

## DRAFT PARKS ZONE

### MICC 19.05.XXX – Parks Zone. [New Subsection]

- A. *Purpose.* The purpose of the Parks Zone is to preserve and maintain parks which provide green space and recreational, social, and conservation opportunities.
- B. *Parks Zone Designation Requirements.* In addition to the requirements established in [MICC 19.15.240](#), Parks must be owned, leased, or managed by the City of Mercer Island and fulfill the purpose provided in subsection (A) above to qualify for classification as Parks Zone.
- C. *Uses Permitted.* The following land uses are permitted in the Parks Zone. A use not permitted by this section is prohibited.
  - 1. Recreational uses.
  - 2. Recreational facilities and recreational amenities.
  - 3. Park maintenance facilities.
  - 4. Luther Burbank Administrative Building, Luther Burbank Boiler Building, and Luther Burbank Caretakers House.
  - 5. Public art.
  - 6. Trails.
  - 7. Habitat restoration and enhancement as authorized by [Chapter 19.07 MICC](#).
  - 8. Parking.
  - 9. Temporary uses and structures compatible with the purpose of the Parks Zone, as authorized by the City Manager or designee.
  - 10. Wireless communications facilities. (Only if otherwise permitted by [MICC 19.06.040](#), [MICC 19.06.070](#), or [MICC 19.06.075](#)).
  - 11. Utilities.

### MICC 19.05.XXX – Parks Zone Development Standards. [New Subsection]

- A. *Applicability.* The provisions of this section shall apply to all development proposals in the Parks zoning designation.
- B. *Setbacks.*

1. The following minimum setbacks apply:
  - a. Zero (0) feet if adjacent property is zoned PI, OS, TC, PBZ, C-O, or B; and
  - b. Twenty (20) feet if adjacent property is zoned R-8.4, R-9.6, R12, R-15, MF-2L, MF-2, or MF-3.
2. Setbacks are measured from the adjacent property line or the edge of adjacent public rights-of-way.
3. The following developments are exempt from setback requirements: fences, gates, culverts, trails, landscaping, furnishings, bollards, signs, kiosks, and parking areas.

C. *Signs and Kiosks.*

1. Signs shall be governed by [MICC 19.12.080](#), except as follows:
  - a. Signs shall not exceed [TBD] square feet of surface area. Surface area shall be measured as the part of the sign used to display information.
  - b. Exterior lighted signs are prohibited.
  - c. Natural colors shall be required unless necessary for public health, safety, or maintenance.
2. Scoreboards shall not exceed [TBD] square feet of surface area. Surface area shall be measured as the side of the scoreboard that displays the score. Exterior lighted scoreboards are permitted.
3. Kiosks shall not exceed [TBD] square feet of surface area or [TBD] feet in height. Surface area shall be measured as the portion of the kiosk used/usable for providing information.

D. *Trail Standards.*

1. Trails shall not exceed [TBD] feet in width.

E. *Buildings.* (This section to be completed for review at a future meeting)

1. The following requirements apply to buildings in the Parks Zone:

Building	Height Limit	Special Conditions
Luther Burbank Administrative Building		
Luther Burbank Boiler Building		
Luther Burbank Caretakers House		
All other buildings		

2. Flagpoles, antennas, chimneys, mechanical equipment, and rooftop appurtenances do not count toward the building height limit in the Parks Zone.

F. *Picnic shelters.*

1. Picnic shelters shall not exceed [16 feet] in height or [1,200] square feet of gross floor area.

G. *Parking.* The following parking requirements apply to all land uses in the Parks Zone.

1. *Design.* Parking lot design must conform to the diagrams included in [Appendix A](#) of this development code, unless alternative design standards are approved by the City Engineer.
2. *Ingress and egress.* The City Engineer shall have the authority to condition future development permit approvals to fix the location and width of vehicular ingress or egress to and from the subject property and alter existing ingress and egress as may be required to control street traffic in the interest of public safety and general welfare.
3. *Minimum parking requirements for specific uses.*
  - a. Parks with athletic fields shall provide a minimum of [TBD] parking spaces per athletic field.
  - b. Parking proposals must demonstrate to the satisfaction of the City Engineer that the number of parking spaces proposed will accommodate the projected parking created by the proposed use. The City Engineer may condition approval to require a minimum number of parking spaces if the proposed use is expected to create demand for additional parking spaces beyond existing and proposed onsite parking facilities.

H. *Impervious Surface.*

1. [No net new impervious surface] is permitted unless it has been included in an adopted Park Master Plan (or similar planning document that includes a public process and City Council approval), the City of Mercer Island Americans with Disabilities Act (ADA) Plan, or specifically exempted by this section, and stormwater and other applicable requirements are met. The following uses are exempt:
  - a. Emergency vehicle lanes not available for public use.
  - b. ADA Parking.
  - c. Public trails.
  - d. Synthetic turf athletic fields.
  - e. Utilities.

I. *Lighting.*

1. All exterior lighting shall be designed to minimize glare, sky glow, and light trespass onto neighboring properties. Fixtures must be fully shielded and installed in a manner that prevents light trespass beyond the property line of the property on which they are located. Fully shielded means a light fixture constructed and installed in such a manner that all light emitted, either directly from the lamp or a diffusing element, or indirectly by reflection or refraction from any part of the fixture, is projected below the horizontal plane through the fixture's lowest light-emitting part.

2. The following lighting types are exempt from this requirement:
  - a. Lighting within a public right-of-way or easement for the purpose of illuminating roads, trails, or pedestrian ways.
  - b. Lighting fixtures existing prior to the effective date of this section and the repair of the same.
  - c. Emergency lighting.
  - d. Pathway and landscaping lighting fixtures producing less than 200 lumens.
  - e. Temporary seasonal lighting.
  - f. Lighting required by state or federal law.

J. *Lighting for Outdoor Performance, Sport and Recreation Facilities, and Play Fields.*

1. Lighting levels for outdoor performance areas, sport and recreation facilities, and play fields shall not exceed by more than five percent the Illuminating Engineering Society of North America (IESNA) published standards for the proposed activity.
2. Where playing fields or other special activity areas are to be illuminated, lighting fixtures shall be mounted, aimed, and shielded so that their beams fall within the primary playing area and immediate surroundings, and so that no direct illumination is directed off the site.
3. Lighting shall be turned off as soon as possible after the conclusion of an event and shall not remain on for more than 30 minutes following its end.
4. All lighting shall be equipped with timers to automatically extinguish lights, ensuring that facilities are not illuminated when not in use.

**MICC 19.16.010 – Definitions**

[...]

*Athletic Field.* A developed field for organized sports, such as and not limited to, baseball, softball, soccer, lacrosse, and football.

[...]

*Community Garden.* A shared plot of land where individuals or groups collectively grow fruits, vegetables, flowers, and plants.

[...]

*Light Trespass.* Light that falls beyond the property it is located on.

[...]

*Park.* Public land that is available for recreational, ecological, educational, or cultural uses. Parks are accessible to the public and typically feature natural landscapes, open spaces, and facilities designed to support leisure, community gatherings, conservation, and outdoor activities.

[...]

Park Maintenance Facilities. Park developments that serve operational or park maintenance purposes such as and not limited to buildings and sheds.

[...]

Public Art. Art that is installed in public spaces for the purpose of community enjoyment and enrichment. Public Art is visually and physically accessible to the public and embodies public or universal concepts rather than commercial, partisan, or personal interests.

[...]

Park Maintenance. Activities performed to ensure parks are clean, safe, and operational. Park maintenance includes activities such as infrastructure repair, cleaning, landscaping, and litter removal.

[...]

Recreational Amenities. Furnishings or developments that are provided to supplement recreational uses or enhance recreational facilities, such as and not limited to, picnic tables, picnic shelters, benches, bleachers, barbecues, outdoor exercise equipment, lighting, electronic and manual scoreboards, and waste receptacles. Recreational Amenities also include all amenities addressed by the definition of Passive Recreational Amenities.

[...]

Recreational Facilities. Buildings, structures, or developments that are provided specifically for recreational uses, such as and not limited to, restrooms, playgrounds, picnic shelters, concession stands, athletic fields, sport courts, playgrounds, batting cages, bullpens, skateparks, bike skills areas, community gardens, spray parks, amphitheaters, swimming areas, docks, piers, and boat launches.

[...]

Recreational Uses. In the Parks Zone, land uses that provide opportunities for entertainment, athletic, ecological, and/or other leisure activities. Recreational uses include activities such as and not limited to, sports, cycling, skating, swimming, and use of community gardens, play equipment, and exercise equipment. Recreational uses include all uses addressed by the definition of passive recreational uses.

[...]

## MICC 19.01.040 – Zone Establishment

### A. Zones.

Zone	Symbol
Single-Family	R-8.4
Single-Family	R-9.6
Single-Family	R-12
Single-Family	R-15
Multiple-Family	MF-2L
Multiple-Family	MF-2
Multiple-Family	MF-3
Business	B
Planned Business	PBZ
Commercial Offices	C-O
Public Institution	PI
<u>Parks</u>	<u>P</u>
Open Space	OS
Town Center	TC

- B. The location and boundaries of the various zones of the city are shown and delineated on the city of Mercer Island Zoning Map which is included in appendix D of this development code and is incorporated herein by reference.
- C. The location and boundaries of the various zones as hereafter determined by the city council shall be shown and delineated on zone maps covering portions of the city, each of which shall be a part of this Code either by adoption as a part hereof or by amendment hereto.
- D. Each zone map and all notations and other information shown therein shall become part of this Code.
- E. A zone map may be divided into parts and each part may, for purposes of identification, be subdivided into units. Such parts may be separately and successively adopted by means of an amendment of this Code and, as adopted, such zone map, or its parts, shall become a part of this Code.
- F. Changes in the boundaries of a zone shall be made by ordinance adopting an amended map, or part of said zone map.
- G. When uncertainty exists as to the boundaries of any zones shown on any zone map, the following rules shall apply:
1. Boundaries shown on a map as approximately following street lines or lot lines shall be construed as actually following such lines.
  2. Where a boundary between zones divides a lot into two or more pieces, the entire lot shall be deemed to be located in the first zone on the following list in which any part of the lot is located: R-15, R-12, R-9.6, R-8.4, MF-2L, MF-3, MF-2, P, OS, PI, PBZ, C-O, TC, and B. The

location of the zone boundary shall be determined by use of the scale appearing on the zone map unless the location of the boundary is indicated by dimensions.

3. Where property abuts Lake Washington, the land use classification of the upland property extends waterward across the abutting shorelands and beds to the line of navigability/inner harbor line as established in 1984 by the board of natural resources by Resolution No. 461.
4. In case any uncertainty exists, the planning commission shall recommend and the city council shall determine the location of boundaries.
5. Where a public street is officially vacated or abandoned, the land use classification applicable to the abutting property shall apply to such vacated or abandoned street. If a vacated street forms the boundary between two or more zones, the land use classifications of each abutting zone shall extend to the mid-point of the vacated street unless the planning commission recommends and the city council decides otherwise.

H. Except as hereinafter provided:

1. No land, building, structure or premises shall be used for any purpose or in any manner other than a use listed in this Code, or amendments thereto, for the zone in which such land, building, structure or premises is located.
2. No building or structure shall be erected nor shall any building or structure be moved, altered, enlarged or rebuilt, nor shall any open spaces surrounding any building or structure be encroached upon or reduced in any manner, except in conformity with the requirements of this development code or amendments thereto.
3. No yard or other open spaces provided abut any building or structure, for the purpose of complying with the regulations of this Code or amendments thereto shall be considered as providing a yard or open space for any other building or structure.