

Stormwater Modification or Waiver Request

A. Applicability:

This application is to be used for requests for modifications or waivers from stormwater management regulations pursuant to SCC 30.63A.170 and modifications requested pursuant to SCC 30.63C.060.

B. Instructions:

(1) Complete the blanks below. (2) Provide sufficient information to evaluate the request. (3) Contact (425) 388-3311 x2790 to schedule an appointment to submit this request. Supporting documents and fees must be submitted at the appointment.

Request is for: ___ Modification or ___ Waiver of the following stormwater management regulations and standards:

Check applicable SCC Chapter

- Drainage Chapter 30.63A SCC
- Land Disturbing Activity Chapter 30.63B SCC
- Low Impact Development (LID) Chapter 30.63C SCC
- Drainage Manual
- EDDS Chapter 5 (Drainage)

List specific code provision

C. Project Information:

PFN: _____ Project Name: _____

Project Vesting Date: _____ PDS Project Manager: _____

Applicant or Representative and Firm: _____

Applicant Signature: _____ Phone: _____

Address: _____ Email: _____

D. Criteria:

1. Describe the modification or waiver request, including reasons for the request and site-specific details. (SCC 30.63A.830(5)(c) or 30.63A.840(4)(c))

2. Describe how the intent of the stormwater management regulations and standards will be achieved if the modification or waiver is granted. ((SCC 30.63A.830(5)(b) or 30.63A.840(4)(b), EDDS #1)

3. (Modification only): Describe how the modification or waiver will provide substantially equivalent environmental protection as the adopted stormwater management regulations and standards. (SCC 30.63A.830(6)(a), EDDS #3)

4. (Modification only): Describe how the modification or waiver is based upon sound engineering practices which will meet design objectives addressing safety, function, environmental protection and facility maintenance. (SCC 30.63A.830(6)(b))

5. (Modification only): Describe how the modification does not adversely impact off-site properties. (SCC 30.63A.830(5)(c))

6. Describe how the modification or waiver results in the least possible change that could be granted that still meets the intent of chapters 30.63A and 30.63B SCC, the Drainage Manual and chapter 5 of the EDDS. (SCC 30.63A.830(6)(d) or 30.63A.840(5)(c))

7. (Waiver only): Describe how application of the stormwater management regulation or standard for which the waiver is requested will deny the applicant all economically viable use of the property. (SCC 30.63A.840(5)(a))

8. (Waiver only): Describe how the waiver will not: (a) increase risk to the public health and welfare; (b) be injurious to other properties in the vicinity or upstream or downstream; and (c) affect the quality of waters of the state. (SCC 30.63A.840(5)(b))

(The questions on this page apply to LID Projects only)

9. (Modification pursuant to Chapter 30.63C SCC only): Identify the applicable SCC chapter and specific provision(s) for which the modification is requested. (SCC 30.63C.060(1)(a))

- ___ (a) Chapter 30.23 SCC; _____
- ___ (b) Chapter 30.24 SCC; _____
- ___ (c) Chapter 30.25 SCC; _____
- ___ (d) Chapter 30.26 SCC; _____
- ___ (e) Chapter 30.42B SCC; _____
- ___ (f) Chapter 30.5 SCC. _____

10. (Modification pursuant to Chapter 30.63C only): Describe why the modification is necessary to implement a LID BMP identified in SCC 30.63C.030(1). (SCC 30.63C.060(1)(b))

11. (Modification pursuant to Chapter 30.63C only): Describe how the modification is consistent with and furthers the purposes of the stormwater regulations set forth in SCC 30.63A.100. (SCC 30.63C.080(2)(a))

12. (Modification pursuant to Chapter 30.63C only): Describe how the modification does not result in significant adverse environmental impacts. (SCC 30.63C.080(2)(b))

13. (Modification pursuant to Chapter 30.63C only): Describe how the modification does not adversely impact the public health, safety, and welfare. (SCC 30.63C.080(2)(c))

14. (Modification pursuant to Chapter 30.63C only): Describe how the modification is consistent with generally accepted engineering and design criteria. (SCC 30.63C.080(2)(d))

15. (Modification pursuant to Chapter 30.63C only): Describe how the modification will result in one or more of the following: (SCC 30.63C.080(2)(e))

- ___ (i) Innovative site design;
- ___ (ii) Increased on-site stormwater retention using a variety of vegetation and landscape conditions;
- ___ (iii) Retention or re-creation of original natural habitat conditions over a significant portion of the site;
- ___ (iv) Improved on-site water quality beyond that required by current applicable regulations; or
- ___ (v) Retention or re-creation of pre-development and/or natural hydrologic conditions, and retention or re-creation of forested watershed conditions.

(This page to be completed by Planning and Development Services Staff)

A. Analysis of Justification for Modification:

- | | |
|---|--|
| <input type="checkbox"/> Conformance to existing standard | <input type="checkbox"/> Improved safety |
| <input type="checkbox"/> Adverse Topography | <input type="checkbox"/> Maintainability |
| <input type="checkbox"/> Comparable to or exceeds standards | <input type="checkbox"/> Public cost savings |
| <input type="checkbox"/> Aesthetics | <input type="checkbox"/> Other |

Director's Findings of Fact:

Staff Recommendations:

- | | |
|---|---|
| <input type="checkbox"/> Approve | <input type="checkbox"/> Deny |
| <input type="checkbox"/> Conditional Approval | <input type="checkbox"/> Denial without Prejudice |

Basis:

Additional Review Received (certain projects may require review by other parties as applicable):

- | | |
|---------------------------------------|---------------------------------------|
| <input type="checkbox"/> Fire Marshal | <input type="checkbox"/> Traffic |
| <input type="checkbox"/> Biologist | <input type="checkbox"/> Right of Way |

Final PDS Administrative Decision:

- | | |
|---|---|
| <input type="checkbox"/> Approved | <input type="checkbox"/> Denied |
| <input type="checkbox"/> Approved with conditions | <input type="checkbox"/> Denied without Prejudice |

Conditions, if applicable:

Signature: _____ Date: _____