



Whatcom County

COUNTY COURTHOUSE
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Agenda Bill Master Report

File Number: AB2025-838

File ID:	AB2025-838	Version:	1	Status:	Adopted
File Created:	11/19/2025	Entered by:	KSmith@co.whatcom.wa.us		
Department:	Council Office	File Type:	Ordinance Requiring a Public Hearing		
Assigned to:	Council Planning and Development Committee			Final Action:	12/09/2025
Agenda Date:	12/09/2025	Enactment #:	ORD 2025-060		
Related Files:					

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TITLE FOR AGENDA ITEM:

Ordinance adopting amendments to Whatcom County Code Title 20 (Zoning) to comply with preemptive state regulations for accessory dwelling units and co-living standards

SUMMARY STATEMENT OR LEGAL NOTICE LANGUAGE:

Amendments to Whatcom County Code Title 20 (Zoning) to comply with preemptive state regulations for accessory dwelling units and co-living standards affecting residential zoning districts in Urban Growth Areas per RCW 36.70A.680/.681 and RCW 36.70A.535. These amendments to Title 20 are part of the periodic review under the Growth Management Act.

HISTORY OF LEGISLATIVE FILE

Date:	Acting Body:	Action:	Sent To:
11/18/2025	Council	INTRODUCED FOR PUBLIC HEARING	Council
		Aye: 7 Buchanan, Byrd, Donovan, Elenbaas, Galloway, Scanlon, and Stremier	
		Nay: 0	
12/09/2025	Council Planning and Development Committee	DISCUSSED	
12/09/2025	Council	ADOPTED	
		Aye: 5 Byrd, Elenbaas, Galloway, Scanlon, and Stremier	
		Nay: 2 Buchanan, and Donovan	

Attachments: Proposed Ordinance, Notice of Hearing on 12.9.2025, Staff Memo - Schacht, Staff Memo - Metz

ORDINANCE NO. 2025-060

AMENDMENTS TO WHATCOM COUNTY CODE TITLE 20 (ZONING) RELATING TO ACCESSORY DWELLING UNITS, CO-LIVING HOUSING AND PARKING

WHEREAS, every ten years, as part of the periodic update, RCW 36.70A.130(1) requires Whatcom County to take legislative action to review and, if needed, revise its comprehensive plan and development regulations to comply with the requirements in Chapter 36.70A RCW (the Growth Management Act); and

WHEREAS, the amendments to Title 20 outlined in this ordinance are part of the 2025 periodic review and update under the Growth Management Act; and

WHEREAS, the Council's 2025 docket includes item PLN2025-00004, "Review and revise the Whatcom County Zoning Code and other sections of the County Code to implement Comprehensive Plan policies and/or address issues identified in the administration of the codes. Revisions needed to achieve consistency with the Growth Management Act may also be considered."

WHEREAS, Whatcom County Planning and Development Services has proposed amendments to Whatcom County Code Title 20; and

WHEREAS, The Whatcom County Council reviewed and considered the Planning Commission recommendation, staff recommendation, and public comments on the proposed amendments; and

WHEREAS, The County Council hereby adopts the following findings of fact:

FINDINGS OF FACT

1. Whatcom County Planning and Development Services has submitted an application to make amendments to Title 20 (Zoning) of the Whatcom County Code as part of the 2025 Whatcom County periodic update to the Comprehensive Plan, as required under RCW 36.70A.130, in order to comply with preemptive State regulations and standards for Accessory Dwelling Units in Urban Growth Areas as codified in RCW 36.70A.680/.681, and Co-living housing in RCW 36.70A.535 in Urban Growth Areas that allow at least six multifamily residential units, including on a lot zoned for mixed-use development.
2. Notice of the subject amendment was submitted to the Washington State Department of Commerce on October 17, 2025, with a request for an expedited 10-day review period; allowed for proposed development regulations. No comments were received to date.
3. A Determination of Non-Significance (DNS) was issued under the State Environmental Policy Act (SEPA) under case number SEPA2025-00058 on October 20, 2025. No comments have been received to date.

4. The Planning Commission held a duly noticed public hearing on the proposed amendments on October 30, 2025.
5. On October 30, 2025, the Whatcom County Planning Commission recommended approval, with amendments, of the proposed Zoning Code changes to the County Council as seen in Exhibit A of the Staff Report.
6. The County Council held a duly noticed public hearing on the proposed amendments on December, 9.
7. The amendments are consistent with Countywide Planning Policies (Appendix C) as well as Chapter 2 (Land Use) and Chapter 3 (Housing) of the Whatcom County Comprehensive Plan. There are no policies with which these amendments would be inconsistent.

NOW, THEREFORE, BE IT ORDAINED by the Whatcom County Council that amendments to the Whatcom County Code Title 20 (Zoning) and are hereby adopted as shown in Exhibit A; and

BE IT FURTHER ORDAINED by the Whatcom County Council that staff is authorized to work with Code Publishing to correct and update any cross-references made ineffective by these amendments; and

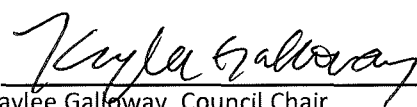
BE IT FINALLY ORDAINED by the Whatcom County Council should any part of this regulation be held to be illegal, unconstitutional, or otherwise unenforceable, the remainder of the regulation shall still apply.

ADOPTED this 9th day of December, 2025

ATTEST:


Cathy Halka, Clerk of the Council

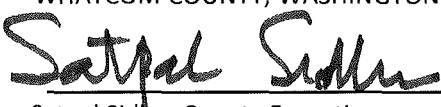
WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON


Kaylee Galloway, Council Chair

APPROVED AS TO FORM:

Greg Greenan by email (11/5/2025/lc)
Civil Deputy Prosecutor

WHATCOM COUNTY EXECUTIVE
WHATCOM COUNTY, WASHINGTON


Satpal Sidhu, County Executive

☒ Approved () Denied Date Signed:

12.15.25

Exhibit A: Proposed Accessory Dwelling Unit & Co-Living Housing Amendments

1) Allow up to two (2) ADUs per eligible lot within designated UGAs.

The Washington State legislature passed House Bill 1337 codified in RCWs 36.70A.680/.681/.682, which requires a fully planning Counties to adopt applicable development regulations to allow up to two (2) Accessory Dwelling Units on eligible lots within Urban Growth Areas. This must be reflected in local regulations by December 31, 2025, or be preempted by State law. These amendments are also associated with the 2025 Comprehensive Plan update for Whatcom County.

At the October 30, 2025 Planning Commission Meeting, the Commission recommended two (2) changes to the proposed Code language as bolded and shown in strikethrough/underlined below, removing the public sewer service requirement for development of a second ADU and adding language expanding the types of structures which can be converted into an ADU.

(B) Within Urban Growth Areas

(2) In addition to an existing or permitted dwelling, there shall be no more than two accessory dwelling units per lot. ~~if served by public sewer service, except as follows:~~

~~(a) If public sewer service is not available, there shall be no more than one accessory dwelling unit per lot.~~

(3) Minimum Lot Size, Design and Construction:

(c) Existing detached structures, including garages, barns and any other accessory buildings may be converted into accessory dwelling units even if the structure does not meet current setback or lot coverage standards;

Staff Comment:

It is Planning and Development Service's (PDS) recommendation that the County Council does not adopt the Planning Commission recommended updates for the following reasons.

As part of the new preemptive State Code, RCW 36.70A.680(5)(d) states, "Nothing in this section or in RCW 36.70A.681 prohibits a city or county from... Prohibiting the construction of accessory dwelling units on lots that are not connected to or served by public sewers...". This is to ensure that lots not connected to public sewer service are not developed before incorporation in a manner that would prevent for more intense development once incorporated. For example, septic systems and their reserve areas can take up a significant amount of space, which could prevent future denser development from occurring if the public sewer service requirement is eliminated.

In addition, staff does not support adding language expanding the types of structures can be converted into an ADU beyond the current allowance, in order to maintain consistency with State preemptive language and avoid ambiguous interpretation. In addition, while zoning may allow for conversion, the structure will still need to meet Building Code requirements; which may be difficult or infeasible for certain types of barns or accessory structures which were not intended for human habitation.

The Code language below represents the original language created by PDS, which is recommended for adoption by County Council as presented.

POLICY CHANGE

TITLE 20 ZONING

Chapter 20.20 - Urban Residential (UR) District

WCC 20.20.050 Permitted uses.

Unless otherwise provided herein, permitted, accessory and conditional uses shall be administered pursuant to the applicable provisions of Chapter 20.80 WCC (Supplementary Requirements) and Chapter 22.05 WCC (Project Permit Procedures), the Whatcom County SEPA Ordinance, the Whatcom County Subdivision Ordinance and the Whatcom County Shoreline Management Program.

~~.058~~ Accessory dwelling units when consistent with WCC 20.80.910.

WCC 20.20.130 Administrative approval uses.

The following uses are permitted subject to administrative approval pursuant to WCC 22.05.028:

~~.132~~ Accessory dwelling units, when consistent with WCC 20.80.910.

Chapter 20.22 - Urban Residential – Medium Density (URM) District

WCC 20.22.050 Permitted uses.

Unless otherwise provided herein, permitted, accessory and conditional uses shall be administered pursuant to the applicable provisions of Chapter 20.80 WCC (Supplementary Requirements) and Chapter 22.05 WCC (Project Permit Procedures), the Whatcom County SEPA Ordinance, the Whatcom County Subdivision Ordinance and the Whatcom County Shoreline Management Program.

~~.056~~ Accessory dwelling units when consistent with WCC 20.80.910.

WCC 20.22.130 Administrative approval uses.

The following uses are permitted subject to administrative approval pursuant to WCC 22.05.028:

~~.132~~ Accessory dwelling units, when consistent with WCC 20.80.910.

Chapter 20.24 - Urban Residential Mixed (UR-MX) District

WCC 20.24.050 Permitted uses.

Unless otherwise provided herein, permitted, accessory and conditional uses shall be administered pursuant to the applicable provisions of Chapter 20.80 WCC (Supplementary Requirements) and Chapter 22.05 WCC (Project Permit Procedures), the Whatcom County SEPA Ordinance, the Whatcom County Subdivision Ordinance and the Whatcom County Shoreline Management Program.

~~.056~~ Accessory dwelling units when consistent with WCC 20.80.910.

WCC 20.24.130 Administrative approval uses.

The following uses are permitted subject to administrative approval pursuant to WCC 22.05.028:

~~.133~~ Accessory dwelling units, when consistent with WCC 20.80.910.

Chapter 20.64 – Resort Commercial (RC) District

WCC 20.64.050 Permitted uses.

The following permitted uses shall be allowed subject to an evaluation by the zoning administrator pursuant to the provisions of this chapter and Chapter 20.80 WCC. In a rural community designation, nonresidential uses listed below are permitted if a use of the same type existed in that same rural community designation on July 1, 1990, per WCC 20.80.100(1). In a rural business designation all uses are permitted. Residential type uses listed below are permitted in rural community and rural business designations.

.054 Residential type uses.

(7) Accessory dwelling units within Urban Growth Areas, when consistent with WCC 20.80.910.

WCC 20.64.130 Administrative approval uses.

The following uses are permitted subject to administrative approval pursuant to WCC 22.05.028:

.132 Accessory dwelling units outside Urban Growth Areas, when consistent with WCC 20.80.910.

WCC 20.80.910 Accessory dwelling units – Standards

Where allowed in the zoning district, all accessory dwelling units shall comply with the following standards and restrictions:

(A) Outside Urban Growth Areas.

(1) This title shall apply to all lots outside of designated Urban Growth Areas, as well as those lots within Urban Growth Areas and the Lake Whatcom Watershed Overlay District, General Commercial, Agriculture, Rural, and Rural Forestry zoning districts.

(24) In addition to an existing or permitted dwelling, there shall be no more than one accessory dwelling unit per lot.

(32) The owner(s) of the lot upon which the accessory dwelling unit is located shall occupy as their primary domicile at least one of the dwelling units on that lot.

(43) Minimum Lot Size. In the districts where accessory dwelling units are allowed:

(a) For attached accessory dwelling units there is no minimum lot size, except in the Lake Whatcom Watershed Overlay District as provided in subsection (3)(c) of this section and the Rural Residential-Island District as provided in subsection (3)(d) of this section.

(b) For detached accessory dwelling units the minimum lot size shall be four and one-half acres unless the parcel is large enough to accommodate two dwelling units consistent with the gross density of the underlying zoning district; except:

(i) ~~In the urban zones (UR, URM, and UR-MX) there is no minimum lot size.~~

(ii) In the Agriculture District the minimum lot size for a detached accessory dwelling unit is 40 acres.

(iii) In the Rural Forestry District the minimum lot size for a detached accessory dwelling unit is 20 acres.

(iiiiv) In the Lake Whatcom Watershed Overlay District as provided in subsection (3)(c) of this section.

(iv) In the Rural Residential-Island district as provided in subsection (3)(d) of this section.

(c) In the Lake Whatcom Watershed Overlay District the minimum lot size for any accessory dwelling unit is 10 acres, unless the underlying zoning district is Rural Forestry, in which case the minimum lot size is 40 acres.

(d) In the Rural Residential-Island District the minimum lot size for attached accessory dwelling units is four and one-half acres, and for detached accessory dwelling units the minimum lot size is 10 acres.

Table 20.80.910(3) Minimum Lot Size Required for an ADU

District	Attached ADUs	Detached ADUs
RR	N/A	4.5 ac
RR-I	4.5 ac	10 ac
R	N/A	4.5 ac
TZ	N/A	4.5 ac
AG	N/A	40 ac
RF	N/A	20 ac
STC	N/A	4.5 ac
RC ^{*For lots outside UGAs*}	N/A	4.5 ac
LWWO	10 ac; 40 ac if underlying district is RF	

(54) Because when a subdivision is platted, roads and certain utilities (water, septic, sewer) are sized for the proposed number of lots and do not account for accessory dwelling units:

(a) Accessory dwelling units are allowed (where permitted) in all subdivisions (both long and short plats) that received preliminary plat approval prior to January 25, 1994.

(b) Except for UGAs, aAccessory dwelling units shall be prohibited in all subdivisions (both long and short plats) that received preliminary plat approval after January 25, 1994, except on those specific lots that are designating on the face of the final plat as allowing accessory dwelling units.

(c) In no case shall an accessory dwelling unit be permitted in a reserve tract within plats created through the cluster subdivision method.

(65) Design and Construction.

(a) Accessory dwelling units shall be clearly subordinate to the primary residence;

- (b) The maximum size of an accessory dwelling unit shall not exceed 1,248 square feet in floor area; except, when the density credit program (Chapter 20.91 WCC) is used, the size may be increased to a maximum of 1,748 square feet;
 - (c) Only one access point off of a public road shall be allowed to serve both the primary residential unit and any accessory dwelling unit;
 - (d) Accessory dwelling units shall be located so as to minimize visual impacts to adjacent properties and public rights-of-way, with location in immediate proximity to the primary residence being preferred. Location closer to property lines than to the primary residence may be considered when such location serves the goal of reducing overall visual impacts to public rights-of-way and adjacent properties, and such location still meets the setback requirements of this chapter.
 - (i) There shall be only one front entrance visible from the front yard and street for houses with attached accessory dwelling units and only one additional entrance visible from the front yard for detached accessory dwelling units;
 - (ii) To minimize visual impacts fencing and/or landscaping to screen the unit from public rights-of-way and/or adjacent properties may be required;
 - (e) In the Agriculture District detached accessory dwelling units shall be located within the farmstead cluster and comply with siting criteria found in WCC 20.80.255.
- (76) Prior to building permit issuance, the owner shall record with the Whatcom County auditor a deed restriction stating:
- (a) Detached accessory dwelling units and associated land cannot be financed or sold separately from the original dwelling, except in the event the zoning district allows such a land division; and
 - (b) The owner(s) of the lot upon which the accessory dwelling unit is located shall occupy as their primary domicile at least one of the dwelling units on that lot.

(B) Within Urban Growth Areas

(1) This title shall apply to all lots within designated Urban Growth Areas, except those lots within the Lake Whatcom Watershed Overlay District, General Commercial, Agriculture, Rural, and Rural Forestry zoning districts.

(2) In addition to an existing or permitted dwelling, there shall be no more than two accessory dwelling units per lot if served by public sewer service, except as follows:

(a) If public sewer service is not available, there shall be no more than one accessory dwelling unit per lot.

(3) Minimum Lot Size, Design and Construction:

(a) No minimum lot size for either attached or detached accessory dwelling units;

(b) New or existing detached accessory dwelling units may be located on a lot line, if said lot line abuts a public alley;

Commented [KG1]: Proposed amendment consistent with Planning Commission recommendation that passed 8-1

(c) Existing detached structures, including garages, barns and any other accessory buildings may be converted into accessory dwelling units even if the structure does not meet current setback or lot coverage standards;

(d) The maximum size of an accessory dwelling unit shall not exceed 1,248 square feet in floor area; except, when the density credit program (Chapter 20.91 WCC) is used, the size may be increased to a maximum of 1,748 square feet.

(4) Whatcom County will not prevent the sale, or other conveyance, of a structure originally built as an accessory dwelling unit as a condominium unit independently of the existing or permitted dwelling unit.

Commented [KG2]: Proposed amendment consistent with Planning Commission recommendation that passed 9-0

WCC 20.80.580 Parking space requirements.

For the purpose of this chapter, the following parking space requirements shall apply (See also WCC 20.97.140):

(50) Single-family dwelling (except accessory dwelling units): 2 for each unit, plus for any single-family development of more than 4 units within a UGA or LAMIRD: 1 overflow space for every 2 units.

(62) Accessory Dwelling Unit: 2 for each unit, except:

(a) For lots smaller than 6,000 square feet, and located within an Urban Growth Area, 1 parking stall per unit is required; this exception does not apply to the Lake Whatcom Watershed Overlay District.

2) Allow Co-living housing in all UGA designations that allow six or more multifamily units.

The Washington State legislature passed House Bill (HB) 1998, codified as RCW 36.70A.535, which requires a fully planning county to adopt development regulations allowing co-living housing on any lot located within a UGA that allows at least six multifamily residential units, including on a lot zoned for mixed use development. This must be reflected in local regulations by December 31, 2025, or be preempted by state law. The associated amendments are also associated with the 2025 Comprehensive Plan update for Whatcom County. The Co-housing living amendments are proposed to comply with State law and adapt the requirements to the County's existing regulations. Co-living housing is a residential development with sleeping units that are independently rented and lockable and provide living and sleeping space, and residents share kitchen facilities with other sleeping units in the building.

Staff Comment:

PDS recommends allowing Co-living housing in the urban zoning districts that allow for six (6) or more multifamily units per state guidance. Those zones include the URM, UR-MX, GC and RC zones only.

On 10/30/25 the Planning Commission recommended allowing Co-Living Housing in all UGA zoning districts (and passed a supporting motion). If adopted by Council, the Planning Commission recommendation would allow Co-living housing in all lower density single-family zones and in all industrial and any other non-residential urban zones as an outright permitted use.

PDS does not recommend allowing co-living housing in UGA residential zones that would allow for less than six residential units or in any industrial or other non-residential urban zones. Commerce guidance recommends only allowing co-living housing in UGA zones that allow six or more multifamily units. Co-living housing is a multifamily type of housing, potentially incompatible with lower density single family residential zones and industrial zones.

POLICY CHANGE

Commented [KG3]: Motion to allow co-housing in all zones in UGAs including forestry and agricultural zone was approved by Planning Commission 8-1.

In contrast, Galloway proposed amendment is intended to allow co-living in all residential zones – but not industrial or other non-residential zones (which is consistent with PDS recommendation)

TITLE 20 ZONING

Chapter 20.20 Urban Residential (UR) District
WCC 20.20.050 Permitted uses.

(...)

.060 Co-living housing, provided the density requirements in WCC 20.20.252 are not exceeded.

Chapter 20.22 Urban Residential—Medium Density (URM)
WCC 20.22.050 Permitted uses.

(...)

.051 Single-family dwellings, single-family attached, duplexes, and multifamily dwellings consistent with the density requirements of the district; provided, that if the total number of dwelling units per lot is greater than four, the site plan shall be reviewed by the technical committee for consistency with the general development criteria of this district as set forth in

WCC 20.22.650. Adequate right-of-way and street improvements may also be required so that adjacent public roadways will conform with the road standards section of the county development standards. In the Bellingham Urban Growth Area, roads must also conform with the city of Bellingham's road standards.

.059 Co-living housing, provided the density requirements in WCC 20.20.252 are not exceeded.

Chapter 20.24 URBAN RESIDENTIAL MIXED (UR-MX) DISTRICT
WCC 20.24.130 Administrative approval uses.

(...)

.132 Duplex, and multifamily and co-living housing dwellings subject to the following limitations and the developer has conducted at least one neighborhood meeting prior to application for the purpose of hearing neighborhood concerns and suggestions regarding the proposal. Where being developed in an existing neighborhood characterized by residential development at densities of one dwelling per acre or greater, the uses listed in this section shall be administered as conditional uses rather than administrative approval uses; and are subject to the same criteria, requirements, bonuses and restrictions as if they were administrative approval uses:

(1) Duplex, and multifamily dwelling and co-living housing units do not comprise more than 25 percent of the total dwelling units allowed for the entire site.

(2) Duplex, and multifamily and co-living housing dwelling units are constructed at the same time as, or after, at least 50 percent of the single-family units in an approved development.

(3) Multifamily and co-living housing development shall not be allowed within the UR-MX Zone located southeast of the Bellingham International Airport.

Chapter 20.32 Residential Rural (RR) District
WCC 20.32.050 Permitted uses.

(...)

.058 Co-living housing, provided the density requirements in WCC 20.20.252 are not exceeded.

Chapter 20.34 Rural Residential – Island (RR-I) District
WCC 20.34.050 Permitted uses.

(...)

.060 Co-living housing, provided the density requirements in WCC 20.20.252 are not exceeded.

Chapter 20.35 Eliza Island (EI) District
WCC 20.35.050 Permitted uses.

(...)

.058 Co-living housing, provided the density requirements in WCC 20.20.252 are not exceeded.

Chapter 20.36 Rural (R) District
WCC 20.36.050 Permitted uses.

(...)

.063 Co-living housing, provided the density requirements in WCC 20.20.252 are not exceeded.

Chapter 20.37 Point Roberts Transitional Tone (TZ) District
WCC 20.37.050 Permitted uses.

(...)

.059 Co-living housing, provided the density requirements in WCC 20.20.252 are not exceeded.

Chapter 20.62 General Commercial (GC) District
WCC 20.62.050 Permitted uses

(...)

.066 Duplexes, co-living housing, and multifamily dwellings not to exceed 18 units per gross acre subject to all of the following requirements:

(...)

(7) Duplexes, co-living housing, and multifamily dwellings shall not be located within airport overlay zone 2 or 3 as shown in Whatcom County Comprehensive Plan Appendix H.

(8) Within the Columbia Valley Urban Growth Area, duplex, co-living housing, and multifamily development shall not occupy more than 25 percent of the total land area in the General Commercial Zone. This restriction does not apply to dwellings located above ground-floor commercial development.

Chapter 20.64 Resort Commercial (RC) District
WCC 20.64.050 Permitted uses.

(...)

20.64.054

(...).054 Residential type uses.

(1) One single-family dwelling per lot of record.

(2) One duplex per lot of record.

(3) Rooming houses accommodating eight or less nonfamily members.

(4) Multifamily dwellings containing eight or less sleeping units. In the Birch Bay UGA, public water and sewer must serve the dwellings.

(...)

(7) Co-living housing containing eight or less units. In the Birch Bay UGA and public water and sewer must serve the dwellings.

WCC 20.64.150 Conditional uses.

(...)

.153 Residential type uses.

(1) Multifamily dwellings including residential condominiums totalling more than eight sleeping units. In the Birch Bay UGA, public water and sewer must serve the dwellings.

(2) Mobile home parks. See WCC 20.80.950 for mobile home and recreational vehicle park standards.

(3) Rooming, boarding, and co-living housing houses totaling more than eight-six sleeping units.

Chapter 20.97 Definitions

WCC 20.97.030 "C" definitions.

Co-living Housing. "Co-living housing" means a residential development with sleeping units that are independently rented and lockable and provide living and sleeping space, and residents share kitchen facilities with other sleeping units in the building. Refer to the definition of Co-living Housing Sleeping Unit.

Co-living Housing Sleeping Unit. A residential development with independently rented and lockable sleeping. Residents share kitchen facilities with other sleeping units in the building. A co-living sleeping unit shall be calculated at ¼ of a dwelling unit for the purpose of density calculations.

Cooking Facility. "Cooking facility" See Kitchen facilities. "Cooking facility" means a room or portion thereof designated and/or customarily used as a place for the preparation, sanitation and cooking of food. A second cooking facility will be allowed within a permitted single-family residence if a covenant or agreement document is signed, notarized, and recorded with the Whatcom County auditor acknowledging that the second cooking facility is permitted only as part of the single-family residence. The county may draft the covenant or agreement upon whatever terms the county in its discretion deems proper.

WCC 20.97.110 “K” definitions.

(...)

Kitchen Facilities. Kitchen facilities are a room or space used for cooking or the preparation of food with all of the following: sink (not shared with sanitation facilities), 220 volt electric or gas stovetop with ventilation, refrigerator, and food preparation area. ~~Portable or countertop appliances are not part of kitchen facilities.~~ means a room or portion thereof designated and/or customarily used as a place for the preparation, sanitation and cooking of food. A second cooking facility will be allowed within a permitted single-family residence if a covenant or agreement document is signed, notarized, and recorded with the Whatcom County auditor acknowledging that the second cooking facility is permitted only as part of the single-family residence. The county may draft the covenant or agreement upon whatever terms the county in its discretion deems proper.

3) (GMA required update) Revise Parking requirements.

In 2024, the Washington Legislature adopted Substitute Senate Bill 6015 to establish new requirements for residential parking regulations in the Growth Management Act (GMA). The law is codified under RCW 36.70A.622. In summary, the law requires changes to counties residential parking requirements.

TITLE 20 ZONING

Chapter 20.80 Supplementary Requirements

20.80.580 Parking space requirements.

For the purpose of this chapter, the following parking space requirements shall apply (See also WCC 20.97.140):

- (1) Administration buildings (public or private): 1 for each 200 square feet of floor area.
- (2) Apartments: 3 for each 2 units.
- (3) Apartment hotels: 3 for each 2 units.
- (4) Art galleries: 1 for each 300 square feet of floor area.
- (5) Auditoriums: 1 for each 4 seats.
- (6) Automobile service stations (which also provide repair): 1 for each gasoline pump and 2 for each service bay.
- (7) Banks: 1 for each 200 square feet of floor area.
- (7.1) Bed and breakfast establishments and inns: 1 for each rented sleeping unit in addition to the parking spaces required for the single-family dwelling.
- (8) Boarding houses: 1 for each bed.
- (8) Co-living: 0.25 off-street parking spaces are required per sleeping unit.
- (9) Bowling alley: 4 for each alley or lane plus one additional space for each 100 square feet of the area used for restaurant, cocktail lounge or similar use.
- (10) Business and commercial (general): 1 for each 300 square feet of floor area.
- (11) Business schools: 1 for each 2 classroom seats.
- (12) Cartage, express and parcel delivery: 1 for every employee (on the largest shift for which the building is designed) and 1 for each motor vehicle maintained on the premises.

- (13) Child care centers: 2 for each classroom but not less than 6 for the building.
- (14) Children's homes: 1 for each 3 beds.
- (15) Churches: 1 for each 4 seats.
- (16) Colleges: 1 for each 3 students.
- (17) Dance floors: 1 for each 100 square feet of floor area used for the activity.
- (18) Dental clinics: 1 for every 200 square feet of floor area of examination.
- (19) Dining rooms: 1 for each 100 square feet of floor area.
- (20) Dormitories: 1 for each bed.
- (21) Duplex: 2 for each unit, plus for any duplex development of more than 4 units within a UGA or LAMIRD: 1 overflow space for every 2 units.
- (22) Elementary school: 1 for each teacher and 1 for every 8 seats in auditoriums or assembly halls.
- (23) Financial institutions: 1 for each 200 square feet of floor area.
- (24) Fraternities: 1 for each bed.
- (25) Freight terminals: 1 for every employee (on the largest shift for which the building is designed) and 1 for each motor vehicle maintained on the premises.
- (26) Funeral parlors: 1 for each 100 square feet of floor area in slumber rooms, parlors or service rooms.
- (27) Homes for the aged: 1 for each 3 beds.
- (28) Hospitals: 1 1/2 for each bed.
- (29) Hotels: 1 per each sleeping room plus 1 space for each 2 employees.
- (30) Junior high schools: 1 for each teacher and 1 for every 8 seats in auditoriums or assembly halls.
- (31) Kindergartens: 2 for each classroom but not less than 6 for the building.
- (32) Libraries: 1 for each 300 square feet of floor area.
- (33) Manufacturing uses: 1 for every employee (on the largest shift for which the building is designed) and 1 for each motor vehicle maintained on the premises.
- (34) Medical clinic: 1 for every 200 square feet of floor area of examination, treating room, office and waiting room.
- (35) Mobile homes: 2 for each unit.
- (36) Mortuaries: 1 for each 100 feet of floor area in slumber rooms, parlors or service rooms.
- (37) Motels: 1 per each sleeping room plus 1 space for each 2 employees.
- (38) Multifamily dwelling: 3 for each 2 units, plus for any multifamily development of more than 4 units within a UGA or LAMIRD: 1 overflow space for every 2 units.
- (39) Museums: 1 for each 300 square feet of floor area.
- (40) Night club: 1 for each 100 square feet of floor area.
- (41) Nursing homes: 1 for each 3 beds.
- (42) Nursery schools: 2 for each classroom but not less than 6 for the building.
- (43) Offices: 1 for each 200 square feet of floor area.
- (44) Parks, golf courses, cemeteries and other uses consisting primarily of open space: 1 for each acre of land; provided, that this requirement may be increased or decreased by the zoning administrator or hearing examiner, as appropriate, based on anticipated intensity of use of the property.
- (45) Retail stores: 1 for each 250 square feet of floor area.
- (46) Restaurants: 1 for each 100 square feet of floor area.
- (47) Rooming houses: 1 for each bed.
- (48) Sanitariums: 1 for each 3 beds.
- (49) Service building: 1 for each 200 square feet of floor area.
- (50) Single-family dwelling: 2 for each unit, plus for any single-family development of more than 4 units within a UGA or LAMIRD: 1 overflow space for every 2 units.

- (51) Skating rinks: 1 for each 100 square feet of floor area used for the activity.
- (52) Sports arenas: 1 for each 4 seats.
- (53) Storage uses: 1 for every employee (on the largest shift for which the building is designed) plus 1 for each motor vehicle used in the business.
- (54) Swimming pools (outdoor-public, community or club): 1 for each 5 persons capacity plus 1 for each 4 seats or 1 for each 30 square feet of floor area used for seating purposes, whichever is greater.
- (55) Taverns: 1 for each 100 square feet of floor area.
- (56) Technical schools: 1 for each 2 classroom seats.
- (57) Theaters: 1 for each 4 seats.
- (58) Trade schools: 1 for each 2 classroom seats.
- (59) Universities: 1 for each 3 students.
- (59.1) Vacation rental units: 1 for each sleeping unit.
- (60) Wholesale uses: 1 for every employee (on the largest shift for which the building is designed) plus 1 for each motor vehicle used in the business.