

**City Council Meeting
April 4, 2016 - 7:00 PM
Auburn City Hall
AGENDA**

[Watch the meeting LIVE!](#)

[Watch the meeting video](#)

Meeting videos are not available until 72 hours after the meeting has concluded.

I. CALL TO ORDER

- A. **Pledge of Allegiance**
- B. **Roll Call**

II. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS

- A. Arbor Day Proclamation
Mayor Backus to proclaim April 12, 2016 as "Arbor Day" in the city of Auburn.
- B. National Service Recognition Day Proclamation
Mayor Backus to proclaim April 5, 2016 as "National Service Recognition Day" in the city of Auburn.
- C. Sexual Assault Awareness Month Proclamation
Mayor Backus to proclaim April 2016 as "Sexual Assault Awareness Month" in the city of Auburn.
- D. Sikh Heritage Day Proclamation
Mayor Backus to proclaim April 14, 2016 as "Sikh Heritage Day" in the city of Auburn.
- E. Volunteer Month Proclamation
Mayor Backus to proclaim the month of April 2016 as "Volunteer Month" in the city of Auburn.

III. APPOINTMENTS

IV. AGENDA MODIFICATIONS

V. CITIZEN INPUT, PUBLIC HEARINGS & CORRESPONDENCE

A. Public Hearings

- 1. **Public Hearing - Renaming of "Emerald Downs Drive" to "Ron Crockett Drive"* (Snyder)**

City Council to conduct a public hearing to receive public comments and suggestions with regards to changing the assigned street name from "Emerald Downs Drive NW" to "Ron Crockett Drive NW"

***(RECOMMENDED ACTION: City Council conduct the public hearing.
For more action regarding this item, please see Resolution No. 5221.)***

B. Audience Participation

This is the place on the agenda where the public is invited to speak to the City Council on any issue. Those wishing to speak are reminded to sign in on the form provided.

C. Correspondence

There is no correspondence for Council review.

VI. COUNCIL AD HOC COMMITTEE REPORTS

Council Ad Hoc Committee Chairs may report on the status of their ad hoc Council Committees' progress on assigned tasks and may give their recommendation to the City Council, if any.

VII. CONSENT AGENDA

All matters listed on the Consent Agenda are considered by the City Council to be routine and will be enacted by one motion in the form listed.

A. Minutes of the March 14, 2016 Special City Council Meeting*

B. Minutes of the March 21, 2016 Regular City Council Meeting*

C. Claims Vouchers (Coleman)

Claims voucher numbers 437940 through 438086 in the amount of \$4,134,322.72 and five wire transfers in the amount of \$153,753.38 and dated April 4, 2016.

D. Payroll Vouchers (Coleman)

Payroll check numbers 536324 through 536354 in the amount of \$689,505.22 and electronic deposit transmissions in the amount of \$1,394,458.09 for a grand total of \$2,083,963.31 for the period covering March 17 to March 30, 2016.

(RECOMMENDED ACTION: City Council approve the Consent Agenda.)

VIII. UNFINISHED BUSINESS

IX. NEW BUSINESS

A. Pierce County Regional Council Zoo and Trek Authority Board*

City Council to consider the nominees and cast its vote for Position Two of the Zoo and Trek Authority Board

X. ORDINANCES

A. Ordinance No. 6590, Second Reading* (Snyder)

An Ordinance of the City Council of the City of Auburn, Washington, approving the Final Plat of Hazel View

(RECOMMENDED ACTION: City Council adopt Ordinance No. 6590.)

B. Ordinance No. 6592, Second Reading* (Coleman)

An Ordinance of the City Council of the City of Auburn, Washington, amending Ordinance No. 6533, the 2015-2016 Biennial Budget Ordinance, as amended by Ordinance No. 6558, Ordinance No. 6563, Ordinance No. 6570, and Ordinance No. 6571, authorizing amendment to the City of Auburn 2015-2016 Budget as set forth in Schedule "A" and Schedule "B"

(RECOMMENDED ACTION: City Council adopt Ordinance No. 6592.)

C. **Ordinance No. 6591, First Reading* (Snyder)**

An Ordinance of the City Council of the City of Auburn, Washington, amending Sections 18.56.010, 18.56.010, 18.56.020 and 18.56.030 of the Auburn City Code and City of Auburn Ordinance Numbers 6327, 6353, 6403 and 6501 as to the effective dates of said ordinance amendments all relating to temporary signs

(RECOMMENDED ACTION: City Council adopt Ordinance No. 6591.)

D. **Ordinance No. 6594, First Reading* (Hinman)**

An Ordinance of the City Council of the City of Auburn, Washington, amending Sections 2.07.040, 2.07.050, 2.07.060, 2.07.070, 2.07.080 of the Auburn City Code relating to the composition of the Auburn Junior City Council

(RECOMMENDED ACTION: City Council adopt Ordinance No. 6594.)

E. **Ordinance No. 6595, First Reading* (Heid)**

An Ordinance of the City Council of the City of Auburn, Washington, amending Sections 1.04.060, 5.10.040 and 9.22.010 of the Auburn City Code, prohibiting production, processing and retail outlets and sales of marijuana in all zones of the City, and terminating the moratorium implemented pursuant to Resolution No. 5194, passed on January 4, 2016, as amended by Resolution No. 5215, passed on March 14, 2016

(RECOMMENDED ACTION: City Council adopt Ordinance No. 6595.)

XI. **RESOLUTIONS**

A. **Resolution No. 5216* (Snyder)**

A Resolution of the City Council of the City of Auburn, Washington, declaring certain property surplus and authorizing their disposal

(RECOMMENDED ACTION: City Council adopt Resolution No. 5216.)

B. **Resolution No. 5221* (Snyder)**

A Resolution of the City Council of the City of Auburn, Washington, approving the change of an assigned street name from "Emerald Downs Drive NW" to "Ron Crockett Drive NW"

(RECOMMENDED ACTION: City Council adopt Resolution No. 5221.)

C. **Resolution No. 5225* (Haugan)**

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to execute an agreement between the City of Auburn and Cartegraph Systems, Inc.

(RECOMMENDED ACTION: City Council adopt Resolution No. 5225.)

D. Resolution No. 5226* (Snyder)

A Resolution of the City Council of the City of Auburn, Washington, authorizing the City to apply for and, if awarded, to accept grant funds in the amount of \$16,666.00 from the Washington State Department of Transportation, Aviation Division, to perform the design of the Auburn Municipal Airport Runway Enhancement project for the Auburn Municipal Airport and authorizing the execution of the grant agreement therefor

(RECOMMENDED ACTION: City Council adopt Resolution No. 5226.)

XII. MAYOR AND COUNCILMEMBER REPORTS

At this time the Mayor and City Council may report on their significant City-related activities since the last regular Council meeting.

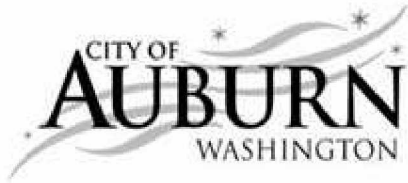
A. From the Council

B. From the Mayor

XIII. ADJOURNMENT

Agendas and minutes are available to the public at the City Clerk's Office, on the City website (<http://www.auburnwa.gov>), and via e-mail. Complete agenda packets are available for review at the City Clerk's Office.

*Denotes attachments included in the agenda packet.



AGENDA BILL APPROVAL FORM

Agenda Subject:

Public Hearing - Renaming of "Emerald Downs Drive" to "Ron Crockett Drive"

Date:

March 29, 2016

Department:

Community Development & [Resolution No. 5221](#)
Public Works

Attachments:**Budget Impact:**

\$0

Administrative Recommendation:

City Council to conduct the required public hearing.

Background Summary:

The Muckleshoot Indian Tribe has formally requested that Emerald Downs Drive NW to Ron Crockett Drive NW. Emerald Downs Drive NW is a private road that runs north south and connects 15th Street NW to 37th Street NW. It is the frontage road that runs parallel to the Emerald Downs race track and supporting parking lots and horse stables (shown on Exhibit 1 in red). While there are a number of parcels that abut Emerald Downs Drive NW, most do not have existing structures on them and therefore do not have an address assigned. There are 6 addresses that have been assigned along Emerald Downs Drive NW. All 6 have a physical and functional connection to the Emerald Downs race track operation and are therefore under the ownership of the Muckleshoot Indian Tribe who is making the request for a street name change and address change. Therefore, other than the Muckleshoot Indian Tribe, no other parties will experience an address change.

The procedures outlined in Auburn City Code 12.52 and 15.52 are being utilized for this street and address change. These procedures have been established for changes to public streets and address changes. Emerald Downs Drive NW is a private road, however, due to the absence of codified procedures for private road name changes, the procedures for a public road name change have been utilized. Pursuant to the procedures of ACC 12.52, a public notice has been sent to all property owners that abut Emerald Downs Drive NW (shown on Exhibit 1 in yellow). The public notice informs property owners of the proposed street name change described in Resolution 5221 and that the matter will be presented to City Council on April 4, 2016 followed by a public hearing. The public hearing was also advertised in the Seattle Times on March 24, 2016.

The public hearing scheduled for April 4, 2016, is to receive comments from the public regarding the request to change the assigned street name from "Emerald Downs Drive NW" to "Ron Crockett Drive NW".

Reviewed by Council Committees:

Councilmember:

Staff: Snyder

Meeting Date: April 4, 2016

Item Number: PH.1

RESOLUTION NO. 5221

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, APPROVING THE CHANGE OF AN ASSIGNED STREET NAME FROM "EMERALD DOWNS DRIVE NW" TO "RON CROCKETT DRIVE NW"

WHEREAS, the owner of Emerald Downs, the Muckleshoot Indian Tribe, have requested permission to change the name of Emerald Downs Drive NW to Ron Crockett Drive NW; and

WHEREAS, Auburn City Code (ACC) Chapter 12.52 provides authority to City Council to change an assigned street name; and

WHEREAS, a street name change also has the effect of changing addresses that are addressed off of the subject street. Auburn City Code (ACC) Chapter 15.52 concerning the assignment of specific building addresses provides authority to the Building Official to develop and administer the City's Addressing Policies; and

WHEREAS, the Building Official has reviewed and approved the requested address changes; and

WHEREAS, the Muckleshoot Indian Tribe is responsible for paying the cost of new road signs and wayfinding signage located within the City that currently references Emerald Downs Drive NW; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, HEREBY RESOLVES as follows:

Section 1. That the name of the assigned street, Emerald Downs Drive NW, is renamed “Ron Crockett Drive NW” and the Mayor, or her designee, is hereby authorized to modify the addresses listed in the below table.

Parcel Number	Previous Address	New Address
1580600150	3200 Emerald Downs Dr. NW	3200 Ron Crockett Dr. NW
1580600150	3220 Emerald Downs Dr. NW	3220 Ron Crockett Dr. NW
0121049020	2836 Emerald Downs Dr. NW	2836 Ron Crockett Dr. NW
0121049020	2832 Emerald Downs Dr. NW	2832 Ron Crockett Dr. NW
0121049020	2828 Emerald Downs Dr. NW	2828 Ron Crockett Dr. NW
1221049002	2300 Emerald Downs Dr. NW	2300 Ron Crockett Dr. NW

Section 2. That the Mayor, or her designee, shall provide written notification of the address changes to all pertinent governmental agencies such as the County Assessor Departments, the U. S. Postal Service, City Departments, Valley Regional Fire Authority, Puget Sound Energy, utility districts, telecommunication providers, mapping companies, and solid waste disposal purveyors, and is authorized to implement such other administrative procedures as may be necessary to carry out the directives of this legislation.

Section 3. That this Resolution shall take effect and be in full force upon passage and signatures hereon.

Dated and Signed this _____ day of _____, 2016.

CITY OF AUBURN

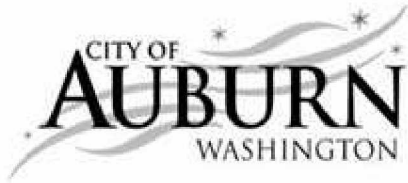
NANCY BACKUS, MAYOR

ATTEST:

Danielle E. Daskam, City Clerk

APPROVED AS TO FORM:

Daniel B. Heid, City Attorney



AGENDA BILL APPROVAL FORM

Agenda Subject:

Minutes of the March 14, 2016 Special City Council Meeting

Date:

March 16, 2016

Department:

Administration

Attachments:

[Minutes](#)

Budget Impact:

\$0

Administrative Recommendation:**Background Summary:****Reviewed by Council Committees:****Councilmember:**

Meeting Date: April 4, 2016

Staff:

Item Number: CA.B



**Special City Council Meeting
March 14, 2016 - 4:00 PM
Auburn City Hall
MINUTES**

I. CALL TO ORDER

Mayor Nancy Backus called the special meeting of the Auburn City Council to order at 4:00 p.m. in the Council Chambers of Auburn City Hall located at 25 West Main Street in Auburn.

City Councilmembers present: Deputy Mayor Wales, Bob Baggett, Claude DaCorsi, John Holman, Bill Peloza, Yolanda Trout-Manuel and Rich Wagner.

Department directors and staff members present included: City Attorney Daniel B. Heid, Innovation and Technology Director Paul Haugan, Director of Administration Dana Hinman, Community Development and Public Works Director Kevin Snyder, Police Chief Bob Lee, Parks, Arts and Recreation Director Daryl Faber, Assistant Director of Engineering Services/City Engineer Ingrid Gaub, Assistant Director of Community Development Services Jeff Tate, Planning Services Director Jeff Dixon, Utilities Engineering Manager Lisa Tobin, Engineering Aide Amber Price, Storm Drainage Engineer Tim Carlaw, Property and Facilities Analyst Josh Arndt, Community Development Budget and Business Manager Darcie Hanson, Water Quality Program Coordinator Chris Thorn, and Deputy City Clerk Shawn Campbell.

II. PUBLIC HEARINGS

- A. Public Hearing for Franchise Agreement No. 10-23 (Snyder)
City Council to conduct a public hearing in consideration of renewal of Franchise Agreement No. 10-23 for New Cingular Wireless PCS, LLC

Engineering Aide Amber Price presented the staff report for the public hearing on Franchise Agreement No. 10-23 for New Cingular Wireless PCS, LLC. New Cingular Wireless PCS, LLC has applied for renewal and correction to their existing Franchise Agreement to continue to operate a wireless telecommunications facility adjacent to 2604 Auburn Way North and within the City's rights-of-way. The wireless facilities are located on top of a 94-foot 7-inch Puget Sound Energy pole and associated transmission equipment and conduit located in the City's right-of-way.

The current Franchise Agreement will expire on March 21, 2016. If the renewal of the franchise is granted, the agreement will be extended for one additional five-year term and Exhibit A of the original Franchise Agreement (Ordinance No. 6344) will be replaced with a corrected Exhibit A. The corrections on the exhibit are for latitude and longitude coordinates. Any future changes to the facilities would be managed through the City's permitting processes that are a requirement of the existing Franchise Agreement.

Mayor Backus opened the public hearing at 4:03 p.m.

Colin Robinson of New Cingular Wireless, 8210 154th Avenue SE, Redmond

Mr. Robinson spoke in favor of the Franchise Agreement and expressed appreciation to City staff for their assistance.

B. Public Hearing on the Draft 2016 Stormwater Management Program Plan (Snyder)

City Council to conduct a public hearing to receive public comments and suggestions on the 2016 Stormwater Management Program Plan

Storm Drainage Engineer Tim Carlaw presented the staff report for the public hearing on the draft 2016 Stormwater Management Program Plan.

Engineer Carlaw recalled that staff presented the draft 2015 annual report and the draft 2016 Stormwater Management Program Plan at the February 8, 2016 Council study session. The 2015 Stormwater Annual Report provides a summary of the activities performed last year to meet the requirements of the National Pollutant Discharge Elimination System permit. The 2016 Stormwater Management Program Plan outlines the activities to be performed by the City in 2016. Implementation of the Stormwater Management Program Plan is designed to reduce the discharge of pollutants, protect water quality, and meet the requirements of the Federal Clean Water Act.

The public hearing this evening concludes the overall public comment process.

Mayor Backus opened the public hearing at 4:07 p.m. No one in attendance addressed the Council, and the hearing was closed.

III. **CONSENT AGENDA**

All matters listed on the Consent Agenda are considered by the City Council to be routine and will be enacted by one motion in the form listed.

A. Public Works Contract No. 16-11 (Snyder)

City Council to award Contract No. 16-11 to Jaymarc AV based on their proposal to provide and install Audio Visual (AV) equipment for the new Community and Teen Center

Deputy Mayor Wales requested that the 2016 Annual On-Call Agreement be considered separately, and the item was moved from the Consent Agenda to Unfinished Business.

Deputy Mayor Wales moved and Councilmember Holman seconded to adopt the Consent Agenda.

Public Works Contract No. 16-11 relates to the procurement and installation of audio visual systems and equipment for the new Community and Teen Center.

In response to questions from Councilmember Wagner, Director Haugan

stated he is very familiar with the systems proposed and the consultants did a good job of designing the system, which can be termed state of the art.

Councilmember DaCorsi noted the Engineer's Estimate is lower than the contractor's submission. Assistant Director of Engineering Services/City Engineer Gaub explained the engineer's estimate was developed by the City's consultant. Director Faber added that the engineer's estimate was developed over a year ago and changes were made to the configuration of the AV system since that time. Both contractors' proposals are below the budgeted allocation.

Assistant Director Gaub noted that state allows a negotiated process for technology improvements.

MOTION CARRIED UNANIMOUSLY. 7-0

IV. UNFINISHED BUSINESS

- A. 2016 Annual On-Call Agreements (Snyder)
City Council to approve the annual On-Call Professional Service agreements for 2016

Deputy Mayor Wales moved and Councilmember Holman seconded to approve the 2016 Annual On-Call Agreements.

Assistant Director of Engineering Services/City Engineer Gaub explained that annual on-call agreements are used to supplement the City's staff resources or to perform specialized services not available within the City. Each agreement is written with the total "not to exceed" amount for the year. Actual work and expenditures under each agreement are authorized by the City through specific Task Orders providing for a specific scope of work, schedule and budget for the work to be completed by the consultant.

Annual on-call agreements are used for a variety of disciplines and services, including geotechnical, land survey, wetland and environmental, testing, transportation modeling, roadway design, utility design, construction support services, structural design, and water and sewer design.

In response to a question from Councilmember Pelosa, Ms. Gaub explained the 2016 contract amounts for various agreements exceed the amounts established or spent in previous years. This increase reflects an anticipated increase in utilization of on-call consultants for capital projects.

MOTION CARRIED UNANIMOUSLY. 7-0

V. ORDINANCES

- A. Ordinance No. 6586, First Reading (Snyder)
An Ordinance of the City Council of the City of Auburn, Washington, authorizing the renewal of Franchise Agreement No. 10-23 and amendment of Ordinance No. 6344 with New Cingular Wireless PCS, LLC

Councilmember Holman moved and Councilmember DaCorsi seconded to adopt Ordinance No. 6586.

Ordinance No. 6586 approves the renewal of a franchise agreement with New Cingular Wireless for facilities at 2604 Auburn Way North.

In response to a question from Councilmember Wagner regarding the franchise area of a 10 foot radius centered from the coordinates, Assistant Director of Engineering Services/City Engineer Gaub explained the radius is from the pole, and is for the equipment, which is the antenna on top of the pole. The 10 foot radius puts the antenna a little over the pavement area, but the antenna is approximately 80 feet in the air.

Councilmember Peloza inquired regarding the performance security provisions of the ordinance. Assistant Director of Engineering Services/City Engineer Gaub explained the financial security for franchise agreements is usually in the form of a bond or letter of credit for any damage that might occur to the City's right-of-way.

Ms. Gaub also noted the franchisee pays a franchise application fee, and the City can charge the franchisee for the cost of administering the franchise through a franchise fee. Additionally, the City collects a utility tax.

- B. Ordinance No. 6589, First Reading (Snyder)
An Ordinance of the City Council of the City of Auburn, Washington, approving the Final Plat of Canyon Creek at Peasley - Division 1

Councilmember Peloza moved and Councilmember Trout-Manuel seconded to adopt Ordinance No. 6589.

Councilmember Peloza inquired regarding storm drainage. Assistant Director of Engineering Services/City Engineer Gaub explained the engineers for the developer design the storm drainage system, but City staff review and approve their reports and their design. The developer's engineers or consultants design according to the City's Stormwater Management Manual requirements.

Councilmember DaCorsi inquired regarding the Hearing Examiner Finding regarding the treatment for the LOS violation at 51st Avenue and 316th Street. Assistant Director/City Engineer Gaub explained 316th Street is a City of Auburn street, while 51st Avenue is a King County road; and there are two different levels of standards between the two jurisdictions. The developer met the requirement for the King County road (LOS E) but did not meet the requirement of the City (LOS D) on 316th Street. The developer is required to widen a portion of 316th Street and construct a left-turn pocket on 316th Street.

VI. RESOLUTIONS

- A. Resolution No. 5213 (Snyder)

A Resolution of the City Council of the City of Auburn, Washington, Amending Section D, Auburn Municipal Airport Fees, of the current City of Auburn Master Fee Schedule

Deputy Mayor Wales moved and Councilmember Pelosa seconded to adopt Resolution No. 5213.

Deputy Mayor Wales explained the resolution and amendment of the fee schedule will allow the Mayor to authorize the waiver of rental fees for one open hangar space rental and one storage space for the Civil Air Patrol.

MOTION CARRIED UNANIMOUSLY. 7-0

- B. Resolution No. 5214 (Snyder)
A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to negotiate agreements and execute documents necessary for rights-of-way and easements for property rights related to City Project No. C222a – S 277th Street Corridor Capacity & Non-Motorized Trail Improvements

Deputy Mayor Wales moved and Councilmember Holman seconded to adopt Resolution No. 5214.

MOTION CARRIED UNANIMOUSLY. 7-0

- C. Resolution No. 5215 (Heid)
A Resolution of the City Council of the City of Auburn, Washington, amending the moratorium adopted and established by Resolution No. 5194, which established a moratorium on the allowance, acceptance or processing of applications for business licenses and other licenses, permits and approvals for marijuana /cannabis related businesses and uses

Councilmember Pelosa moved to table Resolution No. 5215. There was no second.

Councilmember Holman moved and Deputy Mayor Wales seconded to adopt Resolution No. 5215.

Councilmember Holman explained that Resolution No. 5215 amends the moratorium implemented by Resolution No. 5194 to allow I-502 businesses to operate, but would remain in effect as to other businesses (that could relocate).

Mayor Backus added that in 2012 the voters of the state approved Initiative 502 (I-502) to legalize recreational marijuana. Subsequently, the City developed an approach whereby the City is not the licensing agent for marijuana businesses, but the businesses were not prohibited. Instead, the City left the licensing and regulation to the State. The Washington State Liquor and Cannabis Board (WSLCB) allocated two retail marijuana establishments in the city of Auburn. One of the establishments is already open and operating on A Street SE. The second licensee had intentions of opening an I-502 retail marijuana business off of 15th Street NW in Auburn.

Last year, I-552 was enacted authorizing an increase in the number of marijuana businesses in jurisdictions across the state. Under I-502, licensees are allowed to use the license only in the city where it was originally allocated. Under I-552, license locations can be relocated. I-502 licensees cannot move their license from one jurisdiction to another.

The City then enacted a moratorium via Resolution No. 5194 on January 4, 2016.

The second I-502 retail establishment in Auburn has been working on necessary tenant improvements for their location off of 15th Street NW. They have requested to open and operate under the original I-502 enactment. The WSLCB has agreed to treat marijuana related businesses different, depending upon whether they fall under I-502 or subsequent legislation.

The amendment to the moratorium under consideration this evening only refers to the second establishment allocated and licensed under I-502 (located off of 15th Street NW).

Councilmember Holman noted all other terms of the moratorium remain unchanged.

In response to questions from Councilmember Pelosa, City Attorney Heid responded the initial work plan was included in Resolution No. 5194 and designated the Planning Commission with the responsibility for holding hearings, evaluating options, and making recommendations for future action.

Councilmember Pelosa inquired as to the status of the proposed retail marijuana business at 2801 Auburn Way South. Mayor Backus advised the proposed retail business at 2801 Auburn Way South is an I-552 licensee and has not been issued its license by the WSLCB. Mayor Backus also reported the City has transmitted a letter to the WSLCB opposing the location of the business within 1,000 feet of a transit center. Councilmember Pelosa requested that the Council be provided with a copy of the letter transmitted to the WSLCB regarding the retail marijuana business at 2801 Auburn Way South.

In response to questions from Councilmember Wagner, City Attorney Heid stated if the recommendation from the Planning Commission is to treat I-502 businesses differently than the I-552 businesses, and based upon the City's meeting with the WSLCB, the City should be able to "grandfather" the two I-502 businesses and ban all I-552 businesses. City Attorney Heid also stated that all appellate reviews of a city's authority issue a moratorium and to ban marijuana businesses have been upheld.

MOTION CARRIED UNANIMOUSLY. 7-0.

D. Resolution No. 5218 (Hinman)

A Resolution of the City Council of the City of Auburn, Washington,
authorizing the Mayor to execute a Construction Agreement between the
City of Auburn and Habitat for Humanity

Deputy Mayor Wales moved and Councilmember Trout-Manuel seconded
to adopt Resolution No. 5218.

MOTION CARRIED UNANIMOUSLY. 7-0

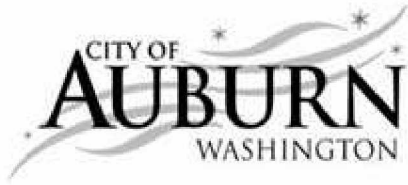
VII. ADJOURNMENT

There being no further business, the meeting adjourned at 4:52 p.m.

APPROVED the 21st day of March, 2016.

NANCY BACKUS, MAYOR

Danielle Daskam, City Clerk



AGENDA BILL APPROVAL FORM

Agenda Subject:

Minutes of the March 21, 2016 Regular City Council Meeting

Date:

March 29, 2016

Department:

Administration

Attachments:

[Minutes](#)

Budget Impact:

\$0

Administrative Recommendation:**Background Summary:****Reviewed by Council Committees:****Councilmember:**

Meeting Date: April 4, 2016

Staff:

Item Number: CA.C



**City Council Meeting
March 21, 2016 - 7:00 PM
Auburn City Hall
MINUTES**

I. CALL TO ORDER

A. Pledge of Allegiance

Mayor Nancy Backus called the meeting to order at 7:00 p.m. and led those in attendance in the Pledge of Allegiance.

B. Roll Call

Councilmembers in attendance: Deputy Mayor Largo Wales, Bob Baggett, Claude DaCorsi, John Holman, Bill Peloza, Yolanda Trout-Manuel, and Rich Wagner.

Department Directors and staff members present included: Innovation and Technology Director Paul Haugan, Director of Community Development and Public Works Kevin Snyder, Assistant Director of Engineering Services/City Engineer Ingrid Gaub, Assistant Director of Public Works Randy Bailey, Environmental Services Manager Chris Andersen, City Attorney Daniel B. Heid, Director of Administration Dana Hinman, Parks, Arts and Recreation Director Daryl Faber, Police Commander David Colglazier, Assistant City Engineer Jacob Sweeting, Finance Director Shelley Coleman, Planner Alexandria Teague, and City Clerk Danielle Daskam.

II. ANNOUNCEMENTS, PROCLAMATIONS, AND PRESENTATIONS

There was no announcement, proclamation or presentation.

III. APPOINTMENTS

There was no appointment for Council consideration.

IV. AGENDA MODIFICATIONS

There was no change to the agenda.

V. CITIZEN INPUT, PUBLIC HEARINGS & CORRESPONDENCE

A. Public Hearings

No public hearing was scheduled for this evening.

B. Audience Participation

This is the place on the agenda where the public is invited to speak to the City Council on any issue. Those wishing to speak are reminded to sign in on the form provided.

Charlaine Rice, 1811 F Street SE, Auburn
Ms. Rice spoke in favor of medicinal marijuana and spoke about her family experience with marijuana. She expressed concern with recreational marijuana and opposes any additional retail marijuana stores in Auburn.

Wanda Granquist, 2935 17th Street SE, Auburn
Ms. Granquist expressed opposition to a retail marijuana business located at 2801 Auburn Way South. Ms. Granquist spoke about the potential for increased in crime in the neighborhood and a decrease in property values should a retail marijuana business locate at 2801 Auburn Way South.

Mayor Backus advised a moratorium is in place prohibiting the allowance, acceptance or processing of applications for business licenses and permits for marijuana related businesses. Mayor Backus explained the Washington State Liquor and Cannabis Board, however, grants state marijuana licenses even though the City's moratorium is in place.

Laura Moser, Waste Management, 701 2nd Street NW, Auburn
Ms. Moser, representing Waste Management and the City's current provider for solid waste, spoke regarding Resolution No. 5210. Ms. Moser proposed the best rates for solid waste services can be achieved through renegotiation of the current contract rather than competitive bidding.

Virginia Haugen, 2503 R Street SE, Auburn
Ms. Haugen spoke in favor of Resolution No. 5210 and competitive bidding for solid waste services. Ms. Haugen spoke against marijuana related businesses in the city of Auburn.

C. Correspondence

There was no correspondence for Council review.

VI. COUNCIL AD HOC COMMITTEE REPORTS

Council Ad Hoc Committee Chairs may report on the status of their ad hoc Council Committees' progress on assigned tasks and may give their recommendations to the City Council, if any.

Councilmember Trout-Manuel reported on behalf of the Council ad hoc committee that reviews claims and payroll vouchers. Councilmember Trout reported she and Councilmember DaCorsi reviewed the March 7 and March 21 claims and payroll vouchers as presented and described on this evening's agenda. The Committee recommends approval of the claims and payroll vouchers as presented.

Deputy Mayor Wales reported the membership of the Finance ad hoc committee will change as of the second quarter of 2016. The committee will be chaired by Councilmember DaCorsi, and Councilmember Baggett will replace Councilmember Trout-Manuel. Deputy Mayor Wales thanked Councilmember Trout-Manuel for her service on the committee.

VII. CONSENT AGENDA

All matters listed on the Consent Agenda are considered by the City Council to be routine and will be enacted by one motion in the form listed.

- A. Minutes of the February 16, 2016 Regular City Council Meeting
- B. Minutes of the February 29, 2016 Special City Council Meeting
- C. Claims Vouchers - March 7, 2016 (Coleman)
Claims voucher numbers 437534 through 437754 in the amount of \$3,675,643.94 and four wire transfers in the amount of \$176,501.62 and dated March 7, 2016.

- D. Claims Vouchers - March 21, 2016 (Coleman)
Claims voucher numbers 437755 through 437939 in the amount of \$2,261,477.07 and five wire transfers in the amount of \$590,227.82 and dated March 21, 2016.
 - E. Payroll Vouchers - March 7, 2016 (Coleman)
Payroll check numbers 536261 through 536291 in the amount of \$697,739.07 and electronic deposit transmissions in the amount of \$1,431,374.97 for a grand total of \$2,129,114.04 for the period covering February 11, 2016 to March 2, 2016.
 - F. Payroll Vouchers - March 21, 2016 (Coleman)
Payroll check numbers 536292 through 536323 in the amount of \$563,005.87 and electronic deposit transmissions in the amount of \$501,190.11 for a grand total of \$1,064,195.98 for the period covering March 3, 2016 to March 16, 2016.
 - G. Public Works Project No. CP1219 (Snyder)
City Council approve Final Pay Estimate No. 6 to Contract No. 15-03 in the amount of \$908.85 and accept construction of Project No. CP1219 Valley AC Main Replacement
 - H. Public Works Project No. CP1208 (Snyder)
City Council approve Final Pay Estimate No. 11 to Contract No. 14-10 in the amount of \$2,472.42 and accept construction of Project No. CP1208, Sewer Pump Station Improvements
 - I. Agreement with ESRI for GIS Software and Maintenance (Haugan)
City Council approve an agreement between the City of Auburn and Esri for GIS software and maintenance.
- Deputy Mayor Wales moved and Councilmember Holman seconded to approve the Consent Agenda.
- Deputy Mayor Wales noted the Consent Agenda includes minutes, claims vouchers, payroll vouchers, final pay estimate and acceptance of Public Works Project No. CP1219, final pay estimate and acceptance of Public Works Project No. CP1208, and a GIS software contract.

MOTION CARRIED UNANIMOUSLY. 7-0

VIII. UNFINISHED BUSINESS

There was no unfinished business.

IX. NEW BUSINESS

There was no new business.

X. ORDINANCES

- A. Ordinance No. 6586, Second Reading (Snyder)
An Ordinance of the City Council of the City of Auburn, Washington, authorizing the renewal of Franchise Agreement No. 10-23 and amendment of Ordinance No. 6344 with New Cingular Wireless PCS, LLC
MOTION TO ADOPT ORDINANCE NO. 6586 CARRIED UNANIMOUSLY. 7-0
- B. Ordinance No. 6589, Second Reading (Snyder)
An Ordinance of the City Council of the City of Auburn, Washington, approving the Final Plat of Canyon Creek at Peasley - Division 1

Councilmember Holman spoke in favor of Ordinance No. 6589. Councilmember Holman noted the plat was approved by the Hearing Examiner in July 2014, and the developer has posted a \$215,000.00 performance bond.

Deputy Mayor Wales reminded that Ordinance No. 6589 was discussed at the March 14, 2016 special meeting.

MOTION TO ADOPT ORDINANCE NO. 6589 CARRIED UNANIMOUSLY. 7-0

- C. Ordinance No. 6590, First Reading (Snyder)
An Ordinance of the City Council of the City of Auburn, Washington, approving the Final Plat of Hazel View

Deputy Mayor Wales moved and Councilmember Pelloza seconded to adopt Ordinance No. 6590.

In response to questions from Councilmember Pelloza, Director Snyder stated the Valley Regional Fire Authority has required future residences on certain lots be equipped with fire sprinkler systems due access considerations.

Councilmember Pelloza inquired regarding street lighting for the plat. Assistant Director of Engineering Services/City Engineer Gaub explained street lighting is part of the City's infrastructure, which the developer builds and then conveys to the City; street lighting is not included on the plat documents.

Councilmember Holman pointed out the plat was originally approved through the King County Hearing Examiner in 2006, and City Engineer Gaub issued a Certificate of Improvements/Completion of Improvements on March 15, 2016.

Deputy Mayor Wales added that the plat is located east of Hazelwood Elementary and Rainier Middle School, consisting of 5.22 acres and 20 lots.

In response to a question from Councilmember Pelloza, Assistant Director Gaub explained there is an existing private access road that extends north to 304th. There is a gate between the private access road and the new road constructed as part of the Hazel View plat. City Attorney Heid added that the developer has posted a bond to secure acquisition of additional rights-of-way along the emergency access road.

Councilmember DaCorsi inquired about the maintenance of Tract D, which is a private joint-use driveway and tract for the benefit of Lots 7 and 8. Assistant Director Gaub explained the owners of the lots taking access off of Tract D are responsible for the maintenance of the tract.

Councilmember Pelloza inquired regarding safe walking conditions for children. Assistant Director Gaub stated the private roadway is intended to become a public roadway in the future. Additionally, the area from Hazel View and the Hazelwood development next to it is a bussed area and not within the walking zone for the schools. The private roadway is not their designated walking route.

Councilmember Pelloza noted the plat must comply with King County drainage provisions. Assistant Director Gaub explained the Hazel View plat was originally filed and approved for processing under King County codes and standards. The plat is vested under King County codes, but the City worked with the developer to also meet the City's standards where appropriate.

Director Snyder agreed with Assistant Director Gaub's statements and reiterated that the developer has a legal vested right under King County standards. Director Snyder also added the City cannot legally force the developer to comply with City standards, but the developer can voluntarily work with the City. City Attorney Heid reminded that before the Lea Hill annexation occurred, the City entered into an agreement with King County that would allow developers, who had already filed their applications with King County before annexation to the City of Auburn, to continue with the process identified in the agreement, which is to develop under King County codes where they were vested.

- D. Ordinance No. 6592, First Reading (Coleman)
An Ordinance of the City Council of the City of Auburn, Washington, amending Ordinance No. 6533, the 2015-2016 Biennial Budget Ordinance, as amended by Ordinance No. 6558, Ordinance No. 6563, Ordinance No. 6570, and Ordinance No. 6571, authorizing amendment to the City of Auburn 2015-2016 Budget as set forth in Schedule "A" and Schedule "B"

Deputy Mayor Wales moved and Councilmember Trout-Manuel seconded to adopt Ordinance No. 6592.

Deputy Mayor Wales pointed out the budget amendment consists primarily of carry-forward requests for projects and programs that were authorized and started in 2015 but not yet completed.

Councilmember Wagner inquired regarding the \$949,855.00 in miscellaneous project carry forward requests. Innovation and Technology Director Haugan stated the Innovation and Technology Department was without a director for eight months and there were a number of projects not completed last year that included: an integrated citizen engagement program, electronic plan review for Community Development and Public Works, fiber and surveillance camera replacements, a Spillman upgrade, a CRW land management/permitting software upgrade, wireless expansion, ITS video system maintenance, a construction management program, fiber to the golf course and parks building, and computer upgrades for staff.

Councilmember Holman pointed out the budget amendment includes a program improvement for an additional custodian for Parks and Recreation to cover the additional activities at the Community Center and Teen center, Activity Center, Senior Center and PRAB.

Councilmember Pelosa inquired regarding the Lea Hill Road property acquisition and building demolition. Assistant Director of Engineering Services/City Engineer Gaub stated the property acquisition is for property along Lea Hill Road and 8th Street near the 104th Street intersection and is part of the Lea Hill Road Improvements Project.

Councilmember Trout-Manuel inquired regarding the arterial street preservation carry-forward. Assistant Director Gaub stated the carry-forward is for projects not completed in 2015 and includes several streets throughout the city.

Councilmember Pelosa inquired regarding gambling excise tax revenues. Finance Director Coleman stated the amendment reflects a \$100,000.00 balloon payment from Iron Horse Casino on a promissory note for back taxes. Director Coleman reminded the gambling excise tax was permanently reduced

from twelve percent to four percent.

Councilmember DaCorsi inquired regarding the reduction in citywide telephone business and occupation tax revenues. Director Coleman explained the City has seen a steady decline in these revenues. In 2009, the revenues were \$2.2 million; in 2015, the revenues were \$1.7 million.

XI. RESOLUTIONS

A. Resolution No. 5199 (Snyder)

A Resolution of the City Council of the City of Auburn, Washington, approving the 2016 Stormwater Management Program Plan and authorizing the Mayor to include a copy of the Program Plan in the National Pollutant Discharge Elimination System Western Washington Phase II Municipal Stormwater Permit Annual Report for 2015 to the Washington State Department of Ecology

Councilmember Holman moved and Deputy Mayor Wales seconded to adopt Resolution No. 5199.

MOTION CARRIED UNANIMOUSLY. 7-0

B. Resolution No. 5210 (Coleman)

A Resolution of the City Council of the City of Auburn, Washington, expressing the City's intent to procure a new solid waste collection contract through a competitive bidding process

Deputy Mayor Wales moved and Councilmember Trout-Manuel seconded to adopt Resolution No. 5210.

Deputy Mayor Wales spoke in favor of Resolution No. 5210 and opening the contract for competitive bidding.

Councilmember Wagner inquired whether the City could renegotiate the current contract with Waste Management, and if the result is not satisfactory, solicit bids. City Attorney Heid said the timing may be too restrictive as the contract expires at the end of 2017. Director Coleman spoke in favor of soliciting bids in order to evaluate services and prices.

Councilmember DaCorsi spoke in favor of soliciting bids for a new solid waste contract.

Director Coleman explained the benefit of a bidding process is to obtain competitive pricing, provide transparency, and enhance services.

Councilmember Peloza spoke in favor of competitive bidding.

Councilmember DaCorsi explained the City would be soliciting bids for basic services and bids for alternative, additive services.

Councilmember Baggett commented the bidding process may produce innovative options.

Councilmember Trout-Manuel spoke in favor of the competitive bidding process for solid waste services.

Councilmember Wagner proposed the City issue a request for proposals rather than solicit bids.

Director Coleman recommended soliciting bids in order to evaluate the base services by pricing and consider additional options/alternative services.

MOTION CARRIED UNANIMOUSLY. 7-0

- C. Resolution No. 5212 (Snyder)
A Resolution of the City Council of the City of Auburn, Washington, authorizing the dedication of a portion of City-owned property as City right of way

Deputy Mayor Wales moved and Councilmember Pelozo seconded to adopt Resolution No. 5212.

Resolution No. 5212 authorizes the dedication of property as right-of-way for the extension of 8th Street SE and 9th Street SE to serve the new Community and Teen Center.

MOTION CARRIED UNANIMOUSLY. 7-0

- D. Resolution No. 5219 (Faber)
A Resolution of the City Council of the City of Auburn, Washington, authorizing the acceptance of a grant from the Cultural Development Authority of King County ("4Culture") and authorizing the Mayor and City Clerk to execute the necessary contracts to accept said funds

Councilmember Holman moved and Councilmember Baggett seconded to adopt Resolution No. 5219.

Resolution No. 5219 authorizes the acceptance of a \$200,000.00 4Culture grant for renovation of the historic post office building at 100 Auburn Avenue as an Arts and Culture Center.

MOTION CARRIED UNANIMOUSLY. 7-0

- E. Resolution No. 5222 (Heid)
A Resolution of the City Council of the City of Auburn, Washington, expressing the support for full state funding of the Municipal Research and Services Center with no conditions

Councilmember Holman moved and Councilmember Pelozo seconded to adopt Resolution No. 5222.

Resolution No. 5222 expresses the Council's support for state funding of the Municipal Research and Services Center. Councilmember Holman spoke in favor of the resolution and sustaining Municipal Research and Services Center.

Councilmember Pelozo spoke in favor of Resolution No. 5222.

Councilmember DaCorsi stated the Municipal Research and Services Center provides a valuable resource for municipalities.

Mayor Backus stated in the current proposed Senate budget for the state, the funding for MRSC has been eliminated.

MOTION CARRIED UNANIMOUSLY. 7-0

XII. MAYOR AND COUNCILMEMBER REPORTS

At this time the Mayor and City Council may report on their significant City-related activities since the last regular Council meeting.

A. From the Council

Deputy Mayor Wales reported the Auburn Junior City Council met earlier today. At the March 28th Council Study Session, the Junior City Council will be presenting the Council with an overview of their activities at the National League of Cities and proposing a new ordinance relating to the Junior City Council membership. Deputy Mayor Wales also reported on her attendance at the King County Board of Health meeting where the Board passed a resolution that will allow King County Health to work with courts in ensuring compliance with Washington state law related to the surrender of firearms by individuals subject to certain court orders.

Councilmember Trout-Manuel reported on the work of the DV Task Force and noted the passage of ESHB 1840 relating to the surrender of firearms by individuals subject to protection orders, restraining orders and no-contact orders. Councilmember Trout-Manuel also reported on her attendance at a DARE graduation, the Building Bridges program at Auburn High School, and the Junior City Council meeting.

Councilmember Pelloza reported on his attendance at the South County Area Transportation Board meeting, the Airport Advisory Board meeting, the King County Solid Waste Advisory Committee meeting, and the National League of Cities Conference where he attended a forum on the epidemic of opioids/heroin abuse and overdose.

Councilmember Wagner reported on his attendance at the Puget Sound Regional Council Transportation Policy Board meeting where members discussed road preservation and lifeline network needs. Councilmember Wagner also reported on his attendance at the Pierce County Regional Council meeting where the Council received a presentation by Pierce County Health and the City of Puyallup regarding Puyallup's comprehensive health element to their Comprehensive Plan.

Councilmember Holman reported on his attendance at the Puget Sound Regional Council (PSRC) Growth Management Policy Board at which Auburn's Comprehensive Plan was approved by the Board and will be forwarded to the PRSC Executive Board for approval. Councilmember Holman also reported on his attendance at the National League of Cities Conference, where he is a member of the Community and Economic Development Federal Advocacy Committee. The Committee work plan consists of affordable workforce housing issues, homelessness, after school programs, Community Development and Block Grant funding, maintaining the tax free status for municipal bonds, water infrastructure problems, and re-authorization of the federal Brownfield funding. Councilmember Holman also reported on his attendance at the First Tier Suburbs Council where the Council discussed refurbishing and maintain older neighborhoods, suburban homelessness, transportation needs, local funding strategies, water and infrastructure needs in older communities. Councilmember Holman also attended the Celebrate Diversity breakfast where former Secretary of Housing and Urban Development Henry Cisneros was the guest speaker.

Councilmember DaCorsi reported on his attendance at the National League of Cities Conference as a member of the Transportation Infrastructure Services Committee. The Committee reviewed the FAST Act, future mobility options, and Committee policies. While at the National League of Cities Conference, Councilmember DaCorsi attended a session on Innovation on Fair and Affordable Housing. Councilmember DaCorsi also reported on his attendance at the Regional Transit Committee meeting.

B. From the Mayor

Mayor Backus reported she joined King County Executive Dow Constantine and Seattle Mayor Ed Murray as they co-convened the Heroin Addiction Task Force. Mayor Backus also reported on a meeting among Governor Inslee, the State Department of Commerce Director Brian Bonlender, and Association of Washington Cities representatives regarding affordable housing and homelessness. Mayor Backus reported on her attendance at the National League of Cities Conference, where she attended meetings with the Washington State congressional delegation on such topics as affordable housing, homelessness, economic development, transportation, and the potential relocation of the General Services Administration. Mayor Backus also attended a press conference by Challenge Seattle, a private-sector organization consisting of 17 chief executive officers of the largest and most prominent businesses in the King County region. Challenge Seattle, led by former Governor Christine Gregoire, will be working on issues related to transportation, education and job creation.

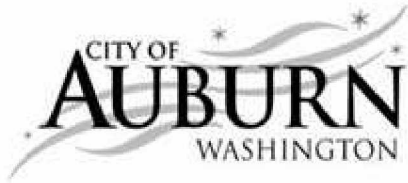
XIII. ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 8:39 p.m.

APPROVED this 4th day of April, 2016.

NANCY BACKUS, MAYOR

Danielle Daskam, City Clerk



AGENDA BILL APPROVAL FORM

Agenda Subject:

Claims Vouchers

Date:

March 29, 2016

Department:

Finance

Attachments:

No Attachments Available

Budget Impact:

\$0

Administrative Recommendation:

City Council approve claims vouchers.

Background Summary:

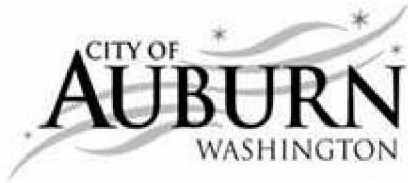
Claims voucher numbers 437940 through 438086 in the amount of \$4,134,322.72 and five wire transfers in the amount of \$153,753.38 and dated April 4, 2016.

Reviewed by Council Committees:**Councilmember:****Staff:**

Coleman

Meeting Date: April 4, 2016

Item Number: CA.D



AGENDA BILL APPROVAL FORM

Agenda Subject:

Payroll Vouchers

Date:

March 29, 2016

Department:

Administration

Attachments:

No Attachments Available

Budget Impact:

\$0

Administrative Recommendation:

City Council to approve payroll vouchers.

Background Summary:

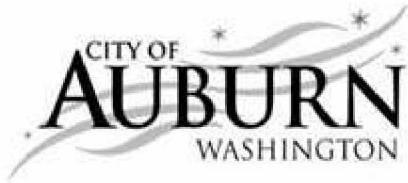
Payroll check numbers 536324 through 536354 in the amount of \$689,505.22 and electronic deposit transmissions in the amount of \$1,394,458.09 for a grand total of \$2,083,963.31 for the period covering March 17 to March 30, 2016.

Reviewed by Council Committees:**Councilmember:****Staff:**

Coleman

Meeting Date: April 4, 2016

Item Number: CA.E



AGENDA BILL APPROVAL FORM

Agenda Subject:

Pierce County Regional Council Zoo and Trek Authority
Board

Date:

March 30, 2016

Department:

Administration

Attachments:

[Nominees](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council select a nominee and cast its vote.

Background Summary:

Nominations were recently closed for Position Two to the Zoo and Trek Authority Board, which represents the eleven larger cities and towns within the Pierce County Regional Council boundary.

Council action is required to cast its vote for a nominee from the enclosed list.

Reviewed by Council Committees:**Councilmember:**

Meeting Date: April 4, 2016

Staff:

Item Number: NB.A

**ZOO and TREK AUTHORITY BOARD
POSITION TWO**

**OFFICIAL BALLOT
VOTE FOR ONE**

Caroline Belleci	City of University Place
Justin Evans	City of Bonney Lake
Dee-Dee Gethers	City of Fife
Denise McCluskey	City of University Place
Michael Perrow	City of Gig Harbor
Kim Roscoe	City of Fife
Heather Shadko	City of Puyallup
Lew Wolfrom	City of Fife

write-in candidate

The city/town of _____ wishes to cast its vote
for _____ of the City/Town
of _____ to serve as a
member of the Zoo and Trek Authority Board (ZTA) for a three-year term, representing the 11
larger cities and towns within the Pierce County Regional Council boundary

Date: _____

By _____

Title: _____

Please submit this form with a council resolution or motion. Please email your ballots by
March 17, 2016 at 4:00 pm. to Cindy Anderson, PCRC Clerk, at cander5@co.pierce.wa.us or call
253-798-2630 if you have any questions. Thank you

**Zoo and Trek Authority Board
Position Two Nominations
Biographies**

Caroline Belleci – City of University Place

Family: Married with two sons

Schooling: Teheran American School in Tehran, Iran, AA Degree, Business Administration at Western Oklahoma State College, Altus, OK, BA Degree, Business Administration–Accounting Major at University of Puget Sound, Tacoma, WA

Occupation: 25 years of experience in accounting, contracting and project administration in a wide range of businesses from health related, non-profit and ten plus years in commercial construction

Professional Interests: Community planning and land use issues, local community events, such as Duck Parade, Community Festival, Cider Squeeze, NJROTC Booster Club volunteer at Curtis High School, Community Volunteerism

Council Experience: Community Council and resulting incorporation campaign, Planning Commission, including chair, Citizens Advisory Committee for Chambers Bay Master Site Plan, Tacoma Narrows Bridge Citizens Advisory Committee

Justin Evans – City of Bonney Lake

Family: Married with one daughter

Community Service: Founder of “A March to Give” toy drive to benefit the children of Seattle Children’s Hospital-Strong Against Cancer Foundation, Volunteer Firefighter / EMT, and Beautify Bonney Lake volunteer

Professional Experience: Operations manager, project manager, project engineer, and logistics coordinator

Elected/Legislative Experience: City of Bonney Lake Councilmember also serving on the Public Safety and Economic Development committees, PSRC alternate, PCRC alternate, legislative session assistant to State Senator Jim Kastama

Dee-Dee Gethers – City of Fife

Personal Information: Married with children, lived in Fife for nine years

Education: MBA in Human Resources and Bachelor’s Degree in Marketing

Professional Experience: Works locally as a Senior Healthcare Sourcing Recruiter

Community Involvement: Fife City Councilmember and sub-committee for Board & Commission appointments, alternate liaison to the Fife School Board, the Volunteer Police Department Reserve Board and the Parks, Recreation and Community Service Advisory Board, Fife Chamber of Commerce, Saddle Creek HOA, and Fife PRCS board member

Denise McCluskey – City of University Place

Family: Married with two grown children and one grandchild

Schooling: AA in Arts and Business, BA-Organizational Leadership Chapman University, MS-Human Resources Development Chapman University

Occupation: Regional Manager, RMHS, Fort Lewis

Community Services: School enhancement instructor, Dance Theatre Northwest board, Boy Scouts, Girl Scouts, Pierce College business advisory committee, University Place Capital Strategy Task Force, Conservation Futures board, Curran Cider Squeeze, Gilda Club, Hess Park Committee liaison, Homestead Park volunteer, Parks Appreciation Day facilitator, University Place Planning Commission, Preservation committees for Kobayashi, Colgate, and Curran House, Regional Center Advisory committee member, steering committee for fire chief selection, Tahoma Audubon Society, Toastmasters, United Way

Michael Perrow – City of Gig Harbor

Family: Married

Education: BA in Business with concentration in economics and finance, Gonzaga University

Occupation: Small business owner/operator in Gig Harbor and owner/manager of commercial and residential real estate

Personal Information: Gig Harbor resident over 35 years, married with two young children

Community Involvement: City of Gig Harbor Parks Commission, Gig Harbor City Council, Organizer of Parks Appreciate Day for City of Gig Harbor, Tacoma Narrows Airport Advisory Commission, Peninsula High School Scholarship Program, Harbor History Museum Advisory Board, Downtown Waterfront Alliance, Peninsula School District

Kim Roscoe – City of Fife

Personal Information: Married with three sons

Education: Bachelor of Arts, Business Administration - WWU

Professional Experience: Small business owner since 2004, Event Coordinator for CHI Franciscan Health, Event Manager Camp Patriot, Contract Coordinator, Customer Service Representative, Life Insurance Administrator

Community Involvement: Fife City Councilmember, Fife Planning Commission, Zoo/Trek Authority, the Police Advisory Committee, the Jail expansion Committee, Councilmember Liaison for the Fife Milton Edgewood Chamber of Commerce and Wellness Committee, sits on the Council Sub-Committee for Board & Commission Appointments, is alternate liaison PSRC Freight Mobility Roundtable, PSRC Transportation Policy Board, the Pierce County Flood Control Zone District Advisory Committee, the Fife Historical Society, and the Voucher Review Committee

Heather Shadko – City of Puyallup

Personal Information: Married, originally from the Midwest, has lived in Puyallup since 1998

Education: BS in Business Administration, University of Mississippi

Professional Experience: Contract and procurement specialist Port of Tacoma, Hospital clinic administrator and educational testing administrator

Community Involvement: Puyallup City Council, Puyallup Library Board Chair and Board member, Puyallup Planning Commission, Puyallup Library Foundation member, Girl Scouts, volunteers for projects such as rain garden installation, Pierce Conservation tree plantings, and Library Foundation program

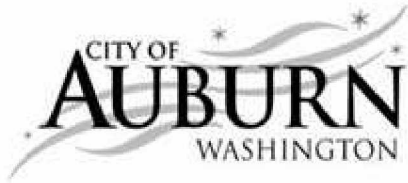
Lew Wolfrom – City of Fife

Personal Information: Married with three daughters and one son-in-law

Education: Olympic Community College, BS Life Science, University of Portland, BS Pharmacy, UW

Professional Experience: U S Air Force, Captain, B-52 Navigator and Registered Pharmacist

Community Involvement: Fife City Council, Council Liaison to the Puyallup School Board, the Parks, Recreation & Community Services Citizen Advisory Board and the Tree Commission, alternate liaison to the Youth Commission, the Fife School Board, and the PCRC, former Fife School Board member, Fife Planning Commission member, Fife's "Night Out Against Crime," the Fife Library project, and the Fife Milton Daffodil parade float



AGENDA BILL APPROVAL FORM

Agenda Subject:

Ordinance No. 6590, Second Reading

Date:

March 29, 2016

Department:

Community Development &
Public Works

Attachments:

[Ordinance No. 6590](#)
[Exhibit 2 - Hazel View Final Plat Map](#)
[Exhibit 3 - Engineer's Certificate of
Improvements](#)
[Exhibit 4 - Hearing Examiner Decision](#)
[Exhibit 5 - Vicinity Map](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council adopt Ordinance No. 6590.

Background Summary:

Tom Redding of Encompass Engineering & Surveying, representing Mike Chaffeur of Hazel View Estates LLC, has made application for the Final Plat of "Hazel View"; located northwest of 122nd Avenue SE and SE 30th PL, in the "Lea Hill" area of the City. This Final Plat subdivides the 5.22-acre site (King County Tax Parcel No. 0921059176) into 22 single-family residential lots, and 7 tracts; one tract dedicated to the Hazel View Homeowner's Association for a critical area and associated buffer (Tract A), one tract dedicated to the City of Auburn for stormwater purposes (Tract B), two private access tracts, with easements granted to the City of Auburn for public sewer and water (Tract C and E), two private joint-use driveway and utility tracts (Tract D and F), with an easement granted to the City of Auburn for public water over Tract D and an easement granted to the City of Auburn for public water and sanitary sewer purposes over Tract F, and one tract dedicated to the Hazel View Homeowner's Association, with an easement granted to the City of Auburn for public sanitary sewer purposes (Tract G). See Exhibit 2.

The Preliminary Plat was approved as a single phase by the Hearing Examiner on April 26, 2006 (L04P0033) with 21 conditions; see Exhibit 4. The plat, has been developed in accordance with the R-6 Residential zoning district, Title 19 KCC – "Land Segregation", Chapters WAC 58.17 and RCW 35A.58, and all applicable conditions of the Preliminary Plat approval.

The Final Plat has been reviewed by the various divisions of the Community Development and Public Works Department and the Valley Regional Fire Authority (VRFA) and find that all requirements have been met.

A Certificate of Improvements has been issued by the City Engineer, accepting completion of all required plat public improvements in accordance with all applicable standards of King County's Engineering Design Standards in effect at the time of Preliminary Plat approval, and where appropriate public improvements completed in accordance with the City of Auburn's Engineering Design Standards.

The role of the City Council in review of a Final Plat is ministerial in that it is limited to determining whether or not the Final Plat meets the requirements of the Preliminary Plat. The City Council, in its Final Plat approval, cannot add, subtract or modify Preliminary Plat requirements. Its decision is to either (1) approve the final plat if all Preliminary Plat requirements have been met; or (2) deny approval of the Final Plat if any Preliminary Plat requirements have not been met. If a Final Plat is being denied, it is also appropriate for the City Council to identify any/all Preliminary Plat requirements that have not been met.

Reviewed by Council Committees:

Other: CD&PW, Bld., Legal, Fire, & Surveying

Councilmember:

Staff: Snyder

Meeting Date: April 4, 2016

Item Number: ORD.A

ORDINANCE NO. 6590

**AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF AUBURN, WASHINGTON, APPROVING
THE FINAL PLAT OF HAZEL VIEW**

WHEREAS, the City of Auburn received a final plat application for the Plat of Hazel View, Application No. PLT16-0001, the final approval of which is appropriate for City Council Action; and

WHEREAS, based on the review given this Plat by the City, the City Council hereby makes and enters the following:

FINDINGS OF FACT

1. Hazel View Estates LLC has made application for the Final Plat of "Hazel View".
2. The Preliminary Plat of "Hazel View" (King County File No. L04P0033) was approved by the Hearing Examiner on April 26, 2006, as a single phase with 21 conditions.
3. The Plat of "Hazel View" was originally filed and deemed "complete" for processing under King County codes, prior to annexation, and was to conform to the King County codes, which differ from the City of Auburn codes in terms of zoning requirements and engineering design standards.
4. The Plat of "Hazel View" has been developed in accordance with all applicable conditions of the Preliminary Plat.
5. A Certificate of Improvements has been issued by the City Engineer, accepting completion of certain required plat improvements in accordance with all applicable standards of the King County's Engineering Design Standards and where appropriate, the City of Auburn's Engineering Design Standards.
6. The final plat includes one publicly dedicated tract, Tract B, for the storm drainage facility.

Ordinance No. 6590
March 21, 2016
Page 1 of 1

CONCLUSIONS OF LAW

1. The Final Plat is in compliance and in conformity with applicable Zoning and Land Division Ordinances and other applicable land use controls, including standards to which the plat is vested.
2. The Final Plat of "Hazel View" is consistent with the King County and City of Auburn Comprehensive Plan.
3. The Plat meets the requirements of Chapter 58.17 RCW.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, HEREBY RESOLVES AS FOLLOWS:

Section 1. Approval. Hazel View, a subdivision consisting of real property located within the City of Auburn, Washington, which plat is legally described on Sheet 1 of 4 of the Final Plat and set forth below:

LOT 1 AND THE WEST 326.03 FEET OF LOT 2, KING COUNTY SHORT PLAT NUMBER 584147, RECORDED UNDER RECORDING NUMBER 8502190360, BEING A PORTION OF SECTION 9, TOWNSHIP 21 NORTH, RANGE 5 EAST, WILLAMETTE MERIDIAN, IN KING COUNTY, WASHINGTON.

(ALSO KNOWN AS LOT 1 OF KING COUNTY LOT LINE ADJUSTMENT NUMBER 8706015, RECORDED UNDER RECORDING NUMBER 8710150307).

is hereby approved, and deemed to conform to the requirements for Plat approval pursuant to State and local law and Chapter 58.17 of the Revised Code of Washington and Section 58.17.140 thereof.

Section 2. Recordation. Upon the passage, approval and publication of this Ordinance as provided by law, the City Clerk of the City of

Auburn shall cause this Ordinance to be recorded in the office of the King County Auditor's Division.

Section 3. Implementation. The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation.

Section 4. Effective Date. This ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication, as provided by law.

FIRST READING: _____

SECOND READING: _____

PASSED: _____

APPROVED: _____

CITY OF AUBURN

NANCY BACKUS,
MAYOR

ATTEST:

Danielle E. Daskam,
City Clerk

APPROVED AS TO FORM:



Daniel B. Heid,
City Attorney

Published: _____

Ordinance No. 6590
March 21, 2016
Page 3 of 3

HAZEL VIEW

A PORTION OF THE NORTHEAST 1/4, OF THE NORTHWEST 1/4, SEC 9, T 21 N, R 5 E, W.M.
CITY OF AUBURN, KING COUNTY, WASHINGTON

DEDICATION

KNOW ALL PEOPLE BY THESE PRESENTS THAT WE THE UNDERSIGNED OWNERS OF INTEREST IN THE LAND HEREBY SUBDIVIDED HEREBY DECLARE THIS PLAT TO BE THE GRAPHIC REPRESENTATION OF THE SUBDIVISION MADE HEREBY AND DO HEREBY DEDICATE TO THE USE OF THE PUBLIC FOREVER ALL STREETS AND AVENUES NOT SHOWN AS PRIVATE HEREON AND DEDICATE THE USE THEREOF FOR ALL PUBLIC PURPOSES NOT INCONSISTENT WITH THE USE THEREOF FOR PUBLIC HIGHWAY PURPOSES, AND ALSO THE RIGHT TO MAKE NECESSARY SLOPES FOR CUTS AND FILLS UPON THE LOTS SHOWN THEREON IN THE ORIGINAL REASONABLE GRADING OF SAID STREETS AND AVENUES AND FURTHER DEDICATE TO THE USE OF THE PUBLIC ALL EASEMENTS AND TRACTS SHOWN ON THIS PLAT FOR ALL PUBLIC PURPOSES AS INDICATED THEREON INCLUDING BUT NOT LIMITED TO PARKS OPEN SPACES UTILITIES AND DRAINAGE UNLESS SUCH EASEMENTS OR TRACTS ARE SPECIFICALLY IDENTIFIED ON THIS PLAT AS BEING DEDICATED OR CONVEYED TO A PERSON OR ENTITY OTHER THAN THE PUBLIC IN WHICH CASE WE DO HEREBY DEDICATE SUCH STREETS EASEMENTS OR TRACTS TO THE PERSON OR ENTITY IDENTIFIED AND FOR THE PURPOSE STATED

FURTHER THE UNDERSIGNED OWNERS OF THE LAND HEREBY SUBDIVIDED, WAIVE FOR THEMSELVES THEIR HEIRS AND ASSIGNS AND ANY PERSON OR ENTITY DERIVING TITLE FROM THE UNDERSIGNED ANY AND ALL CLAIMS FOR DAMAGES AGAINST THE CITY OF AUBURN ITS SUCCESSORS AND ASSIGNS WHICH MAY BE OCCASIONED BY THE ESTABLISHMENT CONSTRUCTION OR MAINTENANCE OF ROADS AND/OR DRAINAGE SYSTEMS WITHIN THIS SUBDIVISION OTHER THAN CLAIMS RESULTING FROM INADEQUATE MAINTENANCE BY THE CITY OF AUBURN

FURTHER THE UNDERSIGNED OWNERS OF THE LAND HEREBY SUBDIVIDED AGREE FOR THEMSELVES THEIR HEIRS AND ASSIGNS TO INDEMNIFY AND HOLD THE CITY OF AUBURN ITS SUCCESSORS AND ASSIGNS HARMLESS FROM ANY DAMAGE INCLUDING THE COSTS OF DEFENSE CLAIMED BY PERSONS WITHIN OR WITHOUT THIS SUBDIVISION TO HAVE BEEN CAUSED BY ALTERATIONS OF THE GROUND SURFACE VEGETATION DRAINAGE, OR SURFACE OR SUB-SURFACE WATER FLOWS WITHIN THIS SUBDIVISION OR BY ESTABLISHMENT CONSTRUCTION OR MAINTENANCE OF THE ROADS WITHIN THIS SUBDIVISION PROVIDED THIS WAIVER AND INDEMNIFICATION SHALL NOT BE CONSTRUED AS RELEASING THE CITY OF AUBURN ITS SUCCESSORS OR ASSIGNS FROM LIABILITY FOR DAMAGES INCLUDING THE COST OF DEFENSE, RESULTING IN WHOLE OR IN PART FROM THE NEGLIGENCE OF THE CITY OF AUBURN ITS SUCCESSORS OR ASSIGNS

THIS SUBDIVISION, DEDICATION WAIVER OF CLAIMS AND AGREEMENT TO HOLD HARMLESS IS MADE WITH THE FREE CONSENT AND IN ACCORDANCE WITH THE DESIRES OF SAID OWNERS.

IN WITNESS WHEREOF WE SET OUR HANDS AND SEALS.

HAZEL VIEW ESTATES LLC, A WASHINGTON LIMITED LIABILITY COMPANY

BY Mike Chaffeur ITS Managing Member

COLUMBIA STATE BANK
BY Kevin Conklin ITS SVP

Acknowledgement

STATE OF WASHINGTON }
COUNTY OF KING } ss

ON THIS DAY PERSONALLY APPEARED BEFORE ME Mike Chaffeur TO ME KNOWN TO BE THE Managing Member OF HAZEL VIEW ESTATES LLC, A WASHINGTON LIMITED LIABILITY COMPANY THE COMPANY THAT EXECUTED THE WITHIN AND FOREGOING INSTRUMENT AND ACKNOWLEDGED SAID INSTRUMENT TO BE THE FREE AND VOLUNTARY ACT AND DEED OF SAID CORPORATION FOR THE USES AND PURPOSES THEREIN MENTIONED, AND ON OATH STATED THAT HE/SHE WAS AUTHORIZED TO EXECUTE SAID INSTRUMENT ON BEHALF OF THE CORPORATION

GIVEN UNDER MY HAND AND OFFICIAL SEAL THIS 8th DAY OF March 2016

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON
MY COMMISSION EXPIRES 9/19/16

STATE OF WASHINGTON }
COUNTY OF KING } ss

ON THIS DAY PERSONALLY APPEARED BEFORE ME Kevin Conklin TO ME KNOWN TO BE THE SVP OF COLUMBIA STATE BANK, THE COMPANY THAT EXECUTED THE WITHIN AND FOREGOING INSTRUMENT, AND ACKNOWLEDGED SAID INSTRUMENT TO BE THE FREE AND VOLUNTARY ACT AND DEED OF SAID CORPORATION FOR THE USES AND PURPOSES THEREIN MENTIONED AND ON OATH STATED THAT HE/SHE WAS AUTHORIZED TO EXECUTE SAID INSTRUMENT ON BEHALF OF THE CORPORATION

GIVEN UNDER MY HAND AND OFFICIAL SEAL THIS 8th DAY OF March 2016

NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON
MY COMMISSION EXPIRES 9/19/16

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS PLAT OF HAZEL VIEW IS BASED UPON AN ACTUAL SURVEY AND SUBDIVISION OF SECTION 9 TOWNSHIP 21 NORTH RANGE 5 EAST, W.M. AS REQUIRED BY STATE STATUTES THAT THE DISTANCES COURSES AND ANGLES ARE SHOWN THEREON CORRECTLY THAT THE MONUMENTS SHALL BE SET AND LOT AND BLOCK CORNERS SHALL BE STAKED CORRECTLY ON THE GROUND, AND THAT I HAVE FULLY COMPLIED WITH THE PROVISIONS OF THE STATE AND LOCAL STATUTES AND REGULATIONS GOVERNING PLATTING

Steve McCaskey 3-8-16
STEVEN D MCCASKEY PROFESSIONAL LAND SURVEYOR
CERTIFICATE NO 42676
ENCOMPASS ENGINEERING AND SURVEYING
165 NE JUNIPER STREET SUITE 201
ISSAQUAH, WA 98027
PHONE (425) 392-0250

LEGAL DESCRIPTION

LOT 1 AND THE WEST 326.03 FEET OF LOT 2 KING COUNTY SHORT PLAT NUMBER 584147 RECORDED UNDER RECORDING NUMBER 6502190360 BEING A PORTION OF SECTION 9 TOWNSHIP 21 NORTH, RANGE 5 EAST WILLAMETTE MERIDIAN IN KING COUNTY WASHINGTON

(ALSO KNOWN AS LOT 1 OF KING COUNTY LOT LINE ADJUSTMENT NUMBER 6708015 RECORDED UNDER RECORDING NUMBER 6710150307)

APPROVALS

FINANCE DIRECTOR'S CERTIFICATE

I HEREBY CERTIFY THAT THERE ARE NO DELINQUENT SPECIAL ASSESSMENTS FOR WHICH THE PROPERTY SUBJECT TO THIS SUBDIVISION MAY BE LIABLE TO THE CITY, AND THAT ALL SPECIAL ASSESSMENTS ON ANY PROPERTY HEREIN CONTAINED DEDICATED AS STREETS ALLEYS OR FOR ANY OTHER PUBLIC USE HAVE BEEN DULY PAID

THIS _____ DAY OF _____ 20____

AUBURN DIRECTOR OF FINANCE

CITY ENGINEER'S CERTIFICATE

I HEREBY CERTIFY THAT THIS FINAL PLAT IS IN COMPLIANCE WITH THE CERTIFICATE OF IMPROVEMENTS ISSUED PURSUANT TO ACC 1714 015, AND IS CONSISTENT WITH ALL APPLICABLE CITY IMPROVEMENT STANDARDS AND REQUIREMENTS IN FORCE ON THE DATE OF THE PRELIMINARY PLAT APPROVAL

THIS _____ DAY OF _____ 20____

AUBURN CITY ENGINEER

COMMUNITY DEVELOPMENT ASSISTANT DIRECTOR'S CERTIFICATE

I HEREBY CERTIFY ON THIS _____ DAY OF _____ 20____, THAT THIS FINAL PLAT IS IN SUBSTANTIAL CONFORMANCE WITH THE PRELIMINARY PLAT AND ANY CONDITIONS ATTACHED THERETO WHICH PRELIMINARY PLAT WAS APPROVED BY THE HEARING EXAMINER ON THE 22ND DAY OF APRIL 2013

AUBURN ASSISTANT DIRECTOR OF COMMUNITY DEVELOPMENT

APPROVAL

EXAMINED AND APPROVED THIS _____ DAY OF _____, 20____ PURSUANT TO ORDINANCE NUMBER _____ ADOPTED BY THE AUBURN COUNCIL ON THE _____ DAY OF _____ 20____

MAYOR _____ ATTEST _____ AUBURN CITY CLERK

FINANCE DIVISION CERTIFICATE

I HEREBY CERTIFY THAT ALL PROPERTY TAXES ARE PAID, THAT THERE ARE NO DELINQUENT SPECIAL ASSESSMENTS CERTIFIED TO THIS OFFICE FOR COLLECTION AND THAT ALL SPECIAL ASSESSMENTS CERTIFIED TO THIS OFFICE FOR COLLECTION ON ANY OF THE PROPERTY HEREIN DEDICATED AS STREETS ALLEYS OR FOR OTHER PUBLIC USE ARE PAID IN FULL THIS _____ DAY OF _____ 20____

MANAGER _____ DEPUTY _____

ASSESSOR'S APPROVAL

EXAMINED AND APPROVED THIS _____ DAY OF _____ 20____

KING COUNTY ASSESSOR _____ DEPUTY COUNTY ASSESSOR _____
TAX PARCEL NO 092105-9176

RECORDING CERTIFICATE

FILED FOR RECORD AT THE REQUEST OF THE CITY OF AUBURN THIS _____ DAY OF _____ 20____ AT _____ MINUTES PAST _____ M AND RECORDED IN VOLUME _____ OF PLATS PAGE _____ RECORDS OF KING COUNTY WASHINGTON

COUNTY RECORDING NUMBER _____

MANAGER _____

SUPERINTENDENT OF RECORDS

PLT16-0001

PREPARED BY **Encompass** ENGINEERING & SURVEYING
Western Washington Division
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DRAWN BY: JEF CHECKED BY: SDM DATE: 03/03/16 SHEET: 1 OF 4

HAZEL VIEW

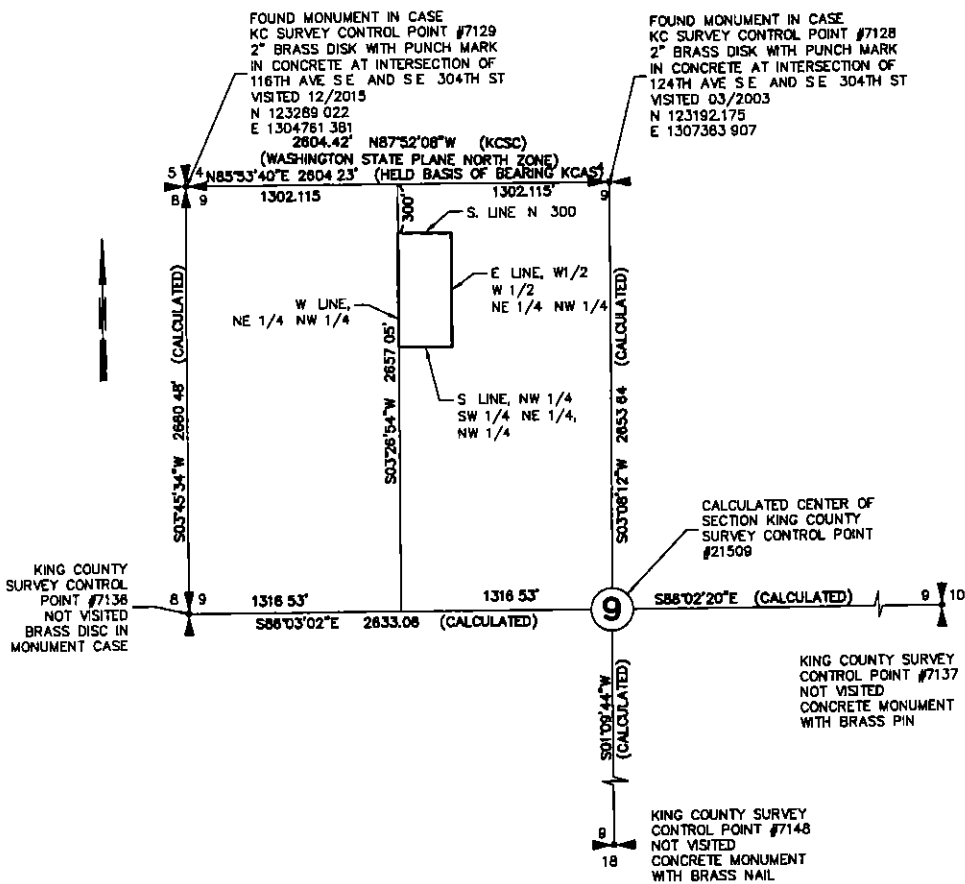
A PORTION OF THE NORTHEAST 1/4, OF THE NORTHWEST 1/4, SEC. 9, T 21 N, R 5 E, W.M
CITY OF AUBURN, KING COUNTY, WASHINGTON

CHICAGO TITLE INSURANCE COMPANY
GUARANTEE/CERTIFICATE NO. 0057747-08
SCHEDULE B
SPECIAL EXCEPTIONS

- EASEMENT GRANTED TO PUGET SOUND POWER & LIGHT COMPANY A WASHINGTON CORPORATION, FOR UNDERGROUND ELECTRIC TRANSMISSION AND/OR DISTRIBUTION SYSTEM TOGETHER WITH ALL NECESSARY OR CONVENIENT APPURTENANCES RECORDED DECEMBER 21 1984 UNDER RECORDING NO 8412210689 (NOT PLOTTABLE)
- EASEMENT GRANTED TO PUGET SOUND ENERGY INC. FOR UTILITY SYSTEM(S) FOR PURPOSES OF TRANSMISSION DISTRIBUTION AND SALE OF GAS AND ELECTRICITY RECORDED SEPTEMBER 18 2015 UNDER RECORDING NO 20150918000801, (NOT PLOTTABLE)
- COVENANTS CONDITIONS, RESTRICTIONS RECITALS RESERVATIONS, EASEMENTS, EASEMENT PROVISIONS, DEDICATIONS, BUILDING SETBACK LINES NOTES STATEMENTS AND OTHER MATTERS IF ANY BUT OMITTING ANY COVENANTS OR RESTRICTIONS IF ANY, INCLUDING BUT NOT LIMITED TO THOSE BASED UPON RACE COLOR RELIGION SEX SEXUAL ORIENTATION FAMILIAL STATUS, MARITAL STATUS, DISABILITY HANDICAP NATIONAL ORIGIN ANCESTRY OR SOURCE OF INCOME AS SET FORTH IN APPLICABLE STATE OR FEDERAL LAWS, EXCEPT TO THE EXTENT THAT SAID COVENANT OR RESTRICTION IS PERMITTED BY APPLICABLE LAW, AS SET FORTH ON KING COUNTY SHORT PLAT NUMBER 377155, RECORDED UNDER RECORDING NUMBER 7708040725 (NOT PLOTTABLE)
- COVENANTS CONDITIONS, RESTRICTIONS RECITALS, RESERVATIONS, EASEMENTS, EASEMENT PROVISIONS DEDICATIONS, BUILDING SETBACK LINES NOTES AND STATEMENTS, IF ANY, BUT OMITTING ANY COVENANTS OR RESTRICTIONS IF ANY, INCLUDING BUT NOT LIMITED TO THOSE BASED UPON RACE, COLOR RELIGION SEX SEXUAL ORIENTATION, FAMILIAL STATUS, MARITAL STATUS, DISABILITY HANDICAP, NATIONAL ORIGIN, ANCESTRY OR SOURCE OF INCOME AS SET FORTH IN APPLICABLE STATE OR FEDERAL LAWS, EXCEPT TO THE EXTENT THAT SAID COVENANT OR RESTRICTION IS PERMITTED BY APPLICABLE LAW AS SET FORTH ON KING COUNTY SHORT PLAT NUMBER 584147 RECORDED UNDER RECORDING NUMBER 8502190360 (NOT PLOTTABLE)
- COVENANTS CONDITIONS RESTRICTIONS RECITALS, RESERVATIONS, EASEMENTS, EASEMENT PROVISIONS DEDICATIONS, BUILDING SETBACK LINES NOTES AND STATEMENTS, IF ANY BUT OMITTING ANY COVENANTS OR RESTRICTIONS, IF ANY, INCLUDING BUT NOT LIMITED TO THOSE BASED UPON RACE COLOR RELIGION SEX SEXUAL ORIENTATION, FAMILIAL STATUS, MARITAL STATUS, DISABILITY HANDICAP, NATIONAL ORIGIN, ANCESTRY OR SOURCE OF INCOME AS SET FORTH IN APPLICABLE STATE OR FEDERAL LAWS, EXCEPT TO THE EXTENT THAT SAID COVENANT OR RESTRICTION IS PERMITTED BY APPLICABLE LAW AS SET FORTH ON KING COUNTY LOT LINE ADJUSTMENT NUMBER 8706015 RECORDED UNDER RECORDING NUMBER 8710150307 (NOT PLOTTABLE)
- INTENTIONALLY DELETED FROM THIS TITLE REPORT

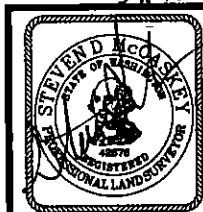
NOTES

- ALL BUILDING DOWNSPOUTS FOOTING DRAINS AND DRAINS FROM ALL IMPERVIOUS SURFACES SUCH AS PATIOS AND DRIVEWAYS SHALL BE CONNECTED TO THE PERMANENT STORM DRAIN OUTLET AS SHOWN ON THE APPROVED CONSTRUCTION DRAWINGS ON FILE WITH THE CITY OF AUBURN. THIS PLAN SHALL BE SUBMITTED WITH THE APPLICATION OF ANY BUILDING PERMIT. ALL CONNECTIONS OF THE DRAINS MUST BE CONSTRUCTED AND APPROVED PRIOR TO THE FINAL BUILDING INSPECTION APPROVAL. FOR THOSE LOTS THAT ARE DESIGNATED FOR INDIVIDUAL LOT INFILTRATION SYSTEMS THE SYSTEMS SHALL BE CONSTRUCTED AT THE TIME OF THE BUILDING PERMIT AND SHALL COMPLY WITH PLANS ON FILE.
- THE TREES SHOWN TO BE RETAINED ON THE TREE RETENTION PLAN (L2.0 OF THE ASBUILT PLANS) SHALL BE MAINTAINED BY THE FUTURE OWNERS OF THE PROPOSED LOTS, CONSISTENT WITH PLANS FOR THE SUBJECT PLAT
- THE STREET TREES SHALL BE OWNED AND MAINTAINED BY THE HAZEL VIEW HOMEOWNER S ASSOCIATION
- FUTURE RESIDENCE ON LOT 8 SHALL BE EQUIPPED WITH A FIRE SPRINKLER SYSTEM IF THE FUTURE RESIDENCE ON LOT 7 AND/OR 19 ARE MORE THAN 150 FEET FROM THE BEGINNING OF THE JUNCTION OF THE PRIVATE ACCESS ROAD AND THE PUBLIC RIGHT-OF-WAY THEN LOT 7 AND/OR 19 SHALL BE EQUIPPED WITH A FIRE SPRINKLER SYSTEM



SECTION BREAKDOWN
PER PLAT OF KINGSLEY MEADOWS
VOL 219 PGS 19-23
N.T.S.

PLT16-0001



PREPARED BY

Encompass
ENGINEERING & SURVEYING

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DRAWN BY:

JEF

CHECKED BY:

SDM

DATE:

03/03/16

SHEET:

2 OF 4

VOL

PG.

HAZEL VIEW

A PORTION OF THE NORTHEAST 1/4, OF THE NORTHWEST 1/4, SEC. 9, T 21 N, R 5 E, W.M.
CITY OF AUBURN, KING COUNTY, WASHINGTON

HOMEOWNERS ASSOCIATION COVENANT

THIS SUBDIVISION IS SUBJECT TO THE COVENANTS, CONDITIONS AND RESTRICTIONS FOR THE HAZEL VIEW HOMEOWNER'S ASSOCIATION RECORDED UNDER KING COUNTY RECORDING NUMBER _____, RECORDS OF KING COUNTY WASHINGTON. SAID HOMEOWNER'S ASSOCIATION SHALL OWN AND MAINTAIN EASEMENTS AS INDICATED AND CONVEYED HEREIN UNLESS OTHERWISE APPROVED BY THE CITY OF AUBURN OR ITS SUCCESSOR AGENCY. THIS COVENANT SHALL RUN WITH THE LAND AND SHALL BE BINDING ON THE OWNERS OF LOTS 1 THROUGH 22, INCLUSIVE OF THIS PLAT, THEIR HEIRS, SUCCESSORS AND/OR ASSIGNS. SHOULD THE HAZEL VIEW HOMEOWNER'S ASSOCIATION BE DISSOLVED OR OTHERWISE CEASE TO FUNCTION, OWNERSHIP OF LOTS 1 THROUGH 22, INCLUSIVE OF THIS PLAT, WILL INCLUDE AN EQUAL AND UNDIVIDED INTEREST IN THE EASEMENTS HEREIN GRANTED TOGETHER WITH AN EQUAL RESPONSIBILITY FOR THE MAINTENANCE RESPONSIBILITIES FOR ANY FACILITY THEREIN.

EASEMENT NOTES

- THE 15 FOOT PRIVATE STORM DRAINAGE EASEMENT (PVDE) SHOWN OVER AND ACROSS LOT 12 IS HEREBY RESERVED FOR AND GRANTED TO THE HAZEL VIEW HOMEOWNER'S ASSOCIATION. ITS SUCCESSORS AND/OR ASSIGNS UPON THE RECORDING OF THIS PLAT. THE HAZEL VIEW HOMEOWNER'S ASSOCIATION IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE FACILITIES IN SAID EASEMENT AND WHEN NECESSARY TO REPAIR, CLEAN OR RECONSTRUCT FACILITIES SHALL HAVE A RIGHT OF ENTRY FOR THAT PURPOSE.
- THE 15 FOOT PUBLIC STORM DRAINAGE EASEMENT (PUBDE) SHOWN OVER AND ACROSS TRACT A IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN, ITS SUCCESSORS AND/OR ASSIGNS UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE STORM DRAINAGE FACILITIES WITHIN SAID EASEMENT AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.
- THE 10 FOOT PRIVATE STORM DRAINAGE EASEMENT (PVDE) SHOWN OVER AND ACROSS LOTS 20 AND 21 IS ESTABLISHED FOR THE BENEFIT OF THE OWNERS OF LOTS 20, 21 AND 22. THE COST OF MAINTENANCE, REPAIRS OR RECONSTRUCTION OF THAT PORTION OF THE STORM DRAINAGE SYSTEM USED IN COMMON SHALL BE BORNE IN EQUAL SHARES, EXCEPT THAT THE OWNERS OF ANY LOWER PARCEL SHALL NOT BE RESPONSIBLE FOR THE PART OF THE STORM DRAINAGE SYSTEM ABOVE THEIR CONNECTION. AND WHEN NECESSARY TO REPAIR, CLEAN OR RECONSTRUCT THE STORM DRAINAGE SYSTEM, THE PROPERTY OWNER(S) TO WHOM THE EASEMENT BENEFITS SHALL HAVE A RIGHT OF ENTRY FOR THAT PURPOSE.
- THE 15 FOOT PRIVATE WALL AND ASSOCIATED STORM DRAINAGE EASEMENT SHOWN OVER AND ACROSS LOTS 11, 12, 13 AND 14 IS HEREBY RESERVED FOR AND GRANTED TO THE HAZEL VIEW HOMEOWNER'S ASSOCIATION FOR RETAINING WALL AND ASSOCIATED STORM DRAINAGE FACILITIES. SAID HOMEOWNER'S ASSOCIATION IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE RETAINING WALL AND STORM DRAINAGE FACILITIES IN SAID EASEMENT AND WHEN NECESSARY TO REPAIR, CLEAN OR RECONSTRUCT THE STORM DRAINAGE SYSTEM SHALL HAVE A RIGHT OF ENTRY FOR THAT PURPOSE.
- THE 25 FOOT PUBLIC WATER AND SANITARY SEWER EASEMENT (PUBWSE) OVER AND ACROSS TRACTS E AND F AND LOTS 18 AND 19 IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN, ITS SUCCESSORS AND/OR ASSIGNS UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE WATER AND SANITARY SEWER FACILITIES WITHIN SAID EASEMENT AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.
- THE 15 FOOT PUBLIC WATER EASEMENT (PUBWE) OVER AND ACROSS LOT 19 IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN, ITS SUCCESSORS AND/OR ASSIGNS UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE WATER FACILITIES WITHIN SAID EASEMENT AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.
- THE 10 FOOT PUBLIC UTILITY, STREETLIGHT AND SIDEWALK EASEMENT (PUBUE) SHOWN ALONG THE PUBLIC STREET RIGHT-OF-WAYS AND ALONG TRACTS C, D, E AND F AND THE 18 FOOT UTILITY EASEMENT OVER AND ACROSS LOT 18 AND A PORTION OF LOT 19 IS HEREBY GRANTED AND CONVEYED TO THE CITY OF AUBURN, ITS SUCCESSORS AND/OR ASSIGNS FOR INSTALLING AND MAINTAINING PUBLIC UTILITY LINES/FACILITIES/SIDEWALKS. THIS EASEMENT AND COVENANT SHALL RUN WITH THE PARENT PARCEL AND IS BINDING ON THE OWNERS OF SAID PRIVATE PROPERTY, THEIR HEIRS, SUCCESSORS AND/OR ASSIGNS.
- THE 26 FOOT PUBLIC WATER AND SANITARY SEWER EASEMENT (PUBWSE) OVER AND ACROSS TRACT C AND LOT 4 IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN, ITS SUCCESSORS AND/OR ASSIGNS UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE WATER AND SANITARY SEWER FACILITIES WITHIN SAID EASEMENT AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.
- THE 10 BY 20 FOOT PUBLIC WATER EASEMENT (PUBWE) OVER TRACT D IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE WATER FACILITY WITHIN SAID TRACT AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.

PUBLIC EASEMENT PROVISION

AN EASEMENT IS HEREBY RESERVED FOR AND GRANTED TO PUGET SOUND ENERGY COMPANY, CENTURY LINK, COMCAST AND/OR ANY OTHER PRIVATE UTILITY AND THEIR RESPECTIVE SUCCESSORS AND/OR ASSIGNS UNDER AND UPON THE EXTERIOR 10 FEET OF ALL LOTS AND TRACTS PARALLEL WITH AND ADJOINING THE EXISTING OR PROPOSED PUBLIC RIGHT-OF-WAY AS SHOWN HEREON IN WHICH TO INSTALL, LAY, CONSTRUCT, RENEW, OPERATE AND MAINTAIN UNDERGROUND DISTRIBUTION SYSTEMS WITH NECESSARY FACILITIES AND OTHER EQUIPMENT FOR THE PURPOSE OF SERVING THIS SUBDIVISION AND OTHER PROPERTY WITH UTILITY SERVICES TOGETHER WITH THE RIGHT TO ENTER UPON THE LOTS AT ALL TIMES FOR THE PURPOSE HEREIN STATED, NO LINES OR WIRES FOR THE TRANSMISSION OF ELECTRIC CURRENT OR FOR TELEPHONE USE, CABLE TELEVISION, FIRE OR POLICE SIGNAL OR FOR OTHER PURPOSES SHALL BE PLACED OR BE PERMITTED TO BE PLACED UPON ANY LOT UNLESS THE SAME SHALL BE UNDERGROUND OR IN CONDUIT ATTACHED TO A BUILDING.

CITY OF AUBURN PUBLIC EASEMENT PROVISION

ALL CITY OF AUBURN PUBLIC UTILITY EASEMENTS AS SHOWN HEREON ARE HEREBY GRANTED AND CONVEYED TO THE CITY OF AUBURN, A MUNICIPAL CORPORATION OF KING AND PIERCE COUNTIES, WASHINGTON, ITS SUCCESSORS AND/OR ASSIGNS, A PERPETUAL NON-EXCLUSIVE EASEMENT UNDER, THROUGH AND ACROSS THE REAL PROPERTY AS DESCRIBED HEREIN FOR THE PURPOSE OF LAYING, MAINTAINING AND INSTALLING WATER AND APPURTENANCES THEREOF AND LAYING, MAINTAINING, INSTALLING AND CONVEYING SANITARY SEWER AND APPURTENANCES THEREOF AND LAYING, MAINTAINING, INSTALLING, CONVEYING, STORING, MANAGING AND FACILITATING STORM AND SURFACE WATER PER THE ENGINEERING PLANS APPROVED BY THE CITY OF AUBURN FOR THIS PLAT TOGETHER WITH THE ABSOLUTE RIGHT AT ALL TIMES AS NECESSARY FOR IMMEDIATE ACCESS (INGRESS AND EGRESS), TO ENTER SAID EASEMENT FOR THE PURPOSE OF INSPECTING, OPERATING, MAINTAINING, REPAIRING, RECONSTRUCTING AND IMPROVING THE WATER, SANITARY SEWER AND STORM DRAINAGE FACILITIES CONTAINED THEREIN WITHOUT INCURRING ANY LEGAL OBLIGATION OR LIABILITY THEREOF.

THE OWNERS OF SAID PRIVATE PROPERTY SHALL NOT IN ANY WAY BLOCK, RESTRICT OR IMPEDE ACCESS AND EGRESS TO OR FROM SAID EASEMENT AREA, AND/OR IN ANY WAY BLOCK, RESTRICT OR IMPEDE FULL USE OF THE REAL PROPERTY WITHIN THE ABOVE DESCRIBED EASEMENT AREA BY THE CITY OF AUBURN FOR THE ABOVE DESCRIBED PURPOSES. NO BUILDING, WALL, ROCKERY, FENCE, TREES OR STRUCTURE OF ANY KIND SHALL BE ERRECTED OR PLANTED, NOR SHALL ANY FILL MATERIAL BE PLACED WITHIN THE BOUNDARIES OF SAID EASEMENT AREA WITHOUT THE EXPRESS WRITTEN CONSENT OF THE CITY OF AUBURN. WITH CITY OF AUBURN PERMISSION, THE OWNERS OF SAID PRIVATE PROPERTY MAY FENCE ACROSS SAID EASEMENT AREA AND/OR ALONG THE BOUNDARIES OF SAID EASEMENT AREA PROVIDED THAT A GATE IS CONSTRUCTED IN SAID FENCE, SAID GATE SHALL BE OF SUFFICIENT LENGTH AND LOCATION TO ALLOW THE GRANTEE FULL USE OF AND ACCESS AND EGRESS TO AND FROM THE REAL PROPERTY WITHIN THE EASEMENT AREA. IF SAID GATE IS TO BE LOCKED, KEYS SHALL BE PROVIDED TO THE CITY OF AUBURN.

NO EXCAVATION SHALL BE MADE WITHIN THREE (3) FEET OF SAID WATER, SANITARY SEWER AND STORM DRAINAGE FACILITIES AND THE SURFACE LEVEL OF THE GROUND WITHIN THE EASEMENT AREA SHALL BE MAINTAINED AT THE ELEVATIONS AS CURRENTLY EXISTING.

THE OWNERS OF SAID PRIVATE PROPERTY GRANTS TO THE CITY OF AUBURN THE RIGHT OF INGRESS AND EGRESS TO THE EASEMENT AREA OVER AND ACROSS ALL PAVED, GRAVELED OR OTHERWISE IMPROVED DRIVEWAYS OR PARKING LOTS WITHIN THE PARENT PARCEL. IF DIRECT ACCESS TO THE EASEMENT AREA IS NOT AVAILABLE FROM SUCH DRIVEWAYS OR PARKING LOTS, THE CITY OF AUBURN'S RIGHT OF INGRESS AND EGRESS SHALL INCLUDE SUCH OTHER AREAS OF THE PARENT PARCEL AS THE CITY OF AUBURN DETERMINES ARE NECESSARY TO ACCESS THE EASEMENT AREA FROM SUCH DRIVEWAYS AND PARKING LOTS OR FROM THE PARENT PARCELS BOUNDARIES. IN THE CASE OF ANY DAMAGE OR DISRUPTION OF THE PARENT PARCEL, THE CITY OF AUBURN SHALL RETURN THE PROPERTY TO A CONDITION REASONABLY COMPARABLE TO ITS CONDITION AS IT EXISTED IMMEDIATELY BEFORE ENTRY AND/OR WORK WAS MADE THEREON BY THE CITY OF AUBURN OR ITS AGENTS.

THE OWNERS OF SAID PRIVATE PROPERTY ADDITIONALLY GRANTS TO THE CITY OF AUBURN THE USE OF SUCH ADDITIONAL AREA IMMEDIATELY ADJACENT TO SAID EASEMENT AREA AS SHALL BE REQUIRED FOR THE CONSTRUCTION, RECONSTRUCTION, MAINTENANCE AND OPERATION OF SAID WATER, SANITARY SEWER AND STORM DRAINAGE FACILITIES. THE USE OF SUCH ADDITIONAL AREA SHALL BE HELD TO REASONABLE MINIMUM AND IN THE CASE OF ANY DAMAGE OR DISRUPTION OF THE PARENT PARCEL, THE CITY OF AUBURN SHALL RETURN THE PROPERTY TO A CONDITION REASONABLY COMPARABLE TO ITS CONDITION AS IT EXISTED IMMEDIATELY BEFORE ENTRY AND/OR WORK WAS MADE THEREON BY THE CITY OF AUBURN OR ITS AGENTS. IN ADDITION TO THE OTHER RESTRICTIONS HEREIN, THE OWNERS OF SAID PRIVATE PROPERTY SHALL NOT CONVEY TO A THIRD PARTY ANY EASEMENT OR OTHER RIGHT OF THE EASEMENT AREA.

THIS EASEMENT AND COVENANT SHALL RUN WITH THE PARENT PARCEL AND IS BINDING ON THE OWNERS OF SAID PRIVATE PROPERTY, THEIR HEIRS, SUCCESSORS AND/OR ASSIGNS.

TRACT DEFINITIONS

TRACT A

TRACT A IS A PRIVATE SENSITIVE AREA TRACT THAT CONTAINS A CLASS 3 WETLAND WITH AN ASSOCIATED BUFFER. THE ASSOCIATED BUFFER IS LOCATED IN ITS ENTIRETY WITHIN TRACT A.

DEDICATION OF SENSITIVE AREA TRACT(S) AND BUFFER CONVEYS TO THE PUBLIC A BENEFICIAL INTEREST IN THE LAND WITHIN THE TRACT/SENSITIVE AREA AND BUFFER. THIS INTEREST INCLUDES THE PRESERVATION OF NATIVE VEGETATION FOR ALL PURPOSES THAT BENEFIT THE PUBLIC HEALTH, SAFETY AND WELFARE, INCLUDING THE CONTROL OF SURFACE WATER AND EROSION, MAINTENANCE OF SLOPE STABILITY AND PROTECTION OF PLANT AND ANIMAL HABITAT.

THE SENSITIVE AREA TRACT/SENSITIVE AREA AND BUFFER IMPOSES UPON ALL PRESENT AND FUTURE OWNERS AND OCCUPIERS OF THE LAND SUBJECT TO THE SENSITIVE AREA TRACT/SENSITIVE AREA AND BUFFER THE OBLIGATION ENFORCEABLE ON BEHALF OF THE PUBLIC BY THE CITY OF AUBURN, TO LEAVE UNDISTURBED ALL TREES AND OTHER VEGETATION WITHIN THE SENSITIVE AREA TRACT/SENSITIVE AREA AND BUFFER. THE VEGETATION WITHIN THE SENSITIVE AREA TRACT/SENSITIVE AREA TRACT AND BUFFER MAY NOT BE CUT, PRUNED, COVERED BY FILL, REMOVED OR DAMAGED WITHOUT APPROVAL IN WRITING FROM THE CITY, UNLESS OTHERWISE PROVIDED BY LAW.

THE COMMON BOUNDARY BETWEEN THE TRACT/SENSITIVE AREA AND BUFFER AND THE AREA OF DEVELOPMENT ACTIVITY MUST BE MARKED OR OTHERWISE FLAGGED TO THE SATISFACTION OF THE CITY PRIOR TO ANY CLEARING, GRADING, BUILDING, CONSTRUCTION OR OTHER BUILDING ACTIVITY ON A LOT SUBJECT TO SUBJECT TO THE SENSITIVE AREA TRACT/SENSITIVE AREA AND BUFFER.

NO BUILDING FOUNDATIONS ARE ALLOWED WITHIN THE REQUIRED 15-FOOT BUILDING SETBACK LINE FROM TRACT A.

TRACT A IS HEREBY CONVEYED TO THE HAZEL VIEW HOMEOWNER'S ASSOCIATION AND IS RESPONSIBLE FOR ITS MAINTENANCE.

THE 15 FOOT PUBLIC STORM DRAINAGE EASEMENT (PUBDE) SHOWN OVER AND ACROSS TRACT A IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN, ITS SUCCESSORS AND/OR ASSIGNS UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE STORM DRAINAGE FACILITIES WITHIN SAID EASEMENT AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.

TRACT B

TRACT B IS A PUBLIC STORM DRAINAGE TRACT AND IS HEREBY CONVEYED TO THE CITY OF AUBURN, OR ITS SUCCESSOR AGENCY FOR PUBLIC DRAINAGE PURPOSES UPON THE RECORDING OF THIS PLAT.

TRACT C

TRACT C IS A PRIVATE ACCESS TRACT FOR INGRESS, EGRESS AND UTILITIES FOR THE BENEFIT OF THE OWNERS OF LOTS 5, 6, 7, 8, 9 AND 10. OWNERSHIP OF LOTS 5, 6, 7, 8, 9 AND 10 WITHIN THIS PLAT INCLUDES AN EQUAL AND UNDIVIDED INTEREST IN TRACT C AND AN EQUAL AND UNDIVIDED RESPONSIBILITY FOR THE MAINTENANCE OF SAID TRACT. THE OWNERS OF LOTS 5, 6, 7, 8, 9 AND 10 ARE HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THEIR RESPECTIVE PRIVATE UTILITY FACILITIES AND SHALL SHARE EQUALLY IN THE MAINTENANCE RESPONSIBILITIES OF THE PRIVATE FACILITIES USED IN COMMON. A 26 FOOT PUBLIC WATER AND SEWER EASEMENT OVER SAID TRACT IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE RESPECTIVE WATER AND SEWER FACILITIES WITHIN SAID TRACT AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.

TRACT D

TRACT D IS A PRIVATE JOINT-USE DRIVEWAY AND UTILITY TRACT FOR THE BENEFIT OF THE OWNERS OF LOTS 7 AND 8. OWNERSHIP OF LOTS 7 AND 8 WITHIN THIS PLAT INCLUDES AN EQUAL AND UNDIVIDED INTEREST IN TRACT D AND AN EQUAL AND UNDIVIDED RESPONSIBILITY FOR THE MAINTENANCE OF TRACT D. THE OWNERS OF LOTS 7 AND 8 ARE HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THEIR RESPECTIVE PRIVATE UTILITY FACILITIES AND SHALL SHARE EQUALLY IN THE MAINTENANCE RESPONSIBILITIES OF THE PRIVATE FACILITIES USED IN COMMON. A 10 BY 20 FOOT PUBLIC WATER EASEMENT OVER SAID TRACT IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE WATER FACILITY WITHIN SAID TRACT AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.

TRACT E

TRACT E IS A PRIVATE ACCESS TRACT FOR INGRESS, EGRESS AND UTILITIES FOR THE BENEFIT OF THE OWNERS OF LOTS 16, 17, 18 AND 19. OWNERSHIP OF LOTS 16, 17, 18 AND 19 WITHIN THIS PLAT INCLUDES AN EQUAL AND UNDIVIDED INTEREST IN TRACT E AND AN EQUAL AND UNDIVIDED RESPONSIBILITY FOR THE MAINTENANCE OF SAID TRACT. THE OWNERS OF LOTS 16, 17, 18 AND 19 ARE HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THEIR RESPECTIVE PRIVATE UTILITY FACILITIES AND SHALL SHARE EQUALLY IN THE MAINTENANCE RESPONSIBILITIES OF THE PRIVATE FACILITIES USED IN COMMON. A 25 FOOT PUBLIC WATER AND SEWER EASEMENT OVER SAID TRACT IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE RESPECTIVE WATER AND SEWER FACILITIES WITHIN SAID TRACT AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.

TRACT F

TRACT F IS A PRIVATE JOINT-USE DRIVEWAY AND UTILITY TRACT FOR THE BENEFIT OF THE OWNERS OF LOTS 18 AND 19. OWNERSHIP OF LOTS 18 AND 19 WITHIN THIS PLAT INCLUDES AN EQUAL AND UNDIVIDED INTEREST IN TRACT F AND AN EQUAL AND UNDIVIDED RESPONSIBILITY FOR THE MAINTENANCE OF TRACT F. THE OWNERS OF LOTS 18 AND 19 ARE HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THEIR RESPECTIVE PRIVATE UTILITY FACILITIES AND SHALL SHARE EQUALLY IN THE MAINTENANCE RESPONSIBILITIES OF THE PRIVATE FACILITIES USED IN COMMON. A 20 FOOT PUBLIC WATER AND SANITARY SEWER EASEMENT OVER SAID TRACT F AND A 5 FOOT PUBLIC WATER AND SANITARY SEWER EASEMENT OVER LOTS 18 AND 19 IS HEREBY RESERVED FOR AND GRANTED TO THE CITY OF AUBURN UPON THE RECORDING OF THIS PLAT. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE MAINTENANCE OF THE WATER AND SANITARY SEWER FACILITIES WITHIN SAID TRACT F AND LOTS 18 AND 19 AS STATED IN THE CITY OF AUBURN PUBLIC EASEMENT PROVISION.

TRACT G

TRACT G IS A PRIVATE SANITARY SEWER TRACT AND IS CONVEYED TO THE HAZEL VIEW HOMEOWNER'S ASSOCIATION UPON THE RECORDING OF THIS PLAT. THE HAZEL VIEW HOMEOWNER'S ASSOCIATION WILL BE RESPONSIBLE FOR THE MAINTENANCE OF LANDSCAPING FOR SAID TRACT. A SANITARY SEWER EASEMENT OVER THE FULL WIDTH AND LENGTH OF SAID TRACT IS GRANTED TO THE CITY OF AUBURN AND/OR ITS SUCCESSORS FOR SANITARY SEWER PURPOSES UPON THE RECORDING OF THIS PLAT EXCEPT AS NOTED HEREIN. THE CITY OF AUBURN IS HEREBY RESPONSIBLE FOR THE SANITARY SEWER FACILITIES WITHIN SAID TRACT.

3-11-16

PLT16-0001



PREPARED BY

Encompass
ENGINEERING & SURVEYING



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DRAWN BY:

JEF

CHECKED BY:

SDM

DATE:

03/03/16

SHEET:

3 OF 4

VOL

PG

HAZEL VIEW

A PORTION OF THE NORTHEAST 1/4, OF THE NORTHWEST 1/4, SEC 9, T 21 N, R 5 E, W.M
CITY OF AUBURN, KING COUNTY, WASHINGTON

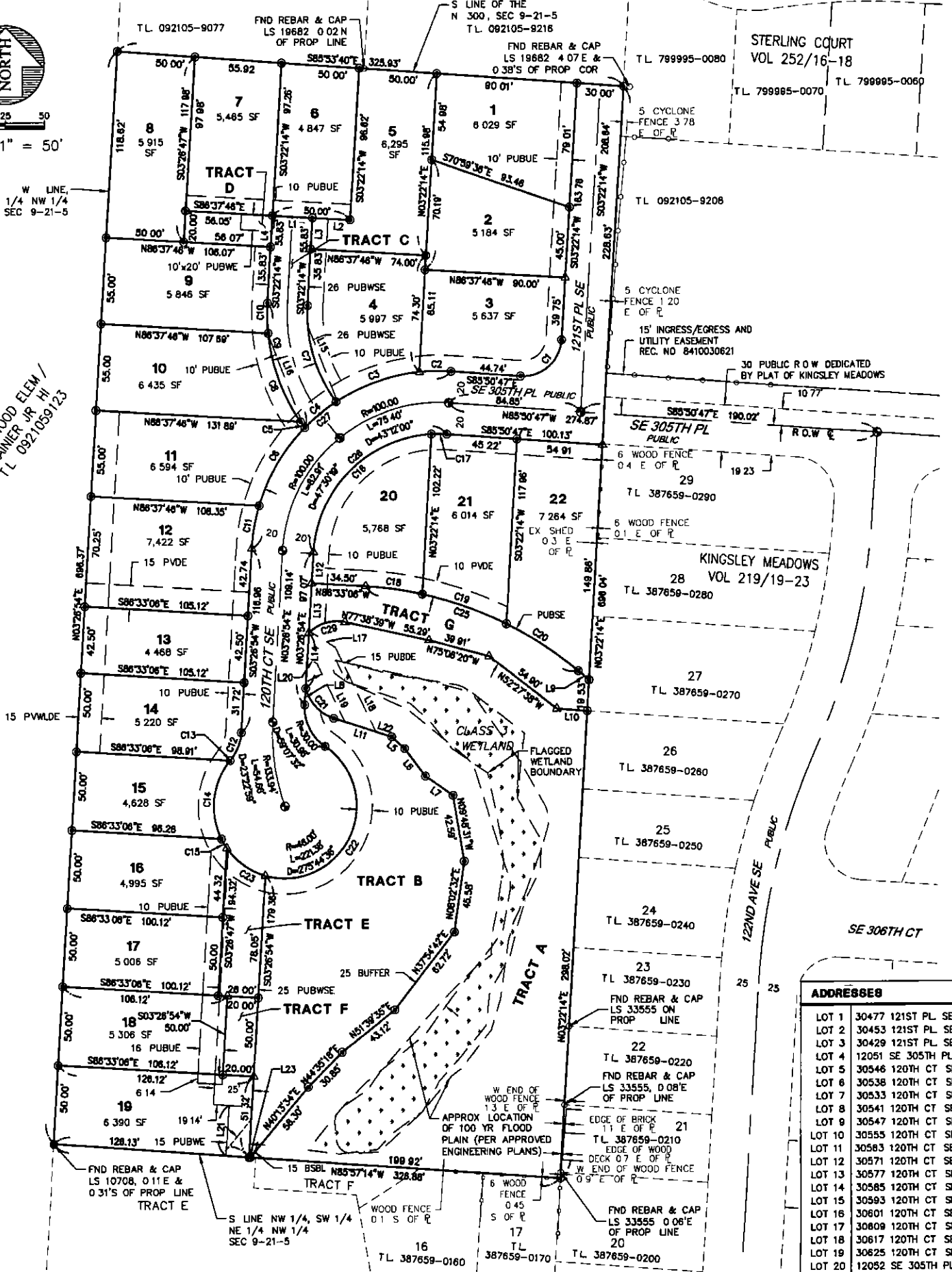
Line Table		
LINE #	LENGTH	DIRECTION
L1	26.00	S86°37'46"E
L2	24.00	N86°37'46"W
L3	20.00	S3°22'14"W
L4	20.00	N3°22'14"E
L5	11.28	N47°32'45"W
L6	22.15	N37°24'11"W
L7	21.72	N55°27'11"W
L8	10.38	N3°26'54"E
L9	8.96	N50°06'33"W
L10	19.50	N85°55'27"W
L11	38.27	N72°05'46"W
L12	19.83	S3°26'54"W
L13	31.52	S3°26'54"W
L14	35.35	S3°26'54"W
L15	51.67	N21°24'45"W
L16	63.55	N21°24'45"W
L17	19.88	N57°34'10"W
L18	59.56	N25°44'47"W
L19	40.98	N25°44'47"W
L20	7.30	N57°34'10"W
L21	31.91	N4°02'46"E
L22	10.59	S72°05'46"E
L23	0.83	N85°57'14"W



SCALE 1" = 50'

HAZELWOOD ELEM /
RAINIER JR HI
TL 0921059123

Curve Table			
CURVE #	LENGTH	RADIUS	DELTA
C1	38.82	24.50	90°46'59"
C2	20.51	120.00	9°47'38"
C3	57.06	120.00	27°14'38"
C4	28.07	120.00	12°28'56"
C5	4.68	120.00	2°14'01"
C6	58.42	120.00	27°53'39"
C7	65.36	94.00	39°50'29"
C8	60.71	120.00	28°59'04"
C9	84.64	120.00	40°24'47"
C10	19.26	120.00	9°11'41"
C11	27.91	120.00	13°19'30"
C12	19.17	30.17	36°24'33"
C13	0.48	46.00	0°36'02"
C14	52.84	46.00	65°56'27"
C15	6.88	46.00	6°34'13"
C16	118.74	80.00	83°36'43"
C17	9.90	80.00	7°05'36"
C18	36.88	235.00	8°59'34"
C19	57.49	235.00	14°00'56"
C20	55.10	235.00	13°26'03"
C21	27.75	28.35	56°04'29"
C22	129.81	46.00	161°40'53"
C23	31.27	46.00	38°57'01"
C25	149.47	235.00	36°28'33"
C26	128.65	80.00	90°42'19"
C27	189.97	120.00	90°42'19"
C29	25.10	25.00	57°32'04"



TRACT A
PRIVATE SENSITIVE AREA TRACT
40,528 SQ FT - 0.93 ACRES

TRACT B
PUBLIC STORM DRAINAGE TRACT
19,706 SQ FT - 0.45 ACRES

TRACT C
PRIVATE ACCESS TRACT FOR INGRESS, EGRESS
AND UTILITIES
3,389 SQ FT - 0.08 ACRES

TRACT D
PRIVATE JOINT USE DRIVEWAY & UTILITY TRACT
1,121 SQ FT - 0.03 ACRES

TRACT E
PRIVATE ACCESS TRACT FOR INGRESS, EGRESS
AND UTILITIES
2,187 SQ FT - 0.05 ACRES

TRACT F
PRIVATE JOINT USE DRIVEWAY & UTILITY TRACT
1,000 SQ FT - 0.02 ACRES

TRACT G
PRIVATE SANITARY SEWER TRACT
4,971 SQ FT - 0.11 ACRES

EASEMENT LEGEND

- PUBDE PUBLIC STORM DRAINAGE EASEMENT
NOTE 2 ON SHEET 3 OF 4
- PUBUE PUBLIC UTILITY STREETLIGHT
AND SIDEWALK EASEMENT (PUBUE)
SEE NOTE 7 ON SHEET 3 OF 4
- PUBWE PUBLIC WATER EASEMENT
SEE NOTES 6 & 9 ON SHEET 3 OF 4
- PUBSE PUBLIC SANITARY SEWER EASEMENT
SEE TRACT G NOTE ON SHEET 3 OF 4
- PUBWSE PUBLIC WATER AND SANITARY
SEWER EASEMENT
SEE NOTES 5 & 8 ON SHEET 3 OF 4
- PVDE PRIVATE STORM DRAINAGE
EASEMENT
SEE NOTES 1 & 3 ON SHEET 3 OF 4
- PVWDE PRIVATE WALL AND ASSOCIATED
STORM DRAINAGE EASEMENT
SEE NOTE 4 ON SHEET 3 OF 4

INSTRUMENTATION

INSTRUMENT USED 5 SECOND TOTAL STATION
FIELD SURVEY WAS BY CLOSED TRAVERSE LOOPS,
MINIMUM CLOSURE OF LOOPS WAS 1:22,000 IN
ACCORDANCE WITH WAC 332-130-090

LEGEND

- ⊗ FOUND MONUMENT IN CASE
- ⊕ MONUMENT IN CASE SET PER CITY OF AUBURN STANDARDS
- SET REBAR & CAP - LS# 42676
- △ SET MAG NAIL AND WASHER

PLT16-0001



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CHECKED BY:

SDM

DATE:

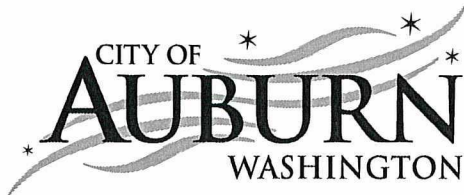
03/03/16

SHEET:

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VOL

PG



CERTIFICATE OF IMPROVEMENTS

FINAL PLAT APPLICATION FAC06-0040

COMPLETION OF IMPROVEMENTS

The required improvements for the Final Plat of **HAZEL VIEW** have been completed in accordance with the Land Division Ordinance and the City of Auburn's standards and specifications.

[Signature]
City Engineer

3/15/2016
Date

SECURITY IN LIEU OF COMPLETION

In lieu of the required public improvements for the Final Plat of _____, an approved security _____ (type of security) for \$ _____ (150% of the estimated costs of improvements) has been submitted and approved by the City Engineer.

City Engineer

Date

1. The developer has provided references and demonstrated a minimum of 3 years successful, non-defaulted plat development experience in the Puget Sound region.
2. The bond/security is based on the following costs:

Street \$ _____

Street Trees / Sod \$ _____

cc: File: FAC15-
Planner
Developer

April 26, 2006

**OFFICE OF THE HEARING EXAMINER
KING COUNTY, WASHINGTON**

400 Yesler Way, Room 404
Seattle, Washington 98104
Telephone (206) 296-4660
Facsimile (206) 296-1654

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SEP 28 2015

CITY OF AUBURN
PLANNING & DEVELOPMENT

REPORT AND DECISION

SUBJECT: Department of Development and Environmental Services File No. **L04P0033**
Proposed Ordinance No. **2006-0104**

HAZEL VIEW

Preliminary Plat Application

Location: Off of Southeast 305th Place in the Lea Hill Area east of Auburn

Applicant: Fremantle Development, Inc.
represented by Duana Kolouskova
Johns Monroe Mitsunaga PLLC
1500 – 114th Avenue Southeast, #102
Bellevue, Washington 98004
Telephone: (425) 467-9966
Facsimile: (425) 451-2818

King County: Department of Development and Environmental Services,
represented by Trishah Bull
900 Oakesdale Avenue Southwest
Renton, Washington 98055
Telephone: (206) 296-6758
Facsimile: (206) 296-7051

SUMMARY OF DECISION/RECOMMENDATIONS:

Department's Preliminary Recommendation:

Approve with conditions

Department's Final Recommendation:

Approve with conditions

Examiner's Decision:

Approve with conditions

EXAMINER PROCEEDINGS:

Hearing Opened:

March 30, 2006

Hearing Closed:

March 30, 2006

Participants at the public hearing and the exhibits offered and entered are listed in the attached minutes.
A verbatim recording of the hearing is available in the office of the King County Hearing Examiner.

FINDINGS, CONCLUSIONS & DECISION: Having reviewed the record in this matter, the Examiner now makes and enters the following:

FINDINGS:

1. **General Information:**

Owner/Developer: Dennis Johnson
Fremantle Development, Inc.
PO Box 3574
Bellevue, WA 98009
425-467-6602

Engineer: Baima & Holmberg Inc.
100 Front Street South
Issaquah, WA 98027
425-392-0250

STR: 9-21-5

Location: The site is located on SE 305th Place, via the entrance to the plat of *Kingsley Meadows* off of 124th Avenue SE. The property is located directly east of Rainier Junior High and Hazelwood Elementary.

Zoning: R-6-SO
Acreage: 5.22 acres
Number of Lots: 20
Density: 3.8 units per acre
Lot Size: Ranges from approximately 5,000 to 8,000 square feet
Proposed Use: Single-family detached dwellings
Sewage Disposal: City of Auburn
Water Supply: City of Auburn
Fire District: King County District No. 44
School District: Auburn School District No. 408
Complete Application Date: December 28, 2004

2. Except as modified herein, the facts set forth in the DDES reports to the Examiner and the DDES and King County Department of Transportation testimony are found to be correct and are incorporated herein by reference.
3. The subject property is a 5.22 acre rectangular parcel located in the unincorporated area just south of the City of Kent and northeast of the City of Auburn. Its specific location is west of 122nd Avenue Southeast and south of Southeast 304th Street in the Lea Hill area. The site terrain slopes generally to the south and southwest, with a curving gulley located in the southeast corner and descending to the south of the property. The site is vegetated primarily with a mixed, species, mixed-growth overstory and typical Northwest groundcover and grasses, and is undeveloped structurally. The surrounding area consists of residentially developed parcels to the east and south, at suburban densities. Other areas are of mixed densities reflecting the area's former status as a rural area; the general Lea Hill area is currently undergoing suburbanization at fairly standard suburban density lots (approximately four units per acre).

4. Applicant Fremantle Development, Inc., proposes subdivision of the property into 20 lots for detached single-family residences. The residential density would be approximately 3.8 units per acre, with lot sizes ranging from 5,000 to 8,000 square feet. Internal access to the lots would be provided by the extension of Southeast 305th Place westerly into the site from a temporary cul-de-sac of 122nd Avenue Southeast in the adjacent *Kingsley Meadows* subdivision and then curving south to terminate in a cul-de-sac in the south central portion. SE 305th Place will also be extended east with a 20 foot wide emergency access road adjoining the east side of Lot 30 of *Kingsley Meadows*. The purpose of this extension is to provide emergency access to the existing 122nd Avenue SE. An emergency access gate will be provided east of the 122nd Avenue SE/SE 305th Street intersection. The access road will be paved easterly from SE 305th Place to the gate, then graveled east of the gate to 122nd Avenue SE.
5. Portions of the property would be devoted to stormwater detention facilities and other drainage facilities, as well as recreation facilities for the subdivision residents. The low gulley area, which contains a Class 3 wetland, will be preserved in a Sensitive Area Tract. Resident school pedestrians would walk to their respective schools, except that high school students would walk to Rainier Middle School and be bused from there to their high school. The school pedestrian path would utilize an existing easement to which the property purportedly maintains rights of usage (although such rights are disputed by neighboring residents and other users of the easement; see Findings 9 and 10 below).
6. Most development runoff from the property would be collected and directed to a single detention and water quality facility located at the midpoint of the west property line. Release would be directed to the existing drainage swale on the adjacent parcel. Nuisance flows to adjacent properties from the northern plateau area and southern western property line would be significantly reduced.
7. The City of Auburn has renewed its commitment of sanitary sewer and water utility services to the development in an Outside Utility Extension Agreement.
8. Adjacent residents upon whose property the walkway easement runs have expressed their opinion that the development would not maintain its easement rights upon redevelopment of the subject site (without citing any legal authorities or compelling language of the easement document), and also are concerned that they will take on additional property owner liability with the use of the easement by additional pedestrians, particularly those of school age. Another concern is that the subject property is not a party to the road maintenance agreement established by such adjacent property owners (although the prospective developer expressed a commitment to participate in the maintenance agreement during the hearing). Additionally, a traffic barrier which was to have been installed in the *Kingsley Meadows* development has not yet been installed, although it should have been approximately three years ago. (DDES staff stated in response to that statement that it would immediately review the matter to assure that it is installed as required.)
9. It should be noted that the easement in question is intended for eventual conversion to a public road in concert with anticipated future road improvements in the area. Typically, absent evidence to the contrary, an easement of this sort runs with the land regardless of the land's level of development, and would therefore be available for the development's school-age residents to use along their pedestrian route to school. In any case, the Examiner does not have jurisdiction as an administrative hearing officer to adjudicate disputes regarding real property, which jurisdiction resides in Superior Court. [RCW 2.08.010; also see Washington State Constitution, Article IV, § 6] The approach the Examiner will take to address the issue to make the positive

finding that “appropriate provisions” are made for safe walking conditions for school pedestrians (as required by state subdivision law and implementing county code) is to impose a condition that DDES/KCDOT certify in writing prior to final plat approval that such safe walking conditions are in place or dependably anticipated to be provided along the pertinent pedestrian routes or reasonably convenient alternative routes prior to first residential occupancy of the development. Adjudication and/or settlement of the easement use dispute may be required prior to final plat approval to achieve that end. The Examiner shall also implement the applicant’s offer to enter into the road maintenance agreement which applies to the easement on a proportional basis, which may go a long way toward ameliorating the neighbors’ concerns about maintenance burdens and liability.

10. With existing and scheduled walkway improvements, and the alternative and ascertainment provisions noted above, safe walking conditions would be provided for resident schoolchildren.

CONCLUSIONS:

1. The proposed subdivision, as conditioned below, would conform to applicable land use controls. In particular, the proposed type of development and overall density are specifically permitted under the R-6-SO zone.
2. If approved subject to the conditions below, the proposed subdivision will make appropriate provisions for the topical items enumerated within RCW 58.17.110, and will serve the public health, safety and welfare, and the public use and interest.
3. The conditions of preliminary plat approval set forth below are reasonable requirements and in the public interest.
4. The dedications of land or easements within and adjacent to the proposed plat, as shown on the revised preliminary plat submitted on August 22, 2005, or as required for final plat approval, are reasonable and necessary as a direct result of the development of this proposed plat, and are proportionate to the impacts of the development.

DECISION:

The preliminary plat of the *Hazel View* subdivision, as revised and received August 22, 2005, is approved subject to the following conditions of approval:

1. Compliance with all platting provisions of Title 19 of the King County Code.
2. All persons having an ownership interest in the subject property shall sign on the face of the final plat a dedication which includes the language set forth in King County Council Motion No. 5952.
3. The plat shall comply with the density requirements of the R-6-SO zone classification. All lots shall meet the minimum dimensional requirements of the R-6-SO zone classification or shall be as shown on the face of the approved preliminary plat, whichever is larger, except that minor revisions to the plat which do not result in substantial changes may be approved at the discretion of the Department of Development and Environmental Services.

4. All construction and upgrading of public and private roads shall be done in accordance with the King County Road Standards established and adopted by Ordinance No. 11187, as amended (1993 KCRS).
5. Final plat approval shall require full compliance with the drainage provisions set forth in King County Code 9.04. Compliance may result in reducing the number and/or location of lots as shown on the preliminary approved plat. Preliminary review has identified the following conditions of approval which represent portions of the drainage requirements. All other applicable requirements in KCC 9.04 and the Surface Water Design Manual (SWDM) must also be satisfied during engineering and final review.
 - a. Drainage plans and analysis shall comply with the 1998 King County Surface Water Design Manual and applicable updates adopted by King County. DDES approval of the drainage and roadway plans is required prior to any construction.
 - b. Current standard plan notes and ESC notes, as established by DDES Engineering Review, shall be shown on the engineering plans.
 - c. The following note shall be shown on the final recorded plat:

All building downspouts, footing drains, and drains from all impervious surfaces such as patios and driveways shall be connected to the permanent storm drain outlet as shown on the approved construction drawings # _____ on file with DDES and/or the King County Department of Transportation. This plan shall be submitted with the application of any building permit. All connections of the drains must be constructed and approved prior to the final building inspection approval. For those lots that are designated for individual lot infiltration systems, the systems shall be constructed at the time of the building permit and shall comply with plans on file."
 - d. The drainage detention facility shall be designed to meet at a minimum the Level 3 Flow Control and Basic Water Quality menu in the 1998 King County Surface Water Design Manual (KCSWDM).
 - e. Appropriate outlet provisions for the Tract A Wetland shall be included in the engineering design plans.
 - f. A drainage adjustment (L05V0092) is approved to combine the onsite subbasins into one post-developed detention facility. All conditions of approval for this adjustment shall be incorporated into the engineering plans.

The proposed diversion of the easterly 0.81 acre subbasin shall be minimized, employing one or more of the methods outlined in a letter from Ed McCarthy, P.E., P.S. dated November 10, 2005. Other methods for minimizing the diversion may also be considered, as approved by DDES. Details of the design shall be included in the engineering design plans.
 - g. The 100-year floodplain for any onsite streams or wetlands shall be shown on the engineering plans and the final plat per Special Requirement 2 of the KCSWDM.

6. The proposed subdivision shall comply with the 1993 King County Road Standards (KCRS) including the following requirements:
 - a. The internal access road (SE 305th Place extended) shall be improved at a minimum to the urban subaccess street standard.
 - b. OFFSITE: SE 305th Place adjoining Lot 29 of The Plat of Kingsley Meadows shall be improved at a minimum to the urban one-half street standard. The sidewalk shall extend south along 122nd Avenue SE to match the existing sidewalk.

SE 305th Place shall also be extended east with a 20 ft wide emergency access road adjoining the east side of Lot 30 of the Plat of Kingsley Meadows. The purpose of this extension is to provide emergency access to the existing 122 Avenue SE. An emergency access gate shall be provided east of the 122nd Avenue SE/SE 305th Street intersection in general conformance with the Area Access Plan dated 10/04/2004. The access road shall be paved easterly from SE 305th Place to the gate, then gravel east of the gate to 122nd Avenue SE.

The final design of the emergency gate shall be reviewed and approved by KCDOT and serving emergency responders.
 - c. Tracts D, E and F shall be a minimum 26 feet wide and improved as private access tracts per Section 2.09 of the KCRS. These tracts shall be owned and maintained by the lot owners served. Notes to this effect shall be shown on the engineering plans and on the final plat map.
 - d. Modifications to the above road conditions may be considered according to the variance provisions in Section 1.08 of the KCRS.
7. All utilities within proposed rights-of-way must be included within a franchise approved by the King County Council prior to final plat recording.
8. The applicant or subsequent owner shall comply with King County Code 14.75, Mitigation Payment System (MPS), by paying the required MPS fee and administration fee as determined by the applicable fee ordinance. The applicant has the option to either: (1) pay the MPS fee at final plat recording, or (2) pay the MPS fee at the time of building permit issuance. If the first option is chosen, the fee paid shall be the fee in effect at the time of plat application and a note shall be placed on the face of the plat that reads, "All fees required by King County Code 14.75, Mitigation Payment System (MPS), have been paid." If the second option is chosen, the fee paid shall be the amount in effect as of the date of building permit application.
9. Lots within this subdivision are subject to King County Code 21A.43, which imposes impact fees to fund school system improvements needed to serve new development. As a condition of final approval, fifty percent (50%) of the impact fees due for the plat shall be assessed and collected immediately prior to recording, using the fee schedules in effect when the plat receives final approval. The balance of the assessed fee shall be allocated evenly to the dwelling units in the plat and shall be collected prior to building permit issuance.
10. The planter islands (if any) within the cul-de-sacs shall be maintained by the abutting lot owners or homeowners association. This shall be stated on the face of the final plat.

11. The proposed subdivision shall comply with the Sensitive Areas Code as outlined in KCC 21A.24. Permanent survey marking and signs as specified in KCC 21A.24.160 shall also be addressed prior to final plat approval. Temporary marking of sensitive areas and their buffers (e.g., with bright orange construction fencing) shall be placed on the site and shall remain in place until all construction activities are completed.
12. Preliminary plat review has identified the following specific requirements which apply to this project. All other applicable requirements from KCC 21A.24 shall also be addressed by the applicant.

Wetlands

- a. The on-site class 3 wetland shall have a minimum, undisturbed 25-foot buffer as measured from the wetland edge.
 - b. The wetland and buffer shall be placed in a Sensitive Areas Tract.
 - c. A 15 foot building setback line (BSBL) is required from the edge of all Sensitive Areas Tracts and shall be shown on all affected lots.
 - d. Road construction in or near wetlands or buffers shall utilize construction techniques such as retaining walls to avoid impacts to sensitive areas.
 - e. Construction and sedimentation fencing shall be used at the edge of the Sensitive Areas Tract boundaries to ensure protection of the sensitive areas during the construction phase of the project. The fencing shall remain in place until after construction is completed.
 - f. To ensure long term protection of the sensitive areas a permanent split-railed type fence and sensitive area signage is required after the construction phase and prior to home building along the Sensitive Area Tract boundary.
 - g. During engineering and/or early start plat review the applicant shall provide a wetland hydrology analysis to demonstrate how the wetland hydrology will be maintained post-construction.
13. The following note shall be shown on the final engineering plan and recorded plat:

RESTRICTIONS FOR SENSITIVE AREA TRACTS AND SENSITIVE AREAS AND BUFFERS

Dedication of a sensitive area tract/sensitive area and buffer conveys to the public a beneficial interest in the land within the tract/sensitive area and buffer. This interest includes the preservation of native vegetation for all purposes that benefit the public health, safety and welfare, including control of surface water and erosion, maintenance of slope stability, and protection of plant and animal habitat. The sensitive area tract/sensitive area and buffer imposes upon all present and future owners and occupiers of the land subject to the tract/sensitive area and buffer the obligation, enforceable on behalf of the public by King County, to leave undisturbed all trees and other vegetation within the tract/sensitive area and buffer. The vegetation within the tract/sensitive area and buffer may not be cut, pruned, covered by fill, removed or damaged without approval in writing from the King County Department of Development and Environmental Services or its successor agency, unless otherwise provided by law.

The common boundary between the tract/sensitive area and buffer and the area of development activity must be marked or otherwise flagged to the satisfaction of King County prior to any clearing, grading, building construction or other development activity on a lot subject to the sensitive area tract/sensitive area and buffer. The required marking or flagging shall remain in place until all development proposal activities in the vicinity of the sensitive area are completed.

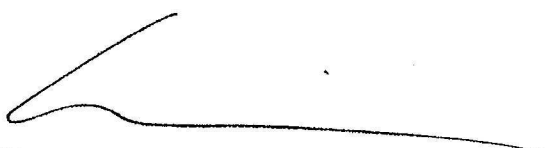
No building foundations are allowed beyond the required 15-foot building setback line, unless otherwise provided by law.

14. Suitable recreation space shall be provided consistent with the requirements of KCC 21A.14.180 and KCC 21A.14.190 (i.e., sport court[s], children's play equipment, picnic table[s], benches, etc.).
 - a. A detailed recreation space plan (i.e., area calculations, dimensions, landscape specifications, equipment specifications, etc.) shall be submitted for review and approval by DDES and King County Parks prior to or concurrent with the submittal of the engineering plan. This plan must not conflict with the Significant Tree Inventory & Mitigation Plan.
 - b. A performance bond for recreation space improvements shall be posted prior to recording of the plat.
15. A homeowners' association or other workable organization shall be established to the satisfaction of DDES which provides for the ownership and continued maintenance of the recreation, open space and/or sensitive area tract(s).
16. Street trees shall be provided as follows (per KCRS 5.03 and KCC 21A.16.050):
 - a. Trees shall be planted at a rate of one tree for every 40 feet of frontage along all roads. Spacing may be modified to accommodate sight distance requirements for driveways and intersections.
 - b. Trees shall be located within the street right-of-way and planted in accordance with Drawing No. 5-009 of the 1993 King County Road Standards, unless King County Department of Transportation determines that trees should not be located in the street right-of-way.
 - c. If King County determines that the required street trees should not be located within the right-of-way, they shall be located no more than 20 feet from the street right-of-way line.
 - d. The trees shall be owned and maintained by the abutting lot owners *or* the homeowners association or other workable organization unless the County has adopted a maintenance program. Ownership and maintenance shall be noted on the face of the final recorded plat.
 - e. The species of trees shall be approved by DDES if located within the right-of-way, and shall not include poplar, cottonwood, soft maples, gum, any fruit-bearing trees, or any other tree or shrub whose roots are likely to obstruct sanitary or storm sewers, or that is not compatible with overhead utility lines.

- f. The applicant shall submit a street tree plan and bond quantity sheet for review and approval by DDES prior to engineering plan approval.
 - g. The applicant shall contact Metro Service Planning at 684-1622 to determine if SE 305th Place is on a bus route. If SE 305th Place is a bus route, the street tree plan shall also be reviewed by Metro.
 - h. The street trees must be installed and inspected, or a performance bond posted prior to recording of the plat. If a performance bond is posted, the street trees must be installed and inspected within one year of recording of the plat. At the time of inspection, if the trees are found to be installed per the approved plan, a maintenance bond must be submitted or the performance bond replaced with a maintenance bond, and held for one year. After one year, the maintenance bond may be released after DDES has completed a second inspection and determined that the trees have been kept healthy and thriving.
 - i. A landscape inspection fee shall also be submitted prior to plat recording. The inspection fee is subject to change based on the current County fees.
17. To implement KCC 21.A.38.230, Special District Overlay – Significant Trees, which applies to the site, a detailed tree retention plan shall be submitted with the engineering plans for the subject plat. The tree retention and engineering plans shall be consistent with the requirements of KCC. No clearing of the site is permitted until the tree retention plan is approved by DDES. Flagging and temporary fencing of trees to be retained shall be provided, consistent with KCC. The placement of impervious surfaces, fill material, excavation work, or the storage of construction materials is prohibited within the fenced areas around preserved trees, except as may be permitted under the provisions of KCC.
- A note shall be placed on the final plat indicating that the trees shown to be retained on the tree retention plan shall be maintained by the future owners of the proposed lots, consistent with KCC 21A.38.230B6. The tree retention plan shall be included as part of the final engineering plans for the subject plat.
18. The following have been established by SEPA as necessary requirements to mitigate the adverse environmental impacts of this development. The applicants shall demonstrate compliance with these items prior to final approval:
- Prior to final approval of construction activities on the site, the boundary between the Sensitive Area Tract(s) and adjacent land shall be identified using a split-rail fence and permanent signs.
19. DDES/KCDOT as appropriate shall certify in writing prior to final plat approval that safe walking conditions are in place or dependably anticipated to be provided along the development's pertinent school pedestrian routes (or reasonably direct, convenient and lawful alternative routes) prior to the first residential occupancy of the development.
20. If the disputed road easement is necessary to be utilized by the development for direct and convenient safe walking conditions for resident schoolchildren, prior to final plat approval the developer shall have entered into the easement's respective road maintenance agreement on a proportional burden basis. In the event of dispute over the appropriate proportional basis, DDES shall be the final arbiter of the appropriate proportionality.

21. The applicant shall obtain documentation by the King County Fire Protection Engineer certifying compliance with the fire flow standards of Chapter 17.08 of the King County Code.

ORDERED this 26th day of April, 2006.



Peter T. Donahue, Deputy
King County Hearing Examiner

TRANSMITTED this 26th day of April, 2006 to the following parties and interested persons of record:

Baima & Holmberg, Inc.
Attn: Shupe Holmberg
100 Front St. S.
Issaquah WA 98027-3817

Larry & Debbie Beckler
30505 - 122nd Pl. SE
Auburn WA 98092

City of Auburn
Attn: Daniel Heid, Atty.
25 W. Main St.
Auburn WA 98001-4998

Elmer Hautala
12220 - 25th Ct. SW
Burien WA 98146

Dennis Johnson
Fremantle Dev. Inc.
P.O. Box 3574
Bellevue WA 98009

Duana Kolouskova
Johns Monroe Mitsunaga PLLC
1500-114th Ave. SE, #102
Bellevue WA 98004

Seattle KC Health Dept.
E. Dist. Environ. Health
14350 SE Eastgate Way
Bellevue WA 98007

Trishah Bull
DDES/LUSD
MS OAK-DE-0100

Kim Claussen
DDES/LUSD
MS OAK-DE-0100

Lisa Dinsmore
DDES/LUSD
MS OAK-DE-0100

Nick Gillen
DDES/LUSD
MS OAK-DE-0100

Kristen Langley
DDES/LUSD
MS OAK-DE-0100

Carol Rogers
DDES/LUSD
MS OAK-DE-0100

Steve Townsend
DDES/LUSD
MS OAK-DE-0100

Larry West
DDES/LUSD
MS OAK-DE-0100

Bruce Whittaker
DDES/LUSD
MS OAK-DE-0100

NOTICE OF RIGHT TO APPEAL

In order to appeal the decision of the Examiner, written notice of appeal must be filed with the Clerk of the King County Council with a fee of \$250.00 (check payable to King County Office of Finance) *on or before May 10, 2006*. If a notice of appeal is filed, the original and six (6) copies of a written appeal statement specifying the basis for the appeal and argument in support of the appeal must be filed with the Clerk of the King County Council *on or before May 17, 2006*. Appeal statements may refer only to facts contained in the hearing record; new facts may not be presented on appeal.

Filing requires actual delivery to the Office of the Clerk of the Council, Room 1025, King County Courthouse, 516 3rd Avenue, Seattle, Washington 98104, prior to the close of business (4:30 p.m.) on the date due. Prior mailing is not sufficient if actual receipt by the Clerk does not occur within the applicable time period. The Examiner does not have authority to extend the time period unless the Office

of the Clerk is not open on the specified closing date, in which event delivery prior to the close of business on the next business day is sufficient to meet the filing requirement.

If a written notice of appeal and filing fee are not filed within fourteen (14) calendar days of the date of this report, or if a written appeal statement and argument are not filed within twenty-one (21) calendar days of the date of this report, the decision of the hearing examiner contained herein shall be the final decision of King County without the need for further action by the Council.

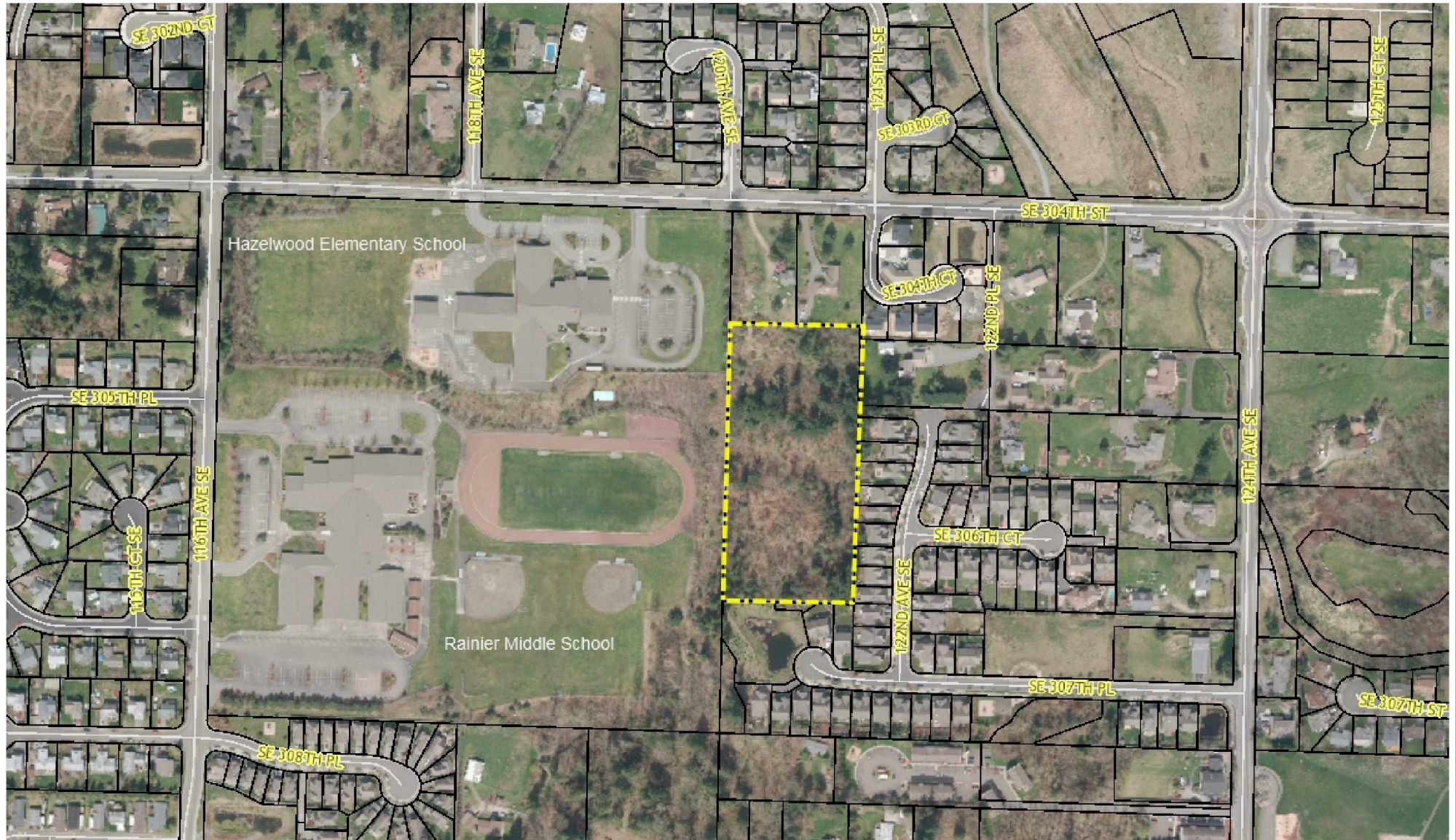
MINUTES OF THE MARCH 30, 2006, PUBLIC HEARING ON DEPARTMENT OF DEVELOPMENT AND ENVIRONMENTAL SERVICES FILE NO. L04P0033.

Peter T. Donahue was the Hearing Examiner in this matter. Participating in the hearing were Trishah Bull, Bruce Whittaker, and Kristen Langley, representing the Department; Duana Kolouskova, Dennis Johnson and Shupe Holmberg representing the Appellant, and Debbie Beckler and Anthony Courtney.

The following Exhibits were offered and entered into the record:

- Exhibit No. 1 Department of Development and Environmental Services File No. L04P0033
- Exhibit No. 2 Department of Development and Environmental Services Preliminary Report dated March 30, 2006
- Exhibit No. 3 Application dated December 28, 2004
- Exhibit No. 4 Environmental Checklist dated December 28, 2004
- Exhibit No. 5 Mitigated Determination of Non-Significance dated February 17, 2006
- Exhibit No. 6 Affidavit of Posting indicating February 15, 2005 as date of posting and February 18, 2005 as the date the affidavit was received by DDES
- Exhibit No. 7 Preliminary Plat Map & Conceptual Utility Plan dated August 22, 2005 (Revised)
- Exhibit No. 8 Assessors Maps: NW 09-21-05
- Exhibit No. 9 Geotechnical Engineering Report by Dennis Joule, P.E. received August 23, 2005
- Exhibit No. 10 Preliminary Drainage Report by Baima & Holmberg, Inc. received December 28, 2004
- Exhibit No. 11 L05V0092 — Approved KCSWDM adjustment dated January 12, 2006
- Exhibit No. 12 Conceptual Recreation Space Conceptual Plan received August 25, 2005
- Exhibit No. 13 Outside Utility Extension Agreement received March 20, 2006
- Exhibit No. 14 Map indicating showing where schools and walkways are located

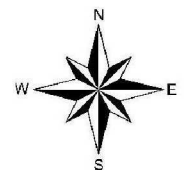
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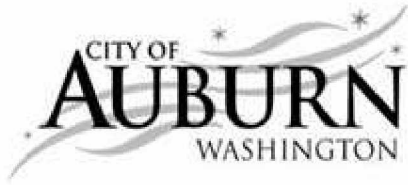


Printed Date:3/10/2016

Map Created by City of Auburn eGIS

Information shown is for general reference purposes only and does not necessarily represent exact geographic or cartographic data as mapped. The City of Auburn makes no warranty as to its accuracy.





AGENDA BILL APPROVAL FORM

Agenda Subject:

Ordinance No. 6592, Second Reading

Date:

March 29, 2016

Department:

Finance

Attachments:

[Ordinance No. 6592](#)
[Memo](#)
[Program Improvement Form](#)
[BA No. 5 Schedule A](#)
[Schedule B](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council adopt Ordinance No. 6592.

Background Summary:

Ordinance No. 6592 (Budget Amendment #5) represents the fifth budget amendment for the 2015-2016 biennium and the second budget amendment for 2016. For details, see the attached transmittal memorandum and supporting materials.

Reviewed by Council Committees:**Councilmember:****Staff:**

Coleman

Meeting Date: April 4, 2016

Item Number: ORD.B

ORDINANCE NO. 6 5 9 2

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AMENDING ORDINANCE NO. 6533, THE 2015-2016 BIENNIAL BUDGET ORDINANCE, AS AMENDED BY ORDINANCE NO. 6558, ORDINANCE NO. 6563, ORDINANCE NO. 6570, AND ORDINANCE NO. 6571, AUTHORIZING AMENDMENT TO THE CITY OF AUBURN 2015-2016 BUDGET AS SET FORTH IN SCHEDULE "A" AND SCHEDULE "B"

WHEREAS, the Auburn City Council at its regular meeting of December 1, 2014, adopted Ordinance No. 6533 which adopted the City of Auburn 2015-2016 Biennial budget; and

WHEREAS, the Auburn City Council at its regular meeting of April 6, 2015, adopted Ordinance No. 6558 (BA#1) which amended Ordinance No. 6533 which adopted the City of Auburn 2015-2016 Biennial budget; and

WHEREAS, the Auburn City Council at its regular meeting of July 6, 2015, adopted Ordinance No. 6563 (BA#2) which amended Ordinance No. 6558 which amended the City of Auburn 2015-2016 Biennial budget; and

WHEREAS, the Auburn City Council at its regular meeting of December 7, 2015, adopted Ordinance No. 6570 (BA#3) which amended Ordinance No. 6563 which amended the City of Auburn 2015-2016 Biennial budget; and

WHEREAS, the Auburn City Council at its regular meeting of December 7, 2015, adopted Ordinance No. 6571 (BA#4) which amended Ordinance No. 6570 which amended the City of Auburn 2015-2016 Biennial budget; and

WHEREAS, the City of Auburn deems it necessary to appropriate additional funds to the various funds of the 2016 budget as outlined in this Ordinance (BA#5); and

WHEREAS, this Ordinance has been approved by one more than the majority of all councilpersons in accordance with RCW 35A.34.200.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. **Amendment of the 2015-2016 Biennial Budget.** The 2015-2016 Biennial Budget of the City of Auburn is amended pursuant to Chapter 35A.34 RCW, to reflect the revenues and expenditures as shown on Schedule "A" attached hereto and incorporated herein by reference. The Mayor of the City of Auburn, Washington is hereby authorized to utilize revenue and expenditure amounts shown on said Schedule "A" and Schedule "B". A copy of said Schedule "A" and Schedule "B" is on file with the City Clerk and available for public inspection.

Section 2. **Severability.** If any provision of this Ordinance or the application thereof to any person or circumstance is held to be invalid, the remainder of such code, ordinance or regulation or the application thereof to other person or circumstance shall not be affected.

Section 3. **Implementation.** The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directives of this legislation.

Section 4. **Effective Date.** This Ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication as provided by law.

INTRODUCED: _____

PASSED: _____

APPROVED: _____

NANCY BACKUS, MAYOR

ATTEST:

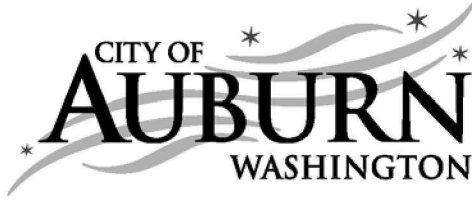
Danielle E. Daskam
City Clerk

APPROVED AS TO FORM:



Daniel B. Heid
City Attorney

PUBLISHED: _____



Interoffice Memorandum

To: City Council
From: Shelley Coleman, Finance Director
CC: Nancy Backus, Mayor
Date: March 16, 2016
Re: Ordinance #6592 – 2015-2016 Budget Amendment #5

The City's biennial 2015-2016 budget is approved by Council as two one-year appropriations. Budget Amendments #1 through #3 amended the budget for calendar year 2015. Budget amendment #4 was the first budget amendment for calendar year 2016. This amendment is the fifth budget amendment for the biennium and the second budget amendment for calendar year 2016.

Proposed amendments to the 2016 budget include:

Carry forward requests. Carry-forward requests represent projects and programs that were authorized and started in 2015 but not yet completed at the end of December. Funding is therefore requested to be carried-forward to 2016 for project continuation/completion. The majority of this budget amendment pertain to carry-forward requests, most of which are related to transportation and utility capital projects as follows:

Transportation / Utility Projects

- Arterial street improvements (Fund #102: \$3,224,184)
 - Lea Hill Road property acquisition and building demolition
 - Auburn Way South corridor improvements (major funding from state and federal grants and contributions from MIT)
 - Traffic management and signal improvements
- Local street improvements (Fund #103: \$924,345)
 - Local Street pavement reconstruction
- Arterial street preservation (Fund #105: \$1,610,390)
 - Arterial pavement patching, chip seal, and overlay
- Water Utility capital improvements (Fund #460: \$4,406,418)
 - Well 1 improvements
 - Water meter and billing system improvements (AMI)
 - Fulmer well field improvements
 - Auburn Way South flooding
 - Lakeland Hills Reservoir 5 improvements

- Sewer Utility capital improvements (Fund #461: \$590,823)
 - Auburn Way South flooding
 - Pavement reconstruction
- Storm Utility capital improvements (Fund #462: \$1,938,168)
 - 30th St. NE area flooding
 - Auburn Way South flooding
 - Eastridge Manor
 - North Airport area improvements

Other Carryforward Requests. Other carryforward requests include general capital improvements, Airport projects, Innovation/Technology projects, and vehicle/equipment replacements and are as follows:

- General Fund (Fund #001: \$2,656,120)
 - Development regulation update
 - Downtown façade improvement program
 - Economic development projects
 - Carry forward residual fund balance to maintain adequate reserves
- General capital improvements (Funds #321, 328, and 330: \$2,381,384)
 - Community and Youth/Teen Center
 - Teutsch development impact fees
 - City sidewalk repairs and improvements
- Cemetery (Fund #436: \$12,699)
 - Installation of new columbarium
- Airport capital improvements (Fund #465: \$329,911)
 - Runway enhancement project
 - General repair and maintenance
- Facilities (Fund #505: \$366,200)
 - City Hall atrium
 - City Hall exterior cleaning
 - City Hall generator replacement
- Innovation and technological projects (Fund #518: \$1,299,855)
 - Fiber optics to golf course and Parks building
 - Integrated citizen engagement project
 - System upgrades and expansion
- Equipment repair and replacement (Fund #550: \$806,001)
 - Vehicle replacement
 - Maintenance and Operations vehicle storage bay and lunchroom improvements

Other requests. Other requests included in this budget amendment establishes spending authority for new items, such as contracts for services, land purchases, and receipt of grant revenues and insurance reimbursements for which an amendment to budget is needed to formally receive and use these resources. This category amends the 2016 budget for the following significant items:

- General Fund (Fund #001: \$34,163)
 - Increase state shared revenues – includes increases in expected revenues from the Motor Vehicle Fuel Tax and Liquor Excise Tax.
 - Reduce citywide telephone B&O tax revenues.
 - Health Auburn 2020 initiative – extends contract for support on this program.
 - Reduce budget to reflect health care savings (due to change from Regence to Premera and other net savings).
- Arterial Streets (Fund #102: –\$209,650)
 - Technical correction – corrects an adjustment from BA#4 which should have increased fund balance but instead increased construction project budget.
- Hotel/Motel Tax Fund (Fund #104: \$10,000)
 - Tourism Board contribution to Parks (for 2015 geocaching and the Veteran's Day parade; these expenditures were authorized in BA#3 but the funds transfer was not accomplished at that time).
- Arterial Street Preservation (Fund #105: \$310,000)
 - West Main St. Corridor improvements – covers anticipated additional project costs which exceed the requested carry forward amount.
 - South 277th St. Corridor improvements – covers anticipated additional project costs which exceed the requested carry forward amount.
- Housing & Community Development (Fund #119: \$715,398)
 - Recognize accumulated Community Development Block Grant (CDBG) funds, which must now be spent in 2016.
- General Capital Improvements (Fund #328: \$440,000)
 - 4Culture “Building for Culture” grant (for downtown Auburn Arts & Culture Center).
 - Replacement of M&O facility roof – this was originally budgeted as a repair project, but recent evaluations have indicated that the roof needs to be completely replaced, which will then provide a 20 to 30 year life.
- Water Utility (Fund #430: –\$46,400)
 - Reduce budget to reflect health care savings (due to change from Regence to Premera and other savings, net of payment of the admin fee to Employers Health Coalition of Washington).
- Sewer Utility (Fund #431: –\$37,589)
 - Reduce budget to reflect health care savings (due to change from Regence to Premera and other savings, net of payment of the admin fee to Employers Health Coalition of Washington).
- Storm Utility (Fund #432: –\$51,099)
 - Reduce budget to reflect health care savings (due to change from Regence to Premera and other savings, net of payment of the admin fee to Employers Health Coalition of Washington).
- Solid Waste Utility (Fund #434: \$20,000)
 - Consultant assistance with procurement of the 2018 solid waste contract.
- Facilities (Fund #505: \$36,500)
 - Custodian for PRAB, Senior Center and Activity Center (new FTE; see Program Improvement #1).

- Innovation and Technology (Fund #518: \$56,884)
 - Purchase and install radio communication at Justice Center and Emergency Operations Center.
 - Geocortex active operating picture application – this is software to allow Emergency Management to manage all phases of an emergency event within GIS, integrating with many of the City's enterprise applications.
 - Reduce budget to reflect health care savings (due to change from Regence to Premiera and other savings, net of payment of the admin fee to Employers Health Coalition of Washington).
- Equipment Repair and Replacement (Fund #550: \$779,356)
 - Early vehicle replacements.
 - New vehicles and excavator.

Council approval of proposed Ordinance 6592 would amend the 2016 budget as follows:

Table 1: 2016 Budget as Amended

2016 Budget as Amended	\$ 254,150,115
Budget Amendment #5 (Ord #6592)	<u>27,180,018</u>
Revised Budget as Amended	\$281,330,133

Attachments:

- ❖ 1. Proposed Ordinance #6592 (Budget Adjustment #5)
- ❖ 2. Summary of proposed 2016 budget adjustments by fund and department (Schedule A)
- ❖ 3. Summary of approved changes to adopted 2016 budget by fund (Schedule B)
- ❖ 4. Program Improvement form for new FTE request

**REQUEST FOR 2016 PROGRAM IMPROVEMENT
No. 1**

Program Title:	Contact Person:	Department Name:
Custodian FTE	Lisa Moore	Facilities
Funding Sources:	Total Cost:	
Fund 505 Facilities 100%	\$ 36,500 Salary & Benefits (1/2 year)	
	\$ 36,500 Net Increase To 2016 Budget	

Description of Improvement:
With the addition of the Community Center and the daytime activities at the PRAB, Senior Center and Activity Center there is an increased need for a daytime custodian. This position would cover the buildings above and also be available to for other custodial duties in City facilities. This request includes salary and benefits for the new FTE effective July 1, 2016 – with the funding coming from Facilities working capital.
Alternatives:
No daytime service to be provided.
Advantages of Approval:
The buildings at Les Gove Park will receive custodial services throughout the day.
Implications of Denial:
If this position is denied, Maintenance Techs will continue to respond when time allows and cleaning will fall on staff who occupy the buildings when Facilities is not able to respond. In addition, current custodial staff will be stretched thin with the additional coverage during their evening shift.

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
General Fund (#001)				
2016 Adopted Budget	10,547,126.00	59,354,240.00	64,735,529.00	5,165,837.00
BA#4 (Ordinance #6571)	2,634,306.56	359,000.00	2,496,746.10	496,560.46
2016 Amended Budget	13,181,432.56	59,713,240.00	67,232,275.10	5,662,397.46
BA#5 (Ordinance #6592, Proposed):	2,636,220.00	383,613.00	546,294.36	2,473,538.64
General Fund Revenues:				
Increase State Shared Revenues	-	220,000.00	-	220,000.00
Increase City Facility Rental Revenues	-	42,000.00	-	42,000.00
Increase Gambling Excise Tax Revenues (Iron Horse Casino Balloon Payment)	-	100,000.00	-	100,000.00
Reduce Citywide Telephone B&O Tax Revenues	-	(200,000.00)	-	(200,000.00)
Add Budget for Marijuana Excise Tax Revenues	-	19,500.00	-	19,500.00
Administration Department:				
Carry Forward Budget for Economic Development Strategic Plan (ASD.0002)	6,250.00	-	6,250.00	-
Carry Forward Budget for Downtown Façade Improvement Program (ASD.0004)	48,246.00	-	48,246.00	-
Extend Contract to Continue Health Auburn 2020 Initiative	-	-	108,967.00	(108,967.00)
Carry Forward Budget for Market/Economic Pro Forma Studies (ASD.0005)	15,000.00	-	15,000.00	-
Carry Forward Budget for Business Development Recruitment (ASD.0006)	25,500.00	-	25,500.00	-
Carry Forward Budget for Business Support Services (ASD.0007)	30,100.00	-	30,100.00	-
Fund Part-Time Front Counter Support at Community Services Department	-	-	11,545.00	(11,545.00)
Add Budget for Unspent 2015 EMPG Grant (for July 2015 through June 2016)	-	32,703.00	32,703.00	-
Human Resources Department:				
Pmt of Admin Fee to Employers Health Coalition of Washington (T/F from Various)	-	33,300.00	145,000.00	(111,700.00)
Community Development:				
Carry Forward Budget for Environmental Mitigation and Restoration Site Maint.	16,000.00	-	16,000.00	-
Carry Forward Budget for Environmental Mitigation Site Monitoring Assistance	28,475.00	-	28,475.00	-
Carry Fwd Budget for Greenhouse Gas Inventory/Climate Action Plan (PLN.0037)	25,000.00	-	25,000.00	-
Carry Forward Budget for Comprehensive Plan Major Update	35,000.00	-	35,000.00	-
Carry Forward Budget for Auburn Environmental Park Master Plan	29,000.00	-	32,000.00	(3,000.00)
Carry Forward Budget for Boeing Area-Wide Redevelopment Project (GR1304)	-	40,310.00	40,310.00	-
Carry Forward Budget for Development Regulation Update	60,400.00	-	60,400.00	-
Police Department:				
WASPC Traffic Safety Equipment Grant for LIDAR Equipment	-	1,800.00	1,800.00	-
Carry Forward Budget for Equipment Purchased but Not Received in 2015	26,750.00	-	26,750.00	-

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Public Works Department:				
Funding for Emerald Downs Area Traffic Impact Analysis	-	-	35,000.00	(35,000.00)
Streets:				
Carry Forward Budget for Street Light Repairs Under Contract at the End of 2015	48,109.00	-	48,109.00	-
Parks Department:				
4Culture Grant for Local Arts Agency Funding (for International Farmer's Market)	-	12,000.00	12,000.00	-
4Culture Tech-Specific Grant (for Temporary Art Project in Community Center)	-	12,000.00	12,000.00	-
Carry Forward Budget to Complete Auburn Avenue Theater Study	14,190.00	-	14,190.00	-
Carry Forward Budget for Asphalt Overlay on Hole 17 (GLF.0028)	20,000.00	-	20,000.00	-
Carry Forward Budget for Trail Repairs (from BA#3)	25,600.00	-	25,600.00	-
King County Conservation District Grant	-	20,000.00	20,000.00	-
Funding for Arts Center Renovation and Operations Plan (Transfer from F328)	-	25,000.00	25,000.00	-
Funds for Veterans' Day, Petpalooza, and Geocaching (Transfer from F104)	-	15,000.00	15,000.00	-
Funding for 2016 Auburn Days Festival	-	-	40,000.00	(40,000.00)
Non-Departmental:				
Carry Forward Budget for Police Patrol Car (POL.0015) (T/F Out to F518, F550)	62,600.00	-	62,600.00	-
Fund Streets Share of M&O Facility Roof Replacement (T/F Out to F505)	-	-	46,925.00	(46,925.00)
Emerg Mgmt Contrib to Geocortex Active Operating Picture Applic (T/F to F518)	-	-	17,500.00	(17,500.00)
Fund Streets Share of 135G Excavator (Transfer Out to F550)	-	-	33,332.36	(33,332.36)
Recognize Tourism Board Contribution to General Fund (Parks Dept.) from 2015	-	10,000.00	-	10,000.00
Additional Funding from Streets for New Truck/Water Tank & Skid (T/F to F550)	-	-	3,654.00	(3,654.00)
Funding for Radio Communication at the Justice Center and EOC (T/F to F518)	-	-	86,000.00	(86,000.00)
Carry Forward Residual Fund Balance to Maintain Adequate Reserves	2,120,000.00	-	-	2,120,000.00
General Fund (multiple departments):				
Adjust Budget to Reflect Health Care Savings from Transition to Premera	-	-	(659,662.00)	659,662.00
Revised 2016 Budget - Fund 001	15,817,652.56	60,096,853.00	67,778,569.46	8,135,936.10

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Arterial Street Fund (#102)				
2016 Adopted Budget	1,108,704.00	12,088,787.00	12,320,712.00	876,779.00
BA#4 (Ordinance #6571)	920,324.35	2,781,537.00	3,450,392.00	251,469.35
2016 Amended Budget	2,029,028.35	14,870,324.00	15,771,104.00	1,128,248.35
BA#5 (Ordinance #6592, Proposed):	296,030.00	2,893,440.00	3,034,534.00	154,936.00
Carry Forward Budget for A Street NW Extension Project (Transfer from F124)	-	55,000.00	55,000.00	-
Carry Forward Budget for Lea Hill Road Corridor Improvements (T/F from F124)	-	50,000.00	50,000.00	-
Carry Forward Budget for South 277th Street Wetland Mitigation Project	15,000.00	-	15,000.00	-
Carry Forward Budget for Auburn Way South & M Street Improvements	36,239.00	-	36,239.00	-
Carry Forward Budget for A Street SE Safety Improvements Study	15,000.00	-	15,000.00	-
Carry Fwd Budget for F Street SE Non-Motorized Improvements (T/F from F124)	40,000.00	193,995.00	233,995.00	-
Carry Forward Budget for Auburn Way South Corridor Safety Improvements	-	248,902.00	248,902.00	-
Carry Forward Budget for Main Street Signal Update Project (Transfer from F124)	-	23,144.00	23,144.00	-
Carry Forward Budget for Traffic Signal Safety Improvements (Transfer from F328)	5,000.00	1,617.00	6,617.00	-
Carry Forward Budget for A St. SE & 37th St. SE Traffic Signal Improvements	53,067.00	148,605.00	201,672.00	-
C/F Budget for 22nd & I Street NE Intersection Improvements (T/F from F124)	-	195,417.00	195,417.00	-
Carry Fwd Budget for Traffic Management Center Improvements (T/F from F124)	-	125,000.00	125,000.00	-
Carry Forward Budget for Lea Hill Road Building Demolition (Transfer from F124)	-	33,515.00	33,515.00	-
Carry Forward Budget for Lea Hill Road Property Acquisition (Transfer from F124)	-	250,000.00	250,000.00	-
Correct Entry from BA#4 for W. Main Street Corridor Improvements Project	-	-	(209,650.00)	209,650.00
Carry Forward Budget for AWS Corridor Improvements (Transfer from F124)	-	243,429.00	243,429.00	-
Carry Forward Budget and Adjust Funding for AWS Pedestrian Improvements	-	165,000.00	219,714.00	(54,714.00)
C/F Budget and Incr Funding for W. Main St. Corridor Imprvmnts (T/F from F124)	113,818.00	770,750.00	884,568.00	-
C/F Budget and Incr Funding for S. 277th St. Corridor Imprvmnts (T/F from F124)	17,906.00	389,066.00	406,972.00	-
Revised 2016 Budget - Fund 102	2,325,058.35	17,763,764.00	18,805,638.00	1,283,184.35
Local Street Fund (#103)				
2016 Adopted Budget	348,568.00	1,602,500.00	1,600,000.00	351,068.00
BA#4 (Ordinance #6571)	76,856.12	160,000.00	40,053.00	196,803.12
2016 Amended Budget	425,424.12	1,762,500.00	1,640,053.00	547,871.12
BA#5 (Ordinance #6592, Proposed):	924,345.00	-	924,345.00	-
Carry Forward Budget for Local Street Pavement Preservation Project	163,684.00	-	163,684.00	-
Carry Forward Budget for Local Street Pavement Preservation Project	624,562.00	-	624,562.00	-
Carry Forward Budget for Pavement Patching and Overlay Project	136,099.00	-	136,099.00	-
Revised 2016 Budget - Fund 103	1,349,769.12	1,762,500.00	2,564,398.00	547,871.12

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Hotel/Motel Tax Fund (#104)				
2016 Adopted Budget	148,031.00	94,940.00	86,000.00	156,971.00
BA#4 (Ordinance #6571)	6,904.58	-	100,000.00	(93,095.42)
2016 Amended Budget	154,935.58	94,940.00	186,000.00	63,875.58
BA#5 (Ordinance #6592, Proposed):	-	-	10,000.00	(10,000.00)
Recognize Tourism Board Contribution to General Fund (Parks Dept.) from 2015	-	-	10,000.00	(10,000.00)
T/F Funds To Parks for Veterans' Day, Petpalooza, and Geocaching (T/F to F001)	-	-	-	-
104.00.597.300.55 OPERATING TRANSFERS OUT			15,000.00	
104.00.557.300.41 PROFESSIONAL SERVICES			(15,000.00)	
Revised 2016 Budget - Fund 104	154,935.58	94,940.00	196,000.00	53,875.58
Arterial Street Preservation Fund (#105)				
2016 Adopted Budget	461,200.00	3,127,300.00	3,351,390.00	237,110.00
BA#4 (Ordinance #6571)	(113,936.10)	(90,000.00)	(25,207.00)	(178,729.10)
2016 Amended Budget	347,263.90	3,037,300.00	3,326,183.00	58,380.90
BA#5 (Ordinance #6592, Proposed):	1,959,664.00	(39,274.00)	1,960,390.00	(40,000.00)
Reduce Citywide Telephone B&O Tax Revenues	-	(40,000.00)	-	(40,000.00)
Carry Forward Budget for Auburn Way North Preservation Project	33,837.00	726.00	34,563.00	-
Carry Forward Budget for Pavement Patching and Overlay Project	478,699.00	-	478,699.00	-
Carry Forward Budget for 30th Street Flooding Project	26,394.00	-	26,394.00	-
Carry Forward Budget for B Street NW Reconstruction Project	1,070,734.00	-	1,070,734.00	-
Increase Budget for West Main Street Corridor Improvements Project	150,000.00	-	150,000.00	-
Increase Budget for South 277th Street Corridor Improvements Project	200,000.00	-	200,000.00	-
Revised 2016 Budget - Fund 105	2,306,927.90	2,998,026.00	5,286,573.00	18,380.90
Housing & Comm Develop Fund (#119)				
2016 Adopted Budget	37,371.00	450,000.00	440,000.00	47,371.00
BA#4 (Ordinance #6571)	17,533.21	-	-	17,533.21
2016 Amended Budget	54,904.21	450,000.00	440,000.00	64,904.21
BA#5 (Ordinance #6592, Proposed):	-	715,398.00	715,398.00	-
Recognize Accumulated Community Development Block Grant (CDBG) Funds	-	715,398.00	715,398.00	-
Revised 2016 Budget - Fund 119	54,904.21	1,165,398.00	1,155,398.00	64,904.21

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Cumulative Reserve Fund (#122)				
2016 Adopted Budget	6,238,304.00	14,200.00	1,917,084.00	4,335,420.00
BA#4 (Ordinance #6571)	1,517,482.23	1,500,000.00	-	3,017,482.23
2016 Amended Budget	7,755,786.23	1,514,200.00	1,917,084.00	7,352,902.23
BA#5 (Ordinance #6592, Proposed):	20,214.00	-	36,214.00	(16,000.00)
Funding for Golf Course Mower (Transfer Out to F550)	20,214.00	-	36,214.00	(16,000.00)
Revised 2016 Budget - Fund 122	7,776,000.23	1,514,200.00	1,953,298.00	7,336,902.23
Mitigation Fees Fund (#124)				
2016 Adopted Budget	2,614,431.00	994,890.00	1,221,827.00	2,387,494.00
BA#4 (Ordinance #6571)	801,664.48	-	875,100.00	(73,435.52)
2016 Amended Budget	3,416,095.48	994,890.00	2,096,927.00	2,314,058.48
BA#5 (Ordinance #6592, Proposed):	853,082.00	400,000.00	1,453,082.00	(200,000.00)
Transfer Out Traffic Impact Fees for AWS Improvements (Transfer to F102)	-	-	100,000.00	(100,000.00)
C/F REET2 Oper Transfer for Teutsch Development Impact Fees (T/F from F328)	-	400,000.00	-	400,000.00
Carry Forward Budget for A Street NW Extension Project (Transfer to F102)	55,000.00	-	55,000.00	-
Carry Forward Budget for Lea Hill Road Corridor Improvements (T/F to F102)	50,000.00	-	50,000.00	-
Carry Forward Budget for Main Street Signal Upgrade Project (Transfer to F102)	23,144.00	-	23,144.00	-
Carry Forward Budget for F Street SE Non-Motorized Improvements (T/F to F102)	55,065.00	-	55,065.00	-
Carry Fwd Budget for 22nd & I Street NE Intersection Improvements (T/F to F102)	37,129.00	-	37,129.00	-
Carry Fwd Budget for Traffic Management Center Improvements (T/F to F102)	125,000.00	-	125,000.00	-
Carry Forward Budget for Lea Hill Road Building Demolition (Transfer to F102)	33,515.00	-	33,515.00	-
Carry Forward Budget for Lea Hill Road Property Acquisition (Transfer to F102)	250,000.00	-	250,000.00	-
C/F Budget for Planning for Sunset Park Playground Expansion (T/F to F321)	15,000.00	-	15,000.00	-
Carry Forward Budget for AWS Corridor Improvements Project (Transfer to F102)	209,229.00	-	209,229.00	-
New Funding for W. Main Street Corridor Improvements Project (Transfer to F102)	-	-	150,000.00	(150,000.00)
New Funding for S. 277th Street Corridor Improvements Project (Transfer to F102)	-	-	350,000.00	(350,000.00)
Revised 2016 Budget - Fund 124	4,269,177.48	1,394,890.00	3,550,009.00	2,114,058.48

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Parks Construction Fund (#321)				
2016 Adopted Budget	507,236.00	9,016,000.00	9,155,000.00	368,236.00
BA#4 (Ordinance #6571)	28,166.33	(3,000,000.00)	(3,000,000.00)	28,166.33
2016 Amended Budget	535,402.33	6,016,000.00	6,155,000.00	396,402.33
BA#5 (Ordinance #6592, Proposed):	154,327.00	1,183,718.00	1,338,045.00	-
Carry Forward and Increase Budget for Minor Parks Improvements	60,415.00	25,000.00	85,415.00	-
Carry Forward Funds for Parks Acquisitions	46,414.00	-	46,414.00	-
Carry Forward Budget for Auburndale Park Project	25,000.00	-	25,000.00	-
C/F Budget for Planning for Sunset Park Playground Expansion (T/F from F124)	-	15,000.00	15,000.00	-
Carry Forward Budget for Les Gove Park Improvements	22,498.00	-	22,498.00	-
Carry Fwd Budget and Adjust Funding Sources for Community & Youth/Teen Ctr	-	1,143,718.00	1,143,718.00	-
Revised 2016 Budget - Fund 321	689,729.33	7,199,718.00	7,493,045.00	396,402.33
Capital Improvements Fund (#328)				
2016 Adopted Budget	8,627,868.00	1,756,036.00	5,561,324.00	4,822,580.00
BA#4 (Ordinance #6571)	(1,963,636.22)	1,200,000.00	(1,255,000.00)	491,363.78
2016 Amended Budget	6,664,231.78	2,956,036.00	4,306,324.00	5,313,943.78
BA#5 (Ordinance #6592, Proposed):	3,581,892.00	995,000.00	4,576,892.00	-
4Culture Building for Culture Grant (For Downtown Auburn Arts & Culture Center)	-	200,000.00	200,000.00	-
Carry Forward CIP Funds for Public Art at the Auburn Community Campus	73,000.00	-	73,000.00	-
Funding for M&O Facility Roof Rplcmnt (T/F from F001, F430, F431, F432, F505)	-	240,000.00	240,000.00	-
C/F REET2 Operating Transfer for Teutsch Devel Impact Fees (Transfer to F124)	400,000.00	-	400,000.00	-
Revise Funding Source for KC Public Health Building	-	425,000.00	425,000.00	-
Carry Forward Budget for City Sidewalk Repairs and Improvements	347,493.00	-	347,493.00	-
Carry Fwd Budget for Marchini Meadows Improvements Project (T/F from F105)	29,866.00	30,000.00	59,866.00	-
Carry Forward Budget for Design of AEP Boardwalk Phase 2 Project	25,000.00	-	25,000.00	-
Carry Forward Budget for Council Chamber Remodel Project	120,000.00	-	120,000.00	-
Carry Forward Budget for 8th St. NE & C St. NW ITS Improvements Project	26,379.00	-	26,379.00	-
Carry Forward Budget for Traffic Calming Program	94,000.00	-	94,000.00	-
Carry Forward Budget for City Hall Generator Replacement (T/F from F505)	-	100,000.00	100,000.00	-
Carry Forward Budget for Traffic Signal Safety Improvements (Transfer to F102)	1,617.00	-	1,617.00	-
Carry Forward Budget for Green River Park Master Plan	37,500.00	-	37,500.00	-
Carry Forward Budget for Les Gove Campus Master Plan	25,000.00	-	25,000.00	-
Carry Forward Budget for Community and Youth/Teen Center	2,402,037.00	-	2,402,037.00	-
Revised 2016 Budget - Fund 328	10,246,123.78	3,951,036.00	8,883,216.00	5,313,943.78

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Local Revitalization Fund (#330)				
2016 Adopted Budget	-	-	-	-
BA#4 (Ordinance #6571)	329,450.00	-	-	329,450.00
2016 Amended Budget	329,450.00	-	-	329,450.00
BA#5 (Ordinance #6592, Proposed):	135,101.00	-	135,101.00	-
Carry Forward Funds for the City Downtown Public Parking Lot Reconfiguration	135,101.00	-	135,101.00	-
Revised 2016 Budget - Fund 330	464,551.00	-	135,101.00	329,450.00
Water Fund (#430)				
2016 Adopted Budget	5,374,953.00	14,264,636.00	15,748,910.00	3,890,679.00
BA#4 (Ordinance #6571)	510,045.51	3,050,000.00	2,572,199.18	987,846.33
2016 Amended Budget	5,884,998.51	17,314,636.00	18,321,109.18	4,878,525.33
BA#5 (Ordinance #6592, Proposed):	13,250.50	-	24,859.50	(11,609.00)
Payment of Admin Fee to Employers Health Coalition of Washington (T/F to F001)	-	-	12,700.00	(12,700.00)
Fund Water Share of M&O Facility Roof Replacement (Transfer to F328)	-	-	46,925.00	(46,925.00)
Adjust Budget to Reflect Health Care Savings from Transition to Premera	-	-	(59,100.00)	59,100.00
Additional Funding from Water to Upgrade Vehicle Replacements (T/F to F550)	-	-	11,084.00	(11,084.00)
C/F Budget for M&O Small Equipment & Tool Storage Building (T/F to F550)	13,250.50	-	13,250.50	-
Revised 2016 Budget - Fund 430	5,898,249.01	17,314,636.00	18,345,968.68	4,866,916.33
Sewer Fund (#431)				
2016 Adopted Budget	8,825,703.00	8,171,011.00	9,793,077.00	7,203,637.00
BA#4 (Ordinance #6571)	726,460.61	-	39,374.18	687,086.43
2016 Amended Budget	9,552,163.61	8,171,011.00	9,832,451.18	7,890,723.43
BA#5 (Ordinance #6592, Proposed):	13,250.50	-	55,918.86	(42,668.36)
Payment of Admin Fee to Employers Health Coalition of Washington (T/F to F001)	-	-	8,500.00	(8,500.00)
Fund Sewer Share of M&O Facility Roof Replacement (Transfer to F328)	-	-	46,925.00	(46,925.00)
Adjust Budget to Reflect Health Care Savings from Transition to Premera	-	-	(46,089.00)	46,089.00
Fund Sewer Share of 135G Excavator (Transfer Out to F550)	-	-	33,332.36	(33,332.36)
C/F Budget for M&O Small Equipment & Tool Storage Building (T/F to F550)	13,250.50	-	13,250.50	-
Revised 2016 Budget - Fund 431	9,565,414.11	8,171,011.00	9,888,370.04	7,848,055.07

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Storm Drainage Fund (#432)				
2016 Adopted Budget	7,781,286.00	9,576,161.00	9,784,730.00	7,572,717.00
BA#4 (Ordinance #6571)	427,263.86	50,000.00	202,391.28	274,872.58
2016 Amended Budget	8,208,549.86	9,626,161.00	9,987,121.28	7,847,589.58
BA#5 (Ordinance #6592, Proposed):	13,250.50	-	84,280.86	(71,030.36)
Payment of Admin Fee to Employers Health Coalition of Washington (T/F to F001)	-	-	12,100.00	(12,100.00)
Fund Storm Share of M&O Facility Roof Replacement (T/F Out to F328)	-	-	46,925.00	(46,925.00)
Adjust Budget to Reflect Health Care Savings from Transition to Premiera	-	-	(63,199.00)	63,199.00
Fund Replacement of Two Storm Tractors (Transfer Out to F550)	-	-	41,872.00	(41,872.00)
Fund Storm Share of 135G Excavator (Transfer Out to F550)	-	-	33,332.36	(33,332.36)
C/F Budget for M&O Small Equipment & Tool Storage Building (T/F to F550)	13,250.50	-	13,250.50	-
Revised 2016 Budget - Fund 432	8,221,800.36	9,626,161.00	10,071,402.14	7,776,559.22
Solid Waste Fund (#434)				
2016 Adopted Budget	2,858,461.00	13,427,400.00	13,040,602.00	3,245,259.00
BA#4 (Ordinance #6571)	223,815.95	-	(5,689.62)	229,505.57
2016 Amended Budget	3,082,276.95	13,427,400.00	13,034,912.38	3,474,764.57
BA#5 (Ordinance #6592, Proposed):	-	-	170,000.00	(170,000.00)
Funding for Consultant to Assist with 2018 Solid Waste Contract	-	-	20,000.00	(20,000.00)
Increase Budget to Cover Anticipated Increase in Roll-Off Quantities	-	-	150,000.00	(150,000.00)
Revised 2016 Budget - Fund 434	3,082,276.95	13,427,400.00	13,204,912.38	3,304,764.57
Cemetery Fund (#436)				
2016 Adopted Budget	156,448.00	1,178,300.00	1,098,229.00	236,519.00
BA#4 (Ordinance #6571)	184,237.35	-	8,131.94	176,105.41
2016 Amended Budget	340,685.35	1,178,300.00	1,106,360.94	412,624.41
BA#5 (Ordinance #6592, Proposed):	12,699.00	-	12,699.00	-
Carry Forward Budget for New Columbarium Installation	12,699.00	-	12,699.00	-
Revised 2016 Budget - Fund 436	353,384.35	1,178,300.00	1,119,059.94	412,624.41

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Water Capital Fund (#460)				
2016 Adopted Budget	-	-	-	-
BA#4 (Ordinance #6571)	-	-	-	-
2016 Amended Budget	-	-	-	-
BA#5 (Ordinance #6592, Proposed):	3,586,381.00	820,037.00	4,406,418.00	-
Carry Forward Budget for Well 1 Improvements Project	593,572.00	820,037.00	1,413,609.00	-
Carry Forward Budget for West Hill Springs Improvements Project	41,904.00	-	41,904.00	-
Carry Forward Budget for Water Comprehensive Plan Update	44,676.00	-	44,676.00	-
Carry Forward Budget for Auburn Way S. Muckleshoot Plaza to Dogwood	55,000.00	-	55,000.00	-
Carry Forward Budget for Fulmer Well Field Improvements Project	417,567.00	-	417,567.00	-
Carry Fwd Budget for Water Meter & Billing System Improvements Project (AMI)	930,500.00	-	930,500.00	-
Carry Forward Budget for Lakeland Hills Reservoir 5 Improvements Project	378,666.00	-	378,666.00	-
Carry Forward Budget for M Street SE Storm Improvements Project	46,954.00	-	46,954.00	-
Carry Forward Budget for Valley AC Main Replacement Project	30,414.00	-	30,414.00	-
Carry Forward Budget for Muckleshoot Indian Tribe Master Meters	27,170.00	-	27,170.00	-
Carry Forward Budget for F Street SE Non-Motorized Improvements Project	97,496.00	-	97,496.00	-
Carry Forward Budget for Well 4 Power and Chlorination Project	190,696.00	-	190,696.00	-
Carry Forward Budget for Auburn Way S Flooding Improvements Phase 2	402,888.00	-	402,888.00	-
Carry Forward Budget for Auburn Way South - Dogwood to Fir	23,704.00	-	23,704.00	-
Carry Forward Budget for Local Street Pavement Restoration Project	105,174.00	-	105,174.00	-
Carry Forward Budget for 24" White River Crossing Project	200,000.00	-	200,000.00	-
Revised 2016 Budget - Fund 460	3,586,381.00	820,037.00	4,406,418.00	-
Sewer Capital Fund (#461)				
2016 Adopted Budget	-	-	-	-
BA#4 (Ordinance #6571)	-	-	-	-
2016 Amended Budget	-	-	-	-
BA#5 (Ordinance #6592, Proposed):	590,823.00	-	590,823.00	-
Carry Forward Budget for Local Street Pavement Restoration	171,235.00	-	171,235.00	-
Carry Forward Budget for Auburn Way S Flooding Phase 2	380,000.00	-	380,000.00	-
Carry Forward Budget for F Street SE Non-Motorized Improvements Project	21,475.00	-	21,475.00	-
Carry Forward Budget for Sewer Pump Station Improvements	18,113.00	-	18,113.00	-
Revised 2016 Budget - Fund 461	590,823.00	-	590,823.00	-

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Storm Drainage Capital Fund (#462)				
2016 Adopted Budget	-	-	-	-
BA#4 (Ordinance #6571)	-	-	-	-
2016 Amended Budget	-	-	-	-
BA#5 (Ordinance #6592, Proposed):	1,630,362.00	307,806.00	1,938,168.00	-
Carry Forward Budget for Hi-Crest Storm Pipeline Repair & Replacement Project	6,000.00	-	6,000.00	-
Carry Forward Budget for M Street SE Improvements Project	21,140.00	-	21,140.00	-
Carry Forward Budget for M&O Storm Drainage Improvement Project	10,000.00	-	10,000.00	-
Carry Forward Budget for 30th St. NE Area Flooding Phase 1B Project	-	300,000.00	300,000.00	-
Carry Forward Budget for Eastridge Manor Project	237,832.00	-	237,832.00	-
Carry Forward Budget for North Airport Area Improvements Project	40,000.00	-	40,000.00	-
Carry Forward Budget for Mill Creek Wetland 5K Project (Grant Funded)	-	7,806.00	7,806.00	-
Carry Forward Budget for Auburn Way S Flooding Improvements Phase 2	485,000.00	-	485,000.00	-
Carry Forward Budget for 30th St. NE Area Flooding Phase 1A	830,390.00	-	830,390.00	-
Revised 2016 Budget - Fund 462	1,630,362.00	307,806.00	1,938,168.00	-
Airport Capital Fund (#465)				
2016 Adopted Budget	-	-	-	-
BA#4 (Ordinance #6571)	-	-	-	-
2016 Amended Budget	-	-	-	-
BA#5 (Ordinance #6592, Proposed):	184,621.00	145,290.00	329,911.00	-
Carry Forward Budget for Runway Enhancement Project	5,585.00	106,120.00	111,705.00	-
Carry Forward Budget for the Slurry Seal Project	71,165.00	39,170.00	110,335.00	-
Carry Forward Budget for the South T-Hangar Row 3 Enclosure Project	72,871.00	-	72,871.00	-
Carry Forward Budget for General Repair and Maintenance	35,000.00	-	35,000.00	-
Revised 2016 Budget - Fund 465	184,621.00	145,290.00	329,911.00	-

Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Facilities Fund (#505)				
2016 Adopted Budget	1,346,478.00	3,598,400.00	3,797,528.00	1,147,350.00
BA#4 (Ordinance #6571)	618,684.61	-	46,520.00	572,164.61
2016 Amended Budget	1,965,162.61	3,598,400.00	3,844,048.00	1,719,514.61
BA#5 (Ordinance #6592, Proposed):	404,700.00	(100,000.00)	655,000.00	(350,300.00)
T/F Roof Repair Budget for M&O Facility Roof Replacement (Transfer Out to F328)	52,300.00	-	52,300.00	-
Carry Forward Budget for City Hall Generator Replacement (Transfer to F328)	100,000.00	-	100,000.00	-
New FTE – Custodian for PRAB, Senior Center and Activity Center (starting July 1)	-	-	36,500.00	(36,500.00)
Carry Forward Budget for City Hall Atrium Project	229,700.00	-	229,700.00	-
Carry Forward Budget for City Hall Exterior Cleaning	107,000.00	-	107,000.00	-
Carry Forward Budget for City Hall Water Repellant Project	54,500.00	-	54,500.00	-
Carry Forward Budget for Justice Center Exterior Paint Project	50,000.00	-	50,000.00	-
Carry Forward Budget for Update/Remodel of PRAB Restrooms	25,000.00	-	25,000.00	-
Reduce Budget for Expected Grants from the Department of Commerce	-	(100,000.00)	-	(100,000.00)
Technical Adjustment to Zero Out Unused Working Capital Account	(213,800.00)	-	-	(213,800.00)
Revised 2016 Budget - Fund 505	2,369,862.61	3,498,400.00	4,499,048.00	1,369,214.61
Innovation & Technology Fund (#518)				
2016 Adopted Budget	1,828,866.00	5,639,465.00	5,582,583.00	1,885,748.00
BA#4 (Ordinance #6571)	394,683.07	10,000.00	-	404,683.07
2016 Amended Budget	2,223,549.07	5,649,465.00	5,582,583.00	2,290,431.07
BA#5 (Ordinance #6592, Proposed):	1,299,855.00	116,100.00	1,356,739.00	59,216.00
Technology Costs for Police Patrol Car (POL.0015) (Transfer In from F001)	-	12,600.00	12,600.00	-
Adjust Budget to Reflect Health Care Savings from Transition to Premiera	-	-	(59,216.00)	59,216.00
Emerg Mgmt Contrib to Geocortex Active Operating Picture Applic (T/F from F001)	-	17,500.00	17,500.00	-
Miscellaneous Project Carry Forward Requests	949,855.00	-	949,855.00	-
Funding for Radio Communication at the Justice Center and EOC (T/F from F001)	-	86,000.00	86,000.00	-
C/F Budget for Technology Infrastructure at Community & Youth/Teen Center	350,000.00	-	350,000.00	-
Revised 2016 Budget - Fund 518	3,523,404.07	5,765,565.00	6,939,322.00	2,349,647.07

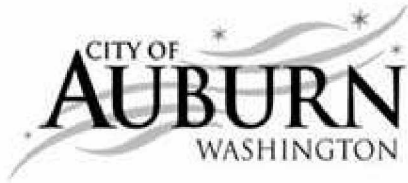
Schedule A
Summary of 2016 Budget Adjustments by Fund
Budget Amendment #5 (Ordinance #6592)

	Beg. Fund Balance	2016 Revenues	2016 Expenditures	Ending Fund Balance
Equipment Rental Fund (#550)				
2016 Adopted Budget	3,184,883.00	3,669,480.00	4,638,014.00	2,216,349.00
BA#4 (Ordinance #6571)	491,597.94	37,000.00	(1,046.06)	529,644.00
2016 Amended Budget	3,676,480.94	3,706,480.00	4,636,967.94	2,745,993.00
BA#5 (Ordinance #6592, Proposed):	766,249.50	282,572.58	1,585,357.20	(536,535.12)
Reallocate Budget for Leased Police Equipment from M&O	-	-	(34,000.00)	34,000.00
Equipment Rental Costs for Police Patrol Car (POL.0015) (Transfer In from F001)	-	50,000.00	50,000.00	-
C/F Budget for M&O Equip & Tool Storage Bldg Project (T/F from F430, F431, F432)	13,250.50	39,751.50	53,002.00	-
Funding for Purchase of 135G Excavator (T/F In from F001, F431, F432)	-	99,997.08	44,140.20	55,856.88
Carry Forward Budget for M&O Vehicle Storage Bay Improvements	50,000.00	-	50,000.00	-
Carry Forward Budget for M&O Lunchroom Expansion	45,000.00	-	45,000.00	-
Carry Forward Budget for Purchase of Vehicles and Equipment	657,999.00	-	657,999.00	-
Funding for Early Replacement of Storm Side Arm Mower	-	-	131,734.00	(131,734.00)
Funding for Replacement of Streets Water Truck	-	-	105,981.00	(105,981.00)
Funding for Replacement of Four Vehicles (Jeep Liberty's)	-	-	108,500.00	(108,500.00)
Funding for Replacement of Storm Crosswind Sweeper	-	-	280,177.00	(280,177.00)
Add'l Funding from Streets for New Truck Body/Water Tank & Skid (T/F from F001)	-	3,654.00	3,654.00	-
Additional Funding from Water to Upgrade Vehicle Replacements (T/F from F430)	-	11,084.00	11,084.00	-
Funding for Golf Course Mower (Transfer In from F122)	-	36,214.00	36,214.00	-
Early Replacement of Storm Tractors (Transfer In from F432)	-	41,872.00	41,872.00	-
Revised 2016 Budget - Fund 550	4,442,730.44	3,989,052.58	6,222,325.14	2,209,457.88
Grand Total - All Funds				
2016 Adopted Budget	70,939,707.00	169,297,448.00	185,515,218.00	54,721,937.00
BA#4 (Ordinance #6571)	7,855,423.31	6,057,537.00	5,584,066.72	8,328,893.59
2016 Amended Budget	78,795,130.31	175,354,985.00	191,099,284.72	63,050,830.59
TOTAL BA#5 (Ordinance #6592, Proposed)	19,076,317.00	8,103,700.58	25,940,469.78	1,239,547.80
Revised 2016 Budget	97,871,447.31	183,458,685.58	217,039,754.50	64,290,378.39
		281,330,132.89		281,330,132.89

Schedule B

2016 Appropriations by Fund

Fund	2016 Adopted Budget	BA#4 (Ord #6571)	BA#5 (Ord #6592)	Total Amendments	2016 Revised Budget
General Fund (#001)	69,901,366	2,993,307	3,019,833	6,013,140	75,914,506
Arterial Street Fund (#102)	13,197,491	3,701,861	3,189,470	6,891,331	20,088,822
Local Street Fund (#103)	1,951,068	236,856	924,345	1,161,201	3,112,269
Hotel Motel Fund (#104)	242,971	6,905	-	6,905	249,876
Arterial Street Preservation Fund (#105)	3,588,500	(203,936)	1,920,390	1,716,454	5,304,954
Drug Forfeiture Fund (#117)	395,157	34,416	-	34,416	429,573
Housing and Community Development Grant Fund (#119)	487,371	17,533	715,398	732,931	1,220,302
Recreation Trails Fund (#120)	50,977	(761)	-	(761)	50,216
Business Improvement Area Fund (#121)	96,332	(9,841)	-	(9,841)	86,491
Cumulative Reserve Fund (#122)	6,252,504	3,017,482	20,214	3,037,696	9,290,200
Mitigation Fees Fund (#124)	3,609,321	801,664	1,253,082	2,054,746	5,664,067
1998 Library Fund (#229)	285,100	-	-	-	285,100
2010 Annex A&B Bond Debt Fund (#230)	1,688,444	-	-	-	1,688,444
2010 C&D Local Revitalization Debt Fund (#231)	592,472	-	-	-	592,472
LID Guarantee Fund (#249)	22,589	-	-	-	22,589
LID #350 (#275)	15,130	1,995	-	1,995	17,125
Golf Course Debt Service Fund (#237)	351,553	-	-	-	351,553
Municipal Park Construction Fund (#321)	9,523,236	(2,971,834)	1,338,045	(1,633,789)	7,889,447
Capital Improvements Fund (#328)	10,383,904	(763,636)	4,576,892	3,813,256	14,197,160
Local Revitalization Fund (#330)	-	329,450	135,101	464,551	464,551
Water Fund (#430)	19,639,589	3,560,046	13,251	3,573,296	23,212,885
Sewer Fund (#431)	16,996,714	726,461	13,251	739,711	17,736,425
Storm Drainage Fund (#432)	17,357,447	477,264	13,251	490,514	17,847,961
Sewer Metro Fund (#433)	18,825,535	(346,911)	-	(346,911)	18,478,624
Solid Waste Fund (#434)	16,285,861	223,816	-	223,816	16,509,677
Airport Fund (#435)	1,174,009	(18,274)	-	(18,274)	1,155,735
Cemetery Fund (#436)	1,334,748	184,237	12,699	196,936	1,531,684
Water Capital Fund (#460)	-	-	4,406,418	4,406,418	4,406,418
Sewer Capital Fund (#461)	-	-	590,823	590,823	590,823
Storm Drainage Capital Fund (#462)	-	-	1,938,168	1,938,168	1,938,168
Airport Capital Fund (#465)	-	-	329,911	329,911	329,911
Insurance Fund (#501)	1,396,231	40,926	-	40,926	1,437,157
Workers Compensation Self Insurance Fund (#503)	1,029,599	317,004	-	317,004	1,346,603
Facilities Fund (#505)	4,944,878	618,685	304,700	923,385	5,868,263
Innovation and Technology Fund (#518)	7,468,331	404,683	1,415,955	1,820,638	9,288,969
Equipment Rental Fund (#550)	6,854,363	528,598	1,048,822	1,577,420	8,431,783
Fire Pension Fund (#611)	2,562,300	28,981	-	28,981	2,591,281
Cemetery Endowment Fund (#701)	1,732,064	(24,016)	-	(24,016)	1,708,048
Total	240,237,155	13,912,960	27,180,018	41,092,978	281,330,133



AGENDA BILL APPROVAL FORM

Agenda Subject:

Ordinance No. 6591, First Reading

Date:

March 30, 2016

Department:

Community Development & Public Works

Attachments:

[Ordinance No. 6591](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council adopt Ordinance No. 6591.

Background Summary:

City Code Chapter 18.56, "Signs", contains regulations and standards for the use of different types of signage on private properties and to a small extent, right-of-way within the municipal limits of the City of Auburn. In the spring/summer of 2009, the Mayor's Office and the Department of Community Development & Public Works received requests from local businesses for increased allowances for portable and temporary signs to help stimulate local business activities during the significant economic downturn.

The Planning Commission conducted a public hearing on August 25, 2009 and following deliberation, recommended to the City Council authorization of the temporary expansion of the use of portable and temporary signs in certain zoning districts for a one year time period with the possibility of up to two six-month extensions, should economic conditions warrant.

City Council approved Ordinance No. 6263 on September 8, 2009 authorizing portable and temporary signs in certain specified zoning districts until September 16, 2010, unless this timeframe was extended by future Council action. The Council approved this Ordinance due in part to the determination that it was at the time in the public interest, given the economic conditions and challenges for local businesses.

Following Council approval of Ordinance No. 6263, staff notified interested parties and developed no-fee process to register and authorize the location of portable and temporary signs on private property and in the public right-of-way. In short, the program consists of registering the portable sign (not a sign permit and fee) that conforms to the program requirements (size, type, etc.), providing contact information,

a diagram of the sign and a site plan indicating location and signing a certification that the Applicant understands the program is temporary and that the program has a defined end period after which the temporary sign must be removed, unless the program is extended.

Subsequently, City Council approved Ordinance No. 6327 on September 7, 2010 as first extension of the timeframe for the expanded use of portable and temporary signs on private property for an additional year. On March 7, 2011, City Council approved Ordinance No. 6353, as second extension; for one year.

After discussion and recommendation by the Planning and Community Development Committee on February 21, 2012, City Council approved Ordinance No. 6403 as a third extension for the use of portable and temporary signs for two years. On February 2014, City Council approved Ordinance No. 6501 as a fourth extension for the use of portable and temporary signs for two years through March 15, 2016. The Ordinance provides for a “sun setting” of the temporary sign program after which the signs are no longer allowed and must be removed. This “sun setting” is now approaching, once again on March 15, 2016.

Recent Review by City Council at 2-22-16 Study Session

At the regular City Council Study Session on February 22, 2016, staff presented and discussed the following three options for the temporary sign code provisions:

- 1) Extend the provisions for another two years;
- 2) Extend the provisions until other changes are made to the sign code section of the zoning ordinance; or
- 3) Take no action and let the code provisions expire.

In the City Council’s discussion, the members expressed interest in the future changes to the sign code that are unrelated to the temporary sign provisions. However, the majority of the council members vocalized that it made sense to remove the provisions regarding expanded use of temporary signs at the same time as other sign code changes are made to the code section which is anticipated within the next year.

City Council Action

Ordinance No. 6591 has been prepared and is provided for City council consideration in order to extend the current temporary sign provisions that expire on March 15, 2016 for another two years or until other amendments are made to the sign code, Chapter

ACC 18.56 and specifically eliminate the temporary sign provisions; whichever comes first.

Reviewed by Council Committees:

Councilmember:

Staff: Snyder

Meeting Date: April 4, 2016

Item Number: ORD.C

ORDINANCE NO. 6 5 9 1

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF AUBURN, WASHINGTON, AMENDING
SECTIONS 18 56 010, 18 56 020 AND 18 56 030 OF
THE AUBURN CITY CODE AND CITY OF AUBURN
ORDINANCE NUMBERS 6327, 6353, 6403 AND
6501 AS TO THE EFFECTIVE DATES OF SAID
ORDINANCE AMENDMENTS ALL RELATING TO
TEMPORARY SIGNS

WHEREAS, amendments to the City of Auburn zoning code are periodically appropriate to better reflect the current development needs and standards of the City, and

WHEREAS, Auburn City Code Chapter 18 56, (Signs) governs the placement of signs in the City, including portable and temporary signs, and

WHEREAS, the City of Auburn, in Ordinance No 6263 created a temporary expansion of allowable portable and temporary signs that included a sunset date of September 15, 2010, and

WHEREAS, the sunset date established by Ordinance No 6263 has been extended annually by Ordinance Nos 6327, 6353, 6403, and

WHEREAS, the current sunset date is March 15, 2016, and

WHEREAS, the economic conditions addressed by Ordinance No 6263 have improved but are not yet fully recovered, and

WHEREAS, the United States Supreme Court in 2015, in *Reed v Town of Gilbert*, modified the scope of permissible sign regulations by local governments, and

WHEREAS, upon the recommendation of staff, the City Council determines that extending the use of these portable and temporary signs for an additional period of time

to allow for further economic recovery and development of code updates necessitated by the Supreme Court

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, DO ORDAIN, as follows

Section 1. Amendment to City Code. That, from the effective date of this Ordinance, through March 15, 2016 2017, Section 18 56 010 of the Auburn City Code be and the same hereby is amended to read as follows

18 56 010 Intent

The overall purpose of this chapter is to enhance and maintain the aesthetic character, to promote the public health, safety and general welfare, and to increase the effectiveness of visual communication in the city This chapter is also intended to avoid visual clutter that may adversely impact traffic and pedestrian safety, or be adverse to property values, business opportunities and the city's appearance and to prevent and abate public nuisances The purpose of this chapter is implemented by controlling the construction, location, use and maintenance of all signs and sign structures It is also the intent of this chapter to afford noncommercial speech the same or greater protection afforded commercial speech and to not regulate noncommercial speech to a stricter standard than commercial speech This chapter is further intended to support local businesses in the city and the city's overall economy by providing additional and increased opportunities for the use and siting of temporary and portable signage subject to conditions, including but not limited to time, size, location and placement (Ord 6501 §§ 1, 2, 2014, Ord 6459 § 1, 2013, Ord 6406 § 1, 2012, Ord 6403 §§ 1, 2, 2012, Ord 6360 § 2, 2011, Ord 6353 § 2, 2011, Ord 6327 § 2, 2010, Ord 6263 § 2, 2009, Ord 5993 § 1, 2006, Ord 4773 § 1, 1995, Ord 4229 § 2, 1987)

Section 2. Amendment to City Code. That, effective March 16, 2016 2017, Section 18 56 010 of the Auburn City Code be and the same hereby is amended to read as follows

18 56 010 Intent

The overall purpose of this chapter is to enhance and maintain the aesthetic character, to promote the public health, safety and general welfare, and to increase the effectiveness of visual communication in the city This chapter is also intended to avoid visual clutter that may adversely impact traffic and pedestrian safety, or be adverse to property values, business opportunities and the city's appearance and to prevent and abate public nuisances The purpose of this chapter is implemented by controlling the construction, location, use and

maintenance of all signs and sign structures. It is also the intent of this chapter to afford noncommercial speech the same or greater protection afforded commercial speech and to not regulate noncommercial speech to a stricter standard than commercial speech. ~~This chapter is further intended to support local businesses in the city and the city's overall economy by providing additional and increased opportunities for the use and siting of temporary and portable signage subject to conditions, including but not limited to time, size, location and placement.~~ (Ord 6501 §§ 1, 2, 2014, Ord 6459 § 1, 2013, Ord 6406 § 1, 2012, Ord 6403 §§ 1, 2, 2012, Ord 6360 § 2, 2011, Ord 6353 § 2, 2011, Ord 6327 § 2, 2010, Ord 6263 § 2, 2009, Ord 5993 § 1, 2006, Ord 4773 § 1, 1995, Ord 4229 § 2, 1987)

Section 3. Amendment to City Code.

That, from the effective date of this Ordinance, through March 15, 2016, Section 18 56 020 of the Auburn City Code be and the same hereby is amended to read as follows

18 56 020 Definitions

The following definitions are specific to this chapter and are to be used only for the implementation of this chapter

A "Animated sign" means any sign that flashes or simulates motion with an electronic or manufactured source of supply or contains wind-actuated motion (except for flags and banners). An animated sign may also be a sign that meets the definition of "changing message center" or "revolving sign."

B "Banner" means a temporary sign constructed of fabric, vinyl, or other durable material, which is not the primary identification for the organization, event or product advertised, and which is primarily promotional in nature.

C "Billboard" means a large outdoor advertising sign containing a message, commercial or otherwise, unrelated to the use or activity on the property on which the sign is located and/or to any use or activity in the immediate area (such as is the case with an off-premises sign) and which is customarily leased for commercial purposes. The approximate size of the billboard faces range from 12 to 14 feet in height and 24 to 48 feet in width.

D "Changing message center" means an electronically controlled message center that displays different copy changes on the same lamp bank.

E "Directional sign" means a sign which is located to guide or direct pedestrian or vehicular traffic to parking entrances, exits, and service areas, and may not exceed six square feet in area or 10 feet in height. For projects that have parking lots in excess of 500 spaces, the sign area may be 10 square feet and the sign height 15 feet.

F "Double-faced sign" means a sign with two faces.

G "Electrical sign" means a sign or sign structure in which electrical wiring, connections, and/or fixtures are used as part of the sign proper.

H "Facade" means the entire building front, or street wall face, including grade to the top of the parapet or eaves, and the entire width of the building elevation.

I "Flashing sign" means an electrical sign or a portion thereof which changes light intensity in a sudden transitory burst, or which switches on and off in a constant pattern in which more than one-third of the nonconstant light source is off at any one time

J "Freestanding sign" means a sign that meets the definition of "ground sign" (also commonly referred to as a monument sign), or "pole sign" Signs attached to fences or other structures that are not defined as buildings will be considered freestanding signs

K "Frontage" means the measurement, in linear feet, of the length of the property line for a single-tenant building or length of leased building frontage for multitenant buildings or multibuilding complexes

L "Grade" means the relative existing ground level in the immediate vicinity of the sign

M "Ground sign" means a sign attached to the ground and supported by the ground or a built-up landscaped area such that the sign appears solid with the ground The height of a ground sign shall be measured from the surrounding grade Also commonly referred to as a monument sign

N "Identification sign" means a sign containing the name of the business establishment, occupant of the building or tenant space and/or address of the premises

O "Incidental sign" means a sign that is generally informational and of a noncommercial nature intended primarily for the convenience of the public and having a maximum area of two square feet Incidental signs include, but are not limited to signs designating restrooms, hours of operation, entrances and exits to buildings and parking lots, help wanted, public telephones, etc Also included are property control and warning signs such as "no trespassing," "no dumping," etc , and plaques, tablets or inscriptions which are an integral part of a building

P "Mansard roof" means a sloped roof or roof-like facade architecturally able to be treated as a building wall

Q "Marquee" means a permanent structure attached to, supported by, and projecting from a building and providing protection from the weather elements For the purpose of this chapter, a freestanding, permanent roof-like structure providing protection from the elements, such as a service station gas pump canopy, will also be considered a marquee The term "marquee" also includes canopy

R "Marquee sign" means any sign which forms part of or is integrated into a marquee and which does not extend horizontally beyond the limits of such marquee For the purpose of this chapter, a marquee sign will be considered as a wall sign

S "Median sign" means a sign that is placed within the median of a public street

T "Multiple-building complex" means a group of commercial or industrial structures, developed as a group either simultaneously or in phases, with more than one building per parcel

U "Multiple-tenant building" means a single structure housing more than one retail business, office or commercial venture but not including residential apartment buildings, which share the same lot, access and/or parking facilities

V "On-premises sign" means a sign which carries advertisements incidental to a lawful use of the premises on which it is located, including signs indicating the business transacted, services rendered, goods sold or produced on the premises, name of the person, firm or corporation occupying the premises

W "Off-premises sign" means any sign which advertises an establishment, merchandise, service, goods, or entertainment which is sold, produced, and manufactured, or furnished at a place other than on the property on which said sign is located

X "Parapet" means a false front or wall extension above the roofline

Y "Perimeter" means a square or rectangle required to enclose the sign area

Z "Portable sign" means any sign made of any material, including paper, cardboard, wood or metal, which is capable of being moved easily and is not permanently affixed to the ground, structure or building. This also includes sidewalk or sandwich board signs, except those worn by a person

AA "Premises" means the real estate as a unit, which is involved by the sign or signs mentioned in this chapter

BB "Projecting sign" means a sign which is attached to a structure or building wall in such a manner that the leading edge extends more than 16 inches beyond the surface of said structure or wall but does not extend more than five feet beyond the property line, extends no more than six inches above any roofline, and meets all standards for ground clearance. Signs that meet the definition of "marquee sign" or "suspended sign" will not be considered a "projecting sign"

CC "Real estate sign" means a portable sign erected by the owner, or the owner's agent, advertising the real estate upon which the sign is located for rent, lease or sale

DD "Revolving sign" means any sign that rotates or turns in motion by electrical or mechanical means in a circular pattern

EE "Roof sign" means a sign erected upon or above a roof or parapet of a building or structure. Mansard roof signs shall be considered as wall signs. Roof signs may not extend more than five feet in height above the roof

FF "Sign" means any visual communication device, structure, or fixture which is visible from any right-of-way intended to aid a land use in promoting the sale or identification of a product, good or service using graphics, symbols, or written copy. For the purpose of this chapter, a sign shall not be considered to be building or structural design. It shall be restricted solely to graphics, symbols, or written copy that is meant to be used in the aforementioned way. This definition shall include inflatable signs, balloons or other similar devices

GG "Sign area" means

1 The total area of a sign visible from any one viewpoint or direction, excluding the sign support structure, architectural embellishments, or framework that contains no written copy, and includes only one side of a double-faced sign

2 Individual letter signs using a wall as the background without added decoration or change in wall color shall be calculated by measuring the perimeter enclosing each letter. The combined total area of each individual letter shall be considered the total area of the sign

3 Module signs consisting of more than one sign cabinet shall be computed by adding together the total area of each module

4 Perimeter of sign area shall be established by the smallest rectangle enclosing the extreme limits of the letter module or advertising message being measured

HH "Sign height" means the vertical distance measured from the adjacent grade to the highest point of the sign

II "Sign structure" means any structure that supports or is capable of supporting any sign as defined in this chapter. A sign structure may be a single pole or may or may not be an integral part of the building or structure

JJ "Single-tenant building" means a commercial building or structure that contains one enterprise or occupant. Buildings within a multibuilding complex may not be considered a single-tenant building

KK "Special event signage" means temporary signs including posters, flags, pennants, and inflatable materials, which are not the primary identification for the organization, event or product advertised, and which are primarily intended for short-term promotional periods

LL "Suspended sign" means a sign that is attached to and suspended from a marquee or canopy, and subject to right-of-way and clearance regulations

MM "Temporary sign" means any sign or advertising display constructed of wood, vinyl, cloth, canvas, light fabric, paper, cardboard, or other light materials, with or without frames, intended to be displayed for a limited time only. This definition shall include inflatable signs

NN "Traffic hazard" means any sign which does not meet city standards for clear zone or sight distance or which does not meet the requirements of the Americans with Disabilities Act

OO "Wall sign" means a sign attached or erected parallel to and extending not more than 16 inches from the facade or face of any building to which it is attached and supported through its entire length, with the exposed face of the sign parallel to the plane of said wall or facade. "Window signs" which do not meet the definition of a "temporary sign" shall be considered as wall signs

PP "Window sign" means a sign located inside or affixed to windows of a building, whether temporary or permanent, lighted or unlighted, which may be viewed from the exterior of the building

QQ "Feather banner or sign" means a fabric sign with printed advertisement on one or two faces that is either stationary or rotates and is

attached on one side to a metal pole or stake that is placed in the ground or attached to a secure object

RR "Off-premises directional sign" means a sign located on private property or in the public right-of-way as authorized that directs or guides persons to an establishment, merchandise, service, goods, or entertainment which is sold, produced, and manufactured, or furnished at a place other than on the property or public right-of-way on which said sign is located (Ord 6501 §§ 3, 4, 2014, Ord 6459 § 1, 2013, Ord 6406 § 1, 2012, Ord 6403 §§ 3, 4, 2012, Ord 6360 § 2, 2011, Ord 6353 § 4, 2011, Ord 6327 § 4, 2010, Ord 6263 § 4, 2009, Ord 6166 § 1, 2008, Ord 5993 § 1, 2006, Ord 4705 § 2, 1994, Ord 4229 § 2, 1987)

Section 4. Amendment to City Code. That, effective March 16, 2014 2017, Section 18 56 020 of the Auburn City Code be and the same hereby is amended to read as follows

18 56 020 Definitions

The following definitions are specific to this chapter and are to be used only for the implementation of this chapter

A "Animated sign" means any sign that flashes or simulates motion with an electronic or manufactured source of supply or contains wind-actuated motion (except for flags and banners) An animated sign may also be a sign that meets the definition of "changing message center" or "revolving sign "

B "Banner" means a temporary sign constructed of fabric, vinyl, or other durable material, which is not the primary identification for the organization, event or product advertised, and which is primarily promotional in nature

C "Billboard" means a large outdoor advertising sign containing a message, commercial or otherwise, unrelated to the use or activity on the property on which the sign is located and/or to any use or activity in the immediate area (such as is the case with an off-premises sign) and which is customarily leased for commercial purposes The approximate ~~sizes~~sizes of the billboard faces ~~ranges~~range from 12 to 14 feet in height and 24 to 48 feet in width

D "Changing message center" means an electronically controlled message center that displays different copy changes on the same lamp bank

E "Directional sign" means a sign which is located to guide or direct pedestrian or vehicular traffic to parking entrances, exits, and service areas, and may not exceed six square feet in area or 10 feet in height For projects that have parking lots in excess of 500 spaces, the sign area may be 10 square feet and the sign height 15 feet

F "Double-faced sign" means a sign with two faces

G "Electrical sign" means a sign or sign structure in which electrical wiring, connections, and/or fixtures are used as part of the sign proper

H "Facade" means the entire building front, or street wall face, including grade to the top of the parapet or eaves, and the entire width of the building elevation

I "Flashing sign" means an electrical sign or a portion thereof which changes light intensity in a sudden transitory burst, or which switches on and off in a constant pattern in which more than one-third of the nonconstant light source is off at any one time

J "Freestanding sign" means a sign that meets the definition of "ground sign" (also commonly referred to as a monument sign) or "pole sign" Signs attached to fences or other structures that are not defined as buildings will be considered freestanding signs

K "Frontage" means the measurement, in linear feet, of the length of the property line for a single-tenant building or length of leased building frontage for multitenant buildings or multibuilding complexes

L "Grade" means the relative existing ground level in the immediate vicinity of the sign

M "Ground sign" means a sign attached to the ground and supported by the ground or a built-up landscaped area such that the sign appears solid with the ground The height of a ground sign shall be measured from the surrounding grade Also commonly referred to as a monument sign

N "Identification sign" means a sign containing the name of the business establishment, occupant of the building or tenant space and/or address of the premises

O "Incidental sign" means a sign that is generally informational and of a noncommercial nature intended primarily for the convenience of the public and having a maximum area of two square feet Incidental signs include, but are not limited to signs designating restrooms, hours of operation, entrances and exits to buildings and parking lots, help wanted, public telephones, etc Also included are property control and warning signs such as "no trespassing," "no dumping," etc , and plaques, tablets or inscriptions which are an integral part of a building

P "Mansard roof" means a sloped roof or roof-like facade architecturally able to be treated as a building wall

Q "Marquee" means a permanent structure attached to, supported by, and projecting from a building and providing protection from the weather elements For the purpose of this chapter, a freestanding, permanent roof-like structure providing protection from the elements, such as a service station gas pump canopy, will also be considered a marquee The term "marquee" also includes canopy

R "Marquee sign" means any sign which forms part of or is integrated into a marquee and which does not extend horizontally beyond the limits of such marquee For the purpose of this chapter, a marquee sign will be considered as a wall sign

S "Median sign" means a sign that is placed within the median of a public street

T "Multiple-building complex" means a group of commercial or industrial structures, developed as a group either simultaneously or in phases, with more than one building per parcel

U "Multiple-tenant building" means a single structure housing more than one retail business, office or commercial venture but not including residential apartment buildings, which share the same lot, access and/or parking facilities

V "On-premises sign" means a sign which carries advertisements incidental to a lawful use of the premises on which it is located, including signs indicating the business transacted, services rendered, goods sold or produced on the premises, name of the person, firm or corporation occupying the premises

W "Off-premises sign" means any sign which advertises an establishment, merchandise, service, goods, or entertainment which is sold, produced, and manufactured or furnished at a place other than on the property on which said sign is located

X "Parapet" means a false front or wall extension above the roofline

Y "Perimeter" means a square or rectangle required to enclose the sign area

Z "Portable sign" means any sign made of any material, including paper, cardboard, wood or metal, which is capable of being moved easily and is not permanently affixed to the ground, structure or building This also includes sidewalk or sandwich board signs, except those worn by a person

AA "Premises" means the real estate as a unit, which is involved by the sign or signs mentioned in this chapter

BB "Projecting sign" means a sign which is attached to a structure or building wall in such a manner that the leading edge extends more than 16 inches beyond the surface of said structure or wall but does not extend more than five feet beyond the property line, extends no more than six inches above any roofline, and meets all standards for ground clearance Signs that meet the definition of "marquee sign" or "suspended sign" will not be considered a "projecting sign "

CC "Real estate sign" means a portable sign erected by the owner, or the owner's agent, advertising the real estate upon which the sign is located for rent, lease or sale

DD "Revolving sign" means any sign that rotates or turns in motion by electrical or mechanical means in a circular pattern

EE "Roof sign" means a sign erected upon or above a roof or parapet of a building or structure Mansard roof signs shall be considered as wall signs Roof signs may not extend more than five feet in height above the roof

FF "Sign" means any visual communication device, structure, or fixture which is visible from any right-of-way intended to aid a land use in promoting the sale or identification of a product, good or service using graphics, symbols, or written copy For the purpose of this chapter, a sign shall not be considered to be building or structural design It shall be restricted solely to graphics, symbols, or written copy that is meant to be used in the aforementioned way This definition shall include inflatable signs, balloons or other similar devices

GG "Sign area" means

1 The total area of a sign visible from any one viewpoint or direction, excluding the sign support structure, architectural embellishments, or framework that contains no written copy, and includes only one side of a double-faced sign

2 Individual letter signs using a wall as the background without added decoration or change in wall color shall be calculated by measuring the perimeter enclosing each letter. The combined total area of each individual letter shall be considered the total area of the sign

3 Module signs consisting of more than one sign cabinet shall be computed by adding together the total area of each module

4 Perimeter of sign area shall be established by the smallest rectangle enclosing the extreme limits of the letter module or advertising message being measured

HH "Sign height" means the vertical distance measured from the adjacent grade to the highest point of the sign

II "Sign structure" means any structure that supports or is capable of supporting any sign as defined in this chapter. A sign structure may be a single pole or may or may not be an integral part of the building or structure

JJ "Single-tenant building" means a commercial building or structure that contains one enterprise or occupant. Buildings within a multibuilding complex may not be considered a single-tenant building

KK "Special event signage" means temporary signs including posters, flags, pennants, and inflatable materials, which are not the primary identification for the organization, event or product advertised, and which are primarily intended for very short-term promotional periods

LL "Suspended sign" means a sign that is attached to and suspended from a marquee or canopy, and subject to right-of-way and clearance regulations

MM "Temporary sign" means any sign or advertising display constructed of wood, vinyl, cloth, canvas, light fabric, paper, cardboard, or other light materials, with or without frames, intended to be displayed for a limited time only. This definition shall include inflatable signs

NN "Traffic hazard" means any sign which does not meet city standards for clear zone or sight distance or which does not meet the requirements of the Americans with Disabilities Act

OO "Wall sign" means a sign attached or erected parallel to and extending not more than 16 inches from the facade or face of any building to which it is attached and supported through its entire length, with the exposed face of the sign parallel to the plane of said wall or facade. "Window signs" which do not meet the definition of a "temporary sign" shall be considered as wall signs

PP "Window sign" means a sign located inside or affixed to windows of a building, whether temporary or permanent, lighted or unlighted, which may be viewed from the exterior of the building

~~QQ "Feather banner or sign" means a fabric sign with printed advertisement on one or two faces that is either stationary or rotates and is~~

~~attached on one side to a metal pole or stake that is placed in the ground or attached to a secure object~~

~~RR. "Off premises directional sign" means a sign located on private property or in the public right-of-way as authorized that directs or guides persons to an establishment, merchandise, service, goods, or entertainment which is sold, produced, and manufactured or furnished at a place other than on the property or public right-of-way on which said sign is located (Ord 6501 §§ 3, 4, 2014, Ord 6459 § 1, 2013, Ord 6406 § 1, 2012, Ord 6403 §§ 3, 4, 2012, Ord 6360 § 2, 2011, Ord 6353 § 4, 2011, Ord 6327 § 4, 2010, Ord 6263 § 4, 2009, Ord 6166 § 1, 2008, Ord 5993 § 1, 2006, Ord 4705 § 2, 1994, Ord 4229 § 2, 1987)~~

Section 5. Amendment to City Code. That, from the effective date of this Ordinance, through March 15, 2016 2017, Section 18 56 030 of the Auburn City Code be and the same hereby is amended to read as follows

18 56 030 General provisions, all districts

A Community Signs The planning, building and community director may approve and permit to be erected entrance signs, at or near the city limits, on city public right-of-way or on privately owned parcels with the owner's permission, on which may be listed institutional names, service clubs or organizations or points of interest or similar public information Right-of-way use permits may be required for signs located in the public right-of-way, except as permitted by subsections (B)(1), (B)(2), I or J of this section

B Temporary Signs

1 Special event signage may be allowed in the RO, RO-H, CN, C-1, C-2, C-3, DUC, BP, LF, M-1, M-2, EP and the nonresidential used properties in the Terrace View District and the PUD-Lakeland Hills South subject to obtainment of temporary sign permit authorization from the city and compliance with the following as applicable

a The area of any single sign shall not exceed 30 square feet,

b Special event signs as authorized herein shall not have the following

i Illumination of any kind,

ii Strobing or blinking or flashing lights,

iii Electrical animation,

iv Changeable reader copy, electronic or manual,

c Special event signage shall not exceed the maximum height limitations of the underlying zoning district,

d Special event signs may have spinning elements attached to them including but not limited to flags or pennants or balloons or windsocks attached to them, provided, that they do not at any time constitute a traffic safety or pedestrian safety hazard,

e Balloons and windsock special event signage shall not be authorized to be placed in the public rights-of-way or on-site landscape areas or

off-site on another private parcel of land that does not contain the business or service being advertised,

f Flag and pennant special event signage may be authorized to be placed in the public rights-of-way, provided, that placement in the public rights-of-way does not constitute a traffic safety or pedestrian safety hazard and does not create nonconformance to the Americans with Disabilities Act,

g Flag and pennant special event signage may be authorized to be placed in on-site landscape areas and off-site on another private parcel of land that does not contain the business or service being advertised, provided, that placement in on-site landscape areas does not impede sight distance and that off-site placement on another property has received prior property owner authorization

2 Banners may be allowed in the RO, RO-H, CN, C-1, C-2, C-3, DUC, BP, LF, M-1, M-2, EP and the nonresidential used properties in the Terrace View District and the PUD-Lakeland Hills South, subject to obtainment of temporary sign permit authorization from the city and compliance with the following

a The area of any single banner used by a single business on a site shall not exceed 32 square feet, provided, that banners crossing roadways as approved by the city shall not exceed 120 square feet

b For multitenant buildings and/or multibusiness complexes, each business shall be authorized to have a banner, provided, that the size of each banner shall be limited to maximum of 32 square feet, provided, that banners crossing roadways as approved by the city shall not exceed 120 square feet

c Banners as authorized herein shall not have the following

i Illumination of any kind,

ii Strobing or blinking or flashing lights,

iii Electrical animation,

iv Changeable reader copy, electronic or manual

d Banner signage shall not exceed the maximum height limitations of the underlying zoning district

e Banners may have spinning elements attached to them including but not limited to flags or pennants or balloons or windsocks attached to them, provided, that they do not at any time constitute a traffic safety or pedestrian safety hazard

f Banners may be authorized to be placed in the public rights-of-way, provided, that placement in the public rights-of-way does not constitute a traffic safety or pedestrian safety hazard or does not create nonconformance to the Americans with Disabilities Act

g Banners may be authorized to be placed in on-site landscape areas and off-site on another private parcel of land that does not contain the business or service being advertised, provided, that placement in on-site landscape areas does not impede sight distance and that off-site placement on another property has received prior property owner authorization

C Civic Events Street banners may be permitted subject to approval and installation in accordance with rules and procedures established by the city of Auburn public works department

D Sign Lighting Provisions

1 All lighting shall be arranged to reflect away from any residential zone No person shall construct, establish, create or maintain any stationary exterior lighting or illumination system or any interior system which is intended to be viewed from a street, highway or other public thoroughfare used for vehicular traffic which system contains or utilizes

a Any exposed incandescent lamp with wattage in excess of 25 watts,

b Any exposed incandescent lamp with a metallic reflector,

c Any exposed incandescent lamp with an external reflector,

d Any revolving beacon light,

e Any continuous or sequential flashing operation, except as allowed for changing message center signs in subsection F of this section

2 The provisions of subsection (D)(1) of this section shall not apply to

a Lighting systems owned or controlled by any public agency for the purpose of directing or controlling navigation, traffic, or highway or street illumination,

b Aircraft warning lights

E Construction Provisions, Sight Distance, Exposed Angle Iron and Wire

1 Each sign shall be adequately constructed in accordance with the requirements of the International Building Code, as amended,

2 Signs containing electrical circuitry shall meet the requirements of the National Electrical Code and all state laws, and shall include an approved testing lab sticker,

3 Signs must meet vehicular sight distance requirements established by the city engineer pursuant to the city of Auburn engineering design standards,

4 When a projecting sign is used, no angle irons, guy wires or braces shall be visible, except those that are an integral part of the overall design, such as decorative metals or woods, or unless they are required for safety

F Changing Message Center Signs Where permitted under this chapter, changing message center signs shall comply with the following requirements, provided, that changing message center signs that only display time and temperature or similar public service information shall be exempt from these requirements

1 Where Allowed Changing message center signs shall only be allowed in the I, P-1, C-1, C-2, DUC, C-3, M-1 and M-2 zones

a In the I and C-1 zones, changing message center signs shall only be allowed on frontages along a collector, minor or principal arterial street

b In the I zone, no changing message center sign shall operate between the hours of 10 00 p m and 6 00 a m

c In the DUC zone, changing message center signs shall only be allowed when located adjacent and oriented to Auburn Way North/Auburn Way South street frontages (For other sign standards for the DUC zone, see ACC 18 29 060(I))

2 Number No more than one changing message center sign per street frontage shall be permitted on each property

3 Sign Face Area Except in the I and P-1 zones, the changing message center shall not constitute more than 75 percent of a sign's total sign face area

4 Display

a The display of the sign shall not change more rapidly than once every one and one-half seconds

b No scrolling message shall require more than five seconds to be displayed in its entirety

5 Light Levels

a Changing message center signs shall have installed ambient light monitors and shall at all times allow such monitors to automatically adjust the brightness level of the sign based on ambient light conditions

b At no time shall a changing message center sign be operated at a brightness level greater than the manufacturer's recommended levels

c All lighting shall be arranged to reflect away from any residential zone The director shall have the authority to require a sign permit application to include information to ensure the intent of this requirement is met

d The brightness level shall not exceed 8,000 nits when measured from the sign's face at its maximum brightness during daylight hours and 500 nits when measured from the sign's face at its maximum brightness between dusk and dawn

6 On-Premises Advertising Only Changing message center signs shall only advertise on-premises products and services, or display public service messages or messages on behalf of not-for-profit organizations

7 Additional Requirements A copy of the manufacturer's operating manual shall be provided to the city upon request

8 Amortization All changing message center signs that do not comply with the requirements of subsections (F)(4) and (5) of this section shall be brought into compliance with those requirements by April 1, 2009

G Change of Copy The holder of a permit, for the duration thereof, shall have the right to change the advertising copy on the structure or sign for which the permit was issued without being required to pay any additional fees

H Exemptions Unless otherwise specified or unless expressly prohibited, it is not the intent of this chapter to regulate the following signs

1 The flag of government or noncommercial institutions such as schools, with the poles treated as structures,

2 Official public notices, official court notices,

3 Incidental signs (see ACC 18 56 020(O), Definitions),

4 Signs not visible from public right-of-way,

5 Lettering or symbols painted directly onto or flush-mounted magnetically onto an operable vehicle,

6 Painting, repainting, cleaning, repairing, and other normal maintenance unless structural or electrical changes are made,

7 Religious symbols not attached to a permitted sign,

8 Memorial signs or tablets, names of buildings, dates of erection and the like, which are incorporated into the building material and facade,

9 Signs required by law, traffic or pedestrian control signs, signs indicating scenic or historic points of interest, which are erected by or on the order of a public officer in the performance of his or her public duty,

10 Sculptures, fountains, mosaics, and design features which do not incorporate advertising or identification,

11 Temporary signs limited exclusively to noncommercial speech

I Portable signs shall be allowed in the RO, RO-H, CN, C-1, C-3, BP, LF, M-1, M-2, EP and the nonresidential used properties in the Terrace View District and the PUD-Lakeland Hills South subject to obtainment of temporary sign permit authorization from the city and compliance with the following as applicable

1 For single-tenant buildings and/or sites, one portable sign shall be allowed per building or property frontage, as applicable

2 Each business in a multitenant building and/or multibuilding complex shall be limited to a maximum of one portable sign

3 For multitenant buildings and/or multibuilding complexes that propose to place one or more portable signs within the on-site landscaped area at the intersection of two public or private streets or at a driveway intersection with a public or private street, compliance to the city's minimum sight distance requirements shall be maintained at all times

4 For multitenant buildings and/or multibuilding complexes that propose to place one or more portable signs along the property street frontage of a public or private street, the total number of allowable portable signs along said frontage shall be limited as follows to reduce the visual and aesthetic impact to the city

a Zero through 25 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of three signs at any given time

b Twenty-six through 50 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of four signs at any given time

c Fifty-one through 75 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of five signs at any given time

d Seventy-six through 100 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of six signs at any given time

e One hundred through 125 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of seven signs at any given time

f One hundred twenty-six through 150 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of eight signs at any given time

g One hundred fifty-one through 175 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of nine signs at any given time

h One hundred seventy-six lineal feet and greater of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of 10 signs at any given time

i The planning director shall have the discretionary authority to authorize additional portable signs along a public or private street frontage when in his or her determination such allowance will not substantively impact the visual and/or aesthetic impact to the city and such allowance is warranted by physical site conditions or economic or business considerations or other factors as deemed reasonable by the planning director

5 Portable signs shall not be located in one or more existing parking spaces on a development site

6 Portable signs as authorized herein shall not have the following

a Illumination of any kind,

b Strobing or blinking or flashing lights,

c Electrical animation,

d Changeable reader copy, electronic or manual

7 Portable signs may have spinning elements including but not limited to flags or pennants or balloons or windsocks attached to them, provided, that they do not at any time constitute a traffic safety or pedestrian safety hazard

8 Portable signs advertising a business or service not located on the same site shall be allowed to be located off-site from the business or service being advertised, provided, that prior property owner authorization has been obtained by said business operator or service provider

9 Each portable sign shall have a maximum total sign size of 36 inches in height and 30 inches in width and be limited to two faces

10 Portable signs shall be allowed in the public right-of-way, provided, that any and all signs are not placed within vehicle travel lanes or improved/unimproved vehicle shoulder areas or bicycle lanes, are not placed in front of or block access to marked bus transit stops, do not interfere with or impede pedestrian traffic or crossings and do not create nonconformance to the Americans with Disabilities Act

J Off-premises directional signs shall be allowed in the RO, RO-H, CN, C-1, C-2, C-3, DUC, BP, LF, M-1, M-2, EP, and the nonresidential used properties in the Terrace View District and the PUD-Lakeland Hills South subject to obtainment of temporary sign permit authorization from the city and compliance with the following as applicable

1 Off-premises directional signs as authorized herein shall not have the following

- a Illumination of any kind,
- b Strobing or blinking or flashing lights,
- c Electrical animation,
- d Changeable reader copy, electronic or manual

2 Off-premises directional signs may have spinning elements including but not limited to flags or pennants or balloons or windsocks attached to them, provided, that they do not at any time constitute a traffic safety or pedestrian safety hazard

3 Off-premises directional signs may be authorized to be placed in the public rights-of-way, provided, that placement in the public rights-of-way does not constitute a traffic safety or pedestrian safety hazard and does not create nonconformance to the Americans with Disabilities Act

4 Off-premises directional signs may be authorized to be placed in on-site landscape areas, or off-site on another private parcel of land that does not contain the business or service being advertised, provided, that placement in on-site landscape areas does not impede sight distance and that off-site placement on another property has received prior property owner authorization

5 Off-premises directional signs shall not be located in one or more existing parking spaces on a development site

6 Off-premises directional signs shall have a maximum sign face area of 12 inches by 24 inches and a total height of 42 inches inclusive of any wood, metal, plastic or other support and a maximum of two sign faces

K Prohibited Signs From and after the effective date of the ordinance codified in this chapter, it shall be unlawful for any person to erect or place within the city, except as otherwise authorized

1 A swinging projecting sign,

2 Portable signs, except as permitted by ACC 18 56 025 (Real estate signs), 18 56 040(E) (C-2 District) and subsections (I)(1) through (10) of this section,

3 Banners, pennants, ribbons, streamers, spinners, rotating or blinking lights, strings of lights, or similar devices, except as permitted by subsection B of this section (Temporary Signs),

4 Flashing signs, except as permitted in subsection D of this section (Sign Lighting Provisions),

5 Changing message center signs, except as allowed in the I, P-1, C-1, C-2, C-3, M-1 and M-2 zones,

6 Signs attached to, or placed on, a vehicle or trailer parked on private or public property that is not associated with the business advertised on said sign(s) This provision is not to be construed as prohibiting the identification of a firm or its principal products on a vehicle used in the normal course of business This does not include automobile for sale signs or signs attached to franchised buses or taxis,

7 Private signs placed in or on a public right-of-way, except for as expressly permitted by this chapter,

8 Any sign which constitutes a traffic hazard or detriment to traffic safety by reason of its size, location, movement, coloring, or method of illumination, or by obstructing the vision of drivers, or detracting from the visibility of any official traffic control device by diverting or tending to divert the attention of drivers of moving vehicles from traffic movement on streets, roads, intersections, or access facilities. No sign shall be erected so that it obstructs the vision of pedestrians by glare or method of illumination or constitutes a hazard to traffic. No sign may use words, phrases, symbols or characters in such a manner as to interfere with, mislead, or confuse traffic,

9 Any sign or advertising structure or supporting structure that is torn, damaged, defaced or destroyed,

10 Signs attached to poles installed by governmental agencies, utility poles, trees, rocks or other natural features,

11 Signs attached to benches, garbage cans, or other street furniture located within the public right-of-way,

12 Rotating signs,

13 Billboards,

14 Any sign which does not structurally or materially conform to the requirements of the city's adopted International Building Code

L Nonconforming Signs Permanent signs established legally prior to the adoption of the ordinance codified in this chapter that do not conform to the regulations of this chapter with regard to number, size, height or location shall be allowed to remain as legal nonconforming signs except as follows

1 Whenever a new building replaces the principal building

2 When there is an expansion of an existing building, the requirements of this section shall apply only if there is an increase in floor area of 25 percent or more (including the cumulative increase of previous expansions after the effective date of the ordinance amending this section)

3 Whenever a nonconforming use is replaced by a conforming use, the requirements of this section shall apply in full to the new use if and only if there is a change in required signage due to the zoning district

4 Any sign, including the sign structure, now or hereafter existing which no longer advertises a bona fide business conducted or a product sold. Such sign(s) shall be taken down and removed by the owner, agent or person having the beneficial use of the land, building or structure upon which such sign may be found within 90 days after written notification from the building official

M Master Sign Plans Authorized The planning, building and community director has the authority to require a master sign plan to ensure a consistent and coordinated signage scheme for development proposals. In approving master sign plans under the provisions of this subsection, the director has the authority to approve signage schemes that allow for signs greater in area and height than allowed in the particular zone in which the development is

located when a coordinated signage scheme is used Master signage plans shall be recorded

N Maintenance and Safety All permanent, temporary and portable signs and components thereof must be maintained in good repair and in a safe, neat, clean and attractive condition Failure to maintain a sign(s) in accordance with this subsection shall be subject to the code compliance provisions of the Auburn City Code (Ord 6501 §§ 5, 6, 2014, Ord 6459 § 1, 2013, Ord 6406 § 1, 2012, Ord 6403 §§ 5, 6, 2012, Ord 6363 § 5, 2011, Ord 6360 § 2, 2011, Ord 6353 § 6, 2011, Ord 6327 § 6, 2010, Ord 6287 § 2, 2010, Ord 6263 § 6, 2009, Ord 6166 § 2, 2008, Ord 5993 § 1, 2006, Ord 5342 § 2, 2000, Ord 4705 § 2, 1994, Ord 4229 § 2, 1987)

Section 6. Amendment to City Code. That, effective March 16, 2016 2017, Section 18 56 030 of the Auburn City Code be and the same hereby is amended to read as follows

18 56 030 General provisions, all districts

A Community Signs The planning, building and community director may approve and permit to be erected entrance signs, at or near the city limits, on city public right-of-way or on privately owned parcels with the owner's permission, on which may be listed institutional names, service clubs or organizations or points of interest or similar public information Right-of-way use permits may be required for signs located in the public right-of-way, ~~except as permitted by subsection (B)(1), (B)(2), I or J of this section~~

B Temporary Signs

1 Special event signage may be allowed ~~in the RO, RO H, CN, C 1, C 2, C 3, DUC, BP, LF, M 1, M 2 and EP and the nonresidential used properties in the Terrace View District and the PUD Lakeland Hills South~~ subject to obtainment of temporary sign permit authorization from the city and compliance with the following as applicable

aa Use of such signage is limited to 10 days per display, not to exceed 10 days in any 90-day period.

b The area of any single sign shall not exceed 30 square feet,

b Special event signs as authorized herein shall not have 2 Banners may be allowed subject to the following

i Illuminationa No more than two such signs may be used per site at any given time.

b Use of any kind,

~~ii Strobing or blinking or flashing lights,~~

~~iii Electrical animation,~~

~~iv Changeable reader copy, electronic or manual,~~

~~c Special event signage shall not exceed the maximum height limitations of the underlying zoning district,~~

~~d Special eventsuch signs may have spinning elements attached to them including but notis limited to flags or pennants or balloons or windsocks attached~~

~~to them, provided, that they do not at any time constitute a traffic safety or pedestrian safety hazard,~~

~~e Balloons and windsock special event signage shall not be authorized to be placed 90 consecutive days, and may not exceed 90 days in the public rights-of way or on-site landscape areas or off site on another private parcel of land that does not contain the business or service being advertised any 120-day period,~~

~~f Flag and pennant special event signage may be authorized to be placed in the public rights of way, provided, that placement in the public rights of way does not constitute a traffic safety or pedestrian safety hazard and does not create nonconformance to the Americans with Disabilities Act,~~

~~g Flag and pennant special event signage may be authorized to be placed in on-site landscape areas and off site on another private parcel of land that does not contain the business or service being advertised, provided, that placement in on-site landscape areas does not impede sight distance and that off-site placement on another property has received prior property owner authorization~~

~~2 Banners may be allowed in the RO, RO-H, CN, C-1, C-2, C-3, DUC, BP, LF, M-1, M-2 and EP and the nonresidential used properties in the Terrace View District and the PUD Lakeland Hills South, subject to obtainment of temporary sign permit authorization from the city and compliance with the following~~

~~a_c The area of any single banner used by a single business on a site shall not exceed 32 square feet, provided, that banners crossing roadways as approved by the city shall not exceed 120 square feet~~

~~b For multitenant buildings and/or multibusiness complexes, each business shall be authorized to have a banner, provided, that the size of each banner shall be limited to maximum of 32 square feet, provided, that banners crossing roadways as approved by the city shall not exceed 120 square feet~~

~~c Banners as authorized herein shall not have the following~~

~~i Illumination of any kind,~~

~~ii Strobing or blinking or flashing lights,~~

~~iii Electrical animation,~~

~~iv Changeable reader copy, electronic or manual~~

~~d Banner signage shall not exceed the maximum height limitations of the underlying zoning district~~

~~e Banners may have spinning elements attached to them including but not limited to flags or pennants or balloons or windsocks attached to them, provided, that they do not at any time constitute a traffic safety or pedestrian safety hazard~~

~~f Banners may be authorized to be placed in the public rights of way, provided, that placement in the public rights of way does not constitute a traffic safety or pedestrian safety hazard or does not create nonconformance to the Americans with Disabilities Act~~

~~g Banners may be authorized to be placed in on-site landscape areas and off site on another private parcel of land that does not contain the business or~~

~~service being advertised, provided, that placement in on-site landscape areas does not impede sight distance and that off-site placement on another property has received prior property owner authorization-~~

3 Signs which are placed upon or within a window and which are intended to be viewed from the right-of-way shall not exceed 50 percent of the window area.

4 Permits are not required, except that signs exceeding the allowable size and time duration must receive a permit issued by the planning, building and community director if special circumstances exist that warrant the additional signage

C Civic Events Street banners may be permitted subject to approval and installation in accordance with rules and procedures established by the city of Auburn public works department

D Sign Lighting Provisions

1 All lighting shall be arranged to reflect away from any residential zone No person shall construct, establish, create or maintain any stationary exterior lighting or illumination system or any interior system which is intended to be viewed from a street, highway or other public thoroughfare used for vehicular traffic which system contains or utilizes

a Any exposed incandescent lamp with wattage in excess of 25 watts,

b Any exposed incandescent lamp with a metallic reflector,

c Any exposed incandescent lamp with an external reflector,

d Any revolving beacon light,

e Any continuous or sequential flashing operation, except as allowed for changing message center signs in subsection F of this section.

2 The provisions of subsection (D)(1) of this section shall not apply to

a Lighting systems owned or controlled by any public agency for the purpose of directing or controlling navigation, traffic, or highway or street illumination,

b Aircraft warning lights

E Construction Provisions, Sight Distance, Exposed Angle Iron and Wire

1 Each sign shall be adequately constructed in accordance with the requirements of the International Building Code, as amended,

2 Signs containing electrical circuitry shall meet the requirements of the National Electrical Code and all state laws, and shall include an approved testing lab sticker,

3 Signs must meet vehicular sight distance requirements established by the city engineer pursuant to the city of Auburn engineering design standards,

4 When a projecting sign is used, no angle irons, guy wires or braces shall be visible, except those that are an integral part of the overall design, such as decorative metals or woods, or unless they are required for safety

F Changing Message Center Signs Where permitted under this chapter, changing message center signs shall comply with the following requirements, provided, that changing message center signs that only display time and

temperature or similar public service information shall be exempt from these requirements-

1 Where Allowed Changing message center signs shall only be allowed in the I, P-1, C-1, C-2, DUC, C-3, M-1 and M-2 zones

a In the I and C-1 zones, changing message center signs shall only be allowed on frontages along a collector, minor or principal arterial street

b In the I zone, no changing message center sign shall operate between the hours of 10 00 p m and 6 00 a m

c In the DUC zone, changing message center signs shall only be allowed when located adjacent and oriented to Auburn Way North/Auburn Way South street frontages (For other sign standards for the DUC zone, see ACC 18 29 060(I))

2 Number No more than one changing message center sign per street frontage shall be permitted on each property

3 Sign Face Area Except in the I and P-1 zones, the changing message center shall not constitute more than 75 percent of a sign's total sign face area

4 Display

a The display of the sign shall not change more rapidly than once every one and one-half seconds

b No scrolling message shall require more than five seconds to be displayed in its entirety

5 Light Levels

a Changing message center signs shall have installed ambient light monitors and shall at all times allow such monitors to automatically adjust the brightness level of the sign based on ambient light conditions

b At no time shall a changing message center sign be operated at a brightness level greater than the manufacturer's recommended levels

c All lighting shall be arranged to reflect away from any residential zone The director shall have the authority to require a sign permit application to include information to ensure the intent of this requirement is met

d The brightness level shall not exceed 8,000 nits when measured from the sign's face at its maximum brightness during daylight hours and 500 nits when measured from the sign's face at its maximum brightness between dusk and dawn

6 On-Premises Advertising Only Changing message center signs shall only advertise on-premises products and services, or display public service messages or messages on behalf of not-for-profit organizations

7 Additional Requirements A copy of the manufacturer's operating manual shall be provided to the city upon request

8 Amortization All changing message center signs that do not comply with the requirements of subsections (F)(4) and (5) of this section shall be brought into compliance with those requirements by April 1, 2009

G Change of Copy The holder of a permit, for the duration thereof, shall have the right to change the advertising copy on the structure or sign for which the permit was issued without being required to pay any additional fees

H Exemptions Unless otherwise specified or unless expressly prohibited, it is not the intent of this chapter to regulate the following signs

- 1 The flag of a government or noncommercial institutions such as schools, with the poles treated as structures,
- 2 Official public notices, official court notices,
- 3 Incidental signs (see ACC 18 56 020(O), definitions),
- 4 Signs not visible from public right-of-way,
- 5 Lettering or symbols painted directly onto or flush-mounted magnetically onto an operable vehicle,
- 6 Painting, repainting, cleaning, repairing, and other normal maintenance unless structural or electrical changes are made,
- 7 Religious symbols not attached to a permitted sign,
- 8 Memorial signs or tablets, names of buildings, dates of erection and the like, which are incorporated into the building material and facade,
- 9 Signs required by law, traffic or pedestrian control signs, signs indicating scenic or historic points of interest, which are erected by or on the order of a public officer in the performance of his or her public duty,
- 10 Sculptures, fountains, mosaics, and design features which do not incorporate advertising or identification,
- 11 Temporary signs limited exclusively to noncommercial speech

~~I Portable signs shall be allowed in the RO, RO H, CN, C 1, C 3, BP, LF, M-1, M-2 and EP and the nonresidential used properties in the Terrace View District and the PUD-Lakeland Hills South subject to obtainment of temporary sign permit authorization from the city and compliance with the following as applicable-~~

~~1 For single tenant buildings and/or sites, one portable sign shall be allowed per building or property frontage, as applicable-~~

~~2 Each business in a multitenant building and/or multibuilding complex shall be limited to a maximum of one portable sign-~~

~~3 For multitenant buildings and/or multibuilding complexes that propose to place one or more portable signs within the on-site landscaped area at the intersection of two public or private streets or at a driveway intersection with a public or private street, compliance to the city's minimum sight distance requirements shall be maintained at all times-~~

~~4 For multitenant buildings and/or multibuilding complexes that propose to place one or more portable signs along the property street frontage of a public or private street, the total number of allowable portable signs along said frontage shall be limited as follows to reduce the visual and aesthetic impact to the city-~~

~~a Zero through 25 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of three signs at any given time-~~

~~b Twenty six through 50 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of four signs at any given time-~~

~~c Fifty-one through 75 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of five signs at any given time-~~

~~d Seventy-six through 100 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of six signs at any given time-~~

~~e One hundred one through 125 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of seven signs at any given time-~~

~~f One hundred twenty-six through 150 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of eight signs at any given time-~~

~~g One hundred fifty-one through 175 lineal feet of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of nine signs at any given time-~~

~~h One hundred seventy-six lineal feet and greater of public or private street frontage equals one portable sign every three lineal feet of street frontage up to a maximum of 10 signs at any given time-~~

~~i The planning director shall have the discretionary authority to authorize additional portable signs along a public or private street frontage when in his or her determination such allowance will not substantively impact the visual and/or aesthetic impact to the city and such allowance is warranted by physical site conditions or economic or business considerations or other factors as deemed reasonable by the planning director-~~

~~5 Portable signs shall not be located in one or more existing parking spaces on a development site-~~

~~6 Portable signs as authorized herein shall not have the following-~~

~~a Illumination of any kind;~~

~~b Strobing or blinking or flashing lights;~~

~~c Electrical animation;~~

~~d Changeable reader copy, electronic or manual-~~

~~7 Portable signs may have spinning elements including but not limited to flags or pennants or balloons or windsocks attached to them, provided, that they do not at any time constitute a traffic safety or pedestrian safety hazard-~~

~~8 Portable signs advertising a business or service not located on the same site shall be allowed to be located off site from the business or service being advertised, provided, that prior property owner authorization has been obtained by said business operator or service provider-~~

~~9 Each portable sign shall have a maximum total sign size of 36 inches in height and 30 inches in width and be limited to two faces-~~

~~10 Portable signs shall be allowed in the public right-of-way, provided, that any and all signs are not placed within vehicle travel lanes or improved/unimproved vehicle shoulder areas or bicycle lanes, are not placed in front of or block access to marked bus transit stops, do not interfere with or~~

~~impede pedestrian traffic or crossings and do not create nonconformance to the Americans with Disabilities Act~~

~~J Off premises directional signs shall be allowed in the RO, RO-H, CN, C-1, C-2, C-3, DUC, BP, LF, M-1, M-2 and EP, and the nonresidential used properties in the Terrace View District and the PUD Lakeland Hills South subject to obtainment of temporary sign permit authorization from the city and compliance with the following as applicable-~~

~~1 Off premises directional signs as authorized herein shall not have the following-~~

- ~~a Illumination of any kind,~~
- ~~b Strobing or blinking or flashing lights,~~
- ~~c Electrical animation,~~
- ~~d Changeable reader copy, electronic or manual~~

~~2 Off premises directional signs may have spinning elements including but not limited to flags or pennants or balloons or windsocks attached to them, provided, that they do not at any time constitute a traffic safety or pedestrian safety hazard-~~

~~3 Off premises directional signs may be authorized to be placed in the public rights of way, provided, that placement in the public rights of way does not constitute a traffic safety or pedestrian safety hazard and does not create nonconformance to the Americans with Disabilities Act-~~

~~4 Off premises directional signs may be authorized to be placed in on-site landscape areas, or off site on another private parcel of land that does not contain the business or service being advertised, provided, that placement in on-site landscape areas does not impede sight distance and that off-site placement on another property has received prior property owner authorization-~~

~~5 Off premises directional signs shall not be located in one or more existing parking spaces on a development site-~~

~~6 Off premises directional signs shall have a maximum sign face area of 12 inches by 24 inches and a total height of 42 inches inclusive of any wood, metal, plastic or other support and a maximum of two sign faces-~~

~~K Prohibited Signs From and after the effective date of the ordinance codified in this chapter, it shall be unlawful for any person to erect or place within the city, except as otherwise authorized~~

~~1 A swinging projecting sign,~~

~~2 Portable signs, except as permitted by ACC 18 56 025 (Real estate signs,) and 18 56 040(E) (C-2 Zoning District) and subsections (I)(1) through (10) of this section,)~~

~~3 Banners, pennants, ribbons, streamers, spinners, rotating or blinking lights, strings of lights, or similar devices, except as permitted by subsection B of this section (Temporary Signs),~~

~~4 Flashing signs, except as permitted in subsection D of this section (Sign Lighting Provisions),~~

~~5 Changing message center signs, except as allowed in the I, P-1, C-1, C-2, C-3, M-1 and M-2 zones,~~

6 Signs attached to, or placed on, a vehicle or trailer parked on private or public property that is not associated with the business advertised on said sign(s) This provision is not to be construed as prohibiting the identification of a firm or its principal products on a vehicle used in the normal course of business This does not include automobile for sale signs or signs attached to franchised buses or taxis,

7 Private signs placed in or on a public right-of-way, except for as expressly permitted by this chapter,

8 Any sign which constitutes a traffic hazard or detriment to traffic safety by reason of its size, location, movement, coloring, or method of illumination, or by obstructing the vision of drivers, or detracting from the visibility of any official traffic control device by diverting or tending to divert the attention of drivers of moving vehicles from traffic movement on streets, roads, intersections, or access facilities No sign shall be erected so that it obstructs the vision of pedestrians by glare or method of illumination or constitutes a hazard to traffic No sign may use words, phrases, symbols or characters in such a manner as to interfere with, mislead, or confuse traffic,

9 Any sign or advertising structure or supporting structure that is torn, damaged, defaced or destroyed,

10 Signs attached to poles installed by governmental agencies, utility poles, trees, rocks or other natural features,

11 Signs attached to benches, garbage cans, or other street furniture located within the public right-of-way,

12 Rotating signs,

13 Billboards,

14 Any sign which does not structurally or materially conform to the requirements of the city's adopted International Building Code

EJ Nonconforming Signs Permanent signs established legally prior to the adoption of the ordinance codified in this chapter that do not conform to the regulations of this chapter with regard to number, size, height or location shall be allowed to remain as legal nonconforming signs except as follows

1 Whenever a new building replaces the principal building

2 When there is an expansion of an existing building, the requirements of this section shall apply only if there is an increase in floor area of 25 percent or more (including the cumulative increase of previous expansions after the effective date of the ordinance amending this section)

3 Whenever a nonconforming use is replaced by a conforming use, the requirements of this section shall apply in full to the new use if and only if there is a change in required signage due to the zoning district

4 Any sign, including the sign structure, now or hereafter existing which no longer advertises a bona fide business conducted or a product sold Such sign(s) shall be taken down and removed by the owner, agent or person having the beneficial use of the land, building or structure upon which such sign may be found within 90 days after written notification from the building official

MK Master Sign Plans Authorized The planning, building and community director has the authority to require a master sign plan to ensure a consistent and coordinated signage scheme for development proposals. In approving master sign plans under the provisions of this subsection, the director has the authority to approve signage schemes that allow for signs greater in area and height than allowed in the particular zone in which the development is located when a coordinated signage scheme is used. Master signage plans shall be recorded.

NL Maintenance and Safety All permanent, temporary and portable signs and components thereof must be maintained in good repair and in a safe, neat, clean and attractive condition. Failure to maintain a sign(s) in accordance with this subsection shall be subject to the code compliance provisions of the Auburn City Code.

(Ord 6501 §§ 5, 6, 2014, Ord 6459 § 1, 2013, Ord 6406 § 1, 2012, Ord 6403 §§ 5, 6, 2012, Ord 6363 § 5, 2011, Ord 6360 § 2, 2011, Ord 6353 § 6, 2011, Ord 6327 § 6, 2010, Ord 6287 § 2, 2010, Ord 6263 § 6, 2009, Ord 6166 § 2, 2008, Ord 5993 § 1, 2006, Ord 5342 § 2, 2000, Ord 4705 § 2, 1994, Ord 4229 § 2, 1987)

Section 7. Extension of Time. In its deliberations on the text of Ordinance No 6263, the City of Auburn Planning Commission considered and recommended to the City Council that the Council consider up to two six-month extensions of the provisions of this Ordinance, should economic conditions warrant such extensions. The Planning Commission acknowledged that the extension of time is procedural and that no further Planning Commission action is required before City Council enactment of such extensions. The only changes in the text of this Ordinance from the text of Ordinance Numbers 6263, 6327, 6353 6403 and 6501, and this Ordinance Number 6591, are the changes in the effective dates set forth therein.

Section 8. Implementation. The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation.

Section 9. Severability. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph,

subdivision, section or portion of this ordinance, or the invalidity of the application thereof to any person or circumstance shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances

Section 10. Effective date. This Ordinance, amending the effective dates of Ordinance No 6501, shall take effect and be in force five days from and after its passage, approval and publication as provided by law, with individual code sections being effective as indicated herein

FIRST READING _____
SECOND READING _____
PASSED _____
APPROVED _____

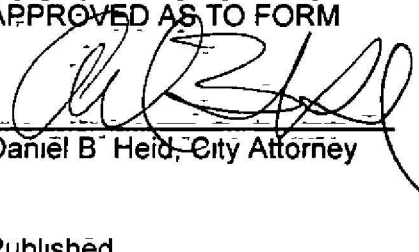
CITY OF AUBURN

ATTEST

NANCY BACKUS
MAYOR

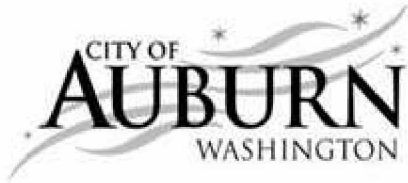
Danielle E. Daskam, City Clerk

APPROVED AS TO FORM



Daniel B. Heid, City Attorney

Published _____



AGENDA BILL APPROVAL FORM

Agenda Subject:

Ordinance No. 6594, First Reading

Date:

March 29, 2016

Department:

Administration

Attachments:

[Ordinance No. 6594](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council adopt Ordinance No. 6594.

Background Summary:

The ordinance authorizes the expansion of the number of members on the Junior City Council from nine to eighteen; nine members and nine alternates. Adding members to the Junior City Council will assure a quorum at every meeting, which will increase productivity. Two members from each middle school and high school will be represented on the Junior City Council, with one being a member and the other being an alternate. The difference between a member and an alternate is alternates do not vote on issues, but they still participate in all activities as members. Expanding the membership of the Junior City Council will give more students the opportunity to learn leadership skills, improve their chances for scholarships and be involved in the Auburn community.

Reviewed by Council Committees:**Councilmember:****Staff:**

Hinman

Meeting Date: April 4, 2016

Item Number: ORD.D

ORDINANCE NO. 6 5 9 4

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF AUBURN, WASHINGTON, AMENDING
SECTIONS 2.07.040, 2.07.050, 2.07.060, 2.07.070,
2.07.080 OF THE AUBURN CITY CODE RELATING
TO THE COMPOSITION OF THE AUBURN JUNIOR
CITY COUNCIL

WHEREAS, the youth of the City of Auburn are a valuable resource for the future of the City, the State and the Country; and

WHEREAS, on January 22, 2013, the Auburn City Council adopted Ordinance No. 6441, creating a new Chapter 2.07 of the Auburn City Code relating to the Auburn Junior City Council; and

WHEREAS, the Auburn Junior City Council recommends amending sections of Chapter 2.07 relating to membership and voting to broaden membership opportunities and enhance operation of the Junior City Council.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, DO ORDAIN as follows:

Section 1. Amendment to City Code. That section 2.07.040 of the Auburn City Code be, and the same hereby is, amended to read as follows:

2.07.040 Membership.

A. The Auburn junior city council shall consist of nine members and nine alternate members. The members and the alternate members shall be appointed by the mayor, and confirmed by the city council from among students who have been nominated by the principals of the schools that they attend, with input from their teachers and counselors. The nomination of members and alternates shall be based upon consideration of criteria including: interest in government, positive participation in civics classes, academic accomplishments, involvement in school and community activities and other factors that identify a prospective member as a valuable contributor to the Auburn junior city council. Those considering prospective members, making nominations and appointing or confirming members to the junior city council shall endeavor to include diverse members of

the city's population, including one or more representatives of the Muckleshoot Indian tribe.

B. In the process of nominating members and alternate members to the junior city council, those nominating such members shall strive to seek representation of various schools, and to the extent reasonably possible, assemble a slate consisting of ~~eight members, one each~~ a member and an alternate from each of the four high schools and the four middle schools, and one member and alternate member at large, or such other strategy representing various schools so that their membership represents a diverse cross section of the student population of middle schools and high schools in the city.

C. All students on the junior city council shall be residents of the city of Auburn, and shall be residents of the city during their entire term of office. If a student is a resident of the city of Auburn but attends a school located outside the city, e.g., Thomas Jefferson High School, such student would be eligible to participate on the junior city council, if selected.

D. The junior council members and alternate members shall serve without compensation.

E. Each member and alternate member shall serve a term of two years. The mayor and city council shall annually solicit nomination from the school principals, and appoint and confirm new members and alternates to fill the expiring terms on the Auburn junior city council. The city council may remove an Auburn junior city council member or alternate member at any time if the city council determines that member is not fulfilling his or her responsibilities to the satisfaction of the city council. Members and alternate members of the junior city council who fail to attend two consecutive regular meetings of the junior city council without being excused by the chairperson, or excused by a majority of the membership of the junior city council, shall forfeit their positions on and be removed from the junior city council.

F. In the event of a vacancy on the junior city council, an alternate member who attends the same school as the vacating member shall be appointed to fill the unexpired term of the vacating member. The mayor shall appoint, subject to confirmation by the city council, the alternate member to replace the vacating member. If an alternate is unavailable, unwilling, or unsuitable, as determined by the mayor, to fill the vacancy, the mayor and city council shall solicit nominations from the school principals and shall appoint and confirm a new member to fill the unexpired term of that Auburn junior city council member; provided, that the junior city council may also nominate members to fill the unexpired term vacancies. Unless the appointed replacement member is replacing the at-large member of the junior city council, the appointed replacement member shall be from the same school as the member being replaced. Notice must be made to that school to solicit applications and nominations for the position to be refilled at least 30 days before the appointment is intended to be made. A vacancy in an alternate member position shall not be filled until the expiration of the term of the position.

G. All members of the Auburn junior city council shall serve until the mayor appoints alternate members to fill their positions or their successors are duly appointed by the city council.

H. The members will elect a chairperson from among themselves. The chairperson will be elected annually at the first meeting following the beginning of the school year. The chairperson will be allowed to vote on all matters.

I. A quorum of the junior city council shall consist of at least five members, including alternate members appointed to serve for an absent or disqualified member, and a minimum of five members must be present to vote on matters. Members who are aware that they will be unavailable or unable to attend a meeting shall notify the mayor's office. If a member is absent at the time the chairperson calls roll at a meeting, the deputy mayor, or the chairperson if the deputy mayor is absent, may appoint an alternate member in attendance at the meeting to serve as a member and to vote. The alternate member shall serve as a member until adjournment of the meeting.

J. The deputy mayor or designee shall serve as liaison to the junior city council, participating as a nonvoting member of the junior city council, to encourage and counsel the members of the junior city council in connection with their duties as members of the junior city council.

(Ord. 6441 § 1, 2013.)

Section 2. Amendment to City Code. That section 2.07.050 of

the Auburn City Code be and the same hereby is amended to read as follows:

2.07.050 Term of office.

A. The term of office for the members and alternate members of the junior city council shall be two years. Members and alternate members shall be students during their entire term. Middle school students shall be selected for two-year terms from seventh grade classes, so they can fulfill their full terms while attending the same school. High school students shall be selected for two-year terms from ninth, tenth or eleventh grade classes, so they can fulfill their full terms while attending the same school.

B. Terms of office shall run from September of the first year of appointment through August of the second year of appointment; provided, that for the initial appointees to the junior city council, five of the members shall be appointed for terms commencing upon appointment and confirmation, and expiring at the end of August of the following year; and four of the members shall be appointed for terms commencing upon appointment and confirmation, and expiring at the end of August of that same year. Thereafter, members shall be appointed in staggered terms for the full two years, commencing with the expiration of the term of those they succeed.

C. An additional two-year term for members and alternate members of the junior city council may be allowed so long as the member will be a student during the entire additional term.

(Ord. 6441 § 1, 2013.)

Section 3. Amendment to City Code. That section 2.07.060 of the Auburn City Code be and the same hereby is amended to read as follows:

2.07.060 Responsibilities.

- A. The Auburn junior city council shall be responsible for:
1. Holding regular public meetings at least once a month, pursuant to a regular agenda, and to keep a written record of its proceedings which shall be a public record, all in accordance with state law;
 2. Serving as youth advisors to the city council and the city council's various boards, commissions and task forces;
 3. Adopting bylaws for the regular operation of the junior council;
 4. Providing outreach to the community in an effort to place youth issues before our citizens in a positive manner; and
 5. Forwarding to the city council copies of the minutes of its meetings and reporting to the city council as requested and/or as appropriate, to be delivered along with an oral report by the deputy mayor or designee describing the junior city council meetings and activities.
- B. Members and alternate members of the junior city council are encouraged to attend meetings of the city council as well as meetings of the various boards and commissions of the city.

(Ord. 6441 § 1, 2013.)

Section 4. Amendment to City Code. That section 2.07.070 of the Auburn City Code be and the same hereby is amended to read as follows:

2.07.070 Meetings.

- A. The regular meetings of the junior city council shall be held once per month at a regularly scheduled date and time, and shall be held in the Auburn city council chambers at City Hall.
- B. The chairperson shall preside over the meetings of the junior city council. In the absence of the chairperson at a meeting, the members of the junior city council shall select a member of the junior city council to preside over such meeting.
- C. All meetings of the junior city council shall be open to the public, except as provided by law.
- D. In the meetings of the junior city council there shall be the opportunity for public comment. Such public comment shall usually be limited to three minutes per person; provided, that the chairperson may, in his/her discretion, allow more time.

E. Members of the junior city council shall display mutual courtesy, patience and appropriate behavior in all meetings of the junior city council, and in any interactions with city staff.

F. Robert's Rules of Order, Newly Revised Edition, shall be used as the basis for parliamentary procedure at all meetings of the Auburn junior city council and any of its subcommittees.

G. Any action taken by the junior city council shall be reduced to writing and shall be forwarded to the Auburn city council, via appropriate city staff. H. Alternate members to the junior city council shall act as members of the council for all purposes except they may not vote, unless appointed to serve in the place of an absent member. Alternate members are required to attend all council meetings, unless excused.

(Ord. 6441 § 1, 2013.)

Section 5. Amendment to City Code. That section 2.07.080 of the Auburn City Code be and the same hereby is amended to read as follows:

2.07.080 Subcommittee structure.

A. The junior city council may informally divide its members into subcommittees to consider different topics of interest, or into subcommittees that it deems helpful to its tasks.

B. The subcommittees will meet on an as-needed basis.

C. The subcommittees shall consist of at least three members of the junior city council, but shall consist of less than a quorum of the junior city council (less than five members). If a member is absent from a committee meeting, the present members may appoint an alternate member in attendance to serve as a committee member and to cast a vote. Once the committee meeting is commenced, the alternate member shall serve as a committee member until adjournment of the meeting.

D. Any discussions or recommendations of any subcommittees shall be communicated to and shared with the full junior city council.

E. The subcommittees shall not constitute legislative or agency bodies so as to trigger the requirement that the subcommittees comply with the Washington State Open Public Meetings Act (Chapter 42.30 RCW).

Section 6. Implementation. The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation.

Section 7. Severability. The provisions of this ordinance are declared to be separate and severable. The invalidity of any clause, sentence, paragraph, section or portion of this ordinance, or the invalidity of the application thereof to any person or circumstance shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances.

Section 8. Effective date. This Ordinance shall take effect and be in force five days from and after its passage, approval and publication as provided by law.

FIRST READING: _____

SECOND READING: _____

PASSED: _____

APPROVED: _____

CITY OF AUBURN

NANCY BACKUS, MAYOR

ATTEST:

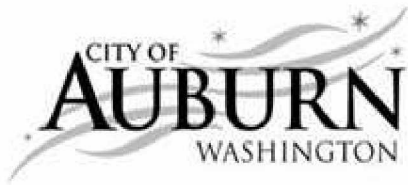
Danielle E. Daskam, City Clerk

APPROVED AS TO FORM:



Daniel B. Heid, City Attorney

Published: _____



AGENDA BILL APPROVAL FORM

Agenda Subject:

Ordinance No. 6595, First Reading

Date:

March 30, 2016

Department:

City Attorney

Attachments:

[Ordinance No. 6595](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council adopt Ordinance No. 6595.

Background Summary:

On November 6, 2012, the voters of this state approved Initiative Measure No. 502 (I-502), which has since been codified within Chapters 69.50, 46.04, 46.20, 46.21 and 46.61 of the Revised Code of Washington (RCW). This Initiative did several things, including decriminalizing possession and use of certain amounts of marijuana and marijuana paraphernalia; and amending state laws pertaining to driving under the influence of intoxicants to include driving under the influence of marijuana. It also authorized promulgation of regulations and issuance of licenses by the Washington State Liquor Control Board ("WSLCB") for the production, processing and retailing of marijuana.

Section 4 (3) of I-502 allowed the Washington State Liquor and Cannabis Board (LCB) to license marijuana producers, processors and retailers to produce, process and sell usable marijuana and marijuana-infused products at facilities and outlets throughout the state. In these regards, section 13 of the initiative limited the number of retail outlets to be licensed in each county for the purpose of making usable marijuana and marijuana-infused products available for sale to adults twenty-one (21) years of age or over. Pursuant to the limitation in number of retail outlets of said Section 13, the (initial) limitation allocated to the City of Auburn was two (2) retail outlets businesses for the City of Auburn.

In order to assess how to respond to this changing legal environment, the Auburn City Council passed an initial moratorium, during which the City Council had the Auburn Planning Commission evaluate options and make recommendations to the city Council. Following a comprehensive review of the issues related to I-502 by the Planning Commission and the City Council, including public hearings, public forums and public work-shops, the Planning Commission recommended and the City Council adopted City of Auburn Ordinance No. 6525 on September 2, 2014, which relied on

the regulation and oversight by the State Liquor and Cannabis board to protect public health, safety and welfare. However, later, Second Engrossed Substitute House Bill 2136 and Senate Bill 5052, adopted following the 2015 state legislative session, revised state requirements for state marijuana regulations.

Thereafter, the LCB issued a letter on September 23, 2015, stating that the Board be allowing additional retail stores, increasing the number of stores beyond the initial limitation on the number of licensed retail stores. The LCB also advised that local jurisdictions may choose to promulgate rules or ordinances that address concerns about the increase in the number of retail stores.

The Auburn City Code did not currently have specific provisions addressing the number of allowed marijuana retail locations. However, the both in meeting with, and in subsequent correspondence from, the LCB, City staff continue to receive inconsistent and conflicting information about how, how many, where, and when retail licenses are issued. Based upon the history of lack of cooperation and lack of information and inconsistent information, it appears that the city of Auburn cannot depend upon information provided by the LCB, and that was the city of Auburn is very difficult position to evaluate or determine what it can do or should do with respect to marijuana related businesses. Essentially, based upon the fact that the LCB advised the city that it would not honor its moratorium, this puts the City of Auburn and its City Council in a tough position to determine how it can address its issues of concerns regarding proliferation of marijuana businesses. Accordingly, it is recommended that Ordinance Number 6595 be adopted to impose a ban of all marijuana businesses. That can certainly be changed down the road if the city Council receives clarification from the state, but that at least protects the city in terms of its concerns that are seemingly discounted or ignored by the LCB.

Reviewed by Council Committees:

Councilmember:

Staff: Heid

Meeting Date: April 4, 2016

Item Number: ORD.E

ORDINANCE NO. 6 5 9 5

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AMENDING SECTIONS 1 04 060, 5 10 040 AND 9 22 010 OF THE AUBURN CITY CODE, PROHIBITING PRODUCTION, PROCESSING AND RETAIL OUTLETS AND SALES OF MARIJUANA IN ALL ZONES OF THE CITY, AND TERMINATING THE MORATORIUM IMPLEMENTED PURSUANT TO RESOLUTION NO 5194, PASSED ON JANUARY 4, 2016, AS AMENDED BY RESOLUTION NO 5215, PASSED ON MARCH 14, 2016

WHEREAS, on November 6, 2012, the voters of the State of Washington approved Initiative Measure No 502 (I-502), now codified within Chapters 69 50, 46 04, 46 20, 46 21 and 46 61 of the Revised Code of Washington (RCW), which Initiative (a) decriminalized possession and use of certain amounts of marijuana and marijuana paraphernalia, (b) amended state laws pertaining to driving under the influence of intoxicants to include driving under the influence of marijuana, and (c) authorized promulgation of regulations and issuance of licenses by the Washington State Liquor Control Board ("WSLCB") for the production, processing and retailing of marijuana, and

WHEREAS, Section 4 (3) of I-502 allowed the Washington State Liquor and Cannabis Board (LCB) to license marijuana producers, processors and retailers to produce, process and sell usable marijuana and marijuana-infused products at facilities and outlets throughout the state, and

WHEREAS, Section 13 of I-502 limited the number of retail outlets to be licensed in each county for the purpose of making usable marijuana and marijuana-infused products available for sale to adults twenty-one (21) years of age or over, and

WHEREAS, pursuant to the limitation in number of retail outlets of said Section 13, the (initial) limitation allocated to the City of Auburn was two (2) retail outlets businesses for the City of Auburn, and

WHEREAS, following passage of an initial Moratorium (in Resolution No 4993) to review and evaluate local options regarding I-502, and following a comprehensive

Ordinance No 6595
March 24, 2016
Page 1 of 6

review of the issues related to I-502 by the Planning Commission and the City Council, including public hearings, public forums and public work-shops, the Planning Commission recommended and the City Council adopted City of Auburn Ordinance No 6525 on September 2, 2014, which relied on the regulation and oversight by the State Liquor and Cannabis board to protect public health, safety and welfare, and

WHEREAS, Second Engrossed Substitute House Bill 2136 and Senate Bill 5052, adopted following the 2015 state legislative session, revised state requirements for state marijuana regulations, and

WHEREAS, the LCB issued a letter on September 23, 2015, stating that the Board be allowing additional retail stores, increasing the number of stores beyond the initial limitation on the number of licensed retail stores, and

WHEREAS, the Liquor and Cannabis Board also advised that local jurisdictions may choose to promulgate rules or ordinances that address concerns about the increase in the number of retail stores, and

WHEREAS, the Auburn City Code did not currently have specific provisions addressing the number of allowed marijuana retail locations, and

WHEREAS, both in meeting with, and in subsequent correspondence from, the LCB, City staff continue to receive inconsistent and conflicting information about how, how many, where, and when retail licenses are issued, and

WHEREAS, based upon the history of lack of cooperation and lack of information and inconsistent information, it appears that the city of Auburn cannot depend upon information provided by the LCB, and that was the city of Auburn is very difficult position to evaluate or determine what it can do or should do with respect to marijuana related businesses, and

WHEREAS, the City Council finds and determines that this ordinance and the code amendments are in the best interests of residents of the City of Auburn and will promote the general health, safety and welfare, and should become effective immediately as an emergency measure

Ordinance No 6595
March 24, 2016
Page 2 of 6

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN,
WASHINGTON, DO ORDAIN as follows

Section 1 Recitals Adopted The City Council hereby adopts the recital clauses contained in this Ordinance as Findings of Fact or Conclusions, as may be appropriate given the context of each recital

Section 2 Amendment To City Code That Section 1 04 060 of the Auburn City Code be, and the same hereby is, amended to read as follows

1.04.060 Conflict of ordinances with state or federal law.

A All ordinances and city code provisions, and regulations therein, shall not be in conflict with all other regulations and/or requirements of state and federal law, insofar as not permitting or allowing any action, use or conduct which is in violation of or prohibited by any state or federal laws, regulations or codes. Any such provisions that cannot be implemented or enforced because of provisions of state or federal law, or that cannot be reconciled with any state or federal law, shall be deemed to be in conflict therewith. Any provisions of city ordinances or of the city code deemed by the city council to be in conflict with state or federal law shall be null and void. The provisions of this Section do not allow any action, use or conduct which is in violation of any local, state or federal laws, regulations, codes and/or ordinances, and the city is not authorized to permit, or license such action, use or conduct.

B Any action, use or conduct which is not permitted or allowed is prohibited. ~~It is provided, however, that the provisions of this Subsection B do not apply to any person or persons who has/have a valid, lawful license issued by the State of Washington to produce, process or sell marijuana, marijuana concentrates, usable marijuana and/or marijuana-infused products and is acting in full conformity with the requirements of the state of Washington related to such license pursuant to Sections 69.50.301 – 369 RCW, and Sections 314.55.005 – 540 WAC. In such instances, the State of Washington, not the city, is the permitting and licensing entity. It is provided, however, that this provision does not preclude the city from taking enforcement action in instances where conduct or activity that is licensed or permitted under Sections 69.50.301 – 369 RCW, and Sections 314.55.005 – 540 WAC occurs within the City of Auburn but is not in compliance with or violates the requirements of such state licensing or permitting. For the purposes of this Section only, the provisions of Sections 69.50.325 – 369 RCW, and Sections 314.55.515 – 535 WAC are hereby adopted by reference and incorporated herein.~~

C Notwithstanding any other provisions of the City Code, no action, activity, business or enterprise shall be allowed or permitted to be conducted within the City of Auburn that is in violation of state or federal law (Ord 6525 § 2, 2014, Ord 6416 § 3, 2012)

Section 3 Amendment To City Code That Section 5 10 040 of the Auburn City Code be, and the same hereby is, amended to read as follows

5.10.040 General business license required--Exception.

A Any person desiring to establish or conduct any business enterprise or undertaking as defined in ACC 5 10 020 within the corporate limits of the city, shall first apply to the business license clerk, as designated by the mayor, for a license to conduct such business and obtain such license as approved by the city. The application shall be upon a form furnished by the business license clerk on which the applicant shall state the business name, address, and telephone number, the nature of the business activity or activities in which the applicant desires to engage, the place where the business will be conducted, the number of employees, and the name of the contact person along with an address and telephone number, and the business identification number issued by the state of Washington, and the IRS letter testifying to nonprofit status or the copy of the application to the IRS.

B It is unlawful for any person to operate or physically conduct any business within the city without having first obtained a general business license for the current business year or portion thereof. The applicant for a business license required under this title shall be over the age of 18 years. If any person required to pay a license fee, by the terms and provisions of this chapter, for any period fails or refuses to do so, they shall not be granted a license for the current period until such delinquent license fee, together with penalties, has been paid in full.

C Specific businesses identified in Chapters 3 80, 3 84, 3 88, 5 20, 5 30, 5 84 ACC or elsewhere in this title or other titles of the Auburn City Code will be required to obtain an individual business license as otherwise indicated.

D Any business within the city jurisdiction on any project requiring a permit must have a business license.

~~E Exception to city business licensing requirement. A business license is not required by the city of any person or persons who has/have a valid, lawful license issued by the state of Washington to produce, process or sell marijuana, marijuana concentrates, usable marijuana and/or marijuana-infused products in conformity with the requirements of the state of Washington related to such license pursuant to Sections 69 50 301 -- 369 RCW, and Sections 314 55 005 -- 540 WAC (Ord 6525 § 3, 2014, Ord 5897 § 3, 2005, Ord 5814 § 2, 2004, Ord 5754 § 1, 2003, Ord 4012 § 2, 1984)~~

Section 4 Amendment To City Code That Section 9 22 010 of the Auburn City Code be, and the same hereby is, amended to read as follows

9.22.010 Marijuana prohibited.

A Except as authorized under United States Code (USC) Title 21 Controlled Substances Act, it is unlawful for any person or persons to grow, manufacture, process, deliver, or sell marijuana

B Except as authorized by the Revised Code of Washington, it is unlawful for any person to possess marijuana

C "Marijuana," also known as "marihuana" means all parts of the plant *Cannabis sativa* L , whether growing or not, the seeds thereof, the resins extracted from any part of the plant, and every compound, manufacture, salt, derivative, mixture, or preparation of such plant, its seeds or resin, and includes all marijuana concentrates, useable marijuana, and marijuana-infused products. Such term does not include the mature stalks of such plant, fiber produced from such stalks, oil or cake made from the seeds of such plant, any other compound, manufacture, salt, derivative, mixture, or preparation of such mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of such plant which is incapable of germination. D Violation of the provisions of this Section shall constitute a misdemeanor, punishable by imprisonment in jail for a maximum term fixed by the court of not more than ninety days, or by a fine in an amount fixed by the court of not more than one thousand dollars, or by both such imprisonment and fine. For the purposes of this Section only, the penalty provisions of Sections 69 50 325 – 369 RCW, and Sections 314-55-515 – 535 WAC are hereby adopted by reference and incorporated herein. (Ord 6525 § 4, 2014, Ord 6300 § 1, 2010, Ord 5682 § 1, 2002)

Section 5 Termination of Moratorium The Moratorium implemented pursuant to City of Auburn Resolution No 5194, passed on January 4, 2016, and amended by Resolution No 5215, passed on March 14, 2016, shall terminate upon the date this Ordinance becomes effective in accordance with the provisions of Section 8 below

Section 6 Implementation The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation

Ordinance No 6595
March 24, 2016
Page 5 of 6

Section 7 Severability The provisions of this ordinance are declared to be separate and severable The invalidity of any clause, sentence, paragraph, subdivision, section or portion of this ordinance, or the invalidity of the application thereof to any person or circumstance shall not affect the validity of the remainder of this ordinance, or the validity of its application to other persons or circumstances

Section 8 Effective Date The City Council finds and concludes that adopting this Ordinance is necessary for the immediate preservation of the public peace, health or safety, that the City Council declares that an emergency exists, and that this Ordinance, passed by a majority of the City Council plus one, shall take effect immediately

FIRST READING _____

SECOND READING _____

PASSED _____

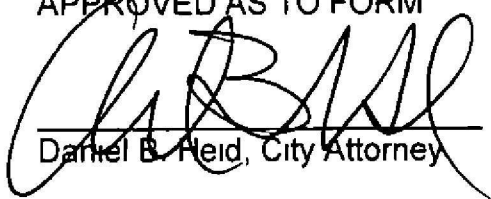
APPROVED _____

NANCY BACKUS, MAYOR

ATTEST

Danielle E Daskam, City Clerk

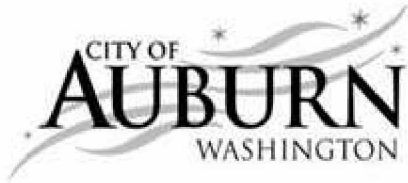
APPROVED AS TO FORM



Daniel B. Reid, City Attorney

PUBLISHED _____

Ordinance No 6595
March 24, 2016
Page 6 of 6



AGENDA BILL APPROVAL FORM

Agenda Subject:

Resolution No. 5216

Date:

March 30, 2016

Department:

Public Works

Attachments:

[Resolution No. 5216](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council adopt Resolution No. 5216.

Background Summary:

The following vehicle has been replaced and is no longer needed for municipal purposes. It is recommended that the vehicle be surplus and donated to the Auburn Food Bank.

2000 Dodge Ramp 1500 Truck VIN# 2B7HB11X3YK146417

Reviewed by Council Committees:**Councilmember:****Staff:**

Snyder

Meeting Date: April 4, 2016

Item Number: RES.A

RESOLUTION NO. 5 2 1 6

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF AUBURN, WASHINGTON DECLARING
CERTAIN PROPERTY SURPLUS AND
AUTHORIZING THEIR DISPOSAL**

WHEREAS, the City of Auburn owns a vehicle that has been replaced and is no longer needed for municipal purposes, and

WHEREAS, it would be appropriate to surplus the vehicle and dispose of it by donating it to the Auburn Food Bank

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON HEREBY RESOLVES as follows

Section 1 That the property identified below is declared to be surplus, and the Mayor is authorized to dispose of and convey such property through donation to the Auburn Food Bank

1 Dodge Ram 1500 Truck, VIN 2B7HB11X3YK146417

Section 2 That the Mayor is authorized to implement such administrative procedures as may be necessary to carry out the directives of this legislation

Section 3 That this Resolution shall take effect and be in full force upon passage and signatures hereon

Dated and Signed this _____ day of _____, 2016

CITY OF AUBURN

NANCY BACKUS

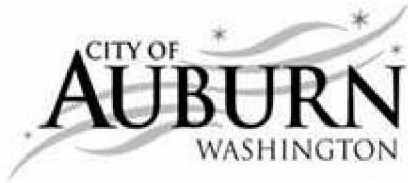
ATTEST

Danielle E Daskam, City Clerk

APPROVED AS TO FORM



Daniel B Heid, City Attorney



AGENDA BILL APPROVAL FORM

Agenda Subject:

Resolution No. 5221

Date:

March 29, 2016

Department:

Community Development &
Public Works

Attachments:

[Exhibit 1 - Vicinity Map](#)
[Resolution No. 5221](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council to adopt Resolution No. 5221.

Background Summary:

The Muckleshoot Indian Tribe has formally requested that Emerald Downs Drive NW to Ron Crockett Drive NW. Emerald Downs Drive NW is a private road that runs north south and connects 15th Street NW to 37th Street NW. It is the frontage road that runs parallel to the Emerald Downs race track and supporting parking lots and horse stables (shown on Exhibit 1 in red). While there are a number of parcels that abut Emerald Downs Drive NW, most do not have existing structures on them and therefore do not have an address assigned. There are 6 addresses that have been assigned along Emerald Downs Drive NW. All 6 have a physical and functional connection to the Emerald Downs race track operation and are therefore under the ownership of the Muckleshoot Indian Tribe who is making the request for a street name change and address change. Therefore, other than the Muckleshoot Indian Tribe, no other parties will experience an address change.

The procedures outlined in Auburn City Code 12.52 and 15.52 are being utilized for this street and address change. These procedures have been established for changes to public streets and address changes. Emerald Downs Drive NW is a private road, however, due to the absence of codified procedures for private road name changes, the procedures for a public road name change have been utilized. Pursuant to the procedures of ACC 12.52, a public notice has been sent to all property owners that abut Emerald Downs Drive NW (shown on Exhibit 1 in yellow). The public notice informs property owners of the proposed street name change described in Resolution 5221 and that the matter will be presented to City Council on April 4, 2016 followed by a public hearing. The public hearing was also advertised in the Seattle Times on March 24, 2016.

Reviewed by Council Committees:

Other: Legal, CD

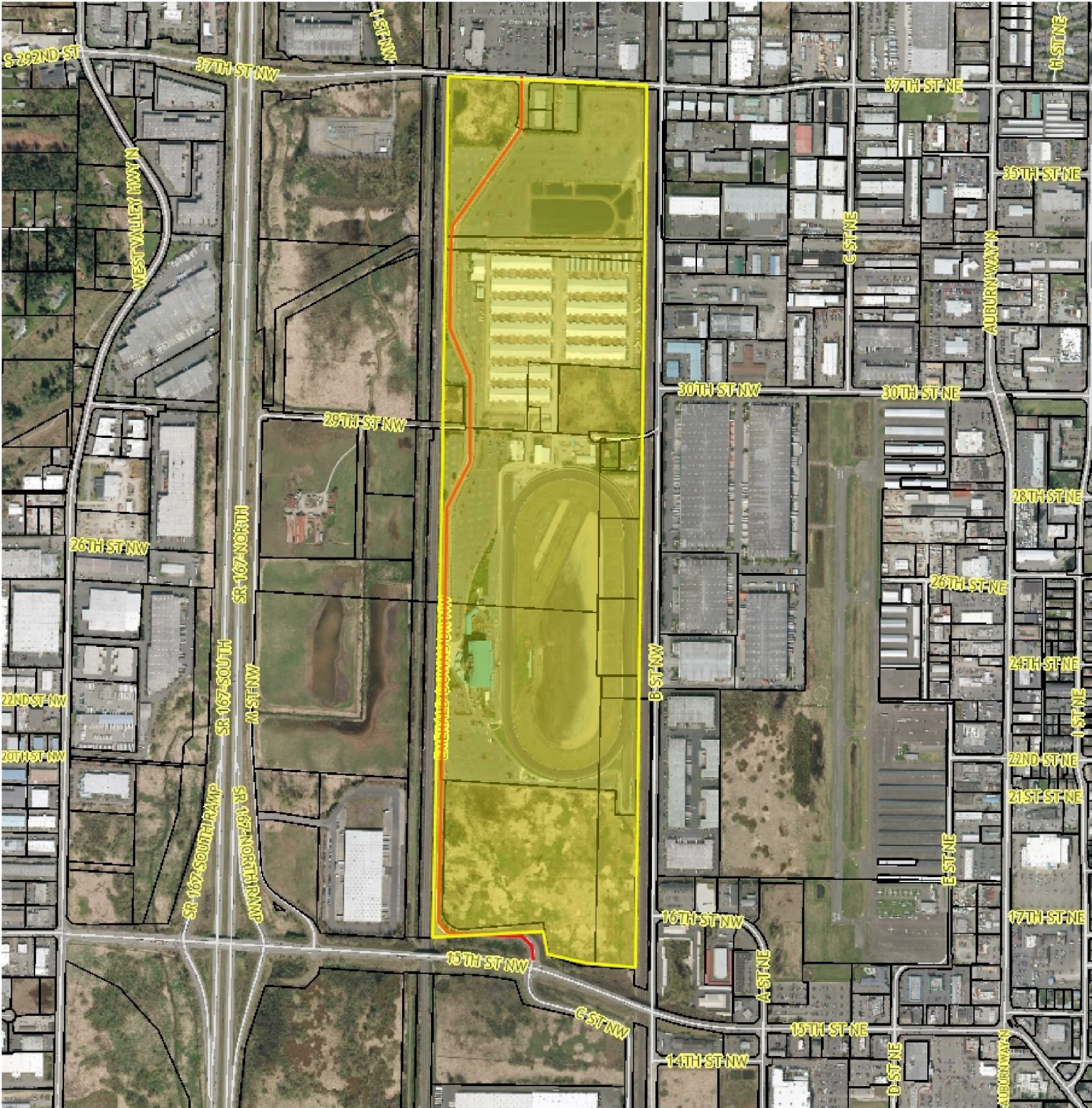
Councilmember:

Staff: Snyder

Meeting Date: April 4, 2016

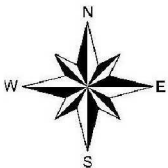
Item Number: RES.B

Emerald Downs Drive NW



Printed Date: 3/29/2016
Map Created by City of Auburn eGIS

Information shown is for general reference purposes only and does not necessarily represent exact geographic or cartographic data as mapped. The City of Auburn makes no warranty as to its accuracy.



RESOLUTION NO. 5 2 2 1

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, APPROVING THE CHANGE OF AN ASSIGNED STREET NAME FROM "EMERALD DOWNS DRIVE NW" TO "RON CROCKETT DRIVE NW"

WHEREAS, the owner of Emerald Downs, the Muckleshoot Indian Tribe, have requested permission to change the name of Emerald Downs Drive NW to Ron Crockett Drive NW, and

WHEREAS, Auburn City Code (ACC) Chapter 12 52 provides authority to City Council to change an assigned street name, and

WHEREAS, a street name change also has the effect of changing addresses that are addressed off of the subject street Auburn City Code (ACC) Chapter 15 52 concerning the assignment of specific building addresses provides authority to the Building Official to develop and administer the City's Addressing Policies, and

WHEREAS, the Building Official has reviewed and approved the requested address changes, and

WHEREAS, the Muckleshoot Indian Tribe is responsible for paying the cost of new road signs and wayfinding signage located within the City that currently references Emerald Downs Drive NW; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, HEREBY RESOLVES as follows

Section 1. That the name of the assigned street, Emerald Downs Drive NW, is renamed "Ron Crockett Drive NW" and the Mayor, or her designee, is hereby authorized to modify the addresses listed in the below table

Parcel Number	Previous Address	New Address
1580600150	3200 Emerald Downs Dr NW	3200 Ron Crockett Dr NW
1580600150	3220 Emerald Downs Dr NW	3220 Ron Crockett Dr NW
0121049020	2836 Emerald Downs Dr NW	2836 Ron Crockett Dr NW
0121049020	2832 Emerald Downs Dr NW	2832 Ron Crockett Dr NW
0121049020	2828 Emerald Downs Dr NW	2828 Ron Crockett Dr NW
1221049002	2300 Emerald Downs Dr NW	2300 Ron Crockett Dr NW

Section 2. That the Mayor, or her designee, shall provide written notification of the address changes to all pertinent governmental agencies such as the County Assessor Departments, the U S Postal Service, City Departments, Valley Regional Fire Authority, Puget Sound Energy, utility districts, telecommunication providers, mapping companies, and solid waste disposal purveyors, and is authorized to implement such other administrative procedures as may be necessary to carry out the directives of this legislation

Section 3. That this Resolution shall take effect and be in full force upon passage and signatures hereon

Dated and Signed this _____ day of _____, 2016

CITY OF AUBURN

NANCY BACKUS, MAYOR

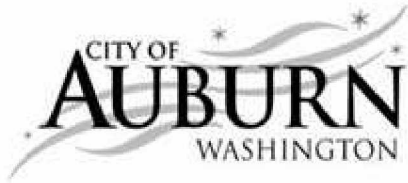
ATTEST

Danielle E Daskam, City Clerk

APPROVED AS TO FORM



Daniel B Heid, City Attorney



AGENDA BILL APPROVAL FORM

Agenda Subject:

Resolution No. 5225

Date:

March 30, 2016

Department:

Information Services

Attachments:

[Resolution No. 5225](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council adopt Resolution No. 5225.

Background Summary:

This is an agreement between Cartegraph and the City for professional services. Cartegraph will field collect pavement conditions on all roads within the City of Auburn and upload the data into OMS. This data will be used to guide decisions made about street conditions, projects and funding as it relates to both. The estimated start of this collection is June with a three month turn around on data.

Reviewed by Council Committees:**Councilmember:****Staff:**

Haugan

Meeting Date: April 4, 2016

Item Number: RES.C

RESOLUTION NO. 5 2 2 5

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
AUBURN, WASHINGTON, AUTHORIZING THE MAYOR
TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF
AUBURN AND CARTEGRAPH SYSTEMS, INC

WHEREAS, the City of Auburn wishes to secure operating systems with high quality and assurances of accurate data for engineering, inventory and maintenance program

WHEREAS, CarteGraph Systems, Inc provides technology solutions to governments in the areas of work management, compliance and permitting, citizen requests, transportation assets, utility assets, unique assets, workforce mobility, management dashboards, and mapping/GIS, as well as data conversion, database security, installation services, enterprise software integration, modifications, project management, and technical support services, and

WHEREAS, the City has previously utilized services of CarteGraph Systems Inc and wishes to continue utilizing the services provided by this company

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, HEREBY RESOLVES as follows

Section 1 That the Mayor is hereby authorized to execute an agreement between the City and CarteGraph Systems Inc , which agreement shall be in substantial conformity with the agreement attached hereto as Exhibit A and incorporated herein by this reference

Section 2 That the Mayor is authorized to implement such administrative procedures as may be necessary to carry out the directives of this legislation

Section 3 That this Resolution shall take effect and be in full force upon
passage and signatures hereon

Dated and Signed this _____ day of _____, 2016

CITY OF AUBURN

NANCY BACKUS, MAYOR

ATTEST

Danielle E Daskam, City Clerk

APPROVED AS TO FORM



Daniel B Heid, City Attorney

EXHIBIT "A"

Purchase Agreement

Cartegraph is pleased to present this Purchase Agreement for the implementation of world class technology solutions. This Purchase Agreement is made and entered into between City of Auburn (hereinafter referred to as "**Customer**") or "**Licensee**" and **Cartegraph Systems, Inc.** (hereinafter referred to as "**Cartegraph**") This Purchase Agreement is intended to supplement, clarify, and amend the Master Agreement previously executed between **Cartegraph** and **Customer**. In the case that any terms or conditions provided in the Master agreement differ from, are provided in more detail by, or are made irrelevant by the terms and conditions provided in this Purchase Agreement, the terms in this Purchase Agreement shall control. For all terms and conditions not addressed by this Purchase Agreement, the Master Agreement, #MA156 dated October 27, 2015 shall control.

Customer Bill To:	Customer Ship To.
Ashley Riggs City of Auburn 25 West Main Street Auburn, WA 98002 253-288-3149	Same

Investment Summary

Cartegraph's proposed fees for this project are included in the summary below.

Date: March 10, 2016

Purchase Agreement March 31, 2016
Expiration Date:

Purchase #PA242
Agreement
No

	Purchase Type	Qty	Unit Price	Total Price
YEAR 1				
DATA SERVICES				
Data Collection Services	Fixed Fee Service	1	\$62,500.00	\$62,500.00
TOTAL COST				\$62,500.00

Payment Terms and Conditions

In consideration for the Services and Products provided by **Cartegraph** to **Customer**, **Customer** agrees to pay **Cartegraph** Software Costs and Professional Service Fees in U S Dollars as described below

- 1 **Delivery.** Software Products shall be licensed upon acceptance of this Purchase Agreement. If applicable, Services will be scheduled and delivered upon your acceptance of this Purchase Agreement, which will be considered as your notification to proceed.
- 2 **Services Scheduling.** Customer agrees to work with **Cartegraph** to schedule Services in a timely manner. All undelivered Services shall expire 365 days from the signing of this Purchase Agreement.
- 3 **Data Services Invoicing:** Invoicing for the Data Services fee shall occur upon the execution of the Purchase Agreement and shall be invoiced as follows:
 - a **Installment 1 due upon commencement of pavement and/or street level mapping services** – 20% of pavement and/or street level mapping services, \$18,100.00
 - b **Installment 2 due upon field completion of pavement and/or street level mapping services** – 35% of pavement / street level mapping services \$19,425.00
 - c **Installment 3 due upon completion of AQ/QC Process for Collected Data** – 35% of pavement / street level mapping services, \$19,425.00
 - d **Installment 4 due upon final delivery of data** – 10% pavement and/or street level mapping services, \$5,550.00
- 4 **Expenses:** In providing the services included in this Purchase Agreement, **Cartegraph** shall be reimbursed for any reasonable out-of-pocket costs.
- 5 **Payment Terms:** All payments are due Net 30 days from date of invoice.

BY EXECUTING THIS PURCHASE AGREEMENT, CUSTOMER ACKNOWLEDGES THAT IT HAS REVIEWED THE TERMS, CONDITIONS, FEES AND CHARGES PROVIDED HEREIN AND IN THE MASTER AGREEMENT, AS WELL AS ANY OTHER EXHIBITS TO THE MASTER AGREEMENT, AND CUSTOMER AGREES TO BE LEGALLY BOUND BY EACH SUCH AGREEMENT.

Cartegraph Systems, Inc

By _____
(Signature)

Randy L. Skemp
(Type or print name)

Title Executive Vice President/CRO

Date _____

City of Auburn

By _____
(Signature)

(Type or print name)

Title _____

Date _____

Cartegraph Systems, Inc.

Addendum C - Data Services (Fee for Service)

The Fee for Service Data Services as listed in the *Investment Summary* of the Purchase Agreement are specific Cartegraph services which will be delivered to the Customer based on the descriptions below and any descriptions that may be found in the Purchase Agreement's Exhibits. Cartegraph will coordinate with the Customer on service delivery expectations and timeframes. This is an addendum to Customer's Master Agreement #MA156.

Cartegraph Data Collection Services – Scope of Work

Cartegraph Data Collection Services include the following

Project Initiation, Planning, and Management (\$7,000)

Project Orientation

The Cartegraph project manager will schedule a remote project orientation meeting with the customer project team. During this meeting the entire project team will review the proposed project work plan, including scope of work, budget, schedule, and deliverables. The meeting will include:

- Introduction of the project team and their respective responsibilities
- Review the scope of work
- Review the work plan and schedule including milestone dates for data review, delivery, and acceptance
- Review the proposed Quality Management Plan (QMP) and expectations
- Information Exchange – (gathering history, background, levels of service measures, decision making framework, and review/discuss all available information and data)
- Identification of the Customer's best practices on pavement/asset management. This component will provide an understanding of project success for both the Customer and Cartegraph team.
- Follow up documentation summarizing discussions and decisions. This may include meeting minutes, final work plan deliverables, and mutually agreed upon adjustments to scope and delivery timelines.

Quality Management Plan (QMP)

We strongly believe that partnering with our customers is the most effective approach to ensure the highest quality and assurance of data. In this regard, the QMP plan will lay out all the quality management responsibilities for this assignment so there is complete understanding of our work plan.

Key items include:

- Survey Procedures ~ methodology and survey manual specifications
- QA/QC Program ~ field calibration, data validation, and acceptance
- System/ Program/ Engineering ~ IT, program and engineering requirements
- Data Management ~ data transfer and delivery protocol

Regular Progress Updates

These monthly or bi-weekly updates will summarize and provide a status of the project progress. The progress updates may include the following:

- Survey Schedule and percentage (%) complete of the project
- Details of validation surveys completed during recent week including upcoming field schedules

- Major issues faced on field operation, and accidents or incidents that occurred, health and safety issues and traffic management and remedial measures taken to resolve these issues
- Quality control and assurance practices
- Data validation / control / acceptance measures

Executive Summary Report

The executive summary report will include a brief overview of the project activities, statistical outputs and achievements, delivery results, and any future recommendations for distributing to wider audience such as senior management or the general public

Pavement Management Program (PMP) Pavement Condition Assessment (\$55,500)

Pavement Surface Distress

- 1) Pavement inspection technicians will identify all required pavement distress data utilizing Cartograph's pavement inspection guidelines, the US Department of Transportation's Federal Highway Administration (FHWA) distress rating manual FHWA-RD-03-031, as well as, the American Society for Testing and Materials, ASTM Standard D 6433 -11

The evaluation of the pavement surface distress is always based on two components

- Severity is defined as 'How bad is the defect?' in terms of the measurement or degree of wear associated with the condition
- Extent refers to quantity/percentage or 'How much?' of the pavement sample area is affected by a particular distress

The identification of pavement surface distresses to calculate the pavement condition may include

Asphalt Concrete (AC) Rating System		
Distress Description	Extent Criterion	Severity Criterion
Patching (AC)	Area %	Condition
Corrugation & Shoving	Area %	Roughness
Weathering & Raveling	Area %	Appearance
Flushing & Bleeding	Area %	Appearance
Deformation & Distortions	Area %	Profile Deviation "
Progressive Edge Cracking	Length	Width "
Alligator Cracking	Area %	Crack Width "
Potholes (AC)	Count/Area	Width "/Depth"
Map (Block) Cracking	Area %	Crack Width "
Longitudinal Cracking	Crack length '	Crack Width "
Transverse Cracks	Crack length '	Crack Width "
Wheel Track Rutting	Area %	Rut Depth "

Portland Cement Concrete (PCC) Rating System		
Distress Description	Extent Criterion	Severity Criterion
Patching	% / Slab Count	Condition
Scaling	% / Slab Count	Surface Peeling
Polished Aggregate	% / Slab Count	Appearance
Blow up / Buckling	% / Slab Count	Profile Deviation "
Corner/Durability Cracking	% / Slab Count	Crack Width "
Coarse Aggregate Loss	% / Slab Count	Pocked Areas
Popouts	% / Slab Count	Width "/Depth"
Joint Sealant Loss	Joints / Sample	Exposed Sealant %
Linear Cracking	Crack / Sample	Crack Width "
Punchouts	% / Slab Count	Crack Width "
Joint/ Corner Spalling	Joints / Sample	Crack Progress "
Joint Faulting/Stepping	Joints / Sample	Displacement "

Field Verification – Roadway Network

Additional information that is collected and verified during the pavement condition survey includes, length of the section, roadway surface type, number of travel lanes, and one way or divided roadways) A short report highlighting the collected data elements from the field survey will be provided to the agency team for their review Upon authorization and validation by the agency, any corrected and/or updated values will be inserted into the final roadway network database

Pavement Roughness Profile Survey

Pavement smoothness is a key factor in determining roadway user satisfaction. To adequately represent drivers' opinions of roadway conditions, Cartegraph uses a laser road profiling device to measure roughness or ride quality.

Cartegraph's laser roadway profiling device meets the Class 1 ASTM E 950-98 designation for measuring the longitudinal profile of traveled surfaces. The results of our Class 1 laser precision profilers produce what is called an International Roughness Index (IRI). Since its introduction in 1986, IRI has become the road roughness index most commonly used worldwide for evaluating and managing road systems and is required for data provided to the United States Department of Transportation's Federal Highway Administration (FHWA).

Pavement Management Program (PMP) Optimization & Deployment

PMP - Pavement Condition Data Load

All required pavement condition data will be loaded into the PMP by the Cartegraph team. Upon receiving the program data from Cartegraph, the customer must review all condition data supplied and issue a 'Data Acceptance Certificate' in less than 30 calendar days provided no discrepancy or issue is found with the supplied data.

PMP Overall Condition Index (OCI) Analysis

The condition of a road is based on the data collected by our automated collection vehicle and pavement inspection team. The Overall Condition Index (OCI) is derived from a combination of the Pavement Condition Distress Index (PCI/DI) (per ASTM D6433) and Ride Index (RI/ International Roughness Index per ASTM E950) collected field data. Under this task, the Cartegraph team will calculate the Overall Condition Index (OCI), Ride Index (RI) and Pavement Condition /Distress Index (PCI/DI) for each roadway section in the pavement database.

Review gaps in Cartegraph OMS Pavement data

In order to take full advantage of the pavement management system's functionality, and in order for customer staff to have confidence in the system-generated results and recommendations, it is imperative that the program contains the most complete, accurate, and up-to-date network data available.

Cartegraph will conduct a full review of the data available within the pavement management system and provide recommendations for necessary changes.

Cartegraph's review may include the following:

- Basic inventory information, (i.e. Functional Classification, Length, Width, Area, Surface Type, etc.)
- Prediction Groups and Minimum Condition Groups
- Historical condition information, if any
- Status of survey history, if any
- Construction and maintenance history
- Review of maintenance and rehabilitation treatments, unit costs, and protocols

PMP Program Optimizing - Work Planning

Cartegraph will assist customer staff in generating a work plan within the PMP software by utilizing the basic inventory data combined with inspection information, maintenance policies, and future maintenance predictions regarding the condition of the pavement.

The work planning optimizing exercise will help to determine:

- Which streets should I fix?
- When should I fix them?
- What treatments should I apply?
- How much will it cost?

PMP Transportation Asset Management Report

Cartegraph's project team will provide a pavement management program technical report to include

- **Network Summary Statistics** ~ Summary of roadway network by functional class
- **Condition (Present Status)** ~ listing of every roadway section, latest performance (OCI/PCI), & inspection date
- **Quality Management Plan (QMP)**
- **Performance Prediction & Needs Analysis**

Future performance of each pavement section tested will be analyzed to determine annual pavement performance and potential service needs over X-year periods. The needs analysis answers the questions

- Which streets should I fix?
- When should I fix them?
- What treatments should I apply?
- How much will it cost?

- **Performance Budget Scenarios**

Multiple funding scenarios may be performed to answer "what-if" questions. To determine how much funding is needed, the agencies pavement management system priority programming tools will be utilized to generate alternative pavement work plan programs for various budget stream scenarios. Our team will perform up to four (4) budget scenario runs based on input from the Customer. Typical funding scenarios include

- Existing (current) funding levels
- Do Nothing (No Funding)
- Funding levels required to maintain/ increase/ decrease the OCI/PCI over time
- Funding levels to maintain (or decrease) backlog over time

Overall Scope Assumptions

- Includes one time mobilization to the City of Auburn, WA
- Up to 316 miles of data capture at street level of publically accessible maintained roadways
- Customer must provide GIS street centerline identifying the roads network to be inventoried
- If pavement widths are not available, a default value will be determined during project orientation meeting(s)
- Capture interval 10 meter

Customer Responsibility

For the duration of the project, the customer will be responsible for the following

- Appoint a project manager/coordinator to be responsible for all aspects of the project
- Review scope of work
- Ensure all scheduled meetings are attended by invited staff
- Approve Project Status Reports
- Authorize project work
- Accept agreed upon deliverables defined in the scope of work
- Consult and partner with the Cartegraph Project Manager on a continuing basis
- Provide leadership on all issues related to the customer, such as policy, organization, staff, technical architecture, data, and current systems
- Monitor progress of the project, including the review of Cartegraph regular status reports and managing internal resources

Exclusions

The following service items are not included in the scope of this project

- Any service items discussed during demonstrations, conference calls, or other events are not included in the scope of this project unless specifically listed herein

Customer Responsibilities

Customer accepts responsibility for all aspects of project planning, management, and execution not specifically identified as the responsibility of Cartegraph in the Master Agreement or in this Purchase Agreement. Ongoing management of the day-to-day allocation of Customer resources and management of Customer project tasks is the responsibility of Customer. Customer will provide overall guidance and direction for the project and will direct the project accordingly. Further, and with regard to the Cartegraph obligations listed in this Purchase Agreement, Customer understands that it is vital to the success of the project that Customer provides assistance in the following matters:

1. For those services listed under Data Services, Cartegraph personnel will conduct information gathering and evaluation sessions with various Customer users and management. While Cartegraph respects the time and workload of Customer staff, dedicated time on the part of the appropriate Customer resources is necessary to complete these exercises.
2. The installation process requires the assistance of Customer personnel and suitable access to hardware and systems (e.g., security clearance). Customer is required to supervise the installation process while systems are accessible to Cartegraph. All hardware and software, for both Personal Computers and servers, is expected to be available, installed, and operating as specified in Cartegraph's System Requirements documentation such that delivery and execution of Cartegraph Data Services will not be impeded.
3. Customer understands that the successful performance of Data Services depends upon Customer fulfilling its responsibilities. The Project assumes that Customer will provide all personnel required to achieve a successful implementation.
4. Customer shall install and network its own hardware and communications and ensure these tasks will not affect the timing or delivery of Cartegraph services.
5. Customer will provide Internet access and IT staff support as required. For those services that are web-based, Cartegraph utilizes WebEx Meeting (or similar) technology.

Customer shall ensure that their workstation platform and database meet Cartegraph system requirements as specified in the Cartegraph System Requirements documentation. Cartegraph Software will be supported within new versions of these workstation platforms and databases within a reasonable period of time from their release from their manufacturer. Cartegraph will discontinue support of its Software within older versions of these workstation platforms and databases as their support is discontinued by their manufacturers.

6. Customer agrees to work with Cartegraph to schedule Data Services in a timely manner. All undelivered Data Services shall expire 365 days from the execution of this Purchase Agreement. Upon expiration of services, the project may be cancelled at Cartegraph's discretion.

Not-to-Exceed Proposal

Cartegraph will not exceed the total included in this Purchase Agreement without written approval from Customer. In the event it becomes apparent to Cartegraph that additional service efforts will be needed due to any changes in the scope of this Purchase Agreement, Cartegraph will notify Customer prior to exceeding the approved efforts and obtain written approval if additional Software or services are required

BY EXECUTING THIS PURCHASE AGREEMENT, CUSTOMER ACKNOWLEDGES THAT IT HAS REVIEWED THE TERMS, CONDITIONS, FEES AND CHARGES PROVIDED HEREIN AND IN THE MASTER AGREEMENT, AS WELL AS ANY OTHER EXHIBITS TO THE MASTER AGREEMENT, AND CUSTOMER AGREES TO BE LEGALLY BOUND BY EACH SUCH AGREEMENT

Cartegraph Systems, Inc.

By _____
(Signature)

Randy L. Skemp
(Type or print name)

Title Executive Vice President/CRO _____

Date _____

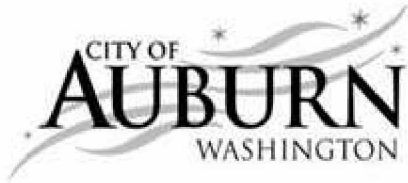
City of Auburn

By _____
(Signature)

(Type or print name)

Title _____

Date _____



AGENDA BILL APPROVAL FORM

Agenda Subject:

Resolution No. 5226

Date:

March 30, 2016

Department:

CD & PW

Attachments:

[Resolution No. 5226](#)
[Project Vicinity Map](#)

Budget Impact:

\$0

Administrative Recommendation:

City Council adopt Resolution No. 5226

Background Summary:

Resolution No. 5226 authorizes the City to submit an application for and, if awarded, to accept WSDOT grant funds for Project CP1516, Auburn Municipal Airport Runway Enhancements. The runway enhancements will improve aircraft safety and the ability to accommodate the current and forecast fleet of multi-engine piston aircraft for both takeoff and accelerated-stop distances by providing additional pavement at both ends of the runway. Grant funding from the Federal Aviation Administration (FAA) and the Washington State Department of Transportation, Aviation Division (WSDOT) is available to support the design of this project. However, the WSDOT Aviation Division requests that a resolution be approved by the City Council that includes a specific statement of support for the project be included in the application package. This support is also required for WSDOT to be able to award funds. The cost of the design phase is estimated to total approximately \$333,332.00.

Design phase funding is anticipated to be as follows:

<u>Source</u>	<u>Amount</u>	<u>Percentage</u>
Federal Funds (FAA)	\$300,000.00	90.0%
Local Funds (Airport Fund *35)	\$16,666.00	5.0%
State Funds (WSDOT)	\$16,666.00	5.0%
Total	\$333,332.00	100.0%

*If WSDOT grant funding is not awarded, the City's share to meet the required match to the future FAA funds would be increased to \$33,332.00.

Reviewed by Council Committees:

Councilmember:

Staff: Snyder

Meeting Date: April 4, 2016

Item Number: RES.D

RESOLUTION NO. 5226

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, AUTHORIZING THE CITY TO APPLY FOR AND, IF AWARDED, TO ACCEPT GRANT FUNDS IN THE AMOUNT OF \$16,666.00 FROM THE WASHINGTON STATE DEPARTMENT OF TRANSPORTATION, AVIATION DIVISION, TO PERFORM THE DESIGN OF THE AUBURN MUNICIPAL AIRPORT RUNWAY ENHANCEMENT PROJECT FOR THE AUBURN MUNICIPAL AIRPORT AND AUTHORIZING THE EXECUTION OF THE GRANT AGREEMENT THEREFOR

WHEREAS, the completion of the design for the Auburn Municipal Airport Runway Enhancement project at the Auburn Municipal Airport is a necessary part of responsible airport facility management and maintenance and ensures the continued usability and safety of the runway surfaces for aircraft use; and

WHEREAS, the Auburn Municipal Airport Runway Enhancement project is an integral part of the most recent Airport Master Plan, which was approved by the Federal Aviation Administration and the Washington State Department of Transportation, Aviation Division; and

WHEREAS, the City of Auburn plans to submit to the Federal Aviation Administration a request for federal grant funds for fiscal year 2017 in the amount of up to Three Hundred Thousand Dollars (\$300,000), representing funds to be used towards the design as specified above; and

WHEREAS, the City of Auburn also has plans to apply to the Washington State Department of Transportation, Aviation Division, for a matching grant of

up to Sixteen Thousand Six Hundred and Sixty Six Dollars (\$16,666.00) or 5.0%; and

WHEREAS, the City of Auburn has available and is willing to provide up to Thirty Three Thousand Three Hundred and Thirty Two Dollars (\$33,332.00) or 10% of the funds needed as the City's local match for this airport project; and

WHEREAS, by virtue of this Resolution the City Council has expressed its statement of support of this project; and

WHEREAS, the Washington State Department of Transportation Aviation Division, requires a resolution from the City of Auburn expressing support of this project prior to award of state grant funding.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF AUBURN, WASHINGTON, HEREBY RESOLVES as follows:

Section 1. Purpose. The Auburn City Council does hereby express its statement of support for the design for the Auburn Municipal Airport Runway Enhancement project and authorizes the City's expenditure of Sixteen Thousand Six Hundred and Sixty Six Dollars (\$16,666.00) as its 5% match of the funds needed to complete this design, or up to Thirty Three Thousand Three Hundred and Thirty Two Dollars (\$33,332.00) if the requested Washington State Department of Transportation, Aviation Division grant funds are not awarded. The Mayor and City Clerk of the City of Auburn are hereby authorized to apply for the Washington State Department of Transportation,

Resolution No. 5226
March 29, 2016
Page 2

Aviation Division grant, and to accept this grant should it be awarded to the City of Auburn.

Section 2. Implementation. The Mayor of the City of Auburn is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation.

Section 3. Effective Date. That this Resolution shall take effect and be in full force upon passage and signatures hereon.

Dated and Signed this _____ day of _____, 2016.

CITY OF AUBURN

NANCY BACKUS
MAYOR

ATTEST:

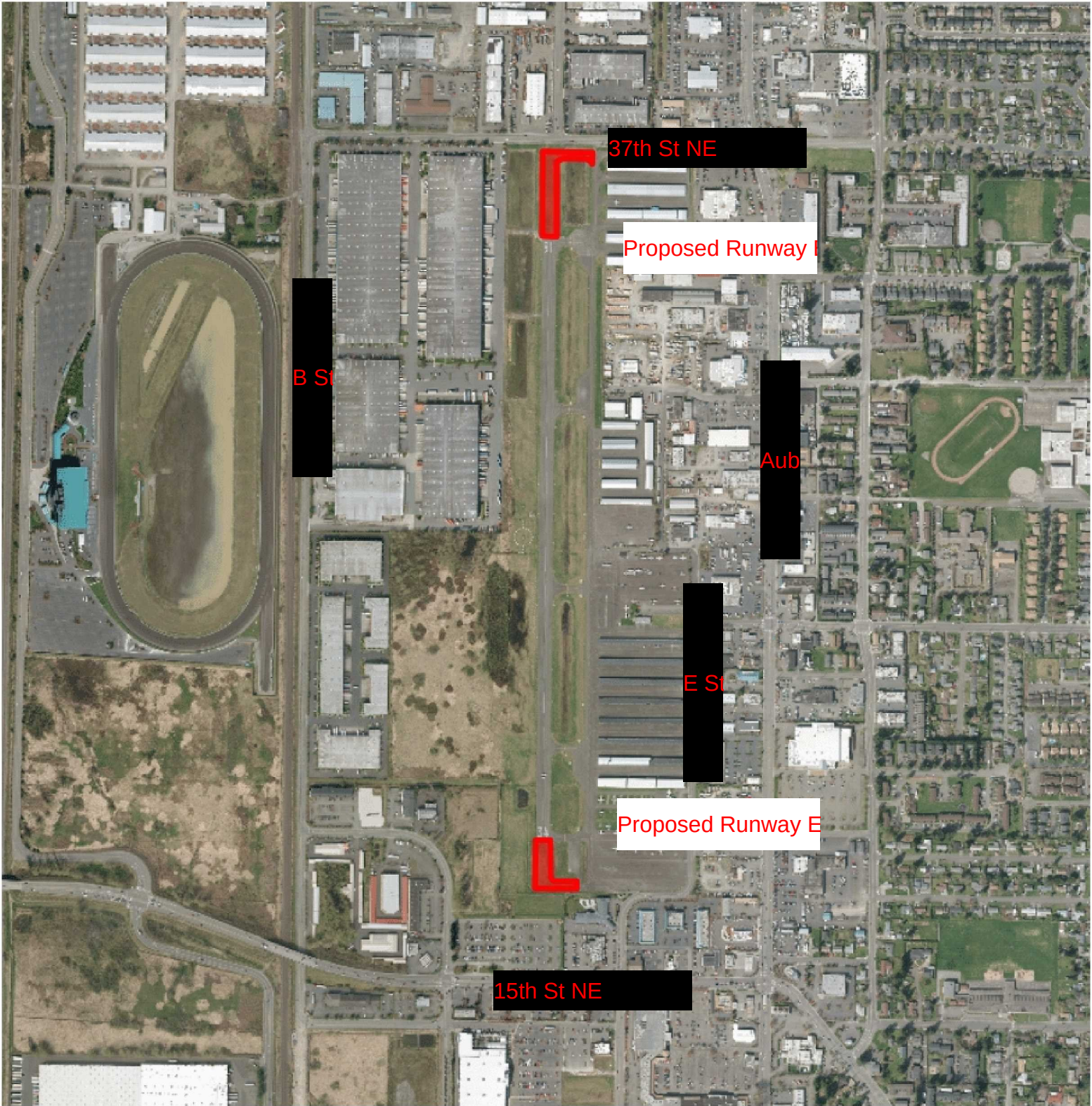
Danielle E. Daskam,
City Clerk

APPROVED AS TO FORM:

Daniel B. Heid,
City Attorney

Resolution No. 5226
March 29, 2016
Page 3

Vicinity Map



Printed Date:3/30/2016
Map Created by City of Auburn eGIS

Information shown is for general reference purposes only and does not necessarily represent exact geographic or cartographic data as mapped. The City of Auburn makes no warranty as to its accuracy.

