CLEAN COPY

Attachment “A”

Proposed Amendments to the Zoning Code of Spokane County

Chapter 14.300
DEFINITIONS

Secure Community Transition Facility: A residential facility for persons civilly committed and conditionally released to a less restrictive alternative under Chapter RCW 71.09. A Secure Community Transition Facility has supervision and security, and either provides or ensures the provision of sex offender treatment services. Secure Community Transition Facilities include but are not limited to the facilities established pursuant to RCW 71.09.250 and any community-based facilities established under RCW 71.09 and operated by the secretary of the Washington Department of Social and Health Services or under contract with the secretary.

Community Residential Facility: Any dwelling licensed, certified or authorized by state, federal or local authorities as a residence for children or adults with physical, developmental or mental disabilities, dependent children or elderly individuals in need of supervision, support and/or independent living training. Does not include: Halfway House, Crisis Residential Center or Secure Community Transition Facility. May include: specialized group home for the developmentally disabled, group care facility for children and boarding home.

Community Treatment Facility: Any dwelling or place licensed, certified or authorized by state, federal or local authorities as a residence and treatment facility for children or adults with mental disabilities, alcoholism or drug abuse problems needing a supervised living arrangement and rehabilitation services on a short-term or long-term basis. Does not include: detoxification centers, Halfway House, Crisis Residential Center or Secure Community Transition Facility. May include: alcohol and/or drug abuse treatment facilities and adult treatment facilities.
Chapter 14.612
SUBURBAN RESIDENTIAL-1 (SR-1) ZONE
Chapter 14.614
SUBURBAN RESIDENTIAL-1/2 (SR-1/2) ZONE
Chapter 14.616
URBAN RESIDENTIAL-3.5 (UR-3.5) ZONE
Chapter 14.618
URBAN RESIDENTIAL-7 (UR-7) ZONE
Chapter 14.620
URBAN RESIDENTIAL-12 (UR-12) ZONE
Chapter 14.622
URBAN RESIDENTIAL-22 (UR-22) ZONE

14.6xx.240 Conditional Uses

x. Secure Community Transition Facility (SCTF) (3 or fewer residents), provided that:
   a. The use shall not be allowed outside the Urban Growth Area Boundary except for zones within the Limited Development Area designation of the Comprehensive Plan;
   b. The use is located or maintained at a distance so that it is not across the street from, across the parking lot from, adjacent to, or within the line of sight of the following pre-existing uses, as measured from the nearest property line of the Secure Community Transition Facility to the nearest property line of the pre-existing use. For Spokane County, the definition of “within line of sight” means that it is possible to reasonably visually distinguish and recognize individuals. For the purposes of granting a conditional use permit, the Hearing Examiner shall consider an unobstructed visual distance of 600 feet to be “within line of sight.” Through the conditional use process, “line of sight” may be considered to be less than 600 feet if the applicant can demonstrate that visual barriers exist or can be created that would reduce the line of sight to less than 600 feet.
      i. Public library;
      ii. Public playground, sports field, recreational center, community center, park, publicly dedicated trail, as designated in the Spokane County Geographic Information System (GIS) Parks Map Layer, as amended;
      iii. Public or private school and its grounds of preschool to twelfth grade;
      iv. School bus stop;
v. Child day-care center;
v. Places of worship such as church, mosque, synagogue, and temple;
vii. Another Secure Community Transition Facility subject to the provisions of this section; and
viii. Any other risk potential activity or facility identified in siting criteria by the Department of Social and Health Services, with respect to siting a Secure Community Transition Facility.

c. The Secure Community Transition Facility shall meet all applicable state, federal, and local licensing for a facility authorized by state, federal, or local authorities to confine and treat sex offenders through a rehabilitation treatment program for those conditionally released from total confinement under a court-ordered civil commitment;
d. Before issuance of a conditional use permit, the applicant shall have complied with all applicable requirements for the siting of an essential public facility in accordance with state, regional, and local mandates, including the Spokane County Regional Siting Process for Essential Public Facilities;
e. The applicant shall demonstrate that it has met all the standards required by state law for public safety, staffing, security, and training, and those standards shall be maintained for the duration of the operation of the Secure Community Transition Facility; and
f. Properties that fail to meet any of these criteria must be removed from further consideration. The properties that do meet the minimums must be further evaluated to determine which one, among the available properties, is the most suitable. When a site is selected, preference must be given to properties that are the farthest removed from risk potential activities or facilities.
Chapter 14.606
RURAL RESIDENTIAL-10 (RR-10)
Chapter 14.608
SEMI-RURAL RESIDENTIAL-5 (SRR-5)
Chapter 14.609
RURAL-5 (R-5)
Chapter 14.610
SEMI-RURAL RESIDENTIAL-2 (SRR-2)
Chapter 14.624
NEIGHBORHOOD BUSINESS (B-1)
Chapter 14.626
COMMUNITY BUSINESS (B-2)
Chapter 14.628
REGIONAL BUSINESS (B-3)
Chapter 14.630
INDUSTRIAL PARK (I-1)
Chapter 14.632
LIGHT INDUSTRIAL (I-2)
Chapter 14.634
HEAVY INDUSTRIAL (I-3)
Chapter 14.636
MINING (MZ)

14.6xx.240 Conditional Uses

x. Secure Community Transition Facility (SCTF) (3 or fewer residents), provided that:
   a. The use shall not be allowed outside the Urban Growth Area Boundary except for zones within the Limited Development Area designation of the Comprehensive Plan;
   b. The use is located or maintained at a distance so that it is not across the street from, across the parking lot from, adjacent to, or within the line of sight of the following pre-existing uses, as measured from the nearest property line of the Secure Community Transition Facility to the nearest property line of the pre-existing use. For Spokane County, the definition of “within line of sight” means that it is possible to reasonably visually distinguish and recognize individuals. For the purposes of granting a conditional use permit, the Hearing Examiner shall consider an unobstructed visual distance of 600 feet to be “within line of sight.” Through the conditional use process, “line of sight” may be considered to be less than 600 feet if the applicant can demonstrate that visual barriers

4
exist or can be created that would reduce the line of sight to less than 600 feet.

i. Public library;

ii. Public playground, sports field, recreational center, community center, park, publicly dedicated trail, as designated in the Spokane County Geographic Information (GIS) Parks Map Layer, as amended;

iii. Public or private school and its grounds of preschool to twelfth grade;

iv. School bus stop;

v. Child day-care center;

vi. Place of worship such as church, mosque, synagogue, and temple;

vii. Another Secure Community Transition Facility subject to the provisions of this section; and

viii. Any other risk potential activity or facility identified in siting criteria by the Department of Social and Health Services, with respect to siting a Secure Community Transition Facility.

c. The Secure Community Transition Facility shall meet all applicable state, federal, and local licensing for a facility authorized by state, federal, or local authorities to confine and treat sex offenders through a rehabilitation treatment program for those conditionally released from total confinement under a court-ordered civil commitment;

d. Before issuance of a conditional use permit, the applicant shall have complied with all applicable requirements for the siting of an essential public facility in accordance with state, regional, and local mandates, including the Spokane County Regional Siting Process for Essential Public Facilities;

e. The applicant shall demonstrate that it has met all the standards required by state law for public safety, staffing, security, and training, and those standards shall be maintained for the duration of the operation of the Secure Community Transition Facility; and

f. Properties that fail to meet any of these criteria must be removed from further consideration. The properties that do meet the minimums must be further evaluated to determine which one, among the available properties, is the most suitable. When a site is selected, preference must be given to properties that are the farthest removed from risk potential activities or facilities.