

**CITY COUNCIL WORKSHOP**

**March 1, 2016  
5:30 p.m.**

**AGENDA**



*"Where Dreams Can Soar"*

*The City of Bonney Lake's Mission is to protect the community's livable identity and scenic beauty through responsible growth planning and by providing accountable, accessible and efficient local government services.*  
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*The City Council may act on items listed on this agenda, or by consensus give direction for future action.  
The Council may also add and take action on other items not listed on this agenda.*

**Location:** Bonney Lake Justice & Municipal Center, 9002 Main Street East, Bonney Lake, Washington.

**I. CALL TO ORDER:** Mayor Neil Johnson, Jr.

**II. ROLL CALL:**

Elected Officials: Mayor Neil Johnson, Jr., Deputy Mayor Randy McKibbin, Councilmember Justin Evans, Councilmember Donn Lewis, Councilmember Katrina Minton-Davis, Councilmember James Rackley, Councilmember Dan Swatman, and Councilmember Tom Watson.

**III. AGENDA ITEMS:**

**A. Presentation:** Utility Bond – Public Works Center – Jim Nelson, D.A. Davidson (No advance materials provided)

**B. Council Open Discussion**

p. 3 **C. Review of Minutes:** February 16, 2016 Special Meeting, February 16, 2016 Workshop, and February 23, 2016 Meeting.

p. 15 **D. Presentation:** AB16-15 – Land Use Matrix Amendment to Add NAICS to Code

p. 39 **E. Discussion:** AB16-22 – Ordinance D16-22 – Creation of a Transportation Benefit District

**IV. EXECUTIVE/CLOSED SESSION:**

Pursuant to RCW 42.30.110 and/or RCW 42.30.140, the City Council may hold an executive or closed session. The topic(s) and duration will be announced prior to the session.

**V. ADJOURNMENT**

*For citizens with disabilities requesting translators or adaptive equipment for communication purposes, the City requests notification as early as possible prior to the meeting regarding the type of service or equipment needed.*

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**SPECIAL CITY COUNCIL  
MEETING**

**February 16,  
2016 3:45 P.M.**



*The City of Bonney Lake's Mission is to protect the community's livable identity and scenic beauty through responsible growth planning and by providing accountable, accessible and efficient local government services.*

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**DRAFT MINUTES**

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**Location:** Sumner Wastewater Treatment Plant, 13114 63<sup>rd</sup> Street E, Sumner, Washington.

**I. CALL TO ORDER** – The Councilmembers and staff were assembled at 3:45 p.m.

- A. Elected Officials: In attendance were Deputy Mayor Randy McKibbin, Councilmember Justin Evans, Councilmember Donn Lewis and Councilmember Dan Swatman.
- B. Staff members in attendance were City Administrator Don Morrison, Administrative Services Director/City Clerk Harwood Edvalson, Assistant City Engineer Doug Budzynski, and Community Development Director John Vodopich.

**II. TOUR:**

- A. **Sumner Wastewater Treatment Plant.** Greg Kongsle from the City of Sumner led the assembled group on a tour of the wastewater treatment facility. Included in the tour were the new buildings and structures built with the last upgrade to the facility, which was funded in part by contributions from the Bonney Lake Sewer Utility.

**III. ADJOURNMENT:**

**At 5:10 p.m., the special meeting was adjourned by common consent of those present at the conclusion of the tour.**

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Harwood Edvalson, MMC  
City Clerk

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Neil Johnson,  
Mayor

There were no items presented to Council at the February 16, 2016 Special Meeting.

**CITY COUNCIL  
WORKSHOP**

**February 16, 2016  
5:30 P.M.**

**DRAFT MINUTES**



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**Location:** Bonney Lake Justice & Municipal Center, 9002 Main Street East, Bonney Lake, Washington.

- I. Call to Order** – Mayor Neil Johnson, Jr. called the meeting to order at 5:30 p.m.
- II. Roll Call:** Administrative Services Director/City Clerk Harwood Edvalson called the roll. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Randy McKibbin, Councilmember Dan Swatman, Councilmember Justin Evans, Councilmember Donn Lewis, Councilmember Katrina Minton-Davis, Councilmember James Rackley, and Councilmember Tom Watson.

Staff members in attendance were City Administrator Don Morrison, City Engineer John Woodcock, Community Development Director John Vodopich, Chief Financial Officer Cherie Gibson, Chief of Police Dana Powers, City Attorney Kathleen Haggard, Administrative Services Director/City Clerk Harwood Edvalson, and Administrative Specialist II Renee Cameron.

**III. Agenda Items:**

**A. Proclamation:** Camron Cozzi Day – February 22, 2016.

Mayor Johnson read the Camron Cozzi Day Proclamation, and expressed his and the City’s support to Camron and Cozzi Family. Paul Cozzi, Camron’s dad, spoke regarding the amazing amount of support that has been given to Camron, and the family, and for bringing awareness to Diffuse Intrinsic Pontine Glioma (DIPG). He shared the sad news that a young girl from the Auburn area, Avery Huffman, passed away today from DIPG. He shared that Angel Wings Foundation accepts donations and contributions to help support finding a cure for DIPG. He also shared the families’ plans to help Camron in fighting this disease, and their plans to travel to Germany. Mr. Cozzi asked Mayor Johnson if he would be willing to share his story about his battle with cancer, and Mayor Johnson graciously did. There was a short pause in the audio as the family took photos.

**B. Proclamation:** Career and Technical Education Month.

Mayor Johnson read the Career and Technical Education Month Proclamation by the Association for Career and Technical Education.

Heather Weeks from Bonney Lake High School thanked Mayor Johnson for once again recognizing Career and Technical Education (CTE) Month and provided information focusing on career and technical education in the community. She advised that CTE has been working hard to bring awareness of training and technical education opportunities available to students versus attending full time college courses, and how well CTE educates students and prepares them to enter the work force with skills and training. Councilmember Evans asked whether CTE is working with the Aerospace Joint Apprenticeship Committee (AJAC) program for aerospace training, and Heather advised that AJAC come to all of the college and career fairs, and they are a huge partner for CTE. She said AJAC will provide a mobile

training center to likely be held in April in Sumner. Ms. Weeks also introduced Sharon Fochtman, Director of Career and College Readiness, who provides assistance for CTE throughout the Sumner School District.

**C. Presentation:** Community Development 2015 Year End Activity Report.

Permit Center Lead Jenn Francis and Community Development Director John Vodopich presented the Community Development 2015 Year End Permit Center Activity Report, a copy of which was provided to staff and Council. She summarized the presentation related to construction statistics, business licenses and home occupation applications, electronic permits and plan review, pre-applications for 2015, business outreach current projects map, lot availability report, and vacant lots/underutilized lots. There was discussion and clarification of the vacant/underutilized lots, and the Sky Island lots. Ms. Francis advised that she has submitted a public records request to Labor and Industries to obtain information regarding the number of electrical permits issued within the City, and the revenue and fees associated with those permits. She will provide Council the information once obtained. This item was for presentation/ informational purposes only, and no action was taken.

**D. Council Open Discussion**

186<sup>th</sup> Street Parking. Councilmember Watson asked about implementing parking restriction along 186<sup>th</sup>, so Renwood visitors and tenants (without Renwood parking passes) cannot park along 186<sup>th</sup> for extended periods of time. Councilmember Minton-Davis said she has notice the parking issues too. City Administrator Morrison said it is likely the municipal code will need to be amended to enforce parking restrictions along 90<sup>th</sup> and 186<sup>th</sup>. There was also discussion and concern about school buses and fire engines having adequate room to turn the corner and pass.

Citizen complaint regarding gravel road. Councilmember Watson said he received a complaint from a citizen regarding an issue with a gravel road that is owned by the City, and was pleased to see and hear how quickly the City responded to repair the road.

Passport Processing. Councilmember Watson spoke regarding the idea of having the City Clerk's Office process passports. He believes providing the best customer service, and cross training of staff would be beneficial not only for customers, but also for the City. Mayor Johnson said administration will consider the suggestion, and said staff are considering scheduling more Saturday passport processing days.

Council Special Meetings. Mayor Johnson spoke regarding the process for scheduling a special council meeting and asked that those processes be followed. He reminded Council that three councilmembers have to be in agreement to call a special council meeting, and then one of those councilmembers are to contact the Mayor to determine his and staff's availability for a special meeting.

62<sup>nd</sup> Street Pothole/Flooding Update. City Engineer John Woodcock spoke at the end of the Workshop and provided an update regarding the pothole flooding situation occurring on 62<sup>nd</sup> and the East Hill area, the City plans to start pumping the water, and the time schedule in which residents will begin to see a reduction in the levels of the water. Mr. Woodcock advised that the City will be closing off 194<sup>th</sup> to run the drain pipe, and the water will drain under a culvert into Lake Tapps.

These items were for discussion purposes only, no action was taken.

**E Review of Council Minutes:** February 2, 2016 Workshop, February 5, 2016 Special Council Meeting, and February 9, 2016 Meeting.

Councilmembers Lewis and Watson had minor corrections to the minutes, and the minutes were forwarded to the February 23, 2016 Meeting for action.

**F. Discussion:** 186th Ave Corridor Construction Options.

City Engineer John Woodcock summarized the memo and the project update regarding property acquisitions and costs and advised that staff will be ready to advertise for bid in March. He said there are some issues with parcel 9 (warehouse property), and if that property is determined a necessary acquisition, then condemnation may have to be considered as the property owner currently is not willing to give an unconditional release of the land. Councilmember Swatman asked for clarification regarding getting clear title, on the warehouse property which would provide a pass through to Veteran's Memorial Drive and the terms of the property pay off, and his underlying interest for parcel 9. City Attorney Haggard provided information regarding condemnation and the property interest currently held by the underlying property owner, whether the City could just continue to make the purchase payments, and how and why the City would have to pay for the property "twice." Mr. Woodcock advised that a third party is still attempting to negotiate with the property owner(s).

Councilmember Minton-Davis asked about the purpose of this discussion item, and the options being considered. City Administrator Morrison stated that he hopes the Council will make a decision so this project can be approved to advertise for bid. Councilmember Lewis asked what portion of the project is funded, and the ability to move forward. Mr. Woodcock advised that the dog-leg portion of the project is waiting for approval to advertise to bid. Councilmember Minton-Davis said she does not want to see the City invest into just one project, and would like to see the sidewalk improvements completed down to the corner of 86<sup>th</sup>. Councilmember Watson expressed concern about sufficient room for buses to make the corner, as well as the increased congestion he has witnessed. Councilmember Lewis said the Community Development Committee (CDC) did not have a recommendation, which is why they asked for it to come to full Council for discussion; but he did advise that CDC's initial proposal was to advertise the "dog-leg" portion for bid. City Attorney Haggard advised that staff have prior approval to take the dog-leg portion of the project out to bid. Council consensus was to approve moving forward with completion of design at 100%, and advertise for bids the "dog-leg" portion of the project.

**G. Discussion:** AB16-04 – Ordinance D16-04 – Amendments to Fireworks Ordinance.

City Attorney Haggard summarized the agenda bill and the proposed ordinance regarding amendments to the fireworks ordinance. She said there has been discussion among staff regarding the effective date of legislation. City Administrator Morrison noted that the proposed ordinance reduces the number of days and hours which fireworks will be permitted. Councilmember Minton-Davis asked for clarification of the effective date, and City Attorney Haggard clarified Sections 1, 3 and 4 would be effective 30 days, and Section 2 of the proposed ordinance would have a one year effective date. Councilmember Evans advised that the Public Safety Committee discussed this issue, with good response from the public. This item was forwarded to the February 23, 2016 Meeting for action.

**H. Discussion:** AB16-18 – Ordinance D16-18 – Amending the Salary Schedule for Non-Represented Employees.

City Administrator Morrison summarized the agenda bill and the proposed ordinance regarding amending the salary schedule for non-represented employees. He advised that there is a correction to Section 2, which should not have been underlined showing a revision, and discussed revisions regarding the 5% salary increase and new anniversary dates that were discussed in detail at the Finance Committee. Mayor Johnson recommended the Finance Committee Chair, Deputy Mayor Randy McKibbin, be the sponsor of this item. Councilmember Minton-Davis asked about the amount of savings, whether it includes benefits, and the number of positions reduced. Mayor Johnson said in theory he believes the reorganization will streamline the process for the future. He believes there will be more savings through attrition. Councilmember Minton-Davis asked for the costs of the reorganization, and Mayor Johnson advised he can get a costs breakdown of the reorganization. Councilmember Swatman said he is concerned with the loss of the Public Works Director and he is concerned about the City losing years of knowledge by reclassifying that position. Mayor Johnson said his intent with the reorganization is to keep the knowledge and streamline the approach so as to focus on a line of succession, especially with a projected number of retirements that are expected in the next few years. Councilmember Watson said he has spoken with Public Works staff who advised him that they are quite concerned about the reorganization. Mayor Johnson said a strong mid-level management is needed throughout the department and he wanted to get the process started. Councilmember Lewis spoke regarding cross training for growth. Councilmember Rackley said it is the Council's job to make responsible decisions on behalf of the City, and he supports Mayor Johnson's input regarding responsibility of the City. Councilmember Minton-Davis asked about listing of the positions and the pay grades. City Administrator Morrison spoke about possibly considering individual contracts with department heads/appointed officers, however, he would prefer not to move in that direction. Council consensus was to change the severance pay option to two months pay, rather than four months. Deputy Mayor McKibbin asked about the urgency to pass the ordinance, and Mayor Johnson said he would like to move forward so staff can make plans.

This item was forwarded to the February 23, 2016 Meeting for action with revisions, to Full Council Issues.

**IV. EXECUTIVE SESSION:** None

**V. ADJOURNMENT:**

**Councilmember Watson moved to adjourn the Workshop at 7:30 p.m. Councilmember Lewis seconded the motion.**

**Motion to adjourn approved 7 - 0.**

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Harwood Edvalson, MMC  
City Clerk

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Neil Johnson, Jr.  
Mayor

Items presented to Council for the February 16, 2016 Workshop:

- Jenn Francis, Permit Center Lead – *2015 Year to Date Permit Center Activity Report, dated February 16, 2016; and the updated Current Projects Map*

*Note: Unless otherwise indicated, all documents submitted at City Council meetings and workshops are on file with the City Clerk. For detailed information on agenda items, please view the corresponding Agenda Packets, which are posted on the city website and on file with the City Clerk.*

**CITY COUNCIL MEETING**

**February 23, 2016  
7:00 P.M.**



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**DRAFT MINUTES**

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**Location:** Bonney Lake Justice & Municipal Center, 9002 Main Street East, Bonney Lake, Washington.

**I. CALL TO ORDER** – Mayor Neil Johnson, Jr. called the meeting to order at 7:00 p.m.

- A. Flag Salute: Mayor Johnson led the audience in the Pledge of Allegiance.
- B. Roll Call: Administrative Services Director/City Clerk Harwood Edvalson called the roll. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Randy McKibbin, Councilmember Justin Evans, Councilmember Donn Lewis, Councilmember James Rackley, Councilmember Dan Swatman, and Councilmember Tom Watson. Councilmember Katrina Minton-Davis was absent.

**Councilmember Watson moved to excuse Councilmember Katrina Minton-Davis’ absence. Councilmember Lewis seconded the motion.**

**Motion to excuse Councilmember Minton-Davis’ absence approved 6 – 0.**

Staff members in attendance were City Administrator Don Morrison, Administrative Services Director/City Clerk Harwood Edvalson, Chief Financial Officer Cherie Gibson, Public Works Director Dan Grigsby, Police Chief Dana Powers, Community Development Director John Vodopich, City Attorney Kathleen Haggard, and Records & Information Specialist Susan Haigh.

**C. Announcements, Appointments and Presentations:**

- 1. Announcements: None.
- 2. Appointments: None.
- 3. Presentations:

**a. Medal of Arts Award Presentation** – Arts Commission.

Arts Commissioners Suzy Fountaine, Carrie Maez, and JoAnn Taylor presented the 2015 Medal of Arts Award to Mark Hamilton and the Greater Bonney Lake Historical Society. Ms. Maez described activities Mr. Hamilton and the Historical Society have undertaken to preserve and promote local art and culture. JoAnn Taylor thanked the City as President of the Historical Society. Mr. Hamilton spoke of past Bonney Lake residents Alfred and Elma Milotte and their contributions and appreciation of the arts. He accepted the award and thanked the Council for creating the Arts Commission.

**b. Community Summit Presentation** – John Norlin.

John Norlin from Sumner School District thanked the Council and Mayor for their support of the Community Summit and invited all to attend the 23rd

Annual Summer/Bonney Lake Community for Families Coalition summit. He said the free event is scheduled for March 21, 2016 at Calvary Community Church, and described this year's sessions and speaker, Joe Ehrmann.

Mayor Johnson requested those in attendance observe a moment of silence for Louisa Smith, an important member of the community who recently passed away.

- D. Agenda Modifications: None.

## II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

- A. Public Hearings: None.

- B. Citizen Comments:

Mark Daarud, 6411 West Tapps Hwy, Bonney Lake, spoke in opposition to a ban on fireworks in Bonney Lake and proposed Ordinance D16-04. He spoke in favor of public education and encouraged the council to vote against the proposed ordinance.

Mayor Johnson explained that the proposed ordinance is not a ban against fireworks; rather it revises dates and times when fireworks are allowed and changes the level of offense to an infraction. He said the topic was discussed in community forums, Council and committee meetings, and input from the City Attorney. He said the proposed ordinance should help with enforcement of illegal firework use.

Mark Hamilton, Friends of Fennel Creek, PO Box 7413, Bonney Lake, spoke on behalf of Friends of Fennel Creek. He spoke about stormwater runoff and encouraged the City to adopt low-impact development standards ahead of the December 2016 deadline required by the National Pollutant Discharge Elimination System (NPDES) permit, in particular before the WSU property and Eastown areas begin to be developed. He requested the topic be added to the Planning Commission's work plan, to encourage natural methods to manage stormwater and protect the watershed.

Dan Decker, 20401 70th St E, Bonney Lake, identified himself as a former Councilmember and said he appreciated all of Mr. Hamilton's comments.

- C. Correspondence: None.

## III. COUNCIL COMMITTEE REPORTS:

- A. Finance Committee: Deputy Mayor McKibbin said the Committee met at 5:30 p.m. earlier in the evening and discussed water leak issues and the City budget.
- B. Community Development Committee: Councilmember Lewis said the Committee did not meet last week in lieu of a special City Council Meeting to tour the Summer Wastewater Treatment Facility.
- C. Economic Development Committee: Councilmember Watson said the Committee has not met since the last Council Meeting.
- D. Public Safety Committee: Councilmember Watson said the Committee met earlier in

the evening at the Justice & Municipal Center. He said the new time and location worked well and their next meeting is scheduled on March 27 at 4:00 p.m. in the same location. He said the Committee discussed updates from Councilmember Evans on proposed State fireworks bills; illegal camping and Police walk-throughs in the WSU Forest; plans to install LED crossing lights on Sky Island Drive; and updates on the East Pierce Fire & Rescue proposed Levy Lift on the April 2016 ballot.

E. Other Reports:

High School Sports: Mayor Johnson congratulated the Bonney Lake High School wrestling team, which finished third in the State.

**IV. CONSENT AGENDA:**

- A. **Approval of Minutes:** February 2, 2016 Workshop, February 5, 2016 Special Meeting, and February 9, 2016 Meeting.
- B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers:** Accounts Payable checks/vouchers #73064-73117 in the amount of \$127,609.88. P-Card wire transfer # 2016021701 in the amount of \$20,928.84. Accounts Payable checks/vouchers #73118-73193 (including wire transfer numbers 20160105, 20160106, 20160201, 20160202, 20160203 and 20160204) in the amount of \$577,441.51.
- C. **Approval of Payroll:** Payroll for February 1st -15th, 2016 for checks #32858-32873 including Direct Deposits and Electronic Transfers is \$ 530,271.36.
- D. **AB16-20 – Resolution 2514 –** A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Agreement With The American Red Cross For Use Of The Bonney Lake Senior Center As An Emergency Shelter.

**Councilmember Watson moved to approve the Consent Agenda. Councilmember Lewis seconded the motion.**

**Consent Agenda approved 6 – 0.**

**V. FINANCE COMMITTEE ISSUES:** None.

**VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES:**

**VII. ECONOMIC DEVELOPMENT COMMITTEE ISSUES:** None.

**VIII. PUBLIC SAFETY COMMITTEE ISSUES:** None.

**IX. FULL COUNCIL ISSUES:**

- A. **AB16-04 – Ordinance 1536 [D16-04] –** An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Sections 5.14.090,

5.14.110, 5.14.135, And 5.14.160 Of The Bonney Lake Municipal Code And The Corresponding Portions Of Ordinance No. 1235 Relating To Fireworks.

**Councilmember Rackley moved to approve Ordinance 1536. Councilmember Watson seconded the motion.**

Mayor Johnson noted this item has gone through multiple discussions at the Committee and Council level. Councilmember Watson said they took a lot of input from the community and tried to address everyone's needs and concerns. The proposed ordinance limits the hours when fireworks are allowed, and changes enforcement action to an infraction which should be easier to enforce.

**Ordinance 1536 approved 6 – 0.**

- B. **AB16-17 – Ordinance 1537 [D16-17]** – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 2.08 Of The Bonney Lake Municipal Code And Ordinance Numbers 1399 And 1181 Regarding The Departments And Offices Of The City.

**Councilmember Watson moved to approve Ordinance 1537. Councilmember Rackley seconded the motion.**

City Administrator Morrison said this and proposed Ordinance D16-18 are companion ordinances which effectuate combining the Community Development and Public Works departments, and several other minor organizational changes. He said the ordinance has not had any major revisions since it was last reviewed at the Council Workshop. Mayor Johnson said the intent of the reorganization is to increase flexibility and maximize staffing in departments. He said these ordinances are the first steps and they hope to complete the reorganization by June or July 2016.

Councilmember Swatman said the Mayor has the authority to organize the workforce, and the Council's action simply approves position reclassifications. He said the biggest change being proposed is elimination of the Public Works Director position. He expressed concern about losing the Director and said he hopes the City will have the same level of subject matter expertise. He noted that seemingly minor changes may have a bigger impact in the future.

Mayor Johnson reiterated the goals of the proposed reorganization, including to increase efficiency, and agreed the current Public Works Director has a lot of history and knowledge in projects including Eastown. He said the Director will be replaced by a Superintendent and the department will also gain an Assistant Superintendent position, which is critically needed. He said in the coming months the City will work out specifics for reporting relationships and the transition process before Public Works Director Grigsby retires.

Councilmember Watson expressed concern that the Council did not learn about the proposed reorganization before the staff and felt Council should have been informed earlier in the process. Mayor Johnson said this is a very sensitive topic and they did not want to release too much information on proposed changes until they had an idea of what made sense. He noted they have been discussing staffing for several years.

He said he has always been focused on good communications with the Council.

Councilmember Evans said the Council has discussed the proposed reorganization in terms of efficiency and preparing for retirements and staff changes. He said the proposed reorganization is forward-looking and will serve as a test-run for future changes. Councilmember Lewis said he is always looking for ways to streamline and make best use of resources, increase cross-training, and providing opportunities for staff to move ahead in their careers. Mayor Johnson agreed and said he hopes these changes will also give staff opportunities to advance.

**Ordinance 1537 approved 6 – 0.**

- C. **AB16-18 – Ordinance 1538 [D16-18]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Ordinance No. 1471 Relating To The Salary Schedule For Non-Represented Employees.

**Councilmember Watson moved to approve Ordinance 1538. Councilmember Lewis seconded the motion.**

City Administrator Morrison said the proposed ordinance shifts positions and salaries in order to implement the reorganization. He said the net effect is about \$29,000 in savings to the City, half of which impacts the General Fund. Councilmember Lewis noted that the Agenda Bill for this item should be updated to reflect review by Committee and that Councilmember McKibbin is the Agenda Bill sponsor.

**Ordinance 1538 approved 6 – 0.**

**X. EXECUTIVE/CLOSED SESSION:** None.

**XI. ADJOURNMENT:**

**At 7:45 p.m. the Meeting was adjourned by common consent of the Council.**

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Harwood Edvalson, MMC  
City Clerk

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Neil Johnson, Jr.  
Mayor

Items presented to Council at the February 23, 2016 Meeting:

- Sumner/Bonney Lake Communities for Families Coalition 23rd Annual Community Summit flyer – John Norlin, Sumner School District.

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City of Bonney Lake, Washington  
**City Council Agenda Bill (AB)**

<b>Department/Staff Contact:</b> Community Development/ Jason Sullivan – Senior Planner	<b>Meeting/Workshop Date:</b> March 1, 2016	<b>Agenda Bill Number:</b> AB16-15
<b>Agenda Item Type:</b> Discussion	<b>Ordinance/Resolution Number:</b>	<b>Councilmember Sponsor:</b> Donn Lewis

**Agenda Subject:** Addition of North American Industry Classification System (NAICS) numbers to the City’s land use matrix

**Full Title/Motion:**

**Administrative Recommendation:**

**Background Summary:** *Bonney Lake 2035* and the Planning Commission’s 2016 – 2018 work plan directs staff to amend the City’s land use matrix to include the NAICS code(s) for a listed uses.

The NAICS uses a production-oriented conceptual framework to group establishments into industries based on the primary activity of the business: in other words, establishments that do similar things in similar ways are classified together.

Given the size of the land use matrix and the NAICS, the City Council will have a number of discussions focusing on difference sections of the land use matrix. The focus of the March 1, 2015 discussion will be on the following four sections of the land use matrix: (1) Educational Uses; (2) Cultural, Religious, Recreational, and Entertainment Uses; (3) Industrial Use; and (4) Essential Public Facilities.

Please see the attached briefing memo for a detail discuss of this topic.

**Attachments:** Briefing Memo, Modified Land Use Matrix, and Crosswalk Tables

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
<b>Budget Explanation:</b>			

<b>COMMITTEE, BOARD &amp; COMMISSION REVIEW</b>			
<b>Council Committee Review:</b>	<i>Approvals:</i>	Yes	No
Date:	Chair/Councilmember	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember	<input type="checkbox"/>	<input type="checkbox"/>
Forward to:	<b>Consent Agenda:</b> <input type="checkbox"/> Yes <input type="checkbox"/> No		
<b>Commission/Board Review:</b>	Planning Commission – January 6, 2016 and February 3, 2016		
<b>Hearing Examiner Review:</b>			

<b>COUNCIL ACTION</b>	
Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

<b>APPROVALS</b>		
<b>Director:</b> <i>John P. Vodopich, AICP</i>	<b>Mayor:</b>	<b>Date Reviewed by City Attorney:</b> (if applicable):

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# Community Development Department Briefing Memorandum

**Date:** February 23, 2016  
**To:** City Council  
**From:** Jason Sullivan – Senior Planner  
**Re:** **Land Use Matrix – Addition of NAICS Codes**

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## **PURPOSE:**

The purpose of the memorandum is to begin the City Council’s discussion related to adding North American Industry Classification System (NAICS) numbers to the City’s land use matrix in adopted by Bonney Lake Municipal Code (BLMC) 18.08.020. *Bonney Lake 2035* Implementation Action EV-Action-3(4) directs the City to utilize the NAICS in the City’s land use matrix. This work has also been identified on the Planning Commission work plan adopted pursuant to Resolution 2510.

Given the size of the land use matrix and the NAICS, the City Council and the Planning Commission will have a number of discussions focusing on difference sections of the land use matrix. Once the Planning Commission discusses a particular section(s), staff will seek the City Council’s concurrence on the Planning Commission recommendations. Once both the Planning Commission and the City Council have reviewed all of the sections, an ordinance will be prepared to adopt the recommended changes.

The focus of the March 1, 2015 discussion will be on the following four sections of the land use matrix:

- Educational Uses
- Cultural, Religious, Recreational, and Entertainment Uses
- Industrial Use
- Essential Public Facilities

The goal will be to review the general term currently in the land use matrix and identify the NAICS code or codes that should be associated with the current permitted uses. As part of this process, the City is not looking to add new uses to the land use matrix.

Below is a list of the remaining sections:

- Resource Management Uses
- Transportation, Communication, Utilities
- Commercial Uses

**BACKGROUND:**

The NAICS was developed in the early 1990’s in order to better classify businesses in the United States and to allow for better statistical analysis of the United States economy. The NAICS was officially adopted for use in 1997 and has been periodically updated over the years to reflect changes in the United States economy: the last update was in 2012. The NAICS uses a production-oriented conceptual framework to group establishments into industries based on the primary activity of the business: in other words, establishments that do similar things in similar ways are classified together (<http://www.bls.gov/bls/naics.htm> - Access December 21 2015).

The NAICS uses a six-digit hierarchical coding system to classify all economic activity. The coding system is based on five levels of increasing specificity:

- Industry Sector
- Industry Sub-sector
- Industry Group
- Industry
- National Industry Group

There are twenty industry sectors: five sectors are mainly goods-producing sectors and fifteen are entirely services-providing sectors. Below is a list of the twenty industry sectors and the corresponding Industry Sector number:

SECTOR	DESCRIPTION
11	Agriculture, Forestry, Fishing and Hunting
21	Mining, Quarrying, and Oil and Gas Extraction
22	Utilities
23	Construction
31-33	Manufacturing
42	Wholesale Trade

44-45	Retail Trade
48-49	Transportation and Warehousing
51	Information
52	Finance and Insurance
53	Real Estate and Rental and Leasing
54	Professional, Scientific, and Technical Services
55	Management of Companies and Enterprises
56	Administrative and Support and Waste Management and Remediation Services
61	Educational Services
62	Health Care and Social Assistance
71	Arts, Entertainment, and Recreation
72	Accommodation and Food Services
81	Other Services (except Public Administration)
92	Public Administration

Below for is an example of this hierarchal system applied to the mental health profession:

- **Industry Sector:** 62 (Health Care and Social Assistance)
- **Industry Sub-sector:** 621 (Ambulatory Health Care Services)
- **Industry Group:** 6211 (Offices of Physicians)
- **Industry:** 62111(Offices of Physicians)
- **National Industry Group** 621112 (Offices of Physicians, Mental Health Specialists)

**DISCUSSION:**

In order to begin the process of adding the NAICS numbers to the City’s adopted land use matrix, staff developed crosswalk tables to identify both the NAICS Industry Sub-Sector and the National Industry Group for each use identified in the current land use matrix. The crosswalk tables for the each section of the land use matrix under consideration is attached to the memo.

If there are multiple NAICS National Industry Groups numbers that correspond to a permitted use, all of the numbers are identified on the crosswalk table. Additionally, if the same NAICS code is associated with more than one use in the land use matrix, the goal would is to remove one of the terms and create a term that incorporates both uses.

In adding the NAICS number to the land use matrix, the general or common term current used in the land use matrix would remain and a new column would be added with all of the classification numbers that are associated with that common or board term. The addition to the classification numbers allows the City to utilize the narrative description of the industry along examples of the type of business that

operate within a given classification provided in the NAICS Manual. This will ensure that there is a consistent interpretation of the land use matrix over time resulting in greater consistency for business owners and developers over time.

Additionally, this will allow the City to ensure consistency between different state and regional agencies. For example, the Puget Sound Regional Council uses the NAICS classification to analyze job patterns and traffic patterns. The classification system is also used by the Washington State Department of Revenue to report sales tax revenue.

The first question that was presented to the Planning Commission was should the City utilize the three-digit Industry Sub-Sector code or the six-digit National Industry Group code. The recommendation of the Planning Commission was to utilize the six-digit National Industry Group code. The reason for this recommendation is that it allows greater specificity and will provide a more descriptive account of the permitted uses. Staff concurs with the Planning Commission recommendation.

In addition to the crosswalk tables, staff has prepared an updated land use matrix in legislative format. The narrative description of the NAICS codes listed in the land use matrix can be found at the following link: <http://www.census.gov/eos/www/naics/>. Once on the website there is a search box, simply type in the six-digit NAICS number under the 2012 search box to review the narrative description of the use identified in the land use matrix.

Based on the crosswalk tables, the Planning Commission has proposed the following changes to the land use matrix in addition to the NAICS numbers:

- Under the Educational Uses section of the land use matrix the following changes were made:
  - Given that both elementary and secondary schools (middle schools, junior high schools, and high schools) are classified under NAICS 611110, the elementary school permitted use listed in the land use matrix was amended to include secondary schools. The reference to junior high schools and high schools in a different line of the land use matrix was deleted.
  - Business, Technical, and Trade Schools replaced junior colleges. The use list under the NAICS column are for the different types of private vocational and trade schools. Junior colleges are considered essential public facilities under RCW 36.70A.200. Therefore, junior colleges were moved to the essential public facilities section of the land use matrix, which also address colleges and universities.
  - Preschools were deleted as these are classified as commercial business under the NAICS. The use will be added back to the land use matrix when the commercial section of the land use matrix is reviewed.

- Under the Cultural, Religious, Recreational, and Entertainment Uses section of the land use matrix the following changes were made:
  - The word “galleries” was deleted as this use is classified under the same NAICS National Industry Group code as museums (712110). Museums are listed on a separate line in the land use matrix.
  - The words “driving ranges, swimming pools, and gymnasiums” were deleted, as all of these uses are part of the “Fitness center and Recreational centers” permitted use based on the NAICS National Industry Group code (713940).
  - The word “recreational vehicle parks” was deleted as this use is classified under the same NAICS for campgrounds (721211). Campgrounds are outright permitted in the Eastown zoning classification and conditional uses in the Midtown and Public Facilities zoning classification. Recreational vehicle parks were originally only permitted in the Eastown zone. This change would not have an impact on the City as the campground in Midtown (Swiss Park) already allows RVs.
  - The word “pocket park” was deleted as this use is classified under the same NAICS as parks, open space, and trails (712190). Both uses are currently allowed in all zoning classifications.
  - Private meeting halls were deleted as this use is classified under an NAICS that is consider a commercial use. This use will be added back when the commercial use section of the land use matrix is updated.
  - Governmental buildings and facilities was deleted and moved to their own section in the land use matrix.
- Under the Industrial Use section of the land use matrix the following changes were made:
  - The two lines that related to the treatment and storage of hazardous waste are classified under the same NAICS as solid waste handling facilities. Solid waste handling facilities are essential public facilities per RCW 36.70A.200 and are under the essential public facilities section of the land use matrix. Under both section, this use is only allowed in Eastown.

In addition to these changes, some other possible amendments for the Council to consider are provided below:

- Delete warehousing from the permitted land use matrix. Based on the Economic Market Study completed by BERK Consulting this is not a viable use in the City of Bonney Lake. Removal of warehousing would not affect mini-warehouse or personal storage facilities as these are classified under a different NAICS.

- Delete trailer-mix concrete plant. This is for the location of a temporary concrete plant used in construction. If someone is developing a property and needs this temporary use, it would be processed under a temporary permit. Currently it is only allowed in Eastown under a conditional use permit.

## MODIFIED LAND USE MATRIX

Zone Use	<u>NAICS Code(s)</u>	RC-5	R-1	R-2	R-3	C-1	C-2	E	MC	DC	DM	PF
<b>Residential Uses</b>												
Accessory dwelling unit				P <sup>[1]</sup>	P <sup>[1]</sup>							
Adult family home		P	P	P	P	P						
Apartments/condominiums					P		P <sup>[2]</sup>	P <sup>[2]</sup>		P <sup>[3]</sup>	P	
Boarding homes				P	P							P
Duplexes (two family residences)				P	P							
Family day cares		A	A	A	A	A	A	A	A	A	A	
Group homes					C							C
Home occupations; provided the criteria in BLMC 18.22.010 are met		A <sup>[1]</sup>				A <sup>[1]</sup>	A <sup>[1]</sup>					
Mobile/manufactured homes subject to Chapter 15.08 BLMC		P <sup>[4]</sup>	P <sup>[4]</sup>	P <sup>[4]</sup>								
Mobile/manufactured home parks in existence as of annexation into the city								P				
Nursing homes and Continuing care communities (NAICS 623110 and NAICS 623311)	<u>623110</u> <u>623311</u>			-	-		-	P	C			C
Senior assisted living facilities (NAICS 623312)	<u>623312</u>			P	P		C	P	C	P <sup>[3]</sup>	P	
Private docks, mooring facilities and boathouses; provided the project complies with Title 16 Division III BLMC—Shoreline Code		A <sup>[2]</sup>	A <sup>[2]</sup>	A <sup>[2]</sup>	A <sup>[2]</sup>							P <sup>[5]</sup>
Residences in connection with a business establishment						P	C	A	C	P <sup>[3]</sup>	P	
Residential care facilities					P							
Single-family residences, detached		P	P	P		P						
Townhouses				P	P	C	C	P	C			
<b>Educational Uses</b>												

Dancing, music, art, drama and instructional/vocational schools	<u>611610, 611620, 611630, 611691, 611692, and 611699</u>						P	P	P	P	P <sup>[3]</sup>	P	P
Elementary and Secondary Schools	611110		C	P	P	P	C		C				P
Junior high, high schools and junior colleges, public or private—Business, Technical, and Trade Schools	611410, 611420, 611430, 611511, 611512, 611513, and 611519		C	C	C	C	C		C				P
Preschool	-	-	C	P	P	P	P	-	P	-	-	-	-
<b>Cultural, Religious, Recreational, and Entertainment Uses</b>													
Adult entertainment facilities subject to the provisions of Chapter 48.32 BLMC	<u>N/A</u>								P <sup>[3]</sup>				
Amphitheater	<u>N/A</u>						P	P	P				
Campgrounds	<u>712110</u>							P	C				C
Galleries	<u>:</u>	-	-	-	-	P	P	-	P	P	P	P	-
Golf courses	<u>713910</u>	C											C
Golf driving range	<u>:</u>	-	-	-	-	-	-	P	-	-	-	-	C
Government buildings and facilities	<u>:</u>	-	C	C	C	P	P	P	P	P	P	P	P
Gymnasiums and Fitness centers and Recreational Centers, public or commercial	<u>713940</u>						P	P	P				P
Libraries	<u>519120</u>				P	P	P	P	P	P	P	P	P
Museums	<u>712110</u>	C	C			P	P	P	P	P	P	P	P
Parks, open space, and trails	<u>712190</u>	P	P	P	P	P	P	P	P	P	P	P	P
Pocket park	<u>:</u>	P	P	P	P	P	P	P	P	P	P	P	P
Private meeting halls	<u>:</u>	A	A	C	P	P	P	P	P	-	-	-	P
Public meeting halls	<u>N/A</u>			C	P	P	P	P	P				P
Recreation facilities, outdoor	<u>713990</u>	C						P					P
Recreational vehicle parks	<u>:</u>	-	-	-	-	-	-	P	-	-	-	-	-
Religious institutions	<u>813110</u>	P <sup>4[6]</sup>	P <sup>4[6]</sup>	P <sup>4[6]</sup>	P <sup>4[6]</sup>	P	P		P	P <sup>[3]</sup>	P		C
Swimming pools, public or private	<u>:</u>	A	A	A	A	A	P	P	P	-	-	-	P

Theaters	<u>711110,</u> <u>711120,</u> <u>711130,</u> and <u>711190</u>							P	P	P	P	P	
<b>Governmental Buildings and Facilities</b>													
<u>Executive, Legislative, and Other General Government Support</u>	<u>921130,</u> <u>921140,</u> and <u>921190</u>	-	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>
<u>Public Safety Facilities</u>	<u>922120,</u> <u>922130,</u> <u>922150,</u> and <u>922160,</u> <u>922190</u>	-	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>
<u>Administration of Human Resource Programs</u>	<u>923110,</u> <u>923120,</u> <u>923130,</u> and <u>923140</u>	-	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>
<u>Administration of Environmental Quality Programs</u>	<u>924110</u> and <u>924120</u>	-	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>
<u>Administration of Housing Programs, Urban Planning, and Community Development</u>	<u>925110</u> and <u>925120</u>	-	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>
<u>Administration of Economic Programs</u>	<u>926110,</u> <u>926130,</u> <u>926140,</u> and <u>926150</u>	-	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>C<sup>[1]</sup></u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>
<b>Industrial Uses</b>													
Assembly or processing of previously prepared materials in a fully enclosed building	N/A								C <sup>[2]</sup>				
Junk, salvage or wrecking yard; provided a solid fence and/or solid screening hedge at least eight feet high is built and maintained to screen from view the open storage use.	<u>423930</u>								C <sup>[3]</sup>				

On-site treatment and storage facility as an accessory use to a permitted use which generates a hazardous waste subject to compliance with the state siting criteria adopted pursuant to the requirements of Chapter 17.105 RCW and issuance of state hazardous waste management facility permit	-	-	-	-	-	-	-	A	A	-	-	-	-
Storage or distribution of sand, gravel, top soil, or bark; provided a solid fence and/or solid screening hedge at least eight feet high is built and maintained to screen from view the storage area	N/A								p <sup>[7]</sup>				
Storage or processing of any hazardous waste as defined in Chapter 70.105 RCW is not permitted as a principal use	-	-	-	-	-	-	-	-	€	-	-	-	-
Trailer-mix concrete plant; provided a solid fence and/or solid screening hedge at least eight feet high is built and maintained to screen from view the concrete plant and storage yard	<u>327320</u>								C <sup>[3]</sup>				
Warehousing Retail and wholesale warehousing and distribution of goods within a fully enclosed building	<u>493110,</u> <u>493120,</u> <u>493130,</u> and <u>493190</u>							P	P	P			
<b>Resource Management Uses</b>													
Agriculture and orchards		P											
Forestry and tree farms		P											
Raising of livestock, small animals and fowl; provided the requirements of BLMC 18.22.060 are met		P											
<b>Transportation, Communication, Utilities</b>													
Electric Vehicle Charging Stations – Level 1 and 2		p <sup>[8]</sup>											
Electric Vehicle Charging Stations – Level 3		C <sup>[4]</sup>	C <sup>[4]</sup>	C <sup>[4]</sup>	C <sup>[4]</sup>	p <sup>[8]</sup>							

Parking garages							C	P	C	C		
Public utility facility; provided the requirements of BLMC 18.22.050 are met		P		P	P	P	P	P	P			
<b>Commercial Uses</b>												
Ambulance service							C	P	C			
Antique shops						C	P	P	P	P	P	
Arcade								P	P			
Automatic teller machines (ATMs)							P	P	P		P	
Automatic teller machines (ATMs) with no drive-through						P	P	P	P	P	P	
Automobile fuel and recharging stations and car washes							P	P	P			
Automobile, boat and trailer sales								P	C			
Automobile, boat and trailer repair							P	P	P			
Bakery, retail						P	P	P	P	P	P	
Bakery, wholesale								P				
Banks, savings and loan associations							P	P	P			
Banks, savings and loan associations with no drive-through						P	P	P	P	P	P	
Barber shops and beauty shops						P	P	P	P	P	P	
Bars						C	P	P	P	P	P	
Bed and breakfast houses; provided the criteria in BLMC 18.22.030 are met		A	C	C	C	P						
Beer and wine specialty shops						P	P	P	P	P	P	
Bookstores					A	P	P	P	P	P	P	
Bowling alley												
Brewpubs and microbreweries						C	P	P	P	P	P	
Cabinet and carpenter shop							C	P	C			
Candy shop						P	P	P	P			
Cart vendors						P	P	P	P			
Cinema							P	P	P			
Coffee shops, cafes, no drive-through						P	P	P	P	P	P	A
Coffee stand, drive-through							P	P	P			

Commercial, professional and service uses associated with a residential complex, including banks, savings and loan associations, barber and beauty shops, business and professional offices, medical and dental clinics and neighborhood grocery, coffee shops, or restaurants, provided such uses occupy no more than 10 percent of the land area of the parcel or parcels within the residential complex and no individual commercial, professional or service use exceeds 5,000 square feet of floor area					A			P				
Commercial uses associated with a permitted use, such as a snack bar or gift shop, provided the commercial activity is open for business no more than 150 days per year or is within the same building as the permitted use								P				A
Contractor yards, provided a solid fence and/or solid screening hedge at least eight feet high is built and maintained to screen from view the open storage use								P				
Day care centers					C	P	P	P	P			P
Department store							P	P	P			
Dry cleaning							P	P	P	P	P	
Food markets, delicatessen and meat markets (beer and wine may be sold)						P	P	P	P	P	P	
Furniture and small household appliance repair shops						C	P	P	C			
Furniture building, repair and upholstery								P				
Hardware stores							P	P	P	P	P	
Horticultural nursery and garden supply, indoor or outdoor							P	P	P	P	P	
Hospitals			C	C	C		P	P	P			C
Hotels, motels							C	P	C	P	P	

Kennels		C		C	C	A	A	P	A			
Laundromats						P	P	P	P			
Liquor stores						C	P	P	P			
Locksmiths and security alarm shops						P	P	P	P			
Machine shops							C	P	C			
Massage therapy/spas						P	P	P	P	P	P	
Medical-dental clinics							P	P	P	P <sup>3</sup>	P	
Medical offices						P	P	P	P	P <sup>3</sup>	P	
Mini day care center					C	P	A	P	A	P	P	
Mini-storage facilities							C	C	C			
Nail salons						P	P	P	P	P	P	
Nightclub								P				
Open storage yards, including storage and sale of building materials and heavy equipment, provided a solid fence and/or solid screening hedge at least eight feet high is built and maintained to screen from view the open storage use								P				
Outdoor storage and sale of building materials and nursery stock, provided such use is accessory to a permitted use and enclosed within a sight-obscuring fence								A	A	A		
Pet shop, grooming and supplies						P	P	P	P	P	P	
Pharmacies							P	P	P	P	P	
Photographic processing and supply							P	P	P	P	P	
Photography studios						P	P	P	P	P	P	
Plumbing shops, electricians, heating, air conditioning sales or repair							C	P	C			
Pool hall							P	P	P			
Printing, copying and mailing services						P	P	P	P	P	P	
Professional offices						P	P	P	P	P <sup>3</sup>	P	
Restaurants, including drive-in restaurants						C	P	P	P			
Restaurants, no drive-through						C	P	P	P	P	P	
Retail shops						C	P	P	P	P	P	
Roadside produce stands		P				P	P	P	P			P
Shoe repair						P	P	P	P	P	P	

Shopping center							P	P	P				
Skating rink							P	P	P				
Stables and riding schools		P										P	
Tailor shops						P	P	P	P	P	P		
Tanning salon						P	P	P	P	P	P		
Tavern						C	P	P	P	P	P		
Veterinary clinics, animal hospitals							P	P	P				
Veterinary clinics with no outdoor kennel space or dog runs							P	P	P	P <sup>3</sup>	P		
<b>Wireless Communication Facilities</b>													
WCF Microcell		P	P	P	P	P	P	P	P	P	P	P	
WCF Mini						P	P	P	P	P	P	P	
WCF Macro						P	P	P	P	P	P	P	
WCF Monopole I		C <sup>[5]</sup>	C <sup>[5]</sup>	C <sup>[5]</sup>	C <sup>[5]</sup>								
WCF Monopole II and Lattice Tower							C	C	C	C	C	C	
<b>Essential public facilities</b>													
Airports (NAICS 481)	<u>481111,</u> <u>481112,</u> <u>481211,</u> <u>481212,</u> <u>and</u> <u>481219</u>								C				
Public Colleges and Universities (NAICS 6112 and 6113)	<u>611210</u> <u>and</u> <u>611310</u>							P	P	P	P <sup>3</sup>	P	P
State Transportation Facilities	<u>N/A</u>								p <sup>6[9]</sup>				
Transit Facilities	<u>485111,</u> <u>485112,</u> <u>485113,</u> <u>485119</u>		C <sup>3</sup>	C <sup>3</sup>	P <sup>7</sup>	P <sup>7</sup>	P <sup>7</sup>	P <sup>7</sup>	P <sup>7</sup>				
Correctional Institutions (NAICS 922140)	<u>922140</u>								C				C
Solid Waste Handling Facilities (NAICS 5621 and NAICS 5622)	<u>562111,</u> <u>562112,</u> <u>562119,</u> <u>562211,</u> <u>562212,</u> <u>562213,</u> <u>and</u> <u>562219</u>								C				

Psychiatric and Substance Abuse Hospitals (NAICS 622210) and 623220)	622210 and 623220								P	C			
Group homes	N/A	P	P	P									
Secure Community Transition Facilities	N/A								C <sup>4[6]</sup>				

**P = Permitted**

**C = Conditional use**

**A = Accessory use**

The paragraphs listed below contain specific limitations that correspond with the bracketed [ ] superscript note numbers from Land Use Matrix

A<sup>[1]</sup> = Subject to the requirements of BLMC 18.22.010

A<sup>[2]</sup> = Subject to the requirements of Title 16 Division III BLMC - Shoreline Code

P<sup>[1]</sup> = No accessory dwelling units are allowed in conjunction with a duplex

P<sup>[2]</sup> = Subject to the commercial design standards of Chapter 18.31 BLMC

P<sup>[3]</sup> = Allowed outright on second floor, requires a CUP if on the first floor

P<sup>[4]</sup> = Subject to the requirements of Chapter 15.08 BLMC

P<sup>[5]</sup> = Subject to the requirements of Title 16 Division III BLMC - Shoreline Code

P<sup>[6]</sup> = Subject to the provisions of BLMC 18.22.040

P<sup>[7]</sup> = In addition to the Landscaping Requirements codified in Chapter 16.14 BLMC, a solid fence and solid screening hedge at least eight feet high shall be built and maintained to screen the storage yard/area.

P<sup>5[8]</sup> = Subject to the limitations and provisions of Chapter 18.40 BLMC

P<sup>6[9]</sup> = As defined in RCW 47.06.140

~~P<sup>7</sup> = As defined in RCW 81.112.020~~

C<sup>[1]</sup> = Subject to both the Residential Development Standards codified in Chapter 18.22 BLMC and the Commercial Development Standards codified in Chapter 18.31 BLMC

C<sup>4[2]</sup> = Exclusions are listed in BLMC 18.29.040

C<sup>[3]</sup> = In addition to the Landscaping Requirements codified in Chapter 16.14 BLMC, a solid fence and solid screening hedge at least eight feet high shall be built and maintained to screen from view the use.

C<sup>2[4]</sup> = Subject to the limitations and provisions of Chapter 18.40 BLMC

~~C<sup>3</sup> = As defined in RCW 81.112.020~~

~~C<sup>4</sup> = As defined in RCW 71.09.020~~

C<sup>[5]</sup> = Subject to the provisions of BLMC 18.50.007(B)(2). Camouflaged monopole I are exempt from conditional use permit.

C<sup>[6]</sup> = As defined in RCW 71.09.020

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Zone Use	Economic Sector	Subsector	Industry Group	NAICS Industry Group Name	NAICS Industry	National Industry	NAICS National Industry Name	RC-5	R-1	R-2	R-3	C-1	C-2	E	MC	DC	DM	PF		
Dancing, music, art, drama and instructional/vocational schools	61	1	6	Other Schools and Instruction	1	0	Fine Arts School													
	61	1	6		2	0	Sports and Recreation Instruction													
	61	1	6		3	0	Language Schools													
	61	1	6		9	1	Exam Preparation and Tutoring													
	61	1	6		9	2	Automobile Driving Schools													
	61	1	6		9	9	All other Miscellaneous Schools and Instruction													
	61	1	2	Junior Colleges	1	0	Junior Colleges													
	61	1	4	Business Schools and Computer and Management Training	1	0	Business and Secretarial Schools						P	P	P	P	P	P	P	P
	61	1	4		2	0	Computer Training													
	61	1	4		3	0	Professional and Management Development													
	61	1	5	Technical and Trade Schools	1	1	Cosmetology and Barber Schools													
	61	1	5		1	2	Flight Training													
	61	1	5		1	3	Apprenticeship Training													
	61	1	5		1	9	Other Technical and Trade Schools													
Elementary school	61	1	1	Elementary and Secondary Schools	1	0	Elementary and Secondary Schools		C	P	P	P	C		C				P	
Junior high, high schools and junior colleges, public or private	61	1	1	Elementary and Secondary Schools	1	0	Elementary and Secondary Schools		C	C	C	C	C		C				P	
	61	1	2	Junior Colleges	1	0	Junior Colleges													
Preschool	62	4	4	Child Day Care Services	1	0	Child Day Care Services		C	P	P	P	P		P					

Zone Use	Economic Sector	Subsector	Industry Group	NAICS Industry Group Name	NAICS Industry	National Industry	NAICS National Industry Name	RC-5	R-1	R-2	R-3	C-1	C-2	E	MC	DC	DM	PF
Adult entertainment facilities subject to the provisions of Chapter 18.32 BLMC														P				
Amphitheater													P	P	P			
Campgrounds	72	1	2	Recreation Vehicle Parks and Recreational Camps	1	1	Recreational Vehicle Parks and Campgrounds							P	C			C
Galleries	71	2	1	Museums, Historical Sites, and Similar Institutions	1	0	Museums					P	P		P	P	P	
Golf courses	71	3	9	Other Amusement and Recreation Industries	1	0	Golf Courses and Country Clubs	C										C
Golf driving range	71	3	9	Other Amusement and Recreation Industries	9	0	All Other Amusement and Recreation Industries							P				C
Government buildings and facilities	92	1	1	Executive, Legislative, and Other General Government Support	1	0	Executive Offices											
	92	1	1	Executive, Legislative, and Other General Government Support	2	0	Legislative Bodies											
	92	1	1	Executive, Legislative, and Other General Government Support	3	0	Public Finance Activities											
	92	1	1	Executive, Legislative, and Other General Government Support	4	0	Executive and Legislative Offices, Combined											
	92	1	1	Executive, Legislative, and Other General Government Support	5	0	American Indian and Alaska Native Tribal Governments											
	92	1	1	Executive, Legislative, and Other General Government Support	9	0	Other General Government Support											
	92	2	1	Justice, Public Order, and Safety Activities	1	0	Courts											
	92	2	1	Justice, Public Order, and Safety Activities	2	0	Police Protection											
	92	2	1	Justice, Public Order, and Safety Activities	3	0	Legal Counsel and Prosecution											
	92	2	1	Justice, Public Order, and Safety Activities	4	0	Correctional Institutions											
	92	2	1	Justice, Public Order, and Safety Activities	5	0	Parole Offices and Probation Offices											
	92	2	1	Justice, Public Order, and Safety Activities	6	0	Fire Protection											
	92	2	1	Justice, Public Order, and Safety Activities	9	0	Other Justice, Public Order, and Safety Activities											
	92	3	1	Administration of Human Resource Programs	1	0	Administration of Education Programs											
	92	3	1	Administration of Human Resource Programs	2	0	Administration of Public Health Programs											
	92	3	1	Administration of Human Resource Programs	3	0	Administration of Human Resource Programs (except Education, Public Health, and Veterans' Affairs Programs)	C	C	C	P	P	P	P	P	P	P	P
	92	3	1	Administration of Human Resource Programs	4	0	Administration of Veterans' Affairs											
	92	4	1	Administration of Environmental Quality Programs	1	0	Administration of Air and Water Resource and Solid Waste Management Programs											
	92	4	1	Administration of Environmental Quality Programs	2	0	Administration of Conservation Programs											
	92	5	1	Administration of Housing Programs, Urban Planning, and Community Development	1	0	Administration of Housing Programs											
92	5	1	Administration of Housing Programs, Urban Planning, and Community Development	2	0	Administration of Urban Planning and Community and Rural Development												
92	6	1	Administration of Economic Programs	1	0	Administration of General Economic Programs												
92	6	1	Administration of Economic Programs	2	0	Regulation and Administration of Transportation Programs												

Zone Use	Economic Sector	Subsector	Industry Group	NAICS Industry Group Name	NAICS Industry	National Industry	NAICS National Industry Name	RC-5	R-1	R-2	R-3	C-1	C-2	E	MC	DC	DM	PF
	92	6	1	Administration of Economic Programs	3	0	Regulation and Administration of Communications, Electric, Gas, and Other Utilities											
	92	6	1	Administration of Economic Programs	4	0	Regulation of Agricultural Marketing and Commodities											
	92	6	1	Administration of Economic Programs	5	0	Regulation, Licensing, and Inspection of Miscellaneous Commercial Sectors											
	92	7	1	Space Research and Technology	1	0	Space Research and Technology											
	92	8	1	National Security and International Affairs			National Security											
	92	8	1	National Security and International Affairs			International Affairs											
Gymnasiums and fitness centers, public or commercial	71	3	9	Other Amusement and Recreation Industries	4	0	Fitness and Recreation Sports Centers						P	P	P			P
Libraries	51	9	1	Libraries and Archives	2	0	Libraries and Archives				P	P	P	P	P	P	P	P
Museums	71	2	1	Museums, Historical Sites, and Similar Institutions	1	0	Museums	C	C			P	P	P	P	P	P	P
Parks, open space and trails	71	2	1	Museums, Historical Sites, and Similar Institutions	9	0	Nature Parks and Other Similar Institutions	P	P	P	P	P	P	P	P	P	P	P
Pocket park	71	2	1	Museums, Historical Sites, and Similar Institutions	9	0	Nature Parks and Other Similar Institutions	P	P	P	P	P	P	P	P	P	P	P
Private meeting halls	53	1	1	Lessors of Real Estate	2	0	Lessors of Non-Residential Buildings	A	A	C	P	P	P	P	P			P
Public meeting halls										C	P	P	P	P	P			P
Recreation facilities, outdoor	71	3	9	Other Amusement and Recreation Industries	9	0	All Other Amusement and Recreation Industries	C						P				P
Recreational vehicle parks	72	1	2	Recreation Vehicle Parks and Recreational Camps	1	1	Recreational Vehicle Parks and Campgrounds							P				
Religious institutions	81	3	1	Religious Organizations	1	0	Religious Organizations	P	P	P	P	P	P		P	P	P	C
Swimming pools, public or private	71	3	9	Other Amusement and Recreation Industries	4	0	Fitness and Recreation Sports Centers	A	A	A	A	A	P	P	P			P
Theaters	51	2	1	Motion Picture and Video Industries	3	1	Motion Picture Theaters (except Drive-Ins)											
	51	2	1	Motion Picture and Video Industries	3	2	Drive-In Motion Picture Theaters											
	71	1	1	Performing Arts Companies	1	0	Theater Companies and Dinner Theaters							P	P	P	P	P
	71	1	1	Performing Arts Companies	2	0	Dance Companies							P	P	P	P	P
	71	1	1	Performing Arts Companies	3	0	Musical Groups and Artists											
	71	1	1	Performing Arts Companies	9	0	Other Performing Arts Companies											

Zone Use	Economic Sector	Subsector	Industry Group	NAICS Industry Group Name	NAICS Industry	National Industry	NAICS National Industry Name	RC-5	R-1	R-2	R-3	C-1	C-2	E	MC	DC	DM	PF
Assembly or processing of previously prepared materials in a fully enclosed building														C				
Junk, salvage or wrecking yard, provided a solid fence and/or solid screening hedge at least eight feet high is built and maintained to screen from view the open storage use	42	3	9	Miscellaneous Durable Goods Merchant Wholesalers	3	0	Recyclable Material Merchant Wholesalers							C				
On-site treatment and storage facility as an accessory use to a permitted use which generates a hazardous waste subject to compliance with the state siting criteria adopted pursuant to the requirements of Chapter 70.105 RCW and issuance of state hazardous waste management facility permit	56	2	2	Waste Treatment and Disposal	1	1	Hazardous Waste Treatment and Disposal						A	A				
Storage or distribution of sand, gravel, top soil, or bark, provided a solid fence and/or solid screening hedge at least eight feet high is built and maintained to screen from view the storage area														P				
Storage or processing of any hazardous waste as defined in Chapter 70.105 RCW is not permitted as a principal use	56	2	2	Waste Treatment and Disposal	1	1	Hazardous Waste Treatment and Disposal							C				
Trailer-mix concrete plant, provided a solid fence and/or solid screening hedge at least eight feet high is built and maintained to screen from view the concrete plant and storage yard	32	7	3	Cement and Concrete Product Manufacturing	2	0	Ready-Mix Concrete Manufacturing							C				
Retail and wholesale warehousing and distribution of goods within a fully enclosed building	49	3	1	Warehousing and Storage	1	0	General Warehousing and Storage											
	49	3	1	Warehousing and Storage	2	0	Refrigerated Warehousing and Storage											
	49	3	1	Warehousing and Storage	3	0	Farm Product Warehousing and Storage						P	P	P			
	49	3	1	Warehousing and Storage	9	0	Other Warehousing and Storage											

Zone Use	Economic Sector	Subsector	Industry Group	NAICS Industry Group Name	NAICS Industry	National Industry	NAICS National Industry Name	RC-5	R-1	R-2	R-3	C-1	C-2	E	MC	DC	DM	PF
Airports (NAICS 481)	48	1	1	Scheduled Air Transportation	1	1	Scheduled Passenger Air Transportation											
	48	1	1	Scheduled Air Transportation	1	2	Scheduled Freight Air Transportation											
	48	1	2	Nonscheduled Air Transportation	1	1	Nonscheduled Chartered Passenger Air Transportation							C				
	48	1	2	Nonscheduled Air Transportation	1	2	Nonscheduled Chartered Freight Air Transportation											
	48	1	2	Nonscheduled Air Transportation	1	9	Other Nonscheduled Air Transportation											
Colleges and Universities (NAICS 6112 and 6113)	61	1	2	Junior Colleges	1	0	Junior Colleges						P	P	P	P <sup>3</sup>	P	P
	61	1	3	Colleges, Universities, and Professional Schools	1	0	Colleges, Universities, and Professional Schools											
State Transportation Facilities														P	P	P	P	P
Transit Facilities	48	5	1	Urban Transit Systems	1	1	Mixed Mode Transit Systems											
	48	5	1		1	2	Commuter Rail Systems		C	C	P	P	P	P	P	P	P	P
	48	5	1		1	3	Bus and Other Motor Vehicle Transit Systems											
	48	5	1		1	9	Other Urban Transit Systems											
Correctional Institutions (NAICS 922140)	92	2	1	Justice, Public Order, and Safety Activities	4	0	Correctional Institutions							C				C
Solid Waste Handling Facilities (NAICS 5621 and NAICS 5622)	56	2	1	Waste Collection	1	1	Solid Waste Collection											
	56	2	1		1	2	Hazardous Waste Collection											
	56	2	1		1	9	Other Waste Collection											
	56	2	2	Waste Treatment and Disposal	1	1	Hazardous Waste Treatment and Disposal							C				
	56	2	2		1	2	Solid Waste Landfill											
	56	2	2		1	3	Solid Waste Combustors and Incinerators											
	56	2	2		1	9	Other Nonhazardous Waste Treatment and Disposal											
Psychiatric and Substance Abuse Hospitals (NAICS 622210)	62	2	2	Psychiatric and Substance Abuse Hospitals	1	0	Psychiatric and Substance Abuse Hospitals											
	62	3	2	Residential Intellectual and Developmental Disability, Mental Health, and Substance Abuse Facilities	2	0	Residential Mental Health and Substance Abuse Facilities							P	C			
Group homes								P	P	P								
Secure Community Transition Facilities														C				

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City of Bonney Lake, Washington  
**City Council Agenda Bill (AB)**

<b>Department/Staff Contact:</b> Executive / Don Morrison	<b>Meeting/Workshop Date:</b> 1 March 2016	<b>Agenda Bill Number:</b> AB16-22
<b>Agenda Item Type:</b> Motion	<b>Ordinance/Resolution Number:</b> AB16-22	<b>Councilmember Sponsor:</b> TBD

**Agenda Subject:** Creation of a Transportation Benefit District

**Full Title/Motion:** An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Establishing The Bonney Lake Transportation Benefit District, Specifying The Boundaries For The Transportation Benefit District, Specifying The Maintenance And Preservation Of Existing Transportation Improvements, Authorizing The Transportation Benefit District Board To Establish An Annual Vehicle License Fee; Establishing An Effective Date; And, Providing For Severability. .

**Administrative Recommendation:** Approve

**Background Summary:** The City of Bonney Lake has the responsibility under the Constitution of the State of Washington for the improvement, maintenance, and protection of public ways within the corporate limits of the City. However, declining gas taxes and traffic impact fees are the only dedicated sources of revenues for maintaining street. The sources are woefully inadequate to fund the transportation improvement program of the City and otherwise meet our statutory obligations. A transportation Benefit District would provide an additional funding mechanism to fund local street. It is estimated that a \$20 tab fee would raise an esitmated \$260,000 annually for the street system. If the Council determined to move forward, the next step would be to hold a public hearing on the question of forming a Transportation Benefit District in accordance with RCW 36.73.050, prior to adopting the ordinance. Any decision to impose a tab fee would be made after the district is formed.

**Attachments:** Ordinance D16-22; TBD Revenue Estimates (2012); TBD District List

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
<b>Budget Explanation:</b> NA			

<b>COMMITTEE, BOARD &amp; COMMISSION REVIEW</b>			
<b>Council Committee Review:</b>	<i>Approvals:</i>		<b>Yes No</b>
Date:	Chair/Councilmember NAME		<input type="checkbox"/> <input type="checkbox"/>
	Councilmember NAME		<input type="checkbox"/> <input type="checkbox"/>
	Councilmember NAME		<input type="checkbox"/> <input type="checkbox"/>
Forward to:	<b>Consent Agenda:</b> <input type="checkbox"/> Yes <input type="checkbox"/> No		
<b>Commission/Board Review:</b>			
<b>Hearing Examiner Review:</b>			

<b>COUNCIL ACTION</b>	
Workshop Date(s): March 1, 2016	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

**APPROVALS**

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**ORDINANCE NO. D16-22**

**AN ORDINANCE OF THE CITY OF BONNEY LAKE, WASHINGTON ESTABLISHING THE BONNEY LAKE TRANSPORTATION BENEFIT DISTRICT, SPECIFYING THE BOUNDARIES FOR THE TRANSPORTATION BENEFIT DISTRICT, SPECIFYING THE MAINTENANCE AND PRESERVATION OF EXISTING TRANSPORTATION IMPROVEMENTS, AUTHORIZING THE TRANSPORTATION BENEFIT DISTRICT BOARD TO ESTABLISH AN ANNUAL VEHICLE LICENSE FEE; ESTABLISHING AN EFFECTIVE DATE; AND, PROVIDING FOR SEVERABILITY.**

**WHEREAS**, the City Council of the City of Bonney Lake has the responsibility under the Constitution of the State of Washington for the improvement, maintenance, and protection of public ways within the corporate limits of the City pursuant to RCW 35A.11.020 and Chapter 35A.47 RCW; and

**WHEREAS**, the improvement, maintenance, and protection of public ways requires maintaining and preserving existing transportation improvements to avoid catastrophic failure of the improvements which would require significant additional funds to reconstruct; and

**WHEREAS**, the Washington State Transportation Commission (the "Commission") is mandated pursuant to RCW 47.01.071(4) to adopt the Washington Transportation Plan (WTP 2030) which is a comprehensive and balanced statewide transportation plan that establishes a 20-year vision for the development of the statewide transportation system, from state highways and ferries to sidewalks and bike paths, county roads, city streets, public transit, air and rail; and

**WHEREAS**, the WTP 2030 identifies the total unfunded statewide need over 20 years, identifies significant statewide transportation issues, and recommends statewide transportation policies and strategies reflecting the priorities of government based on five transportation policy goals established by the Legislature and set forth at RCW 47.04.280; and

**WHEREAS**, the number one priority in WTP 2030 is to maintain the capacity of the existing transportation system by providing for ongoing maintenance, upgrades, and replacement of aging infrastructure to ensure continued safety, improve mobility and preserve and extend prior investments in existing transportation facilities and the services they provide to people and commerce; and

**WHEREAS**, on average, cities invest approximately \$1 billion in transportation annually which amounts is estimated to be at least \$28.7 billion in year 2030; and

**WHEREAS** existing city street systems will continue to be the backbone of cities' transportation system; however, pavement ratings show the statewide average declined from an average score of 72 out of 100 in 2006 to 69 out of 100 in 2010; and

**WHEREAS**, the investment principles from the Puget Sound Regional Council "Destination 2030 Metropolitan Transportation Plan for the Central Puget Sound Region" states that the first priority should be to maintain, preserve, make safe, and optimize existing transportation infrastructure and services; and

**WHEREAS**, the City has extremely limited transportation funding to pay for necessary transportation preservation and maintenance and current revenues will not sustain the current City transportation system; and

**WHEREAS**, establishing a stable funding mechanism for partial funding for transportation infrastructure maintenance and preservation is essential to continued mobility and the economic health and quality of life that come from an integrated and connected transportation network; and

**WHEREAS**, the funding dedicated for the preservation and maintenance of the City's transportation infrastructure has been dramatically reduced due to the ongoing annual decrease in Gas Tax revenues; and

**WHEREAS**, while dedicated revenues have decreased, the ongoing annual costs to preserve and maintain the City's transportation infrastructure continue to rise leaving the City unable to continue to adequately preserve and maintain the City's transportation infrastructure; and

**WHEREAS**, Chapter 36.73 RCW provides for the establishment of transportation benefit districts and for the levying of additional revenue sources for transportation improvements within the district that are consistent with existing state, regional, and local transportation plans and necessitated by existing or reasonably foreseeable congestion levels; and

**WHEREAS**, RCW 35.21.225 authorizes the City Council to establish a Transportation Benefit District subject to the provisions of Chapter 36.73 RCW; and

**WHEREAS**, the City desires to form a Transportation Benefit District which includes the entire City of Bonney Lake as the boundaries currently exist; and

**WHEREAS**, prior to establishing a Transportation Benefit District, the City Council shall conduct a public hearing upon proper notice, which shall describe the functions and purposes of the proposed Transportation Benefit District; and

**WHEREAS**, the City provided notice of and conducted the public hearing on the proposed establishment of a Transportation Benefit District in accordance with RCW 36.73.050; and

**WHEREAS**, the City Council of the City of Bonney Lake finds it to be in the best interests of the City to establish a citywide Transportation Benefit District for the preservation and maintenance of the City's transportation infrastructure consistent with Chapter 36.73 RCW, to protect the City's long-term investments in that infrastructure, to reduce the risk of transportation facility failures and improve safety, to continue optimal performance of the infrastructure over time, and to avoid more expensive infrastructure replacements in the future; and

**WHEREAS**, the City Council of the City of Bonney Lake shall establish a governing body for the Transportation Benefit District comprised of the City Council acting in an *ex officio* and independent capacity;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON, DO HEREBY ORDAIN AS FOLLOWS:**

**Section 1. Purpose.** The purpose of this Ordinance is to establish a Transportation Benefit District pursuant to RCW 35.21.225 and Chapter 36.73 RCW, as the City Council finds it is in the public interest to provide adequate levels of funding for the purposes of ongoing transportation improvements that preserve and maintain the transportation infrastructure of the City of Bonney Lake, consistent with Chapter 36.73 RCW.

**Section 2. Creation of New City Code Chapter Providing for Formation of a Transportation Benefit District.** The City of Bonney Lake adopts a new Chapter to Title 12 of the Bonney Lake Municipal Code, Ch. 12.36 entitled "Transportation Benefit District", which is set forth as follows:

(1) **Establishing Transportation Benefit District.** There is created a Transportation Benefit District to be known and referred to as the Bonney Lake Transportation Benefit District (the "District") with geographical boundaries comprised of the corporate limits of the City as they currently exist or as they may exist following future annexations.

(2) **Governing Board.**

(a) The governing board (the "Board") of the District shall be the Bonney Lake City Council acting in an *ex officio* and independent capacity, which shall have the authority to exercise the statutory powers set forth in Chapter 36.73 RCW.

(b) The treasurer of the District shall be the Chief Financial Officer of the City.

(c) The Board shall develop a "material change policy" to address major plan changes that affect project delivery or the ability to finance the plan, pursuant to the requirements set forth in RCW 36.73.160(1).

(d) The Board shall issue an annual report, pursuant to the requirements of RCW 36.73.160(2).

(3) **Transportation Improvements Funded.** The funds generated by the District shall be used for transportation improvements that preserve and maintain the transportation infrastructure of the City, consistent with the requirements of Chapter 36.73 RCW, and shall be used primarily for improvements to preserve and maintain the City's previous investments in the transportation infrastructure, reduce the risk of transportation facility failure, improve safety, continue the cost-effectiveness of the City's infrastructure investments, continue the optimal performance of the transportation system, to cure deficiencies in the transportation network, and to expand the transportation system generally as outlined in the adopted transportation plan of the City.

(4) **Establishment of Vehicle License Fee Revenue Source.** The Board shall have the authority to establish an initial annual vehicle license fee in the amount of twenty dollars (\$20), consistent with RCW 36.73.065, to be collected by the Washington Department of Licensing on qualifying vehicles, set forth in RCW 82.80.140 and Chapters 36.73 and 46.16 RCW.

(5) **Dissolution of District.** The Bonney Lake Transportation Benefit District shall be dissolved when all indebtedness of the district has been retired and when all of the district's anticipated responsibilities have been satisfied.

**Section 3. Severability - Construction.**

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

(2) If the provisions of this ordinance are found to be inconsistent with other provisions of the Bonney Lake Municipal Code, this ordinance is deemed to control.

**Section 4. Effective Date.** This ordinance shall take effect and be in full force five (5) days after approval, and publication in accordance with law.

**PASSED by the City Council and approved by the Mayor this 23<sup>rd</sup> day of February, 2016.**

\_\_\_\_\_  
Neil Johnson, Jr., Mayor

AUTHENTICATED:

\_\_\_\_\_  
Harwood Edvalson, City Clerk, MMC

APPROVED AS TO FORM:

\_\_\_\_\_  
Kathleen Haggard, City Attorney

## TRANSPORTATION BENEFIT DISTRICT (TBD) REVENUE

May 1, 2012

Location	Count of Vehicles	Revenue generated by TBD \$20 Vehicle Fee
Auburn/King	43,039	\$ 860,780
Auburn/Pierce	4,289	\$ 85,780
<b>Bonney Lake</b>	<b>12,554</b>	<b>\$ 251,080</b>
Buckley	3,597	\$ 71,940
Carbonado	522	\$ 10,440
DuPont	5,259	\$ 105,180
Eatonville	2,349	\$ 46,980
Edgewood	7,035	\$ 140,700
Fife	6,812	\$ 136,240
Fircrest	5,039	\$ 100,780
Gig Harbor	5,407	\$ 108,140
Lakewood	34,363	\$ 687,260
Milton/Pierce	4,577	\$ 91,540
Milton/King	690	\$ 13,800
Orting	5,600	\$ 112,000
Pacific/King	4,272	\$ 85,440
Pacific/Pierce	379	\$ 7,580
Puyallup	25,723	\$ 514,460
Roy	778	\$ 15,560
Ruston	637	\$ 12,740
South Prairie	250	\$ 5,000
Steilacoom	4,545	\$ 90,900
Sumner	6,859	\$ 137,180
Tacoma	128,648	\$ 2,572,960
University Place	18,174	\$ 363,480
Wilkeson	352	\$ 7,040
Unincorporated Pierce County	241,182	\$ 4,823,640
<b>Total (Includes King Co portions of cities)</b>	<b>572,931</b>	<b>\$11,458,620</b>
<b>Not including King Co portion of cities</b>	<b>524,930</b>	<b>\$10,498,600</b>

# Local Transportation Benefit Districts

RCW 36.73.020 allows city or county governments to create transportation benefit districts and impose an additional vehicle registration fee to fund local transportation projects.

## Established Western WA Transportation benefit districts and fees imposed

Transportation Benefit District	Fee	Effective date (Tabs expiring on or after...)	Location code
<b>Bainbridge Island</b> 206.780.8624	\$20	August 1, 2013	18-04
<b>Bremerton</b> 360.473.5920	\$20	July 1, 2012	18-01
<b>Buckley</b> 360.829.1921, ext. 7801	\$20	February 1, 2014	27-02
<b>Burien No. 1</b> 206.241.4647	\$10	February 1, 2011	17-34
<b>Carbonado</b> 360.829.0125	\$20	November 1, 2013	27-03
<b>Des Moines</b> 206.870.7586	\$20	September 1, 2009	17-09
<b>DuPont</b> 253.964.8121	\$20	September 1, 2013	27-04
<b>Edgewood</b> 253.952.3299	\$20	July 1, 2014	27-20
<b>Eatonville</b> 360.832.3361	\$20	March 1, 2013	27-05
<b>Edmonds</b> 425.771.0260	\$20	September 1, 2009	31-04
<b>Enumclaw</b> 360.825.3593	\$20	September 1, 2014	17-11
<b>Kenmore</b> 425.398.8900	\$20	June 1, 2013	17-38
<b>Kittitas</b> 509.968.0220	\$20	December 1, 2012	19-03
<b>Lake Forest Park</b> 206.368.5440	\$20	September 1, 2009	17-17
<b>Lynnwood</b> 425.670.5020	\$20	July 1, 2011	31-10
<b>Maple Valley</b> 425.413.8800	\$20	July 1, 2013	17-20
<b>Mountlake Terrace</b> 425.744.6272	\$20	August 1, 2012	31-13
<b>Olympia</b> 360.570.3727	\$20	October 1, 2009	34-03
<b>Roy</b> 253.843.1113	\$20	January 1, 2015	27-12
<b>Seattle</b> 206.233.5005	\$20	May 1, 2011	17-26

<b>Shoreline</b> 206.801.2302	\$20	February 1, 2010	17-37
<b>Snoqualmie</b> 425.888.1555, ext. 1135	\$20	March 1, 2011	17-28
<b>Tacoma</b> 253.591.5511	\$20	June 1, 2013	27-17
<b>University Place</b> 253.460.5447	\$20	July 1, 2014	27-19
<b>Wilkeson</b> 360-829-0790	\$20	January 1, 2015	27-18

## **Vehicles subject to fees**

- Passenger vehicles
- Trucks that weigh 6,000 pounds or less
- Motorcycles
- Commercial passenger vehicles and trucks that weigh 6,000 pounds or less
- Combination trucks that weigh 6,000 pounds or less
- Tow trucks
- House moving dollies
- Trucks used exclusively for hauling logs that weigh 6,000 pounds or less
- Taxicabs
- For-hire or stage vehicles with 6 seats or less
- For-hire or stage vehicles with 7 or more seats that weigh 6,000 pounds or less
- Private use trailers over 2,000 pounds
- Motorcycle trailers
- Travel trailers
- Fixed load vehicles that weigh 6,000 pounds or less
- Mobile homes licensed as vehicles

## **Exempt vehicles**

- All farm vehicles
- Campers
- Off-road vehicles
- Snowmobiles
- Mopeds
- Personal use trailers with a single axle and less than 2,000 pounds scale weight
- Commercial trailers
- Combination trailers
- Trailers used exclusively for hauling logs
- Horseless carriage, collector, or restored-plate vehicles
- Converter gear
- Government vehicles
- Private school vehicles
- Vehicles properly registered to disabled American veterans