

STREET STANDARDS

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12.50.010

Adoption.

A. City of Kenmore 2016 Road Standards (the Standards), incorporated herein as Attachment A*, along with all companion documents referenced in Section 1.02 of the Standards, are hereby approved and adopted as the City of Kenmore standards for street design and construction.

B. Consistent with the council's direction and intent in adopting these standards, the department of Public Works is hereby authorized to develop public rules and make minor changes to the Standards, or the referenced companion documents, in order to better implement the standards and as needed to stay current with changing design and construction technology and methods.

*Code reviser's note: Attachment A is on file in the office of the City Clerk.

12.50.020

Terms.

A. "Standards" means the City of Kenmore 2016 Road Standards.

B. "Engineer" means the City of Kenmore Public Works Director, having authorities specified in RCW 36.75.050 and Chapter 36.80 RCW, or his/her authorized representatives. [Ord. 03-0180 §§ 1, 2; Ord. 02-0141 § 1; Ord. 98-0024 §§ 1, 2 (KCC 14.42.020).]

C. "City Manager" means the City of Kenmore City Manager or his/her designee(s)

D. Additional terms are defined in Section 1.01 of the Standards.

12.50.030

Applicability.

A. The Standards shall apply to all newly constructed street and right-of-way facilities, both public and private, within the City of Kenmore.

B. The Standards apply to modifications of roadway features or existing facilities, roadway widening, pedestrian facility improvements or alterations, bicycle facility improvements or alterations, road improvements for land developments, and capital improvement projects.

C. The Standards shall apply to every new placement and every planned, non-emergency replacement or repair of existing utility poles and other utility structures within the City right-of-way. Every effort shall be made to meet the Standards during emergency replacement of existing utility poles and other structures.

D. Design detail, construction workmanship, and materials shall be in accordance with the Standards and the latest edition of the companion documents reference in Section 1.02 of the Standards. Design and construction shall meet the applicable standards, policies, and codes, including the Standards, Kenmore Municipal Code (KMC), City comprehensive or master plans, as well as project specific City approved geotechnical reports, traffic impact studies, and/or drainage reports, as determined by the City Manager.

12.50.040

Developments.

Any land development which is required by operation of any City ordinance or adopted standard to improve streets within, abutting, or serving the development shall do so in accordance with these standards. [Ord. 03-0180 §§ 1, 2; Ord. 02-0141 § 1; Ord. 98-0024 §§ 1, 2 (KCC 14.42.040).]

12.50.050

References.

The standards implement and are intended to be consistent with the references listed in Section 1.02 of the Standards

12.50.060

Variances.

- A. A variance is required for any design or construction deviation from the Standards and shall be a Type 1 decision per KMC 19.25.
- B. A variance from these Standards may be granted upon evidence that the variance is in the public interest and that the requirements for safety, function, fire protection, transit needs, appearance and maintainability are fully met. The need for a variance is not assumed by the City to be evidence of an impractical or undesirable design, and variances that meet these requirements are encouraged to keep the City at the forefront of innovative design and construction.
- C. Variance requests for subdivisions shall be proposed at preliminary plat stage and prior to any public hearing. All known variances requests must be reviewed by the City prior to approval of the engineering plans for construction. Variances from these Standards which do not meet the International Fire Code will require concurrence by the City's Fire Marshal.
- D. Applications for Road Variances:
 1. Applications for proposed variances shall be written, including graphics and drawings as needed to support the request, and shall include a specific description of the proposed alternative along with supporting documentation. Documentation may include, but is not limited to, a record of successful use by other agencies, or evidence of meeting criteria for quality/safety such as AASHTO and WSDOT standards.
 2. The applicant shall indicate those sections of the Standards or KMC which are proposed for deviation.
 3. Variance requests shall be on forms prescribed by the City and shall be accompanied by the variance review fee as specified in the adopted City of Kenmore fee schedule.
- E. Variances to these standards may also be granted by the City Council through a Development Agreement per KMC 18.110.
- F. Capital improvement projects performed by the City of Kenmore or their representatives need not file for a formal variance request provided that all deviations from these

Standards are documented during design.

12.50.070

Appeals from decisions on variances.

The department of Public Works by public rule shall establish procedures governing the administrative appeal of the Engineer's decision on a request for variance made in accordance with KMC 12.50.060. The department's decision on such appeals shall be final. [Ord. 03-0180 §§ 1, 2; Ord. 02-0141 § 1; Ord. 98-0024 §§ 1, 2 (KCC 14.42.062).]

12.50.150

Interpretation.

The City Manager is authorized to interpret the Standards, provide guidelines for their implementation, promulgate rules, and to resolve conflicts or inconsistencies that may arise in their interpretation or application. [Ord. 00-0096 § 8.]

12.50.160

Penalties.

Failure to comply with the Standards may result in denial of plan or development permit approval, revocation of prior approvals, legal action for forfeiture of financial guarantee, code enforcement, and/or other penalties as provided by law. [Ord. 03-0180 §§ 1, 2; Ord. 02-0141 § 1; Ord. 98-0024 §§ 1, 2 (KCC 14.42.070).]

12.50.170

Severability.

If any part of these standards as established by ordinance shall be found invalid, all other parts shall remain in effect. [Ord. 03-0180 §§ 1, 2; Ord. 02-0141 § 1; Ord. 98-0024 §§ 1, 2 (KCC 14.42.080).]