

ORDINANCE NO. 292-2002

RELATING TO ZONING AND AMENDING TITLE 17 KITSAP COUNTY CODE PERTAINING TO THE STORAGE OF JUNK MOTOR VEHICLES ON PRIVATE PROPERTY.

WHEREAS, RCW 35.80 authorizes the County to adopt ordinances relating to unfit dwellings, structures and premises;

WHEREAS, Chapter 46.55 RCW authorizes the County to adopt ordinances establishing procedures for the abatement and removal of junk motor vehicles or parts thereof as public nuisances;

WHEREAS, the Kitsap County Board of Commissioners recently adopted Kitsap County Code Chapter 9.56 "Public Nuisances," specifying the process for the abatement of conditions which constitute a nuisance; and

WHEREAS, certain provisions of Kitsap County Code Title 17, "Zoning", must be amended to correspond to the provisions of Kitsap County Code Chapter 9.56;

NOW, THEREFORE, BE IT ORDAINED:

NEW SECTION. Section 1. A new section is added to Chapter 17.110 Kitsap County Code, "Definitions", as follows:

17.110.369 Junk Motor Vehicle

"Junk motor vehicle" means a motor vehicle that is damaged, apparently inoperable, or any detached parts thereof, including, but not limited to, cars, trucks, motorcycles, vehicle hulk, campers, trailers and/or motor homes. "Junk motor vehicle" does not include a vehicle or part thereof that is completely enclosed within a building in a lawful manner where it is not visible from the street or other public or private property, or a vehicle or part thereof that is stored or parked in a lawful manner on private property in connection with the business of a licensed dismantler or licensed vehicle dealer and is fenced according to the requirements of RCW 46.80.130.

Section 2. Kitsap County Code Section 17.320.020, adopted by Ordinance 216-1998, adopted May 7, 1998, is amended as follows:

**RURAL USE TABLE 17.320.020**

"P" — Permitted uses  
 "C" — Conditional uses, Chapter 17.420

"SPR" — Site plan review, Chapter 17.410  
 "X" — Uses specifically prohibited

USES	FRL	IRF	RP	RR	URS
1 Forestry, including accessory buildings related to such uses and activities	P	P	P	P	P
2 Agricultural uses, <sup>2</sup> including accessory buildings related to such uses and activities <sup>1</sup>	X	P	P	P	P
3 Single-family dwellings	C	P	P	P	P

4	Temporary stands not exceeding 200 square feet in area and exclusively for the sale of agricultural products grown on site <sup>3</sup>	P	P	P	P	P
5	Duplexes on double the minimum lot area required for the zone	X	P	P	P	P
6	Aggregate extraction sites <sup>4</sup>	P	P	X	X	X
7	Accessory dwelling unit <sup>1</sup>	X	C	C	C	C
7A	Accessory living quarters <sup>1</sup>	X	P	P	P	P
8	Accessory uses or structures <sup>8</sup>	P	P	P	P	P
9	Commercial stables <sup>1</sup>	X	C	C	C	C
10	Bed and breakfast house	X	C	SPR <sup>2</sup>	SPR <sup>2</sup>	SPR <sup>2</sup>
11	Kennels <sup>1</sup>	X	C	C	C	C
12	Public facilities <sup>7</sup>	C	C	C	C	C
13	Nurseries	X	C	C	C	C
14	Rock crusher used for the purpose of construction and maintenance of a timber management road system	C	C	X	X	X
15	Aquaculture	X	C	C	C	C
16	Publicly owned recreational facilities	X	C	SPR	SPR	SPR
17	Private recreational facilities	X	X	C	C	C
18	Performance based developments <sup>5</sup>	X	SPR	SPR	SPR	SPR
19	Places of worship <sup>1</sup>	X	C	C	C	C
20	Cemeteries and/or mausoleums, crematories and mortuaries within cemeteries <sup>1</sup>	X	X	C	C	C
21	Public or private schools <sup>1</sup>	X	C	C	C	C
22	Golf courses	X	X	C	C	C
23	Veterinary clinics <sup>1</sup>	X	X	C	C	C
24	Day-care centers <sup>1</sup>	X	X	C	C	C
25	Contractor's storage yard <sup>1</sup>	X	X	C	C	X
26	Community buildings, social halls, lodges, clubs and meeting places <sup>1</sup>	X	X	C	C	X
27	Home business <sup>1,6</sup>	C	SPR	SPR	SPR	SPR
28	Overnight accommodations, meeting facilities, and recreational vehicle (RV) facilities associated with a public park or private recreational facilities.	X	C	C	C	C

### NOTES TO RURAL USE TABLE 17.320.020

1. Subject to the provisions of Chapter 17.430.
2. As defined in Chapter 17.110.
3. Minimum setbacks shall be 20 feet from any abutting right-of-way or property line; provided, however, advertising for sale of products shall be limited to two on premise signs each not exceeding six square feet.
4. No greater than two acres for the purposes of construction and maintenance of a timber management road system, provided the total parcel is at least twenty acres.
5. Subject to the provisions of Chapter 17.425.
6. Home business located in the forest resource lands (FRL) must be associated with timber production and/or harvest.

7. Public facilities are allowed in forest resource lands (FRL) that do not inhibit forest practices.
8. Storage of junk motor vehicles is subject to the provisions of Section 17.430.020 X.

Section 3. Kitsap County Code Section 17.325.020, adopted by Ordinance 216-1998, adopted May 7, 1998 is amended as follows:

17.325.020 Permitted uses.

The following uses are permitted:

- A. Single-family detached dwellings, provided, mobile homes as defined in Chapter 17.110 shall not be allowed, except in approved mobile home parks;
- B. Publicly owned recreational facilities, services, parks, and playgrounds;
- C. Agriculture uses, including accessory buildings related to such uses and activities as defined in Chapter 17.110, and subject to the provisions of Chapter 17.430;
- D. Forestry, including accessory buildings related to such uses and activities as defined in Chapter 17.110;
- E. Accessory uses and structures normal to a residential environment, subject to the provisions of Section 17.430.020 X;
- F. Duplexes on double the minimum lot area required for the zone; and
- G. Accessory dwelling unit and accessory living quarters, subject to the provisions of Chapter 17.430.

Section 4. Kitsap County Code Section 17.330.020, adopted by Ordinance 216-1998, adopted May 7, 1998 is amended as follows:

17.330.020 Permitted uses.

The following uses are permitted:

- A. Single-family detached dwellings, provided, mobile homes as defined in Chapter 17.110 shall not be allowed, except in approved mobile home parks;
- B. Publicly-owned recreational facilities, services, parks, and playgrounds;
- C. Agricultural uses, including accessory buildings related to such uses and activities as defined in Chapter 17.110, and subject to the provisions of Chapter 17.430;
- D. Forestry, including accessory buildings related to such uses and activities as defined in Chapter 17.110;
- E. Accessory uses and structures normal to a residential environment, subject to the provisions of Section 17.430.020 X;
- F. Duplexes on double the minimum lot area required for the zone;
- G. Accessory dwelling unit and accessory living quarters, subject to the provisions of Chapter 17.430; and
- H. Residential care facility located within an existing structure.

Section 5. Kitsap County Code Section 17.340.020, adopted by Ordinance 216-1998, adopted May 7, 1998 is amended as follows:

17.340.020 Permitted uses.

The following uses are permitted:

- A. Single-family attached and detached, provided, mobile homes as defined in Chapter 17.110, shall not be allowed, except in approved mobile home parks;
- B. Multi-family, provided, they meet the density requirements;
- C. Publicly owned recreational facilities, services, parks, and playgrounds;
- D. Agricultural uses, including any accessory buildings related to such uses and activities as defined in Chapter 17.110, and subject to the provisions of Chapter 17.430;
- E. Forestry, including any accessory buildings related to such uses and activities as defined in Chapter 17.110;
- F. Accessory uses and structures normal to a residential environment, subject to the provisions of Section 17.430.020 X;
- G. Accessory dwelling unit and accessory living quarters, subject to the provisions of Chapter 17.430; and
- H. Residential care facility located in an existing structure.

Section 6. Kitsap County Code Section 17.350.020, adopted by Ordinance 216-1998, adopted May 7, 1998 is amended as follows:

**URBAN HIGH RESIDENTIAL USE TABLE 17.350.020**

“P” — Permitted uses  
 “C” — Conditional uses, Chapter 17.420

“SPR” — Site plan review, Chapter 17.410  
 “X” — Uses specifically prohibited

USES	UH
<b>A. Residential</b>	
1. Existing residential	P
2. Accessory uses and structures normal to a residential environment <sup>4</sup>	P
3. Single-family dwellings – attached	SPR
4. Single-family dwellings – detached	SPR
5. Multi-family subject to density limitations of the zone	P
6. Residential performance based development <sup>3</sup>	SPR
7. Boarding or rooming house <sup>2</sup>	SPR
8. Structures exceeding 35 feet in height	C
9. Home business <sup>1</sup>	SPR
<b>B. Retail Sales – Restaurants, Drinking Places</b>	
1. Restaurants within residential or office complex	SPR
2. Espresso stands within a residential or office complex	P
<b>C. Services, Business</b>	
1. Mini-storage warehouses	C
2. Temporary sales offices	SPR
<b>D. Services, Medical and Health</b>	
1. Hospital	C
2. Veterinary clinics <sup>1</sup>	C
3. Medical and dental clinics	SPR

USES		UH
4.	Convalescent, nursing or rest home	SPR
5.	Congregate care facility	C
6.	Residential care facility within an existing structure	P
7.	Residential care facility not located within an existing structure	SPR
<b>E. Services, Professional Offices</b>		
1.	Professional and business offices	SPR
<b>F. Services, Amusement</b>		
1.	Private recreational facility	SPR
<b>G. Services, Membership Organizations</b>		
1.	Places of worship	SPR
2.	Clubs, lodges and charitable institutions	SPR
<b>H. Services, Educational</b>		
1.	Public and private schools <sup>1</sup>	SPR
2.	Day-care centers <sup>1</sup>	SPR
USES		UH
<b>I. Public Services and Facilities</b>		
1.	Parks and recreational facilities	SPR
2.	Governmental structures including police and fire stations	SPR
3.	Utility substation and related facilities	SPR
<b>J. Other</b>		
1.	Forestry	P
2.	Agricultural uses <sup>2</sup> , including accessory buildings related to such uses and activities <sup>1</sup>	P
3.	Cemeteries and mausoleums	C

1. Subject to the provisions of Chapter 17.430.
2. As defined in Chapter 17.110.
3. Subject to the provisions of Chapter 17.425.
4. Storage of junk motor vehicles is subject to the provisions of Section 17.430.020 X.

Section 7. Kitsap County Code Section 17.355.020, last amended by Ordinance 250-2000, last amended on December 4, 2000 is amended as follows:

#### COMMERCIAL USE TABLE 17.355.020

"P" — Permitted uses "SPR" — Site plan review, Chapter 17.410  
 "C" — Conditional uses, Chapter 17.420 "X" — Uses specifically prohibited

USES	NC <sup>2</sup>	HTC <sup>1</sup> <sub>2</sub>	UC	RC
<b>A. Residential</b>				
1. Medium and high density (Not on ground floor)	SPR	SPR	SPR	SPR

USES	NC <sup>2</sup>	HTC <sup>1</sup> <sub>2</sub>	UC	RC
2. Performance based developments, subject to Chapter 17.425	SPR	SPR	SPR	SPR
3. Existing residences without any increase in density <sup>3</sup>	P	P	P	P
<b>B. Retail Sales – General Merchandise and services</b>				
1. Stores in excess of 25,000 square feet gross floor area	X	SPR	SPR	SPR
2. Stores – 5,000 to 25,000 square feet gross floor area	C	SPR	SPR	SPR
3. Stores – less than 5,000 square feet gross floor area	SPR	SPR	SPR	SPR
<b>C. Retail Sales – Restaurants, Drinking Places</b>				
1. Delicatessens / Restaurants – fast food including drive up service windows	SPR	SPR	SPR	SPR
2. Drinking places, alcoholic beverages with or without entertainment	C	C	C	C
3. Espresso stands	SPR	SPR	SPR	SPR
<b>D. Retail Sales – Automotive Related Sales &amp; Services</b>				
1. Motor vehicle / RV dealers – new and used	X	SPR	SPR	SPR
2. Auto parts and accessory stores	X	SPR	SPR	SPR
3. Service stations / fuel sales	X	SPR	SPR	SPR
4. Boat dealers, marine supplies, and repair	X	SPR	SPR	SPR
5. Farm equipment and implement dealer	X	SPR	SPR	SPR
6. Auto, truck, trailer and equipment rental or repair	X	SPR	SPR	SPR
7. Car washes	X	SPR	SPR	SPR
<b>E. Retail Sales – Miscellaneous Stores</b>				
1. Mobile home sales – new and used	X	SPR	SPR	SPR
2. Farm and garden supplies including nurseries	SPR	SPR	SPR	SPR
3. Fuel distributors / bulk storage	X	C	C	C
4. Laundry services	C	SPR	SPR	SPR
5. Lumber yards and building/construction materials	X	SPR	SPR	SPR
<b>F. Retail Sales – Products (Custom Fabricated, Processed, Assembled, Installed, Repaired, or Printed on the Premises within an Entirely Enclosed Building)</b>				
1. Cabinet, electrical, plumbing, sheet metal, heating & air conditioning and welding shops	C	SPR	SPR	SPR
<b>G. Services – Business</b>				
1. General office and management services in excess of 5,000 square feet gross floor area	X	SPR	SPR	SPR
2. General office and management services – 2,000 to 5,000 square feet gross floor area	C	SPR	SPR	SPR
3. General office and management services less than 2,000 square feet gross floor area	SPR	SPR	SPR	SPR
4. Duplicating, addressing, blueprinting, photocopying, mailing, and stenographic services	SPR	SPR	SPR	SPR
5. Mortuaries	C	SPR	SPR	SPR

USES	NC <sup>2</sup>	HTC <sup>1, 2</sup>	UC	RC
6. Office equipment service and repair shop	C	SPR	SPR	SPR
7. Off-street parking facilities	X	SPR	SPR	SPR
8. Mini-storage warehouses	X	SPR	SPR	SPR
9. Auction house	X	SPR	C	SPR
10. Vehicle towing service storage	X	C	C	C
11. Financial and banking institutions	SPR	SPR	SPR	SPR
12. Real estate brokers, agents, and services	SPR	SPR	SPR	SPR
<b>H. Services – Lodging Places</b>				
1. Motels / Hotels	C	SPR	SPR	SPR
2. Recreational vehicle camping parks	X	C	X	X
<b>I. Services – Medical and Health</b>				
1. Hospitals / health care campus	X	SPR	SPR	SPR
2. Medical and dental laboratories	C	SPR	SPR	SPR
3. Sanitaria, convalescent, and rest homes	C	SPR	SPR	SPR
4. Animal hospital	SPR	SPR	SPR	SPR
5. Ambulance service	C	SPR	SPR	SPR
6. Congregate care facility	C	C	C	C
7. Clinic, outpatient	SPR	SPR	SPR	SPR
<b>J. Services – Amusement</b>				
1. Amusement centers – indoor	C	SPR	SPR	SPR
2. Amusement centers – outdoor	C	SPR	SPR	SPR
3. Carnival (temporary) and circus (temporary)	C	SPR	SPR	SPR
4. Health and racquet clubs	SPR	SPR	SPR	SPR
5. Theaters, indoor	SPR	SPR	SPR	SPR
6. Theaters, outdoor (drive-in)	X	C	C	C
7. Sports facilities, including stadium and arena facilities	C	SPR	SPR	SPR
<b>K. Services – Educational, Recreational</b>				
1. Nursery, day-care centers	SPR	SPR	SPR	SPR
2. Libraries	SPR	SPR	SPR	SPR
3. Private schools	SPR	SPR	SPR	SPR
4. Public parks, parkways, public/private recreational facilities, trails and related facilities	SPR	SPR	SPR	SPR
5. Marinas	SPR	SPR	SPR	SPR
<b>L. Services – Membership Organizations</b>				
1. Business, professional, civic, social and fraternal	SPR	SPR	SPR	SPR
2. Religious, places of worship	SPR	SPR	SPR	SPR
<b>M. Public Services and Facilities</b>				
1. Police and fire stations	SPR	SPR	SPR	SPR

