ORDINANCE NO. 4234

AN ORDINANCE of the City Council of the City of Kent, Washington, repealing Section 2 of Ordinance No. 3602 that had adopted Kent's 2002 Surface Water Design Manual, and adopting Kent's new 2017 Surface Water Design Manual.

RECITALS

A. The city of Kent's existing Surface Water Design Manual ("KSWDM") was last updated approximately 14 years ago, in May of 2002, through the adoption of Ordinance No. 3602.

B. The public health, safety, and welfare of the residents of Kent require the proper design, construction, and maintenance of surface water and stormwater control systems. The KSWDM presents the City's strategy to reduce public hazards due to floods, erosion, and landslides; enhance public health, safety, and welfare; better protects the City's environmental resources, specifically our native salmon; improves regulatory review by introducing more certainty in the requirements; assists developers by providing more detailed information about how to analyze and design acceptable stormwater control systems; provides the City with the latest technology available for designing and constructing stormwater controls; and meets state and federal regulatory requirements for local municipalities under the Endangered Species Act and Clean Water Acts.
C. Due to the requirements of federal and state law, and updates King County made recently to its Surface Water Design Manual, it is appropriate for Kent to update its KSWDM. During preparation of the current KSWDM, City staff met with the development community and the manual was subject to review under the State Environmental Policy Act ("SEPA"). The City's SEPA responsible official has determined that the proposed amendments to the KSWDM are procedural in nature and further SEPA analysis is not required for the adoption of the KSWDM.

D. A draft version of this ordinance and the KSWDM was submitted to the Washington State Department of Commerce for expedited review on November 4, 2016, which was granted on November 29, 2016. The ordinance and the KSWDM were discussed as informational items before the Economic and Community Development Committee and the Public Works Committee on November 14, 2016, and November 21, 2016, respectively. They were considered by the City’s Land Use and Planning Board after a duly noticed public hearing on November 28, 2016. They were also considered by the Public Works Committee on December 5, 2016, and January 9, 2017, which recommended Council adoption. Council has considered this ordinance, the 2017 edition of the KSWDM, together with all public comment, and has determined that adoption is appropriate.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF KENT, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

ORDINANCE

SECTION 2. - Adoption - 2017 edition of Kent Surface Water Design Manual. Kent's 2017 Surface Water Design Manual, attached and incorporated as Exhibit A, is hereby adopted for application and enforcement within the city of Kent. To the extent not inconsistent with any express provision of the Surface Water Design Manual, the Directors of the City's Public Works Department and the Economic and Community Development Department may amend, revise, supplement, and incorporate minor changes to the Surface Water Design Manual as they become necessary. Major, substantive changes shall include an opportunity for public review and comment.

SECTION 3. - Severability. If any one or more section, subsection, or sentence of this ordinance is held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force and effect.

SECTION 4. - Savings. The 2002 edition of the Surface Water Design Manual, which is repealed and replaced by this ordinance, shall remain in full force and effect until the effective date of this ordinance.

SECTION 5. - Corrections by City Clerk or Code Reviser. Upon approval of the city attorney, the city clerk and the code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors; ordinance, section, or subsection numbering; or references to other local, state, or federal laws, codes, rules, or regulations.

SECTION 6. - Effective Date. This ordinance shall take effect and be in force sixty (60) days from and after its passage, as provided by law.

Suzette Cooke, Mayor
ATTEST:

Kimberly A. Komoto
KIMBERLEY A. KOMOTO, CITY CLERK

APPROVED AS TO FORM:

TOM BRUBAKER, CITY ATTORNEY
ARTHUR FITPATRICK, DEPUTY CITY ATTORNEY


I hereby certify that this is a true copy of Ordinance No. 4234 passed by the City Council of the City of Kent, Washington, and approved by the Mayor of the City of Kent as hereon indicated.

Kimberly A. Komoto (SEAL)
KIMBERLEY A. KOMOTO, CITY CLERK
STATE OF WASHINGTON, COUNTY OF KING  
AFFIDAVIT OF PUBLICATION

PUBLIC NOTICE
Linda M Mills, being first duly sworn on oath that she is the Legal 
Advertising Representative of the

Kent Reporter

a weekly newspaper, which newspaper is a legal newspaper of 
general circulation and is now and has been for more than six months 
prior to the date of publication hereinafter referred to, published in 
the English language continuously as a weekly newspaper in King 
County, Washington. The Kent Reporter has been approved as a Legal 
Newspaper by order of the Superior Court of the State of Washington 
for King County.
The notice in the exact form annexed was published in regular 
issues of the Kent Reporter (and not in supplement form) which was 
regularly distributed to its subscribers during the below stated period. 
The annexed notice, a:

Public Notice

was published on January 20, 2017.
The full amount of the fee charged for said foregoing publication is 
the sum of $96.65.

[Signature]
Linda Mills
Legal Advertising Representative, Kent Reporter
Subscribed and sworn to me this 20th day of January, 2017.

[Signature]
Gale Gwin, Notary Public for the State of Washington, Residing in 
Covington, Washington.

CITY OF KENT
NOTICE OF ORDINANCES
PASSED BY THE 
CITY COUNCIL
The following is a summary of 
the ordinances adopted by the 
Kent City Council on January 17, 
2017:
ORDINANCE NO. 4233 - AN 
ORDINANCE of the City Coun-
cil of the City of Kent, Wash-
ington, adopting Chapter 10.01 of 
the Kent City Code, enacting 
"Source of Income Discrimina-
tion" residential rental regula-
tions prohibiting discrimination 
on the basis of government sub-
sidies, imposing penalties, and 
establishing an appeal process. 
This ordinance shall take effect 
and be in force 30 days from and 
after its passage, as provided by 
law.
ORDINANCE NO. 4234 - AN 
ORDINANCE of the City Coun-
cil of the City of Kent, Wash-
ington, repealing Section 2 of Ordin-
ance No. 3602 that had adopted 
Kent's 2002 Surface Water 
Design Manual, and adopting 
Kent's new 2017 Surface Water 
Design Manual. 
This ordinance shall take effect 
and be in force sixty (60) days 
from and after its passage, as 
provided by law. 
A copy of the complete text of 
any ordinance will be mailed 
upon request of the City Clerk. 
Kimberly A. Komoto, 
City Clerk
Published in the Kent Reporter 
on January 20, 2017. #1792715.