

Ordinance Table

227	Amends § 6 of Ord. 224, short subdivisions (Repealed by 608)	271	Amends § 16.40.060, subdivisions (Repealed by 608)
228	Ad valorem tax excess levies for 1976 (Special)	272	Amends § 17.88.010, zoning (17.88)
229	General tax levy and budget for 1976 (Special)	273	Amends § 17.64.020, zoning (Repealed by 573)
230	Salaries and compensation for town officials (Repealed by 442)	274	Amends § 17.84.040, zoning (Repealed by 573)
231	Amends Chs. 17.32 and 17.36, B-1 and B-2 districts (17.32)	275	Amends § 16.12.040, subdivisions (16.12)
232	Amends § 17.20.020, R-2 zone (Repealed by 573)	276	Bond issuance (Special)
233	Amends § 17.20.040, R-2 zone (Repealed by 573)	277	Annexation (Special)
234	Amends § 17.44.020, W-1 district (Repealed by 598)	278	Water bond issuance (Special)
235	Adds § 7 to Ord. 211, water service charges (13.04)	279	Amends § 4 of Ord. 223, CATV franchise (Special)
236	Amends § 2 of Ord. 218, sewer service charges (Repealed by 453)	280	Rezone (Special)
237	Authorizes an interfund loan (Special)	281	Amends § 17.16.030, zoning (Repealed by 573)
238	Ad valorem tax levies for 1977 (Special)	282	Amends § 17.20.040, zoning (Repealed by 573)
239	Amends § 17.20.030, 17.32.030, 17.36.030, land use regulations (17.32)	283	Amends § 17.44.030, zoning (Repealed by 598)
240	Annexation (Special)	284	Rezone (Special)
241	1976 budget (Special)	285	Adopts criminal code (Repealed by 529)
242	1977 budget (Special)	286	Annexation (Special)
243	Amends Ord. 238, ad valorem taxes (Special)	287	Establishes repair and demolition fund (Repealed by 503)
244	Water system improvements fund (Repealed by 503)	288	Creates LID 1 (Special)
245	Authorizes sale of town hall (Special)	289	Repeals Ch. 8.12 (Repealer)
246	Rezone (Special)	290	Amends § 6.04.010 – 6.04.050; repeals 6.04.060 – 6.04.120, dogs (6.04)
247	Annexation (Special)	291	Amends § 13.28.050, 13.28.100, 13.28.230, sewers (13.28)
248	Amends § 17.32.040, lot area (17.32)	292	Amends § 2.04.010, council meetings (2.04)
249	Truck traffic restrictions (Repealed by 574)	292A	Rezone (Special)
250	Amends § 17.80.020, signs (Repealed by 532)	293	Budget increase (Special)
251	Amends § 17.80.030, permits for signs (Repealed by 532)	294	Annexation (Special)
252	Amends § 17.80.050, permitted signs (Repealed by 532)	295	Annexation (Special)
253	Amends Ord. 218, sewer rates (Repealed by 453)	296	Annexation (Special)
254	Amends § 17.32.030, B-1 district (17.32)	297	Annexation (Special)
255	Amends § 17.36.030, B-2 district (Repealed by 573)	298	SEPA guidelines adoption (18.04)
256	Adds § 17.40.080, site plans (Repealed by 573)	299	Amends § 9.84.010, discharging firearms (Repealed by 529)
257	Adds § 17.44.100, site plans (Repealed by 598)	300	1979 ad valorem tax levy (Special)
258	Amends § 17.48.050, site plans (Repealed by 598)	301	Town council study meetings (2.04)
259	Adds § 17.52.050, site plans (Repealed by 598)	302	1979 budget and tax levy (Special)
260	Adds § 17.56.020, site plans (Repealed by 598)	303	Adds subsection D to § 10.08.030, mobile home parking (10.08)
261	Adds § 17.20.100, site plans (Repealed by 573)	304	Creates LID 2 (Special)
262	Adds § 17.24.160, site plans (Repealed by 573)	305	Repeals 15.04.010 and 15.04.020 (Repealer)
263	Adds § 17.28.070, site plans (Repealed by 573)	306	One-way street designation (10.20)
264	Rezone (Special)	307	Adds § 17.04.045, and subdivision 9 to subsection B of § 17.64.040, zoning (Repealed by 573)
265	Annexation (Special)	308	Adds § 17.08.072, zoning (17.08)
266	Adopts 1973 Uniform Building Code, amends § 15.08.010, building fees (Repealed by 491)	309	Interfund loan (Special)
267	Election (Special)	310	Prohibits motor vehicles in town parks (10.24)
268	Annexation (Special)	311	Rezone (Special)
269	1978 ad valorem tax levy (Special)	312	Adds language to § 5 of Ord. 209, sewers (13.28)
270	1978 budget and tax levy (Special)	313	Adopts personnel reclassification and salary schedule (Not codified)
		314	Rezone (Special)
		315	Establishes LID No. 3, providing for issuance and sale bonds (Special)
		316	Establishes local improvement guaranty fund (Special)

317	Annexation (Special)	363	City classification (1.06)
318	Approves assessment for LID No. 1 (Special)	364	Annexation (Special)
319	Approves assessment for LID No. 2 (Special)	365	Adds § 17.08.073, zoning (17.08)
320	Annexation (Special)	366	Adopts personnel reclassification and salary schedule (Not codified)
321	Amends § 1.08.010 and 1.08.020, ordinance passing procedure (1.08)	367	Amends 1981 budget (Special)
322	Proposition for special election (Special)	368	Adds water hookup charges to Ch. 13.04 (13.04)
323	Establishes storm sewer fund (3.32)	369	Water service rules and regulations (13.02)
324	Approves addendum to 1979 budget (Special)	370	Zones and annexes certain property (Special)
325	Amends § 13.04.040, water service connection fees (13.04)	371	Mayor pro tempore (2.14)
326	Annexation (Special)	372	Agency fund (3.36)
327	1980 tax levy (Special)	373	LID No. 3 warrants (Special)
328	Adopts Uniform Code for the Abatement of Dangerous Buildings (Not codified)	374	Adds Ch. 5.04, amusement machines and games; repeals Ords. 2, 2A, 2C, 184 and 210 (5.04)
329	Adopts building inspection fees (Repealed by 490)	375	Annexation (Special)
330	Public dock regulations (8.28)	376	Annexation (Special)
331	Consolidates local improvement districts 1 and 2 (Special)	377	Enacts Ch. 17.07, flood hazard regulations (Repealed by 506)
332	1980 budget (Special)	378	Consolidation of sewer and water funds into utility fund (Repealed by 503)
333	Amends § 13.02.140, water service (13.02)	379	Annexation (Special)
334	Land clearing code (16.44)	380	Obligation of remaining 1981 federal revenue sharing money (Special)
335	Amends § 2.28.010, expense reimbursement (2.28)	381	Obligation of 1982 federal revenue sharing money (Special)
336	Loan authorized (Special)	382	1982 budget (Special)
337	Adopts building codes (Repealed by 490)	383	1982 ad valorem taxes (Special)
338	Amends § 6 of Ord. 330, dock regulations (8.28)	384	Amends 1981 budget (Special)
339	Building security devices (15.28)	385	(Number not used)
340	Auditing officer (2.16)	386	Confirms assessments for LID No. 3 (Special)
341	Amends § 17.28.020, zoning (Repealed by 573)	387	Annexation (Special)
342	Amends § 2 of Ord. 13, dog regulations (Not codified)	388	Water service charges (Repealed by 471)
343	Amends subsection B of § 3.16.030, business and occupation tax (3.16)	389	Sewer system service charges; repeals Ch. 13.32 (Repealed by 437)
344	Amends Ord. 211, water rates (13.04)	390	Amends § 6 of Ord. 156, local improvement district regulations (13.20)
345	Amends Ord. 279, CATV rates (Special)	391	Use of revenue-sharing funds (Special)
346	Street vacation (Special)	392	Unemployment compensation fund (Repealed by 503)
347	Amends § 17.84.040, zoning (Repealed by 573)	393	CATV rates; repeals 5 of Ord. 223, CATV franchise (Special)
348	Adopts 1980 Washington State Energy Code (Repealed by 477)	394	Repeals Ord. 2, amusement devices (Repealer)
349	Amends subsection k of § 17.32.020, zoning (17.32)	395	Amusement devices (5.04)
350	Amends 1980 budget (Special)	396	Bond issue for LID No. 3 (Special)
351	Creates LID No. 3 (Special)	397	Gambling, bingo and amusement games tax (3.24)
352	Adopts Washington State Model Traffic Ordinance (10.04)	398	Repeals Ord. 180, bingo, raffles and amusement game revenue tax (Repealer)
353	Amends § 6.04.050, dogs (6.04)	399	Additional sales and use tax (3.22)
354	1981 tax levy (Special)	400	Licensing of temporary businesses; repeals Ord. 41, peddlers, canvassers and auctioneers (5.16, 5.28)
355	Amends subsection D of § 6 of Ord. 338, dock regulations (8.28)	401	Tax levy for 1983 (Repealed by 410)
356	Adds subsection A(11) to § 17.64.040, zoning (Repealed by 573)	402	Creates capital projects fund and general government contingency fund (Repealed by 503)
357	General tax levy (Special)	403	Adds Ch. 9.29, offenses against public morals (Repealed by 529)
358	Amends § 17.20.040, zoning (Repealed by 573)	404	Disbursement of federal revenue sharing funds (Special)
359	Amends § 17.44.030, zoning (Repealed by 598)		
360	Amends § 17.60.020, zoning (Repealed by 573)		
361	Water service rates (13.04)		
362	Sewer system charges (Repealed by 453)		

ORDINANCE NO. 283

AN ORDINANCE AMENDING TITLE 17, CHAPTER 17.44.030 OF THE GIG HARBOR MUNICIPAL CODE.

Title 17, Chapter 17.44.030 of the Gig Harbor Municipal Code is amended to read as follows:

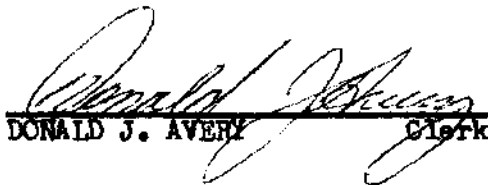
17.44.030 Lot area. The lot area shall be not less than 12,000 square feet. (Ord. 109 A 5.3, 1968).

PASSED at a regular meeting of the Town Council held on the 25th day of September, 1978.



JACK D. BUJACICH, JR. Mayor

Attest:



DONALD J. AVERY Clerk

ORDINANCE NO. 284

AN ORDINANCE AMENDING ORDINANCE NO. 109A ESTABLISHING LAND USE CLASSIFICATIONS AND DISTRICTS IN THE TOWN OF GIG HARBOR: AMENDING THE ZONING MAP ADOPTED BY SAID ORDINANCE BY PROVIDING A CHANGE OF ZONE FROM R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) AND GS (GENERAL SERVICE) to R-2 (TWO FAMILY DWELLINGS) FOR CERTAIN PROPERTY AS DESIGNATED ON THE MAP ATTACHED HERETO AND MARKED EXHIBIT A AND MADE A PART HEREOF, AND AS FURTHER DESCRIBED HEREIN, AND DECLARING THE EFFECTIVE DATE OF THIS ORDINANCE.

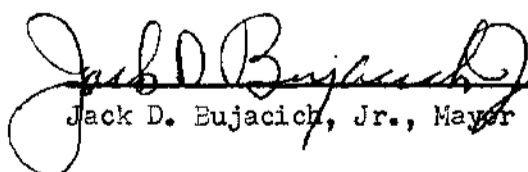
WHEREAS, procedures for change in the zoning thereof have been duly taken and had in accordance with the provisions of Section 19 of Ordinance No. 109A of the Town of Gig Harbor, and the Planning Commission has recommended such change, and the Town Council has found the same to be and for good and proper reasons that affect the public welfare,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF GIG HARBOR:
.92 ACRES 07-21-02E-1-084 N 440 FT OF W $\frac{1}{2}$ OF E $\frac{1}{2}$ OF NW DF NE EXC
W 200 FT AND EXC S 200 FT OF N 410 FT OF E 100 FT THEREOF & EXC CO
RD EASE OF RECORD SEG F 2621

As more fully shown upon the map attached hereto and marked Exhibit A and made a part hereof, be and the same are hereby rezoned and classified as R-2 (Two family dwellings), rather than R-1 (Single family dwelling) and GS (General Service).

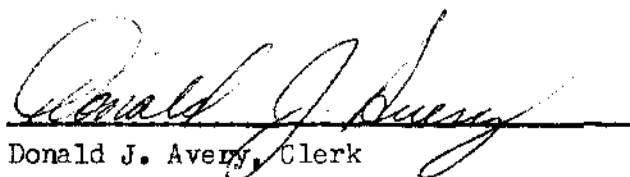
Section 2. That the official zoning map of the Town of Gig Harbor as adopted by said Ordinance 109A, be and the same he hereby amended to reflect such change in zoning of such areas. That the Town Clerk shall make this classification change on the Town's official zoning map and certify said change in accordance with the terms of Ordinance No. 109A. That this ordinance shall take effect upon its passage and publication as provided by law.

PASSED at a regular meeting of the Town Council held on the 12 day of June, 1978.



Jack D. Bujacich, Jr., Mayor

Attest:

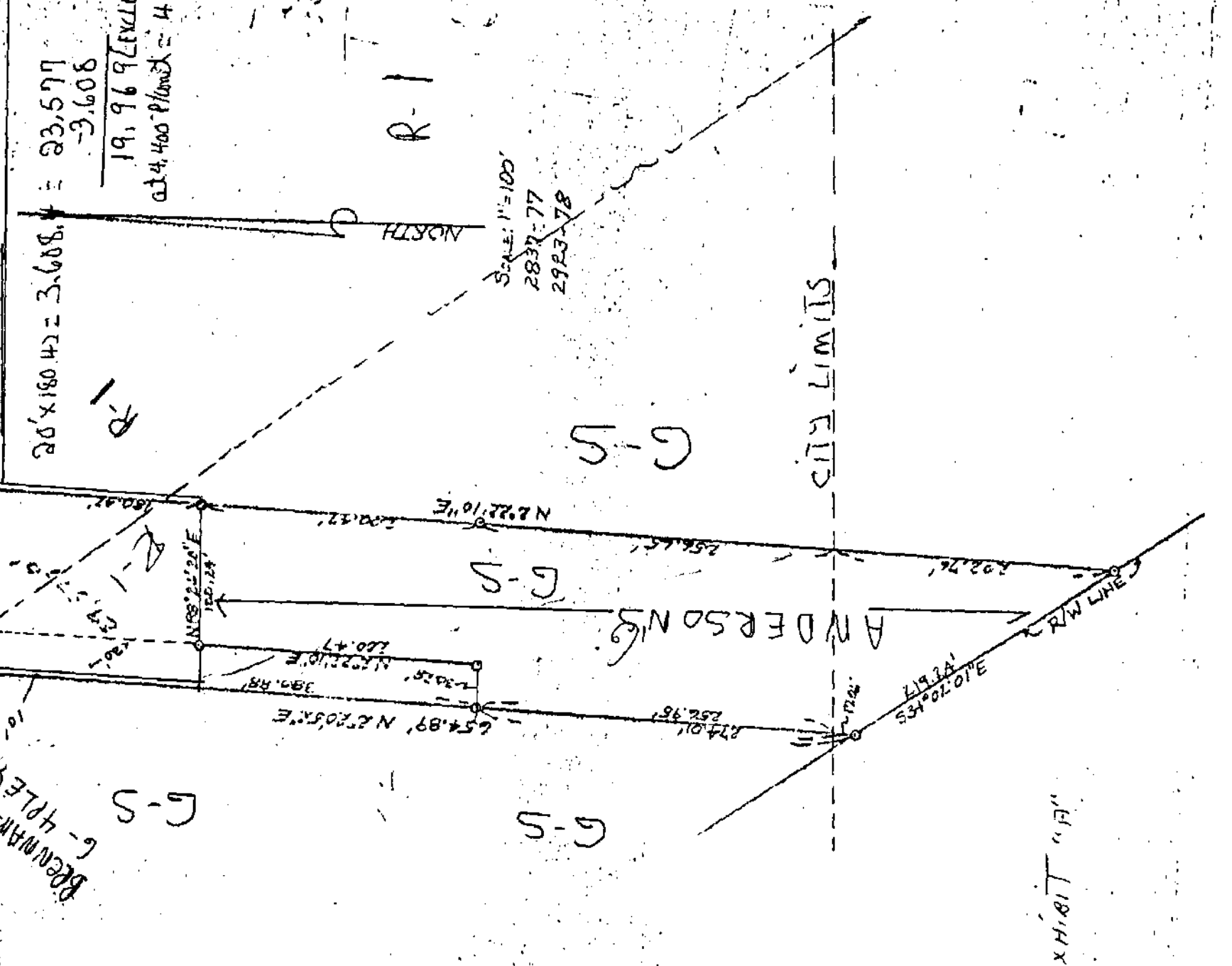


Donald J. Avery, Clerk

N. 211.
4,400 P/10
SONITS

33,577.28 (INCLUDING EASEMENT)

20' x 180.42' = 3,608.4
= 33,577
- 3,608
19,969 (EXCLUDING EASEMENT)
at 4,400 P/acre = 4 P/acre



SCALE: 1" = 100'
2837-77
2923-78

EXHIBIT 'A'

ORDINANCE NO. 285

AN ORDINANCE OF THE TOWN OF GIG HARBOR, WASHINGTON, ADOPTING BY REFERENCE CERTAIN SECTIONS OF TITLE 9A AND 9, REVISED CODE OF WASHINGTON, CRIMES AND PUNISHMENT, DEFINING THE SAME, FIXING THE PUNISHMENT FOR THE VIOLATION THEREOF AND REPEALING ALL ORDINANCES IN THE GIG HARBOR MUNICIPAL CODE IN CONFLICT THEREWITH: HEREAFTER TO BE KNOWN AS THE CRIMINAL CODE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, AS FOLLOWS:

SECTION I

That the following sections of Title 9A of the Revised Code of Washington are hereby adopted by reference:

9A.04.110	DEFINITIONS
9A.08.010	GENERAL REQUIREMENTS OF CULPABILITY
9A.08.020	LIABILITY FOR CONDUCT OF ANOTHER- COMPLICITY
9A.08.030	CRIMINAL LIABILITY OF CORPORATIONS AND PERSONS ACTING OR UNDER A DUTY TO ACT IN THEIR BEHALF
9A.16.020	USE OF FORCE-WHEN LAWFUL
9A.16.080	ACTION FOR BEING DETAINED ON MERCANTILE ESTABLISHMENT PREMISES FOR INVESTIGATION- "REASONABLE GROUNDS" AS DEFENSE
9A.16.090	INTOXICATION
9A.20.020	AUTHORIZED SENTENCES OF OFFENDERS
9A.20.030	ALTERNATIVE TO A FINE-RESTITUTION
9A.28.020	CRIMINAL ATTEMPT
9A.28.030	CRIMINAL SOLICITATION
9A.28.040	CRIMINAL CONSPIRACY
9A.36.040	SIMPLE ASSAULT
9A.36.050	RECKLESS ENDANGERMENT
9A.36.070	COERCION
9A.48.100	MALICIOUS MISCHIEF-"PHYSICAL DAMAGE" DEFINED
9A.52.010	DEFINITIONS
9A.52.060	MAKING OR HAVING BURGLAR TOOLS
9A.52.070	CRIMINAL TRESPASS IN THE FIRST DEGREE
9A.52.080	CRIMINAL TRESPASS IN THE SECOND DEGREE
9A.52.090	CRIMINAL TRESPASS-DEFENSES
9A.52.100	VEHICLE PROWLING
9A.56.010	DEFINITIONS
9A.56.050	THEFT IN THE THIRD DEGREE
9A.56.060	UNLAWFUL ISSUANCE OF CHECKS OR DRAFTS
9A.56.140	POSSESSING STOLEN PROPERTY-DEFINITION CREDIT CARDS, PRESUMPTION
9A.56.170	POSSESSING STOLEN PROPERTY IN THE THIRD DEGREE
9A.56.180	OBSCURING IDENTITY OF A MACHINE
9A.60.040	CRIMINAL IMPERSONATION
9A.60.050	FALSE CERTIFICATION

9A.72.010	DEFINITIONS
9A.72.040	FALSE SWEARING
9A.72.050	PERJURY AND FALSE SWEARING-INCONSIS-
	TENT STATEMENTS-DEGREE OF CRIME
9A.72.060	PERJURY AND FALSE SWEARING-RETRACTION
9A.72.070	PERJURY AND FALSE SWEARING-IRREGU-
	LARITIES NO DEFENSE
9A.72.080	STATEMENT OF WHAT ONE DOES NOT KNOW
	TO BE TRUE
9A.72.150	TAMPERING WITH PHYSICAL EVIDENCE
9A.76.010	DEFINITIONS
9A.76.020	OBSTRUCTING A PUBLIC SERVANT
9A.76.030	REFUSING TO SUMMON AID FOR A PEACE
	OFFICER
9A.76.040	RESISTING ARREST
9A.76.050	RENDERING CRIMINAL ASSISTANCE: DEFINI-
	TION OF TERM
9A.76.060	RELATIVE DEFINED
9A.76.090	RENDERING CRIMINAL ASSISTANCE IN THE
	THIRD DEGREE
9A.76.100	COMPOUNDING
9A.76.130	ESCAPE IN THE THIRD DEGREE
9A.80.010	OFFICIAL MISCONDUCT
9A.84.010	RIOT
9A.84.020	FAILURE TO DISPERSE
9A.84.030	DISORDERLY CONDUCT
9A.84.040	FALSE REPORTING
9A.88.010	PUBLIC INDECENCY
9A.88.020	COMMUNICATION WITH A MINOR FOR IMMORAL
	PURPOSES
9A.88.030	PROSTITUTION
9A.88.050	PROSTITUTION-SEX OF PARTIES IMMATERIAL-
	NO DEFENSE
9A.88.090	PERMITTING PROSTITUTION
9-.03.010	ABANDONING, DISCARDING, REFRIGERATION
	EQUIPMENT
9-.03.020	PERMITTING UNUSED EQUIPMENT TO REMAIN
	ON PREMISES
9-.91.060	LEAVING CHILDREN UNATTENDED IN PARKED
	AUTOMOBILE

SECTION II

Any person, firm, corporation or association violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor or gross misdemeanor as in said Ordinance provided and shall be subject to a fine of not more than \$300.00 and/or imprisonment in the County Jail for a term of not in excess of ninety (90) days.

SECTION III

This Ordinance is adopted in accordance with the provisions of RCW 35.21.180 and all amendments and additions to the Revised Code of Washington sections hereinafter enumerated, when printed and filed with the Town Clerk shall be considered

and accepted as amendments and additions to this Ordinance.

SECTION IV

That prior to adoption of this Ordinance three (3) copies of the hereinabove enumerated sections of Title 9A have been filed in the office of the Town Clerk for use and examination by the public.

SECTION V

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed. However, any Ordinance or part of Ordinance which is not expressly in conflict or expressly repealed is still in effect.

PASSED by the Town Council of the Town of Gig Harbor, Washington, and approved by its Mayor at the regular meeting held on the 26 day of June, 1978.

TOWN OF GIG HARBOR, WASHINGTON

By Jack D. Bujacich
JACK D. BUJACICH-Mayor

ATTEST:

Donald J. Avery
DONALD AVERY
Town Clerk

JOHNSON & KELLEY
ATTORNEYS AT LAW
SUITE 605
WASHINGTON BUILDING
TACOMA, WASHINGTON 98402

ORDINANCE NO. 286

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE TOWN OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE TOWN OF GIG HARBOR.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR:

That Whereas by petition heretofore filed with the Council, Peninsula School District No. 401, being the owners of more than seventy-five percent (75 per cent) in value according to assessed valuations for taxation of the following described real estate:

Parcel C:

That portion of the North 406.5 feet of the Southwest quarter of the Southwest quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian: EXCEPT that portion thereof lying West of a line described as follows: Commencing at the Southwest corner of the Southwest quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian; thence North $85^{\circ}36'40''$ East, along the South line of said subdivision, 670 feet to the point of beginning for said line; thence North $02^{\circ}34'33''$ West 1530.77 feet to intersect the North line of the South 1530 feet of the Southwest quarter of said Section 6, at a point 635 feet East of the West line of said subdivision and the terminus of said line.

Parcel D:

That portion of the North 406.5 feet of the Southeast quarter of the Southwest quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian, lying Southwesterly of State Highway No. 16 as conveyed to the State of Washington by Deed recorded May 4, 1972 under Auditor's Fee No. 2443865.

Parcel E:

That portion of the South 224 feet of the Northeast quarter of the Southwest quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian, lying Southwesterly of State Highway No. 16 as conveyed to the State of Washington by Deed recorded May 4, 1972 under Auditor's Fee No. 2443865.

Parcel F:

That portion of the South 224 feet of the Northwest quarter of the Southwest quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian: EXCEPT that portion thereof lying West of a line described as follows: Commencing at the Southwest corner of the Southwest quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian; thence North $85^{\circ}36'40''$ East, along the South line of said subdivision, 670 feet to the point of beginning for said line; thence North $02^{\circ}34'33''$ West 1530.77 feet to intersect the North line of the South 1530 feet of the Southwest quarter of said Section 6, at a point 635 feet East of the West line of said subdivision and the terminus of said line.

Whereas, subsequent to filing said petition the Town Council approved as to form the Petition for Annexation and joined with the petitioner in the Notice of

form the Petition for Annexation and joined with the petitioner in the Notice of Intention to Annex filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Board and that Pierce County Boundary Review Board did not invoke jurisdiction at a public hearing held on April 27, 1978, and

Whereas, the Town Council on December 15, 1977 fixed Monday, January 23, 1978, at the hour of 7:45 p.m. in the Town Hall of the Town of Gig Harbor as the time and place at which all interested persons would appear and voice their approval or disapproval of said annexation of said unincorporated territory, and

Whereas, notice of said hearing was given as provided by law by publication thereof, and

Now, Therefore, Be it Further Ordained by the Town Council of the Town of Gig Harbor:

Section 1. That the following described real property situated in Pierce County, Washington, to-wit:

Parcel C:

That portion of the North 406.5 feet of the Southwest quarter of the Southwest quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian; EXCEPT that portion thereof lying West of a line described as follows: Commencing at the Southwest corner of the Southwest quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian; thence North $85^{\circ}36'40''$ East, along the South line of said subdivision, 670 feet to the point of beginning for said line; thence North $02^{\circ}34'33''$ West 1530.77 feet to intersect the North line of the South 1530 feet of the Southwest quarter of said Section 6, at a point 635 feet East of the West line of said subdivision and the terminus of said line.

Parcel D:

That portion of the North 406.5 feet of the Southeast quarter of the Southwest quarter of Section 6, Township 21 North, Range 2 East of the Willamette Meridian, lying Southwesterly of State Highway No. 16 as conveyed to the State of Washington by Deed recorded May 4, 1972 under Auditor's Fee No. 2443865.

Parcel E:

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Intention to Annex filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Board and that Pierce County Boundary Review Board did not invoke jurisdiction at a public hearing held on April 27, 1978, and

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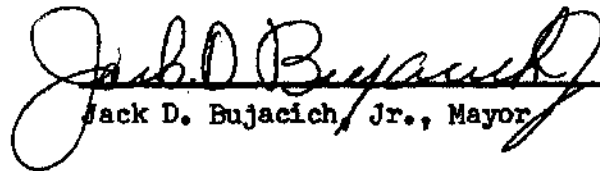
Whereas, subsequent to filing said petition the Town Council approved as to

ship 21 North, Range 2 East of the Willamette Meridian; thence North $85^{\circ}36'40''$ East, along the South line of said subdivision, 670 feet to the point of beginning for said line; thence North $02^{\circ}34'33''$ West 1530.77 feet to intersect the North line of the South 1530 feet of the Southwest quarter of said Section 6, at a point 635 feet East of the West line of said subdivision and the terminus of said line.


be and the same is hereby annexed into and incorporated within the Town of Gig Harbor;

Section 2. This Ordinance shall become effective upon its passage and publication, as provided by law.

PASSED this 26 day of June, 1978.


Jack D. Bujacich, Jr., Mayor

Attest:


Donald J. Avery, Clerk-Treasurer

ORDINANCE NO. 287

AN ORDINANCE ESTABLISHING A REVOLVING FUND TO
BE DESIGNATED AS A REPAIR AND DEMOLITION FUND

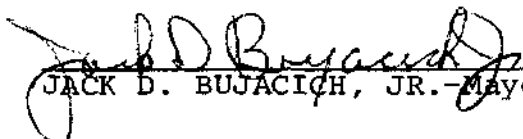
BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF
GIG HARBOR, WASHINGTON:

WHEREAS, it shall be in the best interests that the
Town Council shall establish a special revolving fund to be
designated as the Repair and Demolition Fund to help defray
the costs and expenses which may be incurred by the Town of
Gig Harbor in doing or causing to be done the necessary work
of repair or demolition of dangerous buildings.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL
OF THE TOWN OF GIG HARBOR AS FOLLOWS:

1. The Town Council shall establish a revolving
fund to be designated as the Repair and Demolition Fund.
2. The Town Council may at any time transfer to the
Repair and Demolition Fund, out of any money in the General
Fund of the Town, such sums as it may deem necessary in order
to expedite the performance of the work of repair or demolition,
and any sum so transferred shall be deemed a loan to the Repair
and Demolition Fund and shall be repaid out of the proceeds of
the collections hereinafter provided for.
3. All funds collected under the proceedings herein-
after provided for, shall be paid to the Town Treasurer, who
shall credit the same to the Repair and Demolition Fund.

PASSED at a regular meeting of the Town Council held
on the 26 day of June, 1978.



JACK D. BUJACICH, JR. - Mayor

Attest:



DONALD J. AVERY - Town Clerk

JOHNSON & KELLEY
ATTORNEYS AT LAW
SUITE 605
WASHINGTON BUILDING
TACOMA, WASHINGTON 98402

TOWN OF GIG HARBOR, WASHINGTON

ORDINANCE NO. 288

AN ORDINANCE ordering the improvement of Cascade Avenue within the Town by the construction and installation of curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work, all in accordance with Resolution No. 132 of the Town Council of the Town; establishing Local Improvement District No. ~~148~~; providing the method of assessment in said District; providing that payment in part for said improvement be made by special assessments upon property in said District, payable by the mode of "payment by bonds"; and providing for the issuance and sale of local improvement district warrants redeemable in cash and local improvement district bonds.

WHEREAS, by Resolution No. 132 adopted APRIL 24, 1978, the Town Council of the Town of Gig Harbor (the "Town") declared its intention to improve Cascade Avenue within the Town by the construction and installation of curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work, and fixed the 22 day of MAY, 1978, at 8:00 p.m. in the Council Chambers in the Town Hall in the Town as the time and place of hearing all matters relating to said proposed improvement and all objections thereto and for determining the method of payment for said improvement; and

WHEREAS, Parametrix, Inc., consulting engineers to the Town, caused an estimate to be made of the cost and expense of the proposed improvement and certified said estimate to the Town Council, together with all papers and information in its possession touching the proposed improvement, a description of the boundaries of the District, a statement of what portion of the cost and expense of the improvement should be borne by the property within the proposed District, a statement in detail of the local improvement assessments outstanding or unpaid against the property in the proposed District, and a statement of the aggregate actual valuation of the real estate,

including Twenty Five percent (25%) of the actual valuation of the improvement in the proposed District, according to the valuation last placed upon it for the purpose of general taxation; and

WHEREAS, said estimate is accompanied by a diagram of the proposed improvement showing thereon the lots, tracts, parcels of land and other property which will be specially benefited by the proposed improvement, and the estimated amount of the cost and expense thereof to be borne by each lot, tract and parcel of land or other property; and

WHEREAS, due notice of the hearing upon said Resolution No. 132 was given in the manner provided by law and said hearing was held by the Town Council on MAY 22, 1978, and all persons appearing at such hearing were heard, and as a result thereof the Town Council determined to delete certain portions of the proposed improvements; and

WHEREAS, the Town Council has determined it to be in the best interests of the Town that the improvement as hereinafter described be carried out and that a local improvement district be created in connection therewith; NOW, THEREFORE,

THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, WASHINGTON, DO ORDAIN, as follows:

Section 1. The Town Council of the Town hereby orders the improvement of Cascade Avenue, a distance of NINE - HUNDRED TWENTY SEVEN feet (927 ft.), within the Town, by constructing and installing curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work.

The improvement shall be carried out in accordance with the plans and specifications therefor to be prepared by Parametrix, Inc., consulting engineers to the Town, and such plans and specifications are hereby adopted for said improvement.

Section 2. There is hereby created and established a local improvement district to be called "Local Improvement District No. I of the Town of Gig Harbor, Washington," which district is described in Exhibit "A" attached hereto and by this reference made a part hereof.

Section 3. The estimated cost and expense of the improvement is hereby declared to be \$ 18,779.00. Not to exceed \$ 16,779.00 of such cost and expense shall be borne by and assessed against the property specially benefited by such improvement included in the local improvement district herein established embracing as near as may be all property specially benefited by the improvement. The balance of the cost and expense of the improvement shall be paid from Town funds available therefor.

Section 4. In accordance with the provisions of Section 7 of Chapter 258, Laws of Washington, 1969, 1st Ex. Ses., the Town may use any method or combination of methods to compute assessments which may be deemed to fairly reflect the special benefits to the property being assessed.

Section 5. Local improvement district warrants shall be issued in payment of the cost and expense of the improvement, such warrants to be payable out of the "Local Improvement Fund, District No. I," hereinafter created, to bear interest from the date thereof at a rate to be hereafter fixed by ordinance and to be redeemed in cash, and/or by local improvement district bonds herein authorized to be issued, such interest-bearing warrants to be hereafter referred to as "revenue warrants." Such bonds shall bear interest at a rate to be hereafter fixed by ordinance, shall be payable on or before TEN (10) years from the date of issuance, the life of the improvement ordered being not less than TEN (10) years, and shall be issued

in exchange for and in redemption of any and all revenue warrants issued hereunder and not redeemed in cash within a period of not to exceed sixty (60) days after the first publication by the Town Treasurer of notice that the assessment roll for Local Improvement District No. I is in his hands for collection. The bonds shall be redeemed by the collection of special assessments to be levied and assessed upon the property within said District, payable in Eight (8) equal annual installments, with interest at a rate to be hereafter fixed by ordinance, under the mode of "payment of bonds," as defined by law and the ordinances of the Town. In the case of default in the payment of any assessment when the same shall become due, there shall be added interest at a rate to be hereafter fixed by ordinance and a penalty of Six percent (6%) which shall also be collected. The exact form, amount, date, interest rate and denomination of said warrants and bonds shall be hereafter fixed by ordinance of the Town Council. Said warrants and bonds shall be sold in such manner as the Town Council shall hereafter determine.

Section 6. There is hereby created and established in the office of the Treasurer of the Town for Local Improvement District No. I a special fund to be known and designated as "Local Improvement Fund, District No. I," into which fund shall be deposited the proceeds from the sale of revenue warrants drawn against said fund which may be issued and sold by the Town and collections pertaining to assessments, and against which fund shall be issued cash warrants to the contractor or contractors in payment for the work to be done by them in connection with said improvement, and against which fund cash warrants shall be issued in payment of all other items of expense in connection with said improvement.

PASSED by the Town Council and APPROVED by the Mayor of the Town of Gig Harbor, Washington, at an open public regular meeting thereof, this 26 day of JUNE, 1978.


JACK D. BUJACICH-Mayor

Attest:


DONALD AVERY-Town Clerk

Form Approved:

Town Attorney

Page Five


JOHNSON & KELLEY
ATTORNEYS AT LAW
SUITE 605
WASHINGTON BUILDING
TACOMA, WASHINGTON 98402

ORDINANCE NO. 289


AN ORDINANCE REPEALING CHAPTER 8.12, SECTIONS
010, 020, 030 AND 040 OF THE GIG HARBOR MUNICIPAL
CODE.

Chapter 8.12, Sections 010, 020, 030 and 040 of the
Gig Harbor Municipal Code be and it is hereby repealed.

PASSED at a regular meeting of the Town Council held
on the 26 day of June, 1978.


JACK D. BUJACICH-Mayor

Attest:


DONALD J. AVERY-Town Clerk

ORDINANCE NO. 290

AN ORDINANCE AMENDING CHAPTER 6.04 OF
THE TOWN MUNICIPAL CODE, RELATING
TO THE CONTROL OF DOGS

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN
OF TACOMA:

§1 through 3 of Ordinance 13 and §6.04.010 through
.030 of the Municipal Code are each amended to read as
follows:

§6.04.010. Dogs Running At Large--Unlawful.

It shall be unlawful for the owner or person having control
of any dog to suffer or permit the same to run at large.
No dog shall be permitted to run free of a leash, cage,
or other physical restraint; Provided, that dogs shall not
be deemed to be "at large" so long as the same are on the
property of their owner.

§6.04.020. Dogs Running At Large--Nuisance -

Exemption. Any dog straying or running at large shall
be deemed to be a public nuisance and may be immediately
seized and impounded.

§6.04.030. Disposition of Impounded Dogs.

Impounded dogs shall be held for a period of not less than
five (5) days after which the dog may be disposed of by the
appropriate police or animal control officer.

§6.04.040. Licensing of Dogs. All dogs which
are kept, harbored, or maintained within the Town limits
shall be licensed in accordance with such licensing proce-
dures as are established by the Town.

§6.04.050. Violation--Penalty. Any person violat-
ing this ordinance shall be guilty of a misdemeanor and shall

JOHNSON & KELLEY
ATTORNEYS AT LAW
SUITE 605
WASHINGTON BUILDING
TACOMA, WASHINGTON 98402

ORDINANCE NO. 290

AN ORDINANCE AMENDING CHAPTER 6.04 OF
THE GIG HARBOR MUNICIPAL CODE; RELATING
TO THE CONTROL OF DOGS

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN
OF GIG HARBOR:

§1 through 5 of Ordinance 13 and §6.04.010 through
.050 of the Municipal Code are each amended to read as
follows:

§6.04.010. Dogs Running At Large--Unlawful.

It shall be unlawful for the owner or person having control
of any dog to suffer or permit the same to run at large.
"To run at large" shall mean to run free of a leash, cage,
or other physical restraint; Provided, that dogs shall not
be deemed to be "at large" so long as the same are on the
property of their owner.

§6.04.020. Dogs Running At Large--Nuisance -
Impoundment. Any dog straying or running at large shall
be deemed to be a public nuisance and may be immediately
seized and impounded.

§6.04.030. Disposition of Impounded Dogs.
Impounded dogs shall be held for a period of not less than
five (5) days after which the dog may be disposed of by the
appropriate police or animal control officer.

§6.04.040. Licensing of Dogs. All dogs which
are kept, harbored, or maintained within the Town limits
shall be licensed in accordance with such licensing proce-
dures as are established by the Town.

§6.04.050. Violation--Penalty. Any person violat-
ing this ordinance shall be guilty of a misdemeanor and shall

be punished by a fine of \$10.00 for the first such offense and \$25.00 for each subsequent offense, together with any costs incurred by the Town in the confining of the dog.

§6 through 12 of Ordinance 13 and §6.04.060 through .120 of the Municipal Code are hereby repealed.

PASSED at the regular meeting of the Town Council this 26th day of June, 1978.


JACK D. BUJACICH, JR. - Mayor

Attest:


DONALD J. AVERY
Town Clerk

ORDINANCE NO. 291

AN ORDINANCE AMENDING TITLE 13, CHAPTER 28, SECTIONS .050, .100 and .230 OF THE GIG HARBOR MUNICIPAL CODE; ADJUSTING SEWER PERMIT FEES; REQUIRING IMMEDIATE CONNECTION OF SEWERS FOR NEW CONSTRUCTION; AND PROVIDING FEES FOR INSPECTION OF SEWER MAIN CONSTRUCTION

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR:

Sections .050, .100 and .230 of TITLE 13, CHAPTER 28, are each amended to read as follows:

13.28.050 Permit--Fees. The fee for each permit to connect with any public sewer or to construct, extend, relay, repair, or make connections with a lateral or private sewer inside of property line is fixed at twenty-five dollars inside the Town and thirty-seven dollars and fifty cents outside of the Town and said fee shall be paid to the Town Treasurer who shall issue a receipt therefor and such receipt must be filed with the superintendent before the permit is issued. The permit fee for a side sewer permit shall be one hundred twenty-five dollars and shall require a street excavation permit.

13.28.100 Public sewer available--Toilet facilities installation and connection required.

The owners of all houses, buildings or properties used for human occupancy, employment, recreation, or other purpose, situated within the Town and abutting on any street, alley, or easement in which there is now located or may in the future be located a public sanitary sewer of the Town are required at their expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this chapter, within one hundred twenty days after date of official notice to do so, provided that the public sewer is within two hundred feet of the building or buildings and specific pro-

JOHNSON & KELLEY
ATTORNEYS AT LAW
SUITE 605
WASHINGTON BUILDING
TACOMA, WASHINGTON 98402

visions have been made to connect such to the public sewer and that no public health or safety hazards exist as determined by the superintendent, except that the owners of all new houses, buildings, and properties used for human occupancy after June 22, 1978, shall be required to connect to a public sewer.

13.28.230 Fees for inspection.

A. There shall be no charge for required inspections unless an inspection is necessary because of failure to comply with the terms of this chapter or any construction standards, specifications or codes of the Town. For all inspections for which a charge is made, the charge shall consist of the actual cost per hour, including overhead, of sending sewer department personnel to make the inspections plus equipment rental charges, if any. In no event shall the charge be less than ten dollars. Inspection of sewer main construction shall consist of the actual cost per hour, including overhead, of sending sewer department personnel to make the inspections, plus equipment rental charges, if any. The estimated amount of said charges plus excavation permit charges, shall be deposited in advance of said inspection.

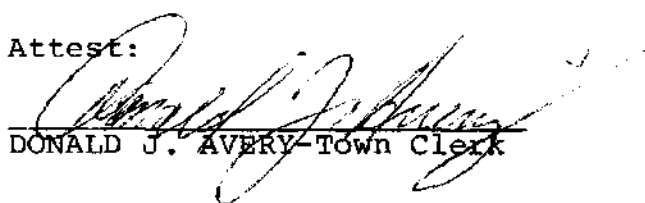
B. All inspection fees shall be paid to the Town Treasurer who shall issue receipts therefor. No permit shall be issued to any person who is delinquent in the payment of inspection charges.

PASSED at a regular meeting of the Town Council held on the 26th day of June, 1978.



JACK D. BUJACICH, JR.-Mayor

Attest:



DONALD J. AVERY-Town Clerk

ORDINANCE NO. 292


AN ORDINANCE AMENDING TITLE 2, CHAPTER 04, SECTION 010 OF
THE GIG HARBOR MUNICIPAL CODE ESTABLISHING MEETING DAYS AND TIME.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR:

Section 2.04.010 is hereby amended to read as follows:

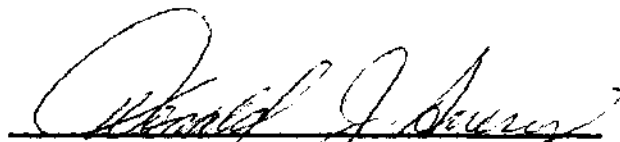
Meeting day and time. The second and fourth Mondays of each
and every month are declared to be and designated as the regular and
official meeting days of the town council of the town and the meetings
shall be conducted on such days commencing at seven p.m.; provided,
however, that in the event any of the regular and official meeting days
fall upon a legal holiday, the regular and official meeting day shall
be on the Tuesday following the second and fourth Monday of each month.

PASSED at a regular council meeting held on the 10th of July, 1978.



JACK D. BUJACICH, JR. MAYOR

ATTEST:



DONALD J. AVERY CLERK-TREASURER

ORDINANCE NO. 292 A

AN ORDINANCE AMENDING ORDINANCE NO. 109A ESTABLISHING LAND USE CLASSIFICATIONS AND DISTRICTS IN THE TOWN OF GIG HARBOR: AMENDING THE ZONING MAP ADOPTED BY SAID ORDINANCE BY PROVIDING A CHANGE OF ZONE FROM G.S. (GENERAL SERVICE) TO R-2 (DUPLEX) FOR CERTAIN PROPERTY AS DESIGNATED ON THE MAP ATTACHED HERETO AND MARKED EXHIBIT A AND MADE A PART HEREOF, AND AS FURTHER DESCRIBED HEREIN, AND DECLARING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, procedures for change in the zoning thereof have been duly taken and had in accordance with the provisions of Section 19 of Ordinance No. 109A of the Town of Gig Harbor, and the Planning Commission has recommended such change, and the Town Council has found the same to be and for good and proper reasons that affect the public welfare.

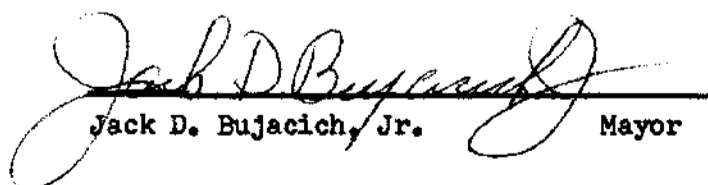
NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF GIG HARBOR:

The East 120 Ft of the South 200 Ft of the North 410 Ft of the West 1/2 of the NE 1/4 of the NW 1/4 of the NE 1/4 of Sec 7, T 21 N, R 2 E, W.M. along with the West 1/2 of the NE 1/4 of the NW 1/4 of the NE 1/4 of Sec 7, T 21 N, R 2 E, W.M. less the North 410 Ft thereof and less the West 200 Ft thereof.

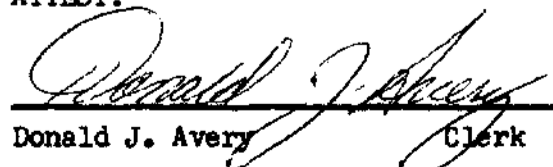
as more fully shown upon the map attached hereto and marked Exhibit A and made a part hereof, be and the same are hereby rezoned and classified as R-2 (Duplex) rather than G.S. (General Service).

Section 2. That the official zoning map of the Town of Gig Harbor as adopted by said Ordinance 109A, be and the same is hereby amended to reflect such change in zoning of such areas. That the Town Clerk shall make this classification change on the Town's official zoning map and certify said change in accordance with the terms of Ordinance No. 109A. That this ordinance shall take effect upon its passage and publication as provided by law.

PASSED at a regular meeting of the Town Council held on the 14 day of August, 1978.


Jack D. Bujacich, Jr. Mayor

ATTEST:


Donald J. Avery Clerk

ORDINANCE NO. 293

AN ORDINANCE OF THE TOWN OF GIG HARBOR PROVIDING FOR AN INCREASED OPERATING BUDGET FOR THE BALANCE OF THE 1978 CALENDAR YEAR AS FOLLOWS:

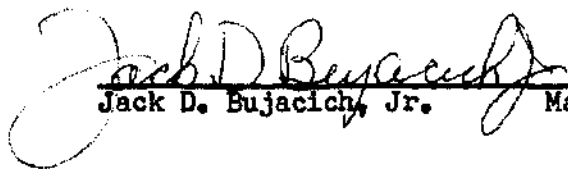
ESTIMATED REVENUES:

CURRENT EXPENSE	\$ 80,000.00
SEWER OPERATION AND MAINTENANCE	20,300.00
G. O. BONDS	72,000.00
WATER REVENUE BONDS	<u>220,000.00</u>
TOTAL ESTIMATED REVENUE	\$ 392,300.00

ESTIMATED EXPENDITURES

CURRENT EXPENSE	80,000.00
SEWER OPERATION AND MAINTENANCE	20,300.00
G. O. BONDS (FIRE DEPT.)	72,000.00
WATER REVENUE BONDS (CAPITAL IMP.)	<u>220,000.00</u>
TOTAL ESTIMATED EXPENDITURES	\$ 392,300.00

PASSED by the Town Council of the Town of Gig Harbor this 25th day of September, 1978.


Jack D. Bujacich, Jr. Mayor

ATTEST:


Donald J. Avery Clerk

ORDINANCE NO. 294

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE TOWN OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE TOWN OF GIG HARBOR.

BE IT ORDAINED by the Town Council of the Town of Gig Harbor:

THAT WHEREAS it has been determined that the best interests and general welfare of the Town of Gig Harbor would be served, by the annexation of the following described property:

Beginning at a point on the east line of Soundview Drive (Wickersham County Road) 247.5 ft. south of the north line of Govt. Lot 5, in the SE 1/4 of Sec. 8, Twp 21, R 2 E, W.M.; thence south along the east line of said Soundview Drive (Wickersham County Road) to a point 100 ft. north of the SW corner of Lot 32, Shore Acres Addition as recorded in Book 10 of Plats, page 82, Records of Pierce County, Washington and the existing Gig Harbor Town limits; thence west along said Town limits to the west line of Soundview Drive (Wickersham County Road); thence north along the west line of said Soundview Drive (Wickersham County Road) and the existing Town limits to a point west of the point of beginning; thence east along the Town limits to the point of beginning.

The property is located outside the town limits of the Town of Gig Harbor.

WHEREAS, Notice of Intention to Annex was filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days and, therefore, is presumed to approve the same, and

WHEREAS, the Town Council on June 12, 1978 fixed Monday, June 26, 1978 at the hour of 7:30 p.m. in the Town Hall of the Town of Gig Harbor as the time and place at which all interested persons should appear and voice their approval or disapproval of said annexation of said unincorporated territory, and

WHEREAS, notice of said hearing was given as provided by law by publication thereof, and

WHEREAS, at said hearing no one objected to said annexation

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Town Council of the Town of Gig Harbor:

Section 1. That the following described real property situated in Pierce County, Washington, to-wit:

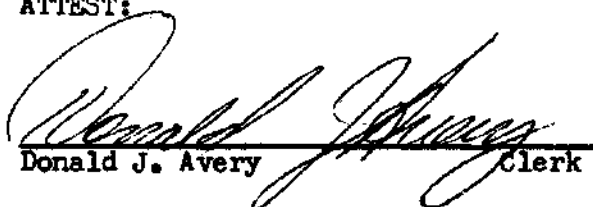
Beginning at a point on the east line of Soundview Drive (Wickersham County Road) 247.5 ft. south of the north line of Govt. Lot 5, in the SE 1/4 of Sec. 8, Twp 21, R 2 E, W.M.; thence south along the east line of said Soundview Drive (Wickersham County Road) to a point 100 ft. north of the SW corner of Lot 32, Shore Acres Addition as recorded in Book 10 of Plats, page 82, Records of Pierce County, Washington and the existing Gig Harbor Town limits; thence west along said Town limits to the west line of Soundview Drive (Wickersham County Road); thence north along the west line of said Soundview Drive (Wickersham County Road) and the existing Town limits to a point west of the point of beginning; thence east along the Town limits to the point of beginning.

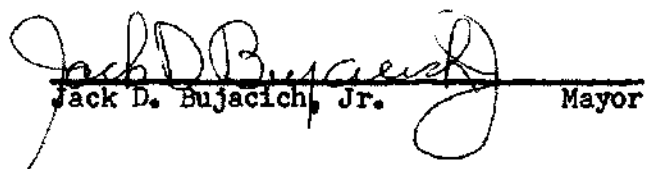
be and the same is hereby annexed into and incorporated within the Town of Gig Harbor:

Section 2. This Ordinance shall become effective upon its passage and publication, as provided by law.

PASSED this 25th day of September, 1978.

ATTEST:


Donald J. Avery Clerk


Jack D. Bujacich, Jr. Mayor

ORDINANCE NO. 295

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE TOWN OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE TOWN OF GIG HARBOR.

BE IT ORDAINED by the Town Council of the Town of Gig Harbor:

THAT WHEREAS by petition heretofore filed with the Town Council, Town of Gig Harbor being the owners of more than seventy-five per cent (75 percent) in value according to assessed valuations for taxation of the following described property:

Beginning at the section corner common to Sections 5 and 6, Twp 21 N, R 2 E, W.M., and Sections 31 and 32, Twp 22 N, R 2 E, W.M.; Thence East along said township line 1468.66 feet to the true Point of Beginning; Thence North to the North boundary of the South $\frac{1}{2}$ of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 32, Twp 22 N, R 2 E, W.M.; Thence E along said North boundary to a point 400 feet West of the NE corner of said subdivision; Thence South parallel to the West line of said subdivision to the South line of 96th St., N.W. (Vernhardson Street); Thence West along said South line to the existing Town limits; Thence North along the Town limits to the true point of beginning.

The property is located outside the town limits of the Town of Gig Harbor.

WHEREAS, subsequent to filing said petition the Town Council approved as to form the Petition for Annexation and joined with the petitioner in the Notice of Intention to Annex filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days and, therefore, is presumed to approve the same, and

WHEREAS, the Town Council on June 12, 1978 fixed Monday, June 26, 1978 at the hour of 7:30 p.m. in the Town Hall of the Town of Gig Harbor as the time and place at which all interested persons should appear and voice their approval or disapproval of said annexation of said unincorporated territory, and

WHEREAS, notice of said hearing was given as provided by law by publication thereof, and

WHEREAS, at said hearing no one objected to said annexation

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Town Council of the Town of Gig Harbor:

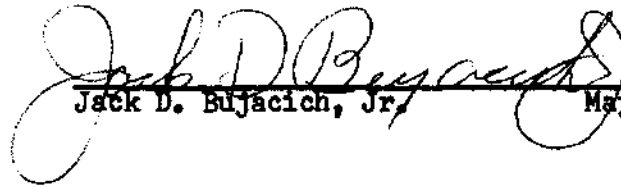
Section 1. That the following described real property situated in Pierce County, Washington, to-wit:

Beginning at the section corner common to Sections 5 and 6, Twp 21 N, R 2 E, W.M.; and Sections 31 and 32, Twp 22 N, R 2 E, W.M.; Thence East along said township line 1468.66 feet to the true Point of Beginning; Thence North to the North boundary of the South $\frac{1}{2}$ of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 32, Twp 22 N, R 2 E, W.M.; Thence East along said North boundary to a point 400 feet West of the NE corner of said subdivision; Thence South parallel to the West line of said subdivision to the South line of 96th St., N.W. (Vernhardson Street); Thence West along said South line to the existing Town limits; Thence North along the Town limits to the true Point of Beginning.

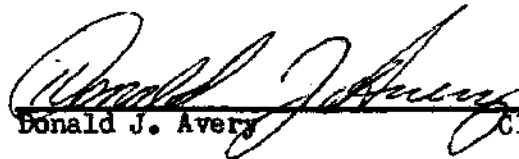
be and the same is hereby annexed into and incorporated within the Town of Gig Harbor:

Section 2. This Ordinance shall become effective upon its passage and publication, as provided by law.

PASSED this 25th day of September, 1978.


Jack D. Bujacich, Jr. Mayor

ATTEST:


Donald J. Avery Clerk

ORDINANCE NO. 296

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE TOWN OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE TOWN OF GIG HARBOR.

BE IT ORDAINED by the Town Council of the Town of Gig Harbor:

THAT WHEREAS by petition heretofore filed with the Council, David C. Anderson being the owner of more than seventy-five per cent (75 per cent) in value according to assessed valuations for taxation of the following described property:

The West $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 7, T 21 N, R 2 E, W.M. less the West 200 ft thereof lying Northerly of the Northerly line of SR 16, Narrows Bridge to Olympic Drive as conveyed to the State of Washington by deed recorded under Auditors Fee No. 2399802.

The property is located outside the Town limits of the Town of Gig Harbor.

WHEREAS, subsequent to filing said petition the Town Council approved as to form the Petition for Annexation and joined with the petitioner in the Notice of Intention to Annex filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days and, therefore, is presumed to approve the same, and

WHEREAS, the Town Council on June 12, 1978 fixed Monday, June 26, 1978 at the hour of 8:15 p.m. in the Town Hall of the Town of Gig Harbor as the time and place at which all interested persons should appear and voice their approval or disapproval of said annexation of said unincorporated territory, and

WHEREAS, notice of said hearing was given as provided by law by publication thereof, and

WHEREAS, at said hearing no one objected to said annexation

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Town Council of the Town of Gig Harbor:

Section 1. That the following described real property situated in Pierce County, Washington, to-wit:


The West $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec. 7, T 21 N, R 2 E, W.M. less the West 200 ft thereof lying Northerly of the Northerly line of SR 16, Narrows Bridge to Olympic Drive as conveyed to the State of Washington by deed recorded under Auditors Fee No. 2399802.

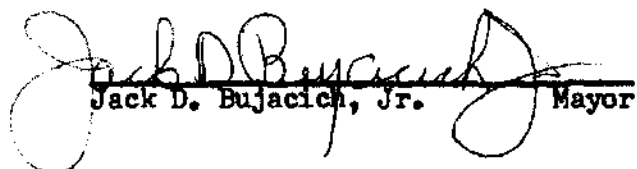
be and the same is hereby annexed into and incorporated within the Town of Gig Harbor:

Section 2. This Ordinance shall become effective upon its passage and publication, as provided by law.

PASSED this 25th day of September, 1978.

ATTEST:


Donald J. Avery Clerk


Jack D. Bujacich, Jr. Mayor

ORDINANCE NO. 297

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE TOWN OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE TOWN OF GIG HARBOR.

BE IT ORDAINED by the Town Council of the Town of Gig Harbor:

THAT WHEREAS by petition heretofore filed with the Council, W. G. Scannell, being the owner of more than seventy-five percent (75 percent) in value according to assessed valuations for taxation of the following described property:

Tract 23 of Shore Acres, as per plat recorded in Volume 10 of Plats Page 82, records of Pierce County.

The property is located outside the town limits of the Town of Gig Harbor.

WHEREAS, subsequent to filing said petition the Town Council approved as to form the Petition for Annexation and joined with the petitioner in the Notice of Intention to Annex filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days and, therefore, is presumed to approve the same, and

WHEREAS, the Town Council on June 28, 1978, fixed Monday, July 24, 1978, at the hour of 7:30 p.m. in the Town Hall of the Town of Gig Harbor as the time and place at which all interested persons should appear and voice their approval or disapproval of said unincorporated territory, and

WHEREAS, notice of said hearing was given as provided by law by publication thereof, and

WHEREAS, at said hearing no one objected to said annexation

NOW, THEREFORE, be it further ordained by the Town Council of the Town of Gig Harbor:

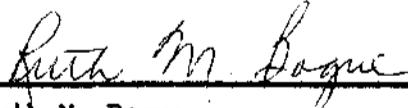
Section 1. That the following described real property situated in Pierce County, Washington, to-wit:

Tract 23 of Shore Acres, as per plat recorded in Volume 10 of Plats, Page 82, records of Pierce County.

be and the same is hereby annexed into and incorporated within the Town of Gig Harbor:

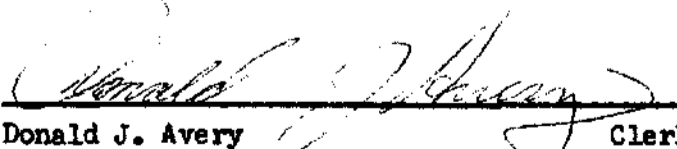
Section 2. This Ordinance shall become effective upon its passage and publication, as provided by law.

PASSED this 27th day of November, 1978.



Ruth M. Bogue Mayor

ATTEST:



Donald J. Avery Clerk

ORDINANCE NO. 397

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE TOWN OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE TOWN OF GIG HARBOR.

BE IT ORDAINED by the Town Council of the Town of Gig Harbor:

THAT WHEREAS by petition heretofore filed with the Council, W. G. Scannell, being the owner of more than seventy-five percent (75 per cent) in value according to assessed valuations for taxation of the following described property:

Tract 23 of Shore Acres, as per plat recorded in volume 10 of plats, Page 82, records of Pierce County: Except from said tract the West 30 feet thereof for E. L. Fisher County Road, and except the East 550 feet and also except that portion condemned by the State of Washington for highway purposes under Pierce County Superior Court cause No. 202933; situated in the County of Pierce, State of Washington. Tract 23 of Shore Acres, as per plat recorded in volume 10 of plats, page 82, records of Pierce County: except from said tract the West 444.7 feet thereof, situated in the County of Pierce, State of Washington.

The property is located outside the Town limits of the Town of Gig Harbor.

WHEREAS, subsequent to filing said petition the Town Council approved as to form the Petition for Annexation and joined with the petitioner in the Notice of Intention to Annex filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days and, therefore, is presumed to approve the same, and

WHEREAS, the Town Council on June 28, 1978, fixed Monday, July 24, 1978, at the hour of 7:30 p.m. in the Town Hall of the Town of Gig Harbor as the time and place at which all interested persons should appear and voice their approval or disapproval of said unincorporated territory, and

WHEREAS, notice of said hearing was given as provided by law by publication thereof,

WHEREAS, at said hearing no one objected to said annexation

NOW, THEREFORE, be it further ordained by the Town Council of the Town of Gig Harbor:

Section 1. That the following described real property situated in Pierce County, Washington, to-wit:

Tract 23 of Shore Acres, as per plat recorded in volume 10 of plats, Page 82, records of Pierce County: Except from said tract the West 30 feet thereof for E.L. Fisher County Road and except the East 550 feet and also except that portion condemned by the State of Washington for highway purposes under Pierce County Superior Court cause No. 202933; situated in the County of Pierce, State of Washington. Tract 23 of Shore Acres, as per plat recorded in volume 10 of plats, page 82, records of Pierce County: except from said tract the West 444.7 feet thereof, situated in the County of Pierce, State of Washington.

be and the same is hereby annexed into and incorporated within the Town of Gig Harbor:

Section 2. This Ordinance shall become effective upon its passage and publication, as provided by law.

PASSED this 27th day of November, 1978.

Ruth M. Bogue
Ruth M. Bogue Mayor

ATTEST:

Donald J. Avery
Donald J. Avery Clerk

AN ORDINANCE ADOPTING THE MODEL ORDINANCE FOR USE IN INTEGRATION OF SEPA GUIDELINES.

THE TOWN COUNCIL OF GIG HARBOR, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Policies and authority. The Town of Gig Harbor hereby adopts by reference the policies of the State Environmental Policy Act as expressed in RCW 43.21C.010 and RCW 43.21C.020.

Section 2. Adoption by refence. The Town hereby adopts by reference the following sections or subsections of chapter 197-10 of the Washington Administrative Code (the "SEPA Guidelines" adopted by the state of Washington, council on environmental policy) and amended by the state of washington, department of ecology

- WAC 197-10-040: Definitions.
- WAC 197-10-060: Scope of a proposal and its impacts.
- WAC 197-10-160: No presumption of significance for nonexempt actions.
- WAC 197-10-170: Categorical exemptions.
- WAC 197-10-175: Exemptions and nonexemptions applicable to specific state agencies.
- WAC 197-10-180: Exemptions for emergency actions.
- WAC 197-10-200: Lead agency--Responsibilities.
- WAC 197-10-203: Determination of lead agency--Procedures.
- WAC 197-10-205: Lead agency designation--Governmental proposals.
- WAC 197-10-210: Lead agency designation--Proposals involving both private and public construction.
- WAC 197-10-215: Lead agency designation--Private projects for which there is only one agency.
- WAC 197-10-220: Lead agency designation--Private projects, licenses from more than one agency when one is city/county.
- WAC 197-10-225: Lead agency designation--Private projects, license from more than one state agency.
- WAC 197-10-230: Lead agency designation--Specific proposals.
- WAC 197-10-235: Local agency transfer of lead agency status to a state agency.
- WAC 197-10-240: Agreements as to lead agency status.
- WAC 197-10-245: Agreements between agencies as to division of lead agency duties..
- WAC 197-10-260: Dispute as to lead agency determination--Resolution by CEP.
- WAC 197-10-270: Assumption of lead agency by another agency with jurisdiction.
- WAC 197-10-300: Threshold determination requirement.
- WAC 197-10-305: Recommended timing for threshold determination.
- WAC 197-10-310: Threshold determination procedures--Environmental checklist.
- WAC 197-10-320: Threshold determination procedures--Initial review of environmental checklist.
- WAC 197-10-330: Threshold determination procedures--Information in addition to checklist.
- WAC 197-10-340: Threshold determination procedures--Negative declarations.

WAC 197-10-831: Responsibilities of agencies. SEPA public information.
WAC 197-10-840: Application of agency guidelines to ongoing actions.
(Statutory Authority: RCW 43.21C.130)

Section 3. Additional definitions. In addition to those definitions contained within WAC 197-10-040, the following terms shall have the following meanings, unless the context indicates otherwise:

- (1) "Department" means any division, subdivision, or organizational unit of the Town of Gig Harbor established by ordinance, rule or order.
- (2) "SEPA Guidelines" means chapter 197 10 WAC adopted by the council on environmental policy and amended by the department of ecology.
- (3) "Town" means the Town of Gig Harbor.
- (4) "Mayor" means the mayor of the Town of Gig Harbor.

Section 4. Time limits applicable to the SEPA process. The following time limits (expressed in calendar days) shall apply to the processing of all private projects and to those governmental proposals submitted to the Town of Gig Harbor by other agencies.

(1) Threshold Determinations.

(a) Threshold determinations which can be made based upon review of the environmental checklist submitted by the applicant should be completed within fifteen (15) days of submission of an adequate application and the completed checklist.

(b) Threshold determinations requiring further information from the applicant or consultation with other agencies with jurisdiction should be completed within fifteen (15) days of receiving the requested information from the applicant or the consulted agency requests by the Town of Gig Harbor for such further information should be made within fifteen (15) days of the submission of an adequate application and completed checklist; when a request for further information is submitted to a consulted agency, the Town of Gig Harbor shall wait a maximum of thirty (30) days for the consulted agency to respond.

(c) Threshold determinations which require that further studies, including field investigations, be initiated by the Town of Gig Harbor should be completed within thirty (30) days of submission of an adequate application and completed checklist.

(d) The time limits set forth in this subsection shall not apply to withdrawals of affirmative and negative threshold determinations where such withdrawals are made in accordance with section WAC 197.10.370 and WAC 197.10.375.

(e) When a threshold determination is expected to require more than fifteen (15) days to complete and a private applicant requests notification of the date when a threshold determination will be made, the lead agency shall transmit to the private applicant a written statement as to the expected date of decision.

Section 5. Environmentally sensitive areas.

(1) Environmentally sensitive areas shall be designated by resolution of the Town Council pursuant to the standards of WAC 197-10-177. Maps designating such areas, together with the exemptions from those listed in WAC 197-10-177(2) which are inapplicable in such area, shall be filed with the Town building department and shall have full force and effect of law as of the date of filing.

(2) Major actions which will be located wholly or partially within an environmentally sensitive area are to be treated no differently than other

WAC 197-10-345: Assumption of lead agency status by another agency with jurisdiction--Prerequisites, effect and form of notice.

WAC 197-10-350: Affirmative threshold determinations.

WAC 197-10-355: Form of Declaration of significance/nonsignificance.

WAC 197-10-360: Threshold determination criteria--Application of environmental checklist.

WAC 197-10-365: Environmental checklist.

WAC 197-10-370: Withdrawal of affirmative threshold determination.

WAC 197-10-375: Withdrawal of negative threshold determination.

WAC 197-10-390: Effect of threshold determination by lead agency.

WAC 197-10-400: Duty to begin preparation of a draft EIS.

WAC 197-10-410: Pre draft consultation procedures.

WAC 197-10-425: Organization and style of a draft EIS.

WAC 197-10-440: Contents of a draft EIS.

WAC 197-10-442: Special considerations regarding contents of an EIS.

WAC 197-10-444: List of elements of the environment.

WAC 197-10-450: Public awareness of availability of draft EIS.

WAC 197-10-455: Circulation of the draft EIS Review period.

WAC 197-10-460: Specific agencies to which draft EIS shall be sent.

WAC 197-10-465: Agencies possessing environmental expertise.

WAC 197-10-470: Costs to the public for reproduction of environmental documents.

WAC 197-10-480: Public hearing on a proposal
When required.

WAC 197-10-485: Notice of public hearing on environmental impact of the proposal.

WAC 197-10-490: Public hearing on the proposal--Use of environmental document.

WAC 197-10-495: Preparation of amended or new draft EIS.

WAC 197-10-500: Responsibilities of consulted agencies--Local agencies.

WAC 197-10-510: Responsibilities of consulted agencies--State agencies with jurisdiction.

WAC 197-10-520: Responsibilities of consulted agencies--State agencies with environmental expertise.

WAC 197-10-530: Responsibilities of consulted agencies--When pre-draft consultation has occurred.

WAC 197-10-535: Cost of performance of consulted agency responsibilities.

WAC 197-10-540: Limitations on responses to consultation.

WAC 197-10-545: Effect of no written comment.

WAC 197-10-550: Preparation of the final EIS--Time period allowed.

WAC 197-10-570: Preparation of final EIS. When no critical comments received on the draft EIS.

WAC 197-10-580: Preparation of the final EIS. Contents. When critical comments received on draft EIS.

WAC 197-10-600: Circulation of the final EIS.

WAC 197-10-650: Effect of an adequate final EIS prepared pursuant to NEPA.

WAC 197-10-652: Supplementation by a lead agency of an inadequate final NEPA EIS.

WAC 197-10-660: Use of a previously prepared EIS for a different proposed action.

WAC 197-10-690: Use of a lead agency's EIS by other acting agencies for the same proposal.

WAC 197-10-695: Draft and final supplements to a revised EIS.

WAC 197-10-700: No action for seven days after publication of the final EIS.

WAC 197-10-710: EIS combined with existing planning and review process

major actions under these guidelines. A threshold determination shall be made for all such actions, and an EIS shall not be automatically required for a proposal merely because it is proposed for location in an environmentally sensitive area.

(3) Certain exemptions do not apply on lands covered by water, and this remains true regardless of whether or not lands covered by water are major

Section 6. Use of exemptions.

(1) The applicability of the exemptions shall be determined by the responsible official. A determination by the responsible official that a proposal is exempt shall be final and not subject to administrative review.

(2) If a proposal includes a series of actions, physically or functionally related to each other, some of which are exempt and some of which are not, the proposal is not exempt.

(3) If the proposal includes a series of exempt actions which are physically or functionally related to each other, but which together may have a significant environmental impact, the proposal is not exempt.

(4) If it is determined that a proposal is exempt, none of the procedural requirements of these guidelines apply to the proposal. No environmental checklist shall be required for an exempt proposal.

(5) The responsible official who is determining whether or not a proposal is exempt shall ascertain the total scope of the proposal and the governmental licenses required. If a proposal includes a series of actions physically or functionally related to each other, some of which are exempt and some of which are not, the proposal is not exempt. For any such proposal, the lead agency shall be determined, even if the license application which triggers the responsible official's consideration is otherwise exempt. If the lead agency is the Town of Gig Harbor, then the responsible official shall be designated.

(6) If a proposal includes both exempt and nonexempt actions, exempt actions may be authorized with respect to the proposal prior to compliance with the procedural requirements of these guidelines subject to the following limitations:

(a) No major action (nonexempt action) shall be authorized.

(b) No action shall be authorized which will irrevocably commit the Town of Gig Harbor to approve or authorize a major action.

(c) The responsible official may withhold approval of an exempt action which would lead to modification of the physical environment, where such modifications would serve no purpose if later approval of a major action is not secured; and

(d) The responsible official may withhold approval of exempt actions which would lead to substantial financial expenditures by a private applicant which would serve no purpose if later approval of a major action is not secured.

Section 7. Lead agency determination and responsibilities.

(1) The responsible official within the Town of Gig Harbor receiving and initiating a proposal any portion of which involves a major action, shall determine the lead agency for that proposal pursuant to the criteria set forth in section WAC 197-10-205 through 197-10-270, using the procedure in WAC 197-10-203. This determination shall be made for each proposal involving a major action unless the lead agency has been previously determined, or the responsible official is aware that another agency is in the process of determining the lead agency.

(2) In those instances in which the Town of Gig Harbor is the lead agency, the responsible official of the Town of Gig Harbor shall supervise compliance with the threshold determination, and if an EIS is necessary, shall supervise preparation of the draft and final EIS.

(3) In those instances in which the Town of Gig Harbor is not the lead agency under the criteria of WAC 197-10-205 through 197-10-270, all departments of the Town of Gig Harbor subject to the limitations of WAC 197-10-390, 197-10-660, and 197-10-690 shall utilize and consider as appropriate either the declaration of nonsignificance or the final EIS of the lead agency in conjunction with the decisions of the Town of Gig Harbor on the proposal. In such instances, no Town of Gig Harbor department shall prepare or require preparation of a declaration of nonsignificance or EIS in addition to that prepared by the lead agency.

(4) In the event that the Town of Gig Harbor or any department thereof receives a lead agency determination made by another agency which does not appear to be in accord with the criteria of WAC 197-10-205 through 197-10-245 it may object thereto. Any such objection must be made and resolved within fifteen days of receipt of the determination or the Town of Gig Harbor must petition the department of ecology for a lead agency determination pursuant to WAC 197-10-260 within the fifteen day time period. Any such petition on behalf of the Town shall be initiated by the mayor of the Town of Gig Harbor.

(5) Departments of the Town of Gig Harbor are authorized to make agreements as to lead agency status pursuant to WAC 197-10-240 and 197-10-245; Provided, That any such agreement involving assumption of lead agency status by the Town of Gig Harbor will first be approved by the responsible official for the Town of Gig Harbor and that any department which will incur responsibilities as a result of any such agreement will approve the agreement.

(6) Any department making a lead agency determination for a private project shall require sufficient information from the applicant to ascertain which other agencies have jurisdiction over the proposal. (Statutory Authority: RCW 43.21C.130).

Section 8. Transfer of lead agency status to a state agency. For any proposal for a private project where the Town of Gig Harbor would be the lead agency and for which one or more state agencies have jurisdiction, the responsible official of the Town of Gig Harbor may elect to transfer the lead duties to that state agency with jurisdiction appearing first on the priority listing in WAC 197-10-225. In such event, the state agency so determined shall be the lead agency and the Town of Gig Harbor shall be an agency with jurisdiction. Transfer is accomplished by the responsible official of the Town of Gig Harbor transmitting a notice of the transfer together with any relevant information available on the proposal to the appropriate state agency with jurisdiction. The responsible official of the Town of Gig Harbor shall also give notice of the transfer to the private applicant and any other agencies with jurisdiction over the proposal. (Order DE 76-13 § 173-805-080, filed 6/8/76.)

Section 9. (1) Except as provided in WAC 197-10-300(2), a completed environmental checklist, or a copy thereof, substantially in the form provided in WAC 197-10-365 shall be filed at the same time as an application for a permit, license, certificate, or other entitlement for use not specifically exempted herein. This checklist shall be the basis for a determination by the Town of Gig Harbor as to lead agency status and if the Town of Gig Harbor

is determined to be the lead agency, then for the threshold determination.

(2) For all proposals for which the Town of Gig Harbor is the lead agency, the responsible official of the Town of Gig Harbor shall make the threshold determination pursuant to the criteria and procedures of WAC 10-300 through 197-10-365.

Section 10. Preparation of EIS (1) The draft and final EIS shall be prepared either by the responsible official or his designee or by a private applicant or a consultant retained by the private applicant. In the event the responsible official determines that the applicant will be required to prepare an EIS, the applicant shall be so notified immediately after completion of the threshold determination.

(2) In the event that an EIS is to be prepared by a private applicant or a consultant retained by the private applicant, the responsible official shall assure that the EIS is prepared in a responsible manner and with appropriate methodology. The responsible official shall direct the areas of research and examination to be undertaken, as well as the organization of the resulting document.

(3) In the event that the responsible official or his designee is preparing the EIS, the responsible official may require a private applicant to provide data and information which is not in the possession of the Town of Gig Harbor relevant to any or all areas to be covered by the EIS.

(4) No matter who participates in the preparation of an EIS, it must be approved by the responsible official prior to distribution.

(5) In all occasions of EIS preparation the applicant is encouraged to provide information to the responsible official.

Section 11. Additional elements to be covered in an EIS. The following additional elements are part of the environment for the purpose of EIS content, but do not add to the criteria for threshold determinations, or perform any other function or purpose under these rules:

- (1) Economy.
- (2) Cultural factors.
- (3) Sociological factors.

Section 12. Designation of official to perform consulted agency responsibilities for the Town of Gig Harbor.

(1) The following office shall be responsible for the preparation of written comments for the Town of Gig Harbor in response to a consultation request prior to a threshold determination, participation in predraft consultation, or reviewing a draft EIS: The office of mayor.

(2) The official designated in paragraph (1) hereof shall be responsible for compliance by the Town of Gig Harbor with WAC 197-10-500 through 197-10-540 wherever the Town of Gig Harbor is a consulted agency, and is hereby authorized to develop operating procedures which will ensure that responses to consultation requests are prepared in a timely fashion and include data from all appropriate departments of the Town of Gig Harbor.

Section 13. Designation of responsible official.

(1) For those proposals for which the Town of Gig Harbor is the lead agency, the responsible official shall be the mayor.

(2) The responsible official shall make the threshold determination, supervise preparation of any required EIS, and perform any other functions assigned to the "lead agency" or "responsible official" by those sections.

the SEPA guidelines which were adopted by reference in WAC 173-805-020 hereof, for all proposals for which the Town of Gig Harbor is the lead agency.

Section 14. Responsibility of agencies--SEPA public information. All documents required by the SEPA guidelines (chapter 197-10 WAC) shall be retained by the Town and made available in accordance with chapter 42.17 RCW. (Statutory Authority RCW 43.21C.130. 78 04 091(Order DE 78 6) § 173 805 121 filed 4/4/78.)

Section 15. Fees. The following fees shall be required for actions by the Town in accordance with the provisions of this ordinance:

(1) Threshold Determination: For every environmental assessment to be performed by the Town when the Town is the lead agency a fee of \$50.00 shall be required of the proponent of the proposal. This fee shall be collected prior to undertaking the threshold determination, and the time periods provided by this ordinance for making a threshold determination shall not begin to run until payment of the fee.

(2) Environmental Impact Statements.

(a) For all proposals requiring an EIS for which the Town is the lead agency and for which the responsible official determines that the EIS shall be prepared by employees of the Town, the Town shall charge and collect a reasonable fee from any applicant to cover costs incurred by the Town in the preparation of an EIS. If it is determined that an EIS is required, applicants shall be advised of projected costs of the statement prior to actual preparation and shall make a cash deposit with the Town to insure payment of such costs.

(b) The responsible official may determine that the Town will contract directly with a consultant for preparation of environmental documents for activities initiated by some persons or entity other than the Town and may bill such costs and expenses directly to the applicant. Such consultants shall be selected by mutual agreement of the Town and applicant after a call for proposals. Applicants shall be required to make a cash deposit to insure payment of such costs.

(c) The responsible official may determine that a private applicant or his agent will be responsible for the preparation of an EIS, in which case the fee for the EIS will be only the costs to the Town for action required to assure compliance with the requirements of WAC 197-10-420. A cash deposit shall be required of the applicant to insure payment of such costs.

(d) In the event that a proposal is modified so that an EIS is no longer required, the responsible official shall refund any costs collected under (a) and (b) of this subsection which were collected for costs not incurred.

(e) The fees for environmental assessments shall be deposited in the General Fund of the Town.

(3) No fee shall be collected by the Town for performing its duties as a consulted agency.

(4) The Town shall charge any person for copies of any document prepared pursuant to the requirements of this ordinance, and for mailing thereof, in a manner provided by Chapter 42.17 RCW.

Section 16. Notice/statute of limitations. (1) The Town, applicant for, or proponent of an action may public notice of action pursuant to RCW 43.21C.080 for any action.

(2) The form of the notice shall be as prescribed by the department of

ecology and/or substantially in the form and manner set forth in RCW 43 21C.080. The notice shall be published by the Town clerk.

Section 17. Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of this ordinance, or the application of the provision to other persons or circumstances, shall not be affected.

Section 18. This Ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication, as provided by law.

PASSED THIS 13th DAY OF November, 19 78.

Steve M. Logue
Mayor, Town of Gig Harbor

ATTEST: *Arnold J. Berry*
Town Clerk, Town of Gig Harbor

ORDINANCE NO. 298

AN ORDINANCE AMENDING TOWN OF GIG HARBOR MUNICIPAL CODE SECTION NO. 9.84.010 - AIMING OR DISCHARGING FIREARM OR EXPLOSIVE AND EXISTING ORDINANCE NO. 191 SO AS TO FURTHER RESTRICT THE USE OF FIREARMS AND EXPLOSIVES WITHIN THE CORPORATE LIMITS OF THE TOWN OF GIG HARBOR.

WHEREAS, the health, safety, welfare and general morals of the citizens of the Town of Gig Harbor requires control of the use of firearms and explosives within the corporate limits of the Town of Gig Harbor;

NOW, THEREFORE BE IT ORDAINED by the Council of the Town of Gig Harbor that Section 29 of Ordinance 191 and Section 9.84.010 of the Gig Harbor Municipal Code be amended to read as follows:

"Aiming or discharging firearm or explosive. Any person other than a peace officer, aiming any gun, pistol, revolver or other firearm, whether loaded or not, operational or not operational, at, or towards any other person or who wilfully discharges any firearm, air gun or other weapon, or sets into motion a deadly missile, or detonates an explosive or explosives within the corporate limits of the Town of Gig Harbor, without a permit approved by the Town of Gig Harbor, is guilty of a misdemeanor."

PASSED AND APPROVED by the Gig Harbor Town Council this

13 day of Nov, 1978.

Ruth M. Bogue
RUTH M. BOGUE, Mayor

Attest:

Donald J. Avery
DONALD J. AVERY, Town Clerk

ORDINANCE NO. 300

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR FIXING THE AMOUNT OF AD VALOREM TAX LEVIES AND EXCESS LEVIES FOR THE CALENDAR YEAR 1979.

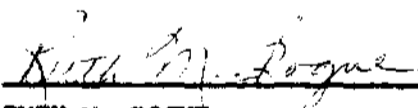
BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF GIG HARBOR:

Section 1. That the annual amount of ad valorem tax levies of the Town of Gig Harbor for the calendar year of 1979 necessary to raise the amount of estimated revenue be and the same are levied upon Real and Personal Property subject to taxation in said town and upon each dollar of taxable value, approximately \$42,702,138, estimated 100 per cent of appraised value, as follows: \$3.013 per thousand estimated at \$128,662.

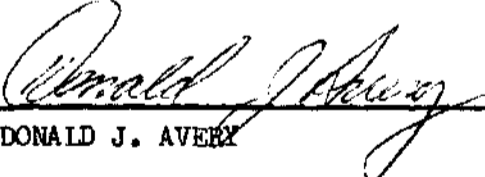
Section 2. That the annual amount of ad valorem tax excess levies of the Town of Gig Harbor for the calendar year of 1979 necessary to raise the amount of estimated revenue be and the same are levied upon Real and Personal Property subject to taxation in said town and upon each dollar of taxable value, approximately \$39,297,147, estimated 100 per cent of appraised value, as follows: \$.5401 per thousand estimated at \$21,225 and \$.1564 per thousand estimated at \$6,150.

Section 3. This Ordinance shall take effect and shall be in full force and effect immediately upon its passage, approval and publication as required by law.

PASSED by the Council of the Town of Gig Harbor, this 11th day of December, 1978.


RUTH M. BOGUE MAYOR

ATTEST:

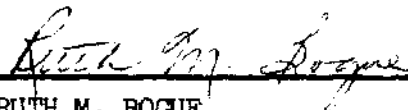

DONALD J. AVERY CLERK

ORDINANCE NO. 301


AN ORDINANCE OF THE TOWN OF GIG HARBOR ESTABLISHING
REGULAR STUDY SESSIONS FOR THE TOWN COUNCIL.

BE IT ORDAINED BY THE TOWN COUNCIL, TOWN OF GIG
HARBOR, THAT THE TOWN COUNCIL WILL MEET IN STUDY SESSION
ON THE FIRST WEDNESDAY OF EACH MONTH AT THE HOUR OF 7:30.
P.M.

PASSED THIS 11TH DAY OF DECEMBER, 1978.


RUTH M. BOGUE MAYOR

ATTEST:


DONALD J. AVERY CLERK

ORDINANCE NO. 302.

AN ORDINANCE PROVIDING FOR THE GENERAL
TAX LEVY AND ADOPTING THE BUDGET FOR THE
YEAR 1979 FOR THE TOWN OF GIG HARBOR.

There is hereby levied upon all the taxable property within the Town of Gig Harbor the general tax levy for the year 1979, a specific levy of \$128,662.00, being \$3.013 on each thousand dollars, the assessed valuation of \$42,702,138.

Adopting the budget for the year 1979 in summary as follows:

ESTIMATED REVENUE:

CURRENT EXPENSE FUND	402,000.00
G. O. BOND FUND (SEWER)	35,220.00
G. O. BOND FUND (FIRE)	6,150.00
STREET FUND	498,500.00
ARTERIAL STREET FUND	66,100.00
WATER FUND	384,460.00
WATER DEBT SERVICE AND IMP.	21,800.00
SEWER OPERATION AND MAINT.	138,750.00
SEWER DEBT SERVICE	470,000.00
SEWER CONSTRUCTION FUND	6,600.00
REVENUE SHARING	30,000.00
OTHER INVESTMENTS	28,000.00
IAC DOCK GRANT	<u>51,600.00</u>
TOTAL ESTIMATED REVENUE	\$2,139,180.00

ESTIMATED EXPENDITURES:

GENERAL GOVERNMENT	272,950.00
POLICE	<u>129,050.00</u>
TOTAL CURRENT EXPENSE	402,000.00
G. O. BOND FUND (SEWER)	35,220.00
G. O. BOND FUND (FIRE)	6,150.00
STREET FUND	498,500.00
ARTERIAL STREET FUND	66,100.00
WATER FUND	384,460.00
WATER DEBT SERVICE AND IMP.	21,800.00
SEWER OPERATION AND MAINT.	138,750.00
SEWER DEBT SERVICE	470,000.00
SEWER CONSTRUCTION	6,600.00
REVENUE SHARING	30,000.00
OTHER INVESTMENTS	28,000.00
IAC DOCK GRANT	<u>51,600.00</u>
TOTAL ESTIMATED EXPENDITURES	\$2,139,180.00

PASSED by the Council of the Town of Gig Harbor in public hearing on December 26, 1978.

Ruth M. Bogue
Ruth M. Bogue Mayor

Attest:

Donald J. Avery
Donald J. Avery Clerk-Treasurer
Town of Gig Harbor

ORDINANCE NO. 309

AN ORDINANCE AMENDING TOWN OF GIG HARBOR ORDINANCE
NO. 110, SECTION 3.

WHEREAS, Town properties have been extensively and repeatedly
vandalized; and

WHEREAS, ordinary police procedures and surveillance are not adequate
to prevent such acts of vandalism nor bring about the apprehension of the
vandals; and

WHEREAS, it has been found to be economically unfeasible to provide
security measures sufficient to prevent such acts of vandalism or bring
about the apprehension of the vandals; and

WHEREAS, the health, safety, welfare and general morals of the citizens
of the Town of Gig Harbor require the prevention of such acts of vandalism
and the apprehension of the vandals; and

WHEREAS, it has been found that such acts of vandalism will be reduced
in number and severity by the provision of resident caretakers on said
properties;

NOW, THEREFORE, BE IT ORDAINED that Town of Gig Harbor Ordinance No.
110, Section 3, and Municipal Code, Section 10.08.030, be amended by addition
as follows:

"D. That a mobile home may be parked and occupied by a resident
caretaker and immediate members of his or her family on
properties leased or owned by the Town of Gig Harbor; provided,
however, that such parking and occupancy of mobile homes by
resident caretakers shall be by contract with the Town of Gig
Harbor setting forth the duties and obligations of said resident
caretakers."

PASSED by the Council of the Town of Gig Harbor in public hearing on

DEC 26, -, 1978.

Ruth M. Logue
Ruth M. Bogue Mayor

Attest:

Donald J. Avery
Donald J. Avery Clerk

ORDINANCE NO. 304

AN ORDINANCE ORDERING THE IMPROVEMENT OF WOODWORTH AVENUE WITHIN THE TOWN OF GIG HARBOR BY THE CONSTRUCTION AND INSTALLATION OF CURBS, GUTTERS, ASPHALTIC PAVEMENT, STORM DRAINS, APPURTENANCES AND RELATED WORK, ALL IN ACCORDANCE WITH RESOLUTION NO. 135 OF THE TOWN COUNCIL OF THE TOWN; ESTABLISHING LOCAL IMPROVEMENT DISTRICT NO. 2; PROVIDING THE METHOD OF ASSESSMENT IN SAID DISTRICT; PROVIDING THAT PAYMENT IN PART FOR SAID IMPROVEMENT BE MADE BY SPECIAL ASSESSMENTS UPON PROPERTY IN SAID DISTRICT, PAYABLE BY THE MODE OF "PAYMENT BY BONDS;" AND PROVIDING FOR THE ISSUANCE AND SALE OF LOCAL IMPROVEMENT DISTRICT WARRANTS REDEEMABLE IN CASH AND LOCAL IMPROVEMENT DISTRICT BONDS.

WHEREAS, by Resolution No. 135 adopted July 24, 1978, the Town Council of the Town of Gig Harbor (the "Town") declared its intention to improve Woodworth Avenue within the Town by the construction and installation of curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work, and fixed the 28th day of August, 1978, at 7:00 P.M. in the Council Chambers in the Town Hall in the Town as the time and place of hearing all matters relating to said proposed improvement and all objections thereto and for determining the method of payment for said improvement; and

WHEREAS, Parametrix, Inc., consulting engineers to the Town, caused an estimate to be made of the cost and expense of the proposed improvement and certified said estimate to the Town Council, together with all papers and information in its possession touching the proposed improvement, a description of the boundaries of the District, a statement of what portion of the cost and expense of the improvement should be borne by the property within the proposed District, a statement in detail of the local improvement assessments outstanding or unpaid against the property in the proposed District, and a statement of the aggregate actual valuation of the real estate, including twenty-five percent (25 per cent) of the actual valuation of the improvement in the proposed District, according to the valuation last placed upon it for the purpose of general taxation; and

WHEREAS, said estimate is accompanied by a diagram of the proposed improvement showing thereon the lots, tracts, parcels of land and other property which will be specially benefited by the proposed improvement, and the estimated amount of the cost and expense thereof to be borne by each lot, tract and parcel of land or other property; and

WHEREAS, due notice of the hearing upon said Resolution No. 135 was given in the manner provided by law and said hearing was held by the Town Council on August 28, 1978, and all persons appearing at such hearing were heard, and as a result thereof the Town Council determined to delete certain portions of the proposed improvements; and

WHEREAS, the Town Council has determined it to be in the best interests of the Town that the improvement as hereinafter described be carried out and that a local improvement district be created in connection therewith;

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, WASHINGTON DO ORDAIN, AS FOLLOWS:

Section 1. The Town Council of the Town hereby orders the improvement of Woodworth Avenue, a distance of Seven hundred feet (700 feet), within the Town, by constructing and installing curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work.

The improvement shall be carried out in accordance with the plans and specifications therefor to be prepared by Parametrix, Inc., consulting engineers to the Town, and such plans and specifications are hereby adopted for said improvements.

Section 2. There is hereby created and established a local improvement district to be called "Local Improvement District No. 2 of the Town of Gig Harbor, Washington," which district is described in Exhibit "A" attached hereto and by this reference made a part hereof.

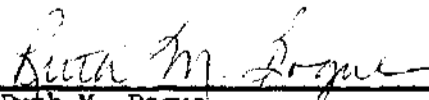
Section 3. The estimated cost and expense of the improvement is hereby declared to be \$24,992.00. Not to exceed \$24,992.0 of such cost and expense shall be borne by and assessed against the property specially benefited by such improvement included in the local improvement district herein established embracing as near as may be all property specially benefited by the improvement. The balance of the cost and expense of the improvement shall be paid from Town funds available therefor.

Section 4. In accordance with the provisions of Section 7 of Chapter 258, Laws of Washington, 1969, 1st Ex. Ses., the Town may use any method or combination of methods to compute assessments which may be deemed to fairly reflect the special benefits to the property being assessed.

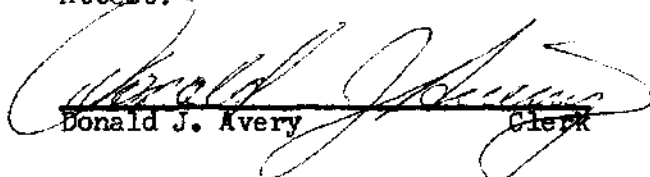
Section 5. Local Improvement district warrants shall be issued in payment of the cost and expense of the improvement, such warrants to be payable out of the "Local Improvement Fund, District No. 2", hereinafter created, to bear interest from the date thereof at a rate to be hereafter fixed by ordinance and to be redeemed in cash, and/or by local improvement district bonds herein authorized to be issued, such interest-bearing warrants to be hereafter referred to as "revenue warrants." Such bonds shall bear interest at a rate to be hereafter fixed by ordinance, shall be payable on or before ten (10) years from the date of issuance, the life of the improvement ordered being not less than ten (10) years, and shall be issued in exchange for and in redemption of any and all revenue warrants issued hereunder and not redeemed in cash within a period of not to exceed sixty (60) days after the first publication by the Town Treasurer of notice that the assessment roll for Local Improvement District No. 2 is in his hands for collection. The bonds shall be redeemed by the collection of special assessments to be levied and assessed upon the property within said District, payable in eight (8) equal annual installments, with interest at a rate to be hereafter fixed by ordinance, under the mode of "payment of bonds," as defined by law and the ordinances of the Town. In the case of default in the payment of any assessment when the same shall be come due, there shall be added interest at a rate to be hereafter fixed by ordinance and a penalty of six per cent (6 per cent) which shall also be collected. The exact form, amount, date, interest rate and denomination of said warrants and bonds shall be hereafter fixed by ordinance of the Town Council. Said warrants and bonds shall be sold in such manner as the Town Council shall hereafter determine.

Section 6. There is hereby created and established in the office of the Treasurer of the Town for Local Improvement District No. 2 a special fund to be known and designated as "Local Improvement Fund, District 2," into which fund shall be deposited the proceeds from the sale of revenue warrant drawn against said fund which may be issued and sold by the Town and collections pertaining to assessments, and against which fund shall be issued cash warrants to the contractor or contractors in payment for the work to be done by them in connection with said improvement, and against which fund cash warrants shall be issued in payment of all other items of expense in connection with said improvement.

PASSED by the Town Council and APPROVED by the Mayor of the Town of Gig Harbor, Washington, at an open public regular meeting thereof, this 26th day of December, 1978.


Ruth M. Bogue Mayor

Attest:


Donald J. Avery Clerk

ORDINANCE NO. 305

AN ORDINANCE REPEALING TOWN BUILDING CODE.

WHEREAS, the Washington State Legislature enacted Chapter 19.27 of the Revised Code of Washington, entitled "State Building Code"; and

WHEREAS, Section 19.27.030 of said Chapter provides, in part, as follows:

"On and after January 1, 1975, there shall be in effect in all cities, towns and counties of the State a state building code which shall consist of the following codes which are hereby adopted by reference . . ."

and

WHEREAS, said section adopts the Uniform Building Code;

and

WHEREAS, said Uniform Building Code sets forth building permit fees and plan checking fees;

and

WHEREAS, said provisions preempt and make redundant certain Town of Gig Harbor ordinances and Municipal Code sections;

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

That the Town of Gig Harbor Municipal Code, Section 15.04.010 - Uniform Code Adopted, and Section 15.04.020 - Building Permit Fees, shall be and hereby are repealed, together with Town ordinances from which said Code sections result.

PASSED at a regular meeting of the Town Council held on the 2 day of JAN, 1979.

Ruth M. Bogue
Ruth M. Bogue Mayor

Attest:

Donald J. Avery
Donald J. Avery Clerk

ORDINANCE NO. 306

ORDINANCE DECLARING THURSTON LANE AND
ADAMS STREET AS ONE-WAY STREETS

WHEREAS, the Town of Gig Harbor Engineer has studied vehicle traffic patterns on Thurston Lane and Adams Street; and

WHEREAS, said study revealed it to be in the best interests of health, safety, welfare and general morals of the citizens of the Town of Gig Harbor to declare Thurston Lane and Adams Street to be one-way streets; and

WHEREAS, the Town Engineer recommended to the Town Council of the Town of Gig Harbor that Thurston Lane and Adams Street be declared one-way streets; and

WHEREAS, the Town Council of the Town of Gig Harbor concurs in said recommendations of the Town Engineer;

NOW, THEREFORE, be it ordained as follows:

Thurston Lane shall be a one-way street between Judson Street and Adams Street and vehicles shall only transit Thurston Lane in the direction of Adams Street from Judson Street.

Adams Street shall be a one-way street between Thurston Lane and Gilich Street and vehicles shall only transit Adams Street in the direction of Gilich Street from Thurston Lane.

Any person violating any provision of this ordinance shall be guilty of a misdemeanor.

PASSED at a regular meeting of the Town Council held on the 22 day of February, 1979.

Ruth Bogue
Ruth Bogue, Mayor

ATTEST:

Donald J. Avery
Donald J. Avery, Town Clerk

ORDINANCE NO. 307

AN ORDINANCE TO AMEND THE ZONING CODE TO ALLOW ANIMAL CLINICS AS A CONDITIONAL USE IN A B-2 ZONE.

WHEREAS, special guests appeared before the Town Council at its regular meeting on January 8, 1979, and requested consideration of the establishment of an animal clinic in a B-2 zone; and

WHEREAS, the Town of Gig Harbor Council has found that animal clinics are not allowed under any of the zoning code provisions; and

WHEREAS, the health, safety, welfare and general morals of the Town of Gig Harbor will be benefited by permitting the establishment and operation of animal clinics within the corporate limits of the Town of Gig Harbor;

NOW, THEREFORE, BE IT ORDAINED that the Town of Gig Harbor ordinances and Municipal Code be amended by addition as follows:

Municipal Code, Chapter 17.04 and underlying ordinance 109-A, Section 2.
Add the following:

"17.04.04.5 - Animal Clinic. 'Animal Clinic' means a stationary facility, under the direction of a veterinarian licensed by the State of Washington, established to perform examination, diagnostic, prophylactic, and medical services to small animals normally kept as pets, not requiring confinement or supervised care. Animal Clinics shall not attend to poisonous reptiles nor to animals normally kept as farm animals."

Municipal Code Chapter 17.64 and underlying ordinances. Add the following under 17.64.040 (B):

"9. Animal Clinics."

PASSED by the Council of the Town of Gig Harbor in public hearing on February 26, 1979.

Ruth M. Bogue
RUTH M. BOGUE MAYOR

ATTEST:

Donald J. Avery
DONALD J. AVERY CLERK

ORDINANCE NO. 208

AN ORDINANCE AMENDING TOWN CODE CHAPTER 17.08

WHEREAS, certain Town of Gig Harbor ordinances require submission of site plans by applicants; and

WHEREAS, review of submitted site plans create costs, previously borne by the Town of Gig Harbor; and

WHEREAS, said costs have been found to be substantial; and

WHEREAS, costs associated with review of site plans would not be incurred except at the behest of an applicant; and

WHEREAS, it has been found that it would benefit the health, safety, welfare and general morals of the residents of the Town of Gig Harbor to assess such costs to the applicant;

NOW, THEREFORE, BE IT ORDAINED as follows:

There is hereby added to the Municipal Code of the Town of Gig Harbor, 17.08.072 as follows:

17.08.072 Site plan checking fees and information required.

A. Whenever a submittal of a site plan is required by this Code, a minimum fee of One Hundred Dollars (\$100.00) shall be paid by the applicant at the time of submission of the site plan. The minimum fee shall not be refundable under any circumstances.

B. Fees required in addition to the minimum fee shall be paid by the applicant at the time of submission of the site plan in accordance with the following table:

<u>Estimated Cost of Construction:</u>		<u>Additional Fee</u>
<u>More Than</u>	<u>But Less Than</u>	
<u>\$25,000.00</u>	<u>\$ 50,000.00</u>	<u>\$150.00 For 1st \$25,000 plus</u> <u>\$ 4.00 for each additional \$1,000</u>
<u>\$50,000.00</u>	<u>\$ 500,000.00</u>	<u>\$250.00 for 1st \$50,000 plus</u> <u>\$.50 for each additional \$1,000</u>
<u>\$500,000.00</u>	<u>\$ AND UP</u>	<u>\$75.00 for 1st \$500,000 plus</u> <u>\$.25 for each additional \$1,000</u>

C. The site plan shall show the information required and in the form specified by the Director of Planning.

PASSED by the Council of the Town of Gig Harbor in public hearing on February 26, 1979.

Ruth M. Bogue
RUTH M. BOGUE MAYOR

ATTEST:

Donald J. Avery
DONALD J. AVERY CLERK

ORDINANCE NO. #309

AN ORDINANCE OF THE TOWN OF GIG HARBOR PROVIDING FOR AN INTERFUND LOAN FROM THE ARTERIAL STREET FUND TO THE STREET FUND.

BE IT HEREBY ORDAINED by the Town Council, Town of Gig Harbor, that Arterial Street funds be made available for temporary use by the Street Fund to incur the costs of the Cascade and Woodworth Avenue LID's.

BE IT FURTHER ORDAINED that the aforementioned interfund loan shall bear interest at the rate of 9% per annum, and shall be refunded to the Arterial Street Fund in both principal and interest at such time as the Town receives the proceeds from the sale of the assessment bonds for the Cascade and Woodworth Avenue LID's.

PASSED THIS 12th day of March 1979.

Ruth M. Lague
Mayor

Attest:

[Signature]
Clerk Treasurer

ORDINANCE NO. 310

ORDINANCE PROHIBITING OPERATION OF MOTOR
VEHICLES IN TOWN PARKS

WHEREAS, the Town Council of the Town of Gig Harbor found that operation of motor vehicles in Town parks causes damages to Town properties and is contrary to the purpose and function of Town parks; and

WHEREAS, the Town Council has found that the health, safety, welfare and general morals of the cities of the Town of Gig Harbor will benefit by prohibiting operation of motor vehicles in Town parks;

NOW, THEREFORE, be it ordained as follows:

A motor vehicle is defined as any device propelled by means other than direct human or animal exertion.

A motor vehicle, or vehicles, shall not be operated within the boundaries of any Town park, except on streets and parking areas provided for use of automobiles, without first obtaining a permit for such operation from the Town of Gig Harbor. Notwithstanding the above provisions, official Federal, State or local agency motor vehicles may be operated within the boundaries of Town parks without permit.

Any person, firm or corporation violating any of the provisions of this ordinance shall be guilty of a misdemeanor.

PASSED at a regular meeting of the Town Council held on the 12 day of March, 1979.

Ruth M. Bogue
Ruth Bogue, Mayor

ATTEST:

Donald J. Avery
Donald J. Avery
Town Clerk

ORDINANCE NO. 312

ORDINANCE AMENDING ORDINANCE NO. 209 of the Town of Gig Harbor, Washington, relating to sanitary sewers.

WHEREAS, the Town Council of the Town of Gig Harbor enacted Ordinance No. 209 relating to sanitary sewers; and

WHEREAS, said Ordinance No. 209 has been found to be deficient in certain respects; and

WHEREAS, the Town Council of the Town of Gig Harbor has found it to be in the best interests of the health, safety, morals and general welfare of the residents of the Town of Gig Harbor to amend said Ordinance No. 209;

NOW, THEREFORE, BE IT ORDAINED that Ordinance No. 209 shall be amended by adding the following at the end of Section 5:

Permits for the extension of public sanitary sewers shall be required separately from permits for building sewers and side sewers. There shall be no charge for a permit for the extension of public sanitary sewers. Plans consisting of three (3) prints and one Mylar suitable for reproduction showing work to be done under a public sanitary sewer extension permit shall be submitted with the permit application. Upon completion of the work and before release of the bond, the applicant shall submit "as-built" drawings showing all underground utilities encountered during construction as well as actual construction details. All sanitary sewer work requiring permits shall be done in accordance with the design criteria and construction and material standards and specifications of the Town of Gig Harbor. The applicant for a sanitary sewer permit shall provide the Town of Gig Harbor with a bond or bonds in amounts determined

by the Town of Gig Harbor sufficient to assure completion of the work in the event the applicant refuses or is unable to complete the work.

PASSED at a regular meeting of the Town Council held on the 14 day of MAY, 1979.

Ruth M. Bogue
RUTH BOGUE, Mayor

ATTEST:

Donald J. Avery
DONALD J. AVERY, Town Clerk

AN ORDINANCE OF THE TOWN OF GIG HARBOR ADOPTING A PERSONNEL RECLASSIFICATION AND SALARY SCHEDULE POLICY.

WHEREAS, certain salary and position reclassification recommendations have been presented to the Town of Gig Harbor,

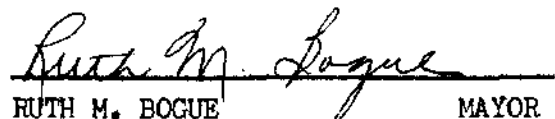
WHEREAS, said study recommended to the Town Council of the Town of Gig Harbor that management personnel positions be reclassified,

NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:

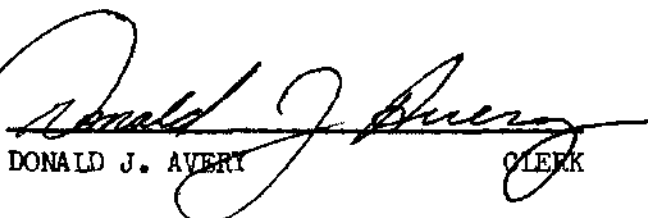
RECLASSIFICATION OF:

1. The present Clerk-Treasurer position to that of "Clerk-Treasurer/Administrative Assistant".
2. Consolidation of all public works functions under the direction of one department head with the appointment to this position open to competition.
3. Reclassification of the existing Sewer Superintendent position to that of "Sewer Treatment Plant Operator".
4. Reclassification of the present Street and Water Superintendent position to that of "Public Works Supervisor".
5. Reclassification of the existing position of the head of the Planning and Building Department to that of "Director-Planning and Inspection".
6. Adoption of the salary schedule, Exhibit "A".
7. Implementation of a "save-pay" policy for the employees who may be adversely affected by reclassification actions.
8. Development and implementation of a personnel program document that sets forth, as a minimum, policy and procedures concerning:
 - (1) employee performance evaluations, and
 - (2) (incentive) salary step-increases.

PASSED by the Town Council, Town of Gig Harbor, this 30th day of July, 1979.


RUTH M. BOGUE MAYOR

ATTEST:


DONALD J. AVERY CLERK

GIG HARBOR

EXHIBIT "A"

SALARY SCHEDULE

<u>DEPT.</u>	<u>JOB CLASS</u>	<u>JOB DESCRIPTION</u>	<u>PAY LEVEL</u>	<u>STEP</u>				
				<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>
01	075	Clerk-Treasurer/ Administrative Assistant	33	9.0615 18,847.92	9.5146 19,790.37	9.9903 20,779.82	10.4898 21,818.78	11.0143 22,909.74
02	530	Director-Planning And Inspection	32	8.6300 17,950.40	9.0615 18,847.92	9.5146 19,790.37	9.9903 20,779.82	10.4898 21,818.78
03	645	Director-Public Works	34	9.5146 19,790.37	9.9903 20,779.82	10.4898 21,818.78	11.0143 22,909.74	11.5650 24,055.20
03	610	Public Works Supervisor	31	8.2190 17,095.52	8.6300 17,950.40	9.0615 18,847.92	9.5146 19,790.37	9.9903 20,779.82
03	715	Sewage Treatment Operator	31	8.2190 17,095.52	8.6300 17,950.40	9.0615 18,847.92	9.5146 19,790.37	9.9903 20,779.82
		Police Chief	33	9.0615 18,847.92	9.5146 19,790.37	9.9903 20,779.82	10.4898 21,818.78	11.0143 22,909.74

T O Don Avery

F TOWN OF GIG HARBOR
R P. O. Box 145
O Gig Harbor, WA 98335
M Phone 858-8136

Date 7-31-79

M
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G
E

CLERK/TREASURER

STEP 4

DIRECTOR - PLANNING & INSPECTION

STEP 2

DIRECTOR - PUBLIC WORKS

STEP 2

THESE WILL BE REVIEWED AND/OR REVISED IN
THREE MONTHS.

THANKS

R.

R
E
P
L
Y

AN ORDINANCE AMENDING THE TITLE MAP ADOPTED BY TITLE 17 ESTABLISHING LAND USE CLASSIFICATIONS AND DISTRICTS IN THE TOWN OF GIG HARBOR: AMENDING THE ZONING MAP ADOPTED BY SAID ORDINANCE BY PROVIDING A CHANGE OF ZONE FROM R-1 (SINGLE FAMILY DWELLINGS) TO B-2 (BUSINESS) FOR CERTAIN PROPERTY DESCRIBED HEREIN, AND DECLARING THE EFFECTIVE DATE OF THIS ORDINANCE.

WHEREAS, procedures for change in the zoning thereof have been duly taken and had in accordance with the provisions of Title 17 of the Gig Harbor Municipal Code, and the Planning Commission has recommended such change, and the Town Council has found the same to be and for good and proper reasons that affect the public welfare.

NOW, THEREFORE, Be it Ordained by the Town Council of the Town of Gig Harbor:

Section 1. That the following described real property situated in the Town of Gig Harbor, County of Pierce, State of Washington, to-wit:

Beg at the NW corner of Gov Lot 2, in Sec 6, TWP 21 N, R 2 E of the W.M.; Thence along the W line of said Lot 2, S 0° 20' 26" E 305.90' to the SW corner of property conveyed to Reed O Hunt and Sarah E Hunt, husband and wife, by deed recorded under Auditor's Fee No. 1845838 and the true POB; Thence continuing on said W line of Gov Lot 2, S 0° 20' 26" E 115.75' to a point which lies N 0° 20' 26" W 163.97' from a stone monument; Thence N 62° 02' 34" E 167.32'; Thence N 55° 24' 34" E 30.12' to the right of way line of former St Highway No. 14; Thence along said right of way line N 47° 24' 30" W 84.68' to the Sly line of said Hunt tract; Thence along the Sly line of said Reed O Hunt property S 71° 35' 34" W 117.66' to the true POB.

All that part of Gov Lot 2, Sec 6, TWP 21 N, R 2 E of the W.M., described as follows: Beg at the NW corner of said Lot 2, Thence running S along the W line of said Lot 2, 228.50' to the center line of creek and true POB for this description: Thence continue S 77.40'; Thence N 71° 56' E 108.89' to the SWly line of St Highway No. 14; Thence N 46° 41' 20" W along said SWly highway line, 60.00' to the center line of said creek; Thence Wly along the center line of said creek to the true POB for this description.

be and the same is hereby rezoned and classified as B-2 (Business), rather than R-1 (Single Family Dwelling).

Section 2. That the official zoning map of the Town of Gig Harbor located in Title 17 of the Gig Harbor Municipal Code, be and the same is hereby amended to reflect such change in zoning of such area. That the town clerk shall make this classification change on the Town's official zoning map and certify said change in accordance with the terms of Title 17 of the Gig Harbor Municipal Code. That this ordinance shall take effect upon its passage and publication as provided by law.

PASSED at a regular meeting of the Town Council held on the 19 day of Aug, 1979.

E. A. Bunch
EDGAR A. BUNCH MAYOR PRO-TEM

ATTEST:

Donald J. Avery
Donald J. Avery Clerk

AN ORDINANCE ordering the improvement of Ross Avenue within the Town by the construction and installation of curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work, all in accordance with Resolution No. 138 of the Town Council of the Town; establishing Local Improvement District No. 3; providing the method of assessment in said District; providing that payment in part for said improvement be made by special assessments upon property in said District, payable by the mode of "payment by bonds;" and providing for the issuance and sale of local improvement district warrants redeemable in cash and local improvement district bonds.

WHEREAS, by Resolution No. 138 adopted June 11, 1979, the Town Council of the Town of Gig Harbor (the "Town") declared its intention to improve Ross Avenue within the Town by the construction and installation of curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work, and fixed the 23rd day of July, 1979 at 7:00 p.m. in the Council Chambers in the Town Hall in the Town as the time and place of hearing all matters relating to said proposed improvement and all objections thereto and for determining the method of payment for said improvement; and

WHEREAS, Parametrix, Inc., consulting engineers to the Town, caused an estimate to be made of the cost and expense of the proposed improvement and certified said estimate to the Town Council, together with all papers and information in its possession touching the proposed improvement, a description of the boundaries of the District, a statement of what portion of the cost and expense of the improvement should be borne by the property within the proposed District, a statement in detail of the local improvement assessments outstanding or unpaid against the property in the proposed District, and a statement of the aggregate actual valuation of the real estate, including twenty five per cent (25 per cent) of the actual valuation of the improvement in the proposed District, according to the valuation last placed upon it for the purpose of general taxation; and

WHEREAS, said estimate is accompanied by a diagram of the proposed improvement showing thereon the lots, tracts, parcels of land and other property which will be specially benefited by the proposed improvement, and the estimated amount of the cost and expense thereof to be borne by each lot, tract and parcel of land or other property; and

WHEREAS, due notice of the hearing upon said Resolution No. 138 was given in the manner provided by law and said hearing was held by the Town Council on July 23, 1979, and all persons appearing at such hearing were heard, and as a result thereof the Town Council determined to delete certain portions of the proposed improvements; and

WHEREAS, the Town Council has determined it to be in the best interests of the Town that the improvement as hereinafter described be carried out and that a local improvement district be created in connection therewith; NOW, THEREFORE,

THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, WASHINGTON, DO ORDAIN, as follows:

Section 1. The Town Council of the Town hereby orders the improvement of Ross Avenue, a distance of one thousand sixty nine feet (1,069), within the Town, by constructing and installing curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work.

The improvement shall be carried out in accordance with the plans and specifications therefor to be prepared by Parametrix, Inc., consulting engineers to the Town, and such plans and specifications are hereby adopted for said improvements.

Section 2. There is hereby created and established a local improvement district to be called "Local Improvement District No. 3 of the Town of Gig Harbor, Washington," which district is described hereto and by this reference made a part hereof.

Section 3. The estimated cost and expense of the improvement is hereby declared to be \$31,139.17.

ORDINANCE NO. 316

AN ORDINANCE of the Town of Gig Harbor, Washington establishing and designating a local improvement guaranty fund of the Town and prescribing rules and regulations for the maintenance and operation of said guaranty fund.

WHEREAS, the Town of Gig Harbor, Washington (herein called the "Town") intends to establish from time to time local improvement districts pursuant to the authority granted to the Town by RCW Ch. 35.43; and

WHEREAS, Chapter 35.54 RCW has established in every town a fund to be designated the local improvement guaranty fund and provided that each town shall prescribe rules and regulations for the maintenance and operation of such fund;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Gig Harbor, Washington, as follows:

Section 1. Guaranty Fund. There is hereby established a special fund of the Town to be known as the "Town of Gig Harbor Local Improvement Guaranty Fund" (herein called the "Guaranty Fund"), which fund is to be drawn for the purpose of guaranteeing to the extent of said fund the payment of its local improvement bonds, interest coupons pertaining thereto, and warrants issued to pay for any local improvement ordered in the Town or in any area wholly or partly outside its corporate boundaries. The money in the Guaranty Fund shall be kept separate from all other moneys and funds of the Town and shall be held in trust for the uses and purposes herein provided.

Section 2. Payments to the Guaranty Fund. If local improvement district bonds and/or warrants have been issued by the Town and guaranteed by the Guaranty Fund, all moneys remaining in any local improvement district fund created to secure such bonds and/or warrants after all costs of improvements in such district including the redemption of all warrants and bonds of such district have been paid shall be paid into the Guaranty Fund. All interest

and earnings derived from the investment of moneys in the Guaranty Fund shall be credited to said Fund.

Section 3. Levy of Taxes for Guaranty Fund. The Town shall at the time of making its annual budget and levy, provide for the levy of a sum sufficient, with other sources of the Guaranty Fund, to pay any warrants issued against the Guaranty Fund during the preceding fiscal year pursuant to Section 6 herein and establish a balance therein.

Section 4. Use of Guaranty Fund. Defaulted bonds, interest coupons pertaining thereto, and warrants against local improvement funds shall be purchased out of the Guaranty Fund, and as between the several issues of bonds, coupons or warrants no preference shall exist, but they shall be purchased in the order of their presentation.

Whenever any sum is paid out of the Guaranty Fund on account of principal or interest on a local improvement district bond or warrant, the Town as trustee of said Fund, shall be subrogated to all the rights of the holder of such bond, interest coupon or warrant so paid, and the proceeds thereof, including proceeds of the underlying assessment, shall become a part of the Guaranty Fund.

Money remaining in the Guaranty Fund after all bonds and warrants guaranteed and protected by said Fund have been paid, and moneys in such fund exceeding the principal amount of bonds or warrants guaranteed by such fund, may be transferred by resolution of the Council to a current expense fund of the Town.

Section 5. Purchase of Tax Certificates. For the purpose of protecting the Guaranty Fund, so much of the Guaranty Fund as is necessary may be used to purchase certificates of delinquency for general taxes on property subject to local improvement assessments which underlie local improvement bonds, interest coupons pertaining thereto, or warrants guaranteed by the fund, or to

purchase such property at county tax foreclosures, or from the county after foreclosure.

The Town, as trustee of the fund, may foreclose the lien of general tax certificates of delinquency and purchase the property at foreclosure sale and the costs of such foreclosures shall be charged to and paid from the Guaranty Fund.

After acquiring title of property by purchase at general tax foreclosure sale or from the county after foreclosure, the Town may lease it or sell it at public or private sale at such price on such terms as may be determined by resolution of the Town Council. All proceeds shall belong to and be paid into the Guaranty Fund.

Section 6. Warrants Against Guaranty Fund. Warrants shall be issued by the Town against the Guaranty Fund to meet any liability accruing against it. Said warrants shall be authorized by the Council upon such terms as the Council deems reasonable; provided, however, that such warrants shall bear interest at a rate not exceeding that permitted by law. Warrants authorized pursuant to the provisions of this section shall not be issued and outstanding in a principal amount exceeding five percent of the outstanding obligations protected and guaranteed by the Guaranty Fund.

Section 7. Investment for Surplus Town Funds. Local improvement district bonds and warrants which are within the protection of the Guaranty Fund of the Town shall be considered legal investments for any available surplus funds of the Town which now or hereafter may be authorized by the Council to be invested in such bonds or warrants.

Section 8. Effective Date. This ordinance shall become effective from and after its passage, approval and publication as required by law.

Introduced and first read by the Council of the Town of Gig Harbor, Washington at its regular meeting on the 13 day of Aug, 1979.

Finally passed by said Council at its regular meeting on the 27 day of Aug, 1979, and approved by its Mayor on the 29 day of Aug, 1979.

TOWN OF GIG HARBOR, WASHINGTON

BY: Ruth M. Doogue
Mayor

ATTEST:

[Signature]
Clerk of the Town

APPROVED AS TO FORM

[Signature]
Attorney for the Town

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE TOWN OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE TOWN OF GIG HARBOR.

BE IT ORDAINED by the Town Council of the Town of Gig Harbor:

THAT WHEREAS by petition heretofore filed with the Town Council, Mr. Peter Norman and Mr. Fred Stroh, being the owners of more than seventy-five percent (75 percent) in value according to assessed valuations for taxation of the following described property:

All that portion of Government Lot 10, (Abandoned Military Reservation) in Section 8, Township 21 North, Range 2 East of W.M., lying northeasterly of Tacoma Lake Cushman power line right-of-way, and the west half of the southwest quarter of the southeast quarter of the southwest quarter of Section 8, Township 21 North, Range 2 East of W.M., in Pierce County, WA.

The property is located outside the town limits of the Town of Gig Harbor.

WHEREAS, subsequent to filing said petition the Town Council approved as to form the Petition for Annexation and joined with the petitioner in the Notice of Intention to Annex filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days and, therefore, is presumed to approve the same, and

WHEREAS, the Town Council on March 6, 1979 fixed Monday, March 26, 1979 at the hour of 7:00 p.m. in the Town Hall of the Town of Gig Harbor as the time and place at which all interested persons should appear and voice their approval or disapproval of said annexation of said unincorporated territory, and

WHEREAS, notice of said hearing was given as provided by law by publication thereof, and

WHEREAS, at said hearing no one objected to said annexation

NOW, THEREFORE, be it further ordained by the Town Council of the Town of Gig Harbor:

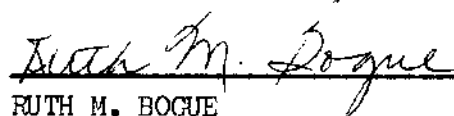
Section 1. That the following described real property situated in Pierce County, Washington, to-wit:

All that portion of Government Lot 10, (Abandoned Military Reservation) in Section 8, Township 21 North, Range 2 East of W.M., lying northeasterly of Tacoma Lake Cushman Power line right-of-way, and the west half of the southwest quarter of the southeast quarter of the southwest quarter of Section 8, Township 21 North, Range 2 East of W.M., in Pierce County, WA.

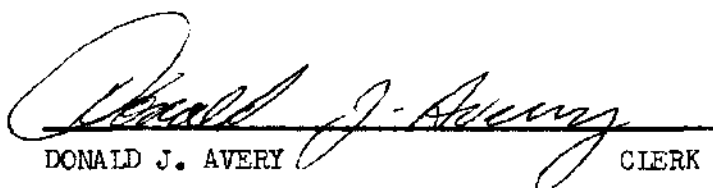
be and the same is hereby annexed into and incorporated within the Town of Gig Harbor:

Section 2. This ordinance shall become effective upon its passage and publication, as provided by law.

PASSED this 10 day of September, 1979.


RUTH M. BOGUE MAYOR

ATTEST:

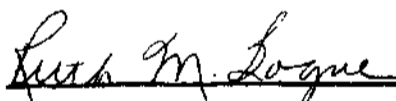

DONALD J. AVERY CLERK

Section 4. In accordance with the provisions of Section 7 of Chapter 258, Laws of Washington, 1969, 1st Ex. Ses., the Town may use any method or combination of methods to compute assessments which may be deemed to fairly reflect the special benefits to the property being assessed.

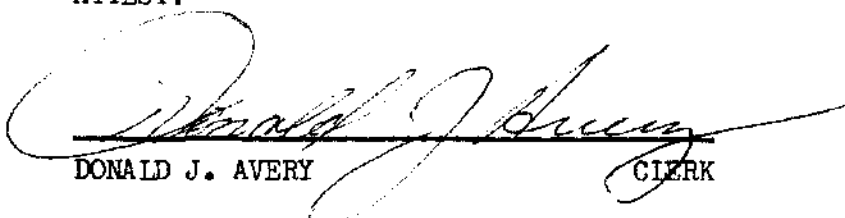
Section 5. Local improvement district warrants shall be issued in payment of the cost and expense of the improvement, such warrants to be payable out of the "Local Improvement Fund, District No. 3," hereinafter created, to bear interest from the date thereof at a rate to be hereafter fixed by ordinance and to be redeemed in cash, and/or by local improvement district bonds herein authorized to be issued, such interest-bearing warrants to be hereafter referred to as "revenue warrants." Such bonds shall bear interest at a rate to be hereafter fixed by ordinance, shall be payable on or before ten (10) years from the date of issuance, the life of the improvement ordered being not less than ten (10) years, and shall be issued in exchange for and in redemption of any and all revenue warrants issued hereunder and not redeemed in cash within a period of not to exceed sixty (60) days after the first publication by the Town Treasurer of notice that the assessment roll for Local Improvement District No. 3 is in his hands for collection. The bonds shall be redeemed by the collection of special assessments to be levied and assessed upon the property within said district, payable in eight (8) equal annual installments, with interest at a rate to be hereafter fixed by ordinance, under the mode of "payment of bonds", as defined by law and the ordinances of the Town. In the case of default in the payment of any assessment when the same shall be come due, there shall be added interest at a rate to be hereafter fixed by ordinance and a penalty of six per cent (6 per cent) which shall also be collected. The exact form, amount, date, interest rate and denomination of said warrants and bonds shall be hereafter fixed by ordinance of the Town Council. Said warrants and bonds shall be sold in such manner as the Town Council shall hereafter determine.

Section 6. There is hereby created and established in the office of the Treasurer of the Town for Local Improvement District No. 3 a special fund to be known and designated as "Local Improvement Fund, District No. 3" into which fund shall be deposited the proceeds from the sale of revenue warrants drawn against said fund which may be issued and sold by the Town and collections pertaining to assessments, and against which fund shall be issued cash warrants to the contractor or contractors in payment for the work to be done by them in connection with said improvement, and against which fund cash warrants shall be issued in payment of all other items of expense in connection with said improvement.

PASSED by the Town Council and APPROVED by the Mayor of the Town of Gig Harbor, Washington, at an open public regular meeting thereof, this 27 day of August, 1979.


RUTH M. BOGUE MAYOR

ATTEST:


DONALD J. AVERY

CLERK

AN ORDINANCE APPROVING AND CONFIRMING THE ASSESSMENT AND ASSESSMENT ROLL OF LOCAL IMPROVEMENT DISTRICT NO. 1, WHICH HAS BEEN CREATED AND ESTABLISHED FOR THE PURPOSE OF IMPROVING CASCADE AVENUE WITHIN THE TOWN BY THE CONSTRUCTION AND INSTALLATION OF CONCRETE CURBS, GUTTERS, ASPHALTIC PAVEMENT, STORM DRAINS, APPURTENANCES AND RELATED WORK, AS PROVIDED BY ORDINANCE NO. 288, AND LEVYING AND ASSESSING THE AMOUNT THEREOF AGAINST THE SEVERAL LOTS, TRACTS, PARCELS OF LAND AND OTHER PROPERTY SHOWN ON THE ROLL.

WHEREAS, the assessment roll levying the special assessments against properties located in Local Improvement District No. 1 in the Town of Gig Harbor, Washington, created under Ordinance No. 288, has been filed with the Town Clerk of the Town as provided by law; and

WHEREAS, notice of the time and place of hearing thereof and of making objections and protests to said roll was duly published at and for the time and in the manner provided by law, fixing the time and place of hearing thereon for the 22nd day of May, 1978, at the hour of 8:00 o'clock p.m., in the Council chambers of the Town Hall at Gig Harbor, Washington, and further notice thereof was duly mailed by the Town Clerk to each property owner shown on the roll; and

WHEREAS, at the time and place fixed and designated in the notice, the hearing was duly held and the Town Council heard all persons who wished to be heard at such hearing and duly considered all protests made in writing and overruled the same; NOW, THEREFORE,

THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, WASHINGTON DO ORDAIN, as follows:

Section 1. The assessments and assessment roll of Local Improvement District No. 1, which has been created and established for the purpose of improving Cascade Avenue within the Town by the construction and installation of concrete curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work as provided by Ordinance No. 288, as the same now stand, be and the same are hereby in all things and respects approved and confirmed in the total amount of \$ 16,779.00.

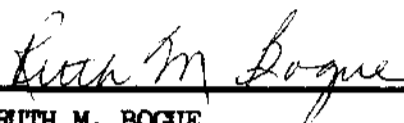
Section 2. Each of the lots, tracts, parcels of land and other property shown upon the roll is hereby determined and declared to be specially benefited by said improvement in at least the amount charged against the same and the assessment appearing against the same is in proportion to the several assessments appearing upon said roll. There is hereby levied and assessed against each lot, tract, parcel of land and other property appearing upon said roll the amount finally charged against the same thereon.

Section 3. The assessment roll as approved and confirmed shall be filed with the Treasurer of the Town of Gig Harbor for collection, and the Town Treasurer is hereby authorized and directed to publish notice as required by law stating that the roll is in his hands for collection and payment of any assessment thereon or any portion of the assessment can be made at any time within thirty days from the date of the first publication of said notice without penalty, interest or cost, and that thereafter the sum remaining unpaid may be paid in ten equal annual installments with interest thereon hereby fixed at the rate of 8% per annum. The first installment of assessments on the assessment roll shall become due and payable during the thirty-day period succeeding the date one year after the date of first publication by the Town Treasurer of notice that the assessment roll is in his hands for collection and annually thereafter each succeeding installment shall become due and payable in like manner. If the whole or any portion of the assessments remains unpaid after the thirty-day period, interest upon the whole unpaid sum shall be charged at the rate of 8% per annum and each year thereafter one of the installments, together with interest due on the whole of the unpaid balance, shall be collected. Any installment not paid prior to the expiration of the thirty-day period

RECORDED IN THE TOWN CLERK'S OFFICE

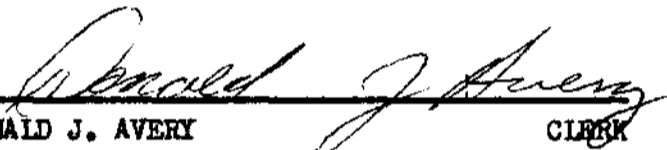
during which such installment is due and payable shall thereupon become delinquent. All delinquent installments shall be subject to a charge for interest at 8% per annum and for an additional charge of 8% penalty levied upon both principal and interest due upon such installment or installments. The collection of such delinquent installments will be enforced in the manner provided by law.

PASSED by the Town Council of the Town of Gig Harbor, Washington, at a regular open public meeting thereof, and APPROVED by the Mayor of the Town, this 10 day of Sept, 1979.



RUTH M. BOGUE MAYOR

ATTEST:



DONALD J. AVERY CLERK

AN ORDINANCE APPROVING AND CONFIRMING THE ASSESSMENT AND ASSESSMENT ROLL OF LOCAL IMPROVEMENT DISTRICT #2, WHICH HAS BEEN CREATED AND ESTABLISHED FOR THE PURPOSE OF IMPROVING WOODWORTH AVENUE WITHIN THE TOWN BY THE CONSTRUCTION AND INSTALLATION OF CONCRETE CURBS, GUTTERS, ASPHALTIC PAVEMENT, STORM DRAINS, APPURTENANCES AND RELATED WORK, AS PROVIDED BY ORDINANCE No. 304, AND LEVYING AND ASSESSING THE AMOUNT THEREOF AGAINST THE SEVERAL LOTS, TRACTS, PARCELS OF LAND AND OTHER PROPERTY SHOWN ON THE ROLL.

WHEREAS, the assessment roll levying the special assessments against properties located in Local Improvement District No. 2 in the Town of Gig Harbor, Washington, created under Ordinance No. 304, has been filed with the Town Clerk of the Town as provided by law; and

WHEREAS, notice of the time and place of hearing thereof and of making objections and protests to said roll was duly published at and for the time and in the manner provided by law, fixing the time and place of hearing thereon for the 28th day of August, 1978, at the hour of 7 o'clock p.m., in the Council chambers of the Town Hall at Gig Harbor, Washington, and further notice thereof was duly mailed by the Town Clerk to each property owner shown on the roll; and

WHEREAS, at the time and place fixed and designated in the notice, the hearing was duly held and the Town Council heard all persons who wished to be heard at such hearing and duly considered all protests made in writing and overruled the same; NOW, THEREFORE,

THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, WASHINGTON, DO ORDAIN, as follows:

Section 1. The assessments and assessment roll of Local Improvement District No. 2, which has been created and established for the purpose of improving Woodworth Avenue within the Town by the construction and installation of concrete curbs, gutters, asphaltic pavement, storm drains, appurtenances and related work as provided by Ordinance No. 304 as the same now stand, be and the same are hereby in all things and respects approved and confirmed in the total amount of \$29,475.75.

Section 2. Each of the Lots, tracts, parcels of land and other property shown upon the roll is hereby determined and declared to be specially benefited by said improvement in at least the amount charged against the same and the assessment appearing against the same is in proportion to the several assessments appearing upon said roll. There is hereby levied and assessed against each lot, tract, parcel of land and other property appearing upon said roll the amount finally charged against the same thereon.

Section 3. The assessment roll as approved and confirmed shall be filed with the Treasurer of the Town of Gig Harbor for collection, and the Town Treasurer is hereby authorized and directed to publish notice as required by law stating that the roll is in his hands for collection and payment of any assessment thereon or any portion of the assessment can be made at any time within thirty days from the date of the first publication of said notice without penalty, interest or cost, and that thereafter the sum remaining unpaid may be paid in ten equal annual installments with interest thereon hereby fixed at the rate of 8% per annum. The first installment of assessments on the assessment roll shall become due and payable during the thirty-day period succeeding the date one year after the date of first publication by the Town Treasurer of notice that the assessment roll is in his hands for collection and annually thereafter each succeeding installment shall become due and payable in like manner. If the whole or any portion of the assessments remains unpaid after the thirty-day period interest upon the whole unpaid sum shall be charged at the rate of 8% per annum and each year thereafter one of the installments, together with interest due on the whole of the unpaid balance, shall be collected. Any installment not paid prior to the expiration of the thirty-day period during which such installment is due and payable shall thereupon become delinquent. All delinquent installments shall be subject to a charge for

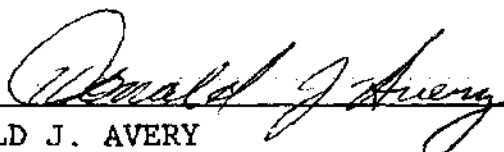
interest at 8% per annum and for an additional charge of 8% penalty levied upon both principal and interest due upon such installment or installments. The collection of such delinquent installments will be enforced in the manner provided by law.

PASSED by the Town Council of the Town of Gig Harbor, Washington, at a regular open public meeting thereof, and APPROVED by the Mayor of the Town, this 10th day of Sept. 1979.



RUTH M. BOGUE MAYOR

ATTEST:



DONALD J. AVERY CLERK

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE TOWN OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE TOWN OF GIG HARBOR.

BE IT ORDAINED by the Town Council of the Town of Gig Harbor:

THAT WHEREAS it has been determined that the best interests and general welfare of the Town of Gig Harbor would be served by the annexation of the following described property:

That portion of Sec. 8, Twp. 21 N, R 2 E, W.M., deeded to Pierce County by Governor's deed dated January 29, 1973, and recorded under No. 2541145 and as shown on Washington State Highway Commission maps of SR 16 - MP 8.34 to MP 18.87 - Narrows Bridge to Olympic Drive - sheets 8 and 9 of 52 sheets dated March 9, 1970, and that is included in a strip of land 60' wide, the centerline of which runs from FR₃0+34.66 to FR₃28+00.00 excluding that portion of land that belongs to the Town of Gig Harbor. This includes that part of land outside of the 60' strip as shown from STA 25+03.65 to STA 27+10.24 on said definitive map. This also includes that portion of Sec. 8, Twp. 21 N, R 2 E, W.M., which is a strip of land 60' wide the centerline of which starts at FR₃28.00 and bears N 88° -45'-53W for a distance of 622.96.

The property is located outside the town limits of the Town of Gig Harbor .

WHEREAS, Notice of Intention to Annex was filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to annex was on file for sixty days with the Pierce County Boundary Review Board and that Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days and, therefore, is presumed to approve the same, and

WHEREAS, the Town Council on May 28, 1979 fixed Monday, June 11, 1979 at the hour of 7:00 p.m. in the Town Hall of the Town of Gig Harbor as the time and place at which all interested persons should appear and voice their approval or disapproval of said annexation of said unincorporated territory, and

WHEREAS, notice of said hearing was given as provided by law by publication thereof, and

WHEREAS, at said hearing no one objected to said annexation,

NOW, THEREFORE, be it further ordained by the Town Council of the Town of Gig Harbor:

Section 1. That the following described real property situated in Pierce County, Washington, to-wit:

That portion of Sec 8, Twp 21 N, R 2 E, W.M., deeded to Pierce County by Governor's deed dated January 29, 1973, and recorded under No. 2541145 and as shown on Washington State Highway commission maps of SR 16 - MP 8.34 to MP 18.87 - Narrows Bridge to Olympic Drive - sheets 8 and 9 of 52 sheets dated March 9, 1970, and that is included in a strip of land 60' wide, the centerline of which runs from FR₃0+34.66 to FR₃28+00.00 excluding that portion of land that belongs to the Town of Gig Harbor. This includes that part of land outside of the 60' strip as shown from STA 25+03.65 to STA 27+10.24 on said definitive map. This also includes that portion of Sec. 8, Twp. 21 N, R 2 E, W.M., which is a strip of land 60' wide the centerline of which starts at FR₃28.00 and bears N 88° -45'-53W for a distance of 622.96.

be and the same is hereby annexed into and incorporated within the Town of Gig Harbor:

Section 2. This ordinance shall become effective upon its passage and publication, as provided by law.

PASSED this 24 day of September, 1979.

Ruth M. Bogue
RUTH M. BOGUE MAYOR

ATTEST:

Donald J. Avery
DONALD J. AVERY

CLEK

ORDINANCE NO. 321

AN ORDINANCE AMENDING CHAPTER 1.08.

WHEREAS, Ordinance No. 146, Sections 1 and 2, codified as Sections 1.08.010 and 1.08.020, have proved difficult to understand; and

WHEREAS, it is in the best interests of the health safety, morals, and general welfare of the citizens of the Town of Gig Harbor to make said ordinance section as clear and understandable as possible;

NOW THEREFORE BE IT ORDAINED that Ordinance No. 146, Sections 1 and 2 be and hereby are amended to read as follows:

1. No action shall be taken to adopt an ordinance on the day of its introduction. A proposed ordinance shall be introduced only at a regular meeting of the Council. Introduction is defined as being a reading of the proposed ordinance or a general description of the purpose and contents of the proposed ordinance.

2. A proposed ordinance shall be adopted at a regular meeting of the Council during or before the third regular meeting of the Council after the meeting at which the proposed meeting was introduced. If adoption does not occur during or before the third regular meeting of the Council after introduction of the proposed ordinance, the proposed ordinance should not be adopted unless and until it has been re-introduced and all provisions of this ordinance

have been satisfied. A proposed ordinance may be amended at any regular meeting of the Council, including the introductory meeting, provided, however, that amendments shall not be considered unless the proposed ordinance appears on the official agenda of the meeting at which amendments are proposed.

3. This ordinance is additional to all the laws of the State of Washington, as presently enacted or hereafter enacted or amended, applicable to the adoption of ordinances by the Town of Gig Harbor.

PASSED at a regular meeting of the Town Council held on the 24 day of Sept, 1979.

Ruth M. Bogue
RUTH BOGUE, Mayor

ATTEST:

Donald J. Avery
DONALD J. AVERY, Town Clerk

ORDINANCE No. 352

An Ordinance of the Town of Gig Harbor Council, providing for the submission to the qualified electors of the Town of Gig Harbor at a special election to be held therein on November 6, 1979, in conjunction with the state general election to be held on the same date of a proposition authorizing the levy of a general tax on taxable property within the Town of Gig Harbor in the sum of \$.25 per \$1,000.00 of assessed valuation (based upon an assessment ratio of 100% of true and fair value), to be collected each year for six consecutive years starting in 1980, and to provide funds required for capital expenditures and maintenance and operations expenditures essential for fire district emergency medical service needs.

WHEREAS, the state legislature passed Substitute House Bill No. 1239 during its regular session, allowing taxing Districts to impose an additional regular tax in an amount equal to \$.25 or less per thousand dollars of assessed value of property for emergency medical services, and;

WHEREAS, it is the judgement of the Board of Fire Commissioners of the District it is essential and necessary in order to prevent the impairment of Emergency Medical Services enumerated hereafter be provided by the District, necessitating the expenditures of revenues of \$.25 per \$1,000.00 of assessed valuation, and;

WHEREAS, it is in the best interest of the health, safety, morale, and general welfare of the citizens of the Town of Gig Harbor to assist and participate in funding of said emergency medical service, and;

WHEREAS, this \$.25 per \$1,000.00 levy is to be in addition to the regular levy for fire protection.

NOW, THEREFORE, BE IT ORDAINED by the Town of Gig Harbor Council as follows:

Section 1: To improve and preserve existing emergency medical services; to assist with personnel needs, and to meet emergency medical needs arising from growth within the community served by the District; to maintain the District's emergency medical equipment in a workable and efficient condition, and allow for future capital costs, and to maintain basic emergency medical services and equipment at present levels in keeping with the effects of inflationary costs, the District requires funds for future capital expenditures and maintenance and operation needs for Emergency Medical Services.

Ordinance No. 322 (cont'd)

Section 2: To produce revenues to support the costs attributable to providing emergency medical services as described in Section 1 of this Ordinance, and to maintain reserve funds sufficient to assure continuation of these services, the Town of Gig Harbor shall levy in 1979 and collect each year for six years beginning in 1980, a general tax on taxable property within the Town of Gig Harbor, for capital expenditures and maintenance and operation costs, in the amount of \$.25 per \$1,000.00 of the true and fair assessed valuation of the Town of Gig Harbor and said revenues produced and collected shall be contributed to the Pierce County Fire Protection District No. 5 for provision of emergency medical service to the citizens of the Town of Gig Harbor.

Section 3: There shall be submitted to the qualified electors of the Town of Gig Harbor for their ratification or rejection, at a special election on November 6, 1979, in conjunction with the State's general election to be held on the same date, the question of whether or not such levy for capital expenditures and maintenance and operations shall be made. The Town of Gig Harbor Council hereby declare that the Auditor of Pierce County, as ex-officio Supervisor of Elections, is hereby requested to call said election, and to submit the following proposition at the same election, in the form of a ballot titled substantially as follows:

PROPOSITION

Town of Gig Harbor - Regular Property Tax Levy

For Emergency Medical Services

Shall the Town of Gig Harbor be authorized to levy in 1979 a regular property tax of \$.25 per \$1,000.00 of assessed valuation to be collected in 1980 and for each year for the next six consecutive years to produce revenues which shall be contributed to the Pierce County Fire Protection District No. 5 for provision of emergency medical services to the citizens of the Town of Gig Harbor if, and only if, an identical levy is authorized to be collected by the Pierce County Fire Protection District No. 5

Tax Levy Yes _____

Tax Levy No _____

Adopted by the Town of Gig Harbor Council, Pierce County, Washington, at a regular public meeting thereof this 8 day of July, 1979.

Don Avery
Attest: Don Avery
Town Clerk

Ruth M. Bogue
RUTH M. BOGUE, MAYOR

ORDINANCE NO. 223

AN ORDINANCE OF THE TOWN OF GIG HARBOR ESTABLISHING A STORM SEWER FUND.

BE IT HEREBY ORDAINED by the Town Council, Town of Gig Harbor, that a Storm Sewer Fund be established within the Gig Harbor Treasury for the purposes of collecting and disbursing monies that will be utilized for the construction of storm sewers within the corporate limits of the Town of Gig Harbor.

PASSED at a regular meeting this 22nd day of October, 1979.

Ruth M. Bogue
Ruth M. Bogue m Mayor

Attest:


Donald J. Avery
Donald J. Avery Clerk

ORDINANCE NO. 324

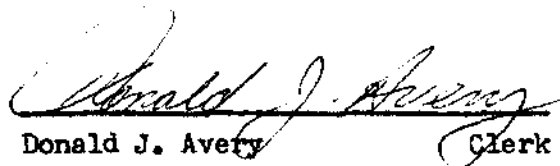
AN ORDINANCE OF THE TOWN OF GIG HARBOR PROVIDING FOR AN ADDENDUM TO THE 1979 BUDGET.

BE IT HEREBY ORDAINED by the Town Council, Town of Gig Harbor, that \$ 880.00 be transferred to the Police Department's operating budget for the purpose of leasing two vehicles for the balance of the 1979 fiscal year.

PASSED at a regular meeting this 22nd day of October, 1979.


Ruth M. Bogue Mayor

Attest:

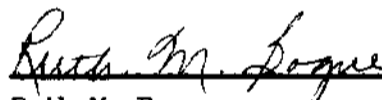

Donald J. Avery Clerk

AN ORDINANCE OF THE TOWN OF GIG HARBOR MODIFYING WATER SERVICE CONNECTION FEES.

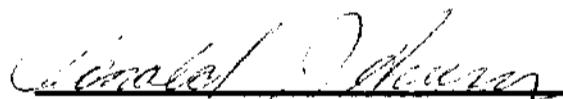
BE IT HEREBY ORDAINED by the Town Council, Town of Gig Harbor, that Sec. 13.04.040 of the Gig Harbor Municipal Code be amended to read as follows:

- A. For each new service with a 3/4 (three-fourth) inch meter, plus street crossing, if applicable \$275.00
- B. For each new service with a 1 (one inch) inch meter, plus street crossing, if applicable 325.00
- C. Each new service over 1 inch (one inch) will be charged for time and material plus \$100.00
- D. Street crossing of improved streets @ \$8.00 per foot and unimproved street @ \$1.00 per foot.

PASSED at a regular council meeting this 22nd day of October, 1979.


Ruth M. Bogue Mayor

Attest:


Donald J. Avery Clerk

ORDINANCE NO. 326

AN ORDINANCE Annexing to and Incorporating with the Town of Gig Harbor certain Unincorporated Territory lying contiguous to the Town of Gig Harbor

BE IT ORDAINED by the Town Council of the Town of Gig Harbor:

That whereas by petition heretofore filed with the Town Council, Mark Haggerty and John Johnston being the owners of more than seventy-five percent (75 per cent) in value according to assessed valuations for taxation of the following described property:

That portion of the $W\frac{1}{2}$ of the $E\frac{1}{2}$ of the $NW\frac{1}{4}$ of the $NE\frac{1}{4}$ of Sec. 7, Twp 21N, R2E of the W.M., lying SWly of a line 150 FT. SW of and parallel with the center line of survey of SR 16 (PSH No. 14) Narrows Bridge to Purdy, the specific details concerning all of which to be found within that certain map of definite location now of record and on file in the office of the Director of Highways, at Olympia, and bearing date of approval, Oct. 9, 1956, revised Oct. 23, 1956, and the center line of which is also shown of record in Vol. 1 of Highway plats, page 50, under Auditor's Fee No. 1778798.

The property is located outside the town limits of the Town of Gig Harbor.

Whereas, subsequent to filing said petition the Town Council approved as to form the Petition for Annexation and joined with the petitioner in the Notice of Intention to Annex filed with the Boundary Review Board of Pierce County, Washington, pursuant to state law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days and, therefore, is presumed to approve the same, and,

Whereas, the Town Council fixed Monday, June 25, 1979, at the hour of 7:00 p.m. in the Town Hall of the Town of Gig Harbor as the time and place at which all interested persons should appear and voice their approval or disapproval of said annexation of said unincorporated territory, and

Whereas, notice of said hearing was given as provided by law and publication thereof, and

Whereas, at said hearing no one objected to said annexation

Now, therefore, be it further ordained by the Town Council of the Town of Gig Harbor:

Section 1. That the following described real property situated in Pierce County, Washington, to-wit:

That portion of the $W\frac{1}{2}$ of the $E\frac{1}{2}$ of the $NW\frac{1}{4}$ of the $NE\frac{1}{4}$ of Sec. 7, Twp 21 N, R 2 E of the W.M., lying SWly of a line 150 Ft. SW of and parallel with the center line of survey of SR 16 (PSH No. 14) Narrows Bridge to Purdy, the specific details concerning all of which to be found within that certain map of definite location now of record and on file in the office of the Director of Highways, at Olympia, and bearing date of approval, Oct. 9, 1956, revised Oct. 23, 1956, and the center line of which is also shown of record in Vol. 1 of Highway Plats, page 50, under Auditor's Fee No. 1778798.

be and the same is hereby annexed into and incorporated within the Town of Gig Harbor with a zone of B-1.

Section 2. This Ordinance shall become effective upon its passage and publication as provided by law.

Passed this 13th day of November, 1979.

ATTEST:


RUTH M. BOGUE, Mayor


DONALD J. AVERY, TOWN CLERK

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR FIXING THE AMOUNT OF AD VALOREM TAX LEVIES AND EXCESS LEVIES FOR THE CALENDAR YEAR 1980.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF GIG HARBOR:

Section 1. That the annual amount of ad valorem tax levies of the Town of Gig Harbor for the calendar year of 1980 necessary to raise the amount of estimated revenue be and the same are levied upon Real and Personal Property subject to taxation in said town and upon each dollar of taxable value, approximately \$47,773,408, estimated 100 per cent of appraised value, as follows: \$3.1475 per thousand estimated at \$150,381, and .25 per thousand estimated at \$11,943.

Section 2. That the annual amount of ad valorem tax excess levies of the Town of Gig Harbor for the calendar year of 1980 necessary to raise the amount of estimated revenue be and the same are levied upon Real and Personal Property subject to taxation in said town and upon each dollar of taxable value, approximately \$46,942,204, estimated 100 per cent of appraised value, as follows: \$.728 per thousand estimated at \$34,176 and \$.098 per thousand estimated at \$4,600.

Section 3. This Ordinance shall take effect and shall be in full force and effect immediately upon its passage, approval and publication as required by law.

PASSED by the Council of the Town of Gig Harbor, this 26th day of November, 1979.

Ruth M. Bogue
Ruth M. Bogue Mayor

Attest:
Donald J. Avery
Donald J. Avery Clerk


ORDINANCE NO. 378

AN ORDINANCE FOR THE ABATEMENT OF DANGEROUS BUILDINGS:

WHEREAS, the Town of Gig Harbor does not presently have an ordinance for the abatement of a dangerous building; and

WHEREAS, it has been found by the Town of Gig Harbor that such an ordinance is necessary to protect the health, safety, morals and general welfare of the Town of Gig Harbor;

NOW, THEREFORE, BE IT ORDAINED that the 1976 edition of the Uniform Code for the Abatement of Dangerous Buildings as published by the International Conference of Building Officials be and is hereby adopted by reference.


RUTH M. BOGUE, Mayor

ATTEST:


DONALD J. AVERY, Town Clerk

ORDINANCE NO. 327

AN ORDINANCE AMENDING BUILDING INSPECTION FEES:

WHEREAS, the Building Inspection Fee Schedule set forth in the currently adopted 1976 edition of the Uniform Building Code does not accurately reflect the costs of making such inspections; and

WHEREAS, it is in the interest of the health, safety, morals and general welfare of the citizens of the Town of Gig Harbor to have building inspection fees more accurately reflect the costs of building inspections; and

WHEREAS, the Building Inspection Fee Schedule set forth in the 1979 edition of the Uniform Building Code does more accurately reflect the costs of making such inspections;

NOW, THEREFORE, BE IT ORDAINED that the Building Inspection Fee Schedule set forth in the 1979 edition of the Uniform Building Code as published by the International Conference of Building Officials be and is hereby adopted as the Building Inspection Fee Schedule by reference.


RUTH M. BOGUE, Mayor

ATTEST:


DONALD J. AVERY, Town Clerk

TABLE NO. 3-A—BUILDING PERMIT FEES

TOTAL VALUATION	FEE
\$1.00 to \$500.00	\$10.00
\$501.00 to \$2,000.00	\$10.00 for the first \$500.00 plus \$1.50 for each additional \$100.00 or fraction thereof, to and including \$2,000.00
\$2,001.00 to \$25,000.00	\$32.50 for the first \$2,000.00 plus \$6.00 for each additional \$1,000.00 or fraction thereof, to and including \$25,000.00
\$25,001.00 to \$50,000.00	\$170.50 for the first \$25,000.00 plus \$4.50 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00
\$50,001.00 to \$100,000.00	\$283.00 for the first \$50,000.00 plus \$3.00 for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00
\$100,001.00 and up	\$433.00 for the first \$100,000.00 plus \$2.50 for each additional \$1,000.00 or fraction thereof

Other Inspections and Fees:

1. Inspections outside of normal business hours \$15.00 per hour (minimum charge—two hours)
2. Reinspection fee assessed under provisions of Section 305 (h) \$15.00 each
3. Inspections for which no fee is specifically indicated \$15.00 per hour (minimum charge—one-half hour)
4. Additional plan review required by changes, additions or revisions to approved plans \$15.00 per hour (minimum charge—one-half hour)

Other Inspections and Fees:

1. Inspections outside of normal business hours \$15.00 per hour (minimum charge—two hours)
2. Reinspection fee assessed under provisions of Section 305 (h) \$15.00 each
3. Inspections for which no fee is specifically indicated \$15.00 per hour (minimum charge—one-half hour)
4. Additional plan review required by changes, additions or revisions to approved plans \$15.00 per hour (minimum charge—one-half hour)

TABLE NO. 3-D—PLUMBING PERMIT FEES

Permit Issuance	
1. For issuing each permit	\$10.00
2. For issuing each supplemental permit	4.50
Unit Fee Schedule (in addition to 1 or 2 above)	
1. For each plumbing fixture or trap or set of fixtures on one trap (including water, drainage piping, and backflow protection therefor)...	4.00
2. For each building sewer and each trailer park sewer	10.00
3. Rainwater systems—per drain (inside building)	4.00
4. For each cesspool (where permitted)	15.00
5. For each private sewage disposal system	30.00
6. For each water heater and/or vent	5.00
7. For each gas piping system of one to five outlets	5.00
8. For each gas piping system over five outlets, per outlet	1.00
9. For each industrial waste pretreatment interceptor including its trap and vent, excepting kitchen-type grease interceptors functioning as fixture traps	8.00
10. For installation, alteration, or repair of water piping and/or water treating equipment, each	2.00
11. For repair or alteration of drainage or vent piping, each fixture	2.00
12. For each lawn sprinkler system on any one meter including backflow protection devices therefor	6.00
13. For atmospheric-type vacuum breakers not included in Item 2:	
1 to 5	5.00
over 5, each	1.00
14. For each backflow protective device other than atmospheric-type vacuum breakers:	
2 inches and smaller	5.00
Over 2 inches	10.00
15. For each gas piping system of one to four outlets	2.00
16. For each gas piping system of five or more outlets, per outlet	0.50

TABLE NO. 3-C—MECHANICAL PERMIT FEES

Permit Issuance	
1. For the issuance of each permit	\$1
2. For issuing each supplemental permit	
Unit Fee Schedule	
1. For the installation or relocation of each forced-air or gravity-type furnace or burner, including ducts and vents attached to such appliance, up to including 100,000 Btu/h	
2. For the installation or relocation of each forced-air or gravity-type furnace or burner, including ducts and vents attached to such appliance 100,000 Btu/h	
3. For the installation or relocation of each floor furnace, including vent	
4. For the installation or relocation of each suspended heater, recessed heater or floor-mounted unit heater	
5. For the installation, relocation or replacement of each appliance installed and not included in an appliance permit	
6. For the repair of, alteration of, or addition to each heating appliance, refrigeration unit, cooling unit, absorption unit, or each heating, cooling, absorption, or evaporative cooling system, including installation of controls regulated by this code	
7. For the installation or relocation of each boiler or compressor to including three horsepower, or each absorption system to and including 100,000 Btu/h	
8. For the installation or relocation of each boiler or compressor over three horsepower to and including 15 horsepower, or each absorption system over 100,000 Btu/h and including 500,000 Btu/h	1
9. For the installation or relocation of each boiler or compressor over 15 horsepower to and including 30 horsepower, or each absorption system over 500,000 Btu/h to and including 1,000,000 Btu/h	1
10. For the installation or relocation of each boiler or compressor over 30 horsepower to and including 50 horsepower, or for each absorption system over 1,000,000 Btu/h to and including 1,750,000 Btu/h	2
11. For the installation or relocation of each boiler or refrigerator compressor over 50 horsepower, or each absorption system over 1,750,000 Btu/h	3
12. For each air-handling unit to and including 10,000 cubic feet per minute including ducts attached thereto Note: This fee shall not apply to an air-handling unit which is a portion of a factory-assembled appliance, cooling unit, evaporative cooler or absorption unit for which a permit is required elsewhere in this code.	
13. For each air-handling unit over 10,000 cfm	
14. For each evaporative cooler other than portable type	
15. For each ventilation fan connected to a single duct	
16. For each ventilation system which is not a portion of any heating air-conditioning system authorized by a permit	
17. For the installation of each hood which is served by mechanical exhaust including the ducts for such hood	
18. For the installation or relocation of each domestic-type incinerator	
19. For the installation or relocation of each commercial or industrial incinerator	
20. For each appliance or piece of equipment regulated by this code but classed in other appliance categories, or for which no other fee is listed in this code	

Other Inspections and Fees

1. Inspections outside of normal business hours 15.00 per hour (Minimum charge—two hours)
2. Reinspection fee assessed under provisions of Section 305 (h) 15.00 each

3-D, 3-E, 3-F

TABLE NO. 3-D—PLUMBING PERMIT FEES (Continued)

3. Inspections for which no fee is specifically indicated 15.00 per hour (Minimum charge—one-half hour)
4. Additional plan review required by changes, additions or revisions to approved plans 15.00 per hour (Minimum charge—one-half hour)

TABLE NO. 3-E—GRADING PERMIT FEES

50 cubic yards or less	\$10.00
51 to 100 cubic yards	15.00
101 to 1000 cubic yards—\$15.00 for the first 100 cubic yards plus \$7.00 for each additional 100 cubic yards or fraction thereof.	
1001 to 10,000 cubic yards—\$78.00 for the first 1,000 cubic yards, plus \$6.00 for each additional 1,000 cubic yards or fraction thereof.	
10,001 to 100,000 cubic yards—\$132.00 for the first 10,000 cubic yards, plus \$27.00 for each additional 10,000 cubic yards or fraction thereof.	
100,001 cubic yards or more—\$375.00 for the first 100,000 cubic yards, plus \$15.00 for each additional 10,000 cubic yards or fraction thereof.	

Other Inspections and Fees:

1. Inspections outside of normal business hours \$15.00 per hour (minimum charge—two hours)
2. Reinspection fee assessed under provisions of Section 305 (h) \$15.00 each
3. Inspections for which no fee is specifically indicated \$15.00 per hour (minimum charge—one-half hour)

TABLE NO. 3-F—GRADING PLAN REVIEW FEES

50 cubic yards or less	No Fee
51 to 100 cubic yards	\$10.00
101 to 1000 cubic yards	15.00
1001 to 10,000 cubic yards	20.00
10,001 to 100,000 cubic yards—\$20.00 for the first 10,000 cubic yards, plus \$10.00 for each additional 10,000 cubic yards or fraction thereof.	
100,001 to 200,000 cubic yards—\$110.00 for the first 100,000 cubic yards, plus \$6.00 for each additional 10,000 cubic yards or fraction thereof.	
200,001 cubic yards or more—\$170.00 for the first 200,000 cubic yards, plus \$3.00 for each additional 10,000 cubic yards or fraction thereof.	

Other Inspections and Fees:

- Additional plan review required by changes, additions or revisions to approved plans \$15.00 per hour (minimum charge—one-half hour)

ORDINANCE NO. 337

AN ORDINANCE ESTABLISHING REGULATIONS FOR USE OF DOCK:

WHEREAS, the Town of Gig Harbor recently constructed a dock for public use extending from JERISICH PARK into the waters of GIG HARBOR BAY; and

WHEREAS, said dock was constructed for the use and enjoyment of the public; and

WHEREAS, the Council of the Town of Gig Harbor has found it necessary to establish rules and regulations for the use of said dock so as to protect the health, safety, morals and general welfare of the citizens of the Town of Gig Harbor;

NOW, THEREFORE, BE IT ORDAINED that Ordinance No. 337 b and is hereby adopted as follows:

1. The dock extending from JERISICH PARK into the waters of GIG HARBOR BAY is for the use and enjoyment of the general public
2. There shall be no alcoholic beverages consumed on the dock;
3. There shall be no fueling or repairs of boats on, from or in conjunction with the use of the dock;
4. There shall be no motorized vehicles on the dock except as authorized by the Town of Gig Harbor;
5. Boats may moor to the dock for a period not to exceed 24 continuous hours. A boat shall not be moored at the dock for more than one 24-hour period within any 7-day period. A boat shall not be moored at the dock in excess of 24 hours for any 7-day period whether continuous or not;

6. There shall be no commercial activity conducted from the dock.

7. Violation of this ordinance shall be a misdemeanor punishable by fine not to exceed \$250.00 for each violation.

PASSED at a regular meeting of the Town Council held on the

10 day of Dec, 1979.

Ruth M. Bogue
RUTH M. BOGUE, Mayor

ATTEST:

Donald J. Avery
DONALD J. AVERY, Town Clerk

ORDINANCE NO. 331

AN ORDINANCE of the Town of Gig Harbor, Washington, providing for the consolidation of Local Improvement Districts 1 and 2 into Consolidated Local Improvement District No. 1 and the issuance of bonds of Consolidated Local Improvement District No. 1 in the principal sum of \$37,330,56.

WHEREAS, by Ordinance 288, passed and approved on June 26, 1978, and Ordinance 304, passed and approved on December 26, 1978, Local Improvement Districts 1 and 2, respectively, of the Town of Gig Harbor, Washington (the "Town") were duly created and the issuance of bonds was authorized; and

WHEREAS, the improvements provided by said ordinances to be constructed in said Local Improvement Districts have been completed; and

WHEREAS, the assessment rolls in said Local Improvement Districts have been confirmed by Ordinances 318 and 319 in the total amount of \$46,254.75 of which \$8,924.19 was paid during the thirty (30) day period permitted by law for the payment of assessments without penalty or interest; and

WHEREAS, for the purpose of issuing bonds, it is deemed desirable that Local Improvement Districts 1 and 2 be consolidated into a single consolidated local improvement district pursuant to RCW 35.45.160.

WHEREAS, it is now necessary and advisable for the Town to issue bonds of said consolidated local improvement district in the principal sum of \$37,330.56 in order to pay for the cost and expense of said improvements;

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, WASHINGTON DO ORDAIN as follows:

Section 1. For the purpose of issuing bonds to pay the costs of improvements made in Local Improvement Districts 1 and 2 of the Town of Gig Harbor, such Local Improvement Districts are

hereby consolidated into Consolidated Local Improvement District No. 1.

There is hereby created a special fund of the Town to be known as the Consolidated Local Improvement District No. 1 Fund. After full payment of the principal of and interest on all outstanding warrants issued to provide funds for the making of improvements in Local Improvement Districts 1 and 2, all moneys received by the Town in payment of principal of and interest and penalties, if any, on the assessments levied in Local Improvement Districts 1 and 2, and all moneys, if any, on hand in the Local Improvement District 1 and 2 Funds of the Town, shall be paid into said Consolidated Local Improvement District No. 1 Fund and used to pay the principal of and interest on the bonds authorized by this ordinance.

Section 2. In order to pay for the cost and expense of the improvements ordered by Ordinances 288 and 304 of the Town and constructed in Consolidated Local Improvement District No. 1, the Town shall now issue bonds of Consolidated Local Improvement District No. 1 in the principal sum of \$37,330.56. Said bonds shall be dated January 1, 1980, shall be in the denomination of \$1,000 each, except for Bond No. 1 which shall be in the denomination of \$330.56, shall be numbered from 1 to 38, inclusive, shall bear interest at the rate of 8 percent (8%) payable annually on January 1 of each year and shall mature on January 1, 1992.

All of said bonds shall be payable in lawful money of the United States of America at the office of the Town Treasurer of Gig Harbor, Washington.

Bonds of this issue shall be redeemable at par plus accrued interest to the date of redemption, in numerical order, on any interest payment date whenever there shall be sufficient money in the Consolidated Local Improvement District No. 1 Fund to pay the principal thereof and all unpaid interest due or to become due on

such interest payment date on all unpaid bonds of such consolidated improvement district, including the bond to be redeemed, on such date.

Notice of such intended redemption shall be given by one publication thereof in the Town's official newspaper not more than twenty (20) nor less than ten (10) days prior to such redemption date. Copies of such notice shall be mailed, at the same time, to H. Jackson Shirley & Co., Inc. at its offices in Bellevue, Washington.

Section 3. Said bonds shall be in substantially the following form:

UNITED STATES OF AMERICA

NO. _____

\$1,000

STATE OF WASHINGTON

TOWN OF GIG HARBOR

CONSOLIDATED LOCAL IMPROVEMENT DISTRICT NO. 1

Laws of Washington 1965, Chapter 7 (RCW 35.45.070) provides, in part, as follows:

"Neither the holder nor owner of any bond, interest coupon, or warrant issued against a local improvement fund shall have any claim therefor against the city or town by which it is issued, except for payment from the special assessments made for the improvement for which the bond or warrant was issued and except also for payment from the local improvement guaranty fund of the city or town as to bonds issued after the creation of a local improvement guaranty fund of that city or town. The city or town shall not be liable to the holder or owner of any bond, interest coupon, or warrant for any loss to the local improvement guaranty fund occurring in the lawful operation thereof."

The Town of Gig Harbor (the "Town"), a municipal corporation, hereby promises to pay to bearer the sum of

ONE THOUSAND DOLLARS

on January 1, 1992, in lawful money of the United States of America, with interest thereon from the date hereof until payment of the principal sum has been made or duly provided for at the rate of 8 per cent per annum payable annually on January 1 of each year, upon presentation and surrender to the Town Treasurer of this bond and the annexed interest coupons as they severally become due.

This bond, both principal and interest, is payable only out of the Consolidated Local Improvement District No. 1 Fund created by Ordinance ____ of the Town, and from the local improvement guaranty fund of the Town created by Ordinance 316 of the Town pursuant to Chapter 209, Session laws, 1927. The remedy of the holder or owner of a bond in case of nonpayment, shall be confined to the enforcement of the assessments levied in Consolidated Local Improvement District No. 1 and to the guaranty fund.

This bond is one of an issue aggregating the principal sum of \$37,330.56 issued to pay part of the cost of certain improvements within Consolidated Local Improvement District No. 1 made pursuant to Ordinances 288 and 304 of the Town. Bonds of this issue are subject to call by the Treasurer of the Town at par, plus accrued interest to the date of redemption, on any interest payment date whenever there shall be sufficient money in said Consolidated Local Improvement District No. 1 Fund to pay the same and all unpaid bonds of this consolidated local improvement district over and above an amount sufficient for the payment of the interest due, or to become due on such date, on all of the unpaid bonds of this consolidated local improvement district.

In case this bond is called for payment before its final maturity, each and every interest coupon not accrued at the time of such payment shall be void. Call for payment of this bond shall be made by the Town Treasurer by mailing notice of such call to the original purchaser of the bonds and by one publication of such call in the Town's official newspaper not more than twenty (20) nor less than ten (10) days prior to said call date, and when such call is made this bond shall be paid on the date the next interest coupon thereof shall become due after such call.

IN WITNESS WHEREOF, the Town of Gig Harbor, Washington, has caused this bond to be signed by the facsimile signature of its Mayor and attested by the manual signature of its Clerk under the corporate seal of the Town and has caused the interest coupons hereto attached to be executed with the facsimile signatures of said officials this 1st day of January, 1980.

TOWN OF GIG HARBOR, WASHINGTON

By *Ruth M. Logue*
Mayor

ATTEST:

Town Clerk

The interest coupons to be attached to said bonds shall be in substantially the following form:

NO. _____ \$ _____

On the 1st day of January, 19____, the Town of Gig Harbor, Washington, will pay the bearer at the office of the Town Treasurer the sum shown hereon in lawful money of the United States of America out of the Consolidated Local

Improvement District No. 1 Fund of the Town, said sum being the interest due that date on bond numbered _____ of Consolidated Local Improvement District No. 1 of the Town. This coupon is subject to all the terms and conditions contained in the bond to which it is attached.

TOWN OF GIG HARBOR, WASHINGTON

By _____
Mayor

ATTEST:

Town Clerk

Section 4. The bonds shall be signed by the facsimile signature of the Mayor and the manual signature of the Town Clerk under the corporate seal of the Town, and the interest coupons shall bear the facsimile signatures of said officials. The appropriate Town officials are hereby authorized to do everything necessary for the prompt printing, issuance and delivery of said bonds and the proper application of the proceeds thereof.

Section 5. The Town covenants and agrees that throughout the term of the bonds of this issue no part of the proceeds of such bonds or any other moneys or obligations held in the Consolidated Local Improvement District No. 1 Fund or the guaranty fund shall at any time be used for any purpose, nor shall the Town take any other action, which would cause any bond to be (1) an "arbitrage bond" under Section 103(c) of the Internal Revenue Code of 1954, as amended, and the applicable regulations thereunder, or (2) an "industrial development bond" under Section 103(b) of the Internal Revenue Code of 1954, as amended, and the applicable regulations thereunder.

Section 6. The proposal dated _____, 1979 of H. Jackson Shirley & Co., Inc., Bellevue, Washington, to purchase the bonds on the terms provided for therein is hereby accepted.

PASSED by the Council of the Town of Gig Harbor, Washington,
and approved by its Mayor at a regular meeting of said Council
held on the 24 day of Dec, 1979.

TOWN OF GIG HARBOR, WASHINGTON

By Rich. M. Logue
Mayor

ATTEST:

Donald J. Henry
Town Clerk

AN ORDINANCE PROVIDING FOR THE GENERAL TAX LEVY AND ADOPTING THE BUDGET FOR THE YEAR 1980 FOR THE TOWN OF GIG HARBOR.

There is hereby levied upon all the taxable property within the Town of Gig Harbor the general tax levy for the year 1980, a specific levy of \$150,381, being 3.1475 on each thousand dollars, the assessed valuation of \$47,773,408.

Adopting the budget for the year 1980 in summary as follows:

ESTIMATED REVENUE:

Current Expense Fund	\$ 477,700.00
G. O. Bond Fund (Sewer)	49,976.00
G. O. Bond Fund (Fire)	6,150.00
Street Fund	588,255.00
Arterial Street Fund	63,700.00
Water Fund	129,730.00
Water Debt Service and Imp.	21,500.00
Sewer Operation and Maint.	191,100.00
Sewer Debt Service	531,000.00
Storm Sewer	7,600.00
Revenue Sharing	21,200.00
Other Investments	<u>1,500.00</u>
TOTAL ESTIMATED REVENUE	\$ 2,089,411.00

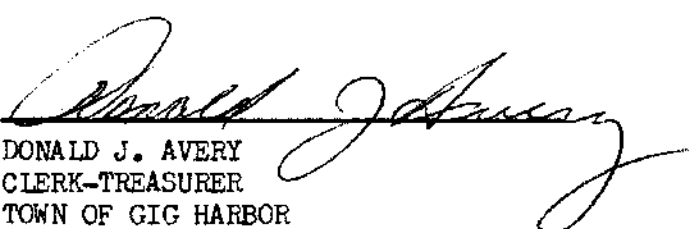
ESTIMATED EXPENDITURES:

General Government	294,574.00
Police	<u>183,126.00</u>
TOTAL CURRENT EXPENSE	477,700.00
G. O. Bond Fund (Sewer)	49,976.00
G. O. Bond (Fire)	6,150.00
Street Fund	588,255.00
Arterial Street Fund	63,700.00
Water Fund	129,730.00
Water Debt Service and Imp.	21,500.00
Sewer Operation and Maint.	191,100.00
Sewer Debt Service	531,000.00
Storm Sewer	7,600.00
Revenue Sharing	21,200.00
Other Investments	<u>1,500.00</u>
TOTAL ESTIMATED EXPENDITURES	\$ 2,089,411.00

PASSED by the Council of the Town of Gig Harbor in public hearing
on December 26, 1979.


RUTH M. BOGUE MAYOR

ATTEST:


DONALD J. AVERY
CLERK-TREASURER
TOWN OF GIG HARBOR

ORDINANCE NO. 333

ORDINANCE AMENDING ORDINANCE NO. 195, SECTION 10(e), 1974, OF THE TOWN OF GIG HARBOR, WASHINGTON, RELATING TO REQUIREMENTS TO CONNECT TO THE TOWN OF GIG HARBOR WATER SYSTEM:

WHEREAS, the Council of the Town of Gig Harbor enacted Ordinance No. 195, Section 10(e), 1974, codified as Section 13.02.140 relating to the requirements for connection to the water system of the Town; and

WHEREAS, said Ordinance No. 195, Section 10(e), 1974, has been found to be deficient in certain respects; and

WHEREAS, the Town Council of the Town of Gig Harbor has found it to be in the best interests of the health, safety, morals and general welfare of the residents of the Town of Gig Harbor to amend said Ordinance 195, Section 10(e), 1974, in order to correct such deficiencies;

NOW, THEREFORE, BE IT ORDAINED that Ordinance No. 195, Section 10(e), 1974, codified as Section 13.02.140 be and is hereby amended to read as follows:

A. All properties upon which there is the use or consumption of water shall be connected to and receive water only from the water system of the Town of Gig Harbor.

B. Property annexed to the Town of Gig Harbor upon which water is used or consumed from an existing water system not owned by the Town at the time of annexation may continue to receive water for use and consumption

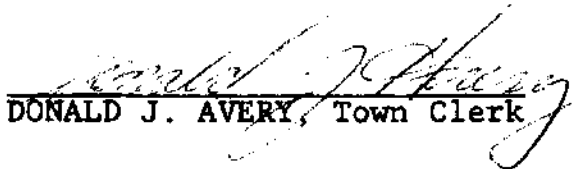
from such existing water system for a period not to exceed two (2) years after the property is annexed to the Town of Gig Harbor. Such continued use and consumption shall be allowed only upon the condition such existing water system meets or exceeds the health and testing standards against which the Town's water system is evaluated. During such two (2) year period there shall be no modifications, new connections to, or extensions of the existing water system unless and until written approval for such modification, connection or extension is obtained from the Town.

C. At the end of said two (2) year period the existing water system shall be abandoned for use within the Town limits or offered to the Town of Gig Harbor for incorporation with its water system. The Town of Gig Harbor may or may not accept the existing water system. Acceptance or not shall be at the sole election of the Town.

D. Single family residences are exempt from the provisions of this ordinance and the resulting code section.


RUTH M. BOGUE, Mayor

ATTEST:


DONALD J. AVERY, Town Clerk

AN ORDINANCE REGULATING THE REMOVAL OR DESTRUCTION OF TREES AND GROUND COVER ON UNDEVELOPED PROPERTY, PARTIALLY DEVELOPED PROPERTY, AND UNDEVELOPED PROPERTY AND ESTABLISHING A LAND CLEARING PERMIT PROCEDURE WITHIN THE TOWN OF GIG HARBOR.

WHEREAS, the Town Council of Gig Harbor having determined that these regulations will promote the public health, safety and general welfare of the community and are in the best interests of the citizens of the Town of Gig Harbor, now therefore,

BE IT ORDAINED BY THE MAYOR AND THE TOWN OF GIG HARBOR AS FOLLOWS:

Section 1. Short Title. This ordinance shall be known and may be cited as the "Land Clearing Code" of the Town of Gig Harbor.

Section 2. Purposes and Permit Criteria. These regulations are adopted for the following purposes and the code official shall consider such purposes as criteria or standards for the issuance of land clearing permits under Section 4 of this ordinance:

- (a) To promote the public health, safety, and general welfare of the citizens of the Town of Gig Harbor.
- (b) To preserve and enhance the town's physical and aesthetic character by preventing indiscriminate removal or destruction of trees and ground cover on undeveloped and partially developed property.
- (c) To promote land development practices that result in a minimal disturbance to the town's vegetation and soils.
- (d) To minimize surface water and ground water runoff and diversion and to prevent erosion and reduce the risk of slides.
- (e) To minimize the need for additional storm drainage facilities.
- (f) To retain clusters of trees for the abatement of noise and for wind protection.
- (g) To promote building and site planning practices that are consistent with the town's natural topographical and vegetational features while at the same time recognizing that certain factors such as condition (e.g. disease, danger of falling, etc.), proximity to existing and proposed structures and improvements, interference with utility services, protection of scenic views, and the realization of a reasonable enjoyment of property may require the removal of certain trees and ground cover.
- (h) To reduce siltation and water pollution in the harbor.
- (i) To implement the goals and objectives of the Washington State Environmental Policy Act.
- (j) To implement and further the town's Comprehensive Plan.
- (k) It is not the intent or purpose of this ordinance to prevent the reasonable development of land in the Town of Gig Harbor.

Section 3. Definitions.

- (a) "Town" shall mean the Town of Gig Harbor, Washington.
- (b) "Code Official" shall mean the Director of Planning and Building or his designated representative.
- (c) "Developed Property" shall mean a lot or parcel of land upon which a building/buildings is/are located but which contains insufficient area to be capable of further subdivision in accordance with the Gig Harbor Subdivision or Short Subdivision Ordinances (Title 16), as now or hereafter amended.

- (d) "Ground Cover" shall mean small plants such as salal, ivy, ferns, mosses, grasses or other types of vegetation which normally cover the ground and shall include trees less than three (3) inches in diameter measured at fifty-four (54) inches above ground.
- (e) "Land Clearing" shall mean the act of removing or destroying trees or ground cover from any undeveloped or partially developed land, public lands, or public right-of-way, except for those Forest Practices covered under RCW 76.09.
- (f) "Partially Developed Property" shall mean a lot or parcel of land upon which a building/buildings is/are located and which is of sufficient area so as to be capable of subdivision in accordance with the Gig Harbor Subdivision or Short Subdivision Ordinances (Title 16), as now or hereafter amended.
- (g) "Tree" shall mean any living woody plant characterized by one main stem or trunk and many branches, and having a diameter of three (3) inches or more measured at fifty-four (54) inches above ground.
- (h) "Undeveloped property" shall mean a lot or parcel of land upon which no building exists, and which may or may not be of sufficient area so as to be capable of subdivision in accordance with the Gig Harbor Subdivision or Short Subdivision Ordinances (Title 16), as now or hereafter amended.

Section 4. Permits. No person, corporation, or other legal entity shall engage in or cause land clearing in the town without having obtained a land clearing permit from the Code Official.

Section 5. Exemptions. The following shall be exempt from the provisions of this ordinance:

- (a) Projects requiring approval of the Town Council under the provisions of the Gig Harbor Subdivision or Short Subdivision Ordinances (Title 16), or the Zoning Ordinance of the Town of Gig Harbor (Title 17), as now or hereafter amended, provided that land clearing on such projects shall take place only after the Town Council approval and shall be in accordance with such approval.
- (b) The installation and maintenance of fire hydrants, water meters, and pumping stations, and street furniture by the town or its contractors.
- (c) Removal of trees and ground cover in emergency situations involving immediate danger to life or property or substantial fire hazards.
- (d) Removal of diseased ground cover or trees upon written verification by Department of Natural Resources filed with the Code Official.
- (e) Selective removal of trees or ground covers for purposes of general property and utility maintenance, landscaping or gardening, provided that this exemption shall not apply to any land clearing which eliminates both trees and ground cover from 25% of the area of a lot or parcel of land or which includes the use of a bulldozer or similar mechanical equipment and shall not be construed to eliminate the requirement of permits for land clearing for the purpose of developing the property with substantial permanent improvements such as roads, parking, driveways, utilities, or buildings.

Section 6. Application for Permit.

- (a) An application for a land clearing permit shall be submitted on a form provided by the town, together with a plot plan and other information as described hereinafter:
 1. The applicant shall give the name, address and telephone number of the applicant and owner of the property.
 2. The applicant shall give the street address (if known) and legal description of the property, including assessor's parcel number.
 3. The applicant shall bear a proposed time schedule for land clearing, land restoration, implementation of erosion control and any excavation or construction of improvements.

4. (a) A plot plan containing the following information:
- Date, north arrow and adequate scale as determined by the Code Official.
 - Prominent physical features of the property including, but not limited to, topography and water courses.
 - General location, type, range of size, and condition of trees and ground cover.
 - Identification by areas of trees and ground cover which are to be removed.
 - Any existing improvements on the property including, but not limited to: structures, driveways, ponds, and utilities.
 - Information indicating the method of drainage and erosion control, and restoration of land during and following the clearing operation.
- (b) The Code Official shall complete his review and make his decision within fourteen (14) calendar days from the date a complete application is submitted unless an extension is authorized by the town council.
- (c) Any permit granted hereunder shall expire one (1) year from the date of issuance. Upon a showing of good cause, a permit may be extended for six (6) months by the Code Official. Approved plans shall not be amended without authorization of the Code Official. The permit may be suspended or revoked by the Code Official because of incorrect information supplied or any violation of the provisions of this chapter.
- (d) No work shall commence until a permit notice has been posted by the applicant on the subject site at a conspicuous location. The notice shall remain posted in said location until the project has been completed.
- (e) Applications for land clearing permits shall be circulated to other departments or agencies of the town for review and approval as is deemed necessary by the Code Official.
- (f) Failure to obtain a Forest Practice application, where applicable, with the stated intent of land conversion as defined in RCW 76.09.020 (4) shall be grounds for denial of any and all applications for permits or approvals, including building permits and subdivision approvals, relating to nonforestry uses of the land for a period of six (6) years, in accordance with RCW 76.09.060 (3.B.).
5. Other information as deemed necessary by the Code Official may be required.

Section 7. Performance Bond. The Code Official may require, as a condition to the granting of a permit, that the applicant furnish a performance bond to the town to secure the applicant's obligation, after the approved land clearing has been accomplished, to complete the restoration and replanting of the property in accordance with the terms of his permit and within the term thereof. The bond shall be in an amount equal to the estimated cost of such restoration and replanting and with surety and conditions satisfactory to the Code Official.

Section 8. Appeals. Any person or persons aggrieved by any action of the Code Official may, within ten (10) days of such action, file a notice of appeal with the Town Council setting forth the reasons for such an appeal. The Town Council shall hear and determine the matter and may affirm, modify, or disaffirm the administrative decision within forty-five (45) days of the filing of notice of appeal.

Section 9. Violation - Penalty. A violation of this ordinance shall be deemed a misdemeanor and nuisance and may be punished by either civil or criminal proceedings. In the event criminal proceedings are instituted against a violator, the maximum penalty upon conviction shall be a fine of \$500.00 or imprisonment in the town jail for not more than six months or both such fine and imprisonment. Each

separate day the violation continues shall be deemed a separate offense. If civil proceedings are commenced to stop a violation of this ordinance, such proceedings may be commenced in either the municipal court or the superior court as the town determines.

Section 10. Injunctive Enforcement. Any violation of the provisions of this ordinance is hereby declared to be a public nuisance and may be abated through proceedings for injunctive or similar relief in Superior Court or other court of competent jurisdiction.

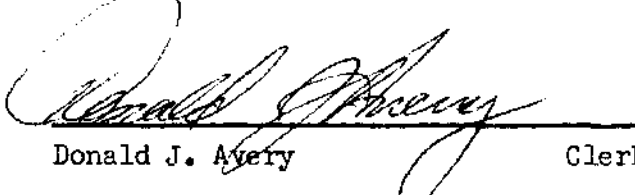
Section 11. Severability. If any section, paragraph, subsection, clause or phrase of this ordinance, for any reason, is held to be unconstitutional or invalid such decision shall not affect the validity of the remaining portions of the ordinance.

Section 12. Effective Date. This ordinance shall take effect and be in force immediately after its passage.

PASSED AND APPROVED by the Gig Harbor Town Council at a regular meeting held on the 25th day of February, 1980.


Ruth M. Bogue Mayor

ATTEST:


Donald J. Avery Clerk

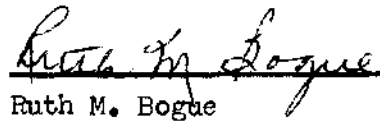
ORDINANCE NO. 335

AN ORDINANCE OF THE TOWN OF GIG HARBOR AMENDING SEC. 2.28.010
OF THE GIG HARBOR MUNICIPAL CODE - EXPENSES - REIMBURSEMENT

WHEREAS, due to increasing fuel costs, it has been found to be in
the best interests of the Town of Gig Harbor to increase reimburseable
mileage expense,

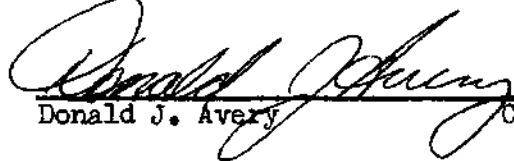
BE IT HEREBY ORDAINED by the Town Council, Town of Gig Harbor,
that Sec. 2.28.010 of the Gig Harbor Municipal Code be amended to
reflect a reimburseable mileage expense of 20 ¢ per mile.

PASSED by the Gig Harbor Town Council on this 10th day of
March, 1980.



Ruth M. Bogue Mayor

Attest:



Donald J. Avery Clerk

ORDINANCE NO. 336

AN ORDINANCE PROVIDING FOR A TEMPORARY LOAN TO PROVIDE SHORT-TERM OPERATING FUNDS IN BEHALF OF THE STORM SEWER FUND.

WHEREAS, the Town of Gig Harbor has established a storm sewer fund for the purpose of constructing needed drainage system improvements, and

WHEREAS, a short-term loan is necessary to provide for payment of engineering design fees,

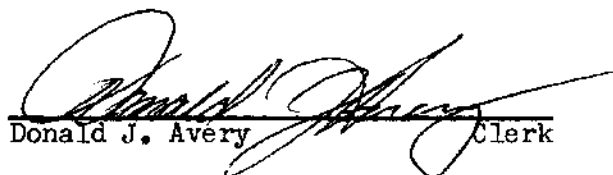
BE IT HEREBY ORDAINED by the Town Council, Town of Gig Harbor, that a short-term loan be authorized from general government to the storm sewer fund in the amount of \$6,000.00,

BE IT FURTHER ORDAINED that such loan bear an interest rate of 15% per annum for a period not to exceed 180 days.

PASSED by the Town Council, Town of Gig Harbor, this 24th day of March, 1980.


Ruth M. Bogue Mayor

Attest:


Donald J. Avery Clerk

AN ORDINANCE PROVIDING FOR ADOPTION OF THE 1979 BUILDING CODE AND ITS SUPPLEMENTS WITHIN THE TOWN OF GIG HARBOR

WHEREAS, in order to better protect the public health, safety and welfare of the citizens of Gig Harbor, it is necessary to provide the most up-to-date building code regulations available,

NOW, THEREFORE, BE IT ORDAINED, by the council of the Town of Gig Harbor:

Section 1. That the 1979 edition of the Uniform Building Code as published by the International Conference of Building Officials, is hereby adopted as the official building code within the Town of Gig Harbor.

Section 2. That the following supplements to the 1979 Uniform Building Code are adopted and considered a part of the code:

- 1. 1980 supplement to the Uniform Building Code, UBC Standards and Uniform Fire Code
- 2. Uniform Code for Abatement of Dangerous Buildings
- 3. Uniform Housing Code
- 4. ICBO Plumbing Code
- 5. Uniform Mechanical Code
- 6. Uniform Fire Code
- 7. Uniform Fire Code Standards
- 8. Uniform Building Code Standards

Section 3. That this ordinance shall take place upon its passage and publication as provided by law.

PASSED THIS 24 DAY OF MARCH, 1980.

Ruth M. Bogue
RUTH M. BOGUE MAYOR

ATTEST:

Donald J. Avery
DONALD J. AVERY CLERK

ORDINANCE NO. 335

ORDINANCE AMENDING ORDINANCE NO. 330 OF THE TOWN OF GIG HARBOR, WASHINGTON, RELATING TO REGULATIONS FOR USE OF DOCK EXTENDING FROM JERISICH PARK:

Whereas, the Council of the Town of Gig Harbor enacted Ordinance No. 330 relating to the regulations for use of the dock extending from Jerisich Park; and

Whereas, said Ordinance No. 330 has been found to be deficient in the Town's ability to enforce the ordinance as to dock and moorage time limits; and

Whereas, the Town has a considerable interest in imposing the costs of removal of boats in violation of said ordinance upon the owners of such boats; and

Whereas, the Town Council of the Town of Gig Harbor has found it to be in the best interests of the health, safety, morals and general welfare of the residents of the Town of Gig Harbor to amend said Ordinance No. 330 in order to correct such deficiency by the addition of specific provisions for the enforcement of dock moorage and time limits;

NOW, THEREFORE, BE IT ORDAINED that Section 6 of Ordinance No. 330 be and is hereby amended to read as follows:

6. Penalties and Remedies

A. Violations of Ordinance No. 330 shall be deemed a public nuisance under RCW 35.27.410 and in violation of the safety, health, morals and general welfare of the Town of Gig Harbor.

B. Such remedies given by law for the prevention and abatement of nuisances shall apply hereto.

C. Appropriately located signs shall inform users of the dock of moorage time limits as expressed in Ordinance No. 330 and shall be deemed notice as warning of impoundment by violations.

D. Violators of the moorage time limit shall constitute a misdemeanor punishable by a fine not to exceed \$250 for each violation and shall be a just cause for impoundment of said violating boat to insure compliance with the ordinance.

E. For the purposes of this ordinance, the fact that a boat has been so left beyond the permissible time periods without permission or notification of the Police Department of the City of Gig Harbor is prima facie evidence of abandonment.

F. When boats with proper license plates or vehicle registration displayed are found in violation of said ordinance, the registered owner shall be notified by certified or registered mail that such boat is in violation of such Ordinance No. 330 and that after 24 hours of receipt of the certified or registered mail notice, the violating boat will be impounded by the Police Department of the City of Gig Harbor.

G. When boats without proper license plates or vehicle registration displayed are found in violation of said ordinance and parties claiming ownership to said boats are not known, notice of violation of Ordinance No. 330 shall be affixed in a prominent portion

to the boat stating that 72 hours subsequent to the affixation of such notice of violation the boat will be impounded by the Police Department of the Town of Gig Harbor.

H. Within five days of the impoundment of violating boats, the Town of Gig Harbor shall notify by registered or certified letter said owner, if known, of the impoundment of the boat, the redemption procedure and the opportunity for hearing to contest the propriety of impoundment. If the owner of the boat is not known, publication of the boat's description, make, model, size, and color, plus details of impoundment, redemption procedure and the opportunity for hearing to contest the propriety of impoundment within a newspaper of general and local readership shall constitute sufficient notice.

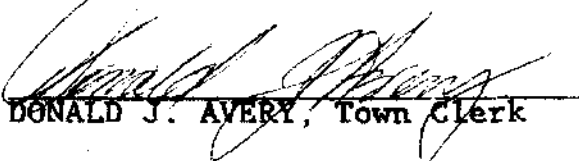
I. After 15 days of receipt of the registered or certified mail or publication in a general and local newspaper providing notice of the impoundment, the Town of Gig Harbor shall hold for sale the impounded boat. Proceeds of the sale shall be applied to the towing and storage fees incurred through impoundment and any excess shall be deposited in the Town Treasury.

Pased at a regular meeting of the Town Council held on the

24 day of MARCH, 1980.


RUTH M. BOGUE, Mayor

ATTEST:


DONALD J. AVERY, Town Clerk

AN ORDINANCE RELATING TO PUBLIC SAFETY AND REQUIRING SECURITY DEVICES FOR PREVENTION OF BURGLARY IN CERTAIN BUILDINGS USED FOR BUSINESS, AND PROVIDING PENALTIES FOR VIOLATIONS.

BE IT ORDAINED BY THE TOWN OF GIG HARBOR AS FOLLOWS:

SECTION 1. SECURITY REQUIREMENTS; EXCEPTIONS. Unless specifically exempted, all existing and future buildings in the Town used for business shall be secured to prevent unauthorized entry. Security of buildings shall comply with Sections 5 and 6. However, this does not apply when the building is occupied by a watchman, maintenance personnel, or other authorized persons during the hours the business is closed.

Notwithstanding the foregoing, this ordinance does not apply to buildings existing on or before the effective date of this ordinance nor to buildings for which application for building permit(s) was made on or before to the effective date of this ordinance.

Buildings (as defined in the Uniform Building Code) used for schools, nursing homes, hospitals, hotels, and apartments are exempt. Buildings in groups "A" and "B" (Uniform Building Code) and buildings required by the building code to be equipped with panic locks on exit doors are exempt from provisions for exterior doors.

SECTION 2. ENFORCEMENT; RIGHT OF ENTRY. The Chief of Police is authorized and directed to enforce this ordinance. With the presentation of proper identification, the Chief of Police or his representative may enter at reasonable times any building (as defined in Section 1) to inspect the security of exterior accessible openings. Entry shall be with the occupants consent or with a lawfully issued warrant.

SECTION 3. RESPONSIBILITY FOR COMPLIANCE. Responsibility for compliance with Sections 5 and 6 shall be:

- (1) The person operating a business is responsible when the building doesn't share an exterior opening with another business.
- (2) The owner of a building or his agent is responsible when the building is occupied by two or more businesses which share exterior openings.

SECTION 4. INSPECTION; NOTICE. The Chief of Police or his representative shall inspect the accessible exterior openings of every building subject to this ordinance. If he finds that these openings violate Sections 5 and 6, he shall notify, in writing, the responsible person. And, he shall set a time in which corrections shall be completed. Failure to correct violations within this time is a violation of this ordinance.

SECTION 5. SECURITY MEASURES; LOCKING DEVICES. All exterior openings of buildings subject to this ordinance shall be secured as stated in this section, unless they are protected by photoelectric, ultrasonic, or other intrusion detection devices approved by the Chief of Police. However, locking devices on exit doors in buildings used for groups "H" and "B" (as defined in the Uniform Building Code) shall also comply with Section 3303 of that code.

A. FRONT DOORS. All front doors of any such building shall comply with the following requirements:

- (1) Tempered glass doors, wood or metal doors with tempered glass panel, solid wood or metal doors shall be secured as follows:
 - (a) A single door shall be equipped with either double cylinder dead lock that unlocks from both the outside and inside by key, or with cylinder dead lock that unlocks from the outside by key and inside by turnpiece, handle, or knob; or with dead locking latch having guarded bolt that unlocks from the outside by key and inside by turnpiece, handle, or knob.

- (b) On double doors the active leaf shall be equipped with a type of lock as prescribed for single doors and the inactive leaf shall be equipped with flush bolts at head and foot.
- (2) Doors with glass panels not of tempered glass and doors with nontempered glass panels adjacent to the door frame, shall be secured as follows:
 - (a) A single door shall be equipped with cylinder dead lock that unlocks from both the outside and inside by a key.
 - (b) On double doors the active leaf shall be equipped with cylinder dead lock that unlocks from both the outside and inside by a key and the inactive leaf shall be equipped with flush bolts at head and foot.
- (3) Rolling overhead doors that aren't controlled or locked by electric power operation shall be equipped on the inside with the following protective devices:
 - (a) Manually operated doors shall be equipped with slide bolts on the bottom bar.
 - (b) Chain operated doors shall be equipped with a cast iron keeper and pin for securing the hand chain.
 - (c) Crank operated doors shall be equipped with a means for securing the operated shaft.
- (4) A solid overhead, swinging, sliding, or accordion garage-type door shall be secured with a cylinder lock, padlock, and/or metal slide bar, bolt, or crossbar on the inside when not otherwise controlled or locked by electric power operation. If a padlock is used, it shall be of hardened steel shackle, with minimum four pin tumbler operation. If this type of door provides the only entrance to the front of the building, a cylinder lock or padlock may be used on the outside.
- (5) Metal accordion grate or grill-type doors shall be equipped with metal guide track at top and bottom and a cylinder lock and/or padlock with hardened steel shackle and minimum four pin tumbler operation.
- (6) Outside hinges on all front doors shall be equipped with non-removable pins. Such hinge pins may be either welded, flanged, or secured by a screw.

B. REAR, SIDE AND BASEMENT DOORS. All accessible rear, side and basement doors of any such building shall comply with the following requirements:

- (1) All doors of the types listed below shall comply with the requirements of subsection "A" of this section for front doors.
 - (a) Tempered glass doors, wood or metal doors, with tempered glass panel.
 - (b) Metal doors.
 - (c) Rolling overhead doors.
 - (d) Solid overhead, swinging, sliding or accordion garage-type doors.
 - (e) Metal accordion grate or grill-type doors.
- (2) Doors with glass panels and doors with glass panels adjacent to the door frame shall be secured as follows:
 - (a) The glass panel shall be covered with iron bars of at least one half inch round or 1" x 1 $\frac{1}{4}$ " flat steel material, spaced not more than 5" apart, or
 - (b) Iron or steel grills of at least 1/8" material of 2" mesh.
 - (c) If the door or glass panel barrier is on the outside, it shall be secured with rounded head flush bolt on the outside.

- (d) If the remaining portion of a door panel exceeds 8" x 12" (excluding door frame), is of wood, but not of solid core construction, or is less than 1 3/8" thick, this portion shall be covered on the inside with at least 16 gauge sheet steel attached with screws.
- (3) Wood doors, not of solid core construction, or with panels less than 1 3/8" thick, shall be covered on the inside with at least 16 gauge sheet steel attached with screws.
- (4) Locking Devices
- (a) A single door shall be equipped with either double cylinder dead lock that unlocks from both the outside and inside by key, with cylinder dead lock that unlocks from the outside by key and inside by turnpiece, handle, or knob, with dead locking latch having guarded bolt that unlocks from outside by key and inside by turnpiece, handle, or knob, or with approved slide bar bolt, crossbar, and/or padlock. If a padlock is used, it shall be of hardened steel shackle, with minimum four pin tumbler operation.
- (b) On double doors the active leaf shall be equipped with a type of lock as prescribed for single doors above and the inactive leaf shall be equipped with flush bolts at head and foot.
- (5) Outside hinges on all rear, side and basement doors shall be provided with nonremovable pins. Such hinge pins may be either welded, flanged, or secured by a screw.
- C. ROOF DOORS. All doors that exit onto the roof of any such building shall comply with the following requirements:
- (1) Doors with glass panels and any glass panels adjacent to the door frame shall be protected as follows:
- (a) The glass portion shall be covered with iron or steel grills of at least 1/8" material of no more than 2" mesh securely fastened.
- (b) If the door or glass panel barrier is on the outside, it shall be secured with rounded head flush bolt on the outside.
- (c) If the remaining portion of a door panel exceeds 8" x 12" (excluding door frame) and is of wood, but not of solid core construction, or is less than 1 3/8" thick, said portion shall be covered on the inside with at least 16 gauge sheet steel attached with screws.
- (2) Wood doors not of solid core construction, or with panels less than 1 3/8" thick, shall be covered on the inside with at least 16 gauge sheet steel attached with screws.
- (3) All roof doors shall be equipped with a lock that permits the door to be opened from the inside without a key or any special knowledge or effort.
- (4) Outside hinges on all roof doors shall be provided with nonremovable pins. Such hinge pins may be either welded, flanged, or secured by a screw.
- D. GLASS WINDOWS. The Chief of Police shall consult with the Director of Planning and Building and the Fire Chief to determine the extent of protection, if any, required for accessible glass windows at the side or rear of such building. Glass windows are deemed accessible if less than eighteen (18) feet above ground. In making his determination, he shall consider whether the side of the building fronts on a street, the area, location and contents, and whether such openings are protected by intrusion detection devices.
- (1) The Chief of Police may require side and rear glass windows with a pane exceeding ninety-six (96) square inches in area, with its smallest dimension exceeding 6", to be protected in the following manner:
- (a) Inside or outside iron bars of at least one-half inch round or 1" x 1/4" flat steel material, spaced not more than 5" apart, securely fastened, or,
- (b) Inside or outside iron or steel grills of at least 1/8" material of 2" mesh securely fastened.

If such barrier is on the outside, it shall be secured with rounded head flush bolt on the outside.

- (2) If the side or rear window can be opened, it shall be secured on the inside with either a glide bar, bolt, crossbar, and/or padlock with hardened steel shackle and a minimum four pin tumbler operation.
- (3) Outside hinges on all side and rear glass window shall be provided with nonremovable pins. Such hinge pins may be either welded, flanged, or secured by a screw.

E. ACCESSIBLE TRANSOMS. All exterior transoms exceeding 8" x 12" on the side and rear of any such building or premises shall be protected by either of the following:

- (1) Outside iron bars of at least $\frac{1}{2}$ " round or 1" x $\frac{1}{4}$ " flat steel material, spaced no more than 5" apart, or
- (2) Outside iron or steel grills of at least 1/8" material but not more than 2" mesh.

Such barrier shall be secured with rounded head flush bolt on the outside.

F. ROOF OPENINGS. All exterior openings on the roof of any such building or premises shall be protected as follows:

- (1) Glass skylights shall be provided with:
 - (a) Iron bars of at least $\frac{1}{2}$ " round or $1\frac{1}{4}$ " flat steel material under the skylight and securely fastened, or
 - (b) A steel grill of at least 1/8" material of 2" mesh under the skylight and securely fastened.
- (2) Hatchway openings shall be secured as follows:
 - (a) If the hatchway is of wooden material, it shall be covered on the inside with at least 16 gauge sheet steel attached with screws.
 - (b) The hatchway shall be secured from the outside with a slide bar or slide bolts. The use of crossbar or padlock is unauthorized, unless approved by the Chief of the Fire Department.
 - (c) Outside hinges on all hatchway openings shall be provided with non-removable pins. Such hinge pins may be either welded, flanged, or secured by a screw.
- (3) Air duct or air vent openings exceeding 8" x 12" shall be secured by covering the same with either of the following:
 - (a) Iron bars of at least $\frac{1}{2}$ " round or 1" x $1\frac{1}{4}$ " flat steel material, spaced no more than 5" apart and securely fastened, or
 - (b) A steel grill of at least 1/8" material 2" mesh and securely fastened.

If the barrier is on the outside it shall be secured with rounded head flush bolts on the outside.

SECTION 6. SECURITY MEASURES; INTRUSION DETECTION DEVICES. If the Chief of Police determines that the security measures and locking devices prescribed in Section 5 of this ordinance do not adequately secure the building, he may require the installation and maintenance of photoelectric, ultrasonic, or other intrusion detection device. He shall consider whether:

- (a) The business establishment has experienced a high incidence of burglary, or
- (b) The type of merchandise and its inventory value require added protection.

If he determines that such installation is required, he shall notify, in writing, the responsible person (designated in Section 3) of the type of device and the time within which installation shall be completed. Unless an appeal is filed in accordance with Section 7 of this ordinance, failure to comply with such notice within the time specified is a violation of this ordinance.

SECTION 7. APPEAL FROM INTRUSION DETECTION DEVICE REQUIREMENTS. Within ten (10) days after the receipt of written notice from the Chief of Police requiring the installation and maintenance of photoelectric, ultrasonic or other

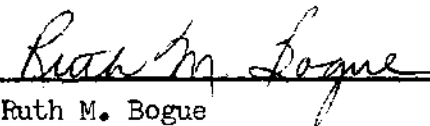
intrusion detection device, the person responsible for compliance may appeal, in writing, to the Town Council. A notice of appeal shall state the specific grounds for claiming an error, abuse of discretion by the Chief of Police, or the issuance of written notice was not supported by proper evidence.

Upon receipt of an appeal, the Town Council shall set a hearing. Notification of the hearing to the Chief of Police and the appellant will not be less than five (5) days prior to the date for the hearing. At the hearing, the appellant shall show cause why the action by the Chief of Police should not be affirmed.

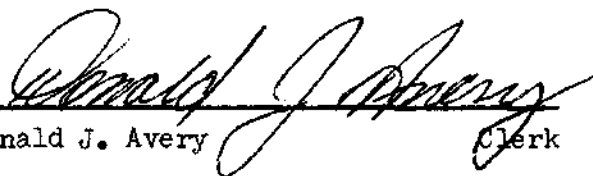
The Town Council may affirm, reverse, or modify the decision of the Chief of Police. If the decision is affirmed or modified by the Town Council, the Chief of Police will notify, in writing, the appellant of the installation to be made and the time in which it shall be completed. The time shall not be less than that originally granted. Failure to comply with such notice within the time specified is a violation of this ordinance.

SECTION 8. PENALTIES FOR VIOLATIONS. Anyone violating or failing to comply with the provisions of this ordinance shall, upon conviction, be punished by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment for not more than six months, or by both such fine and imprisonment.

PASSED by the Council of the Town of Gig Harbor this 14th day of April, 1980.


Ruth M. Bogue Mayor

ATTEST:


Donald J. Avery Clerk

ORDINANCE NO. 370

AN ORDINANCE ESTABLISHING AN AUDITING OFFICE FOR THE TOWN OF GIG HARBOR, WASHINGTON

Whereas, RCW 42.24.080 requires that prior to the payment of any claims presented against any county, city, district, or other municipal corporation or political subdivision by any persons furnishing materials, rendering services, performing labor or providing any other contractual services, an auditing officer shall audit said claim; and

Whereas, RCW 42.24.080 requires an authentication and certification by an auditing officer that the materials have been furnished, the services rendered or the labor performed and that the claims represent a just, due and unpaid obligation against the municipal corporation or political subdivision; and

Whereas, RCW 42.24.080 states that no claim shall be paid without such authentication and certification by an auditing officer; and

Whereas, the Town of Gig Harbor has not identified an auditing officer to verify the claims against the Town;

NOW, THEREFORE, BE IT ORDAINED that the position of auditing officer for the Town of Gig Harbor is hereby adopted to facilitate the payment of claims against the Town and that the Leah Brewster shall be such auditing officer.

PASSED this 14th day of April, 1980.

Ruth M. Bogue
RUTH M. BOGUE, Mayor

ATTEST:

Don Avery
DON AVERY, Town Clerk

ATTACHMENT - AUDITING OFFICER'S CERTIFICATION PER RCW 42.24.080

CERTIFICATION

I, the undersigned do hereby certify under penalty of perjury, that the materials have been furnished, the services rendered or the labor performed as described herein, and that the claim is a just, due and unpaid obligation against the Town of Gig Harbor and that I am authorized to authenticate and certify to said claim.

By _____

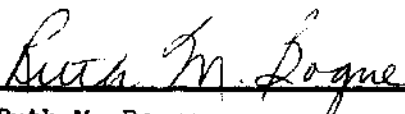
AN ORDINANCE AMENDING SECTION 17.28.020 (PERMITTED USES) OF THE GIG HARBOR MUNICIPAL CODE.

WHEREAS, the Town Council of the Town of Gig Harbor has found it to be in the best interests of the Town of Gig Harbor to redefine the permitted uses in the RB-1 Zone to provide for a nature of business establishment having similar operational characteristics,

NOW, THEREFORE, be it ordained by the Council of the Town of Gig Harbor that Section 17.28.020 be amended to read as follows:

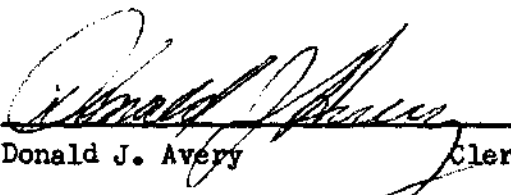
"The following uses are permitted in an RB-1 district; offices for doctors, dentists, optometrists, lawyers, architects, engineers, insurance brokers, stock brokers, bankers, land surveyors, realtors, libraries, consulting services and business offices of a character similar to those uses listed above."

PASSED this 28th day of April, 1980.



Ruth M. Bogue Mayor

ATTEST:



Donald J. Avery Clerk

ORDINANCE #342

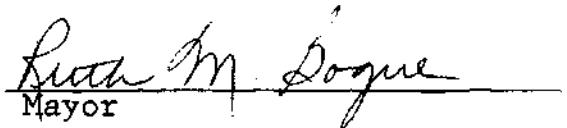
AN ORDINANCE of the Town of Gig Harbor amending Ordinance #13, Subsection 2, providing for an annual dog license fee.

WHEREAS, the cost of providing annual dog tags has become prohibitive; and

WHEREAS, the Town Council, Town of Gig Harbor has decided it to be in the best interests of the Town of Gig Harbor to increase the annual dog license fee;

THEREFORE, be it hereby ordained by the Town Council, Town of Gig Harbor, that the annual dog license fee be hereby raised to five dollars.

PASSED this 28th day of April 1980.


Mayor

ATTEST:



AN ORDINANCE OF THE TOWN OF GIG HARBOR, REVISING SECTION 3.16.030B OF THE GIG HARBOR MUNICIPAL CODE - BUSINESS LICENSE FEES.

WHEREAS, it has been found to be costly for the Town of Gig Harbor to process business license applications, and

WHEREAS, in order to defray these costs it has been found to be necessary to increase the annual business license fees,

NOW, THEREFORE, BE IT ORDAINED by the Town Council, Town of Gig Harbor, that Section 3.16.030B of the Gig Harbor Municipal Code be amended to read as follows:

Applications for licenses shall be made to the town clerk upon forms provided by him. An initial license fee of twenty dollars (\$20.00) shall be paid, and there shall be annual renewal license fees of twenty dollars (\$20.00), payable on or before July 1st of each year. All license fees hereunder shall be issued for a period of one year commencing July 1st and ending June 30th. There shall be no prorations for a part year, nor shall there be a refund of any unused license fees. All license fees shall be personal to the applicant and shall be nonassignable and non-transferable.

PASSED this 12th day of May, 1980.


Ruth M. Bogue Mayor

Attest:


Donald J. Avery Clerk

AN ORDINANCE OF THE TOWN OF GIG HARBOR AMENDING ORDINANCE NO. 211 FIXING THE RATES FOR WATER SERVICE CHARGES FOR THE USE AND CONSUMPTION OF WATER FROM THE MUNICIPAL WATER UTILITY.

WHEREAS, as perscribed by Ordinance No. 278, the Town of Gig Harbor is required to meet certain debt service reserve limits, and

WHEREAS, in order to meet these requirements, it is necessary to increase monthly user charges,

BE IT HEREBY ORDAINED by the Town Council, Town of Gig Harbor, that Ordinance No. 211 be amended to read as follows:

Section 1. Metered Residential Uses. The water service charge for all metered residential uses shall be \$5.10 per month per individual residential unit for the first 1,000 cubic feet consumed, and \$.36 per each 100 cubic feet or part thereof consumed per unit over the first 1,000 cubic feet for all meter sizes.

Section 2. Non-metered Residential Uses. Until a water meter has been installed to measure water consumed by a residential unit or a multiple residential building, the water service charge applicable to such unmetered residential unit shall be \$5.40 per month per unit.

Section 3. Industrial and Commercial Uses. The water service charge for each industrial and commercial meter per month for the first 1,000 cubic feet consumed by such use shall be as follows:

<u>Service Connection (Meter) Size</u>	<u>Rate</u>
5/8" & 3/4"	\$ 5.40 for first 1,000 cu. ft.
1 inch	6.90 for first 1,000 cu. ft.
1 1/2 inch	10.20 for first 1,000 cu. ft.
2 inch	14.40 for first 1,000 cu. ft.
3 inch	31.20 for first 1,000 cu. ft.
4 inch	38.40 for first 1,000 cu. ft.

For each 100 cubic feet or part thereof consumed by such use over the first 1,000 cubic feet per month, there shall be water service charge of \$.36.

Section 4. A specified rate shall be in effect in those instances where water is not actually used upon the premises but is only available for the purpose of affording fire protection. Said rate shall be as follows: As a standard charge only without regard to size of service, where no water is used, \$5.40 per monthly period. In the event water is used from such a meter in any particular monthly period, the regular rates shall be charged for that particular monthly period.

Section 5. The minimum monthly rate for multiple unit dwellings, hotels, and apartments shall be as follows: \$5.10 for each individual unit. For water furnished in excess of the minimum amounts above specified the usual rates shall apply.

Section 6. Effective Date. This ordinance shall take effect and be in full force five days following its approval and passage and publication in accordance with law.

PASSED by the Town Council and APPROVED by the Mayor at a regular open public meeting this 12th day of May, 1980.

Ruth M. Logue
 Ruth M. Bogue Mayor

ATTEST:

Donald J. Avery
 Donald J. Avery Clerk

AN ORDINANCE OF THE TOWN OF GIG HARBOR, AMENDING
ORDINANCE NO. 279 - MONTHLY SERVICE CHARGES - CATV.

WHEREAS, at a public hearing held on May 12, 1980, the Town Council, Town of Gig Harbor, did approve of a request by CATV of Puget Sound to increase monthly service charges,

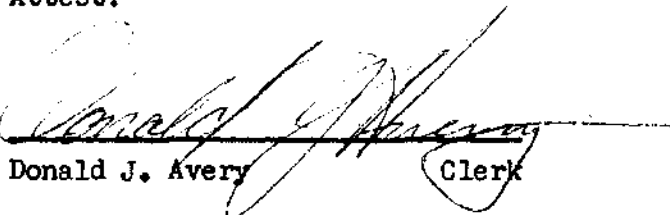
NOW, THEREFORE, BE IT ORDAINED by the Town Council, Town of Gig Harbor, that Ordinance No. 279 be amended to revise monthly services charge - Primary Outlet to \$9.30; additional outlet charge to \$1.50. All other rates - no increase.

No increase in rates charged to subscribers shall be made except as authorized by the Town in accord with the provisions of Ordinance No. 223, Section five thereof.

PASSED this 27th day of May, 1980.


Ruth M. Bogue Mayor

Attest:


Donald J. Avery Clerk

AN ORDINANCE VACATING A PORTION OF HARBORVIEW DRIVE
WITHIN THE TOWN OF GIG HARBOR.

WHEREAS, a petition was heretofore filed with the Council of the Town of Gig Harbor requesting the vacation of a portion of a street as hereinafter described, and

WHEREAS, said petition was signed by all the owners of the private property abutting upon that portion of said street sought to be vacated, and

WHEREAS, said street is a portion of Harborview Drive in the Town of Gig Harbor, and

WHEREAS, Resolution No. 144 was adopted by the Council of the Town of Gig Harbor on the 28th day of April, 1980, which provided that a hearing be had on the 27th day of May, 1980 at 7:00 p.m. at the Town Hall in Gig Harbor, Washington, to determine the advisability of the vacation of said street, and

WHEREAS, at said hearing no objectors to said petition appeared and a motion was duly made, seconded and carried approving the vacation of said street at said time,

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF GIG HARBOR that the following described property located within the Town of Gig Harbor be vacated as a street,

A portion of Harborview Drive also known as abandoned P.S.H. Number 14 in the northeast 1/4 of the southeast 1/4 of Section 6, Twp. 21N, R 2 E, W.M. Pierce County, lying northerly of the following described line and southerly of the upland ownership as recorded under Auditor File No. 2127724 Records of Pierce County.

Beginning at the centerline point of curve station 36+78.5 as recorded on map of Primary State Highway # 14 Gig Harbor Vicinity Sheet 1 as approved Feb. 25, 1949; thence N 89° 55' East 30 feet to the P.C. on the right-of-way and the true point of beginning; thence NWly on a curve to the left having a central angle of 69° 44' an arc length of 534.7 feet; thence N 69° 49' W 390.2 feet to the point of curve on the right-of-way at station 45+66.8 and terminus of said vacation. Said parcel containing 0.44 acres more or less as shown on Exhibit "A".

provided, however, that the petitioner set aside an area for public viewing of not less than 400 square feet located within the petitioner's property abutting the property so vacated by this ordinance.

This ordinance shall take effect upon its passage and publication as provided by law.

PASSED this 23rd day of June, 1980.

ATTEST:

Ruth M. Bogue
Ruth M. Bogue Mayor

Donald J. Avery
Donald J. Avery Clerk

ORDINANCE #347

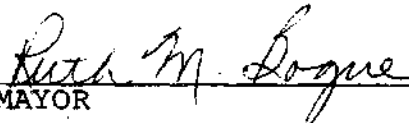
AN ORDINANCE amending Section 17.84.040 (Time Limitation) of the Gig Harbor Municipal Code.

WHEREAS, the Town Council of the Town of Gig Harbor has found it to be in the best interests of the Town of Gig Harbor to redefine Section 17.84.040 (Time Limitations) of the Gig Harbor Municipal Code.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Gig Harbor that Section 17.84.040 be amended to read as follows:

Any approval of a variance shall be void one year from the date of approval if the variance approved has not been fully instituted within that time period. Should such approval become void, the variance requested shall not be allowed unless and until application for such a variance is submitted, processed, and approved as if for the first time.

PASSED this 23rd day of June 1980.


MAYOR

ATTEST


CLERK-TREASURER

ORDINANCE NO. 348

AN ORDINANCE providing for adoption of the 1980 Washington State Energy Code as required by Washington State Senate Bill No. 2474.

WHEREAS, enforcing the most up-to-date energy conservation standards available is in the best interest of the citizens of the Town of Gig Harbor and is required by Washington State law (Senate Bill No. 2474), it is necessary to adopt the 1980 Washington State Energy Code.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Town of Gig Harbor, that the 1980 Edition of the Washington State Energy Code, as developed and published by the State Building Code Advisory Council and the Washington State Energy Office, is hereby adopted as the official energy code within the Town of Gig Harbor.

This ordinance shall take effect upon its passage and publication as provided by law.

PASSED this 8 day of Sept, 1980.

Ruth M. Bogue
Ruth M. Bogue Mayor

ATTEST:

Donald J. Avery
Donald J. Avery Clerk

ORDINANCE # 349
~~337~~

AN ORDINANCE OF THE TOWN OF GIG HARBOR AMENDING SECTION 17.32.020.(k) of the Gig Harbor Municipal Code.

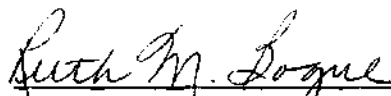
WHEREAS, a public hearing was held on September 8, 1980, before the Gig Harbor to consider a request to amend Section 17.32.020(k) of the Gig Harbor Municipal Code.

WHEREAS, the Gig Harbor Town Council has determined that it would be in the best interests of the Town of Gig Harbor to amend Section 17.32.020 of the Gig Harbor Municipal Code.

Now, therefore be it ordained by the Gig Harbor Town Council that Section 17.32.020(k) of the Gig Harbor Municipal Code be amended as follows:

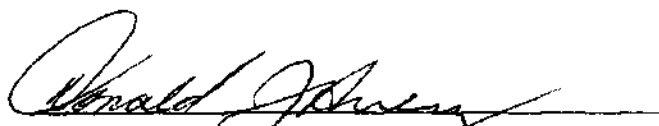
17.32.020.(k) Relating to storage uses, such establishments may be permitted to conduct business outside of enclosed buildings for the purposes of storage of wheeled vehicles, trailers, and other wheeled implements. Any such business conducted outside of enclosed buildings shall be within the confines of an area properly secured, fenced, and screened, and shall be allowed only after completion of site plan review as specified in Section 17.32.030.

PASSED at a regular Council meeting this 22nd day of September, 1980.



Ruth M. Bogue, Mayor

ATTEST:



Donald J. Avery, Clerk

ORDINANCE 350
~~357~~

AN ORDINANCE OF THE TOWN OF GIG HARBOR amending the 1980 Budget to reflect certain changes in Revenue and Expenditure levels.

Estimated Revenue

General Government

Reimbursements	1,938.00
Emergency Medical Services	<u>11,943.00</u>
TOTAL GENERAL GOVERNMENT	13,881.00

Water Fund

DSHS Planning Loan	19,200.00
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<u>Total Estimated Revenue</u>	<u>33,081.00</u>
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Estimated Expenditures

General Government

Police - Salaries	1,938.00
Emergency Medical Services	<u>11,943.00</u>

TOTAL GENERAL GOVERNMENT	13,881.00
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Water Fund

System Planning Study	19,200.00
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<u>TOTAL ESTIMATED EXPENDITURES</u>	<u>33,081.00</u>
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PASSED AND APPROVED this 18 day of October 1980.

Ruth M. Bogue
RUTH M. BOGUE, MAYOR

ATTEST:

Donald J. Henry
CLERK-TREASURER

AN ORDINANCE cancelling Ordinance No. 315 and ordering the improvement of Ross Avenue within the Town by the construction and installation of gutters, asphaltic pavement, appurtenances and related work, all in accordance with Resolution No. 151 of the Town Council of the Town; establishing Local Improvement District No. 3; providing the method of assessment in said District; providing that payment in part for said improvements be made by special assessments upon property in said District, payable by the mode of "payment by bonds"; and providing for the issuance and sale of local improvement district warrants redeemable in cash and local improvement district bonds.

WHEREAS, by Resolution No. 151 adopted September 8, 1980, the Town Council of the Town of Gig Harbor (the "Town") declared its intention to improve Ross Avenue within the Town by the construction and installation of gutters, asphaltic pavement, storm drains, appurtenances and related work, and fixed the 13th day of October, 1980 at 7:00 p.m. in the Council Chambers in the Town Hall in the Town as the time and place of hearing all matters relating to said proposed improvement and all objections thereto and for determining the method of payment for said improvement; and

WHEREAS, Kramer, Chin & Mayo, consulting engineers to the Town, caused an estimate to be made of the cost and expense of the proposed improvement and certified said estimate to the Town Council, together with all papers and information in its possession touching the proposed improvement, a description of the boundaries of the District, a statement of what portion of the cost and expense of the improvement should be borne by the property within the proposed District, a statement in detail of the local improvement assessments outstanding or unpaid against the property in the proposed District, and a statement of the aggregate actual valuation of the real estate, including twenty five per cent (25 per cent) of the actual valuation of the improvement in the proposed District, according to the valuation last placed upon it for the purpose of general taxation; and

WHEREAS, said estimate is accompanied by a diagram of the proposed improvement showing thereon the lots, tracts, parcels of land and other property which will be specially benefited by the proposed improvement, and the estimated amount of the cost and expense thereof to be borne by each lot, tract and parcel of land or other property; and

WHEREAS, due notice of the hearing upon said Resolution No. 151 was given in the manner provided by law and said hearing was held by the Town Council on October 13, 1980, and

WHEREAS, the Town Council has determined it to be in the best interests of the Town that the improvement as hereinafter described be carried out and that a local improvement district be created in connection therewith;

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, WASHINGTON, DO ORDAIN, as follows:

Section 1. The Town Council of the Town hereby orders the improvement of Ross Avenue, a distance of four hundred (400) feet within the Town, by constructing and installing gutters, asphaltic pavement, appurtenances and related work. The improvement shall be carried out in accordance with the plans and specifications therefor to be prepared by Kramer, Chin & Mayo, consulting engineers to the Town, and such plans and specifications are hereby adopted for said improvements.

Section 2. There is hereby created and established a local improvement district to be called "Local Improvement District No. 3 of the Town of Gig Harbor, Washington", which district is described hereto and by this reference made a part hereof.

Section 3. The estimated cost and expense of the improvement is hereby declared to be \$26,000.00.

Section 4. In accordance with the provisions of Section 7 of Chapter 258, Laws of Washington, 1969, 1st Ex. Ses., the Town may use any method or combination of methods to compute assessments which may be deemed to fairly reflect the special benefits to the property being assessed.


Section 5. Local improvement district warrants shall be issued in payment of the cost and expense of the improvement, such warrants to be payable out of the "Local Improvement Fund, District No. 3", hereinafter created, to bear interest from the date thereof at a rate to be hereafter fixed by ordinance and to be redeemed in cash, and/or by local improvement district bonds herein authorized to be issued, such interest bearing warrants to be hereafter referred to as "revenue warrants". Such bonds shall bear interest at a rate to be hereafter fixed by ordinance, shall be payable on or before ten (10) years from the date of issuance, the life of the improvement ordered being not less than ten (10) years, and shall be issued in exchange for and in redemption of any and all revenue warrants issued hereunder and not redeemed in cash within a period of not to exceed sixty (60) days after the first publication by the Town Treasurer of notice that the assessment roll for Local Improvement District No. 3 is in his hands for collection. The bonds shall be redeemed by the collection of special assessments to be levied and assessed upon the property within said district, payable in eight (8) equal annual installments, with interest at a rate to be hereafter fixed by ordinance, under the mode of "payment of bonds", as defined by law and the ordinances of the Town. In the case of default in the payment of any assessment when the same shall become due, there shall be added interest at a rate to be hereafter fixed by ordinance and a penalty of six per cent (6 per cent) which shall also be collected. The exact form, amount, date, interest rate and denomination of said warrants and bonds shall be hereafter fixed by ordinance of the Town Council. Said warrants and bonds shall be sold in such manner as the Town Council shall hereafter determine.

Section 6. There is hereby created and established in the office of the Treasurer of the Town for Local Improvement District No. 3 a special fund to be known and designated as "Local Improvement Fund, District No. 3" into which fund shall be deposited the proceeds from the sale of revenue warrants drawn against said fund which may be issued and sold by the Town and collections pertaining to assessments, and against which fund shall be issued cash warrants to the contractor or contractors in payment for the work to be done by them in connection with said improvement, and against which fund cash warrants shall be issued in payment of all other items of expense in connection with said improvement.

PASSED by the Town Council and APPROVED by the Mayor of the Town of Gig Harbor, Washington, at an open public regular meeting thereof, this 27th day of October, 1980.


RUTH M. BOGUE, MAYOR

ATTEST:


DONALD J. AVERY CLERK

ORDINANCE NO. 352


AN ORDINANCE OF THE TOWN OF GIG HARBOR PROVIDING FOR THE
ADOPTION OF THE WASHINGTON STATE MODEL TRAFFIC ORDINANCE.

WHEREAS, it has been recommended to the Gig Harbor Town Council that the Town of Gig Harbor adopt by reference the Washington State Model Traffic Ordinance, and

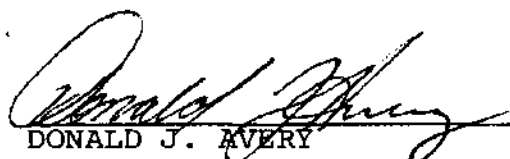
WHEREAS, it has been determined by the Gig Harbor Town Council that it is in the best interests of the Town of Gig Harbor to adopt the Washington State Model Traffic Ordinance,

NOW, THEREFORE, BE IT ORDAINED by the Gig Harbor Town Council that the Washington State Model Traffic Ordinance (R.C.W. 46.90) is hereby adopted by reference.

PASSED at a regular Town Council meeting this 27th day of October, 1980.


RUTH M. BOQUE MAYOR

ATTEST:


DONALD J. AVERY CLERK

AN ORDINANCE AMENDING SEC. 6.04.050 OF THE GIG HARBOR MUNICIPAL CODE. DOGS, VIOLATION, PENALTY.

WHEREAS, it has been recommended to the Gig Harbor Town Council that Sec. 6.04.050 of the Gig Harbor Municipal Code dealing with fines for violation of this section be amended; and,

WHEREAS, it has been determined by the Gig Harbor Town Council that it is in the best interests of the Town of Gig Harbor to amend Section 6.04.050 of the Gig Harbor Municipal Code;

NOW, THEREFORE, BE IT ORDAINED by the Gig Harbor Town Council that Section 6.04.050 of the Gig Harbor Municipal Code be amended to read as follows:

6.04.050 Violation-Penalty. Any person violating this chapter is guilty of a misdemeanor and shall be punished by a fine of thirty dollars (30.00) for the first such offense and seventy-five dollars (75.00) for each subsequent offense, together with any costs incurred by the town in the confining of the dog.

PASSED by the Gig Harbor Town Council this 27th day of October, 1980.


RUTH M. BOGUE MAYOR

ATTEST:


DONALD J. AVERY CLERK

ORDINANCE NO. 354

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR FIXING THE AMOUNT OF AD VALOREM TAX LEVIES AND EXCESS LEVIES FOR THE CALENDAR YEAR 1981.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF GIG HARBOR:

Section 1. That the annual amount of ad valorem tax levies of the Town of Gig Harbor for the calendar year of 1981 necessary to raise the amount of estimated revenue be and the same are levied upon Real and Personal Property subject to taxation in said town and upon each dollar of taxable value, approximately \$69,671,128, estimated 100 per cent of appraised value, as follows: \$2.379 per thousand estimated at \$165,960, and .19 per thousand estimated at \$13,181 .

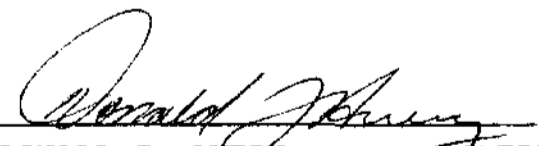
Section 2. That the annual amount of ad valorem tax excess levies of the Town of Gig Harbor for the calendar year of 1981 necessary to raise the amount of estimated revenue be and the same are levied upon Real and Personal Property subject to taxation in said town and upon each dollar of taxable value, approximately \$68,427,725, estimated 100 per cent of appraised value, as follows: \$.366 per thousand estimated at \$25,034 and \$.0598 per thousand estimated at \$4,098.

Section 3. This ordinance shall take effect and shall be in full force and effect immediately upon its passage, approval and publication as required by law.

PASSED by the Council of the Town of Gig Harbor, this 24th day of November, 1980.


RUTH M. BOGUE MAYOR

ATTEST:


DONALD J. AVERY CLERK

ORDINANCE NO. 355

ORDINANCE AMENDING ORDINANCE NO. 338 OF THE TOWN OF GIG HARBOR, WASHINGTON, RELATING TO REGULATIONS FOR USE OF DOCK EXTENDING FROM JERISICH PARK:

WHEREAS, the Council of the Town of Gig Harbor enacted Ordinance No. 338 relating to the regulations for use of the dock extending from Jerisich Park; and

WHEREAS, the Town Council of the Town of Gig Harbor has found it to be in the best interests of the health, safety, morals and general welfare of the residents of the Town of Gig Harbor to amend said Ordinance No. 338 in order to make more specific provisions for the enforcement of dock moorage and time limits;

NOW, THEREFORE, BE IT ORDAINED that Section 6(D) of Ordinance No. 338 be and is hereby amended to read as follows:

6. Penalties and Remedies

D. Violators of the moorage time limit shall constitute a misdemeanor punishable by a fine of \$50 for each day or portion of each day in violation of the 24-hour moorage limit. Said violation shall be just cause for the violating boat to be cabled to the dock to insure compliance with the ordinance. Upon proper notice in accordance with Sections 6(F) and 6(G) of this Ordinance, the violating boat shall be impounded.

Passed at a regular meeting of the Town Council held on the 26 day of Nov, 1980.

ATTEST:

Donald J. Avery
DONALD J. AVERY, Town Clerk

Ruth M. Bogue
RUTH M. BOGUE, Mayor

ORDINANCE NO. 356

AN ORDINANCE AMENDING SECTION 17.64.040 OF THE GIG HARBOR MUNICIPAL CODE, CONDITIONAL USES IN DISTRICTS.

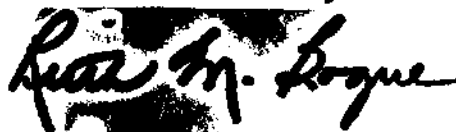
WHEREAS, it has been recommended to the Gig Harbor Town Council that Section 16.64.040 of the Gig Harbor Municipal Code be amended to allow the seasonal sale of Christmas trees in residential zones; and,

WHEREAS, it has been determined by the Gig Harbor Town Council that it is in the best interests of the Town of Gig Harbor to amend Section 16.64.040 of the the Gig Harbor Municipal Code;

NOW, THEREFORE, BE IT ORDAINED by the Gig Harbor Town Council that Section 16.64.040 be amended by adding "Item 11" which will read as follows:

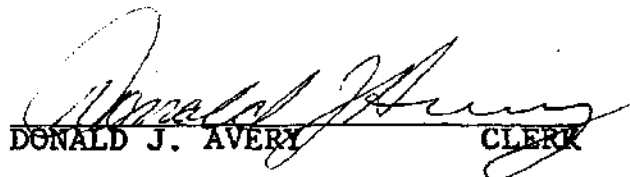
16.64.040 Conditional Uses in Districts. A.11.
Seasonal Christmas Tree Sales.

PASSED by the Gig Harbor Town Council this 8th day of December 1980.



RUTH M. BOGUE MAYOR

ATTEST:



DONALD J. AVERY CLERK

ORDINANCE NO. 357

AN ORDINANCE providing for the General Tax Levy and adopting the budget for the year 1981 for the Town of Gig Harbor.

There is hereby levied upon all taxable property within the Town of Gig Harbor the general tax levy for the year 1981, a specific levy of \$165,960, being 2.379 on each thousand dollars, the assessed valuation of \$69,671.128.

Adopting the budget for the year 1981 in summary as follows:


ESTIMATED REVENUE

Current Expense Fund	\$552,400.00
G. O. Bond Fund (Sewer)	42,100.00
G. O. Bond Fund (Fire)	6,950.00
Street Fund	122,790.00
Arterial Street Fund	23,600.00
Water Fund	143,210.00
Water Debt Service & Improvement	18,325.00
Sewer Operation & Maintenance	230,100.00
Sewer Debt Service	583,000.00
Storm Sewer	2,200.00
Street L.I.D. (Guaranty)	4,780.00
Town Library	1,665.00
Total Estimated Revenue	<u>1,731,120.00</u>

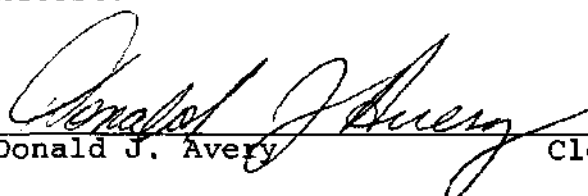
ESTIMATED EXPENDITURES

General Government	332,483.00
Police	219,917.00
Total Current Expense	<u>552,400.00</u>
G. O. Bond Fund (Sewer)	42,100.00
G. O. Bond Fund (Fire)	6,950.00
Street Fund	122,790.00
Arterial Street Fund	23,600.00
Water Fund	143,210.00
Water Debt Service & Improvement	18,325.00
Sewer Operation & Maintenance	230,100.00
Sewer Debt Service	583,000.00
Storm Sewer	2,200.00
Street L.I.D. (Guaranty)	4,780.00
Town Library	1,665.00
Total Estimated Expenditures	<u>1,731,120.00</u>

PASSED by the Town Council at a regular meeting on the 22nd day of December, 1980.


Ruth M. Boque Mayor

Attest:


Donald J. Avery Clerk

ORDINANCE NO. 358

AN ORDINANCE AMENDING SECTION 17.20.040 OF THE GIG HARBOR MUNICIPAL CODE, LOT AREA IN THE R-2 DISTRICT.

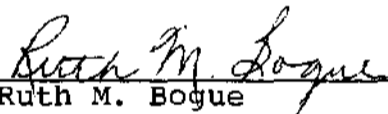
WHEREAS, it has been recommended to the Gig Harbor Town Council that Section 17.20.040 of the Gig Harbor Municipal Code be amended to decrease the maximum permitted density in the R-2 district; and,

WHEREAS, it has been determined by the Town Council that it is in the best interests of the Town of Gig Harbor to amend Section 17.20.040 of the Gig Harbor Municipal Code;

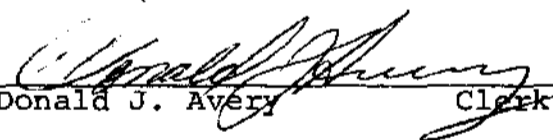
NOW, THEREFORE, BE IT ORDAINED by the Gig Harbor Town Council that Section 17.20.040 be amended to read as follows:

17.20.040 Lot Area. For residential uses the lot area shall be not less than 12,000 square feet for the first dwelling unit in each dwelling and 3,000 square feet for each additional dwelling unit.

PASSED by the Gig Harbor Town Council this 12th day of January, 1981.


Ruth M. Bogue Mayor

ATTEST:


Donald J. Avery Clerk

ORDINANCE NO. 359

AN ORDINANCE AMENDING SECTION 17.44.030 OF THE GIG HARBOR MUNICIPAL CODE, LOT AREA IN THE W-1 DISTRICT.


WHEREAS, it has been recommended to the Gig Harbor Town Council that Section 17.44.030 of the Gig Harbor Municipal Code be amended to decrease the maximum permitted density in the W-1 district; and,

WHEREAS, it has been determined by the Town Council that it is in the best interests of the Town of Gig Harbor to amend Section 17.44.030 of the Gig Harbor Municipal Code;

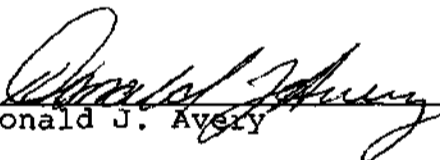
NOW, THEREFORE, BE IT ORDAINED by the Gig Harbor Town Council that Section 17.44.030 be amended to read as follows:

17.44.030 Lot Area. For residential uses the lot area shall be not less than 12,000 square feet for the first dwelling unit in each dwelling and 3,000 square feet for each additional dwelling unit.

PASSED by the Gig Harbor Town Council this 12th day of January, 1981.


Ruth M. Bogue. Mayor

ATTEST:


Donald J. Avery Clerk

ORDINANCE NO. 360

AN ORDINANCE AMENDING SECTION 17.60.020 PERMITTED USES A.1. OF THE GIG HARBOR MUNICIPAL CODE, PERMITTED USES IN TRANSITIONAL USES.

WHEREAS, it has been recommended to the Gig Harbor Town Council that Section 17.60.020 Permitted Uses A.1. of the Gig Harbor Municipal Code be amended to make the lot area requirements equitable for two family dwellings in residential districts; and,

WHEREAS, it has been determined by the Town Council that it is in the best interests of the Town of Gig Harbor to amend Section 17.60.020 Permitted Uses A.1. of the Gig Harbor Municipal Code;

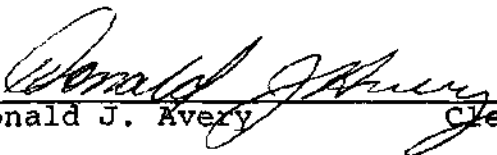
NOW, THEREFORE, BE IT ORDAINED by the Gig Harbor Town Council that Section 17.60.020 Permitted Uses A.1. be amended to read as follows:

17.60.020 Permitted Uses, A.1. Two family dwellings, provided that such lot is at least fifteen thousand square feet in size.

PASSED by the Gig Harbor Town Council this 12th day of January, 1981.


Ruth M. Bogue Mayor

ATTEST:


Donald J. Avery Clerk

ORDINANCE NO. 361

AN ORDINANCE OF THE TOWN OF GIG HARBOR REPEALING ORDINANCE NO. 194, 211 AND 344 FIXING THE RATES FOR WATER SERVICE CHARGES FOR THE USE AND CONSUMPTION OF WATER FROM THE MUNICIPAL WATER UTILITY.

WHEREAS, as prescribed by Ordinance No. 278, the Town of Gig Harbor is required to meet certain debt service reserve limits, and

WHEREAS, in order to meet these requirements, it is necessary to increase monthly user charges,

BE IT HEREBY ORDAINED by the Town Council, Town of Gig Harbor, that Ordinance No. 361 be adopted to read as follows:

Section 1. Metered Residential Uses. The water service charge for all metered residential uses shall be \$5.50 per month per individual residential unit for the first 1,000 cubic feet consumed, and \$.39 per each 100 cubic feet or part thereof consumed per unit over the first 1,000 cubic feet for all meter sizes.

Section 2. Non-metered Residential Uses. Until a water meter has been installed to measure water consumed by a residential unit or a multiple residential building, the water service charge applicable to such unmetered residential unit shall be \$5.85 per month per unit.

Section 3. Industrial and Commercial Uses. The water service charge for each industrial and commercial meter per month for the first 1,000 cubic feet consumed by such use shall be as follows:

SERVICE CONNECTION (METER)

<u>Size</u>	<u>Rate</u>
5/8" & 3/4"	\$5.85 for first 1,000 cu. ft.
1 inch	7.45 for first 1,000 cu. ft.
1½ inch	11.00 for first 1,000 cu. ft.
2 inch	15.55 for first 1,000 cu. ft.
3 inch	33.70 for first 1,000 cu. ft.
4 inch	41.50 for first 1,000 cu. ft.

For each 100 cubic feet or part thereof consumed by such use over the first 1,000 cubic feet per month, there shall be water service charge of \$.39 plus \$.001 per sq. ft. of building over 10,000 square feet.

Section 4. A specified rate shall be in effect in those instances where water is not actually used upon the premises but is only available for the purpose of affording fire protection. Said rate shall be as follows: As a standard charge only without regard to size of service, where no water is used, \$5.85 per monthly period plus \$.001 per sq. ft. of building over 10,000 square feet. In the event water is used from such a meter in any particular monthly period, the regular rates shall be charged for the particular monthly period.

Section 5. The minimum monthly rate for multiple unit dwellings, hotels and apartments shall be as follows: \$5.50 for each individual unit. For water furnished in excess of the minimum amounts above specified the usual rates shall apply.

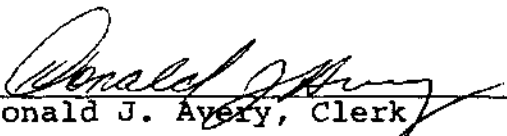
Section 6. Effective Date. This ordinance shall take effect and be in full force five days following its approval and passage and publication in accordance with law.

PASSED by the Town Council and APPROVED by the Mayor at a regular open public meeting this 12 day of JAN, 1981.



Ruth M. Bogue, Mayor

ATTEST:



Donald J. Avery, Clerk

ORDINANCE # 362

AN ORDINANCE repealing Ordinances #218 and #253 and Related to the Municipal Sewer System of the Town of Gig Harbor, Fixing Rates and Charging for Sewer Service, Providing a Method of Collecting Fees and Charges Therefore, Providing Penalties for Violation of This Ordinance, Providing for a Charge in Lieu of Assessment Hook-Up Charges, and Specifying the Date Upon Which This Ordinance Shall Become Effective.

WHEREAS, it has been recommended to the Gig Harbor Town Council that Ordinances #218 and #253, codified as Section 13.32 of the Municipal Code, concerning Use Charges be DELETED; and

WHEREAS, it has been further recommended to the Gig Harbor Town Council that Ordinances #218 and #253, codified as Section 13.32 of the Municipal Code, should be replaced with a new use rate schedule; and

WHEREAS, it has been determined by the Gig Harbor Town Council that a rate change is imperative to provide for the operation of the sewer utility; and

WHEREAS, the Gig Harbor Town Council has further determined that a Utility HOOK-UP CHARGE Schedule should be added to Section 13.32 of the Town of Gig Harbor Municipal Code in order to provide for replacement and expansion of the Sanitary Sewer Treatment Facility; and

WHEREAS, the Gig Harbor Town Council has found that the monthly rates proposed hereinafter are equitable to users and adequate to meet the public needs; and

WHEREAS, it has also been determined by the Gig Harbor Town Council that a revised use charge and new hook-up charge are in the best interests of the health, safety, and welfare of the citizens of the Town of Gig Harbor,

NOW, THEREFORE, BE IT ORDAINED by the Gig Harbor Town Council that Ordinances #218 and #253, codified as Section 13.32 of the Municipal Code, be, and is hereby, rescinded and deleted; and

BE IT FURTHER ORDAINED by the Gig Harbor Town Council that Ordinance # 362 be, and is hereby, adopted as follows and shall be codified as Section 13.32 of the Municipal Code:

Section I. USE CHARGES:

<u>Classification of Users</u>	<u>Monthly Rates</u>
Class 1 - Single family residences and Churches	\$6.75 per dwelling or church
Class 2 - Single family residential units built in multiples of 2 residences or more per building	\$6.75 per living unit
Class 3 - Motels	\$6.75 per month for residence office and each guest unit
Class 4 - Nursing, Rest, or Convalescent Homes	\$13.50 per month plus \$1.67 per bed per month
Class 5 - Bowling Alleys If food service is included	\$13.50 per month up to and including

there will be an add'l charge of \$0.33 per seat per month for the maximum seating capacity of restaurant.	8 lanes plus \$1.67 per lane per month for each add'l lane
Class 6 - Restaurants, Cafes,, Taverns, Bakeries & Pizza Parlors	\$13.50 per month plus Thirty Three (\$0.33) per seat, for the legal maximum seating capacity of such restaurant, cafe, tavern, bakery or pizza parlor
Class 7 - Shopping Centers, Super markets and Department Stores	\$13.50 per month plus \$.0022 per month for area in excess of 1,000 square feet.
Class 8 - Beauty Parlors, Barber shops	\$13.50 per month for the first six working spaces plus \$1.67 per space over six.
Class 9 - Offices and Small Retail shops	\$13.50 per month
Class 10 - Laundries or self service laundromats	\$.33 per month per pound of machine capacity.
Class 11 - Schools--Public and Private	\$15.12 per month for pre and grade schools plus \$.33 per pupil and employed personnel per month. Middle, high, and other: Forty-three (\$.43) per pupil and employed personnel per month. (Per pupil charges will be based on a school year of 9 months, including the month of Sept. through the month of May.)
Class 12 - Service Stations	\$20.25 per month for two islands of pumps or less, plus \$6.75 per month for each additional island of pumps.

Section 2. BILLING: Billing shall commence on the first available date, which date shall be the same as the water billing date. New users shall pay a pro rata charge on the first available billing date. The Town shall have a lien against the user's real property for the delinquent unpaid rates and charges provided for herein together with a late charge equal to ten percent of the delinquent service charge and interest thereon at the rate of eight per cent (8 per cent) per year from the date of delinquency and all costs and fees for foreclosing said lien or otherwise collecting the delinquent accounts.

Section 3. PROPERTY NOT ASSESSED. Properties which have not been specially assessed for all or a portion of the costs of of the construction and installation of sewer pipelines of the Town to which connection is desired may be permitted to connect onto any such pipeline

and be served thereby if:

a. The Town Engineer certifies that the pipe line to which the connection is made and the utility facilities serving that property have sufficient capacity to serve that property and all property which the Town has the obligation to serve thereby because of the levying of special assessments, charges in lieu of agreement, contract, or other reason; and

b. There is paid to the Town applicable charges for the service connection; and

1. If that property connects to a pipeline and facilities for which special assessments have been levied, there shall be paid into the applicable Town utility fund a charge in lieu of assessment for such connection of an amount computed for that pipeline and related facilities (including applicable assessments for lateral or local service, trunk service, stub or service connection and any other charge assessed for like property); or

2. If that property connects to a pipeline and facilities for which special assessments were not levied, there shall be paid into the applicable Town utility fund a connection charge representing the pro rata share of that property of the original cost of that pipe line and related facilities necessary to serve that pipeline, plus the cost of any improvement thereto, which pro rata share shall be calculated from a formula determined by the Town Engineer and approved by the Town Council by resolution as applicable to that pipeline and related facilities.

Section 4. HOOK-UP CHARGES

Class 1 - Single family residences	\$800.00 per unit
Class 2 - Single family residences and multiple units	\$800.00 per unit
Class 3 - Motels, residence office each unit	\$800.00 plus \$400.00 per guest unit
Class 4 - Churches	\$800.00
Class 5 - Nursing, Rest, or Convalescent Homes	\$1,600 plus \$150 per bed
Class 6 - Bowling Alleys	\$1,600 for first 8 lanes plus \$150.00 per additional lane. Any additional facilities within the building to be charged separately in accordance with the type of facility.
Class 7 - Restaurants, Cafes, Taverns, Bakeries, and Pizza Parlors	\$1,600 plus \$40.00 per seat for the maximum legal capacity.
Class 8 - Shopping Centers, Super markets, Department Stores, Stores, Shops, and Offices	\$800 for first 500 square feet plus \$.26 per square foot over 500.
Class 9 - Beauty Parlors & Barber shops	\$1,600 for first 6 working spaces plus \$150 each additional space.

Class 10 - Laundries & Laundromats	\$40.00 per pound of washing machine capacity.
Class 11 - Schools, Public and Private Plus:	\$1,800.00
Pre & Grade (Per student and paid employee)	40.00
Middle, High school, and Beyond (Per student & paid empl)	50.00
Class 12 - Service Stations	\$2,400 for two or less islands of pumps. \$800 for each add'l island of pumps.
	Any business other than fuel and vehicle service to be charged under its own category.

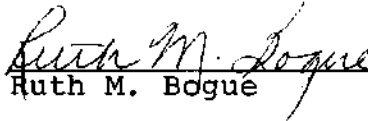
Class 13 - Remodels and/or Use Changes shall pay the difference between the new use charge rate and the existing rate if the new use rate exceeds or would exceed the existing rate. There shall be no refund for a change in use to a rate class of lesser unit charge.

Section 5. SEWAGE RELATED CHARGES OUTSIDE THE TOWN: For services outside the Town those rates set forth in Sections 1, 2, 3, and 4 shall be multiplied by 1.5.

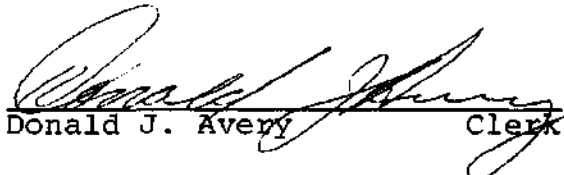
Section 6. MULTIPLE CONNECTIONS TO SINGLE SERVICE: Whenever more than one user (customer) is served by a single sewer connection each user shall be subject to the rate schedule contained in this ordinance.

Section 7. This ordinance shall take effect and be in force five days after the date of its posting in the manner required by law.

Passed by the Council of the Town of Gig Harbor, Washington, at a regular meeting thereof and approved by the Mayor this 12th day of January, 1981.


Ruth M. Bogue _____ Mayor

ATTEST:


Donald J. Avery _____ Clerk

ORDINANCE NO. 363

AN ORDINANCE OF THE TOWN OF GIG HARBOR, WASHINGTON ADOPTING FOR SAID TOWN THE CLASSIFICATION OF NONCHARTER CODE CITY, WITHOUT REORGANIZATION, TO BE GOVERNED BY THE PROVISIONS OF CHAPTER 35A.12 OF THE REVISED CODE OF WASHINGTON UNDER THE MAYOR-COUNCIL PLAN OF GOVERNMENT FOR THE TOWN OF GIG HARBOR.

WHEREAS, the Town Council of the Town of Gig Harbor, by Resolution No. 153, passed on the 13th day of October, 1980, declared its resolution to adopt for the Town of Gig Harbor the classification of noncharter code city, retaining the mayor-council plan of government under which the Town is presently operating, pursuant to Chapter 35A.02 of the Revised Code of Washington; and

WHEREAS, said Resolution No. 153 was duly published in time and manner provided by law and more than 90 days has expired from, but excluding, the date of first publication of said Resolution No. 153, and no referendum petition has been filed as prescribed by said Chapter of the Revised Code of Washington as determined by Section 35A.29.170 of the Revised Code of Washington; and

WHEREAS, the Town Council now desires to effectuate the intent expressed in said Resolution No. 153 by enacting an ordinance adopting for said City the classification of noncharter code city in the manner provided hereinafter; now therefore,

THE TOWN COUNCIL OF THE TOWN OF GIG HARBOR, WASHINGTON DO ORDAIN AS FOLLOWS:

SECTION 1: Adoption of Optional Municipal Code. There is hereby adopted for the Town of Gig Harbor, Washington, the Classification of Noncharter Code City, retaining the mayor-council plan of government under which the Town of Gig Harbor is presently operated, as provided in Chapter 35A.12 of the Revised Code of Washington, endowed with all the applicable rights, powers, and privileges of a Noncharter Code City as the same now exists, or may be provided hereafter, including any and all supplements, amendments, or other modifications of said Title hereafter at any time enacted.

SECTION 2: Effective Date. The Town Clerk is hereby authorized and directed to forward to the Secretary of State a certified copy of this ordinance for filing pursuant to Section 35A.02.040, as amended, of the Revised Code of Washington on the effective date of this ordinance and upon which filing the Town of Gig Harbor shall thereafter be classified as a Noncharter Code City as herein provided.

SECTION 3: Existing Town Laws and Regulations. All ordinances, Resolutions, and orders adopted under the fourth class town classification, where not in conflict with the state law, shall continue in force and effect until repealed or amended by the Town Council under the newly adopted Optional Municipal Code classification of Noncharter Code City under the mayor-council form of government.

SECTION 4: This ordinance shall be in full force and effect five (5) days after its passage, approval and publication.

PASSED this 9 day of Feb, 1981, and signed in authentication of its passage this 10 day of Feb, 1981.

Ruth M. Bogue
Ruth M. Bogue Mayor

ATTEST:

Donald J. Avery
Donald J. Avery Clerk

ORDINANCE NO. 364

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN
THE TOWN OF GIG HARBOR CERTAIN UNINCORPORATED
TERRITORY LYING CONTIGUOUS TO THE TOWN OF GIG HARBOR

BE IT ORDAINED by the Town Council of the Town of Gig Harbor
THAT, WHEREAS, it has been determined that the best interests
and general welfare of the Town of Gig Harbor would be served
by the annexation of the following described property:

Beginning at the center of Section 17, Township 21
North, Range 2 East, W.M., thence N 88 Deg 57'40" E
along the centerline of 56th Street NW for 1294.32
feet to the true point of beginning, thence N 01 Deg
02'20" W for 30 feet; thence N 88 Deg 57'40" E for
360.38 feet to the westerly margin of the Reid Road
right-of-way; thence S 01 Deg 02'20" E for 60 feet;
thence S 88 Deg 57'40" W for 360.38 feet; thence N
01 Deg 02'20" W for 30 feet to the true point of
beginning.

The property is located outside the town limits of the Town of
Gig Harbor.

WHEREAS, Notice of Intention to Annex was filed with the Bound-
ary Review Board of Pierce County, Washington, pursuant to
state law and that said Notice of Intention to Annex was on
file for sixty days with the Pierce County Boundary Review Board
and that the Pierce County Boundary Review Board did not take
jurisdiction for a period of sixty days, and therefore, is pre-
sumed to approve the same, and

WHEREAS, the Town Council on September 22, 1980 fixed Monday,
October 13, 1980 at the hour of 7:00 p.m. in the Town Hall of
the Town of Gig Harbor as the time and place at which all inter-
ested persons should appear and voice their approval or disap-
proval of said annexation of said unincorporated territory, and


WHEREAS, notice of said hearing was given as provided by law by
publication thereof, and

WHEREAS, at said hearing no one objected to said annexation,

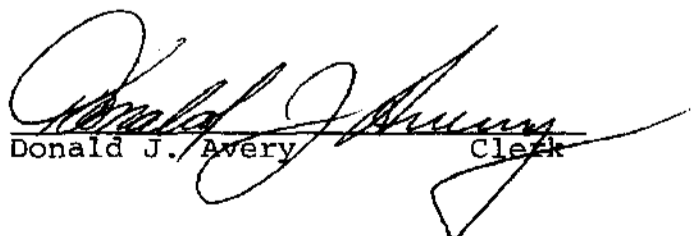
NOW, THEREFORE, BE IT FURTHER ORDAINED by the Town Council of
the Town of Gig Harbor be and the same is hereby annexed into
and incorporated within the Town of Gig Harbor.

This ordinance shall become effective upon its passage and pub-
lication as provided by law.

PASSED this 9 day of Feb, 1981.


Ruth M. Bogue Mayor

ATTEST:


Donald J. Avery Clerk

ORDINANCE NO. 365

AN ORDINANCE TO AMEND CHAPTER 17.08 OF THE GIG HARBOR MUNICIPAL CODE BY THE ADDITION OF SECTION 17.08.073 MOBILE HOMES-TEMPORARY USES.

WHEREAS, it has been recommended to the Gig Harbor City Council that Chapter 17.08 of the Municipal Code be amended by the addition of Section 17.08.073; and

WHEREAS, it has been determined by the Gig Harbor City Council that it is in the best interests of the City of Gig Harbor to amend Chapter 17.08 of the Municipal Code by the addition of Section 17.08.073;

NOW, THEREFORE, BE IT ORDAINED by the Gig Harbor City Council that Chapter 17.08 of the Municipal Code be amended by the addition of Section 17.08.073. Section 17.08.073 shall read as follows:

17.08.073 Mobile Homes-Temporary Uses for. (a) Applicants who are in the process of building a dwelling may apply for a temporary permit, which shall be subject to renewal, to locate a mobile home on the building lot during the course of construction of the dwelling. Such permit shall not be issued until after a building permit (for the building) has been obtained. (b) Mobile homes may be used as caretaker's quarters at various job sites, i.e., construction projects, gravel pits and/or dumping operations which are controlled by other permits of limited time duration. All other types of caretaker quarters must meet the requirements for dwellings.

Mobile homes used for temporary uses must have an approval on sewage disposal system, water supply, and electrical connection.

A temporary use permit may be issued by the Planning/Building Department for a period not to exceed one year; provided, the department, for good cause shown, may renew the permit for an additional six-month period, at which time the temporary use (mobile home) and all appurtenances thereto shall be removed from the property.

As a condition to the issuance of a temporary permit under the provisions of this section, the owner shall deposit in trust with the CITY OF GIG HARBOR, in cash or its equivalent, the amount of FIVE HUNDRED DOLLARS (\$500.00), to be deposited in a special fund hereby created by this ordinance and identified as the "Mobile Home Deposit Fund", and shall enter into an agreement with the CITY OF GIG HARBOR. Such agreement shall provide, at a minimum, as follows:

- A. The applicant agrees to pay to the CITY all fees, costs, and/or expenses, legal or otherwise, which the CITY may incur in causing the removal of the mobile home, and all its appurtenances left in place beyond the time period approved by the CITY or used or installed in violation of the ordinances of the CITY; and furthermore,
- B. The applicant agrees that all such fees, costs and/or expenses incurred by the CITY shall be deducted from said FIVE HUNDRED DOLLAR (\$500.00) deposit; and furthermore,
- C. The applicant agrees to pay to the CITY such fees, costs, and/or expenses incurred by the CITY which are in excess of said FIVE HUNDRED DOLLAR (\$500.00) deposit; and furthermore,

- D. The CITY agrees to refund said FIVE HUNDRED DOLLAR (\$500.00) deposit at the time of expiration of the permit, in total, provided the CITY does not incur such fees, costs, and/or expenses, or shall refund the remainder of said deposit after deduction of such fees, costs, and/or expenses; and furthermore,
- E. the CITY agrees to provide to the applicant a complete and accurate accounting of all such fees, costs, and/or expenses, if any, incurred by the CITY.

TEMPORARY PERMIT

A temporary use permit will be issued by the Planning/Building Department. The fee will be fifty dollars and is in addition to all other required permits for electrical, plumbing and sewage disposal systems.


Temporary Hardship - Relief. The Planning/Building Department shall have the authority to temporarily delay the enforcement of the terms of this chapter for a period not to exceed one year. The delay shall follow the 6-month renewal period and be subject to issuance of a permit as herein previously provided. An applicant for such permit shall submit proof that all of the following conditions exist:

- (1) That there are unusual circumstances, temporary in nature, which are applicable to the occupancy of subject property which, when the terms of chapter are strictly applied thereto, cause unnecessary hardship;
- (2) That the delay of enforcement will not be materially detrimental to the public welfare or injurious to the property or improvements in the vicinity in which subject property is located;
- (3) When authorizing delay of enforcement the Planning/Building Department shall impose such conditions including the posting of a cash bond or its equivalent as will assure that the delay of enforcement shall not disturb the compatibility of existing and potential uses within the general area of the proposed use and reasonably assure that nuisance or hazard to life or property shall not develop.

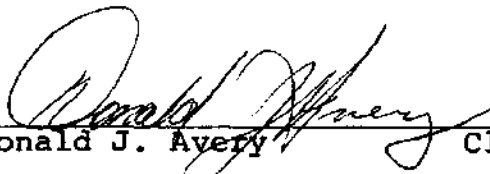
If any of the terms and conditions of the permit are violated, the permit shall become void.

Permits for temporary hardship shall be issued by the Planning/Building Department upon a payment of a fifty dollar permit fee. This is in addition to all other required permits for electrical, plumbing and sewage disposal systems.

PASSED AND APPROVED by the Gig Harbor City Council at a regular meeting held on the 9 day of MARCH, 1981.


Ruth M. Bogue Mayor

Attest:


Donald J. Avery Clerk

ORDINANCE NO. 366

AN ORDINANCE REPLACING ORDINANCE NO. 313 CONCERNING PERSONNEL RECLASSIFICATION AND SALARY POLICY, AND ADOPTING A NEW CLASSIFICATION AND SALARY SCHEDULE POLICY.

WHEREAS, certain salary and position reclassifications are required to adopt a new administrative structure; and,

WHEREAS, such a structure has been recommended to the City Council; and,

WHEREAS, the City Council wishes to adopt the recommended management system,

NOW, THEREFORE, be it ordained as follows:

RECLASSIFICATION OF:

1. The present Clerk-Treasurer/Administrative Assistant to that of Clerk/Director of Administration.
2. Consolidation of all public works and building department functions under the direction of the Public Works Director.
3. Reclassification of the existing Sewer Superintendent position to that of "Sewer Treatment Plant Operator".
4. Reclassification of the present Street and Water Superintendent position to that of "Public Works Supervisor".
5. Reclassification of the existing position of the Director-Planning and Inspection to that of "Planning Director".
6. Adoption of the salary schedule, Exhibit "A".
7. Reclassification of the existing position of Police Chief to that of "Director of Public Safety/Operations".
8. Development and implementation of a personnel program document that sets forth, as a minimum, policy and procedures concerning:
 - (1) employee performance evaluations, and
 - (2) (incentive) salary step-increases.

PASSED by the City Council, City of Gig Harbor, this 27th day of April, 1981.


Ruth M. Bogue, Mayor

ATTEST:


Tim Johnston, Clerk

EXHIBIT "A"

GIG HARBOR SALARY SCHEDULE

<u>Dept.</u>	<u>Job Description</u>	<u>Pay Level</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>4</u>	<u>5</u>
1	03 Public Works Director	36	13.5156 28,112.36	14.1914 29,518.01	14.9009 30,993.87	15.6459 32,543.56	16.428 34,170.2
2	03 Public Works Supervisor	31	10.5898 22,026.69	11.1194 23,128.16	11.6753 24,284.56	12.2591 25,498.86	12.872 26,773.7
3	03 Sewage Treatment Plant Operator	31	10.5898 22,026.69	11.1194 23,128.16	11.6753 24,284.56	12.2591 25,498.86	12.872 26,773.7
4	02 Planning Director	32	11.1194 23,128.16	11.6753 24,284.56	12.2591 25,498.86	12.8720 26,773.72	13.515 28,112.3
5	02 Clerk/Director of Administration.	38	14.9009 30,993.87	15.6459 32,543.56	16.4282 34,170.29	17.2494 35,878.80	18.111 37,672.7
6	04 Director of Public Safety/Operations	37	14.1914 29,518.01	14.9009 30,993.87	15.5459 32,543.56	16.4282 34,170.29	17.249 35,878.8

ORDINANCE NO. 367

AN ORDINANCE amending the 1981 City of Gig Harbor Budget to reflect changes in salary allocations resulting in a recently adopted new administration system.

WHEREAS, it has been determined by Ordinance 336 that certain administrative adjustments should be made to the City personnel organization; and,

WHEREAS, it has also been determined by the City Council that said adjustments are in the best interests of the City of Gig Harbor;

NOW, THEREFORE, BE IT ORDAINED by the City Council that the 1981 Budget be amended as follows:


Section 517.00. Salaries and benefits of the Planning Department Budget be decreased by \$20,100.00 from \$56,400.00 to \$36,300.00.

Section 513.10. Salaries and benefits of General Government Budget be increased by \$20,100.00 from \$84,950.00 to \$105,050.00.

PASSED by the Gig Harbor City Council this 11th day of May 1981.


Ruth McEwen Mayor

ATTEST:


Tim Johnston Clerk

ORDINANCE NO. 368

AN ORDINANCE ESTABLISHING HOOKUP CHARGES FOR THE CITY OF GIG HARBOR WATER SYSTEM.

WHEREAS, it has been recommended to the Gig Harbor City Council that a hookup charge is necessary to assure funding to build adequate storage capacities to handle new hookups, and

WHEREAS, it has also been determined by the Gig Harbor City Council that hookup charges are in the best interests of the health, safety and welfare of the citizens of the City of Gig Harbor,

NOW, THEREFORE, BE IT ORDAINED by the Gig Harbor City Council that Ordinance No. 368 be, and is hereby, adopted as follows and shall be codified in Section 13.04 of the Municipal Code.

CLASSIFICATION OF USES:

Class 1 - Single and multiple family residences	\$ 800.00 per living unit
Class 2 - Motels and hotels	
Each residence office	800.00
Each rental unit	400.00
Class 3 - Churches	800.00 plus .40¢ per sq. ft. over 1,000 sq. ft.
Class 4 - Nursing, rest, convalescent or other live in establishments	1,600.00 plus 150.00 per bed
Class 5 - Bowling alleys	1,600.00 first 8 lanes plus 150.00 per lane. Any add'l facilities within the building to be charged separately according to use.
Class 6 - Restaurants, cafes, taverns, bakeries and pizza parlors	1,600.00 plus 80.00 per seat for the legal max. capacity.
Class 7 - Shopping centers, supermarkets, department stores, stores, shops and offices	800.00 first 1,000 sq. ft. plus .40¢ per sq. ft. over 1,000.
Class 8 - Beauty parlors & barber shops	1,600.00 first 6 working spaces plus 150.00 each additional space.
Class 9 - Laundries and Laundromats.	40.00 per pound of washing-machine capacity.
Class 10- Schools, public and private plus pre and grade per student and paid employee	1,800.00 40.00
Middle, high and beyond per student and paid employee	50.00

Class 11 - Service Stations

\$2,400.00 for two or less islands of pumps.

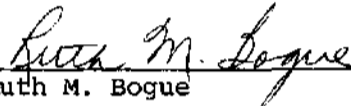
800.00 for each add'l island of pumps.

Any business other than fuel and vehicle service to be charged under its own category.

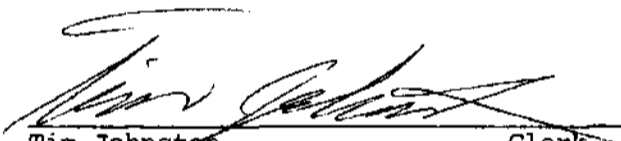
Any remodel and/or use change shall pay the difference between the new use and/or size of the previous use and/or size. No refund will be allowed for use and/or size reduction.

Water hookups outside of the City limits shall be charged at 1.5 times the in City rate.

PASSED by the City Council of the City of Gig Harbor, Washington, at a regular meeting thereof and approved by the Mayor this 11th day of May, 1981.


Ruth M. Bogue Mayor

ATTEST:

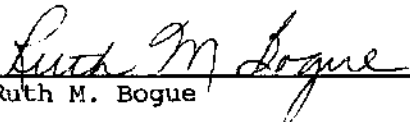

Tim Johnsten Clerk

ORDINANCE NO. 369


AN ORDINANCE OF THE CITY OF GIG HARBOR DELETING ORDINANCE NUMBERS 195 AND 196, AND ESTABLISHING RULES AND REGULATIONS FOR WATER SERVICE, PROVIDING PENALTIES FOR VIOLATIONS OF SAME, PROVIDING FOR METERING OF SERVICES, ESTABLISHING MAIN EXTENSION POLICY.

This Ordinance is a consolidation of two existing ordinances and makes no new rules or regulations. A full copy for public reading is available at the Gig Harbor City Hall 3105 Judson Street.

PASSED by the City Council of the City of Gig Harbor, Washington, at a regular meeting thereof and approved by the Mayor this 11th day of May, 1981.


Ruth M. Bogue Mayor

ATTEST:


Tim Johnston Clerk

AN ORDINANCE OF THE CITY OF GIG HARBOR DELETING ORDINANCE NUMBERS 195 AND 196, AND ESTABLISHING RULES AND REGULATIONS FOR WATER SERVICE, PROVIDING PENALTIES FOR VIOLATIONS OF SAME, PROVIDING FOR METERING OF SERVICES, ESTABLISHING MAIN EXTENSION POLICY.

WHEREAS, the City of Gig Harbor has a need of a rate structure, hookup charge, connection charge, rules and regulations and other requirements governing the use of such water system and the water utility of the City;

NOW, THEREFORE, The City Council of the City of Gig Harbor, Washington, does ordain, as follows:

Section 1. Definitions: The following words used in this ordinance shall have the following meaning except when a different meaning is clearly intended:

(a) Clerk. Clerk shall mean the City Clerk of the City of Gig Harbor.

(b) City. City shall mean the City of Gig Harbor, Washington.

(c) Council. Council shall mean the duly elected City Council of the City.

(d) Superintendent. Superintendent shall mean the water superintendent appointed by the Mayor of the City to perform the tasks listed in this ordinance.

(e) Shall/May. Shall is mandatory. May is permissive.

(f) Building and/or Residence. Building and/or Residence shall mean any structure which is designed for human occupancy and has one or more sinks and/or showers, and/or bathing facilities, and/or laundry facilities, and/or toilets, or which receives water from the City.

(g) Connection Charges. Connection Charges shall mean the charges imposed by the City for connecting any water service line to a public water main of the City.

(h) Multiple Residence Building. Multiple Residence Building shall mean a dwelling containing more than one family and having a kitchen and a bath for each family.

(i) Public Water Main. Public Water Main of the City shall mean any portion of the water mains or lines owned or operated by the City.

(j) Water Connection Permit. Water Connection Permit shall mean the permit issued by the City to allow the connection of a water service line to a public water main.

(k) Water Service. Water Service shall mean the furnishing of water through the public water mains to customers connected with water service lines.

(l) Water Service Lines. Water Service Lines are lines connected to the public water mains through a water meter serving water to property. Such water service lines from the meter to the property, building or structure being served shall not be the property of the City.

(m) Water Service Rates. Water Service Rates shall mean the monthly charges imposed by the City for the use or consumption of water from the municipal water utility of the City.

(n) Hookup Charge. Hookup Charge shall mean a charge established by ordinance to offset the cost of constructing or paying for already constructed additional storage as the need arises to keep up with the needs of new connections.

Section 2. Exercise of police power. This ordinance is declared to be an exercise of the police power of the state and the City

to promote the public health, safety, and welfare of the residents and property owners of the City and to protect the water system of the City, and its provisions shall be liberally construed for the accomplishment of that purpose.

Section 3. Application required, Connections. Any person desiring to have premises connected with the water supply system of the City shall make application at the office of the City Clerk on the printed forms furnished for that purpose. Every such application shall be made by the owner of the property to be furnished or by his authorized agent. The applicant must state fully the purposes for which the water may be required. Applicant must agree to conform to the regulations and rules concerning the use of water as they may be established from time to time and further agree that the City shall have the right at any time, without notice, to shut off the water supply for repairs, extensions, non-payment of rates and charges, or for any other reason, and that the City shall not be responsible for any damage, caused by the breaking, bursting or collapsing of any boiler, pipes or fixtures, or by the stoppage or interruption of the water supply, or any damage whatever resulting directly or indirectly from the shutting off of the water.

Section 4. Water Service Applications - Form. Application for the use of water shall be substantially in the following form:

CITY OF GIG HARBOR
WATER SERVICE APPLICATION

DATE

"Application is hereby made by the undersigned property owner for all water service required or used for any purpose at, in, or near Gig Harbor, Washington, for which I agree to pay in advance and in accordance with existing ordinance and regulations of the City, the following estimated charges, the exact charges will be determined and payable immediately upon completion of the installation:

Engineering Fees
Water Main Extension
Fire Hydrant Installation
Street Repair
Tap-In Charges
Water Service
Connection Charge
(Metering Charges)
Total

I further agree that all rates and charges for water service to the above property shall be paid in accordance with the now-existing ordinances and regulations of the City, or any ordinances and regulations passed hereafter.

"I understand that the City will use all reasonable effort to maintain uninterrupted service, but reserves the right to shut off the water at any time without notice for repairs, expansions, nonpayment of rates or any other reason and assumes no liability for any damage as a result of interruption of service from any cause whatsoever."

Owner
Address

After the applicant has paid the proper fees and a deposit to cover all estimated hookup charges, and having filled out and filed the water service application, the Superintendent shall cause the proper taps, valves and meters to be installed to bring the water service to that person's property at such location as the applicant shall designate, subject to Section 5.

Section 5. Regulations pertaining to new service or re-installed services. All new water service connections and all water service connections and all water service which is re-installed or reconnected after disconnection shall be subject to the following requirements:

- (a) Tap size determination. The Superintendent may determine the size of tap to be inserted into any water main and the size of service pipe under any application or permit, provided that no service shall be less than 3/4" in diameter.
- (b) Service pipe installation/City control. When a permit has been obtained for the installation of water, the Superintendent, if there is a City water main abutting the property, shall cause to be installed a service pipe from the main to the property line, including a stop cock, meter and meter box, which connections thereafter shall be maintained by and kept within the exclusive control of the City.

The council may, at its discretion, order the extension or renewal of mains by the use of local improvement districts or utility local improvement districts as provided by law, and the water department may pay the same, whatever part is deemed equitable, as determined by the council.

Section 6. Meters required, supplied. At the time each premises is connected to the water system of the City, or, if already connected, within 2 months of the effective date of this ordinance, there shall be installed by the City a meter or meters of the type approved and supplied by the Superintendent at the point or points of intake of the water supply for that premises approved by the Superintendent.

Meters required to be installed shall be of a uniform type and shall be acquired by the City from the suppliers thereof. Such meters shall be installed by the City, and the ownership of such meters shall remain in the City. The City will perform the ordinary and usual maintenance on such meters and may replace them from time to time. The property owner shall be responsible for the replacement or repair cost of the meter in the event it is destroyed or damaged beyond normal wear and tear by any cause other than the fault of the City. The City shall bill the cost of any such repair or replacement to the property owner and, if it shall not be paid, the unpaid charge or cost shall be certified and filed as a lien in the manner provided by law or otherwise collected as other water charges in the manner provided by law and ordinance.

The installation of the meter shall be done under the supervision of the Superintendent or his representative at a location approved by him.

The Superintendent or his representative shall have access at all reasonable hours to the meters so installed for the purpose of inspecting, maintaining, repairing, replacing and reading them.

No building or structure shall be furnished water service after June 19, 1974, unless each such building or structure has a meter installed pursuant to this section.

Section 7. Water Rate Charges. The rates for water service charges, hookup charges, meter and new installation shall be designated by separate ordinances to be enacted by the council specifically for this purpose.

Section 8. Prohibited acts.

- (a) Supplying water to additional families. It shall be unlawful for any person whose premises are supplied with water to furnish water to additional families or premises unless he first makes application in writing to do so, in the same manner as an original application for the installation of water service. The approval of the council

shall be mandatory before water shall be so supplied indirectly to any person or premise.

- (b) Littering or swimming in reservoir. It shall be unlawful for any person to bathe in or throw any substance into any reservoir or storage area, or place any foreign substance upon any grounds belonging to, connected with or under the control of the water department of the City.
- (c) Interfering with or damage to water department property. It shall be unlawful for any person, firm or corporation to open, close or interfere with, or attempt to, or connect with any fire hydrant, stop valve or stop cock, belonging to the City water department unless authorized by the Superintendent, but this subsection shall not apply to members of the county fire department while acting in such capacity.

It shall be unlawful for any person unless duly authorized by the Superintendent to disturb, interfere with, or damage any water main, water pipe, machinery, tool, meter, or any other appliances, buildings, improvements, flowers, vines, bushes or trees belonging to, connected with, or under the control of the water department of the City.

- (d) Connections with City mains - Cross Connections. No plumber or other person will be allowed to make connections with the City mains or any fixtures connected therewith without the permission of the Superintendent.

Cross-connections between the water systems of the City and any other source of water supply are prohibited, and it shall be unlawful for any person to make such cross-connection, or permit the same to be made with any premises over which he has the control.

Section 9. Meter Inspecting. When any consumer whose water service is metered makes a complaint that the bill for any past time has been excessive, the water department will, upon request, have such meter re-read and the service inspected for leaks.

Section 10. Miscellaneous.

- (a) Right of entry to read meters. Officers and employees of the City water department shall be entitled at proper hours of the day to enter upon property to which water is supplied hereunder, and it shall be unlawful for any owner or any occupant of the premises supplied with City water to fail, neglect or refuse to give free access to such premises for such purpose.
- (b) Discontinuance of water service. Should the owner of any premises desire to discontinue the use of water supplied any premises, he shall give the City notice in writing and pay in full all outstanding water charges on his account at the office of the Clerk. The water shall then be shut off and upon proper application be turned on again upon the payment of three (\$3.00) dollars. Future water charges shall not cease without the notice herein prescribed.
- (c) Water shutoff for nonpayment of water bills. In the event that any billing for water service or other water charge has not been paid within 15 days of billing, the City Clerk shall send a notice to the property owners which shall read substantially as follows:

Service No. Date Balance
A friendly reminder
5 day final notice that \$ _____ is past due. If you have made payment in full, please accept our thanks and disregard this reminder. Please return this notice with your remittance.

If such water service is shut off, it may be turned on

again by the City after full payment is made for all charges to date, plus penalties, interest and the turn-on charge provided.

- (d) Wasting water. It shall be unlawful for any person to waste water by knowingly or willfully neglecting to repair any breaks, leakage, or other defective equipment or by failure to shut off any tap thereby wasting water on premises within their control. Persons so notified of defective equipment by a representative of the City shall repair same within twenty-four hours. Failure to do so shall be a violation of this ordinance. The City shall have the authority to terminate that person's water service immediately until the leakage or wastage shall be corrected. At reasonable times of the day, the City of Gig Harbor shall have the right for its authorized representative to enter the premises for the purpose of ascertaining whether or not water is being wasted excessively. Failure to grant permission to enter for this determination shall subject that person to have water service suspended.
- (e) Pipe installation - owner's responsibility. The property owners shall at their own expense install all pipes and connections from the stop cock and/or meter placed by the water department to serve their respective premises. All such pipes must be provided with stop and waste cocks protected from frost and accessible to the customer so that such pipes may be drained to prevent damage by freezing and so the water may be shut off; for repairs to service pipes. A charge of three (\$3.00) dollars shall be made where it becomes necessary for any employee of the water department to shut off or turn on water for repair of broken pipes or for installing stop and waste cocks.
- (f) Water pipes maintenance. The water department shall maintain all water pipes upon City owned property up to and including the water meter; provided, that the City shall not be required to renew or replace water mains placed outside the corporate limits of the City. No mains in existence at the time of the annexation of an area to the City shall be renewed or replaced by the City without a resolution of the council to do so. Water mains outside the City or in existence at the time of annexation may be maintained by the water department until such time as the City shall condemn the same.
- In the event a water main is condemned, notice shall be sent to the customers on such main that the main is condemned, and service to those customers will be terminated unless the property owners furnished water through such main replace it with a main meeting specifications of the City within ninety (90) days of such notice, unless an earlier termination is required by the condition of the main. If the Superintendent determines that the property should be served from an alternate City water main, the property owner shall be fully responsible for making that extension according to City specifications.
- (g) Public establishments to be connected to water. To safeguard the health of the inhabitants of the City, all premises in which there is conducted a restaurant, tavern, hotel, motel, auto court, or cabins, rooming house, apartment house, store or other types of establishment catering to the public shall be connected with the water system of the City.
- (h) Town may make regulations in time of water shortage. The City reserves the right in case of shortage of water, or for any other cause, to make any order regulating or forbidding the use of water for irrigation and sprinkling.

- (i) Turning on water after it is shut off. It shall be unlawful for the owner or occupant of the premises to turn on the water, or suffer or cause it to be turned on, after it has been shut off or locked at the curb cock by the City. A charge of three (\$3.00) dollars shall be made to turn the water back on.
- (j) Meter rates - Adjustment of bills. When excessive registration is caused by broken or leaking water service pipes within or abutting upon the premises without the knowledge of the customer, an adjustment shall be made upon written application for one two-month billing period only during the yearly period and after repairs have been made. The basis for adjustment shall be the normal consumption under similar operating conditions.

Section 11. Extensions. Additions, betterments and estension to the existing water system of the City shall be made in accordance with plans submitted by the City engineer and approved by the council.

- (a) The cost of making additions, betterments and extensions to the existing water system shall be paid from such sources and by such means as the council from time to time decides, in accordance with the laws of the State of Washington and the City as the same now exist, or as may hereafter be amended.
- (b) In the discretion of the council, a property owner who has or will install a main estension at his own expense, and who qualifies under the terms of the "Municipal Water and Sewer Facilities Act", being Chapter 261 of the Laws of 1959 (RCW 35.91), as it may be amended, for reimbursement, may be given a contract in accordance with that chapter, but in no event shall its term of reimbursement exceed 15 years. In the event the City agrees to enter into such a contract, the person to whom such contract is granted shall pay to the City the City's out-of-pocket legal, administrative and engineering expense incurred in framing such contract.

Section 12. Non-Liabilities of City - Water shutoff.

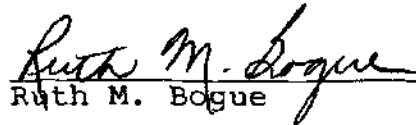
- (a) Fire protection - Non-Liability of City. The City shall not be liable or responsible for any losses by fire by reason of any lack of supply of water or water pressure at the time of fire alarms or at any other time.
- (b) Damage to pipes or property. The City shall not be responsible for any damage that might be caused by freezing, leaking or broken pipes.

The City shall not be responsible for any damage caused by the breaking, bursting or collapsing of any boilers, pipes, fixtures, or water heating appliance caused by the stoppage or interruption of the water supply, or any damage whatever resulting directly or indirectly from the shutting off or interruption of water or pressure increase. Every person using water shall be responsible to see that the proper safety valves and/or regulators are placed on the plumbing on his or her premises in such a way as to provide protection for his or her plumbing devices and property from over or under pressure.

- (c) Water shutoff. The City reserves the right to shut off the water from the mains at any time without notice for repairs, extensions or other necessary purposes, without liability for damage, and persons having boilers, hot water heating apparatus and any appliance or thing supplied by direct pressure from the main are hereby cautioned against danger.

Section 13. Any person found guilty of violating any provision of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction, shall be punished by a fine in a sum not exceeding \$500.00, or by imprisonment for a period not in excess of thirty (30) days, or by both such fine and imprisonment.

PASSED by the City Council of the City of Gig Harbor and APPROVED by the Mayor at a regular open public meeting thereof this 11 day of May, 1981.


Ruth M. Bogue Mayor

ATTEST:

Tim Johnston
Clerk

ORDINANCE NO. 370

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE CITY OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE CITY OF GIG HARBOR.

BE IT ORDAINED by the City Council of the City of Gig Harbor, THAT, WHEREAS, it has been determined that the best interest and general welfare of the City of Gig Harbor would be served by the annexation of the following described property:

The south 149 feet of the north 430 feet of the following:

Beginning at the southwest corner of Government Lot 5 in Section 8, Township 21 North, Range 2 East, W.M.; thence east 20 rods; thence north 40 rods; thence west 20 rods; thence south 40 rods to the point of beginning.

The property is located outside the City limits of the City of Gig Harbor.

WHEREAS, Notice of Intention to Annex was filed with the Boundary Review Board of Pierce County, Washington, pursuant to State law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that the Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days, and therefore is presumed to approve the same, and;

WHEREAS, the City Council on November 24, 1980 fixed Monday, December 8, 1980 and January 12, 1981 at the hour of 7:00 p.m. in the City Hall of the City of Gig Harbor as the times and place at which all interested persons should appear and voice their approval or disapproval of the determination of zone prior to annexation of said unincorporated territory and also fixed January 12, 1981 at a time immediately following the determination of zone prior to annexation hearing as the time at which all interested persons should appear and voice their approval or disapproval of said annexation of said unincorporated territory, and;


WHEREAS, notice of said hearings was given as provided by law by publication thereof, and;

WHEREAS, at said hearings no one objected to the R-2 zoning or said annexation,

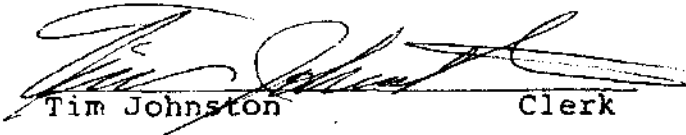
NOW, THEREFORE, BE IT FURTHER ORDAINED by the City Council of the City of Gig Harbor be and the same is hereby zoned R-2 and annexed into and incorporated within the City of Gig Harbor.

This ordinance shall become effective upon its passage and publication as provided by law.

PASSED this 11th day of May, 1981.


Ruth M. Bogue Mayor

ATTEST:


Tim Johnston Clerk

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR PROVIDING FOR THE CREATION OF THE OFFICE OF PRO-TEMPORE MAYOR.

WHEREAS, Section 35A.12.065 of the Washington Optional Municipal Code provides for the election of a Pro-Tempore Mayor, and

WHEREAS, the Gig Harbor City Council elected a Pro-Tempore Mayor at a regularly scheduled Council meeting May 26, 1981, and

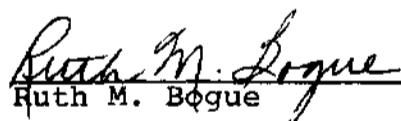
WHEREAS, the Gig Harbor City Council elects to create an ordinance specifying the duties of a Mayor Pro-Tempore, and

WHEREAS, the Health, Safety, and Welfare of the community is better served by the provision for executive continuity in the Mayor's office,

NOW, THEREFORE, the City Council of the City of Gig Harbor do ordain as follows:

Section I: Mayor Pro Tempore. At the second regular meeting in January of each year, the members of the City Council shall elect from their number a mayor pro tempore who shall hold office at the pleasure of the council, and in case of the absence of the mayor, perform the duties of mayor except that he shall not have the power to appoint or remove any officer or to veto any ordinance. This requirement is in addition to that of RCW 35.24.190.

PASSED this 13th day of July, 1981.


Ruth M. Bogue Mayor

ATTEST:


Tim Johnston Clerk

AN ORDINANCE TO ESTABLISH AN AGENCY FUND


WHEREAS, the Washington State Auditor requires the establishment of an Agency Fund to account for disposal of certain funds where the City of Gig Harbor is acting as an agent for another governmental body (i.e. Washington State); and,

WHEREAS, the City of Gig Harbor does process funds designated as "Agency Funds" by the Budgeting, Accounting, Reporting System (BARS) developed by the Washington State Auditor's Office, (Code 650-699).

NOW; THEREFORE, the City Council of the City of Gig Harbor does ordain in accordance with the authority granted to the office of the State Auditor by RCW 43.09.200 and 43.09.230, as follows:

SECTION 1: Agency Fund. There is created in the treasury of the City of Gig Harbor, a special fund to be known and designated as "Agency Fund." Said special fund is created for the purpose of dispersal of funds designated as "Agency Funds" by the Washington State Auditor's Office, (Code 650-699) BARS Manual for counties and cities authorized by RCW 43.09.200 and 43.09.230.

Passed this 13th day of July, 1981, and signed in authentication of its passage this 13th day of July, 1981.


Ruth M. Bogue Mayor

ATTEST:


Tim Johnston Clerk

ORDINANCE NO. 373

AN ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF LOCAL IMPROVEMENT DISTRICT NO. 3 WARRANTS AND FOR THE DISPOSITION OF THE PROCEEDS OF THEIR SALE, AND APPROVING THE PROPOSAL OF Puget Sound National TO PURCHASE SUCH WARRANTS. Bank

WHEREAS, the City Council of the City of Gig Harbor, Washington (the "City") by Ordinance No. 351 created Local Improvement District No. 3 (the "District"), created a special fund of the District (the "LID Fund") and authorized the issuance of local improvement district bonds to pay the cost of improvements in the District and expenses incidental thereto; and

WHEREAS, RCW 35.45.130 provides that warrants to provide interim financing for such costs and expenses payable out of the LID Fund may be authorized by ordinance of the City Council; and

WHEREAS, in order to provide interim financing for a portion of such cost and expenses, it is deemed necessary and desirable to issue warrants in an aggregate principal amount not in excess of the costs and expenses of the District incurred prior to confirmation of the assessment roll of the District and to approve the sale of said warrants to Puget Sound National on the terms set forth in the proposal of said Bank and in this ordinance; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, as follows:

Section 1. As used in this ordinance the following words shall have the following meanings:

- (a) "City" means the City of Gig Harbor, Washington.

(b) "Council" means the City Council of the City.

(c) "District" means Local Improvement District No. 3 of the City.

(d) "Improvements" means the improvements to be made within the District as described in Section 1 of Ordinance No. 351 of the City.

(e) "LID Fund" means the Local Improvement Fund District No. 3 created by Ordinance No. 351 of the City.

(f) "Warrants" means the warrants issued pursuant to and for the purposes provided in this ordinance.

Section 2. Pending the issuance of local improvement district bonds, the City shall, for the purpose of meeting any and all costs and expenses of making the improvements incurred prior to confirmation of the assessment roll of the District and for which funds are not otherwise available, as the same are installed prior to the sale of the bonds, issue interim warrants against the LID Fund bearing interest at the rate of 12 1/2 % per annum, or such other rate as may hereafter be fixed by ordinance. Interim warrants, together with the interest due thereon to the date of delivery of the bonds, shall be redeemed and retired from the proceeds of the sale of local improvement district bonds or prepayments of assessments. Interim warrants issued pursuant to this ordinance shall

(a) be in an aggregate principal amount not in excess of the cost and expense of the improvements incurred prior to the confirmation of the assessment roll of the District;

(b) be subject to redemption prior to maturity at the option of the City, at par plus accrued interest to the date of redemption;

(c) be issued only if there is on file in the office of the City Director of Administration (i) copies of invoices for costs and expenses of the Improvements aggregating an amount at least equal to the amount of the warrant to be issued plus the amount of previously issued interim warrants and (ii) a certificate or certificates of the City Engineer that such invoices are for costs and expenses incurred prior to confirmation of the assessment roll and properly allocable to Local Improvement District No. 3 and for work performed or materials received as of the date of such certificate;

(d) be executed by the Mayor, attested by the City Director of Finance and Administration and have impressed thereon the corporate seal of the City.

Both principal of and interest on the Warrants shall be payable in lawful money of the United States of America at the office of the Director of Finance and Administration of the City in Gig Harbor, Washington and shall be obligations only of the LID Fund.

Section 3. Both the principal of and interest on the Warrants are payable solely from the proceeds of Local Improvement District No. 3 Bonds to be issued by the City, or from assessments and interest thereon levied in Local Improvement District No. 3 to pay the total cost and expenses of the Improvements therein. The City hereby covenants with the payee of the Warrants that it will issue bonds of Local Improvement District No. 3 in an amount sufficient, with any prepayments of assessments, to pay the principal of and interest on the Warrants, and will thereupon redeem the Warrants. The Warrants are not a general obligation of the City and are not payable otherwise than as stated herein.

Notice of such intended redemption shall be given in writing to the original purchaser of the Warrant or Warrants to be redeemed at least four business days in advance of the scheduled time of such intended redemption. Interest on any Warrant so redeemed shall cease on such redemption date unless the Warrant is not redeemed upon presentation made pursuant to such call.

Section 4. The proceeds of the local improvement district bonds to be issued for the Improvements shall be paid into the LID Fund and shall be applied to the extent necessary (together with other available funds) to pay and redeem the Warrants.

Section 5. The Warrants shall be in substantially the following form:

UNITED STATES OF AMERICA

NO. _____ \$ _____

STATE OF WASHINGTON

CITY OF GIG HARBOR, WASHINGTON

INTERIM WARRANT

LOCAL IMPROVEMENT DISTRICT NO. ____

The City of Gig Harbor, Washington (the "City"), a municipal corporation of the State of Washington, acknowledges itself to owe and for value received promises to pay to bearer the principal amount of

_____ DOLLARS

together with interest thereon at the rate of _____% per annum from the date hereof until paid, payable on the date of redemption.

This warrant is subject to redemption prior to maturity at the option of the City at par plus accrued interest to the date of redemption.

Both principal and interest are payable solely from the proceeds of Local Improvement District No. 3 Bonds to be issued by the City, or from assessments and interest thereon levied in Local

Improvement District No. 3 to pay the total cost and expenses of the improvements therein. The City hereby covenants with the payee of this warrant that it will issue bonds of Local Improvement District No. 3 in an amount sufficient, with any prepayments of assessments, to pay the principal of and interest on this warrant and all other interim warrants of Local Improvement District No. 3 and will thereupon redeem this warrant. This warrant is not a general obligation of the City and is not payable otherwise than as stated herein.

It is hereby certified and declared that this warrant is issued pursuant to and in strict compliance with the Constitution and laws of the State of Washington and duly adopted ordinances of the City, and that all acts, conditions and things required to have happened, been done and performed precedent to and in the issuance hereof have happened, been done, and performed.

IN WITNESS WHEREOF, the City of Gig Harbor, Washington, has caused this warrant to be executed in its name by its Mayor, to be attested by its City Director of Administration and Finance and the corporate seal of the City to be impressed hereon as of this 13th day of July, 1981.

(SEAL)

CITY OF GIG HARBOR, WASHINGTON

By Ruth M. Logue
Mayor

ATTEST:

[Signature]
Director of Administration & Finance

Section 6. The appropriate City officials are hereby authorized and directed to do everything necessary for the issuance and sale of the Warrants and the application of the proceeds of the sale thereof.

Section 7. The sale of the Warrants, from time to time, to _____ at a price of par, pursuant to their proposal to purchase said Warrants on the terms set forth herein, is hereby approved and confirmed.

Section 8. This ordinance shall become effective five days from and after its publication in the manner required by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, this 13th day of July, 19 81.

CITY OF GIG HARBOR, WASHINGTON

By Ruth M. Doque
Mayor

ATTEST:

[Signature]
Director of Administration and Finance

PUBLIC NOTICE

ORDINANCE NO. 374

AN ORDINANCE OF THE CITY OF GIG HARBOR DELETING ORDINANCES NO. 2, 2A, 2C, 184, 210, AND CREATING A NEW ORDINANCE RELATING TO THE LICENSING, REGULATING, AND OPERATION OF AMUSEMENT DEVICES WITHIN THE CITY WITH PROVISION FOR PENALTIES FOR THE VIOLATION HEREOF.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, this 22nd day of June, 1981.



Ruth M. Bogue Mayor

ATTEST:



Tim Johnston Clerk

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE CITY OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE CITY OF GIG HARBOR.

BE IT ORDAINED by the City Council of the City of Gig Harbor, THAT, WHEREAS, it has been determined that the best interest and general welfare of the City of Gig Harbor would be served by the annexation of the following described property:

That portion of Southeast quarter of Southeast quarter of Section 6, Township 21 North, Range 2 East of W.M., described as follows:

Beginning at the Northwest corner thereof, thence east 633.4 feet to the Northeast corner; thence south 660 feet to the southeast corner; thence 633.4 feet west to the southwestern corner; thence North 660 feet to place of beginning in Pierce County, Washington.
EXCEPT the North 660 feet of the West 330 feet thereof.

The property is located outside the City limits of the City of Gig Harbor.

WHEREAS, Notice of Intention to Annex was filed with the Boundary Review Board of Pierce County, Washington, pursuant to State law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that the Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days, and therefore is presumed to approve the same, and;

WHEREAS, the City Council on February 9, 1981 fixed Monday February 23, 1981 at the hour of 7:00 p.m. in the City Hall of the City of Gig Harbor as the time and place at which all interested persons should appear and voice their approval or disapproval of said annexation of said unincorporated territory, and;

WHEREAS, notice of said hearing was given as provided by law by publication thereof, and

WHEREAS, at said hearing no one objected to said annexation,

NOW, THEREFORE, BE IT FURTHER ORDAINED by the City Council of the City of Gig Harbor be and the same is hereby zoned R-1 and annexed into and incorporated within the City of Gig Harbor.

This ordinance shall become effective upon its passage and publication as provided by law.

PASSED this 27th day of July, 1981.

Ruth M. [unclear] Mayor

ATTEST:

Tim Johnston Clerk

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE CITY OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE CITY OF GIG HARBOR.

BE IT ORDAINED by the City Council of the City of Gig Harbor,

THAT, WHEREAS, it has been determined that the best interest and general welfare of the City of Gig Harbor would be served by the annexation of the following described properties:

That portion of Lot 3A in Gig Harbor Abandoned Military Reserve in Sec. 8, Twp 21 N, R 2 E, W.M., lying NE of Tacoma-Lake Cushman power line right-of-way.

EXCEPT roads.

ALSO EXCEPT the S 12 ft thereof.

ALSO EXCEPT that portion thereof condemned in Pierce County Superior Court Cause #205189 for SR 16.

That portion of Lot 8 in Gig Harbor Abandoned Military Reserve in Sec. 8, Twp 21 N, R 2 E, W.M., lying NEly of the Tacoma-Lake Cushman power line right-of-way.

EXCEPT that portion condemned in Pierce County Superior Court Cause #205189 for SR-16.

All that portion of the foll desc tract, containing 0.11 of an acre, more or less, lying easterly of the Ely line of the FR 3 line of SR 16, MP 8.34 to MP 18.87 Narrows Bridge to Olympic Dr., as shown in Vol. 2 of Hwy Plats, p. 26, records of Pierce County, to wit:

Beginning at a point on the S line of Lot 2A of Gig Harbor Abandoned Military Reservation in Sec. 8, TWP 21 N, R 2 E, of the W.M., 383.9 ft. E of the SW corner thereof; th Nly to a point 206.9 Ft. E of the Ely right-of-way line of the Wollochet-Gig Harbor County Road; Th W 206.9 Ft to said Ely right-of-way line; Th SWly along said Ely right of-way to a point W of the point of beg; Th E to the POB. The property is located outside the City limits of the City of Gig Harbor.

WHEREAS, the following adjacent described property:

That portion of the following described premises lying SWly of a line drawn parallel with and 30 ft. SWly, when measured at right angles, from the FR.3 centerline line of SR 16, Narrows Bridge to Olympic Drive: Beg. on the S line of Lot 2A of Gig Harbor Abandoned Military Reserve in Sec. 8, Twp 21 N, R2E, W.M., at a point 383.9 ft E. of the SW cor thereof, said pt being the SE cor of the Baseball Grounds Tract as conveyed by deed recorded Sept. 8, 1909, under Aud. Fee #299098; Th E on said S line 360 Ft, more or less, to a point 530 ft W of the SE corner of Lot 1A of said Gig Harbor Abandoned Military Reserve; Th N parallel with the E line of said Lot 1A, 295.8 ft; Th W parallel with the said S line to a point 206.9 ft E of the Ely line of Wollochet-Gig Harbor County Road, and which point is the NE corner of said Baseball Grounds Tract; th Sly along the E line thereof, 295.8 ft to the POB, in Pierce County, Wash., is located within the City limits of Gig Harbor and was determined by public hearing that B-2 was the appropriate zone.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Gig Harbor that the above properties be zoned B-2 and annexed into and incorporated within the City of Gig Harbor with the following conditions:

1. That a 30 foot dense greenbelt buffer be provided between this property and the Tacoma-Lake Cushman power line right-of-way.

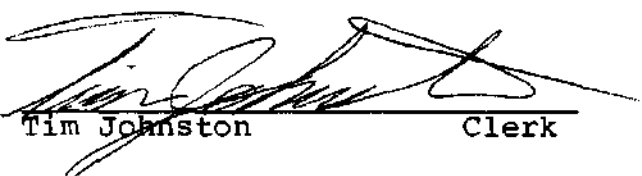
2. That the site cannot be disturbed until site plan approval by the City Council has been granted.
3. That a 10 foot dense greenbelt buffer be provided between this property and Mrs. Simerson's property to the north.

This ordinance shall become effective upon its passage and publication as provided by law.

PASSED this 27th day of July, 1981.


Ruth M. [unclear] Mayor

ATTEST:


Tim Johnston Clerk

AN ORDINANCE OF THE CITY OF GIG HARBOR ADOPTING SECTION 17.07 OF THE MUNICIPAL CODE RELATING TO FLOOD HAZARD REGULATIONS.

The legislature of the State of Washington has in its statues delegated the responsibility to local governmental units to adopt regulations designed to promote the public health, safety and general welfare of its citizenry.

WHEREAS, the flood hazard areas of Gig Harbor are subject to periodic inundation which results in loss of life and property, health and safety hazards, disruption of commerce and governmental services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety and general welfare.

WHEREAS, these flood losses are caused by the cumulative effect of obstruction in areas of special flood hazards which increase flood heights and velocities, and when inadequately anchored, damage uses in other areas. Uses that are inadequately floodproofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

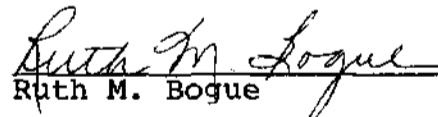
WHEREAS, by adoption of Section 17.07, the flood plain management measures satisfy the requirements of Title 44, Section 60.3(c) "Flood Plain Management Criteria for Flood-Prone Areas". Therefore the City is eligible to participate in the National Flood Insurance Program.

WHEREAS, procedures for enacting Section 17.07 have been duly taken and had in accordance with the provisions of Title 17 of the Gig Harbor Municipal Code.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the City Council of the City of Gig Harbor: that Section 17.07 of the Gig Harbor Municipal Code be enacted.

This ordinance shall become effective upon its passage and publication as provided by law.

PASSED this 24TH day of August, 1981.


Ruth M. Bogue Mayor

ATTEST:


Tim Johnston Clerk

ORDINANCE NO. 378

AN ORDINANCE OF THE CITY OF GIG HARBOR,
WASHINGTON, PROVIDING FOR THE CONSOLIDATION
OF THE SEWER FUND AND THE WATER FUND INTO A
UTILITY FUND.

WHEREAS, for the purpose of efficient bookkeeping and reporting, it is deemed desirable that the sewer fund #402 and the water fund #401 be consolidated into a single utility fund, #401.

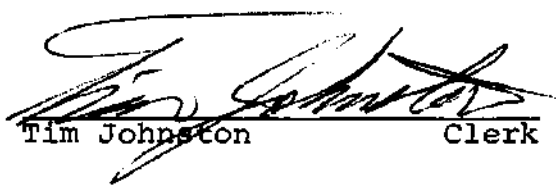
NOW, THEREFORE, the City Council of the City of Gig Harbor do ordain as follows:

There is hereby created a consolidated fund known as the utility fund consisting of the sewer fund and the water fund.

PASSED this 12th day of October, 1981.


Ruth M. Logue Mayor

ATTEST:


Tim Johnston Clerk

ORDINANCE NO. 379

AN ORDINANCE ANNEXING TO AND INCORPORATING WITHIN THE CITY OF GIG HARBOR CERTAIN UNINCORPORATED TERRITORY LYING CONTIGUOUS TO THE CITY OF GIG HARBOR.

BE IT ORDAINED by the City Council of the City of Gig Harbor, THAT, WHEREAS, it has been determined that the best interest and general welfare of the City of Gig Harbor would be served by the annexation of the following described property:

The West 200 feet of the South 134 feet of Government Lot 5 in Section 8, township 21, North, Range 2 East of the Willamette Meridian; EXCEPT the North 16.5 feet of the West 150 feet thereof, ALSO EXCEPT Wickersham County Road, ALSO EXCEPT Hunt County Road.

WHEREAS, Notice of Intention to Annex was filed with the Boundary Review Board of Pierce County, Washington, pursuant to State law and that said Notice of Intention to Annex was on file for sixty days with the Pierce County Boundary Review Board and that the Pierce County Boundary Review Board did not take jurisdiction for a period of sixty days, and therefore is presumed to approve the same, and;

WHEREAS, the City Council on May 26, 1981 fixed Monday, June 8, 1981 and July 13, 1981 at the hour of 7:00 p.m. in the City Hall of the City of Gig Harbor as the times and place at which all interested persons should appear and voice their approval or disapproval of the determination of zone prior to annexation of said unincorporated territory and also fixed July 13, 1981 at a time immediately following the determination of zone prior to annexation hearing as the time at which all interested persons should appear and voice their approval or disapproval of said annexation of said unincorporated territory, and;


WHEREAS, notice of said hearings was given as provided by law by publication thereof, and;

WHEREAS, at said hearings no one objected to the R-2 zoning or said annexation,

NOW THEREFORE, BE IT FURTHER ORDAINED by the City Council of the City of Gig Harbor be and the same is hereby zoned R-2 and annexed into and incorporated within the City of Gig Harbor.

This ordinance shall become effective upon its passage and publication as provided by law.

PASSED this 26th day of October 1981.


Ruth M. Boque Mayor

ATTEST:


Tim Johnston Clerk


ORDINANCE NO. 380

AN ORDINANCE PROVIDING FOR THE OBLIGATION OF
REMAINING 1981 FEDERAL REVENUE SHARING MONEY.

The remaining sum of \$20,370.58 is hereby
obligated to:

Street Operating Expenses	\$11,370.58
Police Communications	<u>\$ 9,000.00</u>
Total Obligation	\$20,370.58

PASSED by the Council of the City of Gig Harbor
in public hearing on November 23, 1981.


Ruth M. Bogue
Mayor

ATTEST:


Jeff Snyder Act. Dir. of Adm.

ORDINANCE NO. 381

AN ORDINANCE PROVIDING FOR THE OBLIGATION OF 1982
FEDERAL REVENUE SHARING MONEY.

The total allocation of \$22,813.00 plus interest
is hereby obligated to:

Street Fund	\$22,813.00 Plus Interest
Total Obligation	<u>\$22,813.00</u> Plus Interest

PASSED by the Council of Gig Harbor in public
hearing on November 23, 1981.



Ruth M. Bogue
Mayor

ATTEST:



Jeff Snider Act. Dir. of Adm.

ORDINANCE NO. 382

AN ORDINANCE OF THE CITY OF GIG HARBOR PROVIDING FOR THE ADOPTION OF THE 1982 BUDGET.

BE IT ORDAINED by the Council for the City of Gig Harbor the 1982 budget, to include a personnel salary schedule, is adopted in summary as follows:


ESTIMATED REVENUE

General Government	\$685,289.00
Street Fund	153,655.00
Arterial Street Fund	32,229.00
Federal Revenue Sharing	22,813.00
Library Reserve	1,750.00
Water Fund	191,260.00
Sewer Fund	294,994.00
Water Bond Redemption	23,950.00
Water Bond Redemption Reserve	17,000.00
Water Construction	3,000.00
Sewer ULID Redemption	501,000.00
Sewer Bond Redemption Reserve	120,000.00
Storm Sewer Construction	2,275.00
G.O. Bond - Fire	5,088.00
G.O. Bond - Sewer	37,688.00
TOTAL ESTIMATED REVENUE	\$2,091,991.00

ESTIMATED EXPENDITURES

General Government	\$685,289.00
Street Fund	153,655.00
Arterial Street Fund	32,229.00
Federal Revenue Sharing	22,813.00
Library Reserve	1,750.00
Water Fund	191,260.00
Sewer Fund	294,994.00
Water Bond Redemption	23,950.00
Water Bond Redemption Reserve	17,000.00
Water Construction	3,000.00
Sewer ULID Redemption	501,000.00
Sewer Bond Redemption Reserve	120,000.00
Storm Sewer Construction	2,275.00
G.O. Bond - Fire	5,088.00
G.O. Bond - Sewer	37,688.00
TOTAL ESTIMATED EXPENDITURES	\$2,091,991.00

PASSED at a regular meeting of the City Council held
on the 14th day of December, 1981.


Ruth M. Bogue Mayor

ATTEST:


Jeff Binger Clerk/Acting

ORDINANCE NO. 383

AN ORDINANCE OF THE CITY OF GIG HARBOR FIXING
THE AMOUNT OF AD VALOREM TAX LEVIES AND EXCESS
LEVIES FOR 1982.

THE COUNCIL OF THE CITY OF GIG HARBOR HEREBY
ENACTS:

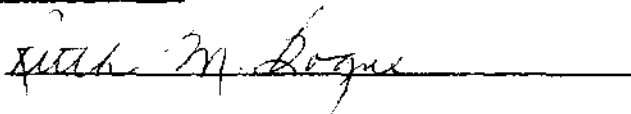
Section 1. That the annual amount of ad valorem tax levies of the City of Gig Harbor for 1982 necessary to raise the amount of estimated revenue be and the same are levied upon real and personal property subject to taxation in the City and upon each dollar of taxable value, approximately \$74,264,739, estimated 100 per cent of appraised value, as follows: \$2.4541 per thousand estimated at \$182,257, and \$.949 per thousand estimated at \$14,475.

Section 2. That the annual amount of ad valorem tax excess levies for 1982 necessary to raise the amount of estimated revenue be and the same are levied upon real and personal property subject to taxation in the City and upon each dollar of taxable value, approximately \$69,819,909, estimated 100 per cent of appraised value, as follows: approximately \$.540 per thousand estimated at \$37,688 and approximately \$.0729 per thousand estimated at \$5,088.

Section 3. This ordinance shall take effect and shall be in full force and effect immediately upon its passage, approval and publication as required by law.

PASSED by the Council of the City of Gig Harbor
this 23rd day of November 1981.

Ruth M. Bogue
Mayor



ATTEST:

Jeff Snider
Act. Dir. of Adm.



ORDINANCE NO. 384

AN ORDINANCE relating to the 1981 Budget: Amending the Budget Summary.

WHEREAS, the City Council finds it necessary to adjust accounts to reflect changes in revenue and expenditure levels;

BE IT ORDAINED, by the City Council that the 1981 Budget Summary is amended as follows:

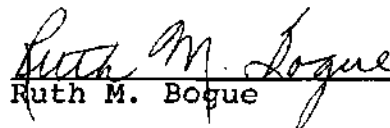
ESTIMATED REVENUE:

Street Fund	((\$122,790.00))	\$192,790.00
Water Debt Service & Improvement	((\$-18,325.00))	\$ 23,285.50
Water Fund	((\$143,210.00))	\$200,000.00
Street LID (Guaranty)	((\$--4,780.00))	<u>\$ 10,000.00</u>
Total Estimated Revenue		\$426,075.50

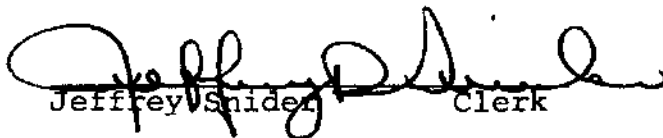
ESTIMATED EXPENDITURES:

Street Fund	((\$122,790.00))	\$192,790.00
Water Debt Service & Improvement	((\$-18,325.00))	23,285.50
Water Fund	((\$143,210.00))	200,000.00
Street LID (Guaranty)	((\$--4,780.00))	<u>10,000.00</u>
Total Estimated Expenditures		\$426,075.50

PASSED by the City Council at a regular meeting on the 14th Day of December, 1981.


Ruth M. Boque Mayor

ATTEST:


Jeffrey Snider Clerk

385

Not Used

