent parcels, north and south and east of the property for a distance of at least 100 feet. Show current ownerships of these properties (see Exhibit 1, Conclusion II.E.1).
 - iv. providing signature lines for all persons having an ownership in the property, City Engineer's approval, county assessor's approval, the City's Director of Community Development's approval and other signatures as required by City ordinance or State law (see Exhibit 1, Conclusion II.E.1).
 - v. obtaining signatures of all persons having ownership in the property (see Exhibit 1, Conclusion II.E.1).
 - vi. indicating that houses on Lots 3-8 require sprinkling (see, Exhibit 1, Conclusion II.B.2).
- d. Submit a letter from the City of SeaTac outlining the required improvements along Des Moines Memorial Way (see Exhibit 1, Conclusion II.D.3).
 - e. Pay a fee in lieu of providing 390 square feet of open space on the property for each new lot. The fee shall be 390 x the current assessed value per square foot of the property (see Exhibit 1, Conclusion II.D.6).
 - f. Install utilities approved by the appropriate District (see Exhibit 1, Conclusion II.D.4).
 - g. Submit a landscaping plan for the street trees indicating size, species, and location to be approved by the City (see Exhibit 1, Conclusion II.D.7).
 - h. Submit final storm water plans designed according to the King County Surface Water Design Manual to the Public Works Department for review and approval (see Exhibit 1, Conclusion II.D.5).
 - i. Install the drainage facilities as approved or provide an approved bond or other security method guaranteeing installation within one year of the date of plat approval (see Exhibit 1, Conclusions II.C.1 and II.D.1).
 - j. Dedicate the right-of-way for the new public street to the City of Burien in a manner acceptable to the City (see Exhibit 1, Conclusion II.D.3).
 - k. Install, or provide an approved bond or other security method for, improvements to the new public street as required by the Public Works Department and consistent with Subdivision Code Sections 17.25.010 and 17.30.040 (see Exhibit 1, Conclusion II.D.3).
3. Prior to the issuance of development permits for any development on Lots 2-8, the applicant shall:
 - a. Submit erosion control plans for City review and approval (see Exhibit 1, Conclusion II.D.5).

- b. Submit a significant tree retention plan identifying trees to remain and protective measures for review and approval by the Department of Community Development. (see Exhibit 1, Development Regulations, Attachment 2, and Conclusion II.D.7).
- c. Protect all significant trees identified in the tree retention plan at the drip line by a temporary five-foot high chain link or plastic net fence prior to grading of the site. Tree protection measures as outlined in BMC Section 19.25 shall be followed prior to and during construction. (see Exhibit 1, Conclusion II.D.7).
4. A sidewalk, five (5) foot in width, shall be installed on the northerly and westerly perimeter of the proposed access street (BMC17.15.170). The sidewalk shall be located four and one half feet (4½) from the back of the curb, to provide a planter strip for street trees and ground cover.
5. Street trees shall be planted in the planter strip (BMC 19.25.060), and as specified on Dwg. No. 5-009 of the 1993 edition of the King County Road Standards.
6. A utility owned, operated and maintained streetlight shall be installed at the end of the cul de sac access street.
7. Access to Lot 1 shall be only from the tract street and not form Des Moines Memorial Drive S.
8. In lieu of installing the street improvements and streetlight, requested in items 4, 5 and 6, the applicant may post a performance bond (17.25.010) or other approved security in an amount satisfactory to the City, which will guarantee installation within one year of the date of plat approval.

Dated this 9th day of December 2003.

Ron McConnell, FAICP
Hearing Examiner

CITY COUNCIL REVIEW AND DECISION:

The City Council will take final action on this application in accordance with the provisions of BMC 19.65.075.

JUDICIAL REVIEW:

The following is a summary of the deadlines and procedures for judicial review.

BMC 19.65.060 allows the city's final decision to be appealed by filing a land use petition in King County Superior Court. Such petition must be filed within 21 days after issuance of the decision, as provided in RCW 36.70C. Requirements for fully exhausting City administrative appeal opportunities must first be fulfilled.

LAPSE OF APPROVAL:

Under BMC 17.40.040(4), subdivision preliminary approvals shall be valid for 36 months. If any condition is not satisfied and the final plat is not recorded within the 36-month period the preliminary subdivision approval shall be null and void. If all conditions have been satisfied and all required documents have been submitted within the 36-month period, the city may grant a single extension of up to 90 days to obtain additional information or for the processing and recording of final plat documents. Applicants will have a maximum of 30 days to comply with requests for additional information made within the extension period.

EXHIBITS:

The following exhibits were offered and entered into the record:

1. Staff Advisory Report, with attachments
2. Memo from John Maddock, Development Engineer, dated 12/5/03

PARTIES OF RECORD:

Baldev Raj

16223 Des Moines Memorial Dr.
Burien, WA 98148

Mazen Haider

PO Box 50524
Bellevue, WA 98015

Department of Community Development
Department of Public Works



CITY OF BURIEN, WASHINGTON

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Department of Community Development

415 SW 150th Street

Burien, Washington 98166

Phone: (206) 241-4647 Fax: (206) 248-5539

Notice of Decision

DATE:	December 18, 2003
FILE NO:	LU 03-0217 A
APPLICANT:	Baldev Raj
LOCATION:	16223 Des Moines Memorial Drive
TAX ACCOUNT NUMBER(S):	725000-0135
REQUEST:	Subdivide one single-family residential lot into eight lots.
DECISION:	City Council approved the application with conditions by Resolution No. 188 on December 15, 2003.

The City of Burien has issued the final decision described above. This decision may be appealed to Superior Court by filing a land use petition meeting the requirements set forth in Chapter 36.70C RCW. The petition must be filed and served upon all necessary parties as set forth in state law and within the 21-day time period as set forth in RCW 36.70C.040. Requirements for fully exhausting City administrative appeal opportunities must be fulfilled.

Affected property owners may request a change in valuation for property tax purposes notwithstanding any program of revaluation. For more information, please contact the King County Assessor's Office at (206) 296-7300.

Notice of Decision distributed to parties of record on December 18, 2003.

ATTACHMENTS: Conditions of approval

Des Moines Estates

PORTION NE 1/4, NW 1/4, SEC. 28, TWP. 23 N, RGE. 4 E, W.M.
CITY OF BURDEN, KING COUNTY, WASHINGTON



1" = 200'

0' 200' 400'

DATE OF RECORD IN THE K.C.A.S.
SEE AREA: 72,533 S.F. OR 1.66 AC. +/-
CLARKE ZONING: R2-7200.

LEGEND

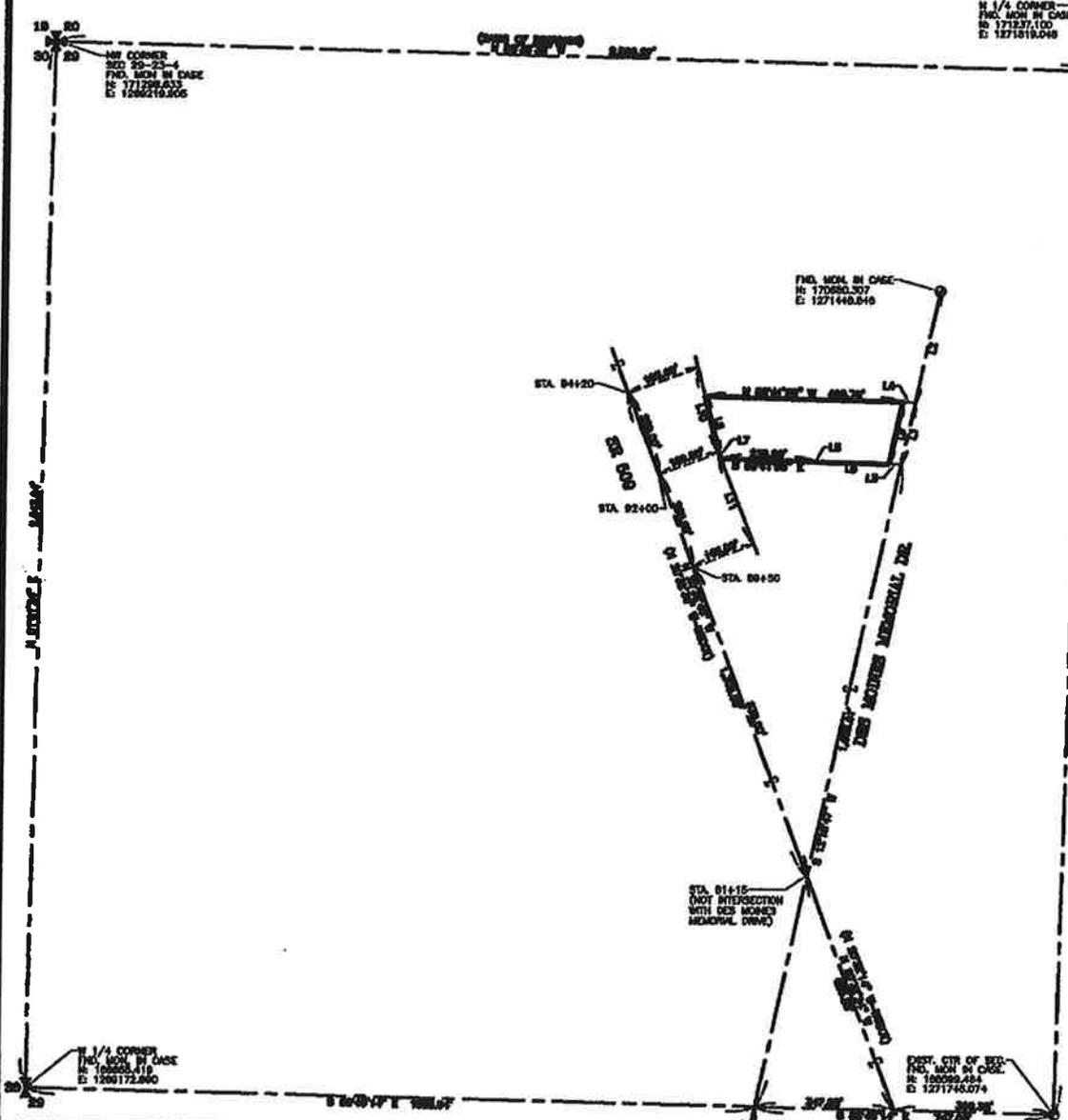
- = FND. MON. IN CHRG.
- = SET MON. IN CHRG. 04/18/88
- = FND. PROP. COR. AS NOTED
- = SET 1/2" LR. S/ADP #21484
- = SECTION CORNER
- = QUARTER CORNER
- (NSDOT) = N.S.D.O.T. MAP - SEE REFERENCES

REFERENCES

1. THE S.W. 1/4, S1/2 E7 TO S.W. 28.80, 028 MOUND HWY SO. TO RD. 14000 ST., KING COUNTY, SHEET 2 OF 7, DATED NOV. 2, 1987, LAST REVISION 10-18-88
2. THE S.W. 1/4, S1/2 E7 TO S.W. 28.87, OR S1/4 TO S.W. 28.80 HWY S.W. 14000 ST., KING COUNTY, SHEET 11 OF 11, DATED DEC. 1, 1988, LAST REVISION 7-30-91

LINE TABLE

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PROPERTY INFORMATION:
 THE PAPER # 7289000138
 KING COUNTY REC-7100
 RECORD DISTRICT 211
 FILE NUMBER 6008
 VOLUME RECORD BOOK
 BEING DETACHED BY SUBURBAN
PROPERTY ADDRESS:
 18223 DES MOINES MEMORIAL DR. S.

EQUIPMENT USED:
 1" TOOL BOX
 SURVEY METHOD:
 FIELD TRIANGULATION
 SURVEY ACCURACY MEETS OR EXCEEDS
 THE I.S.M. DE-80.
 ALL CORNER MONUMENTS FIELD LOCATED
 DATE 10/12/88

APPLICANT/OWNER:
 RANDY RAY
 18223 DES MOINES MEMORIAL DR.
 BURDEN, WA 98148
 TEL: 253-223-8101
 FWO: 253-438-8814

PREPARED BY

HANSEN SURVEYING
 LAND SURVEYORS & CONSULTANTS
 27480 SOUTH AVE. S.E., BENTON, WA 98008
 TEL: 425-888-8440 FAX 425-888-0888



Des Moines Estates

PORTION NE 1/4, NW 1/4, SEC. 29, TWP. 23 N, RGE. 4 E, W.M.
CITY OF BUREN, KING COUNTY, WASHINGTON



1" = 40'
0' 40' 80'

DATE OF SURVEY IS THE U.S.A.S.
SITE AREA 73,233 S.F. OR 1.68 AC. +/-
CURRENT ZONING: RS-7200

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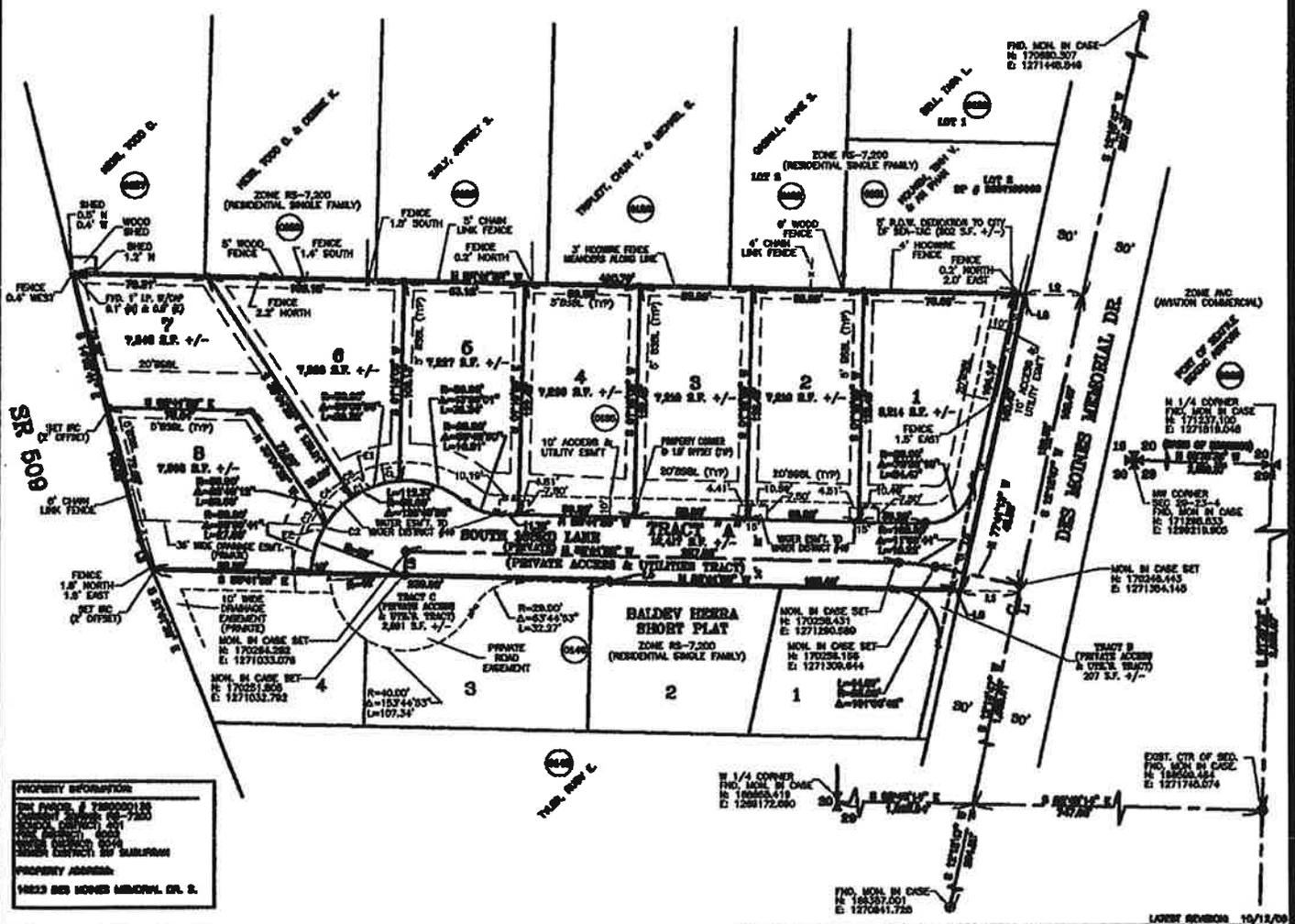
EASEMENT LINE TABLE

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- ⊙ = PVD. MON. IN CASE
 - ⊙ = SET MON. IN CASE 08/18/08
 - ⊙ = PVD. PROP. COR. AS NOTED
 - ⊙ = SET 1/2" I.D. W/CAF 821404
 - ⊙ = SET 1/2" I.D. W/CAF 821404 (SET AT 1.5' OFFSET)
 - ⊙ = SECTION CORNER
 - ⊙ = CLINCHER CORNER



PROPERTY INFORMATION

LOT 1, 2, 3, 4, 5, 6, 7, 8
 ZONING: RS-7200
 AREA: 73,233 S.F. OR 1.68 AC. +/-
 CURRENT ZONING: RS-7200

PROPERTY ADDRESS:
 14223 DES MOINES MEMORIAL DR. S.

EQUIPMENT USED:
 1" TOTAL STATION
 SURVEY METHOD:
 FIELD TRIANGULATION

SURVEY ACCURACY LIMITS OR OTHER:
 SEE 231-110-250

ALL CONTROL MONUMENTS FIELD LOCATED
 DATE: 10/13/20

APPROVE/OWNER:

 14223 DES MOINES MEMORIAL DR.
 BUREN, WA 98008

PREPARED BY:

HANSEN SURVEYING
 LAND SURVEYORS & CONSULTANTS
 17480 157TH AVE. S.E., BENTON, WA 98008
 TEL: 425-825-8440 FAX 425-825-8288

JOB NO. 2008177 SHEET 4 OF 4



DATE: 10/13/20

**CITY OF BURIEN
AGENDA BILL**

Agenda Subject: Discussion on Proposed Ordinance 523, regarding 2009 Zoning Code Amendments.		Meeting Date: October 26, 2009	69
Department: Community Development	Attachments: 1. <u>Proposed Ordinance No. 523</u> 2. <u>Exhibit A</u> 3. <u>Planning Commission Minutes - 8/25/09</u> 4. <u>Planning Commission Minutes - 9/8/09</u> 5. <u>Planning Commission Minutes - 9/22/09</u>	Fund Source: N/A Activity Cost: N/A Amount Budgeted: N/A	
Contact: Liz Ockwell, Assistant Planner			
Telephone: (206) 812-7575			
Adopted Work Plan Priority: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	Work Plan Item Description: Amend various sections of the zoning code as needed.		
<p>PURPOSE/REQUIRED ACTION: The purpose of this agenda item is for the City Council to continue discussion of approval of fifteen (15) Zoning Code amendments. No action is necessary at this time.</p> <p>BACKGROUND (Include prior Council action & discussion): The proposed zoning code amendments will revise and add new definitions relating to use, garages, and slope, and correct errors in the Zoning Code relating to parking, landscaping, and interim zoning code references. The proposed amendments will also clarify the master sign plan process, thresholds for nonconforming structures and sizes of residential accessory structures. Finally, the proposed amendments will correct typographical errors in the sign and critical areas code.</p> <p>The Planning Commission discussed the proposed amendments at two public meetings on August 25 and September 8, 2009, and unanimously recommended approval of the proposed amendments following their public hearing on September 22, 2009.</p> <p>At the October 5th meeting, Council requested more information regarding the proposed language for the proposed zoning code amendments. The attachments reflect this request.</p> <p>OPTIONS (Including fiscal impacts): N/A</p>			
Administrative Recommendation: Hold a discussion and consider placing proposed Ordinance No. 523 on consent agenda for adoption on November 2, 2009.			
Committee Recommendation: N/A			
Advisory Board Recommendation: The Planning Commission unanimously recommended approval of all amendments on September 22, 2009.			
Suggested Motion: None Required			
Submitted by: Liz Ockwell, Assistant Planner Administration 		Mike Martin City Manager 	
Today's Date: October 19, 2009		File Code: R:\CC\Agenda Bill 2009\102609- ZonCode Amend.doc	

CITY OF BURIEN, WASHINGTON**ORDINANCE NO. 523**

**AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON,
AMENDING TITLE 19 OF THE BURIEN MUNICIPAL CODE
RELATED TO ZONING, PROVIDING FOR SEVERABILITY, AND
ESTABLISHING AN EFFECTIVE DATE.**

WHEREAS, in June, 1999, the City of Burien adopted a new zoning code establishing zoning regulations for the City of Burien; and

WHEREAS, the need to correct typographical errors, add new definitions, and clarify sections of the code have led to the proposed amendments; and

WHEREAS, the Planning Commission held two public meetings on August 25, 2009 and September 8, 2009, to discuss amendments to the zoning code; and

WHEREAS, the Planning Commission held a public hearing on September 22, 2008 to receive citizens' comments on the proposed amendments; and

WHEREAS, the City Council has received recommendations from the Planning Commission regarding the proposed amendments; and

WHEREAS, the City Council held a public meeting on October 5, 2009 to review and discuss the proposed amendments.

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 BMC Title 19 as shown on Exhibit A incorporated by reference as if fully set forth herein.

Section 2: Severability. Should any section, subsection, 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 3: Savings. The enactments of this ordinance shall not affect any case, proceeding, appeal or other matter currently pending in any court or in any way modify any right or liability, civil or criminal, which may be in existence on the effective date of this ordinance.

Section 4: Effective Date. This ordinance shall be published 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 THIS ____ DAY OF _____, 2009, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS ____ DAY OF _____, 2009.

CITY OF BURIEN

Joan McGilton, Mayor

ATTEST/AUTHENTICATED:

Monica Lusk, City Clerk

Approved as to form:

Chris Bacha, Interim City Attorney

Filed with the City Clerk:
Passed by the City Council:
Ordinance No. 523
Date of Publication:

**ORDINANCE 523
EXHIBIT A**

1. BMC 19.10.185, Definition of ‘Garage, detached single-family’

Background: The current definition of single-family detached garage limits the size of a garage to 500 square feet and one story. This language should be removed due to the changing needs in the community for larger garages and garages with storage or living space above. Due to its restrictive nature, staff feels the definition should be revised to allow for more flexibility.

Proposed Amendment: Revise the definition of ‘detached single-family garage’; to remove the 500 square foot and one story maximum.

19.10.185 Garage, detached single-family – A detached structure ~~not to exceed 500 square feet and one story~~, which is *accessory* to a *single detached dwelling unit* and to which there is legal vehicular access from a public *right-of-way*, designed for the storage of motor vehicles or boats of the residents of the *single detached dwelling unit*.

2. BMC 19.10.505, Definition of ‘Slope’

Background: There is a need to correct a typographical error in the definition of ‘slope’. The calculation in the current definition is incorrect and should be revised.

Proposed Amendment: Revise incorrect calculation in definition.

10.10.505 Slope – An inclined surface, the inclination of which is expressed as a ratio or percentage of vertical distance to horizontal distance by the following formula:

$$\frac{\text{vertical distance}}{\text{horizontal distance}} \times 100 = \% \text{ Slope}$$

3. BMC 19.10.550, Definition of ‘Use’

Background: There is a need to correct a typographical error and reflect the correct chapter reference in the definition of ‘use’. The current definition references BMC 19.10 in the definitions chapter, and should reference BMC 19.15, the Use Zone Chart.

Proposed Amendment: Revise the incorrect code reference in the ‘use’ definition.

19.10.550 Use – The nature of the activities taking place on public or private property. Each separate listing under the “Use” column in Chapter ~~19.10~~ 19.15 of this Code is a separate use.

4. BMC 19.10.400, Definition of ‘Primary use’

Background: There is a need to correct a typographical error and reflect the correct chapter reference in the definition of ‘primary use’. The current definition references BMC 19.10 in the definitions chapter, and should reference BMC 19.15, the Use Zone Charts.

Proposed Amendment: Revise incorrect code reference in the ‘primary use’ definition.

BMC 19.10.400 Primary use – The *use* listed under the use column in Chapter ~~19.10~~ 19.15 of this code for which the majority of the total square footage of a *site* is designed, arranged, occupied, dedicated or maintained.

5. BMC 19.10.399.5, Definition of ‘Primary structure’

Background: There is a need to add the definition of ‘primary structure’ to help specify the general definition of ‘structure’ to differentiate between a primary and an accessory structure. This definition would allow flexibility in the code and provide for opportunity to regulate primary and accessory structures differently. This is important in both interpreting existing regulations, and the creation of new regulations and standards.

Proposed Amendment: Add a new definition of ‘primary structure’ to Chapter 19.10 Definitions.

BMC.19.010.400.5 Primary structure – The *structure* that contains the *primary use*.

Note: The definitions of ‘structure’ and ‘use’ are below for reference

19.10.550 Use – The nature of the activities taking place on public or private property. Each separate listing under the “Use” column in Chapter ~~19.10~~ 19.15 of this Code is a separate use.

19.10.525 Structure -- Anything permanently constructed in or on the ground, or over the water; excluding *fences* less than six feet in height, decks less than 18 inches above grade, and paved areas.

6. BMC 19.15.010.7, Mixed Use special regulation relating to increased building height landscaping requirements.

Background: There is need to correct a typographical error for the landscaping requirements in BMC 19.15.010.7 Special regulation 5.b. The current code references increasing a category of landscaping, but should reference an increase in the type of landscaping. A landscaping category has regulations which specify how wide landscaping areas should be, and what type of landscaping should be installed (BMC 19.25.040). While landscaping types specify the density and composition of the landscape vegetation (BMC 19.25.050), the intent of special regulation 5.b is to allow increased building height. To offset the visual impact of an increase in building height, the building and the parking should be screened with increased landscaping. Correcting the incorrect code reference will ensure the impacts of the increased building height will be mitigated.

Proposed Amendment: Revise BMC 19.15.010.7 Special Regulation 5.b regarding landscaping types in the RM use zone chart.

BMC 19.15.010.7 Special Regulation 5.b – The landscaping landscape type in the prescribed category is increased by one category type (for example, Category Type 3 III is increased to Category Type 2 II).

DIRECTIONS: FIRST, read down to find use... THEN, across for REGULATIONS											
<div style="border: 1px solid black; padding: 5px; display: inline-block;"> RM Zones </div> USE ↓	↓REGULATIONS	Special Review Process (See Ch. 19.65)	MINIMUMS			MAXIMUMS		Landscape Category (See Ch. 19.25)	Minimum Required Parking Spaces (See Ch. 19.20)	Special Regulations (See also Section 19.15.010.1 and Chapter 19.17, Miscellaneous Use, Development and Performance Standards)	
			Lot Area	SETBACKS		Lot Coverage					Height
				Front Setback	Interior Setback	Building Coverage	Impervious Surface Coverage				
19.15.010.7 <i>Mixed Use</i>	Type 1	5,000 s.f.	10'	5'	RM-12 & RM-18 zones: 60% RM-24 zone: 70%	85%	35' See Spec. Reg. 5	C	See Sec. 19.20.030.2 [Ord. 292 § 6, 2000]	<ol style="list-style-type: none"> 1. <i>Mixed use</i> is allowed only in RM-24 zones. 2. The proposed development must fit in with the character of the surrounding residential neighborhood. 3. No more than 50% of the <i>gross floor area</i> of the <i>structure</i> shall be devoted to <i>office uses</i>. <i>Retail uses</i>, banks, loan companies and similar financial institutions are not permitted. 4. Maximum residential density is 24 <i>dwelling units</i> per acre. 5. <i>Height</i> may be increased to 60 feet, if: <ol style="list-style-type: none"> a. At least 25% of the required parking is under or within a <i>building</i> and is fully screened from public view; and b. The <i>landscaping landscape type</i> in the prescribed category is increased by one <i>category type</i> (for example, <i>Category Type 3 III</i> is increased to <i>Category Type 2 II</i>). 	
19.15.010.8 <i>Public Park and Recreation Facilities</i>	Type 1, if less than 1 acre Otherwise, Type 2	None.	30' See Spec. Reg. 2	30' See Spec. Reg. 2	60%	85%	35'	C	See Sec. 19.20.030.2 [Ord. 292 § 6, 2000]	<ol style="list-style-type: none"> 1. Lighting for <i>structures</i> and fields shall be directed away from <i>dwelling units</i>. 2. <i>Structures</i> shall maintain a 50-foot <i>setback</i> from <i>adjoining lots</i> containing <i>single detached dwelling units</i>. The <i>Director</i> may allow <i>structures</i> such as playground equipment, ball field backstops and tennis court <i>fences</i> closer than 50' if compatible with the surrounding neighborhood and traffic safety considerations. 	

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7. **BMC 19.15.055, Minimum parking spaces required reference in the SPA-1 zone**

Background: There is need to correct a typographical error in the parking requirements for BMC 19.15.055 subsections 2 and 3 of the SPA-1 use zone chart. All other uses in the SPA-1 use zone chart reference parking regulations in BMC 19.20.030.2 which does not specify parking requirements, but requires a parking study for anticipated parking demand for the specific use proposed. BMC 19.15.55.2 and 3 should also reference BMC 19.20.030.2 and therefore should be corrected.

Proposed Amendment: Revise parking references under BMC 19.15.055 subsections 2 and 3 of the SPA-1 use zone chart.

BMC 19.15.055.2 Minimum Parking Spaces Required- ~~3 spaces per 1,000 s.f. of net floor area. [Ord. 313 § 1, 2000]~~ See Sec. 19.20.030.2

BMC 19.15.055.3 Minimum Parking Spaces Required - ~~13 spaces per 1,000 s.f. of dining or lounge area.~~ See Sec. 19.20.030.2

DIRECTIONS: FIRST, read down to find use... THEN, across for REGULATIONS												
<div style="border: 1px solid black; padding: 5px; display: inline-block;"> SPA-1: Old Burien </div> USE ↓	REGULATIONS	Special Review Process (See Ch. 19.65)	MINIMUMS				MAXIMUMS		Landscape Category (See Ch. 19.25)	Minimum Required Parking Spaces (See Ch. 19.20)	Special Regulations (See also Section 19.15.055.1 and Miscellaneous Use, Development and Performance Standards Ch. 19.17)	
			Lot Area	SETBACKS		Lot Coverage		Building Height				
				Front Setback	Interior Setback	Building Coverage	Impervious Surface Coverage					
S	19.15.055.2 <i>Retail</i> <i>Office</i> <i>Recreational Facility</i>	None	None	0'	0'	85%	85%	3 stories	E	3 spaces per 1,000 s.f. of net floor area. [Ord. 313 § 2900] See Sec. 19.20.030.2	1. The following are not permitted: motor vehicle sales and rental; boat sales and rental; recycling center, and self-service storage facility. 2. For retail use, maximum gross floor area per building is 25,000 s.f. Up to 30,000 s.f. may be approved through a Type 1 review process. 3. Distribution, wholesaling, repair or manufacturing that support the primary use are allowed as an accessory use. 4. An amusement arcade is allowed as an accessory use.	
	19.15.055.3 <i>Eating and Drinking Establishment</i>	None	None	0'	0'	85%	85%	2 stories	E	4 spaces per 1,000 s.f. of dining or lounge area See Sec. 19.20.030.2	1. Distribution, wholesaling or manufacturing that support the primary use are allowed as an accessory use. 2. An amusement arcade is allowed as an accessory use.	
	19.15.055.4 <i>Lodging Facility</i> <i>Cultural Facility</i> <i>Community Facility</i> <i>School</i>	Type 1	None	0'	0'	85%	85%	4 stories	E	See Sec. 19.20.030.2 [Ord. 292 § 6, 2000]		
	19.15.055.5 <i>Family Day Care Home I and II</i>	None	See Special Regulation 1							E	See Sec. 19.20.030.2 [Ord. 292 § 6, 2000]	1. Must comply with requirements of the primary use. 2. Family Day Care Home II: Must provide State certification of safe passenger loading area.
	19.15.055.6 <i>Day Care Center</i>	None	None	0'	0'	85%	85%	2 stories	E	See Sec. 19.20.030.2 [Ord. 292 § 6, 2000]	1. Must provide State certification of safe passenger loading area.	

8. BMC 19.15.050 Interim zoning code references in Industrial zone

Background: There is need to correct the code reference regarding landscaping requirements in the Industrial zone. Currently, the code references the Interim Zoning Code which has been repealed and should reference BMC 19.25.050.1, Type I landscaping requirements.

Proposed Amendment: Revise Interim Zoning Code references throughout 19.15.050.

BMC 15.15.050.1: SPECIAL REGULATIONS C. The outer 15 feet of the *front setback* must be landscaped with Type 1 landscaping (as described ~~prescribed in the Interim Zoning Code~~ BMC 19.25.050.1)

BMC 19.15.050.2, 3, 6, 9, 12, 15 Special Regulation 1 – Fifty (50) feet if *adjoining a residential zone*, otherwise, none. The outer 25 feet of the setback must be landscaped with Type 1 landscaping (as described ~~prescribed in the Interim Zoning Code~~ BMC 19.25.050.1)

BMC 15.15.050.18 Special Regulation 1 - The outer 25 feet of the *setback* must be landscaped with Type 1 landscaping (as described ~~prescribed in the Interim Zoning Code~~ BMC 19.25.050.1)

9. BMC 19.17.090.5.K, Home occupation signage

Background: BMC 19.17.090.5.K references the standards in BMC 18.50 for signage regulations relating to home occupations. BMC 18.50 Development Standards – Signs, has been repealed and replaced with BMC 19.30 Signs, and therefore should be updated.

Proposed Amendment: Revise code reference in BMC 19.17.090.5.K to reflect the current sign code regulations in BMC 19.30.050.

BMC 19.17.090.5.K – Signs. Signage for home occupations is subject to the standards in ~~BMC Chapter 18.50 Signs~~ BMC 19.30.050, as now in effect, and as may be subsequently amended.

10. BMC 19.30.130.4, Master Sign Plan

Background: The purpose of the master sign plan option is to provide “a mechanism under which special consideration can be given to signs which use a Master Sign Plan to integrate signs into the framework of a building or buildings, landscape, topography and other design features of the property, using an overall design theme”. Signs approved through the master sign plan process however, should still comply with the general purpose and intent of the sign code and should not be a way to retain existing non-conforming signs. There is need to add clarification of the intent of the review criteria found in BMC 19.30.130.4.D and E. Included in the intentions of the sign regulations is the provision for the timely elimination of legal, non-conforming signs. In addition, existence of other non-conforming signs should not be allowed as a reason for approval of a master sign plan application. If this loophole is not corrected, non-conforming signs might never convert to conforming signs.

There is also need to be more inclusive as to who is subject to the regulations of the master sign plan section. Staff recommends not only the applicant should be subject to the regulations, but also the property owner and/or tenant. In many instances, the applicant may be a different person than the

property owner or tenant, but the use and/or subject site shall still comply with the master sign plan requirements. This correction adds a level of specificity that is needed when enforcing and reviewing the criteria for the master sign plan, as well as adding a higher level of accountability.

Proposed Amendments: Add a statement to subsection D of BMC 19.30.130.4 that existing non-conforming signs shall not be used as a measure of compatibility. Also, add applicant to BMC 19.30.130.4.F

D. The proposal is compatible with the scale, character, design and lighting of the adjacent neighborhood or business district. Existing non-conforming signs shall not be used as a measure of compatibility.

F. The proposal is not for the convenience of:

i. the *applicant*, property owner, or tenant, or

ii. ~~for the convenience of~~ regional or national businesses that wish to use a standard *sign*.

11. BMC 19.30.130.2, Master Sign Plan option, required review process

Background: There is need to correct a typographical error in the Master Sign Plan option, required review process of the code. The code references BMC 19.65.070 Type 2 Appeal process, but states the Type 1 appeal should be used for sign permit appeals. The chapter reference should read BMC 19.65.065, which is the Type 1 appeal process.

Proposed Amendment: Revise BMC 19.30.130.2 to reference the Type 1 land use review appeal process, rather than the Type 2 land use review appeal process.

BMC 19.30.130.2 – Required Review Process. An application for a Master Sign Plan will be reviewed and decided upon by the *Director*. The *Director's* written decision may be appealed using the appeal process for a Type 1 land use review (BMC ~~19.65.070~~ 19.65.065).

12. BMC 19.30.100, Sign permit required

Background: There is need to correct a typographical error in the Sign permit - required section of the code. The code references BMC 19.65.070, which is the section for a Type 2 appeal process, but states the Type 1 appeal should be used for sign permit appeals. The chapter reference should read BMC 19.65.065, Type 1 appeal process.

Proposed Amendment: Revise incorrect chapter reference in BMC 19.30.100 to reflect correct code reference for a Type 1 land use review appeal process, which is BMC 19.65.065.

19.30.100 Sign permit --required. For *signs* requiring a sign permit in Table 19.30-1 or in BMC 19.30.120, no *sign* shall be *erected, re-erected, attached, structurally altered, relocated, or the sign face changed* by any person, firm or corporation from and after July 23, 2002 without a sign permit issued by the *Director*. If the sign permit is denied, the *Director* shall send the *applicant* a brief written statement of the reasons for denial, along with the deadline for filing an appeal of the denial. A sign permit decision may be appealed by the *applicant, sign owner or property owner*, using the process for appealing a Type 1 land use review found in BMC ~~19.65.070~~ 19.65.065. [Ord. 358 § 1, 2002].

13. **BMC 19.40.290.3.E Geologically hazardous areas – Development standards and permitted alterations**

Background: There is a need to correct a typographical error in BMC 19.40.290.3.E regarding landscaping in geologically hazardous areas. The word ‘trees’ has been misspelled and should be corrected.

Proposed Amendment: Correct misspelled word ‘trees’.

BMC 19.40.290.3.E Landscaping. The disturbed area of a site shall be landscaped to provide *erosion control* and to enhance *wildlife habitat*. Landscape plantings should include ~~tress~~ trees and shrubs with a mix of shade, flowering, and coniferous and broad-leaf *evergreens* that are either native to the Puget Sound area or are valuable to western Washington birds and wildlife as listed by the Department of Fish and Wildlife.

14. **BMC 19.55.030.3.B Nonconforming structures**

Background: BMC 19.55.030.3 states that if a nonconforming structure is damaged or destroyed, it may be rebuilt provided that.... the damage or destruction was not due to abatement of voluntary demolition of the nonconforming structure;.... The code does not assign a value to the amount of voluntary demolition that is allowed before the structure shall be made to conform to the code. This could be interpreted that if even 1% of the structure was demolished such as a portion of siding removed, the entire structure would need to be replaced to conform to the code. It is our opinion that a value should be assigned to the amount of voluntary demolition that triggers a nonconforming structure brought into conformance. Staff believes that BMC 19.55.030.3.B does not give sufficient flexibility when non-conforming structures are voluntarily altered. The proposed change is a balanced mechanism to allow improvements to non-conforming structures to be improved. If those improvements exceed the threshold, the structure must be brought into conformance.

Proposed Amendment: Assign a value to voluntary demolition in BMC 19.55.030.3.B that triggers a nonconforming structure to be brought into conformance with the zoning code.

BMC 19.55.030.3 - If the *structure* is damaged or destroyed, it may be reconstructed or repaired provided that:

B. The damage or destruction was not due to abatement, or voluntary demolition beyond 50% of the assessed value of the nonconforming structure as established by the most current county assessor’s tax roll.

15. BMC 19.17.060 Residential Accessory Structures

Background: BMC 19.17.060 states that residential accessory structures shall be subordinate and incidental to the residential use of the property. Subordinate and incidental are not defined terms in the code, and therefore do not provide clear guidance as to the allowed size or mass of a residential accessory structure. In order to provide clarification on the size of residential accessory structures, new language has been written into BMC 19.17.060 to provide more specificity for the size and height of residential accessory structures.

Proposed Amendment: Assign value to the allowable size and height of residential accessory structures.

19.17.060 Residential Accessory Uses —General.

1. General. *Uses, structures* and activities that are customarily associated with residential *uses* are allowed in all *residential zones* and in any zone in which residential *uses* are allowed. The residential *accessory use* shall be subordinate and incidental to the residential *use* of the property. Such *uses* include but are not limited to: *accessory living quarters*; storage of yard maintenance equipment; storage of private vehicles and recreational equipment; pools, private docks and piers; antennae for private telecommunications services; on-site rental *office* for apartment complexes; and fallout/bomb shelters. Other residential *accessory uses*, such as *accessory dwelling units, home occupations, bed and breakfast establishments* and keeping of animals, are allowed subject to special regulations in Chapter 19.17. [Ord. 355 §1, 2002]
2. Residential Accessory Structures.
 - A. Accessory structures to a single detached dwelling unit shall not exceed the lesser of:
 - i. Fifteen percent of the total lot area; or
 - ii. Eighty percent of the footprint of the primary residential structure;
 - B. The maximum height of a residential accessory structure may not exceed 10 feet above the existing height of the primary residential structure or the maximum height allowed in the zone, whichever is less;
 - C. The Director may allow minor deviations to these dimensional requirements in order to accommodate industry standards for building dimensions.

City of Burien

BURIEN PLANNING COMMISSION MEETING

August 25, 2009

7:00 p.m.

City Council Chamber, Burien City Hall

MINUTES

Planning Commission Members Present:

Janet Shull, Jim Clingan, Brian Bennett, Rachel Pizarro, Joe Fitzgibbon, Stacie Grage, Rebecca McInteer

Absent:

None

Others Present:

Elizabeth Ockwell, assistant planner; Chip Davis, planner

Roll Call

Chair Shull called the meeting to order at 7:10 p.m. At the call of the roll all commissioners were present.

Agenda Confirmation

Motion to approve the agenda as presented was made by Commissioner Clingan. Second was by Commissioner Grage and the motion carried unanimously.

Approval of Minutes

Motion to approve the minutes of July 28, 2009, was made by Commissioner Clingan; second was by Commissioner Grage. The motion carried unanimously.

Election of Chair and Vice-Chair

Commissioner Bennett nominated Commissioner Fitzgibbon as chair; Commissioner Pizarro seconded the nomination. Commissioner Fitzgibbon was elected chair by a unanimous vote. Commissioner Clingan nominated Commissioner McInteer as vice chair; Commissioner Grage seconded the nomination. Commissioner McInteer declined the nomination because of her work schedule. The commissioners then withdrew their nomination. Commissioner Fitzgibbon nominated Commissioner Clingan; second was by Commissioner Grage. Commissioner Clingan was elected vice chair by a unanimous vote. Commissioner Shull then handed the gavel over to newly elected Chair Fitzgibbon.

New Business

Elizabeth Ockwell, assistant planner, introduced 14 proposed zoning code amendments, noting that 11 of the proposed amendments would correct typographical errors in the Zoning Code and three provide clarification of code sections. She then reviewed the proposed amendments with the commissioners.

Chair Fitzgibbon asked what the timetable is for the commission to review the amendments and make a recommendation to the City Council. Ms. Ockwell said she hoped to have a public hearing on Sept. 8th, but that could be pushed back to Sept. 22nd, if necessary; the commission's recommendation should be going to the City Council in October.

Commissioner Shull voiced concern that while the first amendment loosens present code that is probably too restrictive, it does not set an upper limit on the size of a detached single-family garage. She said perhaps the code moves from too restrictive to too lenient. Ms. Ockwell noted that in Zoning Code Chapter 19.17 Miscellaneous there is a section on residential accessory structures stating that residential structures need to be subordinate and incidental to the main use on the site. Staff interprets that as limiting the size of a garage to something smaller than a single-family residence, the main use, even with an accessory dwelling unit included over the garage.

Commissioner Shull expressed concern that by removing the maximum square footage allowed it opened up the possibility of huge garages inappropriate for a single-family neighborhood. Ms. Ockwell explained that Zoning Code Chapter 19.17 Miscellaneous states that residential accessory structures must be subordinate and incidental to the main use on the site, the single-family residence. Also, height, building coverage, impervious surface and setback requirements also will limit the size of an accessory structure. Commissioner McInteer agreed with Commissioner Shull's concern and wondered if there isn't some more specific way of limiting the size of an accessory structure, such as a garage, rather than leaving it open to interpretation.

Mr. Davis said it's difficult to come up with a standard that will fit every situation. Staff works with applicants to come up with a reasonable solution to their garage needs; there have been only a couple of instances of property owners pushing the limits by constructing large buildings. He also noted that the size of accessory dwelling units is limited by code, so a very large garage probably could not include the equivalent-size living space above.

Mr. Davis volunteered that staff could return to the Planning Commission after researching how other cities are handling it. The commissioners agreed. Chair Fitzgibbon asked if saying a garage cannot exceed a certain percentage of the size of the house on the lot would be more restrictive than the proposed amendment; Mr. Davis answered yes.

Commissioner Shull questioned the language of the 14th proposed amendment, concerning nonconforming structures, that defines the extent of "voluntary demolition" when determining whether or not a nonconforming structure can be rebuilt if it is damaged or destroyed. Staff explained that the amendment was triggered by a property owner taking a nonconforming structure to the foundation to rebuild it and a neighbor pointing out to the City that the code does not allow replacement if the structure is removed by voluntary demolition.

Commissioner Shull then asked if the code would apply in areas under shoreline jurisdiction. Mr. Davis answered that the current shoreline code doesn't deal with it, but the new shoreline code that is being created by David Johanson and the Shoreline Advisory Committee will be more specific. Mr. Davis said he assumed that once the new shoreline code is adopted that will be the controlling document in the shoreline areas, regardless of what the City's other regulations say.

Ms. Ockwell explained that she had researched nonconforming code in other jurisdictions and found that the 50 percent value cutoff was the middle of the road between the cities researched. Commissioner Fitzgibbon asked for staff to bring examples of other cities using the 50 percent assessed value cutoff. Ms. Ockwell agreed to bring a list to the next Planning Commission meeting.

Old Business

Chip Davis, planner, presented a follow-up regarding the fee-in-lieu of parking program presentation that the commission received at its July 28th meeting. Three handouts were distributed to the commission. The first was a copy of the fee-in-lieu of parking program draft report, which was distributed at the last meeting, for those members who may have forgotten their copy at home.

The second handout was a letter from the consultant, Steve Nolen with Transportation Solutions, summarizing the reaction of the Burien Business & Economic Development Partnership (BEDP) to his

August 14th presentation. In the letter, Mr. Nolen responded to two questions raised by the BEDP regarding composition of the Public Development Authority Board (PDA) and regarding the current utilization level of parking in Downtown Burien (see handout for details). Mr. Nolen indicated that there were no negative comments regarding the proposed fee-in-lieu of parking program and several of the BEDP members expressed strong support for the program.

The third handout for the commission was a copy of the consultant's August 14th PowerPoint presentation to the BEDP. The presentation was very similar to the one given to the Planning Commission at its last meeting, but included some of the discussion points raised by the commission. Mr. Davis tabbed Page 11 of the handout to focus commission discussion on the consultant's recommendations, which will provide a framework for specific language to be inserted into the Zoning Code to implement Burien's fee-in-lieu of parking program.

Commissioners Bennett, Grage, Fitzgibbon and McInteer had questions regarding Table Appendix C Comparison Fee-in-Lieu of Parking Programs for other cities in the United States. There was some discussion regarding the comparability of various programs to Burien's Downtown and the level of overall success for other cities such as Kirkland, Washington, and Bend, Oregon. Following a brief discussion it was the consensus of the commission for the staff and consultant to use the recommendations on Page 11 of the handout as the basis for drafting specific language to amend the Zoning Code.

Mr. Davis indicated that drafting of code language will take some time and prior to any public consideration of the language it must undergo a 60-day state Department of Commerce (formerly CTED) review, so the earliest presentation would be at the November 10th commission meeting. At that meeting the staff will determine if the commission feels that it is on the right track and if so the commission can set November 24th for a public hearing and possible recommendation to the City Council on the amendments.

Planning Commission Communications

Commissioner Grage will not be attending the September 8th meeting. Commissioners Fitzgibbon and Pizarro will not be attending the September 22nd meeting. Commissioner Schull will not be attending the November 23rd meeting.

Director's Report

None

Adjournment

Motion to adjourn was made by Commissioner Schull; meeting adjourned at 8:00 p.m.

Approved: _____

 Joe Fitzgibbon, chair
 Planning Commission

City of Burien

BURIEN PLANNING COMMISSION MEETING
September 8, 2009
7:00 p.m.
Miller Creek Room, Burien City Hall
MINUTES

Planning Commission Members Present:

Janet Shull, Jim Clingan, Brian Bennett, Rachel Pizarro, Joe Fitzgibbon, Rebecca McInteer

Absent:

Stacie Grage

Others Present:

Elizabeth Ockwell, assistant planner; Scott Greenberg, Community Development Department director

Roll Call

Chair Fitzgibbon called the meeting to order at 7:00 p.m. At the call of the roll all commissioners were present except Commissioner Grage.

Agenda Confirmation

Motion to approve the agenda as presented was made by Commissioner Shull. Second was by Commissioner Clingan and the motion carried unanimously.

Public Comment

None

Approval of Minutes

It was noted that Commissioner Shull's name was misspelled twice in the August 25, 2009, draft minutes. Motion to approve the minutes as corrected was made by Commissioner Clingan; second was by Commissioner Shull. The motion carried unanimously.

Old Business

Elizabeth Ockwell, assistant planner, said she was returning to the commission with additional information answering questions the commissioners had at their last meeting regarding two of the proposed zoning code amendments.

The first concerns the proposed removal of the 500-square-foot and one-story limitation on detached residential garages. She noted the commissioners' concerns about the possibility of a detached garage being built so large that it dominates the lot and the existing house in scale and/or square footage. Ms. Ockwell said that based on research into how other cities treat the issue – in particular, Kirkland and Marysville -- language has been added regulating the size of residential accessory structures to either 15 percent of the lot area or 80 percent of the footprint of the primary residence, whichever is less, and a height restriction of not more than 10 feet above the existing height of the main residence, or the maximum height for the zone.

Commissioner Bennett said he felt the new language might penalize owners of smaller houses and wondered if there isn't a way to be less restrictive; Ms. Ockwell noted that the current code, BMC 19.17.060, already states that the accessory structure be "subordinate and incidental to the residential use of the property." She explained that regardless of the new language, someone with a smaller house or smaller lot will not be allowed to build as big an accessory building as someone with a larger house or larger lot. She called the commissioners' attention to a handout she supplied of examples of lots in the city and the calculation of the maximum size accessory structure that can be built on each lot. In most cases the size of the single family residence limits the size of the accessory structure, but in one of the examples the lot area was the limiting factor. Commissioner Bennett said he was still disturbed that the owner of a small house would be "penalized" in the size of a garage that could be built.

Commissioner McInterer pointed out that the garage is an accessory use to the single family residence and "penalty" is probably not the word to describe a limit on the size of the accessory use. She asked why they are even considering an amendment to the size limitation; Ms. Ockwell explained that the current trend is larger houses, with three car garages, many with accessory dwelling units above, and the current limitation of 500 sq. ft. and one story just doesn't accommodate people's needs. Mr. Greenberg added that the intent is to add flexibility based on the current market while avoiding construction of accessory buildings that are out of scale with the residence on the property.

Commissioner Shull thanked staff for the additional research and the improved amendment language. She then asked if the "Eighty percent of the footprint of the primary residential structure" meant it would be comparing the footprint of an accessory structure to the footprint of the primary structure and that a second story could be added, making the total square footage greater than the eighty percent footprint. Both Ms. Ockwell and Mr. Greenberg answered in the affirmative.

Mr. Greenberg told the commissioners they will be conducting a public hearing on the proposed amendments at their Sept. 22nd meeting, so they still have time to hear from the public and to deliberate again.

As requested by the commissioners at their Aug. 25th meeting, Ms. Ockwell then presented additional information on nonconforming structure demolition thresholds. Ms. Ockwell reminded the commissioners that the proposed amendment is intended to clarify BMC 19.55.030.3.B, which currently states that a nonconforming structure loses its nonconforming status when it is damaged or destroyed, without giving a threshold, which means that simply removing siding could trigger the requirement that a building be brought into conformance with current codes. The proposed language sets a demolition or destruction threshold of greater than 50 percent. Ms. Ockwell then presented a comparison of how other similarly sized jurisdictions address the issue.

New Business

Mr. Greenberg briefed the commissioners on the Northeast Redevelopment Area (NERA), why staff is bringing proposals to the commissioners and the schedule. The NERA is directly in the flight path of the third runway at SeaTac Airport and therefore is heavily impacted by aircraft operations.

The commissioners received handouts including a map of the natural features of the area, a map of property ownership in the area, a map of aviation-caused constraints on the land, and maps of NERA subareas and conceptual land uses. Mr. Greenberg then explained each map thoroughly.

Mr. Greenberg told the commissioners that beginning with their Oct. 13th meeting staff will be bringing proposed Comprehensive Plan policies and new Comprehensive Plan map and proposed Zoning Code provisions and new Zoning Code map before the commission for review. A joint Planning Commission/Hearing Examiner meeting on Oct. 20 will include a hearing on the NERA draft EIS and the proposed Zoning Code and Comprehensive Plan amendments for NERA. The Planning Commission then would make its recommendation to the City Council on either Oct. 27th or Nov. 10th.

The commissioners discussed the possibility of the local car dealerships moving to an “auto mall” arrangement in the NERA, which then opens the question of what to do on First Avenue South when the car dealerships move.

When asked if the Port of Seattle pays property tax on the parcels it owns, Mr. Greenberg stated no, it doesn’t, but it would pay a leasehold tax to the City on any parcels it leases.

In response to a question from Commissioner Bennett, Mr. Greenberg said he would try to get at least one auto dealer to attend the Oct. 20th hearing.

Commissioners Fitzgibbon, Pizarro and Bennett will not be attending the Sept. 22nd meeting; the remaining four commissioners must attend to comprise the quorum necessary to conduct the scheduled public hearing on proposed Zoning Code amendments.

Planning Commission Communications

None

Director’s Report

Mr. Greenberg announced that there is now a “How Are We Doing?” form available at the front counter and from the building and electrical inspectors and the City is getting great feedback through the use of the form. Commissioner Pizarro said she just had a central air conditioning unit installed and she was very pleased with her experience with the electrical inspector.

Adjournment

Motion to adjourn was made by Commissioner Schull; meeting adjourned at 8:18 p.m.

Approved: _____

Joe Fitzgibbon, chair
Planning Commission

City of Burien

BURIEN PLANNING COMMISSION MEETING

September 22, 2009

7:00 p.m.

Miller Creek Room, Burien City Hall

MINUTES

Planning Commission Members Present:

Jim Clingan, Janet Shull, Stacie Grage, Rebecca McInteer

Absent:

Brian Bennett, Joe Fitzgibbon, Rachel Pizarro

Others Present:

David Johanson, senior planner; Elizabeth Ockwell, assistant planner; Dick Loman, economic development manager

Roll Call

Vice Chair Clingan called the meeting to order at 7:00 p.m. At the call of the roll all commissioners were present except Commissioners Bennett, Fitzgibbon and Pizarro.

Agenda Confirmation

Motion to approve the agenda as presented was made by Commissioner Grage. Second was by Commissioner Shull and the motion carried unanimously.

Public Comment

None

Approval of Minutes

Motion to approve the minutes as presented was made by Commissioner Grage; second was by Commissioner Shull. The motion carried unanimously.

Public Hearing

Vice Chair Clingan opened the public hearing regarding the proposed Zoning Code amendments. Liz Ockwell, assistant planner, reminded commissioners that staff is proposing 15 Zoning Code amendments, 11 of which are corrections of typographical errors and additional definitions, and the remaining four proposed amendments are more substantive and clarify sections of the Zoning Code. If the commissioners are ready following the evening's public hearing, they may make a recommendation on the proposed amendments to the City Council. Ms. Ockwell then reviewed the proposed amendments.

Vice Chair Clingan, seeing no public comments on the proposed amendments, closed the hearing.

Old Business

A motion was made by Commissioner Grage to recommend to the City Council approval of Zoning Code amendment numbers 19.10.185 through 19.17.060, based on attachment 1 of the staff memo dated

September 22, 2008 [sic] and the testimony from the public hearing on September 22, 2009. Commissioner Shull seconded the motion. Motion carried unanimously.

New Business

David Johanson, senior planner, introduced the proposed Comprehensive Plan policy amendments, which are in three areas: the Economic Development Element, Sustainability policies, and Capital Improvement Program (CIP) policies. He noted that several members of the Burien Business and Economic Development Partnership (BEDP) were in attendance to present the proposed Economic Development Element amendments to the commissioners. He then introduced Bob Ewing and Nancy Hinthorne, members of the BEDP.

Mr. Ewing gave a brief introduction about the proposed amendments and the BEDP subcommittee that developed them. He said the overarching theme is Burien's livability. He recognized the efforts the City has put forth thus far to attract business and economic development, and said the proposed amendments would allow the community to build on that work to take Burien into the future.

Drawing the commissioners' attention to proposed policy amendment ED 1.3, Mr. Ewing said one of the reasons there has been progress, particularly in the city's core, is that the City had funds available for public-private partnership. The fund apparently has been depleted and Mr. Ewing said he hopes the City Council's advisory groups push for the fund to be re-established as a tool to spur more development.

Next, he noted that Goal ED 2, "Embrace Burien's unique 'livability'", is the centerpiece of comments the subcommittee collected from the community when it began its work. He said that goal should be the focus of any development projects in the future. Continuing, Mr. Ewing explained Policy ED3.4, "Promote mercado/plaza development zones," envisions an area of small shops, perhaps on Southwest 153rd Street, developed as part of a City project and populated by diverse ethnic retailers.

Another goal embraces economic "clusters" as a way to focus economic growth and one focuses on sustainability. Working with the Arts Commission, the subcommittee developed a goal of valuing art, aesthetic design and culture events as a central element of economic development. Other goals include communicating with the public on economic issues, balancing regulatory and service programs to ensure economic growth, maintaining partnership with community businesses, and monitoring the economic health and development of the community.

Mr. Johanson said he believes this is the first major update to the Economic Development Element of the Comprehensive Plan since it was written in 2003. Commissioner Shull said the proposed amendment looks like a replacement of what's currently in the Comprehensive Plan; Mr. Johanson confirmed that it is and will be so designated when it goes to the City Council for adoption. She then asked what kinds of businesses are envisioned in Policy ED 3.2 regarding development in the Northeast Redevelopment Area and whether the distinction should be made in the policy. Mr. Johanson answered that the NERA work being done right now will result in language that is more specific in other parts of the Comprehensive Plan.

Commissioner Shull then asked if a higher education cluster was considered. Mr. Loman answered that more thinking is needed on that subject. Mr. Ewing said the committee also discussed taking advantage of Burien's proximity to the airport and friendly atmosphere to attract businesses, nonprofits and organizations. Mr. Johanson suggested adding a "discussion" that clarifies the goal. Commissioner Shull said she would like to see an arts-related higher education cluster, perhaps including something like an Arts Institute of Seattle south branch.

Mr. Johanson, substituting for planning intern Jeremy Hammar, introduced the proposed language for the sustainability policies. He acknowledged the work the commissioners have done already on sustainability, and noted that two of the five areas of focus – protection of ecosystems and improved quality of life and sustainable development – already are addressed in the Comprehensive Plan. The remaining three, to be

added to the Comprehensive Plan, are sustainability and decision making, community participation, and reduce carbon emissions. The two options available are to either place the new language in existing chapters of the Comprehensive Plan wherever it is most appropriate or create a sustainability element, new Chapter 2.13. Commissioner Shull asked how the proposed amendment relates to any potential work the commission will be doing on the sustainability strategy framework; Mr. Johanson said he does not know. The commissioners discussed how the proposed amendments could become a Sustainability Element with goals and policies, and including the two areas of focus that already are addressed in the Comprehensive Plan.

For clarity, Mr. Johanson repeated what he said he understood the commissioners to say: that there be a framework of the five areas of focus, there be a separate element, somehow separating out policy language. He asked if a basic goal is needed for each of the five areas; the consensus was yes. Mr. Johanson then moved to the capital improvement program policies proposed amendment. He explained that because the City moved to two-year budget cycle, the Comprehensive Plan policies need to be brought up to date to ensure consistency with the capital improvement program. Originally the proposed amendments included updating the project lists in Chapter 3 of the Comprehensive Plan, the Capital Facilities Plan but, upon further review, he said, staff determined those updates were best postponed until the major Comprehensive Plan update occurs in 2011. Therefore, the proposed amendments simply change "annual" to "biennial" in policy language.

Planning Commission Communications

None

Director's Report

Adjournment

Motion to adjourn was made by Commissioner Grage; second by Commissioner Shull. The meeting was adjourned at 8:02 p.m.

Approved: _____

 Jim Clingan, vice chair
 Planning Commission

