

AGENDA

DES MOINES CITY COUNCIL REGULAR MEETING City Council Chambers VIA ZOOM

Thursday, April 14, 2022 - 5:00 PM

NOTE: The City of Des Moines is currently operating under a Proclamation of Emergency issued on March 5, 2020 and Governor Inslee's Stay-at-Home order issued March 23, 2020 in response to the COVID-19 Pandemic. Accordingly, this meeting will be held virtually using Zoom.

Public Comment continues to be encouraged and will be accepted in the following manner:

- (1)** In writing, either by completing a [council comment form](#) or by mail; Attn: City Clerk Office, 21630 11th Avenue S., Des Moines WA 98198 no later than 4:00 p.m. day of the meeting. Please provide us with your first and last name and the city in which you live. Your full name and the subject of your public comment will be read into the record at the Council meeting. Incomplete forms will not be read into the record, however the full correspondence will be attached to the Council packet and uploaded to the website as part of the permanent record.
- (2)** By participation via Zoom. If you wish to provide oral public comment please complete the [council comment form](#) no later than 4:00 p.m. day of the meeting to receive your Zoom log-in and personal identification number. Please note that Zoom attendees do not interact with one another; they join in listen-only mode until it is their turn to address the Council

City Council meeting can also be viewed live on Comcast Channel 21/321 or on the City's [YouTube](#) channel.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CORRESPONDENCE

[Correspondence](#)

COMMENTS FROM THE PUBLIC VIA ZOOM/WRITTEN PUBLIC COMMENT

[Public Comment](#)

CITY MANAGER REPORT

- Item 1. • SOUTH KING COUNTY COMMUNITY IMPACT FUND UPDATE
 - PORT OF SEATTLE

[South King County Community Impact Fund - PowerPoint Presentation](#)

CONSENT CALENDAR

- Item 1. APPROVAL OF VOUCHERS

Motion is to approve for payment vouchers through April 01, 2022 and payroll transfers through April 05, 2022 in the attached list and further described as follows:

ACH/EFT Vendor Payments	#	745-785	\$ 299,538.12
Electronic Wire Transfers	#	1942-1944	\$210,654.90
Accounts Payable Checks	#	163797-163835	\$114,737.05
Payroll Checks	#	19471-19475	\$3,335.37
Payroll Direct Deposit	#	953-1112	\$430,784.68

Total Checks and Wires for A/P and Payroll: \$1,059,050.12

[Approval of Vouchers](#)

- Item 2. 2022-2023 ON-CALL GENERAL CIVIL ENGINEERING SERVICES:
PARAMETRIX TASK ASSIGNMENT 2022-03 STORMWATER
MANAGEMENT ACTION PLANNING

Motion is to approve the 2022-2023 On-Call General Civil Engineering Services Task Order Assignment 2022-03 with Parametrix, Inc., providing engineering services support of the Stormwater Management Action Planning (SMAP) program in the amount of \$135,301.76, and further authorize the City Manager to sign said Task Order Assignment substantially in the form as submitted.

[2022-2023 On-Call General Civil Engineering Services Parametrix Task Assignment 2022-03 Stormwater Management Action Planning](#)

- Item 3. ACCEPTANCE OF 2022 WCIA RISK REDUCTION GRANT AWARD

Motion is to ratify the 2022 WCIA Risk Reduction Grant for the Sidewalk Trip Hazard Removal and ADA Curb Ramp Upgrade Project.

[Acceptance of 2022 WCIA Risk Reduction Grant Award](#)

- Item 4. STATE OF WASHINGTON DEPARTMENT OF ECOLOGY 2021-2023
WATER QUALITY STORMWATER CAPACITY GRANT AGREEMENT

Motion is to approve the State of Washington Department of Ecology 2021-2023 Water Quality Stormwater Capacity Grant Agreement between the State of Washington Department of Ecology and the City of

Des Moines, and further authorize the City Manager to sign said Agreement substantially in the form as submitted.

[State of Washington Department of Ecology 2021-2023 Water Quality Stormwater Capacity Grant Agreement](#)
[Stormwater Management Action Planning \(SMAP\) Consultant On-Call Agreement for Engineering Services](#)

PUBLIC HEARING/CONTINUED PUBLIC HEARING

PUBLIC HEARING FOR THE 216TH TOWNHOMES MODIFIED PRELIMINARY SUBDIVISION APPLICATION, LUA2021-003

Staff Presentation: Principal Planner Laura Techico

[Public Hearing for the 216th Townhomes Modified Preliminary Subdivision Application, LUA2021-0033](#)
[216TH Townhomes Preliminary Modified Subdivision - PowerPoint Presentation](#)

NEW BUSINESS

Item 1:

PASSENGER FERRY PILOT TEST

Staff Presentation: City Manager Michael Matthias

[Passenger Ferry Pilot Test](#)

Item 2:

DRAFT RESOLUTION RECOMMENDING FEDERAL WAY LINK EXTENSION KDM STATION NAME

Staff Presentation: Chief Operations Officer Dan Brewer

[Draft Resolution Recommending Federal Way Link Extension KDM Station Name](#)
[FWLE Station Name Recommendation - PowerPoint Presentation](#)

Item 3:

INTRODUCTION OF ITEMS FOR FUTURE CONSIDERATION – 10 Minutes

BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

(4 minutes per Councilmember) - 30 minutes

PRESIDING OFFICER'S REPORT

DES MOINES YACHT CLUB UPDATE

EXECUTIVE SESSION

NEXT MEETING DATE

April 28, 2022 City Council Regular Meeting

ADJOURNMENT

April 8, 2022

To: Des Moines City Council

Re: City Web Site

RECEIVED

4-8-2022

Flaw

CITY OF DES MOINES
CITY CLERK

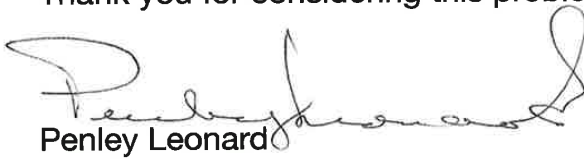
After listening to the discussion regarding improving city communication during the April 7 Council meeting, I went to the city web site. I typed in JULY 4TH FIREWORKS in the search bar. Not one item that popped up in answer to the query related to fireworks. I got snow removal, gun licenses and about ten other items, none of which answered any questions about city fireworks.

I have tried to use this web site previously in relation to the Van Gaskin property. I got a like result.

One should not need a Ph.D. to use this web site. One should not have to wade through departments and PDFs to try to find the information regarding a topic.

If you want to utilize this web site for improved communication with city residents, the web site needs a major revamp, or at the very least a way for citizens to type in a topic and get relevant information. It should be easy to use.

Thank you for considering this problem and its solution.



Penley Leonard
506 S 222nd St. #12
Des Moines, WA. 98198

From: [Laura Techico](#)
To: ["Adam Osbekoff"](#)
Cc: ["todd.scott@kingcounty.gov"](mailto:todd.scott@kingcounty.gov); [Denise Lathrop](#)
Subject: RE: LUA2021-0033; 216th Townhomes Notice of Public Hearing; 1255 & 1237 South 216th Street, Des Moines, WA
Date: Tuesday, April 5, 2022 1:48:33 PM
Attachments: [McKittrick-DesMoines-Report-2022-01-18Undrafted.pdf](#)

Adam,

Thank you for your comments in preparation for the public hearing for the subject project. In response to your comments at the time of the Notice of Application, the applicant had an archaeological survey of the property conducted. Attached is the final report from that survey. Let me know if you have any further questions or comments.

Laura Techico, AICP
Principal Planner
City of Des Moines, Development Services Division
21630 11th Avenue South, Suite D
Des Moines, WA 98198-6398
Email: lttechico@desmoineswa.gov
Phone: 206-870-6595 FAX 206-870-6544
City Website: www.desmoineswa.gov

From: Adam Osbekoff <adam@snoqualmietribe.us>
Sent: Wednesday, March 30, 2022 10:08 AM
To: Laura Techico <LTechico@desmoineswa.gov>
Subject: RE: LUA2021-0033; 216th Townhomes Notice of Public Hearing; 1255 & 1237 South 216th Street, Des Moines, WA

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Laura

The Snoqualmie Tribe [Tribe] is a federally recognized sovereign Indian Tribe. We were signatory to the Treaty of Point Elliott of 1855; we reserved certain rights and privileges and ceded certain lands to the United States. As a signatory to the Treaty of Point Elliot, the Tribe specifically reserved among other things, the right to fish at usual and accustomed areas and the "privilege of hunting and gathering roots and berries on open and unclaimed lands" off-reservation throughout the modern-day state of Washington.

Thank you for the opportunity to review and comment. Based on the information provided and our understanding of the project and its APE, we recommend an archeological review performed for this

project. This is in an area the Snoqualmie Tribe considers culturally significant and has a moderate probability to have unknown archaeological deposits. We realize that though subdivisions do not cause ground disturbance, in almost all cases this process leads to development projects that will. If any archaeological work is performed, we request notification. An IDP should not be used in lieu of an archeological investigation. Cultural and archaeological resources are non-renewable and are best discovered prior to ground disturbance.

Thank you

Adam Osbekoff

From: Laura Techico [<mailto:LTechico@desmoineswa.gov>]

Sent: Tuesday, March 29, 2022 8:16 PM

To: Laura Techico <LTechico@desmoineswa.gov>

Subject: LUA2021-0033; 216th Townhomes Notice of Public Hearing; 1255 & 1237 South 216th Street, Des Moines, WA

Attached is the Notice of Public Hearing for the subject project.

Description of Proposal: The subdivision of approximately 2.28 acres in the RA-3600 Attached Townhouse and Duplex Zone into 23 townhouse lots consistent with chapter 17.10 Des Moines Municipal Code

Date of issuance: March 30, 2022

Lead Agency Contact: Signature block below

Web page link: The documents associated with this land use action are available at the following website: <http://desmoineswa.hosted.civiclive.com/cms/one.aspx?pageId=17478428>. To access the information, once on the above website, please click on MyPermits Online then click on Click to Search under the Permit Search section. Enter the File Number (identified above) in the Permit Search box and click Search.

Laura Techico, MS, AICP

Principal Planner

City of Des Moines, Development Services Division

21630 11th Avenue South, Suite D

Des Moines, WA 98198-6398

Email: ltechico@desmoineswa.gov

Phone: 206-870-6595 **FAX** 206-870-6544

City Website: www.desmoineswa.gov

From: [Jeffrey Johnson](#)
To: [Laura Techico](#)
Subject: LUA2021-0033
Date: Thursday, March 31, 2022 10:16:33 AM

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

I live at 1225 S 216th St and have two concerns about this project.

Does the new proposal eliminate the pond and add more lots?

Are the units affordable simply because they are condos or are they subsidized by Amazon or a government agency.

Please call me at (206) 552-6520 to discuss these concerns

Thanks

Jeffrey Johnson

Sent from my iPhone

From: [Tim George](#)
To: [Laura Techico](#)
Subject: FW: Contact Information 2022-04-11 05:32 PM(PST) Submission Notification
Date: Tuesday, April 12, 2022 8:39:30 AM

From: notification@civiclive.com [mailto:notification@civiclive.com]
Sent: Monday, April 11, 2022 5:33 PM
To: _CityCouncil <CityCouncil@desmoineswa.gov>
Subject: Contact Information 2022-04-11 05:32 PM(PST) Submission Notification

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Contact Information 2022-04-11 05:32 PM(PST) was submitted by Guest on 4/11/2022 8:32:55 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Frank
Last Name	McDonald
Address1	21823 14th Ave S
City	Des Moines
State	Wa
Zip	98198
Phone	425 351 1591
Email	mcdonaldfrank1591@gmail.com
Subject	216th & 14th Development 14th Ave is a fairly used street and people park on it from the condo's and apartments. They park industrial vans, trailers, work vans and cars because of inadequate parking at the complexes. Now we are adding townhomes that will have limited parking for RV's, guests, trailers, and they will utilize 14th Ave to park. Contractors only want to cram as many units on a piece of property as possible without considering the consequences to other
Comment	residence. There needs to be overflow parking at the complexes and no parking signs installed from 14th Ave and 216th going south to 218th. 4 way stop. I travel 14th Ave to 216th daily and large vehicle parked near 216th on 14th Ave limits the width for ongoing

traffic. To say these are low income units is a joke unless they sell each unit for about \$350K. Otherwise myself and my wife are against adding more congestion on 14th which will happen if allowed to go through.

Do you wish to speak at the City Council meeting? No

wantCopy True

Email address mcdonaldfrank1591@gmail.com

To view this form submission online, please follow the link below:

review_url

From: [Hi](#)
To: [Tommy Owen](#)
Cc: [Denise Lathrop](#); [Mike Kwispond](#); [Laura Techico](#)
Subject: Re: FW: RA-3600 Townhouse 1255 s 216/1237 s 216 (LUA2021-0033 Public Comment)
Date: Monday, April 11, 2022 2:22:51 PM
Attachments: [image001.png](#)

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Thank you return my light request but I would like to add one more reason to add light on 14th street there has been a few unsafe activities like burned abandoned VW bug and homeless people sleeping in their cars. A lighted area would help prevent future unwanted activities but the street light is a start to protect a growing community.

Thank you

Holly

On Monday, April 11, 2022, Tommy Owen <TOwen@desmoineswa.gov> wrote:

Good afternoon Holly,

As a part of the 216th Townhome project, the developer will be required to install new street lighting along their 14th Ave frontage. When we receive these lighting plans during the civil plan review process, staff will also conduct an analysis of further lighting needs along 14th Ave.

If you have any additional questions please let me know.

Thanks,

Tommy Owen, P.E., PTOE

City Engineer

Cell: 206-406-2334

Office: 206-870-6870

21650 11th Avenue South

Des Moines, WA 98198



From: Laura Techico <LTechico@desmoineswa.gov>
Sent: Thursday, April 7, 2022 3:04 PM
To: 'diiorsay@gmail.com' <diiorsay@gmail.com>
Cc: Tommy Owen <TOwen@desmoineswa.gov>; Denise Lathrop <DLathrop@desmoineswa.gov>
Subject: FW: RA-3600 Townhouse 1255 s 216/1237 s 216 (LUA2021-0033 Public Comment)

Holly,

Thank you for your comments.

The 216th Townhome (LUA2021-0033) project is proposing some improvements on 14th Avenue South that are over and above what is typically required. These include replacement portions of sidewalk with trip hazards and replacement of ADA curb ramps on two corners. This preliminary design will be considered by the City Council at a public hearing on April 14. While off-site street lighting on 14th Avenue South is not part of the design, your concern on lighting in this area has been forwarded to the Public Works Department and they will be following up separately.

Gas line installation to serve Sound Ridge Condominiums is something that you would coordinate separately with Puget Sound Energy. Full civil design for the 216th Townhome project has yet to be submitted to know what additional utility work may be included, but there may be an opportunity for Sound Ridge to coordinate your project at the same time.

Laura Techico, AICP

Principal Planner

City of Des Moines, Development Services Division

[21630 11th Avenue South, Suite D](#)

[Des Moines, WA 98198](#)-6398

Email: ltechico@desmoineswa.gov

Phone: 206-870-6595 FAX 206-870-6544

City Website: www.desmoineswa.gov

From: HI <diiorsay@gmail.com>

Sent: Tuesday, April 5, 2022 4:35 PM

To: Bonnie Wilkins <BWilkins@desmoineswa.gov>; Laura Techico <LTechico@desmoineswa.gov>

Subject: RA-3600 Townhouse 1255 s 216/1237 s 216

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello,

I would like to request to have a street light along 14th Ave since there is an Apartment building Spinmaker Apt and Sound Ridge Condo. 14th Ave is very dark early in the morning and early in the winter evenings. There are young children and elderly people who appreciate the light while they go to school and do their morning exercise.

Also, I would like to request a gas line for the SoundRidge Condo since I live in this Condo complex.

Thank you,

Holly

From: [Susan Cezar](#)
To: [Laura Techico](#); [Denise Lathrop](#)
Subject: FW: [EXTERNAL] RE: Proposed Development Near SEA (Parcels 0822049122, 0822049080, 0822049093)
Date: Wednesday, April 13, 2022 4:10:41 PM
Attachments: [image001.png](#)

Info for the developer, should they have questions...

From: Shepherd, Stan <Shepherd.S@portseattle.org>
Sent: Wednesday, April 13, 2022 4:06 PM
To: Susan Cezar <SCezar@desmoineswa.gov>; Rybolt, Steve <Rybolt.S@portseattle.org>
Cc: Cox, Sarah <cox.sarah@portseattle.org>; Kaplan, Dave <Kaplan.D@portseattle.org>; Kinzie, Julie <Kinzie.J@portseattle.org>
Subject: RE: [EXTERNAL] RE: Proposed Development Near SEA (Parcels 0822049122, 0822049080, 0822049093)

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Susan,
Feel free to pass along contact information for Julie Kinzie, our Sound Insulation Manager. She can answer any questions your developer may have.
206-833-7227 email kinzie.j@portseattle.org

Thanks,
Stan

Stan Shepherd

Sr. Manager, Airport Noise Programs

O (206) 787-4095 | **M** (206) 890-9628 |



www.flysea.org

[Airport Noise Programs | Port of Seattle \(portseattle.org\)](#)

Operated by the [Port of Seattle](#)

E-mail to or from this account is public and may be subject to disclosure

From: Susan Cezar <SCezar@desmoineswa.gov>
Sent: Wednesday, April 13, 2022 12:26 PM
To: Rybolt, Steve <Rybolt.S@portseattle.org>
Cc: Cox, Sarah <cox.sarah@portseattle.org>; Kaplan, Dave <Kaplan.D@portseattle.org>; Shepherd, Stan <Shepherd.S@portseattle.org>
Subject: [EXTERNAL] RE: Proposed Development Near SEA (Parcels 0822049122, 0822049080, 0822049093)

WARNING: External email. Links or attachments may be unsafe.

Hi Steve,

Thank you for your email. The City's current code provisions do not require that the builder provide additional sound insulation above the general building code requirements.

However, it's a good reminder to the applicant, and we'll pass this information on. Do you provide any consultation to the developer if they would like to contact you?

Also, please let us know if you did not receive the earlier notices, you are on our list, but want to be sure we have the correct contact information.

Thanks again, we appreciate you reaching out.

Susan

*Susan Cezar, LEG
Chief Strategic Officer
City of Des Moines, WA
206.870.6725*

From: Rybolt, Steve <Rybolt.S@portseattle.org>

Sent: Tuesday, April 12, 2022 4:10 PM

To: Susan Cezar <SCezar@desmoineswa.gov>

Cc: Cox, Sarah <cox.sarah@portseattle.org>; Kaplan, Dave <Kaplan.D@portseattle.org>; Shepherd, Stan <Shepherd.S@portseattle.org>

Subject: Proposed Development Near SEA (Parcels 0822049122, 0822049080, 0822049093)

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Hi Susan,

I hope this finds you well.

Dave K. notified me that there is proposed development occurring at S 216th St and 14th Ave S (Parcels 0822049122, 0822049080, 0822049093) and that it will be brought to City of Des Moines council on Thursday.

LINK: <https://desmoineswa.hosted.civillive.com/common/pages/DisplayFile.aspx?itemId=18472488>

The development is located in a noise sensitive area and will not be eligible for the Port's current noise remedy program.

I saw that the project fell under a SEPA Categorical Exclusion so it is unknown if measures to reduce or control noise impacts have been identified or are known to the builder. It is unknown how or if City development standards will require adequate noise mitigation from aircraft noise. These parcels are within SEA's 65 DNL and will not be eligible for noise insulation.

Please let Dave, Stan or myself know if you have any questions. We are happy to help.

Thank you,

Steve Rybolt

Senior Environmental Program Manager
Port of Seattle | Sea-Tac International Airport
C: 206.554.1235
F: 206.787.6617

Bonnie Wilkins

From: notification@civiclive.com
Sent: Tuesday, April 12, 2022 4:57 PM
To: _CityCouncil
Subject: Contact Information 2022-04-12 04:56 PM(PST) Submission Notification

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Contact Information 2022-04-12 04:56 PM(PST) was submitted by Guest on 4/12/2022 7:56:42 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Teresa
Last Name	Briggs
Address1	822 south 242nd st
City	Des Moines
State	Wa
Zip	98198
Phone	2062912984
Email	teresarn822@yahoo.com
Subject	Animal Control Officer
Comment	Reinstate the Animal Control Officer for the city of Des Moines. Install dog waste receptacle on Marine view Drive due to increased incidence of dog fecal material on sidewalks and aground elementary school.
Do you wish to speak at the City Council meeting?	No
wantCopy	True
Email address	teresarn822@yahoo.com

To view this form submission online, please follow the link below:

review_url

From: notification@civiclive.com
To: [CityCouncil](#)
Subject: Contact Information 2022-04-08 06:58 AM(PST) Submission Notification
Date: Friday, April 8, 2022 6:58:39 AM

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Contact Information 2022-04-08 06:58 AM(PST) was submitted by Guest on 4/8/2022 9:58:36 AM (GMT-08:00) US/Pacific

Name		Value
First Name		Sandy
Last Name		Butler
Address1		Po box 98534
City		Des Moines
State		Wa
Zip		98198
Phone		2064060261
Email		mybutler@w.com
Subject		JC Harris
Comment		Found on Des Moines Can last night. Why is a council member getting emails from the public? JC Harris CMDM I appreciate so much the communication you put out there to us via Facebook or via email!
Do you wish to be contacted by the City Clerk's Office with instructions on how to participate in the City Council Zoom meeting?		No
wantCopy		True
Email address		mybutler@q.com

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From: notification@citydive.com
To: [CityCouncil](#)
Subject: Contact Information 2022-04-08 05:48 AM(PST) Submission Notification
Date: Friday, April 8, 2022 5:48:48 AM

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Contact Information 2022-04-08 05:48 AM(PST) was submitted by Guest on 4/8/2022 8:48:45 AM (GMT-08:00) US/Pacific

Name		Value
First Name		Sandy
Last Name		Butler
Address1		P.O. Box 98534
City		Des Moines
State		Wa
Zip		98198
Phone		2064060261
Email		mybutler@q.com
Subject		JC Harris
		This was on Des Moines Can Facebook last night. How can this continue after every meeting???? This is terrible for our city! Written by JC Harris. Since the thread is about 'communication'. 1. Our City has a Professional Coach on retainer for \$2,500/mo. I have not found any nearby city that offers a similar resource. Any staff member can book sessions to work on improving any aspect of their life they choose--including, specifically 'communication skills and presentation'. I know several of my colleagues and staff use her services. Speaking strictly as a taxpayer, I'm thinking... refund? 2. I've given public comment in dozens of different government meetings. I know of n o other settings where the public comment is preceded by the warning the Mayor gives to commenters (I'm doing this from memory so I may not have it
Comment		

	100%): "Any person making personal, impertinent, or slanderous remarks or who becomes boisterous, threatening or personally abusive while addressing the Council will be removed from the meeting." That warning was implemented by Mayor Pina. And one of the 'process' changes I would like to make is to dump that entirely. I think it's both unwelcoming and frankly a bit rich to demand that one's guests behave better than those giving the party.
Do you wish to be contacted by the City Clerk's Office with instructions on how to participate in the City Council Zoom meeting?	No
wantCopy	True
Email address	mybutler@q.com

To view this form submission online, please follow the link below:

review_url

Bonnie Wilkins

From: notification@civiclive.com
Sent: Friday, April 8, 2022 4:24 PM
To: _CityCouncil
Subject: Contact Information 2022-04-08 04:23 PM(PST) Submission Notification

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Contact Information 2022-04-08 04:23 PM(PST) was submitted by Guest on 4/8/2022 7:23:44 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Jacqueline
Last Name	Carr
Address1	19817 3rd pl s
City	Des moines
State	Wa
Zip	98148
Phone	2533942308
Email	jacqueline.lyon@gmail.com
Subject	Animal Control
Comment	We need an animal control officer and/or to contract with a larger shelter. We need options for when we find a loose, stray, or injured animal. We need teams of officers trained in animal behavior to assist with calls on animals. It is really unfathomable that a city of our size does not have proper animal services.
Do you wish to participate in the City Council meeting?	No
wantCopy	True
Email address	jacqueline.lyon@gmail.com

To view this form submission online, please follow the link below:

review_url

From: notification@civiclive.com
To: [City Council](#)
Subject: Contact Information 2022-04-08 03:51 PM(PST) Submission Notification
Date: Friday, April 8, 2022 3:51:45 PM

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Contact Information 2022-04-08 03:51 PM(PST) was submitted by Guest on 4/8/2022 6:51:42 PM (GMT-08:00) US/Pacific

Name	Value
First Name	John
Last Name	Everett
Address1	33400 8th Avenue South, Suite 205
City	Federal Way
State	WA
Zip	98003
Phone	253.838.6113
Email	john.everett@esmcivil.com
Subject	Project Planner
Comment	Available to answer questions and make comment.
Do you wish to participate in the City Council meeting?	Yes
wantCopy	True
Email address	john.everett@esmcivil.com

To view this form submission online, please follow the link below:

[review_url](#)

From: notification@civiclive.com
To: [City Council](#)
Subject: Contact Information 2022-04-12 10:49 AM(PST) Submission Notification
Date: Tuesday, April 12, 2022 10:49:05 AM

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Contact Information 2022-04-12 10:49 AM(PST) was submitted by Guest on 4/12/2022 1:49:02 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Mike
Last Name	Halko
Address1	22222 dock Ave S #2B
City	Des Moines
State	Washington
Zip	98198
Phone	206-707-6172
Email	mhalko68@gmail.com
Subject	Marina District
Comment	I feel it would be beneficial for the City of Des Moines to reestablish an Advisory Council so the citizens who live in or near this district have input on the proposed changes being discussed or planned for the area. Those in the district are the ones who have to live with the proposed changes day in and day out and to not allow them to a voice during the critical planning stages is a disservice to those citizens.
Do you wish to speak at the City Council meeting?	No
wantCopy	True
Email address	mhalko68@gmail.com

To view this form submission online, please follow the link below:

review_url

Bonnie Wilkins

From: notification@civiclive.com
Sent: Tuesday, April 12, 2022 5:04 PM
To: _CityCouncil
Subject: Contact Information 2022-04-12 05:04 PM(PST) Submission Notification

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Contact Information 2022-04-12 05:04 PM(PST) was submitted by Guest on 4/12/2022 8:04:14 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Elizabeth
Last Name	Harrell
Address1	20212 5th Ave. S.
City	Des Moines
State	WA
Zip	98198
Phone	2069621269
Email	elizabethhebr2002@yahoo.com
Subject	Effective Animal Control & Animal Services needed in Des Moines now!
Comment	To Des Moines Council Members and Community Leaders: A lack of effective animal control response and/or animal services in Des Moines creates a public safety issue. I request that the position of Animal Control Officer be restored in the city of Des Moines in response to Des Moines residents' persistent requests for aid from their city. Burien C.A.R.E.S. does not have the capability to handle all of our city's needs and issues. Please keep our animals and citizens safe Thank you for your consideration from a concerned citizen, Elizabeth Harrell
Do you wish to speak at the City Council meeting?	No
wantCopy	True
Email address	elizabethhebr2002@yahoo.com

To view this form submission online, please follow the link below:

review_url

From: notification@civiclive.com
To: [City Council](#)
Subject: Contact Information 2022-04-08 04:22 PM(PST) Submission Notification
Date: Friday, April 8, 2022 4:22:13 PM

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Contact Information 2022-04-08 04:22 PM(PST) was submitted by Guest on 4/8/2022 7:22:09 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Brandon
Last Name	Loucks
Address1	33400 8th Avenue South, Suite 205
City	Federal Way
State	WA
Zip	98003
Phone	253.838.6113
Email	brandon.loucks@esmcivil.com
Subject	Project Engineer
Comment	Happy to answer questions and make comment.
Do you wish to participate in the City Council meeting?	Yes
wantCopy	True
Email address	brandon.loucks@esmcivil.com

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[review_url](#)

From: notification@civiclive.com
To: [City Council](#)
Subject: Contact Information 2022-04-08 05:46 PM(PST) Submission Notification
Date: Friday, April 8, 2022 5:46:46 PM

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Contact Information 2022-04-08 05:46 PM(PST) was submitted by Guest on 4/8/2022 8:46:43 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Kelli
Last Name	Louderback
Address1	20829 4th Ave S
City	Des moines
State	Wa
Zip	98198
Phone	2068191519
Email	kellibyrne2021@gmail.com
Subject	Animal Control
Comment	Hello, I am writing in to express my concern of how our city does not have a working animal control agent. I see many posts throughout my weeks of stray animals, lost animals, dog attacks, etc. that are not being addressed by our city leaders because they do not seem to think it's important enough to address, which is absurd. I, as a tax paying citizen of Des Moines, feel let down by our local government that I do not feel safe walking our streets for fear of loose dogs. It is a public safety issue to not have an active animal control agent and also a safety issue for the animals themselves. Our city is greatly in need of an animal control agent. Thank you, Kelli Louderback
Do you wish to participate in the City Council meeting?	
wantCopy	True
Email address	

To view this form submission online, please follow the link below:

review_url

Bonnie Wilkins

From: Mr. Love <love.bernabe@gmail.com>
Sent: Wednesday, April 13, 2022 11:20 AM
To: _CityCouncil
Subject: Your excessively high taxes

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I'm writing this little email to let you guys know that it is ridiculous how greedy you have gotten with your stupid property taxes 3 years ago I was paying \$4,500 this year you clown send me a bill for \$6,000 \$3,000 of which goes to schooling or I don't even have a child in King county schooling let alone Des Moines you also charge \$40 for vehicle taxes what for you guys are greedy enough why the hell do you need to keep digging in our pockets I would like some answers on why you think we all need to pay for schooling for all these kids why don't you target the parents of these children that go to the schools and have them pay I mean they already pay for their glue and pencils and tissues and whatever else it is that the kids need so I mean yeah sure go ahead add more taxes on to that because all of us parents are rich you guys are a bunch of clowns and your high prices are ridiculous and if you have anything to say I would like to hear what it, maybe you have some justifications or some minimizations that y'all like to use to make it seem like you're actually making it better for us when in all reality you're making it worse you guys just need to step down and let a whole bunch of new people come in, maybe people have experience making it better for the community not your guys's pockets.

From: notification@civiclive.com
To: [City Council](#)
Subject: Contact Information 2022-04-09 01:36 PM(PST) Submission Notification
Date: Saturday, April 9, 2022 1:36:45 PM

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Contact Information 2022-04-09 01:36 PM(PST) was submitted by Guest on 4/9/2022 4:36:42 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Gary
Last Name	Malcolm
Address1	22010 16TH AVE S
City	DES MOINES
State	WA
Zip	98198
Phone	2067154500
Email	gmalcolm12@gmail.com
Subject	Animal Control solutions needed
Comment	I wish to speak about the current state of Animal Control and the importance of a solution being in place.
Do you wish to participate in the City Council meeting?	Yes
wantCopy	True
Email address	gmalcolm12@gmail.com

To view this form submission online, please follow the link below:

[review_url](#)

From: notification@civiclive.com
To: [City Council](#)
Subject: Contact Information 2022-04-08 11:25 AM(PST) Submission Notification
Date: Friday, April 8, 2022 11:25:44 AM

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Contact Information 2022-04-08 11:25 AM(PST) was submitted by Guest on 4/8/2022 2:25:41 PM (GMT-08:00) US/Pacific

Name		Value
First Name		Alisha
Last Name		Malcolm
Address 1		22010 16th Ave S
City		Des Moines
State		WA
Zip		98198
Phone		(206) 354-2645
Email		faunface86@gmail.com
Subject		Why does the community repeatedly report that there are no animal services for residents while the city seeks to assure us there are?
		In our city council meeting Thursday, 4/7, when our Mayor asked for an update on the transition of an Animal Control Officer and animal services provided for the community, the response given was, 'gun crime', and an assertion that the city does offer animal services. I refute any assertion that sufficient animal services are provided to residents, and I consider the gun crime remarks to be counterproductive. I do not support statements evoking an imminent danger of gun violence in our city in order to minimize the public safety issue of residents and motorists encountering stray dogs in public spaces. It is not a question of one safety issue or the other. It's a question of what, if anything, is missing and needed so we may better protect and serve our community in matters of public safety? Police Chief Thomas seeks to assure us that our city does provide animal services. If this is so, why were these services not made available to me, a tax-paying, 3 dogs licensed with the city, resident on Sunday, 4/3/22? When I contacted DMPD as my first action taken, I was told there were no services for me. I had no better result when I showed up in person at the police station hours

	later, having tried Burien CARES and RASKC. The officers on-site at the police station wouldn't even assume the risk of using the scanner they produced to check for microchipping on a leashed dog in the controlled environment of the lobby because it was a pit bull. They didn't feel safe. I support their right to prioritize their personal safety and act accordingly. However, the stated expectation was that I, a private citizen, take the strays home, board them overnight, and transport them to a care facility if and when I find one that would take them. It certainly did not occur to me as I had a choice regarding my own personal safety, I simply had no other options. It was either assume the risk to myself, my family, and my property, or release the strays back into the community to cause unknown harm to themselves and others. This is why the community repeatedly asserts that there are no animal services, while the city seeks to assure us there are. I appreciate that we are in a time of transition regarding animal services for the city of Des Moines. I am here to voice that there is a gap in the area of public safety that is not being served during this time, and to request that our leadership take immediate, if even merely temporary, actions to restore the integrity of our systems in place to protect and serve our community. Respectfully, Alisha Malcolm
Do you wish to be contacted by the City Clerk's Office with instructions on how to participate in the City Council Zoom meeting?	Yes
wantCopy	True
Email address	faunface86@gmail.com

To view this form submission online, please follow the link below:

review_url

From: notification@civildive.com
To: [CityCouncil](#)
Subject: Contact Information 2022-04-07 06:33 PM(PST) Submission Notification
Date: Thursday, April 7, 2022 6:33:06 PM

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Contact Information 2022-04-07 06:33 PM(PST) was submitted by Guest on 4/7/2022 9:33:03 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Shanin
Last Name	Mann
Address1	24518 14th Avenue So
City	Des Moines
State	WA
Zip	98198
Phone	253-562-2574
Email	brownmile@gmail.com
Subject	We need an AC officer as neighbors with invasive species of birds that SCREAM at all hours of the day is NOT ACCEPTABLE... PLEASE READ
Comment	I contacted Scott, when we had an AC officer. He contacted the "owner" of this bird whom immediately said she didn't own it, it just 'flew in'..... from SOUTH AFRICA. Daily, this birds SCREAMS and SCREAMS and no one can open their windows, Scott said since she said she didn't won it, nothing could be done. This is not acceptable. This certain neighbor has had this bird for 3 years now. I have video and audio recording of it, How are we supposed to have any laws governed in this city with no AC officer to help tax paying citizens who license their animals and obide by the city laws?
Do you wish to be contacted by the City Clerk's Office with instructions on how to participate in the City Council Zoom meeting?	Yes
wantCopy	True
Email address	brownmile@gmail.com

To view this form submission online, please follow the link below:

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Bonnie Wilkins

From: notification@civiclive.com
Sent: Monday, April 11, 2022 5:33 PM
To: _CityCouncil
Subject: Contact Information 2022-04-11 05:32 PM(PST) Submission Notification

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Contact Information 2022-04-11 05:32 PM(PST) was submitted by Guest on 4/11/2022 8:32:55 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Frank
Last Name	McDonald
Address1	21823 14th Ave S
City	Des Moines
State	Wa
Zip	98198
Phone	425 351 1591
Email	mcdonaldfrank1591@gmail.com
Subject	216th & 14th Development
Comment	14th Ave is a fairly used street and people park on it from the condo's and apartments. They park industrial vans, trailers, work vans and cars because of inadequate parking at the complexes. Now we are adding townhomes that will have limited parking for RV's, guests, trailers, and they will utilize 14th Ave to park. Contractors only want to cram as many units on a piece of property as possible without considering the consequences to other residence. There needs to be overflow parking at the complexes and no parking signs installed from 14th Ave and 216th going south to 218th. 4 way stop. I travel 14th Ave to 216th daily and large vehicle parked near 216th on 14th Ave limits the width for ongoing traffic. To say these are low income units is a joke unless they sell each unit for about \$350K. Otherwise myself and my wife are against adding more congestion on 14th which will happen if allowed to go through.
Do you wish to speak at the City Council meeting?	No
wantCopy	True
Email address	mcdonaldfrank1591@gmail.com

To view this form submission online, please follow the link below:

review_url

From: notification@civiclive.com
To: [City Council](#)
Subject: Contact Information 2022-04-08 04:25 PM(PST) Submission Notification
Date: Friday, April 8, 2022 4:25:30 PM

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Contact Information 2022-04-08 04:25 PM(PST) was submitted by Guest on 4/8/2022 7:25:27 PM (GMT-08:00) US/Pacific

Name	Value
First Name	Todd
Last Name	McKittrick
Address1	17837 1st Ave S, PMB#2
City	Normandy Park
State	WA
Zip	98148
Phone	2065718080
Email	todd@millennialbuilders.com
Subject	Project Applicant
Comment	Happy to answer questions or make comment.
Do you wish to participate in the City Council meeting?	Yes
wantCopy	True
Email address	todd@millennialbuilders.com

To view this form submission online, please follow the link below:

[review_url](#)

Bonnie Wilkins

From: notification@civiclive.com
Sent: Sunday, April 10, 2022 8:35 AM
To: _CityCouncil
Subject: Contact Information 2022-04-10 08:34 AM(PST) Submission Notification

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Contact Information 2022-04-10 08:34 AM(PST) was submitted by Guest on 4/10/2022 11:34:44 AM (GMT-08:00) US/Pacific

Name	Value
First Name	Toni
Last Name	Mills
Address1	22749 Marine View Dr S #18
City	DesMoines
State	WA
Zip	98198
Phone	2069535554
Email	toniann1966@gmail.com
Subject	I do not approve of you spending a Million on a Pilot Ferry based off a private with NO ENVIRONMENTAL IMPACT DONE~ Who is this private firm that did this "demand Study? Why have they not been available to council and citizens for questions and where is the information on the impact this will have on our coastline and marine animals already threatened by cargo and ferry traffic? Are we seriously considering spending this amount of monies when we have a homeless and mental health care crisis going on? When we have thrown away \$700 grand on parking structures that remain EMPTY? We
Comment	have public transportation and our own community bus that has a plethora of open seats~ we do not need MORE options for the wealthy to commute!! The sampling this questionable firm provided was from 329 working people throughout King County, not residents of DM! The residents who will be footing this MILLON we have really NO IDEA what it's buying, WHERE IS THE TRANSPARENCY GUYS> NO MORE SPENDING until you address the REAL PROBLEMS ~ HOUSELESSNESS/

HEALTHCARE/COMMUNITY
NEEDS/ACCOUNTABILITY Toni Mills

Do you wish to participate in the City Council meeting? No

wantCopy True

Email address

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Bonnie Wilkins

From: notification@civiclive.com
Sent: Saturday, April 9, 2022 8:44 AM
To: _CityCouncil
Subject: Contact Information 2022-04-09 08:43 AM(PST) Submission Notification

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Contact Information 2022-04-09 08:43 AM(PST) was submitted by Guest on 4/9/2022 11:43:38 AM (GMT-08:00) US/Pacific

Name	Value
First Name	Traci
Last Name	Obermeit
Address1	20014 5th Ave So
City	Des Moines
State	Wa
Zip	98198
Phone	2065184669
Email	lazytraci@gmail.com
Subject	Animal control officer We need to have an animal control officer in Des Moines. It's not a luxury, but a necessity. I have in years past called on animal and wildlife issues. Lost animals that need to be picked up and reunited with their families. I had a runaway peacock in my backyard once. These are nice calls, but what about the dogs that get loose and attack people or other animals? What is an untrained officer going to do with that? They may not have the training to be able to capture the animal without having to put it down. For the public's safety we need an Animal Control Officer. I understand our tax dollars have to be spent well. So if you have to give the officer other duties to justify the position, do it. We need this position filled in our city.
Comment	
Do you wish to participate in the City Council meeting?	No
wantCopy	True
Email address	lazytraci@gmail.com

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Get more messages for JC Harris CMDM



You can add a Messenger button to your post to get more messages for JC Harris CMDM.

[See Insights](#)

[Boost post](#)



3

6 Comments 3 Shares



Like



Comment



Share



Samantha Leeann

I'm curious about the townhouses themselves, will they have yards? For purchase or for rent? Parking?



[Reply](#) [Hide](#) [Send Message](#) 2d



Kathleen Christensen

Leave the area alone

[Reply](#) [Hide](#) [Send Message](#) 2d



Tad Doviak

I want to know why they have future SR509 plowing through the Barnes Creek Nature Trail.



4

[Reply](#) [Hide](#) [Send Message](#) 2d



JC Harris CMDM

Oh -that- little thing?

What is now the Barnes Creek Trail was originally part of at least -three- proposed routes for SR-509 where WSDOT held property. We've been slowly, but slowly, converting a slice of it from KDM to 216th into the current wood chip walking



1



[Like](#) [Reply](#) [Commented on by JC Harris](#) 2d [Edited](#)



Tad Doviak

Oh, I know where it's supposed to go. Just wondering why whoever drew up these plans last fall decided to include it in their drawings. More of a rhetorical question at this point.



[Like](#) [Reply](#) [Hide](#) [Send Message](#) 2d



Jayme Cole Brown

Tad Doviak yea when I saw this on the map, It was alarming. Besides being extremely disruptive it didn't make any sense. Pretty sure its gonna come up the hill on 200th and go behind the prison? On in front of the prison? And then hug the path of light rail to I5?

[Like](#) [Reply](#) [Hide](#) [Send Message](#) 2d



Reply to Tad Doviak...



Write a comment...



JC Harris CMDM allows profiles and Pages it mentions to comment on this post.

Bonnie Wilkins

From: notification@civiclive.com
Sent: Thursday, April 14, 2022 3:55 PM
To: _CityCouncil
Subject: Contact Information 2022-04-14 03:55 PM(PST) Submission Notification

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Contact Information 2022-04-14 03:55 PM(PST) was submitted by Guest on 4/14/2022 6:55:01 PM (GMT-08:00) US/Pacific

Name	Value
First Name	William
Last Name	Steinke
Address1	21501 14th ave S
City	Des Moines
State	WASHINGTON
Zip	98198
Phone	2063956819
Email	west9891@gmail.com
Subject	Townhomes on 216th
Comment	Hello my name is William. I recently purchased a house just up the hill on 14th and 216th. I am a Washington state native born and raised in Seattle. I have been in the plumbing industry for 7 years and currently am a plumber. My concern with the building of the town homes is not the town homes them self but rushing to build more with out taking a second look at our building codes and enforcement. Des Moines currently only has 5 Inspectors and no code enforcement. The 5 inspectors that we do have are not dedicated to one trade they are either both building and electrical or building and plumbing in audition several do plan review. This is spreading them thin. having a dedicated code enforcement division would allow des moines to collect additional revenue from fines and keep our builder and remodelers honest and our citizens safe.
Do you wish to speak at the City Council meeting?	Yes
wantCopy	True
Email address	west9891@gmail.com

To view this form submission online, please follow the link below:

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Bonnie Wilkins

From: notification@civiclive.com
Sent: Saturday, April 9, 2022 8:23 AM
To: _CityCouncil
Subject: Contact Information 2022-04-09 08:23 AM(PST) Submission Notification

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Contact Information 2022-04-09 08:23 AM(PST) was submitted by Guest on 4/9/2022 11:23:27 AM (GMT-08:00) US/Pacific

Name	Value
First Name	Cara
Last Name	Zemanek
Address1	805 S 265th St
City	Des Moines
State	WA
Zip	98198
Phone	2535696516
Email	carazemanek@gmail.com
Subject	Why have you decided that animal control is not important to DM citizens?
Comment	I was shocked to learn that DM doesn't have a full-time ACO any more, and more shocked that you haven't even contracted with RASKC to fill the huge gap in public safety that you have imposed on us by eliminating animal control because apparently you want to save money.
Do you wish to participate in the City Council meeting?	No
wantCopy	
Email address	you already collected this

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South King County Community Impact Fund

Environmental Grants Program

Des Moines City Council Presentation

April 14, 2022

Hamdi Mohamed, Port of Seattle Commissioner
Andy Gregory, External Relations
Ilays Aden, External Relations



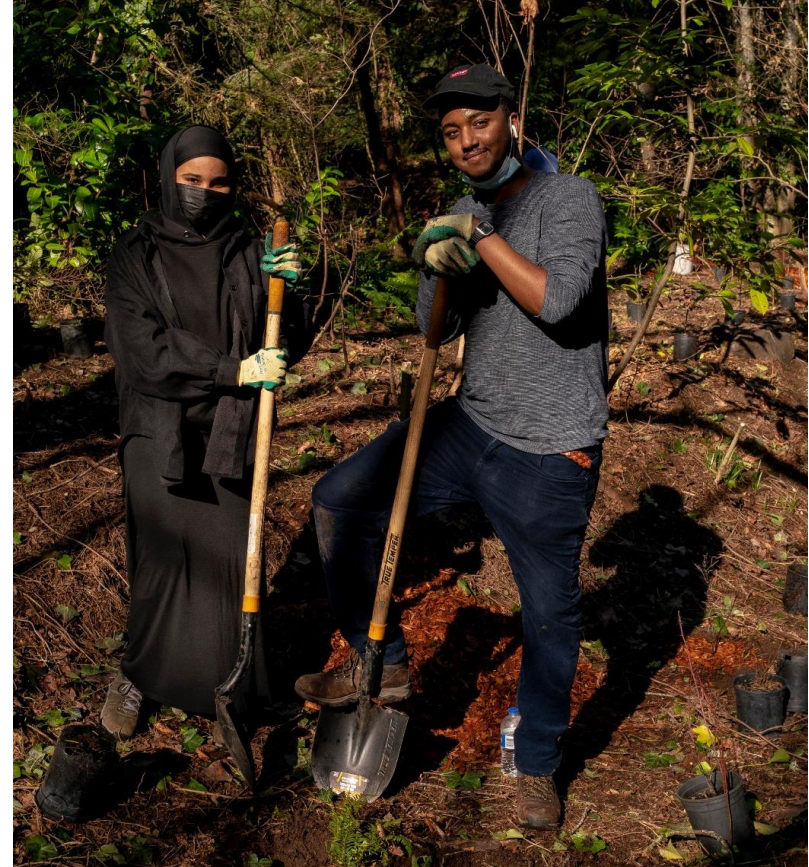
South King County Community Impact Fund Overview

- Launched in 2019 by Port Commission to develop equity-based partnerships with near-airport communities
- The three programs are:
 - WMBE/Small Business Support
 - Economic Recovery Grants
 - Environmental Grants (EGP)
- EGP is awarding 18 organizations this year for Round 2 funding



Environmental Grants Program

- Projects must take place on public property in Burien, SeaTac, Des Moines, Federal Way, Normandy Park, or Tukwila
- \$20,000 annual project cap
- New multi-year funding for \$60,000 over 3 years
- Required 3:1 Match- RCW 35.21.278



Community Liaison Model

- Over the past two years, AV Consulting and Port built an equity-based outreach plan to increase the diversity of applicants
 - Three community liaisons: English, Spanish, and Somali speaking
 - Conducted more focused outreach within South King County's multicultural communities
 - Helped increase the number and diversity of applicant organizations
 - 50% are first time applicants to the environmental grants program





18
Proposals
Recommended

19
Proposals
Submitted

\$686,600
Awarded

Environmental Grants Program

Projects Serving Des Moines

Organization Name	Project Name	Requested Amount
Earth Gen	Green Stormwater Infrastructure Projects in Highline Schools	\$60,000 3-Year Funding
African Young Dreamers Empowerment Program (AYDEPI)	Youth Activism Project	\$60,000 3-Year Funding
Tilth Alliance	SKC Community Garden Support	\$45,000 3-Year Funding
Des Moines Memorial Drive Preservation Association	Signal Box Wraps on Des Moines Memorial Drive	\$8,000
Friends of Saltwater State Park	Saltwater State Park Habitat Enhancement, Monitoring, and Education	\$3,310

Next Steps

- Environmental Symposium
- Community Capacity Building Contract
- Summer Community Liaison Outreach
- Launching Round 3 in September 2022



Questions?



Thank You

April 14, 2022**Auditing Officer Certification**

Vouchers and Payroll transfers audited and certified by the auditing officer as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.090, have been recorded on a listing, which has been made available to the City Council.

As of **April 14, 2022** the Des Moines City Council, by unanimous vote, does approve for payment those vouchers through April 1, 2022 and payroll transfers through April 5, 2022 included in the attached list and further described as follows:

The vouchers below have been reviewed and certified by individual departments and the City of Des Moines Auditing Officer:



Beth Anne Wroe, Finance Director

			# From	# To	Amounts
Claims Vouchers:					
ACH/EFT Vendor Payments			745	785	299,538.12
Electronic Wire Transfer			1942	1944	210,654.90
Accounts Payable Checks			163797	163835	114,737.05
Total claims paid					624,930.07
Payroll Vouchers					
Payroll Checks	4/5/2022		19471	19475	3,335.37
Direct Deposit			953	1112	430,784.68
Total Paychecks/Direct Deposits paid					434,120.05
Total checks and wires for A/P & Payroll					1,059,050.12

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AGENDA ITEM

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: 2022-2023 On-Call General Civil
Engineering Services: Parametrix Task
Assignment 2022-03 Stormwater Management
Action Planning

ATTACHMENTS:

1. Parametrix Formal Task Assignment 2022-03

FOR AGENDA OF: April 14 2022

DEPT. OF ORIGIN: Public Works

DATE SUBMITTED: April 5, 2022

CLEARANCES:

- ☐ Community Development N/A
- ☐ Marina N/A
- ☐ Parks, Recreation & Senior Services N/A
- ☒ Public Works Richard Rogers

CHIEF OPERATIONS OFFICER: Dilip J. J.

- ☒ Legal /s/ TG
- ☒ Finance Colleen Weber
- ☐ Courts N/A
- ☐ Police N/A

APPROVED BY CITY MANAGER
FOR SUBMITTAL: [Signature]

Purpose and Recommendation

The purpose of this item is to seek City Council approval for the 2022-2023 On-Call General Civil Engineering Services Task Order Assignment 2022-03 with Parametrix, Inc. (Attachment 1) that will provide engineering services support in development of a Stormwater Management Action Planning (SMAP) program, as required by the City's Stormwater National Pollutant Discharge Elimination System (NPDES) Permit. The following Motion will appear on the Consent Agenda:

Suggested Motion

Motion: "I move to approve the 2022-2023 On-Call General Civil Engineering Services Task Order Assignment 2022-03 with Parametrix, Inc., providing engineering services support of the Stormwater Management Action Planning (SMAP) program in the amount of \$135,301.76, and further authorize the City Manager to sign said Task Order Assignment substantially in the form as submitted."

Background

On January 17, 2007, the Washington State Department of Ecology (DOE) issued to the City of Des Moines a NPDES Western Washington Phase II Municipal Stormwater Permit which regulates discharges to all waters under the jurisdiction of the United States. This permit requires the City to develop ongoing programs to prevent and prohibit pollutant discharges to the City's stormwater system, surface waters, and ground water.

The City is currently covered under an updated version (August 1, 2019) of the Phase II Municipal Stormwater Permit. As part of a new requirement, the City must implement a Stormwater Management Action Planning (SMAP) program to inform and assist with the development of water quality management tools and policy to protect receiving waters. The development of this program involves a three phase process as described below:

(Phase 1) Receiving Water Assessment – A report that consolidates all existing information related to the City's local receiving waters and contributing areas. (Completed 2021)

(Phase 2) Receiving Water Prioritization – A report that establishes a prioritization methodology to determine which receiving water & contributing area would benefit most from stormwater management planning.

(Phase 3) Stormwater Management Action Planning – A report that identifies and documents high-level stormwater management activities that may improve the water quality and/or flooding conditions of the selected high-priority receiving water & contributing area from the above prioritization.

Discussion

In 2021, City staff completed the first phase of the SMAP utilizing internal resources for fact-finding and information gathering. With this information now consolidated, City staff is seeking consultant expertise for the prioritization and long-term watershed planning phases.

Through the City of Des Moines' 2022-2023 On-Call General Civil Engineering Services roster, Parametrix, Inc. has been selected to supplement City staff to complete Phase 2 and 3 of the SMAP program. As a part of this process, there will be multiple opportunities for the City Council and general public to provide comments including through the use of the City website, a virtual open house, and presentations to the Council and Environment Committee as necessary.

In relation to the City's recently updated Surface Water Comprehensive Plan (SWCP), the SMAP program will complement the work that was completed and will serve as an additional tool for long-range planning efforts for any future update. On its own, the SMAP program will not impact current SWCP policy or priorities nor obligate the City to any action.

Financial Impact

The Surface Water Enterprise Fund, through Professional Services, achieves full funding for this Task Assignment. This expense was planned for as part of the requirements to comply with the NPDES Phase II Municipal Stormwater Permit in 2022.

Additionally, the City was awarded \$50,000 through the Department of Ecology's NPDES Capacity Grant for assistance in the development of new NPDES programs which will be used to supplement the Task Assignment costs.

Alternatives

The City Council could elect not to approve the Motion for consultant support. The City would then not be able to complete the required Phase 2 and 3 of the SMAP program in compliance with the NPDES Phase II Municipal Stormwater Permit and may face financial penalties by the Washington State Department of Ecology and potential revocation of the issued NPDES Permit.

Recommendation or Conclusion

Staff recommends adoption of the motion.

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Attachment #1

FORMAL TASK ASSIGNMENT DOCUMENT

Task Number Parametrix 2022-03

The general provisions and clauses of Agreement 2022-2023 On-Call Svcs.

Shall be in full force and effect for this Task Assignment.

Location of Project: Citywide, Des Moines, WA

Project Title: Stormwater Management Action Planning (SMAP)

Maximum Amount Payable Per Task Assignment: \$135,301.76

Completion Date: March 31, 2023

Description of Work: See attached scope, schedule and budget.

Agency Project Manager Signature: Benjamin M Stryker Date: 2/23/2022

Oral Authorization Date: _____ See Attachment Dated: _____

Consultant Signature: ARJ Date: 2/24/2022

Agency Approving Authority: _____ Date: _____

SCOPE OF WORK

City of Des Moines Stormwater Management Action Planning (SMAP)

PROJECT UNDERSTANDING

The City of Des Moines (City) is contracting with Parametrix to support the City's Stormwater Management Action Plan (SMAP), which is required by the Washington State Department of Ecology (Ecology) National Pollutant Discharge Elimination System (NPDES) Phase II Municipal Stormwater Permit (Permit). Parametrix will apply Ecology guidance to conditions unique to the City to prepare SMAP elements based on Permit requirements. The effort will also include consideration of Ecology's Stormwater Management Action Planning Guidance (SMAP Guide) (Ecology 2019, Publication 19-10-010).

The City has prepared the Receiving Water Assessment Report (Permit Section S5.C.1.d.i), and has enlisted Parametrix to develop the Receiving Water Prioritization (S5.C.1.d.ii) and SMAP Report (S5.C.1.d.iii). The project is funded by a Stormwater Capacity grant from Ecology. The grant award requires no deliverables beyond what is already required by the Permit and recommended by the SMAP Guide.

TASK 1 – PROJECT MANAGEMENT

The purpose of this task is to track, manage, document, and report on the Parametrix work effort.

Approach

Parametrix will track and administer this contract with the City, including preparing monthly invoices and coordinating work efforts with the City's project manager. Parametrix's project manager will have routine phone and email contact with the City's project manager as needed. Project milestones will be based on the attached project schedule.

Assumptions

- Project management is assumed to start on April 14, 2022, and extend through March 31, 2023 (approximately 12 months).

Deliverables

- Monthly invoices and progress reports
- QA/QC review documentation (delivered upon request)

TASK 2 – PROJECT INITIATION AND DATA REVIEW

This goal of this task is to define the project objectives, establish team member roles and communications, and define data gaps and needs.

SCOPE OF WORK (continued)

Approach

City Staff Workshop: Parametrix will prepare for and facilitate a project kickoff workshop with City staff. The workshop will include introduction of the project team; definition of the project objectives, risks, and opportunities; review of the scope of work and schedule milestones; description of the communications plan; and an overview of the Task 3 prioritization process.

Data Collection: Parametrix will obtain available GIS data from the City and other readily available sources to support the Receiving Water Prioritization. Examples of available data to be collected are:

- Basin hydrography/water feature mapping, including streams and lakes or other receiving waters
- Basin topography
- Watershed catchment delineations
- Aerial photos
- Drainage system maps
- Stormwater facility location and type maps
- Land cover including soils, vegetation type, tree canopy, and impervious surfaces
- Critical areas, such as wetlands, steep slopes or geologic hazards, buffers, and floodplains
- Public rights-of-way
- Future proposed land use from zoning, growth plans, and active building projects (if applicable)
- Vacant and buildable land maps (if available)
- Water quality and stream conditions
- ADT (where data is readily available)
- Environmental justice (using USEPA's EJSCREEN, the Washington State Department of Health Washington State's Health Disparity Map, and data from local regional groups as available).
- Ecology's Puget Sound Watershed Characterization Project
- Ecology's Environmental Information Management (EIM) database
- National Water Quality Assessment Program
- SAM produced regional receiving water assessments
- Most recent NPDES annual reports and stormwater management program documents
- Results of recent stormwater system needs assessment, including map of problem areas and basic project sheets developed to-date

Assumptions

- It is assumed that most data needed for the Task 3 receiving water prioritization will be available from information already compiled as part of the City's existing Receiving Water Assessment. The City will provide an electronic file of the draft Receiving Water Assessment Report that includes all figures and appendices.

Deliverables

- Agenda for City Staff Workshop
- Brief data gaps memorandum (2 to 3 pages)

TASK 3 – RECEIVING WATER PRIORITIZATION

The purpose of this task is to establish prioritization of watershed protection needs to help identify which of the City's local receiving waters are most likely to benefit from stormwater management planning based on the requirements of Permit Section S.5.C.1.d.ii.

Approach

Prioritization (FutureShed) Model: Parametrix will calculate existing and projected future water quality and flow control contribution scores for each SMAP catchment based on metrics agreed upon with the City using the Parametrix FutureShed GIS/spreadsheet scoring tool.

Prioritization Workshop: Parametrix will prepare for and facilitate a workshop with City staff. In the first part of the workshop, Parametrix will summarize the FutureShed scoring process and results. In the second part of the workshop, Parametrix will facilitate group discussion to screen priority SMAP catchments and identify a single SMAP catchment or catchment group to target for stormwater management planning in Task 4. The screening process will be based on City comprehensive planning goals; receiving water characteristics and identified needs; project opportunities or challenges/risks; and additional, non-quantifiable opportunities and constraints such as political support, funding applicability, community perception, etc.

Public Engagement Support: Parametrix will prepare a public engagement plan, public information content for the City's website, and a web-based GIS story map suitable for distribution to the Public and for the City to share with Ecology. A public comment field will be included in the story map to solicit feedback.

Assumptions

- The City will directly request available information from other public entities as needed, such as WRIAs, the County, Port of Seattle, Army Corps, Ecology, and neighboring jurisdictions.
- Where available, the City will provide Parametrix with information in electronic format via email, FTP site transfer, or file a share platform hosted by Parametrix (such as OneDrive/SharePoint or Project Wise).
- No new data will be collected and no monitoring will be conducted for the project. Data gaps that may need to be address for the prioritization process will be based on best professional judgement and extrapolation from existing data.
- Up to 4 Parametrix staff members will participate in the City staff workshop. One 2-hour meeting is assumed. The City will identify and invite other City staff to participate in the workshop. The City will coordinate the location and time and have key City staff at the meetings based on planned topics.
- The City will perform all public advertisement, outreach, and distribution of the web-based GIS story map provided by Parametrix.
- If needed, public outreach translation services are dependent on a number of factors including content complexity, language combinations, turnaround time, and formatting. Parametrix can sub-contract for translation service to most regionally used languages for an additional fee.
- For all Ecology Permit submittals, Parametrix will submit documents to the City, and the City will submit the documents to Ecology.

Deliverables

- Summary tables of FutureShed scoring results
- Agenda for City Staff Workshop
- Draft Receiving Water Prioritization technical memorandum for City review in Microsoft Word and PDF electronic file formats (approximately 10 pages, not including appendices)
- Final Receiving Water Prioritization technical memorandum in Microsoft Word and PDF electronic file formats (approximately 10 pages, not including appendices)
- Public Engagement Plan
- Public information content for the City's website
- A web-based GIS story map suitable for distribution to the public and for the City to share with Ecology

TASK 4 – STORMWATER MANAGEMENT ACTION PLAN

The goal of this task is to identify and document high-level stormwater management activities that may improve the condition of the high-priority watershed identified in Task 3 based on the requirements of Permit Section S.5.C.1.d.iii.

Approach

Potential Action Identification: Parametrix will work with the City to identify and create a list of:

- Concept-level potential stormwater facility retrofits for the area, including identification of BMP types (in broad categories such as distributed LID retrofits, regional flow control facilities, targeted water quality media filtration for particular pollutants, etc.) and preferred locations where possible (in general categories such as regional vs. site-specific facilities, retrofits in the right-of-way vs. parcels, excluded areas such as protected natural resources, etc.)
- Land management/development strategies and/or actions for water quality management
- Targeted, enhanced, or customized permit-related stormwater management actions such as IDDE field screening, prioritization or source control inspections, O&M inspections, enhanced maintenance, and/or public education and outreach behavior change programs.
- If applicable, changes needed to local long-range plans to address SMAP priorities
- A proposed implementation schedule and budget sources for short- and long-term actions
- A process for future assessments and feedback to inform future changes

SMAP Report: Parametrix will develop a draft and final SMAP report that outlines the identified actions and incorporates adjustments based on public comment, as approved by the City.

City Check-In Meeting: Parametrix will facilitate a meeting with City staff at the beginning of the City's draft SMAP Report review to answer questions and collect preliminary comments.

Public Open House Support: Parametrix will:

- Support the City in preparing for a virtual/online Public Open House around the time of the draft SMAP Report development to present the SMAP process so far and outline the potential identified actions.

SCOPE OF WORK (continued)

- Update the web-based GIS story map for use during the Open House and suitable for distribution to the Public afterwards to facilitate comment collection.

SEPA Checklist: Parametrix will prepare a SEPA checklist, supporting figures, and text of a public notification for the City's publication.

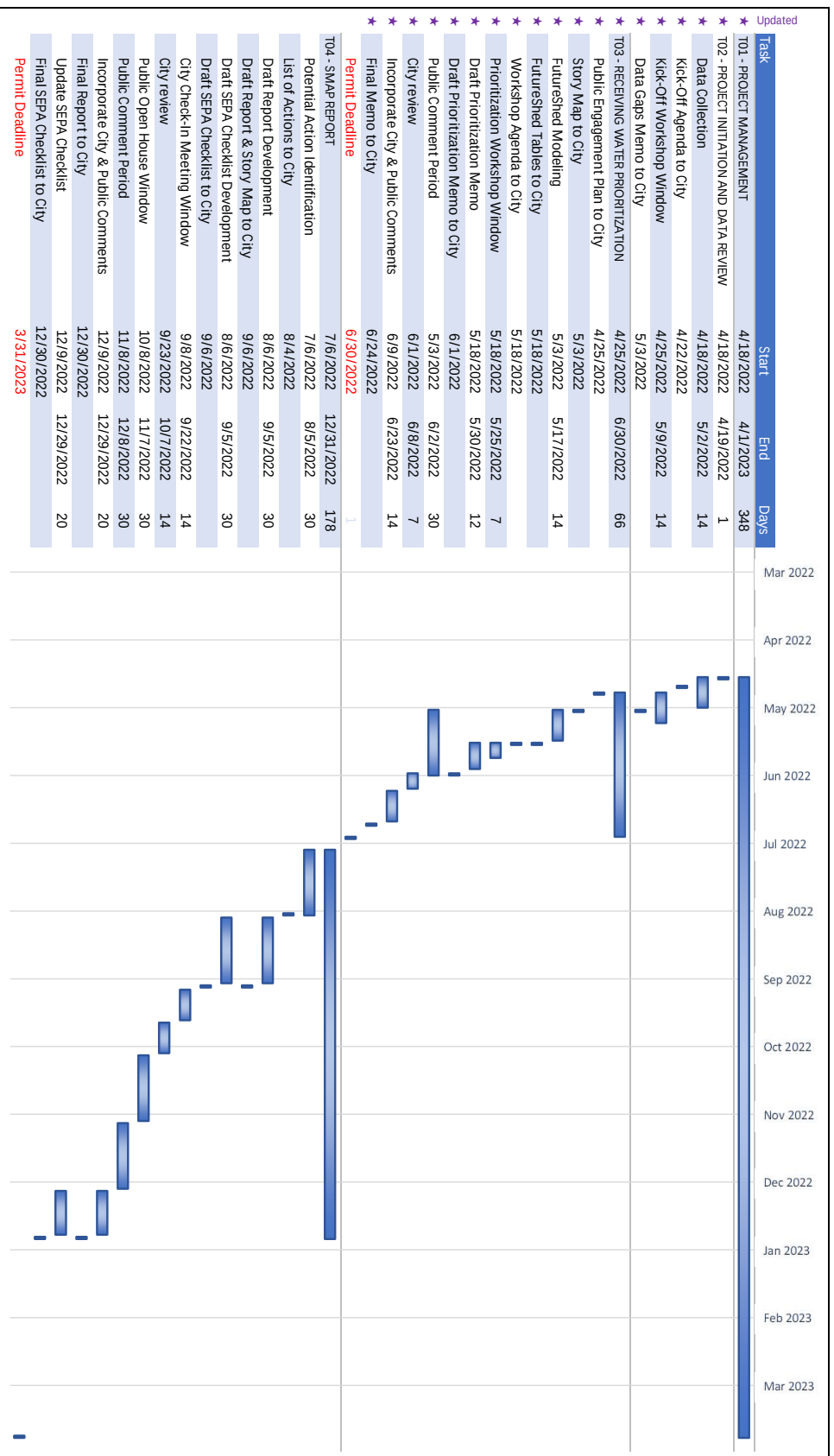
Assumptions

- Parametrix will be responsible for developing the figures that will be included in the SMAP.
- The Receiving Water Assessment prepared by the City and Receiving Water Prioritization technical memoranda prepared under Task 3 will be included as appendices to the SMAP Report.
- Up to 3 Parametrix staff members will participate in the Public Open House. One 2-hour meeting is assumed. The City will identify and invite other City staff to participate in the Public Open House, coordinate the online platform and time, and conduct public advertising of the event leading up to it.
- The City will provide Parametrix with document review comments from all City reviewers consolidated into a single electronic Excel table file.
- For all Ecology Permit submittals, Parametrix will submit documents to the City, and the City will submit the documents to Ecology.

Deliverables

- Draft list of stormwater management actions for structural retrofits and targeted areas for City review in Microsoft Word and PDF electronic file formats
- City Draft SMAP Report for one high-priority basin for City review in Microsoft Word and PDF electronic file formats, approximately 30 pages (not including appendices)
- An update to the public web-based GIS story map to facilitate comment collection
- Draft SEPA checklist, supporting figures, and text of a public notification for the City's review
- Final SEPA checklist, supporting figures, and text of a public notification for the City's publication
- Final SMAP Report for one high-priority basin in Microsoft Word and PDF electronic file formats, approximately 30 pages (not including appendices)

Des Moines SMAP | Proposed Project Schedule



Des Moines SMAP | Project Budget

Task Status				Regional Division Manager															
Description		Labor Dollars	Hours	Austin Fisher	Julie G. Brandt	Sarah Rife	Paul S. Fendt	Chad L. Tinsley	Theodore B. Prince	Amanda Thompson	John Phillips	Erin Ferguson	Patricia E. Yi	Susan E. Swift	Debra M. Fetherston	Shanon L. Harris	Jean N. Johnson	Lori A. Gilbertson	
01	Project Management	\$12,349.10	83	1	24	-	-	-	-	-	-	-	-	-	-	-	48	2	8
01	Project Management	\$12,349.10	83	1	24	-	-	-	-	-	-	-	-	-	-	-	48	2	8
02	Project Initiation and Data Review	\$4,761.12	24	-	8	-	8	8	-	-	-	-	-	-	-	-	-	-	-
01	Data Collection	\$3,823.58	20	-	6	-	6	8	-	-	-	-	-	-	-	-	-	-	-
02	Kick-Off Workshop	\$937.54	4	-	2	-	2	-	-	-	-	-	-	-	-	-	-	-	-
03	Receiving Water Prioritization	\$44,552.10	279	2	52	80	14	72	12	12	9	2	8	8	8	8	-	-	-
01	Basin Boundary Check	\$1,854.88	12	-	2	4	-	4	2	-	-	-	-	-	-	-	-	-	-
02	Public Engagement Plan	\$1,263.12	6	-	4	-	-	-	-	-	2	-	-	-	-	-	-	-	-
03	Story Map	\$4,299.10	28	-	8	-	-	12	-	-	2	-	-	-	-	-	-	-	-
04	Prioritization (Futureshed) Model	\$19,890.92	126	-	24	44	8	32	6	12	-	-	2	-	-	-	-	-	-
05	Prioritization Workshop	\$4,009.12	21	1	4	4	4	4	2	-	-	2	-	-	-	-	-	-	-
06	Public Engagement Support	\$4,693.86	32	-	2	4	4	16	-	-	4	-	2	2	-	-	-	-	-
07	Prioritization Technical Memorandum	\$8,541.10	54	1	8	24	2	4	2	-	1	-	4	4	4	-	-	-	-
04	Surface Water Management Action Plan	\$73,389.44	462	4	58	64	10	40	78	104	8	62	10	10	14	-	-	-	-
01	Action Identification	\$32,081.88	207	1	16	16	4	12	60	80	2	16	-	-	-	-	-	-	-
02	SEPA Checklist	\$10,049.94	60	-	2	-	-	4	-	2	-	46	2	-	-	-	-	-	-
03	SMAP Report	\$20,200.42	129	1	32	36	2	8	12	16	-	-	6	8	8	-	-	-	-
04	City Check-In Meeting	\$3,821.72	21	1	4	4	2	4	2	2	2	-	-	-	-	-	-	-	-
05	Public Open House	\$7,235.48	45	1	4	8	2	12	4	4	4	-	2	2	2	-	-	-	-
Labor Totals:		\$135,051.76	848	7	142	144	32	120	90	116	17	64	18	18	22	48	2	8	8
Totals:		\$135,051.76		\$2,231.88	\$27,846.20	\$21,137.76	\$8,725.44	\$15,164.40	\$16,651.80	\$13,440.92	\$4,069.12	\$11,280.64	\$2,241.72	\$1,838.88	\$3,099.14	\$5,971.68	\$310.50	\$1,041.68	

AGENDA ITEM

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Acceptance of 2022 WCIA Risk
Reduction Grant Award

ATTACHMENTS:

1. 2022 Risk Reduction Grant
Acknowledgement Form
2. 2022-2027 CIP Project Worksheet

FOR AGENDA OF: April 14, 2022

DEPT. OF ORIGIN: Public Works

DATE SUBMITTED: April 6, 2022

CLEARANCES:

- ☐ Community Development N/A
- ☐ Marina N/A
- ☐ Parks, Recreation & Senior Services N/A
- ☒ Public Works Richard Mejias

CHIEF OPERATIONS OFFICER: [Signature]

☒ Legal /s/ TG

☒ Finance [Signature]

☐ Courts N/A

☐ Police N/A

APPROVED BY CITY MANAGER
FOR SUBMITTAL: [Signature]

Purpose and Recommendation

The purpose of this agenda item is to seek City Council approval of the 2022 Washington Cities Insurance Agency (WCIA) Risk Reduction Grant Award for the Sidewalk Trip Hazard Removal and ADA Curb Ramp Upgrade Project (Attachment 1). The following motion will appear on the Consent Agenda:

Suggested Motion

Motion: "I move to ratify the 2022 WCIA Risk Reduction Grant for the Sidewalk Trip Hazard Removal and ADA Curb Ramp Upgrade Project."

Background

In March of 2022, City staff prepared an application for the 2022 WCIA Risk Reduction Grant for the Sidewalk Trip Hazard Removal and ADA Curb Ramp Upgrade Project, also known within the City's CIP as the ADA Compliance Program (Attachment 2). The grant program supplements and supports WCIA goals and the associated member's risk management programs by specifically reducing covered liability exposure for current WCIA members.

Staff was notified by WCIA on March 31st, 2022 that the City was awarded a 2022 Risk Reduction Grant in the amount of \$15,000.00 for the Sidewalk Trip Hazard Removal and ADA Curb Ramp Upgrade Project. Due to an extremely limited acceptance period, the City executed the grant acknowledgment form, which does not impose any obligations on the City at this time. Reimbursement requests will be made if Council chooses to approve this grant.

Discussion

The 2022 WCIA Risk Reduction Grant award will supplement the planned work of the 2022 CIP ADA Compliance Program (Attachment 2). Focus will be on sidewalk trip hazard removal and this grant will allow for approximately doubling of our efforts.

Alternatives

The City Council could elect not to approve the grant award. Staff will then proceed with the adopted CIP project budget for 2022 ADA Compliance Program activities.

Financial Impact

No financial impact. No City matching funds required.

Recommendation or Conclusion

Staff recommends adoption of the motion.

Member: Des Moines

WCIA Risk Reduction Grant Acknowledgement

Congratulations! A Risk Mitigation Grant has been awarded to Des Moines in the amount of \$15,000.00 for Sidewalk Trip Hazard Removal and ADA Curb Ramp Upgrade Project. The conditions of the grant are stated in the Risk Reduction Grant Guidelines and further set forth below.

Conditions:

1. Grant funds must be used in accordance with the project as described in the risk mitigation grant application.
2. WCIA staff will reach out to the grantee via e-mail and ask for a status report by May 16, 2022. Grantee will need to provide an update at that time regarding the status of the project.
3. Grantee must provide a second written status report via e-mail to WCIA by September 16, 2022 describing the status of the project including a timeline for anticipated completion.
4. If at any time the Grantee decides to not move forward with the funded project, they are to contact WCIA as soon as possible so that the funds may be redirected and awarded to an alternate project.
5. All projects must be completed, installed, and/or purchased by December 5, 2022.

Please acknowledge your receipt of this agreement with the terms of this letter by signing and returning a copy of this letter within 10 days. Failure to meet any of these conditions may jeopardize any future grant awards.

If the signed acknowledgement letter is not received by WCIA within 10 days of notification of the grant award, the grant may be reallocated to another member.

Key dates: May 16, 2022-First status report due to WCIA
September 16, 2022-Second status report due to WCIA
December 5, 2022-Grant reimbursements due to WCIA

	Khai Minh Le	3/31/2022
Delegate Signature	Delegate Printed Name	Date
	Michael Matthias, City Manager	04/04/2022
Authorizing Authority Signature	Authorizing Authority Printed Name (City Manager/Mayor/City or Town Administrator)	Date

The WCIA Grant Committee is excited to support your project. Thank you for your good work!

Email to robina@wciapool.org.

Washington Cities Insurance Authority

Risk Reduction Mitigation Grant Reimbursement Request Form

Submittal Date: _____

Grant Number: 630

Member: Des Moines

Delegate: _____

Person Submitting Request: _____

Name

Title

Contact Phone: _____

Contact Email: _____

Project Name and/or Description: _____

Grant Reimbursement Amount Requested: _____

Itemized Total Project Costs (Attach Documentation):

Testimonial (Please provide a summary of the project outcomes and grant impacts. You may attach a letter and/or photos.):

Delegate Signature

Delegate Printed Name

Date

Authorizing Authority
Signature

Authorizing Authority Printed Name
(City Manager/Mayor/City or Town Administrator)

Date

Attach this form to your proof of payment as a cover page for the reimbursement of approved expenses.
Email to robina@wciapool.org.

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CITY OF DES MOINES
2022-2027 CAPITAL IMPROVEMENT PLAN
 (Amount in Thousands)

ADA Compliance Program	Project #	101.571.531	Summary Project Description:
CIP Category: Street Operating Projects Managing Department: Plan, Build & PW Admin			Installation of ADA Right-of-Way and facility improvements. The program prioritizes projects near public facilities, schools, in commercial areas, and locations with high amounts of pedestrian traffic. Special consideration is given to locations with past pedestrian accident history and where citizen complaints are received.

Justification/Benefits: Implementation of ADA Transition Plan.

PROJECT SCOPE				
Expenditures	Current Budget	Requested Change	Total Budget	
Design	15	3	18	
Land & Right of Way	-	-	-	
Construction	157	5	162	
Contingency	-	-	-	
Total Expenditures	172	8	180	

Funding Sources	Current Budget	Requested Change	Total Budget
ASE (Automated Speed Enforcement) Transfer	96	3	99
General Fund Transfer	40	-	40
Fund Balance	36	5	41
Total Funding	172	8	180

ANNUAL ALLOCATION											
Project to Date 12/31/20	Scheduled Year 2021	Plan Year 2022	Plan Year 2023	Plan Year 2024	Plan Year 2025	Plan Year 2026	Plan Year 2027				
8	2	2	2	2	2	2	-				
-	-	-	-	-	-	-	-				
72	18	18	18	18	18	18	-				
-	-	-	-	-	-	-	-				
80	20	20	20	20	20	20	-				

Project to Date 12/31/20	Scheduled Year 2021	Plan Year 2022	Plan Year 2023	Plan Year 2024	Plan Year 2025	Plan Year 2026	Plan Year 2027
39	20	20	20	-	-	-	-
-	-	-	-	20	20	-	-
41	-	-	-	-	-	-	-
80	20	20	20	20	20	-	-

OPERATING IMPACT				
Operating Impact	6 Year Total			
Revenue	-	-	-	-
Expenses	-	-	-	-
Net Impact	-	-	-	-

ANNUAL OPERATING IMPACT						
12/31/20	2021	2022	2023	2024	2025	2026
-	-	-	-	-	-	-
-	-	-	-	-	-	-
-	-	-	-	-	-	-

Attachment #2

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AGENDA ITEM

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: State of Washington Department of
Ecology 2021-2023 Water Quality
Stormwater Capacity Grant
Agreement

ATTACHMENTS:

1. Water Quality Stormwater Capacity
Agreement No. WQSWCAP-2123-
DeMSWD-00203

FOR AGENDA OF: April 14, 2022

DEPT. OF ORIGIN: Public Works

DATE SUBMITTED: April 5, 2022

CLEARANCES:

- ☐ Community Development N/A
- ☐ Marina N/A
- ☐ Parks, Recreation & Senior Services N/A
- ☒ Public Works *Des Moines*

CHIEF OPERATIONS OFFICER: *Debra J. ...*

- ☒ Legal /s/ TG
- ☒ Finance *Christine ...*
- ☐ Courts N/A
- ☐ Police N/A

APPROVED BY CITY MANAGER
FOR SUBMITTAL: *[Signature]*

Purpose and Recommendation

The purpose of this item is to seek City Council approval for the State of Washington Department of Ecology 2021-2023 Water Quality Stormwater Capacity Grant Agreement (Attachment 1). For Fiscal Years 2021-2023, the State of Washington Department of Ecology has offered the City of Des Moines a \$50,000 grant to be used in support of required activities imposed by the City's Stormwater National Pollutant Discharge Elimination System (NPDES) Permit. Staff recommends accepting this grant for expenditures necessary to meet the requirements of the NPDES permit. The following Motion will appear on the Consent Agenda:

Suggested Motion

Motion: "I move to approve the State of Washington Department of Ecology 2021-2023 Water Quality Stormwater Capacity Grant Agreement between the State of Washington Department of Ecology and the City of Des Moines, and further authorize the City Manager to sign said Agreement substantially in the form as submitted."

Background

On January 17th, 2007, the Washington State Department of Ecology (DOE) issued to the City of Des Moines a NPDES Western Washington Phase II Municipal Stormwater Permit which regulates discharges to all waters under the jurisdiction of the United States. This permit requires the City to develop ongoing programs to prevent and prohibit pollutant discharges to the City's stormwater system, surface waters, and ground water.

As a part of the state's Local Governments Stormwater Grant's Program, the City has received a \$50,000 grant offer from DOE to be used for NPDES permit implementation activities. This grant program is offered every two (2) years to each NPDES Phase II Permit jurisdiction for assistance in support of required NPDES Permit activities.

The City has been awarded seven previous grants from the DOE Local Governments Stormwater Grant's Program (\$75,000 for 2007-2009, \$50,000 for 2010, \$197,425 for 2011-2013, \$170,000 for 2013-2015, \$25,000 for 2015-2017, \$50,000 for 2017-2019, and \$50,000 for 2019-2021). Similar to the previous Agreements with DOE, this 2021-2023 Agreement does not contain goals for MBE/WBE (Minority Business Enterprise/Woman Business Enterprise) businesses, but it does contain language that the City will solicit and recruit, to the maximum extent feasible, MBE/WBE businesses. This is consistent with the previous DOE Agreements that the Council has approved.

Discussion

In previous years, DOE grant funding has been used to support City costs in developing drainage inventory maps, preparation of planning documents and manuals, purchasing field equipment, implementing CityWorks software for managing stormwater system maintenance and associated costs, as well as providing several software upgrades to the GIS system. During the grant term, staff will review the NPDES program needs with a focus on one-time costs versus on-going expenses of the program.

Alternatives

The City Council could elect not to approve the Grant Agreement. The grant funds would then be made available to other jurisdictions.

Financial Impact

No financial impact.

The grant award will be used for NPDES permit implementation and eligible expenses are reimbursable retroactive to July 1st, 2021. No City match is required.

Recommendation or Conclusion

Staff recommends adoption of the motion.



DEPARTMENT OF
ECOLOGY
State of Washington

Attachment #1

Agreement No. WQSWCAP-2123-DeMSWD-00203

WATER QUALITY STORMWATER CAPACITY AGREEMENT

BETWEEN

THE STATE OF WASHINGTON DEPARTMENT OF ECOLOGY

AND

CITY OF DES MOINES

This is a binding Agreement entered into by and between the state of Washington, Department of Ecology, hereinafter referred to as “ECOLOGY,” and City of Des Moines, hereinafter referred to as the “RECIPIENT,” to carry out with the provided funds activities described herein.

GENERAL INFORMATION

Project Title:	2021-2023 Biennial Stormwater Capacity Grants
Total Cost:	\$50,000.00
Total Eligible Cost:	\$50,000.00
Ecology Share:	\$50,000.00
Recipient Share:	\$0.00
The Effective Date of this Agreement is:	07/01/2021
The Expiration Date of this Agreement is no later than:	03/31/2023
Project Type:	Capacity Grant

Project Short Description:

This project will assist Phase I and II Permittees in implementation or management of municipal stormwater programs.

Project Long Description:

N/A

Overall Goal:

This project will improve water quality in the State of Washington by reducing stormwater pollutants discharged to state water bodies.

Agreement No: WQSWCAP-2123-DeMSWD-00203

Project Title: 2021-2023 Biennial Stormwater Capacity Grants

Recipient Name: City of Des Moines

RECIPIENT INFORMATION

Organization Name: City of Des Moines

Federal Tax ID: 91-6016496

DUNS Number:

UEI Number:

NY7AZ9H2VK25

Mailing Address: 21650 11th Ave S
Des Moines, WA 98198

Physical Address: 21650 11th Ave S
Des Moines, Washington 98198

Organization Email: towen@desmoineswa.gov

Organization Fax: (206) 870-6596

Contacts

Agreement No: WQSWCAP-2123-DeMSWD-00203

Project Title: 2021-2023 Biennial Stormwater Capacity Grants

Recipient Name: City of Des Moines

Project Manager	Ben Stryker 21650 11th Ave S Des Moines, Washington 98198 Email: bstryker@desmoineswa.gov Phone: (206) 870-6524
Billing Contact	Eric Mandelas Staff Accountant 21630 11th Avenue South, Suite A Des Moines, Washington 98198 Email: emandelas@desmoineswa.gov Phone: (206) 870-7104
Authorized Signatory	Michael Matthias City Manager 21630 11th AVE S Des Moines, Washington 98198 Email: mmatthias@desmoineswa.gov Phone: (206) 824-5700

Agreement No: WQSWCAP-2123-DeMSWD-00203

Project Title: 2021-2023 Biennial Stormwater Capacity Grants

Recipient Name: City of Des Moines

ECOLOGY INFORMATION

Mailing Address: Department of Ecology
Water Quality
PO BOX 47600
Olympia, WA 98504-7600

Physical Address: Water Quality
300 Desmond Drive SE
Lacey, WA 98503

Contacts

Project Manager	Kyle Graunke PO Box 47600 Olympia, Washington 98504-7600 Email: kygr461@ecy.wa.gov Phone: (360) 407-6452
Financial Manager	Kyle Graunke PO Box 47600 Olympia, Washington 98504-7600 Email: kygr461@ecy.wa.gov Phone: (360) 407-6452

Agreement No: WQSWCAP-2123-DeMSWD-00203

Project Title: 2021-2023 Biennial Stormwater Capacity Grants

Recipient Name: City of Des Moines

AUTHORIZING SIGNATURES

RECIPIENT agrees to furnish the necessary personnel, equipment, materials, services, and otherwise do all things necessary for or incidental to the performance of work as set forth in this Agreement.

RECIPIENT acknowledges that they had the opportunity to review the entire Agreement, including all the terms and conditions of this Agreement, Scope of Work, attachments, and incorporated or referenced documents, as well as all applicable laws, statutes, rules, regulations, and guidelines mentioned in this Agreement. Furthermore, the RECIPIENT has read, understood, and accepts all requirements contained within this Agreement.

This Agreement contains the entire understanding between the parties, and there are no other understandings or representations other than as set forth, or incorporated by reference, herein.

No subsequent modifications or amendments to this agreement will be of any force or effect unless in writing, signed by authorized representatives of the RECIPIENT and ECOLOGY and made a part of this agreement. ECOLOGY and RECIPIENT may change their respective staff contacts without the concurrence of either party.

This Agreement shall be subject to the written approval of Ecology's authorized representative and shall not be binding until so approved.

The signatories to this Agreement represent that they have the authority to execute this Agreement and bind their respective organizations to this Agreement.

Washington State
Department of Ecology

City of Des Moines

By: _____

By: _____

Vincent McGowan, P.E.

Date

Michael Matthias

Date

Water Quality

City Manager

Program Manager

Template Approved to Form by
Attorney General's Office

Agreement No: WQSWCAP-2123-DeMSWD-00203

Project Title: 2021-2023 Biennial Stormwater Capacity Grants

Recipient Name: City of Des Moines

SCOPE OF WORK

Task Number: 1

Task Cost: \$1,000.00

Task Title: Project Administration/Management

Task Description:

A. The RECIPIENT shall carry out all work necessary to meet ECOLOGY grant or loan administration requirements. Responsibilities include, but are not limited to: maintenance of project records; submittal of requests for reimbursement and corresponding backup documentation; progress reports; and a recipient closeout report (including photos).

B. The RECIPIENT shall maintain documentation demonstrating compliance with applicable procurement, contracting, and interlocal agreement requirements; application for, receipt of, and compliance with all required permits, licenses, easements, or property rights necessary for the project; and submittal of required performance items.

C. The RECIPIENT shall manage the project. Efforts include, but are not limited to: conducting, coordinating, and scheduling project activities and assuring quality control. Every effort will be made to maintain effective communication with the RECIPIENT's designees; ECOLOGY; all affected local, state, or federal jurisdictions; and any interested individuals or groups. The RECIPIENT shall carry out this project in accordance with any completion dates outlined in this agreement.

Task Goal Statement:

Properly managed and fully documented project that meets ECOLOGY's grant and loan administrative requirements.

Task Expected Outcome:

* Timely and complete submittal of requests for reimbursement, quarterly progress reports, Recipient Closeout Report, and two-page Outcome Summary Report.

* Properly maintained project documentation.

Project Administration/Management**Deliverables**

Number	Description	Due Date
1.1	Progress Reports that include descriptions of work accomplished, project challenges, and changes in the project schedule. Submitted at least quarterly in EAGL.	
1.2	Recipient Closeout Report (EAGL Form).	
1.3	Two-page draft and Final Outcome Summary Reports.	

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Project Title: 2021-2023 Biennial Stormwater Capacity Grants

Recipient Name: City of Des Moines

SCOPE OF WORK

Task Number: 2

Task Cost: \$49,000.00

Task Title: Permit Implementation

Task Description:

Conduct work related to implementation of municipal stormwater National Pollutant Discharge Elimination System (NPDES) permit requirements. If the RECIPIENT is out of compliance with the municipal stormwater National Pollutant Discharge Elimination System (NPDES) permit, the RECIPIENT will ensure funds are used to attain compliance where applicable. The following is a list of elements RECIPIENT's project may include.

- 1) Public education and outreach activities, including stewardship activities.
 - 2) Public involvement and participation activities.
 - 3) Illicit discharge detection and elimination (IDDE) program activities, including:
 - a) Mapping of municipal separate storm sewer systems (MS4s).
 - b) Staff training.
 - c) Activities to identify and remove illicit stormwater discharges.
 - d) Field screening procedures.
 - e) Complaint hotline database or tracking system improvements.
 - 4) Activities to support programs to control runoff from new development, redevelopment, and construction sites, including:
 - a) Development of an ordinance and associated technical manual or update of applicable codes.
 - b) Inspections before, during, and upon completion of construction, or for post-construction long-term maintenance.
 - c) Training for plan review or inspection staff.
 - d) Participation in applicable watershed planning effort.
 - 5) Pollution prevention, good housekeeping, and operation and maintenance program activities, such as:
 - a) Inspecting and/or maintaining the MS4 infrastructure.
 - b) Developing and/or implementing policies, procedures, or stormwater pollution prevention plans at municipal properties or facilities.
 - 6) Annual reporting activities.
 - 7) Establishing and refining stormwater utilities, including stable rate structures.
 - 8) Water quality monitoring to implement permit requirements for a Water Cleanup Plan (TMDL). Note that any monitoring funded by this program requires submittal of a Quality Assurance Project Plan (QAPP) that the DEPARTMENT approves prior to awarding funding for monitoring.
- Monitoring, including:
- a) Development of applicable QAPPs.
 - b) Monitoring activities, in accordance with a DEPARTMENT- approved QAPP, to meet Phase I/II permit requirements.
- 9) Structural stormwater controls program activities (Phase I permit requirement)
 - 10) Source control for existing development (Phase I permit requirement), including:
 - a) Inventory and inspection program.
 - b) Technical assistance and enforcement.
 - c) Staff training.
 - 11) Equipment purchases that result directly in improved permit compliance. Equipment purchases must be specific to implementing a permit requirement (such as a vacuum truck) rather than general use (such as a pick-up truck). Equipment

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purchases over \$5,000 must be pre-approved by Ecology.

Documentation of all tasks completed is required. Documentation may include: field reports, dates and number of inspections conducted, dates of trainings held and participant lists, number of illicit discharges investigated and removed, summaries of planning, stormwater utility or procedural updates, annual reports, copies of approved QAPPs, summaries of structural or source control activities, summaries of how equipment purchases have increased or improved permit compliance. Capital construction projects, incentives or give-a-ways, grant application preparation, TAPE review for proprietary treatment systems, or tasks that do not support Municipal Stormwater Permit implementation are not eligible expenses.

Task Goal Statement:

This task will improve water quality in the State of Washington by reducing the pollutants delivered by stormwater to lakes, streams, and the Puget Sound by implementing measures required by Phase I and II NPDES permits.

Task Expected Outcome:

RECIPIENTS will implement measures required by Phase I and II NPDES permits.

Permit Implementation**Deliverables**

Number	Description	Due Date
2.1	Documentation of tasks completed	

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Recipient Name: City of Des Moines

BUDGET**Funding Distribution EG220298**

NOTE: *The above funding distribution number is used to identify this specific agreement and budget on payment remittances and may be referenced on other communications from ECOLOGY. Your agreement may have multiple funding distribution numbers to identify each budget.*

Funding Title: 2021-23 capacity grant Funding Type: Grant
Funding Effective Date: 07/01/2021 Funding Expiration Date: 03/31/2023
Funding Source:

Title: Model Toxics Control Operating Account (MTCOA)

Fund:

Type: State

Funding Source %: 100%

Description: MTCA

Approved Indirect Costs Rate: Approved State Indirect Rate: 30%

Recipient Match %: 0%

InKind Interlocal Allowed: No

InKind Other Allowed: No

Is this Funding Distribution used to match a federal grant? No

2021-23 capacity grant	Task Total
Project Administration/Management	\$ 1,000.00
Permit Implementation	\$ 49,000.00

Total: \$ 50,000.00

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Funding Distribution Summary**Recipient / Ecology Share**

Funding Distribution Name	Recipient Match %	Recipient Share	Ecology Share	Total
2021-23 capacity grant	0.00 %	\$ 0.00	\$ 50,000.00	\$ 50,000.00
Total		\$ 0.00	\$ 50,000.00	\$ 50,000.00

AGREEMENT SPECIFIC TERMS AND CONDITIONS

N/A

SPECIAL TERMS AND CONDITIONS**GENERAL FEDERAL CONDITIONS**

If a portion or all of the funds for this agreement are provided through federal funding sources or this agreement is used to match a federal grant award, the following terms and conditions apply to you.

A. CERTIFICATION REGARDING SUSPENSION, DEBARMENT, INELIGIBILITY OR VOLUNTARY**EXCLUSION:**

1. The RECIPIENT/CONTRACTOR, by signing this agreement, certifies that it is not suspended, debarred, proposed for debarment, declared ineligible or otherwise excluded from contracting with the federal government, or from receiving contracts paid for with federal funds. If the RECIPIENT/CONTRACTOR is unable to certify to the statements contained in the certification, they must provide an explanation as to why they cannot.
2. The RECIPIENT/CONTRACTOR shall provide immediate written notice to ECOLOGY if at any time the RECIPIENT/CONTRACTOR learns that its certification was erroneous when submitted or had become erroneous by reason of changed circumstances.
3. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meaning set out in the Definitions and Coverage sections of rules implementing Executive Order 12549. You may contact ECOLOGY for assistance in obtaining a copy of those regulations.
4. The RECIPIENT/CONTRACTOR agrees it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under the applicable Code of Federal Regulations, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction.
5. The RECIPIENT/CONTRACTOR further agrees by signing this agreement, that it will include this clause titled "CERTIFICATION REGARDING SUSPENSION, DEBARMENT, INELIGIBILITY OR VOLUNTARY EXCLUSION" without modification in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
6. Pursuant to 2CFR180.330, the RECIPIENT/CONTRACTOR is responsible for ensuring that any lower tier covered transaction complies with certification of suspension and debarment requirements.
7. RECIPIENT/CONTRACTOR acknowledges that failing to disclose the information required in the Code of Federal

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Regulations may result in the delay or negation of this funding agreement, or pursuance of legal remedies, including suspension and debarment.

8. RECIPIENT/CONTRACTOR agrees to keep proof in its agreement file, that it, and all lower tier recipients or contractors, are not suspended or debarred, and will make this proof available to ECOLOGY before requests for reimbursements will be approved for payment. RECIPIENT/CONTRACTOR must run a search in <http://www.sam.gov> and print a copy of completed searches to document proof of compliance.

B. FEDERAL FUNDING ACCOUNTABILITY AND TRANSPARENCY ACT (FFATA) REPORTING

REQUIREMENTS:

CONTRACTOR/RECIPIENT must complete the FFATA Data Collection Form (ECY 070-395) and return it with the signed agreement to ECOLOGY.

Any CONTRACTOR/RECIPIENT that meets each of the criteria below must report compensation for its five top executives using the FFATA Data Collection Form.

- Receives more than \$25,000 in federal funds under this award.
- Receives more than 80 percent of its annual gross revenues from federal funds.
- Receives more than \$25,000,000 in annual federal funds.

Ecology will not pay any invoices until it has received a completed and signed FFATA Data Collection Form. Ecology is required to report the FFATA information for federally funded agreements, including the required DUNS number, at www.fsrs.gov <http://www.fsrs.gov> within 30 days of agreement signature. The FFATA information will be available to the public at www.usaspending.gov <http://www.usaspending.gov>.

For more details on FFATA requirements, see www.fsrs.gov <http://www.fsrs.gov>.

C. FEDERAL FUNDING PROHIBITION ON CERTAIN TELECOMMUNICATIONS OR VIDEO SURVEILLANCE SERVICES OR EQUIPMENT:

As required by 2 CFR 200.216, federal grant or loan recipients and subrecipients are prohibited from obligating or expending loan or grant funds to:

1. Procure or obtain;
2. Extend or renew a contract to procure or obtain; or
3. Enter into a contract (or extend or renew a contract) to procure or obtain equipment, services, or systems that use covered telecommunications equipment, video surveillance services or services as a substantial or essential component of any system, or as critical technology as part of any system. As described in [Public Law 115-232](https://www.govinfo.gov/content/pkg/PLAW-115publ232/pdf/PLAW-115publ232.pdf) <https://www.govinfo.gov/content/pkg/PLAW-115publ232/pdf/PLAW-115publ232.pdf>, section 889, covered telecommunications equipment is telecommunications equipment produced by Huawei Technologies Company or ZTE Corporation (or any subsidiary or affiliate of such entities).

Recipients, subrecipients, and borrowers also may not use federal funds to purchase certain prohibited equipment, systems, or services, including equipment, systems, or services produced or provided by entities identified in section 889, are recorded in the [System for Award Management \(SAM\)](https://sam.gov/SAM) <https://sam.gov/SAM> exclusion list.

GENERAL TERMS AND CONDITIONS

Pertaining to Grant and Loan Agreements With the state of Washington, Department of Ecology

GENERAL TERMS AND CONDITIONS

For DEPARTMENT OF ECOLOGY GRANTS and LOANS

06/24/2021 Version

1. ADMINISTRATIVE REQUIREMENTS

- a) RECIPIENT shall follow the "Administrative Requirements for Recipients of Ecology Grants and Loans – EAGL Edition." (<https://fortress.wa.gov/ecy/publications/SummaryPages/1701004.html>)
- b) RECIPIENT shall complete all activities funded by this Agreement and be fully responsible for the proper management of all funds and resources made available under this Agreement.
- c) RECIPIENT agrees to take complete responsibility for all actions taken under this Agreement, including ensuring all subgrantees and contractors comply with the terms and conditions of this Agreement. ECOLOGY reserves the right to request proof of compliance by subgrantees and contractors.
- d) RECIPIENT's activities under this Agreement shall be subject to the review and approval by ECOLOGY for the extent and character of all work and services.

2. AMENDMENTS AND MODIFICATIONS

This Agreement may be altered, amended, or waived only by a written amendment executed by both parties. No subsequent modification(s) or amendment(s) of this Agreement will be of any force or effect unless in writing and signed by authorized representatives of both parties. ECOLOGY and the RECIPIENT may change their respective staff contacts and administrative information without the concurrence of either party.

3. ACCESSIBILITY REQUIREMENTS FOR COVERED TECHNOLOGY

The RECIPIENT must comply with the Washington State Office of the Chief Information Officer, OCIO Policy no. 188, Accessibility (<https://ocio.wa.gov/policy/accessibility>) as it relates to "covered technology." This requirement applies to all products supplied under the Agreement, providing equal access to information technology by individuals with disabilities, including and not limited to web sites/pages, web-based applications, software systems, video and audio content, and electronic documents intended for publishing on Ecology's public web site.

4. ARCHAEOLOGICAL AND CULTURAL RESOURCES

RECIPIENT shall take all reasonable action to avoid, minimize, or mitigate adverse effects to archaeological and historic archaeological sites, historic buildings/structures, traditional cultural places, sacred sites, or other cultural resources, hereby referred to as Cultural Resources.

The RECIPIENT must agree to hold harmless ECOLOGY in relation to any claim related to Cultural Resources discovered, disturbed, or damaged due to the RECIPIENT's project funded under this Agreement.

RECIPIENT shall:

- a) Contact the ECOLOGY Program issuing the grant or loan to discuss any Cultural Resources requirements for their project:
 - Cultural Resource Consultation and Review should be initiated early in the project planning process and must be completed prior to expenditure of Agreement funds as required by applicable State and Federal requirements.
- * For state funded construction, demolition, or land acquisitions, comply with Governor Executive Order 21-02, Archaeological and Cultural Resources.

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- For projects with any federal involvement, comply with the National Historic Preservation Act of 1966 (Section 106).
- b) If required by the ECOLOGY Program, submit an Inadvertent Discovery Plan (IDP) to ECOLOGY prior to implementing any project that involves field activities. ECOLOGY will provide the IDP form.

RECIPIENT shall:

- Keep the IDP at the project site.
 - Make the IDP readily available to anyone working at the project site.
 - Discuss the IDP with staff, volunteers, and contractors working at the project site.
 - Implement the IDP when Cultural Resources or human remains are found at the project site.
- c) If any Cultural Resources are found while conducting work under this Agreement, follow the protocol outlined in the project IDP.
- Immediately stop work and notify the ECOLOGY Program, who will notify the Department of Archaeology and Historic Preservation at (360) 586-3065, any affected Tribe, and the local government.
- d) If any human remains are found while conducting work under this Agreement, follow the protocol outlined in the project IDP.
- Immediately stop work and notify the local Law Enforcement Agency or Medical Examiner/Coroner's Office, the Department of Archaeology and Historic Preservation at (360) 790-1633, and then the ECOLOGY Program.
- e) Comply with RCW 27.53, RCW 27.44, and RCW 68.50.645, and all other applicable local, state, and federal laws protecting Cultural Resources and human remains.

5. ASSIGNMENT

No right or claim of the RECIPIENT arising under this Agreement shall be transferred or assigned by the RECIPIENT.

6. COMMUNICATION

RECIPIENT shall make every effort to maintain effective communications with the RECIPIENT's designees, ECOLOGY, all affected local, state, or federal jurisdictions, and any interested individuals or groups.

7. COMPENSATION

- a) Any work performed prior to effective date of this Agreement will be at the sole expense and risk of the RECIPIENT. ECOLOGY must sign the Agreement before any payment requests can be submitted.
- b) Payments will be made on a reimbursable basis for approved and completed work as specified in this Agreement.
- c) RECIPIENT is responsible to determine if costs are eligible. Any questions regarding eligibility should be clarified with ECOLOGY prior to incurring costs. Costs that are conditionally eligible require approval by ECOLOGY prior to expenditure.
- d) RECIPIENT shall not invoice more than once per month unless agreed on by ECOLOGY.
- e) ECOLOGY will not process payment requests without the proper reimbursement forms, Progress Report and supporting documentation. ECOLOGY will provide instructions for submitting payment requests.
- f) ECOLOGY will pay the RECIPIENT thirty (30) days after receipt of a properly completed request for payment.
- g) RECIPIENT will receive payment through Washington State's Office of Financial Management's Statewide Payee Desk. To receive payment you must register as a statewide vendor by submitting a statewide vendor registration form and an IRS W-9 form at website, <https://ofm.wa.gov/it-systems/statewide-vendorpayee-services>. If you have questions about the vendor registration process, you can contact Statewide Payee Help Desk at (360) 407-8180 or email PayeeRegistration@ofm.wa.gov.
- h) ECOLOGY may, at its sole discretion, withhold payments claimed by the RECIPIENT if the RECIPIENT fails to satisfactorily comply with any term or condition of this Agreement.
- i) Monies withheld by ECOLOGY may be paid to the RECIPIENT when the work described herein, or a portion thereof, has been completed if, at ECOLOGY's sole discretion, such payment is reasonable and approved according to this Agreement, as appropriate, or upon completion of an audit as specified herein.

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j) RECIPIENT must submit within thirty (30) days after the expiration date of this Agreement, all financial, performance, and other reports required by this Agreement. Failure to comply may result in delayed reimbursement.

8. COMPLIANCE WITH ALL LAWS

RECIPIENT agrees to comply fully with all applicable federal, state and local laws, orders, regulations, and permits related to this Agreement, including but not limited to:

- a) RECIPIENT agrees to comply with all applicable laws, regulations, and policies of the United States and the State of Washington which affect wages and job safety.
- b) RECIPIENT agrees to be bound by all applicable federal and state laws, regulations, and policies against discrimination.
- c) RECIPIENT certifies full compliance with all applicable state industrial insurance requirements.
- d) RECIPIENT agrees to secure and provide assurance to ECOLOGY that all the necessary approvals and permits required by authorities having jurisdiction over the project are obtained. RECIPIENT must include time in their project timeline for the permit and approval processes.

ECOLOGY shall have the right to immediately terminate for cause this Agreement as provided herein if the RECIPIENT fails to comply with above requirements.

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

9. CONFLICT OF INTEREST

RECIPIENT and ECOLOGY agree that any officer, member, agent, or employee, who exercises any function or responsibility in the review, approval, or carrying out of this Agreement, shall not have any personal or financial interest, direct or indirect, nor affect the interest of any corporation, partnership, or association in which he/she is a part, in this Agreement or the proceeds thereof.

10. CONTRACTING FOR GOODS AND SERVICES

RECIPIENT may contract to buy goods or services related to its performance under this Agreement. RECIPIENT shall award all contracts for construction, purchase of goods, equipment, services, and professional architectural and engineering services through a competitive process, if required by State law. RECIPIENT is required to follow procurement procedures that ensure legal, fair, and open competition.

RECIPIENT must have a standard procurement process or follow current state procurement procedures. RECIPIENT may be required to provide written certification that they have followed their standard procurement procedures and applicable state law in awarding contracts under this Agreement.

ECOLOGY reserves the right to inspect and request copies of all procurement documentation, and review procurement practices related to this Agreement. Any costs incurred as a result of procurement practices not in compliance with state procurement law or the RECIPIENT's normal procedures may be disallowed at ECOLOGY's sole discretion.

11. DISPUTES

When there is a dispute with regard to the extent and character of the work, or any other matter related to this Agreement the determination of ECOLOGY will govern, although the RECIPIENT shall have the right to appeal decisions as provided for below:

- a) RECIPIENT notifies the funding program of an appeal request.
- b) Appeal request must be in writing and state the disputed issue(s).
- c) RECIPIENT has the opportunity to be heard and offer evidence in support of its appeal.
- d) ECOLOGY reviews the RECIPIENT's appeal.
- e) ECOLOGY sends a written answer within ten (10) business days, unless more time is needed, after concluding the review.

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The decision of ECOLOGY from an appeal will be final and conclusive, unless within thirty (30) days from the date of such decision, the RECIPIENT furnishes to the Director of ECOLOGY a written appeal. The decision of the Director or duly authorized representative will be final and conclusive.

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

Appeals of the Director's decision will be brought in the Superior Court of Thurston County. Review of the Director's decision will not be taken to Environmental and Land Use Hearings Office.

Pending final decision of a dispute, the RECIPIENT agrees to proceed diligently with the performance of this Agreement and in accordance with the decision rendered.

Nothing in this Agreement will be construed to limit the parties' choice of another mutually acceptable method, in addition to the dispute resolution procedure outlined above.

12. ENVIRONMENTAL DATA STANDARDS

a) RECIPIENT shall prepare a Quality Assurance Project Plan (QAPP) for a project that collects or uses environmental measurement data. RECIPIENTS unsure about whether a QAPP is required for their project shall contact the ECOLOGY Program issuing the grant or loan. If a QAPP is required, the RECIPIENT shall:

- Use ECOLOGY's QAPP Template/Checklist provided by the ECOLOGY, unless ECOLOGY Quality Assurance (QA) officer or the Program QA coordinator instructs otherwise.
- Follow ECOLOGY's Guidelines for Preparing Quality Assurance Project Plans for Environmental Studies, July 2004 (Ecology Publication No. 04-03-030).
- Submit the QAPP to ECOLOGY for review and approval before the start of the work.

b) RECIPIENT shall submit environmental data that was collected on a project to ECOLOGY using the Environmental Information Management system (EIM), unless the ECOLOGY Program instructs otherwise. The RECIPIENT must confirm with ECOLOGY that complete and correct data was successfully loaded into EIM, find instructions at:

<http://www.ecy.wa.gov/eim>.

c) RECIPIENT shall follow ECOLOGY's data standards when Geographic Information System (GIS) data is collected and processed. Guidelines for Creating and Accessing GIS Data are available at:

<https://ecology.wa.gov/Research-Data/Data-resources/Geographic-Information-Systems-GIS/Standards>. RECIPIENT, when requested by ECOLOGY, shall provide copies to ECOLOGY of all final GIS data layers, imagery, related tables, raw data collection files, map products, and all metadata and project documentation.

13. GOVERNING LAW

This Agreement will be governed by the laws of the State of Washington, and the venue of any action brought hereunder will be in the Superior Court of Thurston County.

14. INDEMNIFICATION

ECOLOGY will in no way be held responsible for payment of salaries, consultant's fees, and other costs related to the project described herein, except as provided in the Scope of Work.

To the extent that the Constitution and laws of the State of Washington permit, each party will indemnify and hold the other harmless from and against any liability for any or all injuries to persons or property arising from the negligent act or omission of that party or that party's agents or employees arising out of this Agreement.

15. INDEPENDENT STATUS

The employees, volunteers, or agents of each party who are engaged in the performance of this Agreement will continue to be employees, volunteers, or agents of that party and will not for any purpose be employees, volunteers, or agents of the other party.

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16. KICKBACKS

RECIPIENT is prohibited from inducing by any means any person employed or otherwise involved in this Agreement to give up any part of the compensation to which he/she is otherwise entitled to or receive any fee, commission, or gift in return for award of a subcontract hereunder.

17. MINORITY AND WOMEN'S BUSINESS ENTERPRISES (MWBE)

RECIPIENT is encouraged to solicit and recruit, to the extent possible, certified minority-owned (MBE) and women-owned (WBE) businesses in purchases and contracts initiated under this Agreement.

Contract awards or rejections cannot be made based on MWBE participation; however, the RECIPIENT is encouraged to take the following actions, when possible, in any procurement under this Agreement:

- a) Include qualified minority and women's businesses on solicitation lists whenever they are potential sources of goods or services.
- b) Divide the total requirements, when economically feasible, into smaller tasks or quantities, to permit maximum participation by qualified minority and women's businesses.
- c) Establish delivery schedules, where work requirements permit, which will encourage participation of qualified minority and women's businesses.
- d) Use the services and assistance of the Washington State Office of Minority and Women's Business Enterprises (OMWBE) (866-208-1064) and the Office of Minority Business Enterprises of the U.S. Department of Commerce, as appropriate.

18. ORDER OF PRECEDENCE

In the event of inconsistency in this Agreement, unless otherwise provided herein, the inconsistency shall be resolved by giving precedence in the following order: (a) applicable federal and state statutes and regulations; (b) The Agreement; (c) Scope of Work; (d) Special Terms and Conditions; (e) Any provisions or terms incorporated herein by reference, including the "Administrative Requirements for Recipients of Ecology Grants and Loans"; (f) Ecology Funding Program Guidelines; and (g) General Terms and Conditions.

19. PRESENTATION AND PROMOTIONAL MATERIALS

ECOLOGY reserves the right to approve RECIPIENT's communication documents and materials related to the fulfillment of this Agreement:

- a) If requested, RECIPIENT shall provide a draft copy to ECOLOGY for review and approval ten (10) business days prior to production and distribution.
- b) RECIPIENT shall include time for ECOLOGY's review and approval process in their project timeline.
- c) If requested, RECIPIENT shall provide ECOLOGY two (2) final copies and an electronic copy of any tangible products developed.

Copies include any printed materials, and all tangible products developed such as brochures, manuals, pamphlets, videos, audio tapes, CDs, curriculum, posters, media announcements, or gadgets with a message, such as a refrigerator magnet, and any online communications, such as web pages, blogs, and twitter campaigns. If it is not practical to provide a copy, then the RECIPIENT shall provide a description (photographs, drawings, printouts, etc.) that best represents the item.

Any communications intended for public distribution that uses ECOLOGY's logo shall comply with ECOLOGY's graphic requirements and any additional requirements specified in this Agreement. Before the use of ECOLOGY's logo contact ECOLOGY for guidelines.

RECIPIENT shall acknowledge in the communications that funding was provided by ECOLOGY.

20. PROGRESS REPORTING

Agreement No: WQSWCAP-2123-DeMSWD-00203

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a) RECIPIENT must satisfactorily demonstrate the timely use of funds by submitting payment requests and progress reports to ECOLOGY. ECOLOGY reserves the right to amend or terminate this Agreement if the RECIPIENT does not document timely use of funds.

b) RECIPIENT must submit a progress report with each payment request. Payment requests will not be processed without a progress report. ECOLOGY will define the elements and frequency of progress reports.

c) RECIPIENT shall use ECOLOGY's provided progress report format.

d) Quarterly progress reports will cover the periods from January 1 through March 31, April 1 through June 30, July 1 through September 30, and October 1 through December 31. Reports shall be submitted within thirty (30) days after the end of the quarter being reported.

e) RECIPIENT must submit within thirty (30) days of the expiration date of the project, unless an extension has been approved by ECOLOGY, all financial, performance, and other reports required by the Agreement and funding program guidelines. RECIPIENT shall use the ECOLOGY provided closeout report format.

21. PROPERTY RIGHTS

a) Copyrights and Patents. When the RECIPIENT creates any copyrightable materials or invents any patentable property under this Agreement, the RECIPIENT may copyright or patent the same but ECOLOGY retains a royalty free, nonexclusive, and irrevocable license to reproduce, publish, recover, or otherwise use the material(s) or property, and to authorize others to use the same for federal, state, or local government purposes.

b) Publications. When the RECIPIENT or persons employed by the RECIPIENT use or publish ECOLOGY information; present papers, lectures, or seminars involving information supplied by ECOLOGY; or use logos, reports, maps, or other data in printed reports, signs, brochures, pamphlets, etc., appropriate credit shall be given to ECOLOGY.

c) Presentation and Promotional Materials. ECOLOGY shall have the right to use or reproduce any printed or graphic materials produced in fulfillment of this Agreement, in any manner ECOLOGY deems appropriate. ECOLOGY shall acknowledge the RECIPIENT as the sole copyright owner in every use or reproduction of the materials.

d) Tangible Property Rights. ECOLOGY's current edition of "Administrative Requirements for Recipients of Ecology Grants and Loans," shall control the use and disposition of all real and personal property purchased wholly or in part with funds furnished by ECOLOGY in the absence of state and federal statutes, regulations, or policies to the contrary, or upon specific instructions with respect thereto in this Agreement.

e) Personal Property Furnished by ECOLOGY. When ECOLOGY provides personal property directly to the RECIPIENT for use in performance of the project, it shall be returned to ECOLOGY prior to final payment by ECOLOGY. If said property is lost, stolen, or damaged while in the RECIPIENT's possession, then ECOLOGY shall be reimbursed in cash or by setoff by the RECIPIENT for the fair market value of such property.

f) Acquisition Projects. The following provisions shall apply if the project covered by this Agreement includes funds for the acquisition of land or facilities:

1. RECIPIENT shall establish that the cost is fair value and reasonable prior to disbursement of funds provided for in this Agreement.

2. RECIPIENT shall provide satisfactory evidence of title or ability to acquire title for each parcel prior to disbursement of funds provided by this Agreement. Such evidence may include title insurance policies, Torrens certificates, or abstracts, and attorney's opinions establishing that the land is free from any impediment, lien, or claim which would impair the uses intended by this Agreement.

g) Conversions. Regardless of the Agreement expiration date, the RECIPIENT shall not at any time convert any equipment, property, or facility acquired or developed under this Agreement to uses other than those for which assistance was originally approved without prior written approval of ECOLOGY. Such approval may be conditioned upon payment to ECOLOGY of that portion of the proceeds of the sale, lease, or other conversion or encumbrance which monies granted pursuant to this Agreement bear to the total acquisition, purchase, or construction costs of such property.

Agreement No: WQSWCAP-2123-DeMSWD-00203

Project Title: 2021-2023 Biennial Stormwater Capacity Grants

Recipient Name: City of Des Moines

22. RECORDS, AUDITS, AND INSPECTIONS

RECIPIENT shall maintain complete program and financial records relating to this Agreement, including any engineering documentation and field inspection reports of all construction work accomplished.

All records shall:

- a) Be kept in a manner which provides an audit trail for all expenditures.
 - b) Be kept in a common file to facilitate audits and inspections.
 - c) Clearly indicate total receipts and expenditures related to this Agreement.
 - d) Be open for audit or inspection by ECOLOGY, or by any duly authorized audit representative of the State of Washington, for a period of at least three (3) years after the final grant payment or loan repayment, or any dispute resolution hereunder.
- RECIPIENT shall provide clarification and make necessary adjustments if any audits or inspections identify discrepancies in the records.

ECOLOGY reserves the right to audit, or have a designated third party audit, applicable records to ensure that the state has been properly invoiced. Any remedies and penalties allowed by law to recover monies determined owed will be enforced. Repetitive instances of incorrect invoicing or inadequate records may be considered cause for termination.

All work performed under this Agreement and any property and equipment purchased shall be made available to ECOLOGY and to any authorized state, federal or local representative for inspection at any time during the course of this Agreement and for at least three (3) years following grant or loan termination or dispute resolution hereunder.

RECIPIENT shall provide right of access to ECOLOGY, or any other authorized representative, at all reasonable times, in order to monitor and evaluate performance, compliance, and any other conditions under this Agreement.

23. RECOVERY OF FUNDS

The right of the RECIPIENT to retain monies received as reimbursement payments is contingent upon satisfactory performance of this Agreement and completion of the work described in the Scope of Work.

All payments to the RECIPIENT are subject to approval and audit by ECOLOGY, and any unauthorized expenditure(s) or unallowable cost charged to this Agreement shall be refunded to ECOLOGY by the RECIPIENT.

RECIPIENT shall refund to ECOLOGY the full amount of any erroneous payment or overpayment under this Agreement.

RECIPIENT shall refund by check payable to ECOLOGY the amount of any such reduction of payments or repayments within thirty (30) days of a written notice. Interest will accrue at the rate of twelve percent (12%) per year from the time ECOLOGY demands repayment of funds.

Any property acquired under this Agreement, at the option of ECOLOGY, may become ECOLOGY's property and the RECIPIENT's liability to repay monies will be reduced by an amount reflecting the fair value of such property.

24. SEVERABILITY

If any provision of this Agreement or any provision of any document incorporated by reference shall be held invalid, such invalidity shall not affect the other provisions of this Agreement which can be given effect without the invalid provision, and to this end the provisions of this Agreement are declared to be severable.

25. STATE ENVIRONMENTAL POLICY ACT (SEPA)

RECIPIENT must demonstrate to ECOLOGY's satisfaction that compliance with the requirements of the State Environmental Policy Act (Chapter 43.21C RCW and Chapter 197-11 WAC) have been or will be met. Any reimbursements are subject to this provision.

26. SUSPENSION

When in the best interest of ECOLOGY, ECOLOGY may at any time, and without cause, suspend this Agreement or any portion thereof for a temporary period by written notice from ECOLOGY to the RECIPIENT. RECIPIENT shall resume performance on the next business day following the suspension period unless another day is specified by ECOLOGY.

27. SUSTAINABLE PRACTICES

In order to sustain Washington's natural resources and ecosystems, the RECIPIENT is fully encouraged to implement sustainable practices and to purchase environmentally preferable products under this Agreement.

a) Sustainable practices may include such activities as: use of clean energy, use of double-sided printing, hosting low impact meetings, and setting up recycling and composting programs.

b) Purchasing may include such items as: sustainably produced products and services, EPEAT registered computers and imaging equipment, independently certified green cleaning products, remanufactured toner cartridges, products with reduced packaging, office products that are refillable, rechargeable, and recyclable, 100% post-consumer recycled paper, and toxic free products.

For more suggestions visit ECOLOGY's web page, Green Purchasing,

<https://ecology.wa.gov/Regulations-Permits/Guidance-technical-assistance/Sustainable-purchasing>.

28. TERMINATION

a) For Cause

ECOLOGY may terminate for cause this Agreement with a seven (7) calendar days prior written notification to the RECIPIENT, at the sole discretion of ECOLOGY, for failing to perform an Agreement requirement or for a material breach of any term or condition. If this Agreement is so terminated, the parties shall be liable only for performance rendered or costs incurred in accordance with the terms of this Agreement prior to the effective date of termination.

Failure to Commence Work. ECOLOGY reserves the right to terminate this Agreement if RECIPIENT fails to commence work on the project funded within four (4) months after the effective date of this Agreement, or by any date mutually agreed upon in writing for commencement of work, or the time period defined within the Scope of Work.

Non-Performance. The obligation of ECOLOGY to the RECIPIENT is contingent upon satisfactory performance by the RECIPIENT of all of its obligations under this Agreement. In the event the RECIPIENT unjustifiably fails, in the opinion of ECOLOGY, to perform any obligation required of it by this Agreement, ECOLOGY may refuse to pay any further funds, terminate in whole or in part this Agreement, and exercise any other rights under this Agreement.

Despite the above, the RECIPIENT shall not be relieved of any liability to ECOLOGY for damages sustained by ECOLOGY and the State of Washington because of any breach of this Agreement by the RECIPIENT. ECOLOGY may withhold payments for the purpose of setoff until such time as the exact amount of damages due ECOLOGY from the RECIPIENT is determined.

b) For Convenience

ECOLOGY may terminate for convenience this Agreement, in whole or in part, for any reason when it is the best interest of ECOLOGY, with a thirty (30) calendar days prior written notification to the RECIPIENT, except as noted below. If this Agreement is so terminated, the parties shall be liable only for performance rendered or costs incurred in accordance with the terms of this Agreement prior to the effective date of termination.

Non-Allocation of Funds. ECOLOGY's ability to make payments is contingent on availability of funding. In the event funding from state, federal or other sources is withdrawn, reduced, or limited in any way after the effective date and prior to the completion or expiration date of this Agreement, ECOLOGY, at its sole discretion, may elect to terminate the Agreement, in whole or part, or renegotiate the Agreement, subject to new funding limitations or conditions. ECOLOGY may also elect to suspend performance of the Agreement until ECOLOGY determines the funding insufficiency is resolved. ECOLOGY may exercise any of these options with no notification or restrictions, although ECOLOGY will make a reasonable attempt to provide notice.

In the event of termination or suspension, ECOLOGY will reimburse eligible costs incurred by the RECIPIENT through the effective date of termination or suspension. Reimbursed costs must be agreed to by ECOLOGY and the RECIPIENT. In no

Agreement No: WQSWCAP-2123-DeMSWD-00203

Project Title: 2021-2023 Biennial Stormwater Capacity Grants

Recipient Name: City of Des Moines

event shall ECOLOGY's reimbursement exceed ECOLOGY's total responsibility under the Agreement and any amendments. If payments have been discontinued by ECOLOGY due to unavailable funds, the RECIPIENT shall not be obligated to repay monies which had been paid to the RECIPIENT prior to such termination.

RECIPIENT's obligation to continue or complete the work described in this Agreement shall be contingent upon availability of funds by the RECIPIENT's governing body.

c) By Mutual Agreement

ECOLOGY and the RECIPIENT may terminate this Agreement, in whole or in part, at any time, by mutual written agreement.

d) In Event of Termination

All finished or unfinished documents, data studies, surveys, drawings, maps, models, photographs, reports or other materials prepared by the RECIPIENT under this Agreement, at the option of ECOLOGY, will become property of ECOLOGY and the RECIPIENT shall be entitled to receive just and equitable compensation for any satisfactory work completed on such documents and other materials.

Nothing contained herein shall preclude ECOLOGY from demanding repayment of all funds paid to the RECIPIENT in accordance with Recovery of Funds, identified herein.

29. THIRD PARTY BENEFICIARY

RECIPIENT shall ensure that in all subcontracts entered into by the RECIPIENT pursuant to this Agreement, the state of Washington is named as an express third party beneficiary of such subcontracts with full rights as such.

30. WAIVER

Waiver of a default or breach of any provision of this Agreement is not a waiver of any subsequent default or breach, and will not be construed as a modification of the terms of this Agreement unless stated as such in writing by the authorized representative of ECOLOGY.

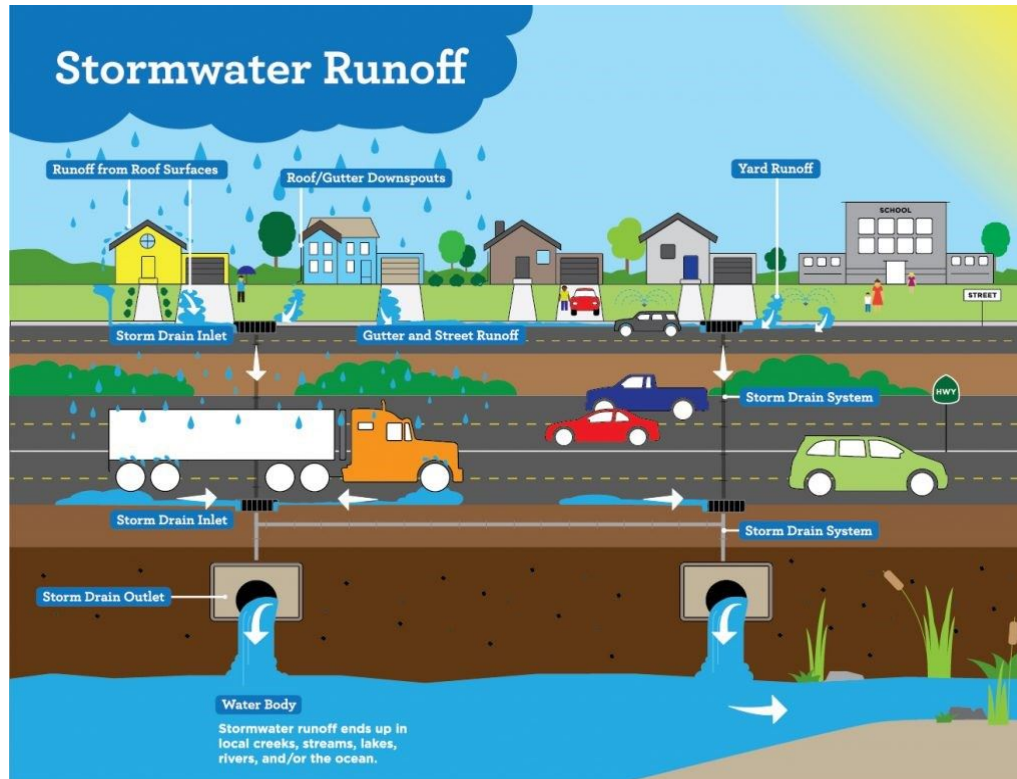
End of General Terms and Conditions

Stormwater Management Action Planning (SMAP): Consultant On-Call Agreement for Engineering Services

April 14, 2022



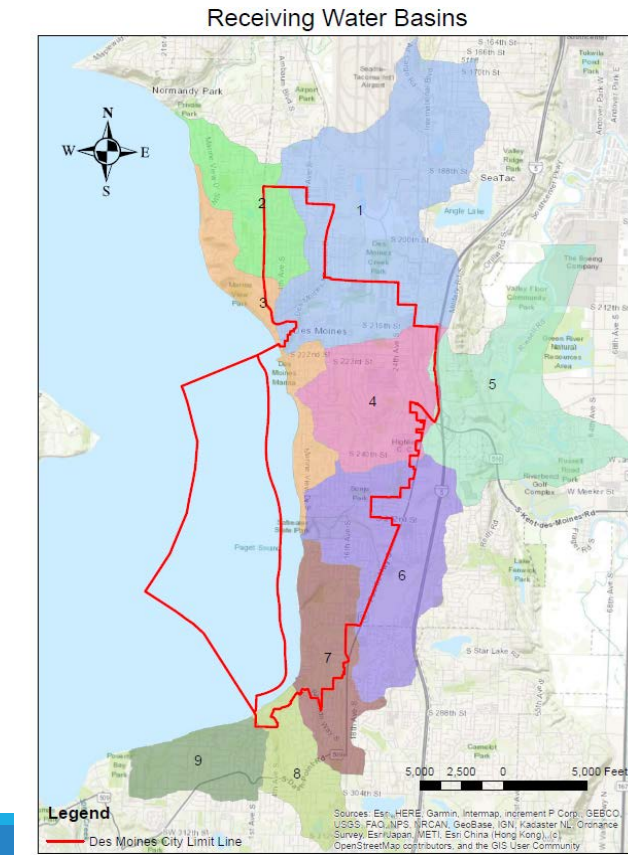
Background: NPDES Program Requirements



Background: Stormwater Planning

Purpose: Develop a strategic planning tool to aid stormwater investment decisions within the City for the next 20+ years.

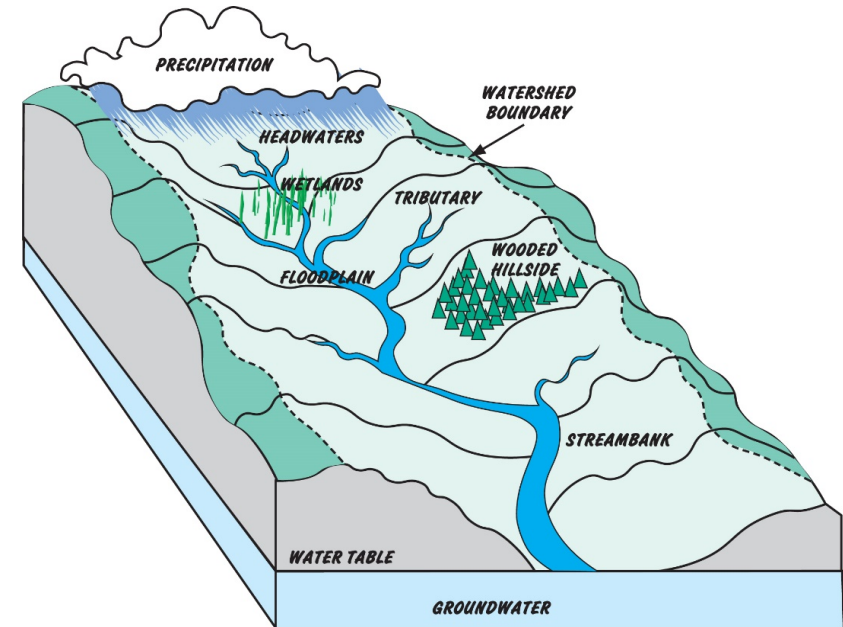
Method: Evaluate geographic sections of the City based on their receiving water or 'watershed'.



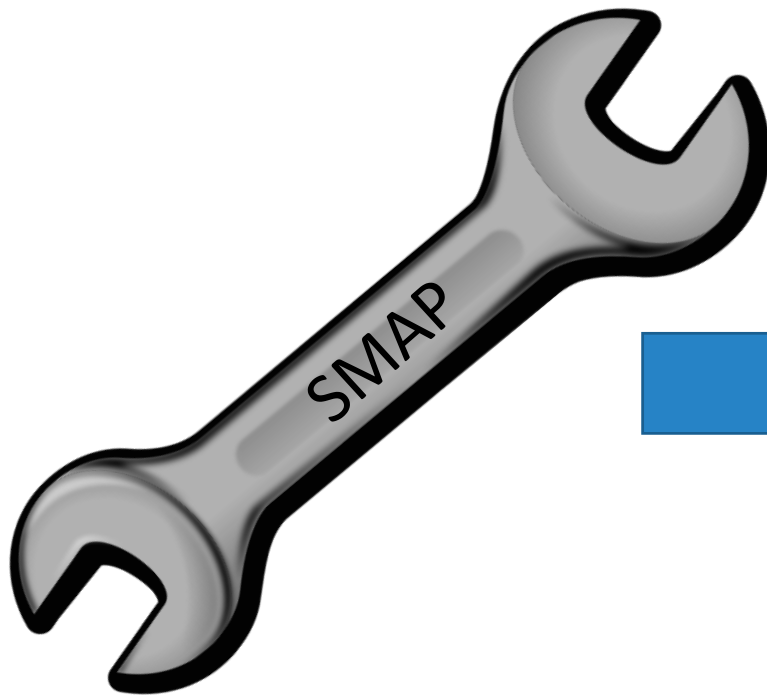
Background: Methodology

Washington State Department of Ecology Method – 3 Step Approach

1. Receiving Water Assessment
2. Receiving Water Prioritization
3. Stormwater Management Action Plan



Discussion: SWM Comprehensive Plan & SMAP



City of Des Moines 2015 Surface
Water Comprehensive Plan

Prepared for
City of Des Moines
21630 11th Ave South
Des Moines, WA 98198

March 2015

Prepared by
Parametrix
719 2nd Avenue, Suite 200
Seattle, WA 98104
206.394.3700
www.parametrix.com

216-1762-009 (5/108)

Discussion: Receiving Water Assessment



Discussion: Steps 2 & 3

Parametrix

ENGINEERING . PLANNING . ENVIRONMENTAL SCIENCES



**WATERSHED
PLANNING**

Recommendation

Suggested Motion

Motion: “I move to approve the 2022-2023 On-Call General Civil Engineering Services Task Order Assignment 2022-03 with Parametrix, Inc., providing engineering services support of the Stormwater Management Action Planning (SMAP) program in the amount of \$135,301.76, and further authorize the City Manager to sign said Task Order Assignment substantially in the form as submitted.”

AGENDA ITEM

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Public Hearing for the 216th
Townhomes Modified Preliminary Subdivision
Application, LUA2021-0033

ATTACHMENTS:

1. Draft Resolution No. 22-017
2. April 14, 2022 Staff Report

FOR AGENDA OF: April 14, 2022

DEPT. OF ORIGIN: Community Development

DATE SUBMITTED: April 7, 2022

CLEARANCES:

- [X] Community Development /s/ DL
[] Marina _____
[] Parks, Recreation & Senior Services _____
[X] Public Works *Shawn Myers*

CHIEF OPERATIONS OFFICER: _____

- [] Legal /s/ TG
[] Finance _____
[] Courts _____
[] Police _____

APPROVED BY CITY MANAGER

FOR SUBMITTAL: *[Signature]*

Purpose and Recommendation

The purpose of this agenda item is for City Council to consider Draft Resolution No. 22-017 (Attachment 1) and obtain approval of the proposed 23-lot modified subdivision for the development known as 216th Townhomes. The Staff Report is included as Attachment 2. This subdivision is requesting to modify Des Moines Municipal Code (DMMC) 17.35.070(1) to increase the number of lots served by a private vehicular access tract.

Per DMMC 18.20.080, the review of a modified subdivision is a Type IV Quasi-Judicial Land Use Action and as such, the final decision would be appealable to the Superior Court for King County under the Land Use Petition Act, Chapter 36.70C RCW, as set forth in DMMC 18.20.240. Proposals shall comply with the approval criteria in DMMC 17.15.070, detailed in the staff report.

Staff recommends that Council approve the modified subdivision by passing the following motion:

Suggested Motion

Motion 1: “I move to adopt Draft Resolution 22-017 to approve the 216th Townhomes preliminary modified subdivision as recommended by staff.”

Background

DMMC 17.15.060 establishes a mechanism whereby an applicant may propose a modified subdivision in which the City may consider and approve an innovative or unusual subdivision that does not comply with one or more of the requirements specified in chapter 17.35 DMMC – Layout and Design of Subdivisions and Similar Requirements.

The subject modified subdivision is located south of South 216th Street and west of 14th Avenue South in the Central Des Moines Neighborhood, and is zoned RA-3,600: Residential: Attached Townhouse and Duplex. The applicant proposes to subdivide approximately 2.28 acres into 23 townhouse lots. The aspect of this application that does not meet standard subdivision requirements is the number of lots served by a private vehicular access tract provided for in DMMC 17.35.070(1).

Discussion

Requested Modifications:

The requested modification is to DMMC 17.35.070(1) to increase the maximum number of lots served by a private vehicular access tract from four to twenty-three. In addition to the review under chapter 17.15 DMMC – Modified Subdivisions and Short Subdivisions, a formal request for a deviation from standards pursuant to Section 1.9 of the Des Moines Street Design and Construction Standards was also reviewed by the City’s Transportation Division.

Unique Design Features:

Pursuant to DMMC 17.15.070(7), the project shall include design features which are beneficial to the public, not typically found in traditional subdivision proposals, and equivalent in scale or value to the improvements or requirements from which the proposal deviates. Staff reviewed various options and agreed that the following offsetting measures achieve acceptable public benefit:

1. The removal, replacement, and installation of ADA curb ramps on the northwest and northeast corners at the intersection of 14th Avenue South and South 218th Street to improve accessibility in the neighborhood.
2. The removal and replacement of approximately 20 feet of sidewalk on the east side of parcel 0822049011, located at 1330 South 218th Street for pedestrian safety.
3. The installation of Level 3 Flow Control for the development site. The project is currently subject to Level 2 stormwater flow control standards to maintain existing hydrological patterns for the region. Level 3 flow control will provide a greater level of flow control by detaining stormwater up to a 100-year storm event (3/18/22 Deviation Supplement).

4. Use of a 'modular wetland' treatment unit, which provides additional phosphorus treatment to reduce downstream pollutant loading.

Process and Procedure

Modified subdivisions require a "quasi-judicial" public hearing before the City Council. When the City Council acts in a quasi-judicial manner, the Council is obliged to objectively determine facts and draw conclusions from them so as to provide the basis of an official action. Quasi-judicial proceedings are governed by the same strict fairness rules that apply to cases in court.

In a quasi-judicial public hearing, the Appearance of Fairness Doctrine applies to the decision-makers. The Appearance of Fairness Doctrine is a rule of law requiring government decision-makers to conduct non-court hearings and proceedings in a way that is fair and unbiased in both appearance and fact. It was developed by the courts as a method of insuring that due process protections, which normally apply in courtroom settings, extend to certain types of administrative decision-making hearings, such as rezones of specific property. The doctrine attempts to make sure that all parties to an argument receive equal treatment.

The doctrine requires that adjudicatory or quasi-judicial public hearings meet two requirements:

- They must be procedurally fair.
- They must appear to be conducted by impartial decision-makers.

During the pendency of any quasi-judicial proceeding, no member of a decision-making body may engage in ex parte (outside the hearing) communications with proponents or opponents about a proposal involved in the pending proceeding, unless that member:

- a. Places on the record the substance of such oral or written communications; and
- b. Provides that a public announcement of the content of the communication and of the parties' rights to rebut the substance of the communication shall be made at each hearing where action is taken or considered on that subject.

Prior to any quasi-judicial hearing, each Councilmember should give consideration to whether a potential violation of the Appearance of Fairness Doctrine exists. If the answer is in the affirmative, no matter how remote, the Councilmember should disclose such facts to the City Manager who will seek the opinion of the City Attorney as to whether a potential violation of the Appearance of Fairness Doctrine exists. The City Manager shall communicate such opinion to the Councilmember and to the Presiding Officer.

Alternatives

1. Council can adopt Draft Resolution 22-017 as written, approving the application for a modified subdivision as recommended by City staff.

2. Council can decline to adopt Draft Resolution 22-017, denying the application for a modified subdivision. A denial shall include specific findings as to how the approval criteria in DMMC 17.15.070 are not met.
 - a. If the City Council does not agree with the staff recommendation, the applicant will be required to redesign the subdivision to comply with the layout and design requirements of chapter 17.35 DMMC.

Financial Impact

The modified subdivision would result in the development of 23 new attached townhomes, which will provide additional recurring property tax revenue to the City of Des Moines.

Recommendation or Conclusion

City staff recommends that the City Council approve the modified subdivision by adopting the Draft Resolution.

Concurrence

The Legal, Community Development and Public Works Departments concur.

CITY ATTORNEY'S FIRST DRAFT 04/14/22

DRAFT RESOLUTION NO. 22-017

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DES MOINES, WASHINGTON, approving the preliminary modified subdivision entitled *216th Townhomes*, (hereinafter, the "subdivision") subject to conditions specified herein, located at 1255 and 1237 South 216th Street, Des Moines, WA 98198 (PIN 0822049122, 0822049080 and 0822049093).

WHEREAS, MB Des Moines LLC submitted (hereinafter, the "applicant") an application for a preliminary subdivision on September 8, 2021, and

WHEREAS, the subdivision is located on property within the RA-3,600: Residential: Attached Townhouse and Duplex 3,600 Zone, and

WHEREAS, the applicant proposes to subdivide approximately 2.28 acres into 23 townhouse lots utilizing a subdivision pursuant to Chapter 17.10 and 17.15 of the DMMC, and

WHEREAS, DMMC 17.15.030 states that the purpose of the modified subdivision process is to provide an alternative process for approval of plats where minor modifications are justified, and

WHEREAS, DMMC 17.15.050 establishes a mechanism whereby an applicant may propose and the City may consider and approve an innovative or unusual subdivision or short subdivision that does not comply with one or more requirements specified in chapter 17.35 DMMC, and

WHEREAS, the applicant has requested a modification to the number of lots served by a private vehicular access tract provided for in DMMC 17.35.070(1), and

WHEREAS, an environmental checklist for the subdivision was submitted to the City of Des Moines and was reviewed by the SEPA responsible official for the City of Des Moines and determined to be categorically exempt per DMMC 16.05.330(1), and

WHEREAS, a notice of application for the subdivision was issued on October 1, 2021 beginning a 15-day public comment period, and

WHEREAS, the submittal documents have been available for review with the subdivision application during the review process, and

WHEREAS, pursuant to DMMC 18.20.080, a modified subdivision is a Type IV land use decision that requires a public hearing to receive public comment regarding this proposal, and

WHEREAS, a notice of public hearing was issued on March 30, 2022 beginning a 15-day public comment period, now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES RESOLVES AS FOLLOWS:

Sec. 1. Decision criteria. The criteria used in making the decision are those required by DMMC 17.15.070. The City Council finds that the subdivision is in compliance with the required criteria, as set forth in the Staff Report (Exhibit 1).

Sec 2. Approved modifications. Consistent with the provisions of DMMC 17.15.060 the modification to increase the number of lots to be served by a private vehicular access tract to twenty-three (23) is approved.

Sec 3. Approved unique design features. Consistent with the provisions of DMMC 17.15.060 the following unique design features are approved:

(1) The removal, replacement, and installation of ADA curb ramps on the northwest and northeast corners at the intersection of 14th Avenue South and South 218th Street.

(2) The removal and replacement of approximately 20 feet of sidewalk on the east side of parcel 0822049011, located at 1330 South 218th Street.

(3) The installation of Level 3 Flow Control for the development site, which provides additional on-site stormwater detention above what is required.

(4) Use of a 'modular wetland' treatment unit, which provides additional water quality treatment above what is required.

Resolution No. 22-017
Page 3 of 3

ADOPTED BY the City Council of the City of Des Moines,
Washington this 14th day of April, 2022 and signed in authentication
thereof this ____ day of April, 2022.

APPROVED AS TO FORM:

M A Y O R

City Attorney

ATTEST:

City Clerk

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ATTACHMENT 2 – Staff Report

BUSINESS OF THE CITY COUNCIL CITY OF DES MOINES, WA

SUBJECT:

Application for approval of a preliminary modified subdivision.

EXHIBITS:

Exhibit 1: Vicinity Map

Exhibit 2: Aerial Photo

Exhibit 3: Preliminary Site and Civil Plans

Exhibit 4: Project Narrative

Exhibit 5: Project Justification

Exhibit 6: Land Use Map

Exhibit 7: Zoning Map

Exhibit 8: October 1, 2021 Notice of Application

Exhibit 9: Notice of Application - Public Comment

Exhibit 10: March 30, 2022 Notice of Public Hearing

Exhibit 11: March 29, 2022 Design Review Determination

STAFF REPORT FOR THE 216th TOWNHOMES MODIFIED SUBDIVISION; LUA2021-0033
April 14, 2022

APPLICANT:	MB Des Moines LLC
REQUEST:	The Applicant submitted an application for a modified subdivision of approximately 2.28 acres into 23 townhouse lots. The application for a modified subdivision must state why the proposed deviations from City standards are necessary and what unique design features, not ordinarily provided in traditional subdivisions, will be incorporated into the proposal to offset the need for such deviations. The project is requesting to increase the number of lots to be served by a private vehicular access tract in DMMC 17.35.070(1) to twenty-three (23) lots.
SITE DESCRIPTION:	The proposed project site fronts on South 216th Street and abuts 14th Avenue South to the west. The proposal currently consists of tax parcels 0822049122, 0822049080 and 0822049093, totaling 2.28 acres. A vicinity map and aerial photo are attached as Exhibits 1 and 2. The property generally slopes down to the southwest/west portion of the property toward private developed and undeveloped properties. Underlying the topsoil and fill, native soil conditions were observed to consist primarily of silt and poorly graded sand with silt and gravel. The properties were previously developed with single family residences with accessory buildings and landscaping. The two existing homes and associated outbuildings have been demolished as part of the redevelopment.
BACKGROUND:	The applicant submitted a Master Development Application on September 8, 2021. The following documents were submitted as part of the original application and later revisions: • Master Development Application • Vicinity Map and Lot Map • Site/Civil Plans (Exhibit 3) • Landscape Plan • Project Narrative (Exhibit 4) • Project Justification (Exhibit 5) • Preliminary Technical Information Report • Geotechnical Review • Access Tract Deviation Request • Drainage Adjustment Request • Tree Assessment • Wetland Reconnaissance • SEPA Checklist • Certificate of Water Availability/Certificate of Sewer Availability • Title Report • Cultural Resources Survey • Design Review Application

**PREFERRED
LAND USE:**

Site: T- Townhome
North: SF - Single Family Residential
South: SF - Single Family Residential
East: MF - Multifamily
West: T- Townhome
A land use map is attached as Exhibit 6.

ZONING:

Site: RA-3600 – Attached Townhouse and Duplex
North: RS-7200 – Residential: Single Family
South: RS-8400 – Residential: Single Family
East: RM-2400 – Residential: Multifamily
West: RM-2400 – Residential: Multifamily
A zoning map is attached as Exhibit 7.

SEPA:

The State Environmental Policy Act (SEPA), found in Chapter 43.21C RCW (Revised Code of Washington), is a state law that requires the City to conduct an environmental impact review of any action that might have a significant, adverse impact on the environment. An environmental checklist for the subdivision was submitted to the City of Des Moines and was reviewed by the SEPA responsible official for the City of Des Moines and determined to be categorically exempt per DMMC 16.05.330(1)

**NOTICE OF
APPLICATION:**

Pursuant to DMMC 18.20.190, a Notice of Application was issued on October 1, 2021 (Exhibit 8). One written comment (Exhibit 9) was received from the Snoqualmie Tribe recommending that an archeological survey be conducted for the project prior to ground disturbance. This request was conveyed to the applicant and a cultural resources survey, including an archeological survey, was conducted on January 3-10, 2022. No pre-contact or historically significant material was found during the survey.

**PUBLIC HEARING
NOTICE:**

Pursuant to DMMC 18.20.190, a Notice of Public Hearing was issued on March 30, 2022 (Exhibit 10).

DECISION CRITERIA:

Modified subdivisions are Type IV land use action as defined by DMMC 18.20.020. Per DMMC 17.15.060, requests for modified subdivisions shall be processed and decided upon as specified in Chapter [17.10](#) DMMC (Subdivisions); except that the following additional requirements shall apply:

1. Public notice shall be expanded to include a description of which aspects of the proposed modified subdivision are requested to deviate from City standards; and
2. The applicant shall submit as part of the required application materials a written narrative entitled "Modified Subdivision Design Justification"

which states why proposed deviations from City standards are necessary and what unique design features, not ordinarily provided in traditional subdivisions, are incorporated into the proposal to offset the need for such standards.”

Per DMMC 17.15.070, The City may approve a proposed modified subdivision or short subdivision under this chapter only if it finds that all of the following criteria are met:

1. It is consistent with the intent of the Comprehensive Plan, Zoning Code, and Shoreline Master Program; and
2. All lots within a subdivision meet the lot area and lot width requirements for the zone classification assigned to the property proposed to be subdivided; and
3. Except for those requirements specifically requested by the applicant to be modified, it is consistent with the applicable provisions of chapter [17.35](#) DMMC; and
4. There are adequate provisions for open spaces, drainage ways, rights-of-way, sidewalks, and other planning features that assure safe walking conditions for pedestrians, including students who walk to and from school, easements, water supplies, sanitary waste, fire protection, power service, parks, playgrounds, and schools; and
5. It serves the public use and interest and is consistent with the public health, safety, and welfare. The City Council shall be guided by the policy and standards and may exercise the powers and authority set forth in chapter [58.17](#) RCW (Plats, Subdivisions, Dedications), as presently constituted or as may be subsequently amended; and
6. The proposed modified subdivision provides for coordinated development with adjoining properties or future development of adjoining properties including but not limited to provisions for improved or shared access where appropriate; and
7. The applicant has demonstrated that the proposal includes design features or improvements which are beneficial to the public, typically not found in traditional subdivision proposals, and equivalent in scale or value to the improvements or requirements from which the proposal deviates; and
8. In subdivisions containing tracts for wetlands, streams, or required buffers, as required by DMMC [17.35.190](#), the minimum lot size established by Title [18](#) DMMC for the zone classification assigned to the property proposed to be subdivided may be reduced, provided:
 - a. The number of lots within the subdivision shall be no more than allowed by Title [18](#) DMMC under the provisions for limited density transfer for environmentally critical areas; and
 - b. Adequate recreation area shall be provided on each lot or by

establishing a separate recreation tract in addition to that required by DMMC [17.35.180](#). [Ord. 1585 § 70, 2013.]

ANALYSIS:

Following each approval criterion is a City staff response evaluating the merits of the proposal.

1. It is consistent with the intent of the Comprehensive Plan, Zoning Code, and Shoreline Master Program.

City Response: The proposal is consistent with the land use designation in the Comprehensive Plan and the requirements in Chapter 18.60 DMMC, RA-3,600 Residential: Attached Townhouse and Duplex 3,600 Zone. The Shoreline Master Program does not apply.

Potential historic properties per chapter 18.215 DMMC were identified. Research conducted by the King County Historic Preservation Program determined that neither property was eligible for listing as Des Moines landmarks due to insufficient architectural significance and/or significant modifications.

A Design Review Determination was issued on March 30, 2022 (Exhibit 11).

2. All lots within a subdivision meet the lot area and lot width requirements for the zone classification assigned to the property proposed to be subdivided.

City Response: Per DMMC 18.60.060(1), the minimum required area for a townhouse development shall be 7,200 square feet. Per DMMC 18.60.060(2), in a townhouse development, the overall lot area per dwelling unit shall not be less than 3,600 square feet. Within a townhouse development, internal lots for the purpose of individual ownership may be less than 3,600 square feet in area. The average lot area within the development is 2638 square feet and the overall density is not exceeded.

3. Except for those requirements specifically requested by the applicant to be modified, it is consistent with the applicable provisions of chapter [17.35](#) DMMC (Layout and Design of Subdivisions and Similar Requirements).

City Response: The application meets all of the layout and design requirements in chapter [17.35](#) DMMC, besides the requested modification to increase the number of lots served by a private vehicular access tract (DMMC 17.35.070(1)).

DMMC 17.35.210 contains retention requirements for existing significant vegetation. A Tree Assessment (6/28/21 Sound Urban Forestry, LLC) was provided by the applicant, which concluded that the existing trees on-site were either dead or in severe decline due to insect infestations and drought stress. Landscaping complying with the requirements of chapter 18.195 DMMC – Landscaping and Screening will be provided as part of the project.

4. There are adequate provisions for open spaces, drainage ways, rights-of-way, sidewalks, and other planning features that assure safe walking conditions for pedestrians, including students who walk to and from school, easements, water supplies, sanitary waste, fire protection, power service,

parks, playgrounds, and schools.

City Response: The application has been reviewed by appropriate staff, including Transportation, Surface Water, Building, Parks, and South King Fire and Rescue.

- Per DMMC 17.35.080, all rights-of-way within and abutting the subdivision shall be improved in accordance with the standards set forth in chapter [12.15](#) DMMC. A request for a deviation from the Des Moines Street Design and Construction Standards was submitted on March 7, 2022. Justification for the private vehicular access tract deviation includes:
 - Minimized impervious surfaces and stormwater runoff;
 - Traffic calming ‘bump-outs’ for increased safety;
 - 24’ paved road surface with 5’ sidewalks fronting lots/residences, connecting to 14th Avenue South;
 - Low-traffic dead-end street terminating in a full cul-de-sac bulb to support emergency and delivery vehicle access; and
- Per DMMC 17.35.130, the subdivision shall be served by a permanent storm water facility designed to accommodate runoff from all land within the subdivision and collect, convey, treat, detain, or infiltrate any runoff from the subdivision in accordance with the surface water management program requirements of Titles 11, 14, 16, and 18 DMMC. A request for a drainage standards adjustment according to Section 1.4 of the 2021 King County Surface Water Design Manual was received on January 11, 2022. The applicant was unable to obtain an easement to allow runoff discharge at the natural discharge location in the Barnes Creek drainage basin to the southwest/west. The proposed discharge is to the north to the South 216th Street right-of-way and the Des Moines Creek Basin. After extensive city staff review, a final version of this adjustment was accepted on March 31, 2022. Justification for the drainage adjustment includes:
 - Decreased length and high-capacity elements of the north downstream corridor;
 - Minimal runoff from the project site to Barnes Creek Basin under existing conditions;
 - Elimination of surface water run-on to the southwest and west undeveloped properties with no conveyance corridor in place;
 - Stormwater will remain contained in a piped conveyance system; and
 - Assure proper functioning of the pond discharge by avoiding

private property.

- Per DMMC 17.35.180, proposed residential subdivisions shall either provide a minimum of 778 square feet of park area per lot or make an in-lieu fee payment in order to comply with the level of service standard of 6.5 acres of park land per 1,000 population established in the City of Des Moines 2021 Parks, Recreation and Senior Services Master Plan.
- If the land proposed to be developed as a mini-park does not meet the criteria established in DMMC 17.35.180(2) or is not approved by the Parks Department, then the applicant shall make an in-lieu cash payment to the City. The applicant will be required to pay the park in-lieu fee at the time of final plat in order to meet the park requirement pursuant to DMMC 17.35.180. The applicant has agreed to pay the park-in-lieu fee.

5. It serves the public use and interest and is consistent with the public health, safety, and welfare. The City Council shall be guided by the policy and standards and may exercise the powers and authority set forth in chapter [58.17](#) RCW (Plats, Subdivisions, Dedications), as presently constituted or as may be subsequently amended.

City Response: The proposal is consistent with chapter [58.17](#) RCW.

6. The proposed modified subdivision provides for coordinated development with adjoining properties or future development of adjoining properties including but not limited to provisions for improved or shared access where appropriate.

City Response: The proposed dead-end street with a full cul-de-sac creates a safe, low-traffic road for residents as well as a full turn-around for emergency and delivery vehicle access. Stormwater improvements will prevent surface water run-on to adjacent vacant properties to the southwest and west, which will assist in facilitating future development.

7. The applicant has demonstrated that the proposal includes design features or improvements which are beneficial to the public, typically not found in traditional subdivision proposals, and equivalent in scale or value to the improvements or requirements from which the proposal deviates.

City Response: The applicant has proposed the following offsetting measures for the proposed access tract deviation:

- The removal, replacement, and installation of ADA curb ramps on the northwest and northeast corners at the intersection of 14th Avenue South and South 218th Street.
- The removal and replacement of approximately 20 feet of sidewalk on the east side of parcel 0822049011, located at 1330 South 218th Street.
- The installation of Level 3 Flow Control for the development site, which provides additional on-site stormwater detention above what is required.

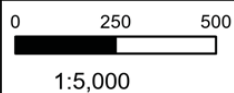
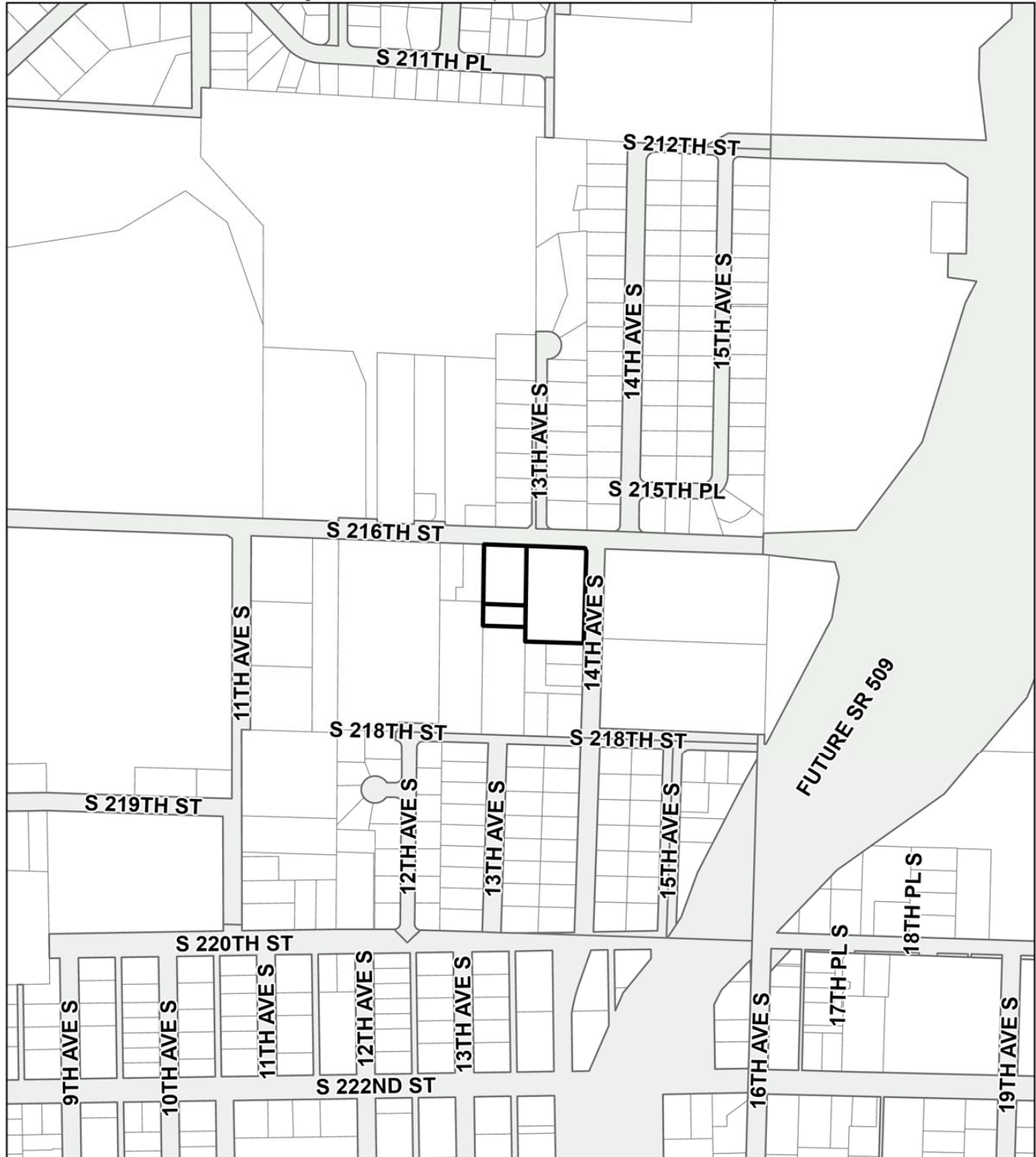
- Use of a 'modular wetland' treatment unit, which provides additional water quality treatment above what is required.

8. In subdivisions containing tracts for wetlands, streams, or required buffers, as required by DMMC [17.35.190](#), the minimum lot size established by Title [18](#) DMMC for the zone classification assigned to the property proposed to be subdivided may be reduced.

City Response: Not applicable. Proposal not located in critical areas.

**RECOMMENDED
ACTION:**

City staff recommends that the City Council approve the modified preliminary subdivision.



MB DES MOINES, LLC
216TH TOWNHOMES
VICINITY MAP

Although careful techniques are used in creating and displaying GIS data, ESM cannot guarantee accuracy of the information contained on this map.

WAC 332-130-145 TOPOGRAPHIC SURVEY NOTES AND GIS DATA SOURCE:
The purpose of this map is to provide a conceptual site plan feasibility exhibit and/or basemap.
This is not a boundary survey and contains non-surveyed data. Property boundaries provided by King County GIS (2018).



216TH TOWNHOMES

MB DES MOINES, LLC

Sheet Index

SHEET NO.	DRAWING NO.	DESCRIPTION
1	PP-01	COVER SHEET
2	PP-02	EXISTING CONDITIONS AND DEMOLITION PLAN
3	PP-03	PRELIMINARY PLAT LAYOUT
4	PP-04	PRELIMINARY GRADING & UTILITY PLAN
5	PP-05	ENTERING SIGHT DISTANCE PLAN & PROFILE

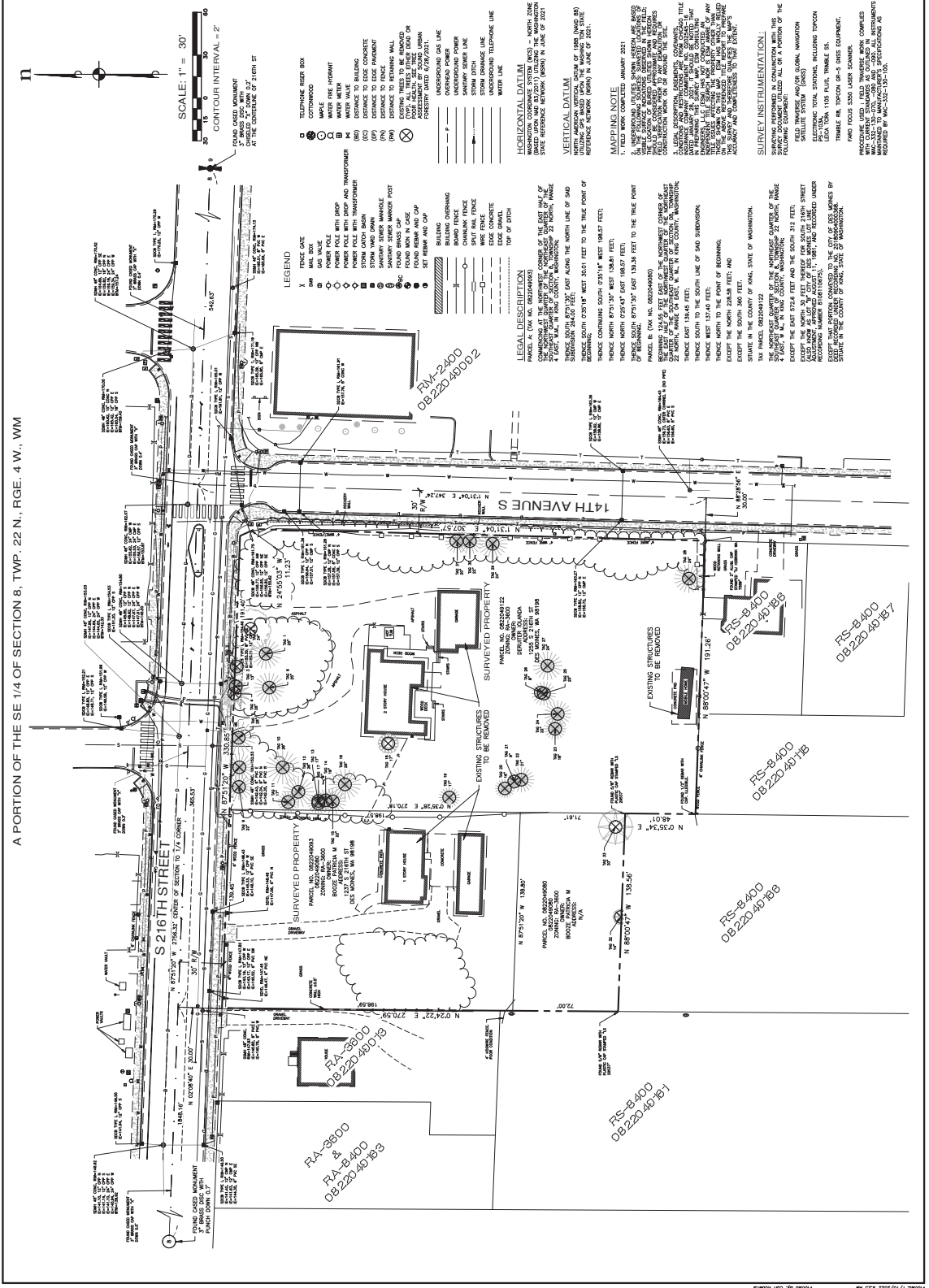


VICINITY MAP
NOT TO SCALE

SEWER: MIDWAY SEWER DISTRICT
WATER: KING COUNTY WATER DISTRICT #54
POWER: PUGET SOUND ENERGY
GAS: PUGET SOUND ENERGY
SCHOOL: HIGHLAND PUBLIC SCHOOLS
FIRE: SOUTH KING FIRE & RESCUE STATION

01/11/2022
ESM JOB NO. 2039-005-021
SHEET 1 OF 5

A PORTION OF THE SE 1/4 OF SECTION 8, TWP. 22 N., RGE. 4 W., WM



REVISIONS

NO.	DATE	DESCRIPTION
1	08/22/2022	ISSUED FOR PERMIT
2	08/22/2022	FOR REVIEW

MB DES MOINES, LLC

216TH TOWNHOMES

EXISTING CONDITIONS AND DEMOLITION PLAN

WASHINGTON

CONSULTING ENGINEERS, LLC

1000 15TH AVE. S.W.

SEASIDE, WA 98148

WWW.CESLINC.COM

DESIGNED BY

PROJECT MANAGER

CHECKED BY

DATE OF REVIEW

DATE OF PERMIT

PP-02

2 OF 5 SHEETS

LEGEND

- 1. FENCE GATE
- 2. GAS VALVE
- 3. POWER POLE WITH DROP AND TRANSFORMER
- 4. STORM SANITARY MANHOLE
- 5. STORM VENT DRAIN
- 6. SANITARY SHIRT MANHOLE
- 7. FOUND BRASS CAP
- 8. FOUND REBAR AND CAP
- 9. SET REBAR AND CAP
- 10. BUILDING
- 11. EXISTING SHEDDING
- 12. BOUND FENCE
- 13. CHAINLINK FENCE
- 14. WIRE FENCE
- 15. EDGE CONCRETE
- 16. EDGE GRAVEL
- 17. TOP OF JOINT
- 18. UNDERGROUND GAS LINE
- 19. UNDERGROUND POWER
- 20. SANITARY SINKER LINE
- 21. STORM DRAINAGE LINE
- 22. WATER LINE
- 23. UNDERGROUND TELEPHONE LINE
- 24. TELEPHONE SINKER BOX
- 25. COTTONWOOD
- 26. MAPLE
- 27. WHITE PINE YOUNG
- 28. WATER METER
- 29. WATER VALVE
- 30. DISTANCE TO EDGE CONCRETE
- 31. DISTANCE TO EDGE GRAVEL
- 32. DISTANCE TO EXISTING WALL
- 33. EXISTING TREES TO BE REMOVED
- 34. EXISTING TREES TO BE PRESERVED
- 35. EXISTING TREES TO BE PRESERVED DEAD OR DORMANT
- 36. FORESTRY DATED 6/7/2022
- 37. UNDERGROUND GAS LINE
- 38. UNDERGROUND POWER
- 39. SANITARY SINKER LINE
- 40. STORM DRAINAGE LINE
- 41. WATER LINE
- 42. UNDERGROUND TELEPHONE LINE

HORIZONTAL DATUM

WASHINGTON COORDINATE SYSTEM (NAD83) - NORTH ZONE
STATE REFERENCE NETWORK (SRN) IN JUNE OF 2021

VERTICAL DATUM

UTLITING SPOT BASED UPON THE WASHINGTON DATUM
REFERENCE NETWORK (SRN) IN JUNE OF 2021.

MAPPING NOTE

1. FIELD WORK COMPLETED JANUARY 2021

2. UNDERGROUND UTILITIES SHOWN ARE BASED ON RECORD DRAWINGS AND FIELD SURVEY. THE LOCATION OF ANY UNRECORDED UTILITIES IS NOT GUARANTEED. THE LOCATION OF ANY UNRECORDED UTILITIES IS NOT GUARANTEED. THE LOCATION OF ANY UNRECORDED UTILITIES IS NOT GUARANTEED.

3. LEGAL, EROSIONAL, LANDSLIDE, SOILS, AND OTHER FACTORS MAY AFFECT THE LOCATION OF ANY UNRECORDED UTILITIES. THE LOCATION OF ANY UNRECORDED UTILITIES IS NOT GUARANTEED. THE LOCATION OF ANY UNRECORDED UTILITIES IS NOT GUARANTEED.

4. THIS SURVEY IS FOR INFORMATIONAL PURPOSES ONLY. IT IS NOT TO BE USED FOR ANY OTHER PURPOSE. THE LOCATION OF ANY UNRECORDED UTILITIES IS NOT GUARANTEED. THE LOCATION OF ANY UNRECORDED UTILITIES IS NOT GUARANTEED.

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SURVEY INSTRUMENTATION:

THE SURVEY WAS CONDUCTED USING THE FOLLOWING EQUIPMENT:

1. TOTAL STATION: SOKKIA TS-10

2. DISTANCE MEASUREMENT: SOKKIA DM-5

3. ELECTRONIC TOTAL STATION: SOKKIA TS-10

4. DISTANCE MEASUREMENT: SOKKIA DM-5

5. ELECTRONIC TOTAL STATION: SOKKIA TS-10

6. DISTANCE MEASUREMENT: SOKKIA DM-5

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42. DISTANCE MEASUREMENT: SOKKIA DM-5

A PORTION OF THE SE 1/4 OF SECTION 8, TWP. 22 N., RGE. 4 W., WM

REVISIONS

NO.	DATE	DESCRIPTION
1	08/20/2021	ISSUED FOR PERMIT
2	01/13/2022	REVISED PER CITY OF MOINES

MB DES MOINES, LLC

216TH TOWNHOMES

PRELIMINARY PLAT LAYOUT

WASHINGTON

CONSULTING ENGINEERS, LLC

1000 1st Avenue, Suite 200
Des Moines, IA 50319
515.281.1100
www.esrinc.com

01/13/2022

Professional Engineer
Landscape Architecture
01/13/2022

Professional Engineer
Landscape Architecture
01/13/2022

PP-03

3 of 5 SHEETS

DES MOINES

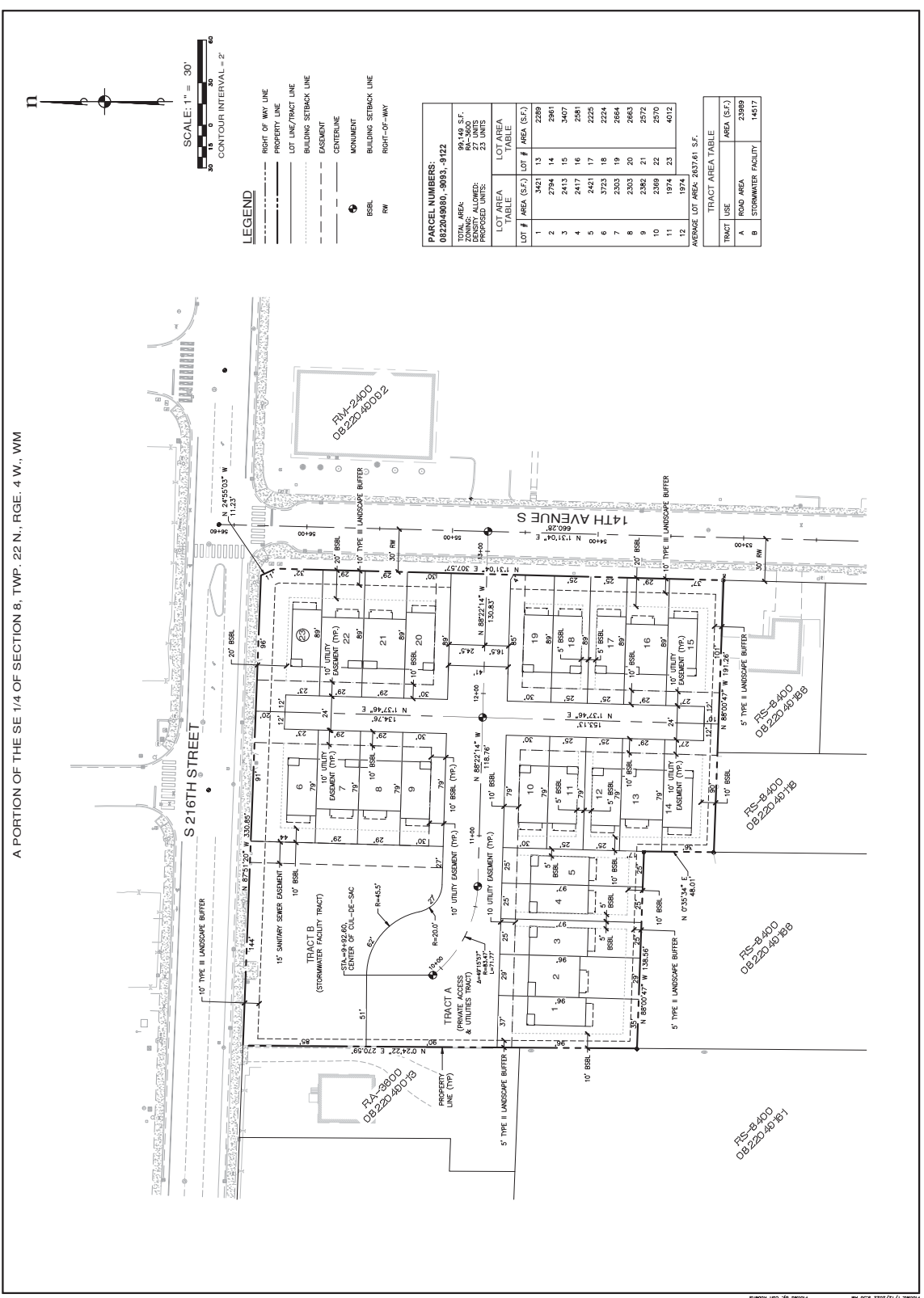
JOB NO.: 2020-002-021

DATE: 01/13/2022

CHECKED BY: [Signature]

DATE: 01/13/2022

PROJECT: 216TH TOWNHOMES



FILED BY: [Signature] DATE: 01/13/2022



August 31, 2021

Job No. 2039-005-021-102

Ms. Denise Lathrop
Planning & Development Services Manager
Community Development
City of Des Moines
21630 11th Ave S, Ste D
Des Moines, WA 98198

**RE: Preliminary Subdivision Submittal
216th Townhomes**

Dear Ms. Lathrop:

Please accept this letter and accompanying information on behalf of MB Des Moines, LLC, as our subdivision application with City of Des Moines. We would like to submit for review the development of properties located at 1255 S 216th Street & 1237 S 216th Street, Des Moines, WA 98198 in the Central Des Moines neighborhood. The project includes parcel numbers 0822049122, 0822049080, and 0822049093, which totals approximately 2.29 acres of RA-3600 zoned property.

The following is a general project narrative that outlines the proposal as well as known issues and constraints that are relevant to this project. Please refer to the enclosed preliminary plat plan set for more details.

Project Description

The proposed 23-lot townhome development would include private roads and sidewalks, landscape buffers, and a stormwater facility tract. Parcels #0822049122 and 0822049093 are currently developed with single-family homes and detached garage each, both take access from S 216th Street. The existing structures will be demolished.

Recreation Space

The project does not propose any on-site recreation area and is requesting to pay a fee-in-lieu of providing recreation space.

Stormwater

The applicant has proposed a stormwater facility within Tract B. The tract is located in the northwestern portion of the site and connects to the existing catch basin on S 216th Street. The tract area is approximately 22,740 SF. The stormwater facility tract will be accessed through a 15' wide access road on the southeast portion of the pond.

Utilities

The project's water service will be provided by King County Water District #54. The applicant has received a Water Availability Certificate and is being submitted with this application. The project will connect to the existing water main line located on S 216th Street.

33400 8th Ave S, Ste 205 Tel (253) 838 6113 Everett (425) 297 9900
Federal Way, WA 98003 Fax (253) 838 7104 www.esmcivil.com

Civil Engineering Land Planning
Land Surveying Landscape Architecture
3D Laser Scanning GIS

Ms. Denise Lathrop
August 31, 2021
Page 2

Sewer service will be provided by Midway Sewer District. The district has been consulted and a Sewer Availability Certificate has been issued for the project. The project will connect to the sanitary sewer line on S 216th Street.

Access

The proposed vehicular access to the development will be provided through a new 35' wide private cul-de-sac stemming from 14th Avenue S and 24' wide private roads.

Preliminary Plat Submittal Documents

The following items are attached with the online submittal of this application:

- Project narrative (this letter)
- Master Development Application
- Subdivision Application
- SEPA Checklist
- SEPA Addendum
- Title Report
- Notice Map
- Vicinity Map
- Radius Map
- Certificate of Water Availability
- Certificate of Sewer Availability
- Geotechnical Review
- Preliminary Technical Information Report
- Preliminary Plat Plan Set

We understand that these materials constitute a complete submittal, and we look forward to receiving a notice of complete application. If you have any questions or need further information, please contact me immediately at (253) 838-6113. Thank you very much for your assistance and consideration, and we look forward to working with City of Des Moines on this project.

Sincerely,

ESM CONSULTING ENGINEERS, LLC



JOHN EVERETT
Planning Director

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March 18, 2022

Job No. 2039-005-021

Ms. Laura Techico, AICP
City of Des Moines
Development Services Division
21630 11th Ave, Suite D
Des Moines, WA 98198

**RE: Access Tract Deviation Supplement
Des Moines Townhomes**

Dear Ms. Techico:

A deviation letter and form was submitted 03/07/2022 in response to comments dated 10/29/2021 for the proposed 23-lot townhome project as a part of LUA2021-0033. The following supplemental letter provides further responses for your consideration as conditions of approval.

Deviation

The applicant is requesting the following deviation:

1. Chapter 17.35.070 DMMC - The City shall determine whether access will be by right-of-way or vehicular access tract on a case-by-case basis; provided, that in no instance shall a vehicular access tract serve more than four lots.

Improvements

To meet the modified subdivision criteria for additional design features typically not found in traditional subdivision proposals that are equivalent in scale or value to the improvements from which the proposal deviates, the applicant is proposing to provide:

- Level 3 Flow Control. The project is currently subject to Level 2 stormwater flow control standards to maintain existing hydrological patterns for the region. Level 3 flow control will provide a greater level of flow control by detaining stormwater up to a 100-year storm event.

Estimated Improvement Value Above Standard: \$4,000

- Phosphorus removal/stormwater treatment according to State Department of Ecology Standards using a General Use Level Designation treatment

Ms. Laura Techico
March 18, 2022
Page 2

facility. Benefits of design include reductions in downstream pollutant loading. Phosphorus removal would be in addition to meeting the required Enhanced Basic treatment standard. Potential treatment option costs are listed below to provide an estimate of system cost or value above standard treatment.

Enhanced Basic Treatment	
(Compost Amended Swale):	\$5,000
(Contech Filtterra, FTPD0606-D):	\$27,000
Enhance Basic & phosphorus removal	
(Contech Filtterra, FTPD0610-D):	\$41,000
(Bio Clean Modular Wetland 4x8):	\$50,000

Estimated Improvement Value Above Standard: \$14,000-\$45,000

- Accessibility in the right-of-way by replacing the two ADA ramps on the northeast corner of 14th Ave S and S 218th Street, along with replacing approximately 20 feet of sidewalk with new concrete on the east side of parcel 0822049011, located at 1330 S 218th Street, that has become a tripping hazard from trees.

The ramp and sidewalk improvement would benefit the public by ensuring safe circulation within the neighborhood.

Estimated Improvement Value Above Standard: \$17,000

Closing

We believe that these additional system or project improvements above required standards are beneficial to the public, provide significant value and can be included as subdivision conditions of approval. Should you have any questions or would like clarification on any of this information, please contact me at (253) 838-6113. Thank you for your consideration.

Sincerely,

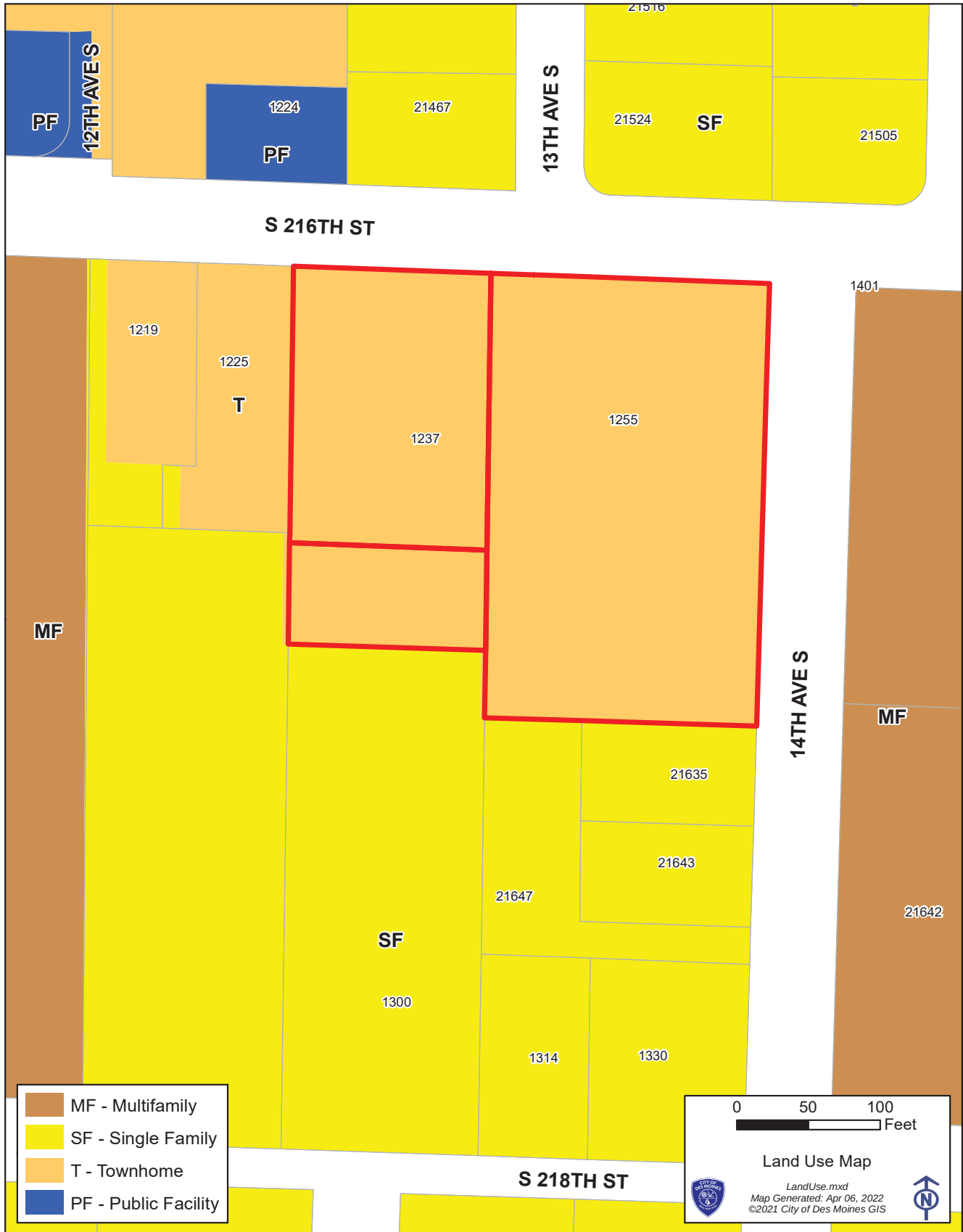
ESM CONSULTING ENGINEERS, LLC



BRANDON LOUCKS, P.E.
Project Manager

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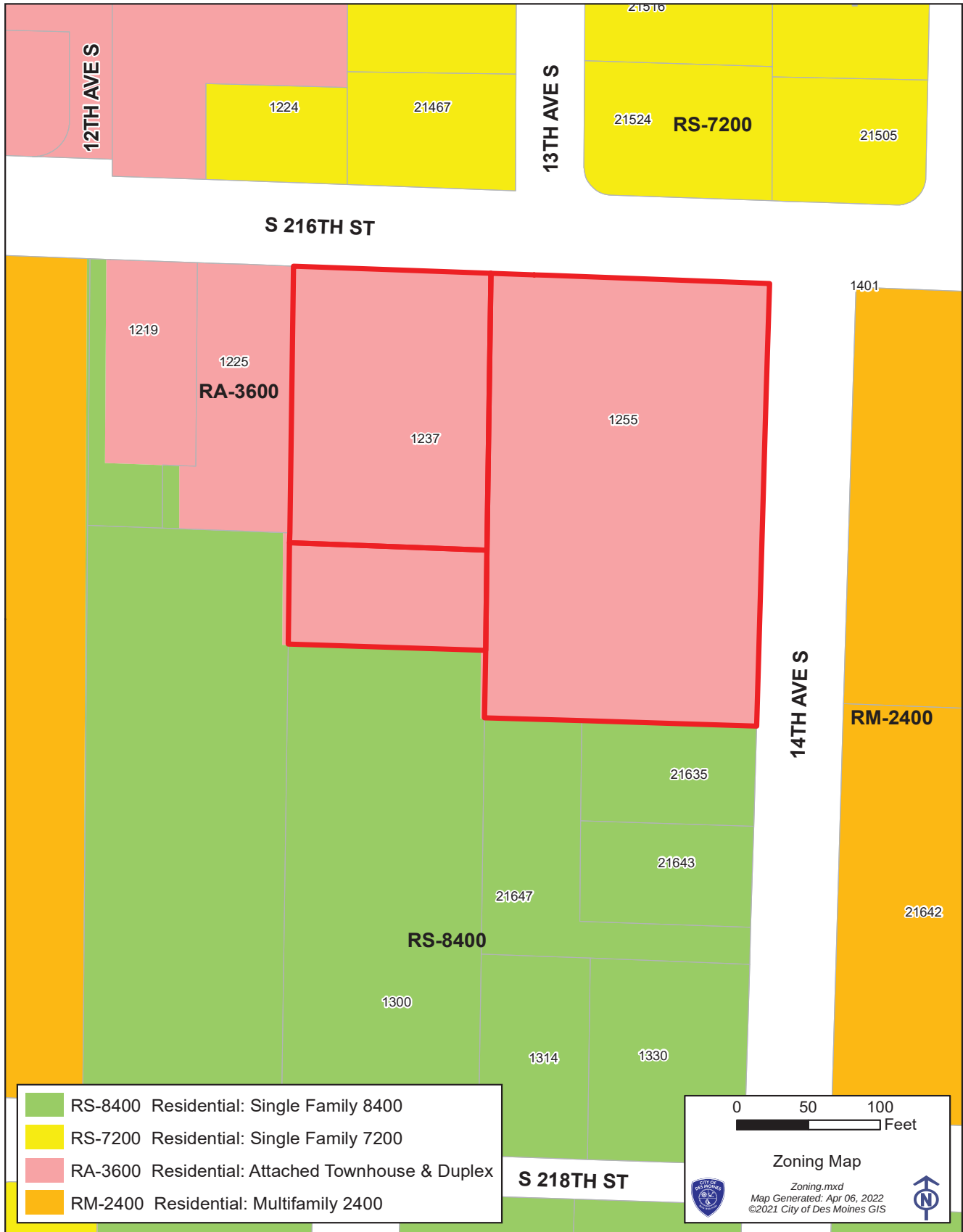


- MF - Multifamily
- SF - Single Family
- T - Townhome
- PF - Public Facility

0 50 100 Feet

Land Use Map

LandUse.mxd
Map Generated: Apr 06, 2022
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NOTICE OF LAND USE APPLICATION

APPLICATION SUBMITTAL:	August 31, 2021	APPLICATION COMPLETE:	September 9, 2021
NOTICE OF APPLICATION:	October 1, 2021	COMMENT DUE DATE:	October 15, 2021
PROPOSAL:	The subdivision of approximately 2.28 acres in the RA-3600 Attached Townhouse and Duplex Zone into 23 townhouse lots consistent with chapter 17.10 Des Moines Municipal Code		
PROPONENT:	MB Des Moines LLC		
LOCATION:	1255 South 216 th Street & 1237 South 126 th Street, Des Moines, WA 98198; Tax Parcels 0822049122, 0822049080 & 0822049093		
FILE NUMBER:	LUA2021-0033		
REVIEWING FILES:	The documents associated with this land use action are available at the following website: http://desmoineswa.hosted.civiclive.com/cms/one.aspx?pageId=17478428 . To access the information, once on the above website, please click on MyPermits Online then click on Click to Search under the Permit Search section. Enter the File Number (identified above) in the Permit Search box and click Search.		
EXISTING ENVIRONMENTAL DOCUMENTATION:	SEPA Checklist; Geotechnical Evaluation; Stormwater Technical Information Report & Downstream Analysis		

Written comments concerning the Preliminary Subdivision Application may be submitted to the Des Moines Planning, Building & Public Works Department, located at 21630 11th Avenue South, Suite D, Des Moines, WA 98198, by 4:30 p.m., **October 15, 2021**. City Council's decision regarding a Type IV land use action is appealable to the Superior Court of Washington for King County as provided in DMMC 18.20.190. For further information contact Laura Techico, AICP, by email at ltechico@desmoineswa.gov or by phone at (206) 870-6595 during regular office hours. All letters and telephone inquiries should refer to file number LUA2021-0033.

From: [Adam Osbekoff](#)
To: [Laura Techico](#)
Subject: RE: LUA2021-0033; 216th Townhomes Preliminary Plat Notice of Application; 1255 & 1237 South 216th Street, Des Moines, WA
Date: Thursday, October 7, 2021 12:44:14 PM

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Hello Laura

The Snoqualmie Tribe [Tribe] is a federally recognized sovereign Indian Tribe. We were signatory to the Treaty of Point Elliott of 1855; we reserved certain rights and privileges and ceded certain lands to the United States. As a signatory to the Treaty of Point Elliot, the Tribe specifically reserved among other things, the right to fish at usual and accustomed areas and the "privilege of hunting and gathering roots and berries on open and unclaimed lands" off-reservation throughout the modern-day state of Washington.

Thank you for the opportunity to review and comment. Based on the information provided and our understanding of the project and its APE, we would recommend an archeological review performed for this project. This is in an area the Snoqualmie Tribe considers culturally significant and has a high probability to have unknown archaeological deposits. If any archaeological work is performed, we request notification. An IDP should not be used in lieu of archeological investigation. Cultural and archaeological resources are non-renewable and are best discovered prior to ground disturbance.

Thank you

Adam Osbekoff

From: Laura Techico [mailto:LTechico@desmoineswa.gov]

Sent: Friday, October 1, 2021 8:16 AM

To: DAHP <dahp@snoqualmientribe.us>

Subject: FW: LUA2021-0033; 216th Townhomes Preliminary Plat Notice of Application; 1255 & 1237 South 216th Street, Des Moines, WA

Forwarded notice below. We will update our distribution list contact information.

Attached are the notice and site plan for the subject project.

Description of Proposal: The subdivision of approximately 2.28 acres in the RA-3600 Attached Townhouse and Duplex Zone into 23 townhouse lots consistent with chapter 17.10 Des Moines Municipal Code

Date of issuance: October 1, 2021

Lead Agency Contact: Signature block below

Web page link: The documents associated with this land use action are available at the following website: <http://desmoineswa.hosted.civiclive.com/cms/one.aspx?pageId=17478428>.

To access the information, once on the above website, please click on MyPermits Online then click on Click to Search under the Permit Search section. Enter the File Number (identified above) in the Permit Search box and click Search.

Laura Techico, AICP

Principal Planner

City of Des Moines, Development Services Division
21630 11th Avenue South, Suite D

Des Moines, WA 98198-6398

Email: ltechico@desmoineswa.gov

Phone: 206-870-6595 FAX 206-870-6544

City Website: www.desmoineswa.gov

From: Steven Moses <steve@snoqualmietribe.us>

Sent: Friday, October 1, 2021 8:13 AM

To: Laura Techico <LTechico@desmoineswa.gov>

Subject: Automatic reply: LUA2021-0033; 216th Townhomes Preliminary Plat Notice of Application; 1255 & 1237 South 216th Street, Des Moines, WA

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

Thank you for reaching out to the Snoqualmie Tribe's Department of Archaeology & Historic Preservation (DAHP.) For project notifications please use the email address dahp@snoqualmietribe.us. Please note that due to a high number of notifications, it may take up to 10 business days to receive a reply.



CITY OF DES MOINES, WASHINGTON

Planning, Building, and Public Works Department
21630 11th Avenue South, Suite D
Des Moines, WA 98198
Phone: (206) 870-7576 Fax: (206) 870-6544

**NOTICE OF PUBLIC HEARING
FOR MODIFIED SUBDIVISION**

Written comments received from the public or other agencies shall be admitted to the record during the time between the publication of the public notice and the closing of the open record public hearing.

PROPOSAL:	Application for a modified subdivision of 2.28 acres into in the RA-3600 Attached Townhouse and Duplex Zone into 23 townhouse lots. The application for a modified subdivision must state why the proposed deviations from City standards are necessary and what unique design features, not ordinarily provided in traditional subdivisions, will be incorporated into the proposal to offset the need for such deviations (provided as part of the application). The project is subdivision is requesting to modify Des Moines Municipal Code (DMMC) 17.35.070(1) to increase the number of lots served by a vehicular access tract. The documents associated with this land use action are available at the following website: https://www.desmoineswa.gov/cms/one.aspx?pageId=17478428. FILE NUMBER: LUA2021-0033 LOCATION: 1255 South 216th Street & 1237 South 126th Street, Des Moines, WA 98198; Tax Parcels 0822049122, 0822049080 & 0822049093
PUBLIC HEARING:	Notice is hereby given that the Des Moines City Council will conduct a Public Hearing to review the proposed agreement on <u>April 14, 2022 at 5:00 p.m.</u> or as soon thereafter as the matter may be heard. The City of Des Moines is currently operating under a Proclamation of Emergency issued on March 5, 2020 and Governor Inslee's Stay-at-Home order issued March 23, 2020 in response to the COVID-19 pandemic. Accordingly, this meeting will be held virtually using Zoom. The public is invited to attend and express its views by either of the following methods: In writing, either by email to the City Clerk's Office at bwilkins@desmoineswa.gov or by mail; Attn: City Clerk Office, 21630 11th Avenue S., Des Moines WA 98198 no later than 4:00 p.m. day of the meeting. If you wish to provide public comment please email the City Clerk's office at Council Meeting Comment Form - City of Des Moines, WA (desmoineswa.gov) no later than 4:00 p.m. day of the meeting to receive your Zoom log-in and personal identification number. Please note that Zoom attendees do not interact with one another; they join in listen-only mode until it is their turn to address the Council.
CITY CONTACT:	For further information contact Laura Techico, Principal Planner, by email ltechico@desmoineswa.gov or by phone 206-870-6595.



DESIGN REVIEW DECISION

Project File No: LUA2021-0033

Project Name: 216th Townhomes

Project Address: 1255 & 1237 South 216th Street
Tax Parcels: 0822049122, 0822049080, 0822049093
Des Moines WA 98198

Applicant/Contact: MB Des Moines LLC
17837 1st Avenue South, PMB#2
Normandy Park, WA 98148

Staff Contact: Laura Techico, Principal Planner
Phone: 206-870-6595
Email Address: ltechico@desmoineswa.gov

Determination: Approved pursuant to the conditions of approval listed below

Date of Decision: March 29, 2022

REQUEST

MB Des Moines LLC (Applicant) requested a Design Review approval to construct a 23 unit multifamily townhouse project at 1255 and 1237 South 216th Street. Design Review is a Type I Land Use Action and, as such, is an administrative review approved by the Community Development Director (Des Moines Municipal Code (DMMC) 18.20.080 and 18.20.150).

FINDINGS OF FACT

1. On September 8, 2021, the Applicant submitted a Master Development Application for a subdivision to the City of Des Moines (City). A notice of complete application was sent to the applicant on September 9, 2021.
2. A Geotechnical Engineering Report was completed by Earth Solutions NW, LLC on August 3, 2021.
3. A Cultural Resources Survey was completed by Cascadia Archaeology. A summary letter was prepared on January 10, 2022 with a full report to follow.
4. A Preliminary Technical Information Report and Downstream Analysis was completed by ESM Consulting Engineers, LLC on August 31, 2021 and revised on January 11, 2022. A Drainage Adjustment to discharge to the Des Moines Creek drainage basin was submitted on February 22, 2022.
5. A Tree Assessment was completed by Sound Urban Forestry, LLC on June 28, 2021.
6. A Wetland Reconnaissance was completed by Altmann Oliver Associates, LLC on February 16, 2021.
7. Materials for Design Review were submitted on February 3, 2022.

8. The City is acting as the lead agency as required by the State Environmental Policy Act (SEPA), Chapter 43.21C RCW. The project was determined to be categorically exempt pursuant to DMMC 16.05.330(1)(a).
9. Per DMMC 18.60.060(8), no building or structure may exceed a height of 30 feet. Per DMMC 18.01.050, building height is the vertical distance from the grade to the highest point of the coping of a flat roof, or to the deck line of a mansard roof, or to the highest gable of a pitch or hip roof. Per DMMC 18.190.080, the height of any structure constructed on an artificial grade shall be measured from existing grade.
10. Per DMMC 18.60.060(9), all buildings, including accessory buildings and structures shall not cover more than 50 percent of the area of the lot.
11. Townhouse/Subdivision:
 - a. Per DMMC 18.60.070(1), each dwelling shall be located on a separate lot with no lot having more than one dwelling.
 - b. Per DMMC 18.60.070(2), paved pedestrian walkways shall be provided on-site as specified below:
 - i. Pedestrian walkways shall be provided at or around buildings of sufficient extent to provide safe pedestrian passage between principal building entrances and the public sidewalk(s).
 - ii. Walkways shall be differentiated from vehicular circulation or vehicular parking areas as approved by the Planning, Building and Public Works Director.
 - iii. Walkways shall conform with all applicable provisions of chapter [51-30](#) WAC, Barrier-Free Facilities, as presently constituted or as may be subsequently amended; and
 - iv. Lighting shall be provided where stairs, curbs, ramps, or abrupt changes in walkway direction occur.
 - c. Per DMMC 18.60.070(3), at least one of the parking spaces required for each dwelling unit shall be provided within an enclosed garage. Required parking for a dwelling may be provided on a different lot than the unit when the right to use that parking is formalized by an easement on the approved and recorded plat.
 - d. Per DMMC 18.60.070(4), vehicular access via paved surfaces shall be provided to all on-site parking areas.
 - e. Per DMMC 18.60.070(5), townhouse developments shall comply with the park land requirements specified by DMMC 17.35.180, Parks.
 - i. Proposed residential subdivisions shall either provide a minimum of 778 square feet of park area per lot consistent with the requirements of DMMC 17.35.180(2) through 17.35.180(4) or make an in-lieu fee payment consistent with the requirements of DMMC 17.35.180(5) in order to comply with the level of service standard of 6.5 acres of park land per 1,000 population established in the City of Des Moines 2021 Parks, Recreation and Senior Services Master Plan.
 - f. Per DMMC 18.60.080(2), townhouse developments shall conform to the following building design requirements:
 - i. No more than four townhouse dwelling units shall be provided within any building.
 - ii. Residential buildings shall not exceed 125 feet in length.
 - iii. The common wall between attached townhouse dwellings shall be located on a lot side line. Attached townhouse dwelling units shall be separated as provided in Title [14](#) DMMC.
 - iv. The main entry and the first floor for each townhouse dwelling shall be within three vertical feet of ground level. Basements and daylight basements may be provided below the first floor.

- v. Every townhouse dwelling shall have a separate, individual entry.
- vi. Entrances to residential buildings shall include two or more of the following design features: covered porch, covered entry, steps, or recessed or projecting doorway.
- vii. Garage doors shall not constitute more than 40 percent of any wall area on a single townhouse dwelling.
- viii. Residential building facade modulation shall include all the following:
 - 1) The maximum wall length without modulation shall be 25 feet.
 - 2) The sum of the modulation depth and width shall be no less than eight feet. Neither the modulation depth nor the modulation width shall be less than two feet.
 - 3) Within a residential building containing two townhouses, the front yard setback for individual townhouse dwellings shall vary so that the dwellings do not have the same front yard setback.
 - 4) Within a residential building containing three or more townhouses, the front yard setback for individual townhouse dwellings shall vary so that no more than two-thirds of the dwellings have the same front yard setback.
 - 5) Any other technique approved by the Planning, Building and Public Works Director or City Council that achieves the intent of this section.
- ix. Residential buildings and buildings containing parking shall have pitched roofs with a minimum slope of 4:12 over a minimum of 65 percent of the building.
- x. Residential buildings with rooflines exceeding 60 feet in length shall provide roofline variation in accordance with all of the following:
 - 1) The maximum roof length without variation shall be 30 feet.
 - 2) The minimum horizontal or vertical offset shall be two feet.
 - 3) The minimum variation length shall be eight feet.
 - 4) Roofline variation shall be achieved using one or more of the following methods:
 - A. Vertical offset in ridge line.
 - B. Horizontal offset in ridge line.
 - C. Variations in roof pitch.
 - D. Gables.
 - E. Any other technique approved by the Planning, Building and Public Works Director or City Council that achieves the intent of this section.
- xi. Every townhouse dwelling shall have recorded with the county auditor a perpetually binding common party wall agreement as a covenant to each deed establishing the rights and obligations of each owner relative to the common party wall and foundation, and providing for the easements for purposes of maintenance and fire protection. Such agreement shall include provisions for upkeep and maintenance of all common areas and facilities such as landscaping, storm water facilities, utilities, park land, or other facilities.
- xii. No subdivision or short subdivision of a site containing previously constructed townhouse dwellings shall be allowed unless all common walls meet current building code and fire code requirements for separately owned townhouse units, and all other requirements of this chapter are satisfied.
- g. Per DMMC 18.195.230(3), within a townhouse development, the following landscaping requirements shall apply:
 - i. A minimum 10-foot Type III landscaping strip shall be provided along all perimeter property lines abutting public rights-of-way excluding alleys.

- ii. A minimum five-foot Type II landscaping strip shall be provided along all perimeter side and rear property lines.
 - h. Per DMMC 18.210.090(15)(b), the minimum number of off-street parking spaces required for townhouse development shall be two parking spaces per dwelling unit and one parking space for every five dwellings for use as visitor parking. A minimum of one visitor parking space shall be provided.
12. The City's Design Review process recognizes that land use regulations aimed at the orderliness of community growth, the protection and enhancement of property values, the minimization of discordant and unsightly surroundings, the avoidance of inappropriateness and poor quality of design and other environmental and aesthetic objectives provide for the health, safety, and general welfare of the citizens and implement adopted land use policies and regulations (*DMMC 18.235.030*).

ANALYSIS

The primary goal in developing design guidelines is to ensure a higher quality built environment through the utilization of design approaches, techniques and elements and high quality building materials while allowing for creative design approaches. A topic-by-topic evaluation of the project's compliance with the Design Review Criteria in DMMC 18.235.100 is provided below.

1. Relationship to Building Site/Site Planning/Height, Bulk, and Scale/Pedestrian Environment (DMMC 18.235.100(1): The proposed site improvements accomplish a desirable transition with the streetscape, provide for adequate planting, and facilitate pedestrian movement.
 - a. Building mass will be broken up into distinct sections that reflect the desired residential character of the Central Des Moines Neighborhood. This will be achieved through changes in materials, coloring, and architectural detailing.
 - b. Landscaping buffers will be provided along the street frontages pursuant to DMMC 18.195.230.
 - c. Residential parking is provided in ground level garages and driveways and visitor parking will be provided on-street.
 - d. The neighborhood consists of a mix of apartment buildings, single family residential, and neighborhood scale commercial. The building mass is broken up into distinct sections through vertical modulation, articulation, and distinctive rooflines.
 - e. Private residential open space is provided in the form of yard areas and decks.
2. Relationship of Building and Site to Adjoining Area
 - a. The buildings will be adding favorably to the aesthetic and architectural character of Central Des Moines Neighborhood. The designs showcases a contemporary architecture and color scheme that similar to surrounding projects and provides a quality housing choice that transitions between the surrounding multi- and single-family housing.
3. Landscape and Site Treatment/Landscape Design
 - a. Walkways and planting strips are provided to enhance and create an inviting and aesthetically appealing appearance.
 - b. The landscaping plan proposes a variety of plants and creates a buffer from surrounding properties.
4. Building Design/Architectural Elements and Materials
 - a. The project shall comply with the building design requirements in DMMC 18.60.080(2) for townhouse developments. Though the structures will be attached in 2-4 unit configurations, the individual home layouts within each building will vary.
5. Signs.

- a. Any proposed signage will be reviewed under separate permit for compliance with chapter 18.200 DMMC – Signs and DMMC 18.235.100(5).

The Design Review approval is granted; subject to compliance with the conditions of approval.

CONDITIONS OF APPROVAL

1. Design Review approval by the City constitutes only approval of the aesthetic design elements of the building and the site established by chapter 18.235 DMMC. Design Review approval does not signify acceptance of all zoning, building, and engineering details of the project. These details remain subject to approval and shall be addressed as part of the building permit application process.
2. As part of the application for a building permit, the applicant shall submit:
 - a. Detailed building plans that are consistent with the proposal as shown in Attachment 1 and comply with the design requirements in chapter 18.60 DMMC.
 - b. Landscaping Plans that are consistent with Attachment 2 and the requirements established by the City's Landscaping and Screening Code, chapter 18.195 DMMC.
 - c. Parking Plan consistent with this design review decision and the requirements established by the City's Parking Code, chapter 18.210 DMMC and chapter 18.60 DMMC, including but not limited to:
 - i. DMMC 18.210.090(15)(b) duplex and townhouse: two parking spaces per dwelling unit and one parking space for every five dwellings for use as a visitor parking.
 - ii. Parking stall dimensions per Table 1, chapter 18.210 DMMC.
 - iii. DMMC 18.210.160(1) adequate ingress to and from each parking space shall be provided without moving another vehicle.
 - iv. DMMC 18.60.070(3)(b) at least one of the parking spaces for each dwelling unit shall be provided within an enclosed garage.
 - v. DMMC 18.60.070(2)(a) pedestrian walkways shall be provided at or around buildings of sufficient extent to provide safe pedestrian passage between principal building entrances and the public sidewalk(s).
3. Per DMMC 18.60.070 and 17.35.180, a payment in lieu of mini-park development based on the formula in DMMC 17.35.180(5) shall be made prior to recording of final plat.

APPEAL

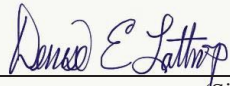
This decision is a Type I Land Use Action, which is appealable to the Hearing Examiner as provided in DMMC 18.20.160 and 18.240.170.

APPROVAL

Code Official:
Position/Title:

Denise E. Lathrop, AICP
Community Development Director
21630 11th Avenue South, Suite D
Des Moines, WA 98198

March 29, 2022
(Date)


(Signature)

Design Review Checklist for MB2 LLC 216th Townhomes

To Whom it May Concern,

This letter and included checklist is provided to demonstrate compliance with City design requirements and to communicate the design approach and vision I have for this project. The 216th Townhomes will be a larger single family attached product that intends to address an identified market need for affordable family housing. The units for this project will range from 2,000+sf to 2,500SF with 3 and 4-bedroom layouts. Each home will have a private garage and several with a 2 car attached garage. Each home will have a fenced and private backyard. Though the structures will be attached in 2-4 unit configurations, the individual home-layouts within each building will vary. The project used the City's design requirements checklist as a basis for design and meets the spirit and intent of those requirements. The 216th Townhomes project creates a quality housing alternative for those who have been priced out of the area because of the cost of the land in detached single family housing projects and are looking for a quality, yet affordable, home within the City of Des Moines. The current proposed designs depicted in the included rendering showcase a contemporary architecture and color scheme that is both similar to surrounding projects and visually appealing within the surround area. We are excited to being a quality project like this to the City of Des Moines .



Below is a list of the Design Requirements required for this project and responses to each requirement:

18.60.080 General building design requirements.

Townhouse developments shall conform to the following building design requirements:

- (1) No more than four townhouse dwelling units shall be provided within any building.
 - Only 2-3&4 Unit Buildings are proposed
- (2) Residential buildings shall not exceed 125 feet in length.
 - All proposed buildings are less than 125'
- (3) The common wall between attached townhouse dwellings shall be located on a lot side line. Attached townhouse dwelling units shall be separated as provided in Title 14 DMMC.
 - Project as proposed meets Title 14 Requirements
- (4) The main entry and the first floor for each townhouse dwelling shall be within three vertical feet of ground level. Basements and daylight basements may be provided below the first floor.
 - Proposed Project Meets this requirement, no basements proposed
- (5) Every townhouse dwelling shall have a separate, individual entry.
 - Proposed Project Meets this requirement
- (6) Entrances to residential buildings shall include two or more of the following design features: covered porch, covered entry, steps, or recessed or projecting doorway.
 - Proposed Buildings meet all 4 criteria (2 required)
- (7) Garage doors shall not constitute more than 40 percent of any wall area on a single townhouse dwelling.
 - Proposed design meets this requirement
- (8) Residential building facade modulation shall include all the following:
 - The maximum wall length without modulation shall be 25 feet.
 - (i) Proposed design meets this requirement
 - The sum of the modulation depth and width shall be no less than eight feet. Neither the modulation depth nor the modulation width shall be less than two feet.
 - (i) Proposed design meets this requirement
 - Within a residential building containing two townhouses, the front yard setback for individual townhouse dwellings shall vary so that the dwellings do not have the same front yard setback.
 - (i) Final Design of Architecture will meet this requirement
 - Within a residential building containing three or more townhouses, the front yard setback for individual townhouse dwellings shall vary so that no more than two-thirds of the dwellings have the same front yard

setback.

- Any other technique approved by the Planning, Building and Public Works Director or City Council that achieves the intent of this section.

(9) Residential buildings and buildings containing parking shall have pitched roofs with a minimum slope of 4:12 over a minimum of 65 percent of the building.

(10) Residential buildings with rooflines exceeding 60 feet in length shall provide roofline variation in accordance with all of the following:

- The maximum roof length without variation shall be 30 feet.
 - (i) Proposed design meets this requirement
- The minimum horizontal or vertical offset shall be two feet.
 - Proposed design meets this requirement
- The minimum variation length shall be eight feet.
 - Proposed design meets this requirement
- Roofline variation shall be achieved using one or more of the following methods:
 - (i) Vertical offset in ridge line.
 - Proposed design meets this requirement
 - (ii) Horizontal offset in ridge line.
 - Proposed design meets this requirement
 - (iii) Variations in roof pitch.
 - Proposed design meets this requirement
 - (iv) Gables.
 - Proposed design meets this requirement
 - (v) Any other technique approved by the Planning, Building and Public Works Director or City Council that achieves the intent of this section.

(11) Every townhouse dwelling shall have recorded with the county auditor a perpetually binding common party wall agreement as a covenant to each deed establishing the rights and obligations of each owner relative to the common party wall and foundation, and providing for the easements for purposes of maintenance and fire protection. Such agreement shall include provisions for upkeep and maintenance of all common areas and facilities such as landscaping, storm water facilities, utilities, park land, or other facilities.

- Covenants for each unit will be created to meet this requirement and recorded on the title

(12) No subdivision or short subdivision of a site containing previously constructed townhouse dwellings shall be allowed unless all common walls meet current building code and fire code requirements for separately owned townhouse units, and all other requirements of this chapter are satisfied. [Ord. 1591 § 155, 2014.]

- Project contains no previous structures

18.235.100 Criteria.

Decisions to approve, conditionally approve, or deny a design review application shall be based on the following criteria:

(1) Relationship to Building Site.

(a) The site should be planned to accomplish the desirable transition with the streetscape, provide for adequate planting, and to facilitate pedestrian movement.

- Proposed design meets this requirement

(b) Parking and service areas shall be located, designed, and screened from public view.

(c) The height and scale of each building should be compatible with its site and adjoining buildings.

- Proposed design meets this requirement

(2) Relationship of Building and Site to Adjoining Area.

(a) Buildings and structures should be made compatible with adjacent buildings of conflicting architectural styles by such means as screens, sight breaks, and materials.

- Proposed design meets this requirement

(b) Harmony in texture, lines, and masses should be encouraged.

- Proposed design meets this requirement

(c) Attractive landscape transition to adjoining properties should be provided.

- Landscape transition will be provided to meet or exceed this requirement

(3) Landscape and Site Treatment.

(a) Where existing topographic patterns contribute to beauty and utility of a development, they should be preserved and developed.

- Landscape designs will take this into consideration along with the grading for utilities to preserve trees and landscaping as possible

(b) Grades of walks, parking spaces, terraces, other paved areas, and large expanse of walls should provide an inviting and stable appearance.

- Proposed design meets this requirement

(c) Landscape treatment should enhance architectural features, strengthen vistas and important axes, and provide shade.

- Proposed future landscape designs once finalized will meet this requirement

(d) In locations where plants will be susceptible to injury by pedestrian or motor traffic, they should be protected by appropriate curbs, tree guards, or other devices.

- Proposed future landscape designs once finalized will meet this requirement

(e) Where building sites limit planting, the placement of trees or shrubs in parkways or paved areas is encouraged.

- Proposed future landscape designs once finalized will meet work to consider this requirement and implement as possible

(f) Screening of service yards and other places which tend to be unsightly should be accomplished by use of walls, fencing, planting, or combinations of these. Screening should be effective in winter and summer.

- Fences are planned for the yards of each unit

(g) In areas where general planting will not prosper, other materials such as fences, walls, and pavings of wood, brick, stone, gravel, etc., should be used.

(h) Exterior lighting, when used, should enhance the building design and the adjoining landscape. Lighting standards and fixtures should be of a design and size compatible with the building and adjacent areas. Lighting should be shielded and restrained in design. Excessive brightness and brilliant colors should be avoided.

(4) Building Design.

(a) Evaluation of a project shall be based on the quality of its design and relationship to the natural setting of its surroundings.

- Proposed future landscape designs once finalized will meet this requirement

(b) Building components, such as windows, doors, eaves, and parapets, should be proportionate and relative to each other.

- Architectural Proposals have and will continue to consider this requirement

(c) Colors should be harmonious, with bright or brilliant colors used only for accent.

- Proposed colors meet this requirement

(d) Unless otherwise modified in this Title, design attention should be given to mechanical equipment or other utility hardware on roofs, grounds, or buildings to screen them from view.

- Proposed design has no roof mounted equipment planned

(e) Exterior lighting, when used, shall be part of the architectural concept. Fixtures, standards, and all exposed accessories should be harmonious with the building design.

- Lighting will be included in the design of the final architectural plans

(f) Monotony of design in single or multiple building projects should be avoided. Variety of detail, form, and siting should be used to provide visual interest. In multiple building projects, variable siting of individual buildings may be used to prevent a monotonous appearance.

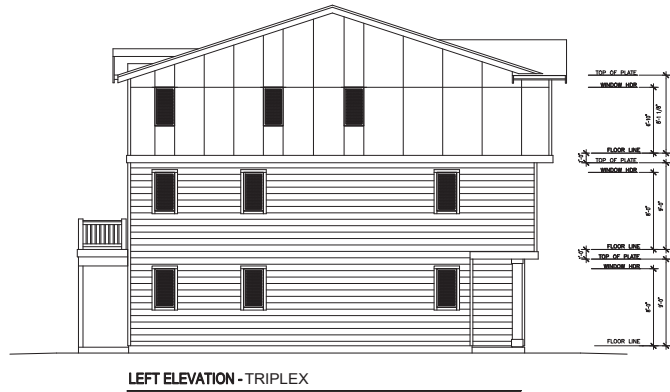
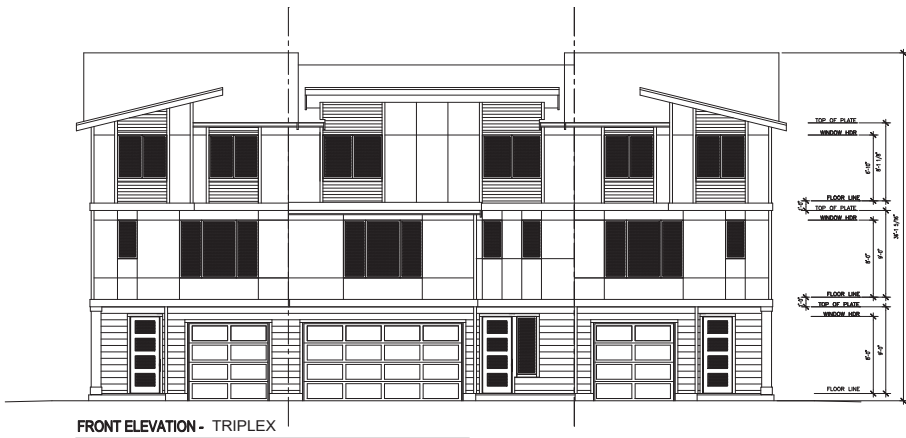
- There are 8 different buildings with 3 individual buildings types that are rotated and spread out throughout the project

(5) Signs.

- (a) Signs shall conform to the ordinances of the City relative to signs.
 - Signs will conform with any city ordinances
- (b) Signs should be part of the architectural concept. Size, materials, color, lettering, location, number, and arrangements should be harmonious with the building design.
 - Signs will be harmonious with the building design
- (c) The number and size of signs should be minimized to avoid visual clutter.
 - Signs will be designed to minimize and avoid visual cluster
- (d) Colors shall be used harmoniously and with restraint. Excessive brightness and brilliant colors shall be avoided. Lighting should be harmonious with the design. If external spot or flood lighting is used, it should be arranged so that light source is shielded from view.
 - There are no excessive or brilliant colors proposed

(6) Miscellaneous Structures and Street Furniture.

- (a) Miscellaneous structures and street furniture located on private property, public ways, and other public property should be designed to be part of the architectural concept of the design and landscape. Materials should be compatible with buildings. Scale should be appropriate. Colors should be in harmony with buildings and surroundings. Proportions should be to scale.
 - Final designs will meet the intended recommendations
- (b) Lighting in connection with miscellaneous structures and street furniture should meet the criteria applicable to site, landscape, buildings, and signs.
 - Final designs will meet the intended recommendations



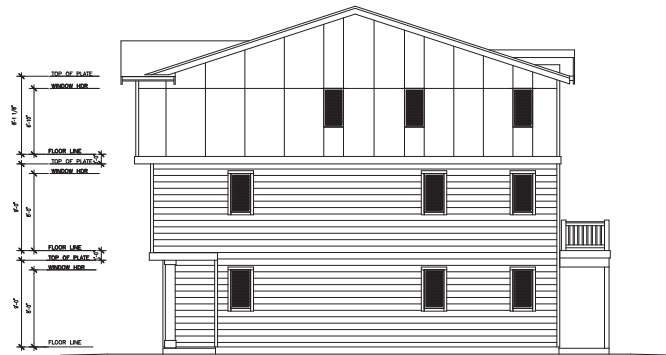
DES MOINES MULTIFAMILY
ELEVATIONS
NEW TRIPLEX

MILLENNIAL BUILDERS
17537 1ST AVE. S PMB 2 NORMANDY PARK, WA 98148

1/4"=1'-0"
DATE 12.28.2021
BY DES MOINES
CHECKED FOR NAME
A4
THREE NUMBER



REAR ELEVATION - TRIPLEX



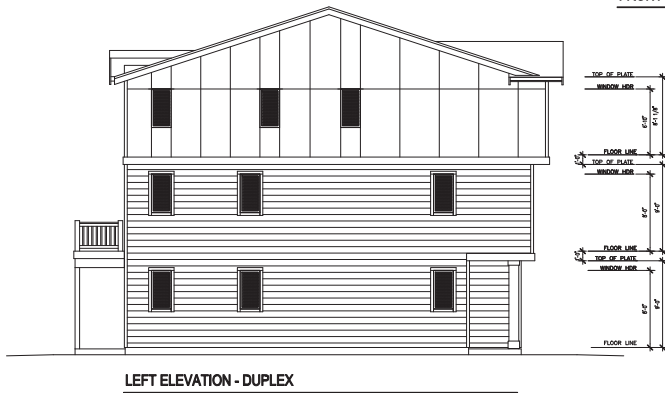
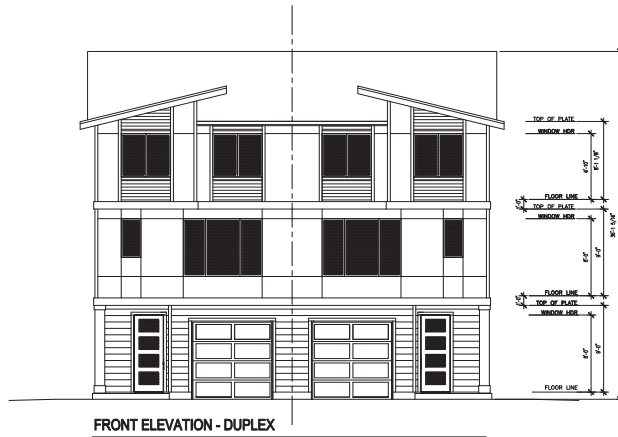
RIGHT ELEVATION - TRIPLEX



DES MOINES MULTIFAMILY
ELEVATIONS
NEW TRIPLEX

MILLENNIAL BUILDERS
17537 1ST AVE. S PHB 2 NORMANDY PARK, WA 98148

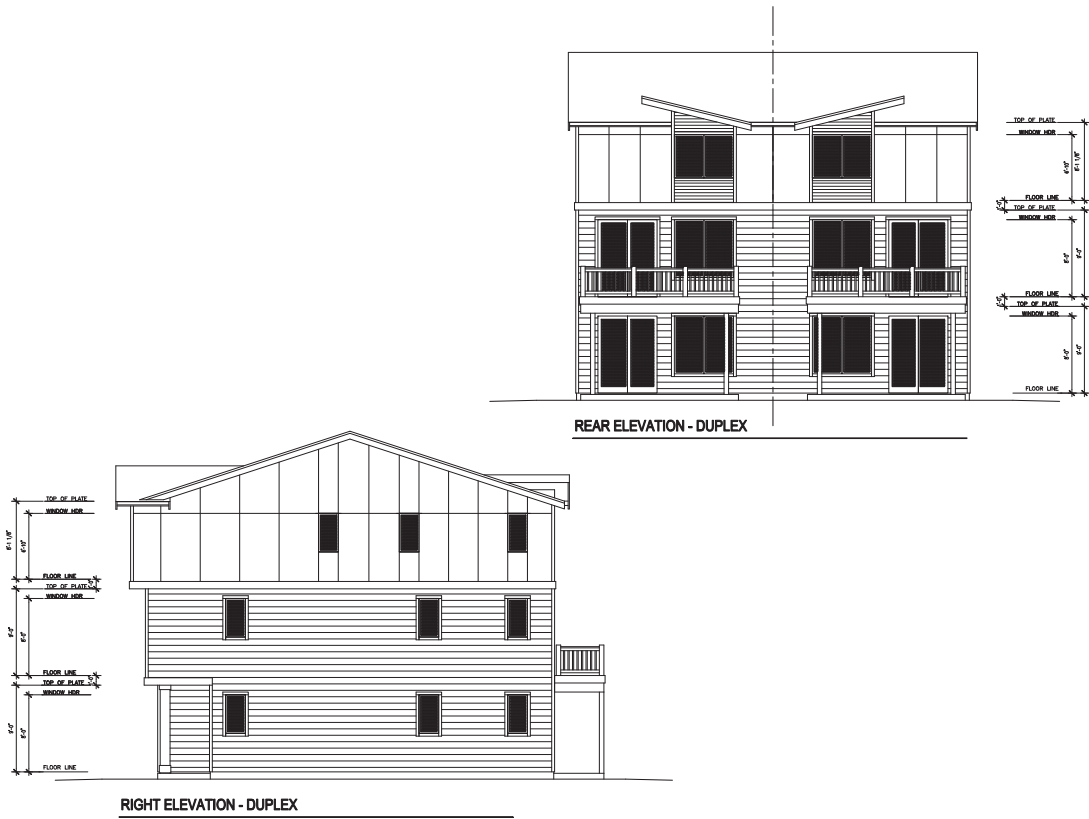
1/4"=1'-0"
12.28.2021
DES MOINES
CONVERTED FILE NAME
A5
PLOT NUMBER



DES MOINES MULTIFAMILY
ELEVATIONS
DUPLEX

MILLENNIAL BUILDERS
17537 1ST AVE. S PMB 2 NORMANDY PARK, WA 98148

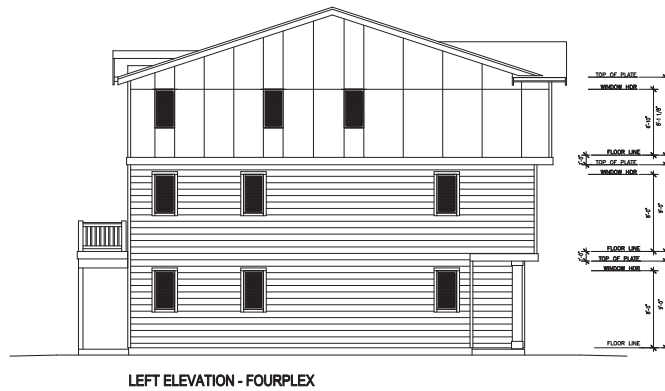
1/4"=1'-0"
DATE 11.25.2021
BY DES MOINES
CHECKED FOR NAME
A4
PROJECT NUMBER



DES MOINES MULTIFAMILY
BUILDERS
ELEVATIONS
DUPLEX

MILLENNIAL BUILDERS
17507 1ST AVE. S PMB 2 NORMANDY PARK, WA 98148

1/4"=1'-0"
DATE 11.25.2021
DES MOINES
CORPORATE FILE NAME
A5
SHEET NUMBER



DES MOINES MULTIFAMILY
ELEVATIONS
FOURPLEX

MILLENNIAL BUILDERS
17537 1ST AVE S PHB 2 NORMANDY PARK, WA 98148

1/4"=1'-0"
DATE 11.25.2021
DES MOINES
CORPORATE FILE NAME
A4
PLOT NUMBER



REAR ELEVATION - FOURPLEX



RIGHT ELEVATION - FOURPLEX



DES MOINES MULTIFAMILY
ELEVATIONS
FOURPLEX

MILLENNIAL BUILDERS
17537 1ST AVE S PHB 2 NORMANDY PARK, WA 98148

1/4"=1'-0"
DATE 11.25.2021
DES MOINES
CORPORATE FILE NAME
A5
PLOT NUMBER

PRELIMINARY PLAT PLANS
for
216TH TOWNHOMES

prepared for

MB DES MOINES, LLC
17837 1ST AVE ST, PMB#2
BURIEN WA, 98116

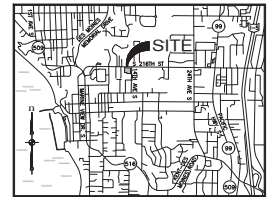
prepared by



33400 8th Ave S, Suite 205
FEDERAL WAY, WASHINGTON 98003
Phone: (253) 838-6113



ESM JOB NO. 2039-005-021
SHEET 1 OF 5



VICINITY MAP
NOT TO SCALE

Sheet Index

SHEET NO.	DRAWING NO.	DESCRIPTION
1	PP-01	COVER SHEET
2	PP-02	EXISTING CONDITIONS AND DEMOLITION PLAN
3	PP-03	PRELIMINARY PLAT LAYOUT
4	PP-04	PRELIMINARY GRADING & UTILITY PLAN
5	PP-05	ENTERING SIGHT DISTANCE PLAN & PROFILE

OWNER/APPLICANT
MB DES MOINES, LLC
17837 1ST AVE ST, PMB #2
BURIEN WA, 98148
(206) 871-8600
CONTACT: TODD MONTROCK

PLANNER/ENGINEER/SURVEYOR
ESM CONSULTING ENGINEERS, LLC
33400 8th Ave S, Suite 205
FEDERAL WAY, WA 98003
(253) 838-6113
CONTACT: JOHN EVERETT

GEOTECH ENGINEER
SMITH CONSULTING, LLC
15340 NE 30TH ST, SUITE 100
REDMOND, WA 98053
(206) 444-4111
CONTACT: JOHN Z. SHER, L.G.

UTILITY PROVIDERS
SEWER: MONDAY SEWER DISTRICT
WATER: KING COUNTY WATER DISTRICT #54
POWER: PUGET SOUND ENERGY
GAS: PUGET SOUND ENERGY
SCHOOLS: HOGLINE PUBLIC SCHOOLS
FIRE: SOUTH KING FIRE & RESCUE STATION 67

SITE DATA

SITE ADDRESS: 1255 S 216TH ST
DES MOINES WA, 98198
PARCEL NUMBERS: 082049080, -9093, -9122
SITE AREA GROSS: 99,149 SF = 2.28 AC
ZONING: RA 3600
EXISTING USE: SINGLE-FAMILY RESIDENTIAL AND VACANT
PROPOSED USE: 23-LOT SINGLE-FAMILY RESIDENTIAL SUBDIVISION

DEVELOPMENT STANDARDS (RA-3600)

MAX DENSITY: 12 DU/AC
PERMETER BUILDING SETBACKS: 20' FRONT
10' SIDE
10' REAR
INTERIOR BUILDING SETBACKS: 10' FRONT
10' REAR
5' SIDE
BUILDING HEIGHT: 30'
MAX BUILDING COVERAGE: 50%

PORTION OF THE SE 1/4 OF SECTION 8, TWP. 22 N., RGE. 4 W., WM.

216TH STREET

14TH AVENUE S

LEGEND

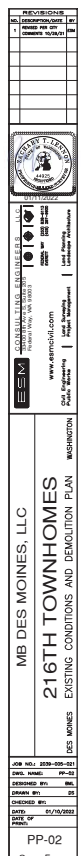
LEGAL DESCRIPTION

HORIZONTAL DATUM

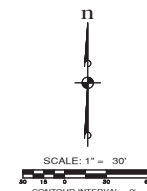
VERTICAL DATUM

MAPPING NOTE

SURVEY INSTRUMENTATION



File \\nas08\casat\CSM-ICBS\2023\009\221\P-plan\Final\PP-23.docx
Printed By: Carl Roberts
Printed 1/12/2022 9:36 AM



-----	RIGHT OF WAY LINE
-----	PROPERTY LINE
-----	LOT LINE/TRACT LINE
-----	BUILDING SETBACK LINE
-----	EASEMENT
-----	CENTERLINE
⊕	MONUMENT
BSBL	BUILDING SETBACK LINE
RW	RIGHT-OF-WAY

0822049080, -9093, -9122	
TOTAL AREA:	99,149 S.F.
ZONING:	RA-3600
DENSITY ALLOWED:	27 UNITS

PROPOSED UNITS:		23 UNITS	
LOT AREA TABLE		LOT AREA TABLE	
LOT #	AREA (S.F.)	LOT #	AREA (S.F.)
1	3421	13	2286
2	2794	14	296
3	2413	15	3407
4	2417	16	258
5	2421	17	2225
6	3723	18	2224
7	2303	19	2664
8	2303	20	2663
9	2382	21	2572
10	2369	22	2570
11	1974	23	4012
12	1974		

AVERAGE LOT AREA: 2637.61 S.F.

TRACT	USE	AREA (S)
A	ROAD AREA	239
B	STORMWATER FACILITY	140

[illegible]

ES&M
CONSULTING ENGINEERS
35402 4th Ave S, Suite 205
Federal Way, WA 98003
www.esmcivil.com
Civil Engineering
Public Works
Land Surveying
Project Management
Land Planning
Landscape Architecture
DESIGN-BUILD
CONSTRUCTION

B DES MOINES, LLC

TH TOWNHOMES

PRELIMINARY PLAT LAYOUT

WASHINGTON

M	2167
DES MOINES	

JOB NO.:	2020-005-02
DWG. NAME:	PP-01
DESIGNED BY:	ENR
DRAWN BY:	DS
CHECKED BY:	
DATE:	01/10/2023
DATE OF REVISE:	

PP-03
3 of 5 sheets

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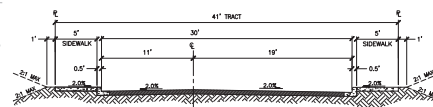
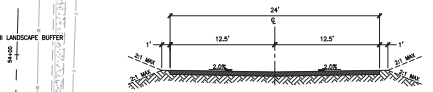
LEGEND

- | | |
|---|--------------------------------|
| — 30 | PROPOSED STORM DRAINAGE |
| — 15 | PROPOSED SEWER |
| — 10 | PROPOSED WATER |
| — 5 | WATER VALVE |
| ◆ | FIRE HYDRANT |
| ⬅ | BLOW OFF ASS'Y |
| ⌈ | WATER CAP |
| ⊞ | CATCH BASIN, TYPE 1 |
| ⊞ | CATCH BASIN, TYPE 2 |
| ⊙ | SANITARY SEWER MANHOLE |
| ● | EXISTING CIRCULAR |
| — — — — — | PROPOSED CONTOURS |
| — 200 | |
|  | PROPOSED WALL |
|  | PROPOSED SIDEWALK |
| — 5 | EXISTING SEWER |
| — 10 | EXISTING WATER |
| — 15 | EXISTING STORM DRAINAGE |
| — 20 | EXISTING GAS LINE |
| — 25 | EXISTING UNDERGROUND TELEPHONE |
| — 30 | EXISTING UNDERGROUND POWER |

EARTHWORK QUANTITIES

CUT: 3,266 CY
FILL: 6,364 CY
NET: 3,098 CY FILL

*EARTHWORK QUANTITIES ARE APPROXIMATE AND PRELIMINARY. CONTRACTOR TO VERIFY EXACT EARTHWORK VOLUMES AND REQUIRED.



PROVISIONS		
NO.	DESCRIPTION/DATE	BY
1	REVISED PER CITY	10/20/01



01/11/2022

NEER
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Endorsements
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JOB NO. 2009-005-021	

DWG. NAME:	FP-04
DESIGNED BY:	WEL
CHECKED BY:	CS

DRYANT #1:	US
CHECKED #1:	
DATE:	05/10/2022

DATE OF PRINT:	
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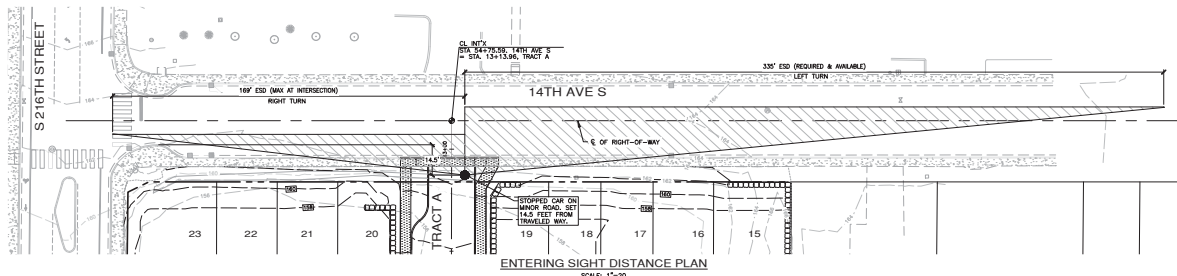
PP-04

4 of 5 sheets

A PORTION OF THE SE 1/4 OF SECTION 8, TWP. 22 N., RGE. 4 W., WM

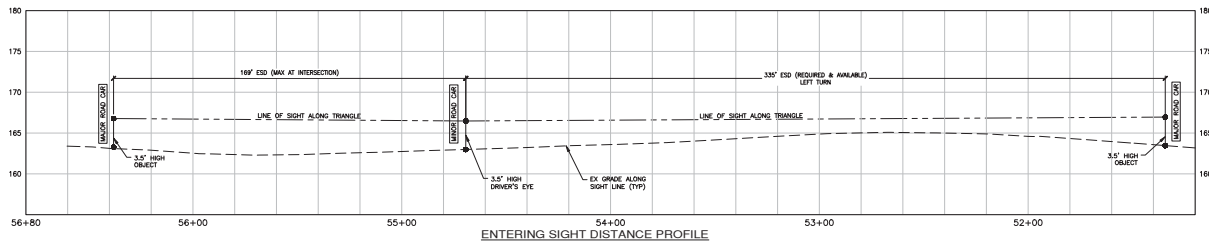
SIGHT DISTANCE REQUIREMENT

POSTED SPEED LIMIT = 25 MPH
DESIGN SPEED LIMIT = 30 MPH
REQUIRED ENTERING SIGHT DISTANCE (ESD) = 330'
(PER TABLE 9-6 OF THE 2011 AASHTO POLICY ON GEOMETRIC DESIGN OF HIGHWAYS AND STREETS)



ENTERING SIGHT DISTANCE PLAN

SCALE: 1"=20'



ENTERING SIGHT DISTANCE PROFILE

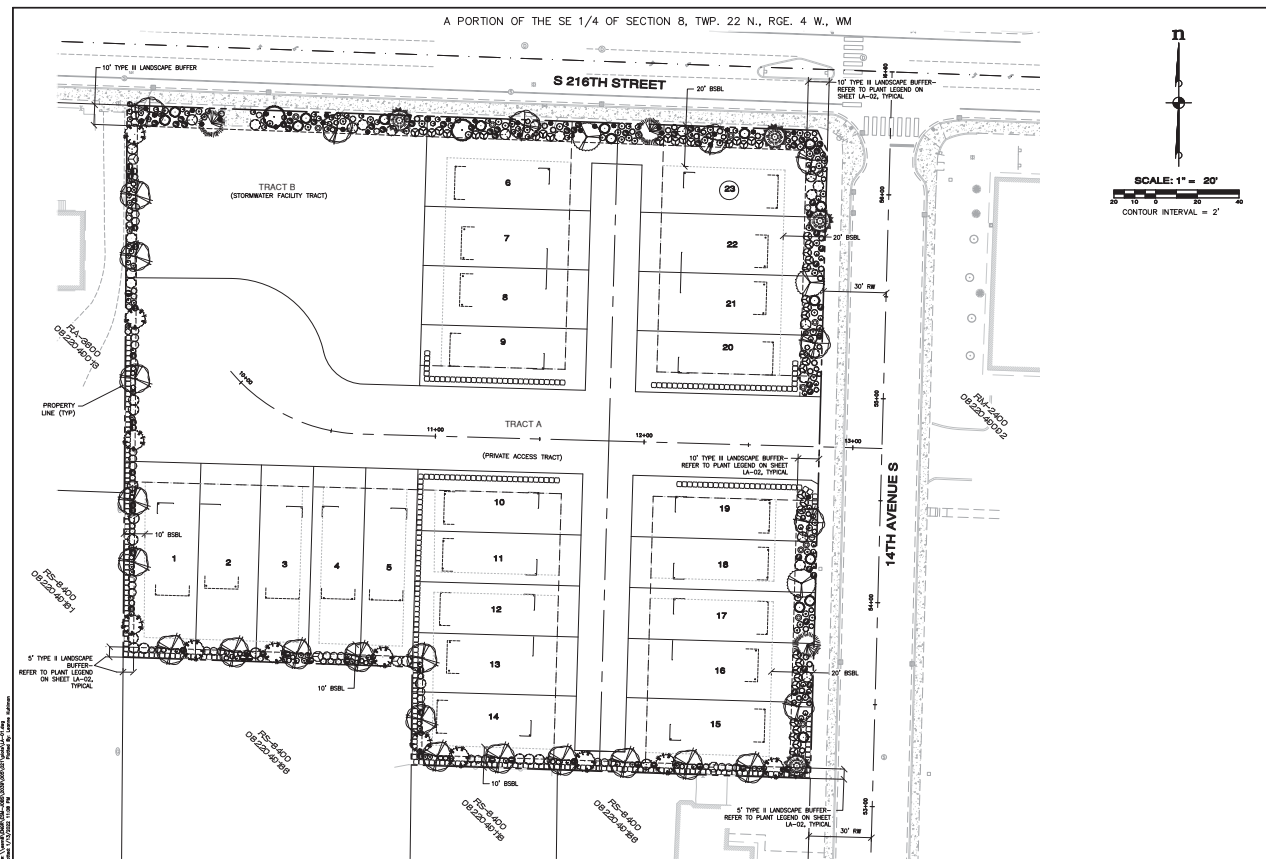
SCALE: 1"=20' HORIZ.
1"=10' VERT.



MB DES MOINES, LLC
CONSULTING ENGINEERS
11110222
www.mbdesmoines.com
216TH TOWNHOMES
ENTERING SIGHT DISTANCE PLAN & PROFILE

JOB NO.: 2019-001-01
DES. NO.: PP-05
DESIGNED BY: MB
DRAWN BY: MB
CHECKED BY: MB
DATE OF PRINT: 11/16/2019
PP-05
5 of 5 sheets

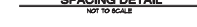


[illegible]

SYMBOL	BOTANICAL / COMMON NAME	QUANTITY	SIZE	CONTAINER
	BIOTROPICAL / TROPICAL TREES			
	<i>Thuja plicata</i> B.S.P. / EXCELSEA CEDAR	3	6" IN. HT.	CONTAINER OR 5 GAL. POTS
	<i>Ficus</i> <i>Wendlandiana</i> H. Benth. /	3	6" IN. HT.	CONTAINER OR 5 GAL. POTS
	<i>CHORODENDRON</i> <i>HYPERICUM</i> /	3	6" IN. HT.	CONTAINER OR 5 GAL. POTS
	Chinese var. <i>Karl Foerster</i> / KARL FUCHS			
	<i>HYDRANGEA</i> /			
	<i>Calceolaria</i> <i>decurrens</i> / ICEBERG CEDAR	2	6" IN. HT.	"
	<i>Chamaecyparis</i> <i>nootkensis</i> "Snow Arrow" /	2	6" IN. HT.	"
	ALASKAN CEDAR			
	SHRUB / STATUE SPECIMEN EVERGREEN TREE			
	<i>Juniperus</i> <i>horizontalis</i> "Taylor" /	34	6" IN. HT.	CONTAINER OR 5 GAL. POTS
	TAYLOR JEWEL			
	DECIDUOUS TREES			
	<i>Cornus</i> <i>lanceolata</i> "Fastigiat" / CORNUS	12	2" CAL. 8" IN. HT.	HATCHED, 5 GAL. POTS
	HORNED OLEA			
	NOTE: DECIDUOUS TREES WITHIN SHORT DISTANCE TRAVELERS SHALL BE CLEAR OF BRANCHES TO 8 FEET AND 10 TO 15 HIGH CALIBER			
	SHRUBS			
	<i>Rosa</i> <i>argentea</i> "Yong Debut" / Y. CURRENT	28	9 GALLON	36" IN. SH. PLANT, BRANCHED, DEN.
	<i>Cornus</i> <i>sericea</i> "Nana" / NANA REDTIDG CORNUS	24	9 GALLON	"
	<i>Philadelphus</i> <i>lewisii</i> / MOON ORANGE	18	9 GALLON	"
	<i>Hydrangea</i> <i>quercifolia</i> / OAKLEAF HYDRANGEA	16	9 GALLON	"
	<i>Hydrangea</i> <i>paniculata</i> "Limbo" / GRABBY BLUNDY	16	9 GALLON	"
	ROSEWOOD			
	<i>Quercus</i> <i>laevis</i> / LAWN OMBRE	64	1 GALLON	36" IN. SH. PLANT, DEN.
	<i>Viburnum</i> <i>dentatum</i> / DAVID'S VIBURNUM	21	1 GALLON	"
	<i>Hamamelis</i> <i>virginiana</i> / LATE ORNAMENTAL	18	1 GALLON	36" IN. SH. PLANT, DEN.
	<i>Cornus</i> <i>sp.</i> <i>var. flexilis</i> / WHITE DOGWOOD	16	1 GALLON	36" IN. SH. PLANT, DEN.
	<i>Georgina</i> <i>hybrida</i> / LATE ROSEBUSH	6	9 GALLON	BRANCHED, DEN.
	<i>Hamamelis</i> <i>virginiana</i> "Hussey" / HEAVILY BRANCHED	14	1 GALLON	"
	<i>Viburnum</i> <i>carlesii</i> "Compacum" / KOREAN SPICE VIBURNUM	71	1 GALLON	36" IN. SH. PLANT, DEN.
	HAEDER			
	<i>Heuchera</i> <i>corallipes</i> / CORAL BELLS	48	1 GALLON	36" IN. SH. PLANT, DEN.
	<i>Kentia</i> <i>Japanica</i> "Golden Crown" / JAPANESE KENRIS	1	9 GALLON	36" IN. SH. PLANT, DEN.
	PERGOLATA TREES / BOUND TREES			
	<i>Parthenocissus</i> <i>rupestris</i> / BOUND TREES	25	1 GALLON	36" IN. SH. PLANT, DEN.
	GROUND-COVER			
	<i>Arctostaphylos</i> <i>uva-ursi</i> / KENNEDICK	1 GALLON	24" O.C. TRAILING, BRANCHED, DEN.	

PLANT IN ALL PLANTING BEDS IN ALL AVAILABLE AREAS AT THE SITES

24" O.C. TRAILING, BRANCHED, DEN.

[illegible][illegible]

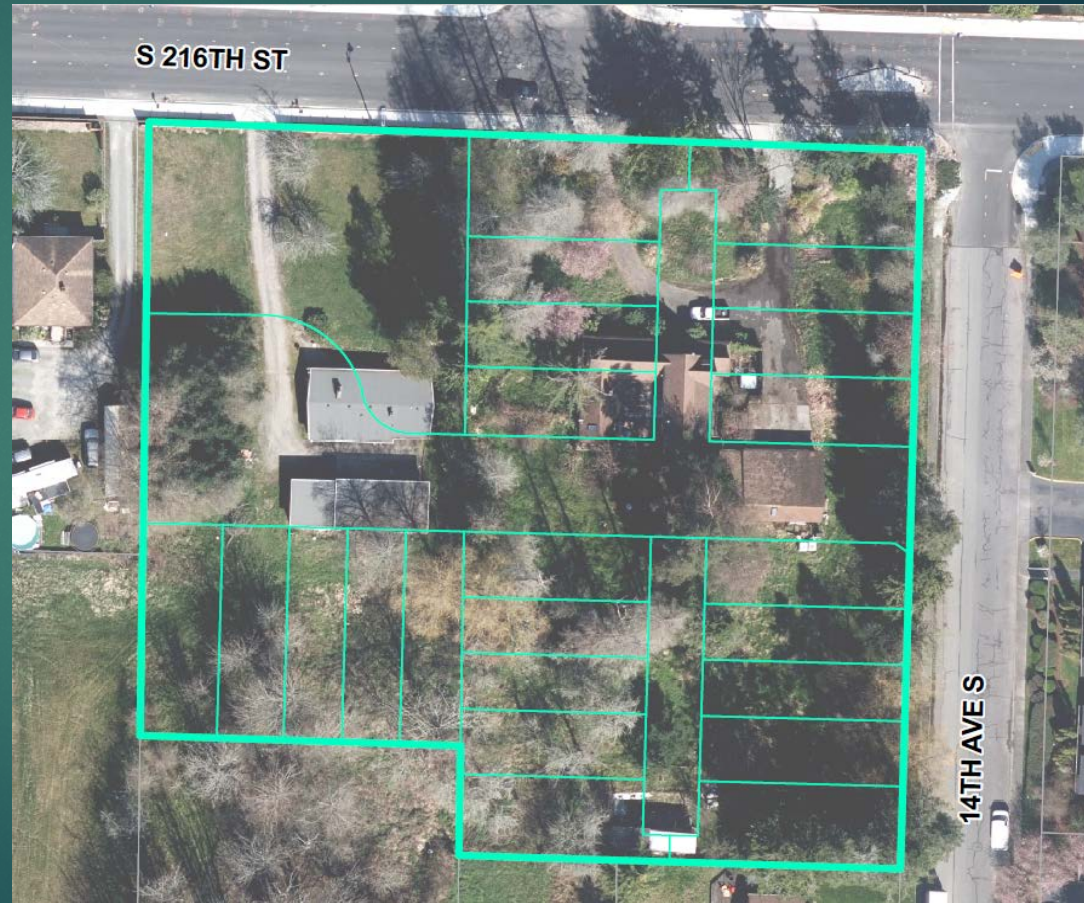
216TH TOWNHOMES PRELIMINARY MODIFIED SUBDIVISION



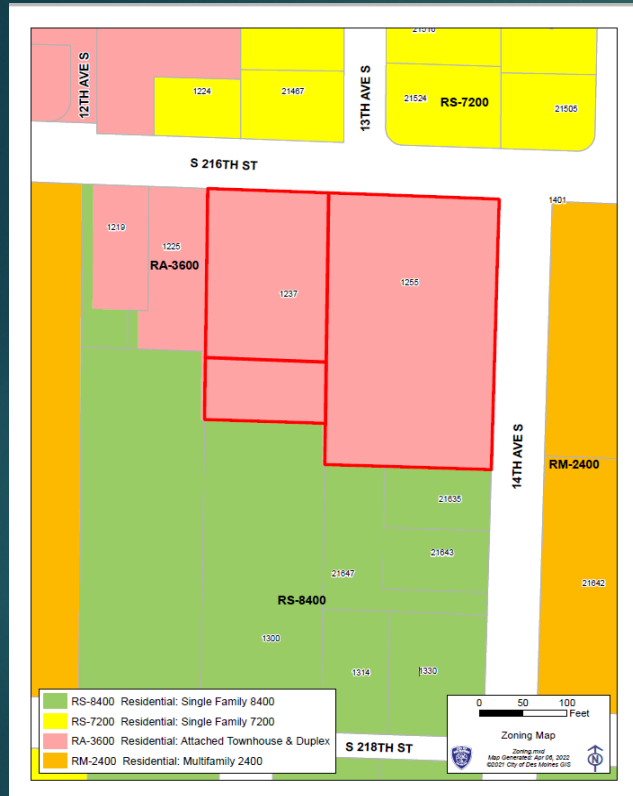
April 14, 2022 Public Hearing
Laura Techico, Principal Planner

Proposal

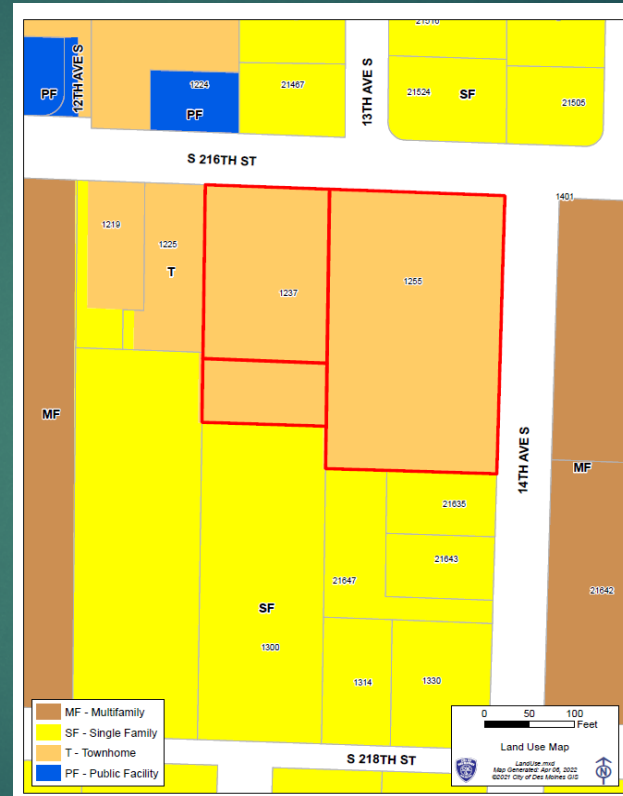
- ▶ Application for a modified subdivision of 2.28 acres into 23 townhouse lots.
- ▶ Zoning: the RA-3600 Attached Townhouse and Duplex Zone
- ▶ Comprehensive Plan Preferred Land Use: Townhome



Zoning



Land Use



Policy decisions previously made by City Council by adopting comprehensive plan and zoning
This project application is implementation of those previous council decisions

Preliminary Modified Subdivision



- ▶ A preliminary modified subdivision is a Type IV quasi-judicial land use action with decision by the City Council after opportunity for public comment.
- ▶ City Council is required to objectively determine facts from the information presented in the hearing and the Council packet, and draw conclusions from them to provide the basis of an official action based on the approval criteria in DMMC 17.15.070.
- ▶ A modified subdivision process per chapter 17.15 DMMC is used to consider a proposal that does not comply with one or more requirements of chapter 17.35 DMMC – Layout and Design of Subdivisions
- ▶ The project is subdivision is requesting to modify DMMC 17.35.070(1) to increase the number of lots served by a vehicular access tract.

Timeline

- ▶ September 8, 2021– Preliminary Subdivision application submitted
- ▶ October 1, 2021 - Notice of Application issued to allow for public comment
 - ▶ Email from Snoqualmie Tribe requesting archeological review
 - ▶ Voicemail with questions on parking requirements
- ▶ March 29, 2022 - Design Review Decision issued
- ▶ March 30, 2022 – Notice of Public Hearing issued to allow for public comment
 - ▶ 5 emails with questions on archeological review, street lighting and traffic on 14th Avenue South, parking requirements, airport noise remediation, and clarification on any project changes
 - ▶ A Councilmember received comments on Facebook. These comments have been disclosed and provided to the Applicant to allow for rebuttal.
- ▶ April 14, 2022 – Public Hearing for Preliminary Modified Subdivision

CITY OF DES MOINES, WA • PLANNING, BUILDING, AND PUBLIC WORKS
 11810 11th Avenue South, Suite D, Des Moines, WA, 98108, (206) 870-7276, www.desmoineswa.gov

NOTICE OF LAND USE APPLICATION

APPLICATION SUBMITTED:	August 31, 2021	APPLICATION COMPLETE:	September 9, 2021
NOTICE OF APPLICATION:	October 1, 2021	COMMENT DUE DATE:	October 15, 2021
PROPOSAL:	The subdivision of approximately 2.28 acres in the RA-3600 Attached Townhouse and Duplex Zone into 23 townhouse lots consistent with chapter 17.10 Des Moines Municipal Code		
PROPOSER:	MSB Des Moines LLC		
LOCATION:	1237 South 216 th Street & 1237 South 126 th Street, Des Moines, WA 98108; Tax Parcels 0822049121, 0822049080 & 0822049093		
FILE NUMBER:	LUA2021-0033		
REVIEWING FILES:	The documents associated with this land use action are available at the following website: http://desmoineswa.homesite.com/online.asp?app=64767642 . To access the information, once on the above website, please click on MyPermits Online then click on Click to Search under the Permit Search section. Enter the File Number (identified above) in the Permit Search box and click Search.		
EXISTING ENVIRONMENTAL DOCUMENTATION:	SEPA Checklist; Geotechnical Evaluation; Stormwater Technical Information Report & Downstream Analysis		

Written comments concerning the Preliminary Subdivision Application may be submitted to the Des Moines Planning, Building & Public Works Department, located at 11810 11th Avenue South, Suite D, Des Moines, WA 98108, by 4:30 p.m., **October 15, 2021**. City Council's decision regarding a Type IV land use action is appealable to the Superior Court of Washington for King County as provided in DRMAC 18.23.180. For further information contact Laura Tschida, AICP, by email at ltschida@desmoineswa.gov or by phone at (206) 870-6393 during regular office hours. All letters and telephone inquiries should refer to the number LUA2021-0033.

DMMC 17.15.070 – Approval Criteria

The City may approve a proposed modified subdivision or short subdivision under this chapter only if it finds that all of the following criteria are met:

- (1) It is consistent with the intent of the Comprehensive Plan, Zoning Code, and Shoreline Master Program; and ✓
- (2) All lots within a subdivision meet the lot area and lot width requirements for the zone classification assigned to the property proposed to be subdivided; and ✓
- (3) Except for those requirements specifically requested by the applicant to be modified, it is consistent with the applicable provisions of chapter 17.35 DMMC; and ✓
- (4) There are adequate provisions for open spaces, drainage ways, rights-of-way, sidewalks, and other planning features that assure safe walking conditions for pedestrians, including students who walk to and from school, easements, water supplies, sanitary waste, fire protection, power service, parks, playgrounds, and schools; and ✓

DMMC 17.15.070 – Approval Criteria

(5) It serves the public use and interest and is consistent with the public health, safety, and welfare. The City Council shall be guided by the policy and standards and may exercise the powers and authority set forth in chapter 58.17 RCW, as presently constituted or as may be subsequently amended; and ✓

(6) The proposed modified subdivision/short subdivision provides for coordinated development with adjoining properties or future development of adjoining properties including but not limited to provisions for improved or shared access where appropriate; and ✓

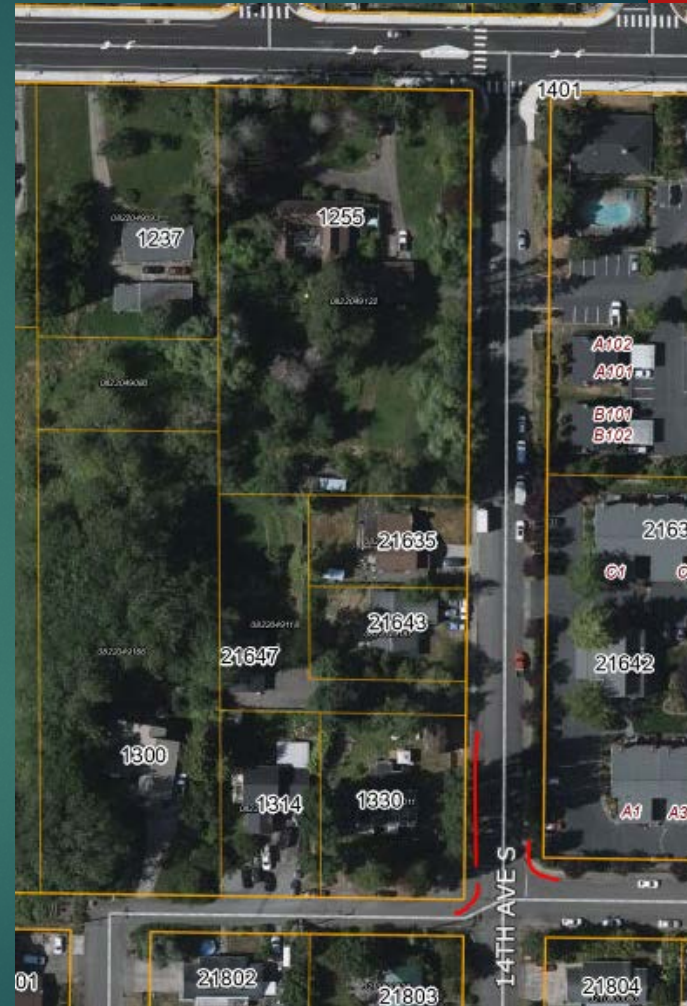
(7) The applicant has demonstrated that the proposal includes design features or improvements which are beneficial to the public, typically not found in traditional subdivision proposals, and equivalent in scale or value to the improvements or requirements from which the proposal deviates; and ✓

(8) [Not applicable]

Decision Criteria (7)

DMMC 17.15.070 – Modified Subdivision

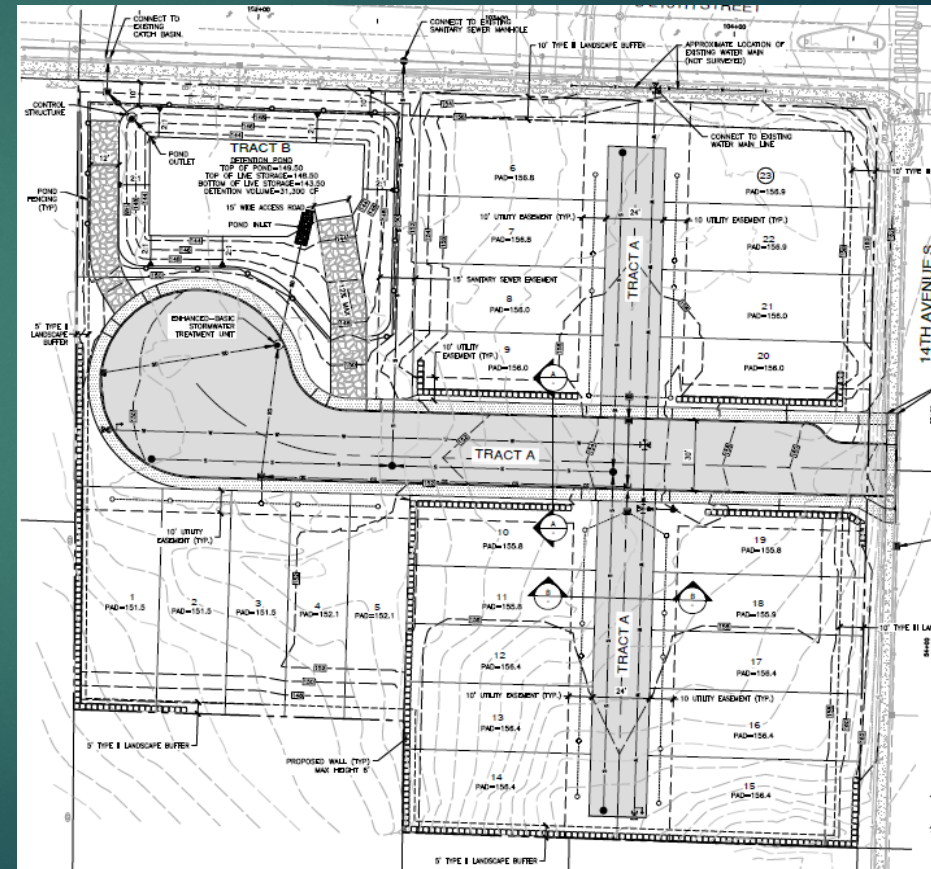
- ▶ Response: The applicant has proposed the following offsetting measures for the access tract deviation:
 - ▶ The removal, replacement, and installation of ADA curb ramps on the northwest and northeast corners at the intersection of 14th Avenue South and South 218th Street.
 - ▶ The removal and replacement of approximately 20 feet of sidewalk on the east side of parcel 0822049011, located at 1330 South 218th Street.



Decision Criteria (7)

DMMC 17.15.070 – Modified Subdivision

- ▶ Response: The applicant has proposed the following offsetting measures for the proposed access tract deviation:
 - ▶ The installation of Level 3 Flow Control for the development site, which provides additional on-site stormwater detention above what is required.
 - ▶ Use of a ‘modular wetland’ treatment unit, which provides additional water quality treatment above what is required.



DMMC 17.15.070 – Approval Criteria



- ▶ If the City Council finds that the project meets the approval criteria contained in DMMC 17.15.070, it must approve the preliminary modified subdivision application.
- ▶ Preliminary subdivision approval constitutes approval of the general concept and layout of the plat.
- ▶ Subject matter experts from the City, South King Fire & Rescue, Midway Sewer District and Water District 54 have reviewed the application, find that it meets the criteria, and recommend approval.

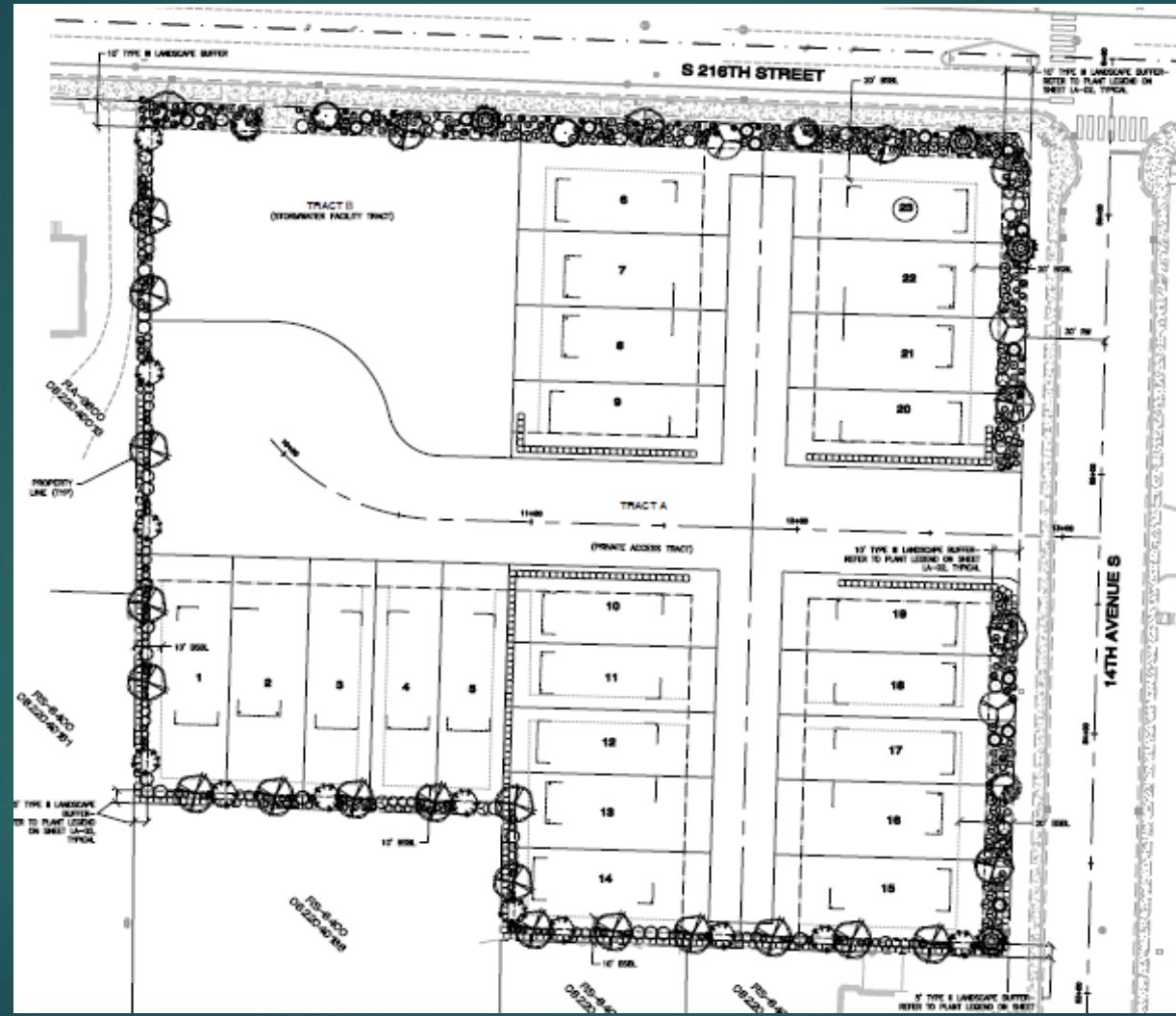
Next Steps

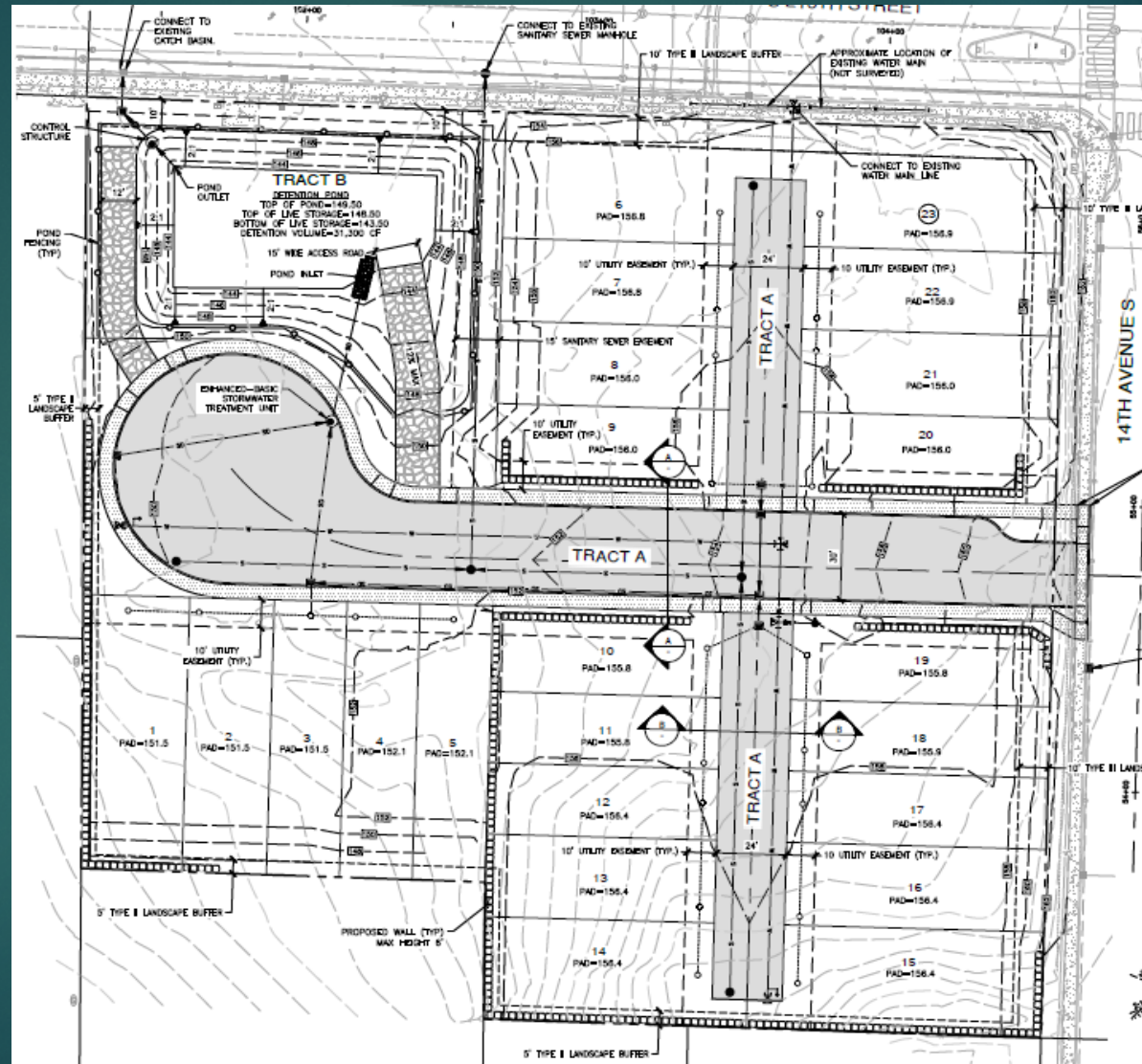


- ▶ Civil Improvements with Grading and ROW Permits
- ▶ Final Plat
- ▶ Building Permits

Motion

- ▶ **Motion 1:** “I move to adopt Draft Resolution 22-017 to approve the 216th Townhomes preliminary modified subdivision as recommended by staff.”





AGENDA ITEM

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Passenger Ferry Pilot Test

ATTACHMENTS:

FOR AGENDA OF: April 14, 2022

DEPT. OF ORIGIN: Administration

DATE SUBMITTED: April 7, 2022

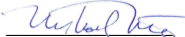
CLEARANCES:

- ☐ Community Development _____
- ☐ Marina _____
- ☐ Parks, Recreation & Senior Services _____
- ☐ Public Works _____

CHIEF OPERATIONS OFFICER: _____

- ☐ Legal /s/ TG _____
- ☐ Finance _____
- ☐ Courts _____
- ☐ Police _____

APPROVED BY CITY MANAGER

FOR SUBMITTAL: 

Purpose and Recommendation

The purpose of this agenda item is for the City Council to consider next steps for passenger ferry pilot program implementation.

Suggested Motion

Motion 1: "I move to authorize the City Manager to begin negotiating necessary contracts and agreements for a 2022 passenger ferry pilot program in an estimated amount of \$975,000, and to bring them to the City Council for consideration and approval."

Background

A passenger ferry system has long been considered as a project of potential value for our City. Recent events, including multi-modal transportation demands, prospects for Marina redevelopment and sustainable options to reduce environmental impacts of vehicular traffic have all created an opportunity to move forward with passenger ferry service.

Discussion

In the context of reviewing and moving forward with our Marina redevelopment process including development of Marina Steps and significant capital investment in our Marina (primarily dock replacement), opportunities to pursue passenger ferry service, initially linking Des Moines and the Seattle waterfront have arisen.

Last September (2021), the City sponsored (in cooperation with the Griffin family who operate businesses on Pier 57 in Seattle and donated the boat and crew) a maiden voyage round trip between Des Moines Marina and Pier 57 in Seattle. The trip was very positively received by those in attendance and the public. We now are recommending the next step in this process. Initiating a pilot beta test passenger ferry service for this summer, anticipated start date in July and end date in the fall. At the conclusion of this trial period, staff working with our consultants, will compile a report to City Council that will summarize the pilot study and offer City Council options related to future service.

As part of the process in reviewing passenger ferry options, the City commissioned a statistically valid demand study which surveyed residents regionally. The results were provided to City Council and were posted on the website. The study results were very positive in terms of regional demand and respondents having a positive view of passenger ferry service in Des Moines, including City residents and regional interests.

Alternatives

The alternative is to not move forward with a pilot passenger ferry service trial for Des Moines.

Financial Impact

In order to implement this pilot program, City administration is requesting an allocation not to exceed \$975,000 that will utilize one time sales tax funds that are designated for capital expenditures and other appropriate sources. There are two critical considerations. First, this estimate for costs associated with this pilot program does not include any projected revenue from farebox receipts. This is because of the uncertainty of the amount of receipts. In the future, if City Council wants to proceed with passenger ferry service beyond this beta test, we anticipate that passenger ferry service would be financed through a public/private partnership. We are not currently associating this effort with the Washington State ferry service.

Any operating contracts will be brought before City Council for approval prior to establishing this pilot service.

Recommendation

To proceed with this pilot program passenger ferry service in 2022.

Council Committee Review

Passenger ferry service has been discussed in Economic Development Committee (2020, 2021).

AGENDA ITEM

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Draft Resolution Recommending
Federal Way Link Extension KDM Station Name

ATTACHMENTS:

1. Draft Resolution 22-016 recommending Sound Transit Board name the FWLE KDM Station "Kent-Des Moines Station"
2. Sound Transit Naming Criteria Summary Matrix
3. Sound Transit Board Resolution No. R20212-14, Station, Line and Facility Naming Policy
4. Draft Letter to Sound Transit Board

FOR AGENDA OF: April 14, 2022

DEPT. OF ORIGIN: Community Development & Public Works

DATE SUBMITTED: April 7, 2022

CLEARANCES:

☒ Community Development /s/ DL

☒ Public Works *Des Moines*

☐ Marina N/A

☐ Parks, Recreation & Senior Services N/A

CHIEF OPERATIONS OFFICER: _____

☒ Legal /s/ TG

☐ Finance N/A

☐ Police N/A

☐ Courts N/A

APPROVED BY CITY MANAGER

FOR SUBMITTAL: *[Signature]*

Purpose and Recommendation:

The purpose of this agenda item is to consider Draft Resolution 22-016 recommending that the Sound Transit Board name the new Federal Way Link Extension (FWLE) station at 30th Avenue South and South 236th Street in Kent as the "Kent Des Moines Station".

This Draft Resolution has been developed in collaboration with the City of Kent and in consultation with Sound Transit staff in response to Sound Transit Board Policy R2021-14 establishing a station, line and facility naming policy.

Motions:

Motion 1: "I move to adopt Draft Resolution 22-016 recommending that the Sound Transit Board name the Federal Way Link Extension station at 30th Avenue South and South 236th Street in Kent as the "Kent Des Moines Station" and direct that it be sent by letter to the Sound Transit Board for consideration at their May 2022 Board Meeting.

Background

The City has been working with Sound Transit for several years to plan for and build the FWLE Project which is now under construction and scheduled to open for service in 2024. The FWLE is incorporated into both the cities of Des Moines' and Kent's comprehensive land use and transportation plans, zoning and development regulations, and Highline College's City Council-approved Master Plan.

In the fall of 2018, the City entered into a series of agreements with Highline College and Sound Transit which, in part, facilitates Highline College's plans to re-orient its campus and future development to be FWLE station and SR 99 facing and creates College Way, a new City boulevard entrance to the College from Pacific Highway South.

The City has also continued to work with Sound Transit and the City of Kent over the past decade to create a mixed-use transit-oriented development (TOD) station area extending from Kent Des Moines Road to South 240th Street and from I-5 to Highline College and anchored by the station. The City permitted the first TOD in the station area on the northwest corner of College Way and Pacific Highway South, Highline Place Phase 1 with plans for Phase 2.

Discussion:

The Sound Transit Board adopted its current policy (Attachment 3) late last fall to update its 2012 naming policy and in response to confusion around the University Street Station name in downtown Seattle. It prioritizes station names in this order with an emphasis on geography: 1- City; 2- Neighborhood; 3- Landmark; and 4- Street or combination of city or neighborhood names with a street or landmark. The policy also establishes these principles:

- Avoid redundancy – distinct from existing stations/facilities
- Be appropriate – language that is appropriate throughout served communities
- Be accessible – comply with ADA
- Be intuitive – easy to understand use for all passengers
- Be easily implemented – works well for audio, visual, and tactile experiences
- Reflect geography – avoid corporate, honorific, and commercial names
- Be brief and easy to remember – three words or less, 26 characters or less

Attachment 2 is a naming criteria summary matrix prepared by Sound Transit staff with the assistance of ST's Transit Access Coalition and a transit user advisory group. City of Des Moines and Kent staff have had a chance to discuss the application of these criteria as reflected in the summary matrix, but the matrix does not represent complete agreement by either city staff.

- There is an inherent inconsistency between the policy's emphasis on city identity and the goal of minimizing name redundancy. Both the cities of Kent and Des Moines favor a Kent Des Moines name because it acknowledges both cities and their contributions to FWLE. While there can be user confusion about the University Street Station in downtown Seattle and the University Station at UW several miles away, no such confusion exists between the Kent Des Moines Metro Park and Ride and the new station within easy walking distance of each other. Having similar names, this redundancy might in fact be a user benefit to station users and commuters. .

- Transit users, commuters, and Kent and Des Moines residents are all familiar with Kent Des Moines Road, a South County landmark for decades. This historical geographic feature is easier to remember than other name options for this reason.

Des Moines staff have been advised that the Kent Mayor will be proposing a Kent City Council resolution in April also recommending the Sound Transit Board name this the “Kent Des Moines Station.”

Highline College would like the Station name or the FWLE to somehow relate or refer to the College. Sound Transit staff has briefed the College on the naming criteria and process. While the City supports “Kent Des Moines Station” it does recognize the proximity of the Station to the College and supports the College’s efforts to strengthen its relationship to FWLE and connections to the station, its presence on Pacific Highway South, and to facilitate additional housing and other TOD near the College.

Sound Transit has two additional steps to complete their naming process before presentation to their System Expansion Committee in early May and the full Sound Transit Board in late May:

- Receive final comments from the key stakeholders and the cities.
- Complete a final round of public input in April.

Alternatives:

Council has the option to amend the Draft Resolution or decline to approve it.

Financial Impact:

None

Recommendations/Conclusion:

Administration recommends that the City Council adopt Draft Resolution 22-016 recommending Sound Transit Board name the FWLE KDM Station “Kent-Des Moines Station” and direct that it be sent to the Sound Transit Board by letter.

Concurrence:

Community Development, Public Works, and Legal Departments concur.

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COMMUNITY DEVELOPMENT & PUBLIC WORKS FIRST DRAFT 3/30/2022

DRAFT RESOLUTION NO. 22-016

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DES MOINES, WASHINGTON, recommending that the Sound Transit Board formally name the Federal Way Link Extension station in Midway as the Kent Des Moines Station.

WHEREAS, regional transit system plans include, among other projects, the Federal Way Link Extension Project ("FWLE") connecting the cities of SeaTac, Des Moines, Kent, and Federal Way to the existing Link Light Rail System, which will provide numerous benefits to the City's residents, workers, businesses and visitors, and which will help the City meet its Comprehensive Plan and economic development goals;

WHEREAS, on January 26, 2017, the Sound Transit Board defined and selected the FWLE alignment, profile, stations including one at 30th Ave South and South 236th Street in Kent, and associated infrastructure to be built between Angle Lake Station at S. 200th Street and the Federal Way Transit Center;

WHEREAS, in October and November 2018, Sound Transit and the City of Des Moines entered into a series of development and funding agreements including the incorporation of the College Way Connection Project, a boulevard connecting the Kent Des Moines Station to Highline College along S. 236th Street in Kent and College Way in Des Moines, to be jointly funded by Highline College, the City and Sound Transit;

WHEREAS, in 2021, the Sound Transit Board adopted Resolution No. R2021-14 establishing a new system naming policy with priorities and principles for naming stations; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES RESOLVES AS FOLLOWS:

Sec. 1. Station Name Recommendation. The City Council for the City of Des Moines encourages the Sound Transit Board to name the Federal Way Link Extension in the vicinity of 30th Avenue South and S. 236th Street within the City of Kent, the "Kent Des Moines Station" because, in the City's opinion, the name best promotes our respective cities, meets the Boards naming priorities and

Resolution No. ____
Page 2 of ____

principles, and best supports both the City of Des Moines' and the City of Kent's comprehensive land use plans and development goals.

Sec. 2. Support to Highline College. The City Council also encourages Sound Transit to enhance the College's connection to the station and its visibility along the FWLE, and encourages Sound Transit to incorporate wayfinding, audio messaging, station design features and other ways to promote the College and strengthen its connection to the station.

Sec. 3. Distribution of resolution following City Council action. Certified or conformed copies of this Resolution shall be delivered to the Sound Transit Board.

ADOPTED BY the City Council of the City of Des Moines, Washington this ____ day of April 2022 and signed in authentication thereof this ____ day of _____, 2022.

M A Y O R

APPROVED AS TO FORM:

City Attorney

ATTEST:

City Clerk

Naming Criteria: Summary

	Midway	Highline	Highline College	Kent/Des Moines
Avoids redundancy	✓	✓	✓	✗
Appropriate	✓	✓	✓	✓
Accessible	✓	✓	✓	✓
Intuitive	⚠	⚠	✓	✓
Easily implemented	✓	✓	✓	✓
Reflects geography	⚠	⚠	✓	✓
Brief and easy to remember	✓	✓	⚠	⚠
Public feedback		✓	✓	✓
City feedback	✗	✗	✗	✓

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Resolution No. R2021-14

Station, Line and Facility Naming Policy

A RESOLUTION of the Board of the Central Puget Sound Regional Transit Authority adopting a Station, Line and Facility Naming Policy and superseding Resolution No. R2012-02.

WHEREAS, the Central Puget Sound Regional Transit Authority, commonly known as Sound Transit, was formed under chapters 81.104 and 81.112 of the Revised Code of Washington (RCW) for the Pierce, King and Snohomish Counties region by action of their respective county councils pursuant to RCW 81.112.030; and

WHEREAS, Sound Transit is authorized to plan, construct and permanently operate a high-capacity system of transportation infrastructure and services to meet regional public transportation needs in the Central Puget Sound region; and

WHEREAS, in general elections held within the Sound Transit district on November 5, 1996, November 4, 2008 and November 8, 2016, voters approved local funding to implement a regional high-capacity transportation system for the Central Puget Sound region; and

WHEREAS, Sound Transit uses station and line names for wayfinding, signage, schedules and information for all modes; and

WHEREAS, the Sound Transit Board recognizes the value of a systemwide, comprehensive and consistent approach for selecting the permanent names of lines, stations and non-station facilities; and

WHEREAS, continuity and permanence of names is critical for the development and maintenance of a passenger-friendly transit system; and

WHEREAS, Sound Transit recognizes that its passengers and the public have a vested interest in the names of stations and lines in their region.

NOW, THEREFORE, BE IT RESOLVED by the Board of the Central Puget Sound Regional Transit Authority that Resolution No. R2012-02 is superseded with a Station, Line and Facility Naming Policy, which is hereby adopted as follows:

1.0 Scope

- 1.1 This policy addresses public-facing names for stations, lines and non-station facilities such as maintenance bases, portals and other facilities. This policy does not cover internally used names, station codes or facility designations.
- 1.2 This policy applies to stations, lines and non-station facilities named or renamed after adoption of this policy.

2.0 Definitions

- 2.1 Landmark: A feature, institution or attraction within a 0.25 mile walk of a station that is easily recognized and enables someone to establish their location, such as visitor attractions, performance venues, historical buildings, major parks, civic structures, hospitals and institutions of higher education.
- 2.2 Line names: Name for an entire route of a mode that connects individual stations.

2.3 Station: A facility owned by Sound Transit that has a platform and serves as a regular stop on a mode of public transit.

2.4 Station name: The public-facing name of a station reflected on signage and maps.

3.0 Policy

3.1 Sound Transit names stations, lines and non-station facilities consistently and in a way that ensures continued relevancy of names, allows for future system expansion, reduces passenger confusion and decreases the likelihood of renaming.

3.2 Station names should relate to the geography of the station location and prioritize wayfinding so that passengers may self-orient within the transit system and region.

3.3 Naming of stations

3.3.1 The agency uses temporary station names during project development. Staff begins the final station naming process after the Board selects the project to be built.

3.3.2 Priorities for identifying potential names

3.3.2.a **Commuter rail and light rail stations.** Station names should be chosen in this order: 1) city, 2) neighborhood, 3) landmark and 4) street or combination of a city or neighborhood name with a minor street or landmark. End-of-line stations should have city names whenever possible. If the first prioritized name category has already been taken by a transit station (owned by any transit agency), the agency selects another name within these categories.

3.3.2.b **Bus rapid transit stations.** The agency names bus rapid transit stations similarly to existing bus stops to reduce passenger confusion. Bus rapid transit station names should be chosen in this order: 1) transit facility where the station is located and 2) street or intersection.

3.3.3 **Criteria for evaluating and choosing a permanent name.** When multiple station name options are identified, station names must be considered based on their adherence to the following principles:

3.3.3.a **Avoid redundancy:** Be distinct from names of existing stations including those owned by the agency and those owned by other transit agencies, unless stations are co-located.

3.3.3.b **Be appropriate:** Utilize language that is appropriate throughout communities within the service area.

3.3.3.c **Be accessible:** Comply with the Americans with Disabilities Act and have positive or neutral impacts to passengers with disabilities.

3.3.3.d **Be intuitive:** Be easy to understand and use for all passengers, including passengers with limited English proficiency.

3.3.3.e **Be easily implemented:** Work well throughout the passenger experience (e.g., audio, visual and tactile experiences).

3.3.3.f **Reflect geography:** Avoid corporate names, honorific naming and commercial references.

3.3.3.g **Be brief and easy to remember:** Be three words or less, 26 characters or less, easy to read and memorable.

- 3.3.4 **Public input.** Staff seeks input through public, jurisdiction, partner, passenger and stakeholder engagement that informs the naming process. Staff presents the results of the input to the Board for consideration when selecting final station names.
- 3.3.5 **Board adoption.** The Board adopts final station names based on the criteria outlined in this policy.
- 3.3.6 **Renaming.** The agency renames stations only in rare circumstances when the benefit to passengers outweighs the inherent advantages of retaining the existing name.
- 3.3.6.a The agency should only consider renaming a station after 10 years of revenue service or the adoption of the previous name, whichever is most recent.
- 3.3.6.b To reduce rework costs, renaming should align with system expansion efforts.
- 3.3.6.c A requestor outside of the agency must complete the following applicable actions to propose a change to a station name:
- Conduct outreach in the surrounding community,
 - Demonstrate significant local support for the rename,
 - Show a significant quality increase between the old and new name,
 - Demonstrate how the proposed name adheres to the criteria in this policy and
 - Commit to pay for the associated systems cost of the station renaming.
- 3.3.6.d Upon completion of section 3.3.6.c, staff presents the Board with analysis pursuant to this policy. The Board determines whether to adopt the proposed rename.

3.4 Naming of lines

- 3.4.1 Line names for all modes use an alphanumeric identifier as the primary name, end-of-line stations as the secondary name, and line colors and shape icons as supporting visual indicators.
- 3.4.2 Names are determined, used and retired based on the following criteria:
- 3.4.2.a Extensions of existing rail and bus rapid transit lines use the end-of-line station and mode name.
- 3.4.2.b New rail lines use both end-of-line stations and the mode name, while new bus rapid transit lines use the primary corridor and mode name.
- 3.4.2.c Project names are permanently retired after revenue service begins, at which point the line name is used.

3.5 Naming of non-station facilities. Sound Transit-owned non-station facilities should be named according to the following naming conventions.

- 3.5.1 Transit centers that serve express bus lines are named after the city or neighborhood in which they are located.
- 3.5.2 Parking garages follow the name of the station at which they are located.
- 3.5.3 Operations and maintenance facilities, maintenance bases and bus bases are assigned a cardinal direction to differentiate them based on location.

3.5.4 Maintenance of way buildings, which, if present at an operations and maintenance facility, are simply named maintenance of way. If located outside of an operations and maintenance facility, the name is assigned a cardinal direction.

3.5.5 Portals are generally named after the neighborhood location or nearest station.

3.6 **Honorific and memorial naming.** Sound Transit names stations and lines to facilitate wayfinding for passengers and not to honor or memorialize individuals, events or groups.

3.7 **Corporate naming.** Sound Transit does not sell naming rights for stations, lines or non-station facilities.

3.8 **Delegation of authority.** The chief executive officer is authorized to name lines and non-station facilities consistent with the criteria in this policy.

4.0 References

4.1 Motion No. M98-58 Policy on Design Issues for ATMs, Bicycles, Passenger Amenities and Signage

4.2 Motion No. M98-60 Policy on Design Issues for Link Light Rail

4.3 Motion No. M99-46 Revised Policy Regarding Advertising on Sound Transit Vehicles and at Transit Facilities and Stations

4.4 Resolution No. R2011-15 Inclusive Public Participation and Community Outreach (Title VI) Policy

4.5 Resolution No. R2013-03 Parking and System Access Policy

ADOPTED by the Board of the Central Puget Sound Regional Transit Authority at a regular meeting thereof held on October 28, 2021.



Paul Roberts
Board Vice Chair

Attest:



Kathryn Flores
Board Administrator

April 15, 2022

Sound Transit Board of Directors
401 S Jackson Street
Seattle WA 98104

SUBJECT: Station Naming on the FWLE Project

Dear Sound Transit Board,

Attached for your consideration is City of Des Moines City Council Resolution 22-016 recommending that you name the Federal Way Link Extension (FWLE) station in the vicinity of 30th Avenue South and S. 236th Street in the City of Kent the “Kent Des Moines Station.”

The light rail station area is allowing Highline College to re-orient its campus and future development to be station/SR 99 facing and anchors Kent’s Midway Subarea Plan. This station area will be one of the most significant public/private developments between Sea-Tac Airport and Federal Way west of I-5, a signature land use feature of this area, and a major transit-oriented development hub. The station will not be just a transit facility with a transit user orientation, but a major future development node for both Kent and Des Moines, deserving of a station name that identifies our respective cities and complements our cities’ shared development goals.

We do want to address a concern with the naming criteria summary matrix prepared by Sound Transit staff with the assistance of ST’s Transit Access Coalition and a transit user advisory group (attached). City of Des Moines and Kent staff have had a chance to discuss the application of these criteria as reflected in the summary matrix, but the matrix does not represent complete agreement by either city staff. There is an inherent inconsistency between the policy’s emphasis on city identity and the goal of minimizing name redundancy.

Both the cities of Kent and Des Moines favor a Kent Des Moines name because it acknowledges both cities and their contributions to FWLE. While there can be user confusion about the University Street Station in downtown Seattle and the University Station at UW several miles away, no such confusion exists between the Kent Des Moines Metro Park and Ride and the new station within easy walking distance of each other. Having similar names, this redundancy might in fact be a user benefit to station users and commuters. Transit users, commuters, and Kent and Des Moines residents are all familiar with Kent Des Moines Road, a South County landmark for decades. This historical geographic feature is easier to remember than other name options for this reason.

Wayfinding is already very intuitive for regional commuters, college students and staff, and local residents with a regionally recognized name with a long history. “KDM and Kent Des Moines station” have both been used by both Sound Transit and the cities since 2017 to identify this station for these reasons.

As you know, in 2019 Sound Transit held open houses and online surveys for station naming on the FWLE project. Out of the 552 votes received, 390 votes preferred “Kent-Des Moines Station” for the station adjacent to 30th Avenue South in Kent further supporting our naming recommendation.

The City is also very supportive of Highline College’s goals to enhance their connection to the station and their visibility along FWLE, and encourages Sound Transit to incorporate wayfinding, audio messaging, station design features and other ways to promote the College and strengthen its connection to the station.

For these reasons, we strongly encourage the Sound Transit Board to name the Federal Way Link Extension station located adjacent to 30th Avenue South in Kent the “Kent Des Moines Station” while continuing to develop ways to support Highline College’s goals.

MAYOR

CITY MANAGER

FWLE Station Name Recommendation

- Sound Transit Board will meet in May to formalize FWLE station names based on ST policy adopted last Fall.
- Their new policy calls for:
 - An emphasis on geography – city, neighborhood, landmark, or a combination of those
 - Reducing the length and character counts of station names
 - Avoiding redundancy and/or commuter confusion with other locations or facilities that have similar names
- ST's Transit User Group has applied these policies and criteria which is summarized in this chart from Attachment 2 of your Council packet.
 - This group felt there was a potential redundancy with the KDM Metro Park & Ride
 - Staff has objected
- Additional public input by April 17th has been requested.
- City of Kent will be considering a similar resolution supporting the “Kent Des Moines Station” name.
- **Staff recommend the Council adopt Draft Resolution 22-016, calling on the ST Board to name the FWLE station the “Kent Des Moines Station” and requesting that ST continues to support its connections to Highline College.**

Naming Criteria: Summary

	Avoids redundancy	Appropriate	Accessible	Intuitive	Easily implemented	Reflects geography	Brief and easy to remember	Public feedback	City feedback
Midway	✓	✓	✓	—	✓	—	✓	—	✗
Highline	✓	✓	✓	—	✓	—	✓	✓	✗
Highline College	✓	✓	✓	✓	✓	✓	—	✓	✗
Kent/Des Moines	✗	✓	✓	✓	✓	✓	—	✓	✓

8 Note: Final names will include "Station," removed here for simplification purposes.



FWLE Station Name Recommendation

Motion 1 (Revised): “I move to adopt Draft Resolution 22-016 recommending that the Sound Transit Board name the Federal Way Link Extension station at 30th Avenue South and South 236th Street in Kent as the “Kent Des Moines Station” and support Highline College’s goals to enhance its connection to the station area and visibility along the FWLE, and direct that the resolution be sent by letter to the Sound Transit Board for consideration at their May 2022 Board Meeting.