

**WAC 388-107-0890 Outdoor recreation space and walkways.** (1) The enhanced services facility must provide a safe, protected outdoor area for resident use.

(2) The facility must ensure the outdoor area:

(a) Has areas protected from direct sunshine and rain throughout the day;

(b) Can be accessed by the resident;

(c) Has walking surfaces that are firm, stable, and free from cracks and abrupt changes with a maximum of one inch between the sidewalk and adjoining landscape areas;

(d) Has sufficient space and outdoor furniture provided with flexibility in arrangement of the furniture to accommodate residents who use wheelchairs and mobility aids;

(e) Contains nonpoisonous shrubs, natural foliage, and trees;

(f) Is surrounded by walls or fences at least seventy-two inches high; and

(g) If used as a resident courtyard, the outdoor area must not be used for public or service deliveries.

[Statutory Authority: RCW 70.97.230 and HCBS Final Rule 42 C.F.R. WSR 16-14-078, § 388-107-0890, filed 7/1/16, effective 8/1/16. Statutory Authority: Chapter 70.97 RCW. WSR 14-19-071, § 388-107-0890, filed 9/12/14, effective 10/13/14.]