

# **Gig Harbor City Council Meeting**



**July 10, 2000  
7:00 p.m.**

**AGENDA FOR GIG HARBOR CITY COUNCIL MEETING**  
**July 10, 2000 - 7:00 p.m.**

**CALL TO ORDER:**

**CONSENT AGENDA:**

*These consent agenda items are considered routine and may be adopted with one motion as per Gig Harbor Ordinance No. 799.*

1. Approval of the Minutes of City Council Meetings of June 26, 2000.
2. Correspondence / Proclamations:
  - a) Letter from Pete Lancaster regarding Boat-building Project.
  - b) Commission on Children, Youth & Families.
  - c) Eagle Scout - Jonathan Talliariti.
  - d) Letter from Marie Sullivan, Chamber of Commerce.
  - e) Letter from Len McAdams - Lions Club.
  - f) Letter from John & Ellida Lathrop re: Narrows Bridge.
  - g) Dept. of Ecology - Centennial Clean Water Fund.
3. Contract Award - Pavement Marking.
4. Liquor License Renewals: Pinocchio's Emerald Star Harbor Rock Café  
Hunan Gardens Kinza Teriyaki Shorline Steak & Seafood  
Spiro's Bella Notte Pizza The Keeping Room
5. Approval of Payroll for the month of June in the amount of \$289,066.63.

**OLD BUSINESS:**

1. Second Reading of Ordinance - Adopting Findings and Facts for the Continued Moratorium on PUDs & PRDs.

**NEW BUSINESS:**

1. Edwards Sewer Request.
2. Resolution - Support of Gig Harbor Peninsula Historical Society Museum.

**COUNCIL COMMENTS / MAYOR'S REPORT:**

**STAFF REPORTS:**

**ANNOUNCEMENT OF OTHER MEETINGS:**

Council Retreat - July 21<sup>st</sup>, 12:00 p.m. - 4:00 p.m. at Murphy's Landing.

**EXECUTIVE SESSION:** For the purpose of discussing pending litigation per RCW 42.30.110(i). No action will be taken.

**ADJOURN:**

**DRAFT**

**GIG HARBOR SPECIAL CITY COUNCIL MEETING OF JUNE 26, 2000**

**PRESENT:** Councilmembers Young, Robinson, Owel, Dick, Picinich, Ruffo and Mayor Wilbert. Councilmember Ekberg was absent.

**CALL TO ORDER:** 7:05 p.m.

**SPECIAL PRESENTATION:** Recognition of Gig Harbor Police Officer.

Chief Mitch Barker introduced Officer Kevin Entze, and presented him with the Departmental Commendation and Lifesaving Award for performing CPR on a fellow Lodge member, resulting in the gentleman's successful transfer to the hospital and subsequent release to home.

**CONSENT AGENDA:**

*These consent agenda items are considered routine and may be adopted with one motion as per Gig Harbor Ordinance No. 799.*

1. Approval of the Minutes of City Council Meetings of June 12th and June 19th, 2000.
2. Correspondence / Proclamations:
  - a) Thank you letters: Evergreen Lutheran / Windermere.
  - b) Skatepark letter: Ryan DeMarcus.
  - c) Transit funding: Pierce Transit.
  - d) Salmon recovery: Debora Hyde, Pierce County.
3. Short Term Agreement with the Port of Bremerton.
4. Downtown Design Visualization Consultant Services Contract.
5. Right-of-Way Dedication Agreement Amendment - Olympic Property Group and Logan International Corporation.
6. Purchase Authorization - Skid Steer Loader.
7. Liquor License Renewals: Harbor Humidor Puerto Vallarta Restaurant  
Round Table Pizza
8. Approval of Payment of Bills for June 26, 2000:  
Checks #30152 through #30240 for \$91,744.97.

**MOTION:** Move to approve the Consent Agenda as presented.  
Picinich/Ruffo - unanimously approved.

**OLD BUSINESS:**

1. Economic Analysis Scope of Work - Proposed Narrows Bridge/SR-16 project. Mark Hoppen, City Administrator, explained that Council had expressed concerns with the socio-economic section of the Final Environmental Impact Statement on the SR-16 Bridge project proposal. He said that if Council wished to become involved with the FEIS or wished to gain further information about the economic effect of the proposal on the community, it would be advisable to further study the impact in order to take action. He explained that an analysis could indicate various economic measures that could be assessed in order to seek information on

potential scenarios that might impact the Peninsula in the event the project was or was not built. He gave an overview of the consultant's qualifications and the estimated cost of an economic study.

Councilmember Picinich explained that he had concerns about the amount of money that the City of Gig Harbor would be expected to spend toward an appeal. He said that he was not convinced that an appeal, at the expense of the city residents, was necessary.

Mr. Hoppen answered questions about the economic study and said that it would take anywhere from 12-20 weeks. He said that the study would develop a quantitative backdrop for an appeal in addition to providing an assessment for the future comprehensive plan. Several people had signed up to speak on the issue, and Mayor Wilbert invited them to do so.

Alfred Gunn - 3720 26<sup>th</sup> Ave Ct. Mr. Gunn said he was concerned with the economic impact of the project. He said that if the citizens had voted on previous misinformation, he wondered about other deception that may take place. He said that adding two HOV lanes was a poor design concept and added that although he was a proponent of an additional bridge, he was not in favor of the public/private consortium.

James Boembell - 6901 Soundview Drive. Mr. Boembell said that he agreed that there had been quite a bit of deception on this project. He suggested a solution that had been used in California, allowing HOV lanes to be tolled, and allowing the others to remain open. He said that alternatives should be considered.

Matthew Warren - 5911 Reid Drive. Mr. Warren said that he thought the proposed HOV lanes were absurd and added that the more people that car pool, the higher the tolls would become to pay for the bridge. He said that a solution would be to convert the HOV lanes to express lanes with an additional charge to use.

Randy Boss - 3400 56<sup>th</sup> St NW. Mr. Boss showed a copy of the SR-16 / Union Avenue Social and Economic Study done for the project and said that the 40-page summary was mostly a convoluted proponent report for the bridge. He handed out a one-page summary that contained the two sections of the report that have bearing on the tolls and their impacts upon the community. He summarized the page and then said that the tolls would restrict people from coming to here to visit or to live. He talked about the amount of money that would be "sucked" from the community, resulting in loss of money being spent locally. He said that the EIS is painfully inadequate, and urged Council to ask for review of the environmental issues and the impact of the tolls on the community.

Donald Williams - 7812 Olympic View Dr. NW Mr. Williams said that although he did not live in the City of Gig Harbor, he did have a vested interest in what Council was doing, as it effects everyone in western Pierce County and the South Kitsap/Bremerton area. He said that Council should takes steps to proceed with the appeal but not to wait any longer as "latches" would be claimed. He talked about congestion pricing, the lack of alternative routes, performance agreements, and fixed priced contracts. He urged Council to take action.

John Holmaas - 7524 Goodman Drive NW. Mr. Holmaas spoke on two issues; the economic development of the area and the economic impacts on life. He said that studies have shown that the toll will encourage owner occupied housing and would discourage tenants. He then discussed the safety issues surrounding the bridge. He urged Council not to appeal the FEIS.

Dave Folsom - 3160 Anne Marie Court. Mr. Folsom said any economic study should consider the possibility that the connecting HOV lanes will not be built in conjunction with the bridge, as there had not been any commitment from the state. He asked why the bridge was being built without this commitment.

Jack Bujacich - 3607 Ross Ave. Mr. Bujacich said that he had been a long believer of another bridge as the existing one is fifty years old. He said that before Council starts spending his tax dollars, that they should get Pierce County and Kitsap County involved. He asked why the citizens of Gig Harbor should be expected to spend up to \$50,000 for an economic study and \$250,000 for an appeal by themselves. He discussed the appearance of fairness and hearing both sides before making a decision. He said he had read Councilmember Robinson's report, and that it appeared that the Councilmember's mind was already made up.

Karen Biskey - 4113 35<sup>th</sup> Ave. NW. Ms. Biskey said that she would like the city to file an appeal on the EIS, as it was inadequate. She said that the city should file an appeal and must represent its residents regardless of what other jurisdictions are doing. She read a paragraph prepared by the attorney hired to investigate the EIS for issues that would warrant an appeal. The paragraph referred to the City of Gig Harbor's formal comment contained in the draft EIS discussing the fundamental inequity to the Gig Harbor taxpayers because of the proposed tolling scheme, the growth resulting in increased vehicle capacity, and the consequential pressure on public services associated with the growth. She said that the response to the city's concerns was not persuasive that these issues had been addressed. She added that there are no guarantees to an appeal, but described other successes. She said that an economic study done in the absence of an appeal would have no effect.

Pat Lantz - 151 Raft Island. Ms. Lantz introduced herself as the State Representative for the 26<sup>th</sup> District. She said that she hoped Councilmembers had received a copy of her document relating to the process for the upcoming TEFRA hearing and explained that the hearing was to gain input on the project before issuing tax-exempt bonds. She said that the results of the hearing would be transmitted to the Governor, who would then be charged with making a decision on whether to approve the bonds. She added that this was important because a decision was being made outside the closed circle of UIW and the Department of Transportation. She said that Council's decision on whether to appeal the EIS on the basis that it does not adequately address the economic impacts on the community is important, as it represents a cost that had not been addressed in the evaluation of the merits of the project. She said that the force of law from an appeal by the Council would offer more credibility. She then asked for help in delivering the best information possible to assist the Governor in making a decision.

Glen Reynolds - 8023 Shirley Ave. Dr. Reynolds said that he had concerns regarding the large number of community members that travel over the bridge to maintain their employment. He said that these taxpayers are now being asked to assume a toll for a bridge when the state has

committed tax dollars for a "fun and games" project in Seattle, but wouldn't spend it for a bridge for those trying to earn a living. He said that this was economic tax discrimination on employees and people who depend on the health care system.

Mayor Wilbert closed the public comment portion of the meeting. She then introduced Councilmember Mark Robinson, who spoke from the public podium.

Councilmember Robinson discussed the five approaches to the traffic problem, ranging from no new bridge to building the project as proposed. He gave a presentation addressing several concerns with the FEIS. He said that most of the discussion about the bridge project is centered on economic impacts. He said that these impacts probably can be survived, but that the damage done to the community through the lack of funding for schools, parks and other amenities will be long lasting. He said that it is not just an economic issue, but also a quality of life issue. He concluded by saying that the City Council is elected to be leaders of the community and should lead the process, and not wait for the County to come forward.

Mayor Wilbert saw one other person who wished to speak and invited her forward.

Betty Ringlee - 11313 67<sup>th</sup> Ave NW. Ms. Ringlee referred to the story of David and Goliath and urged Council, as elected officials, to vote in favor of an appeal. She said that 80% of the voters in the community voted against conditional tolls. She said that other communities have stood against the public-private partnership type of projects and added that an appeal of the FEIS by the city would send a message to those in higher office. She asked for the Council's support on behalf of the whole community.

Michael Murphy - 11030 56<sup>th</sup> St. NW. Mr. Murphy said that he applauded the Council for allowing this forum, which demonstrated democracy in action.

Mayor Wilbert said that she had heard two recommendations for action; one being the economic analysis, and the other to move forward and appeal the FEIS.

Councilmember Picinich said that he would like to know the initial cost of an appeal. He said that he is not opposed to a new bridge, but he is opposed to the tolls and what the Department of Transportation had done to this community. He said that the meeting on the 29<sup>th</sup> regarding funding was a way to address these issues and suggested that Council attend this meeting and draft a letter to the Governor expressing their concerns before moving forward with an expensive appeal.

Councilmember Owel said that she could support this suggestion. She addressed the perception that those opposing the toll are opposing the new bridge itself. She said that she supports a second bridge but opposes the tolls, adding that this was not an effort to delay the building of the bridge. She then stated that the \$250,000 figure mentioned as a cost of an appeal was the outside figure and repeated the statement by Councilmember Robinson that this amount would average out to \$37 per citizen, putting the cost of an appeal into better perspective. Mayor Wilbert mentioned that there was a community effort to raise funds to assist the city in the appeal effort.

Councilmember Young commented that appealing the EIS wouldn't necessarily stop the bridge, but would force United Infrastructure to return with a different impact statement, costing the citizens additional tax dollars in legal fees. He said that he was not convinced that filing an appeal would restructure the project or result in funding from other sources. He addressed the comments by Councilmember Robinson about the recent effects of the bridge on housing and explained that the housing market had recently increased, not decreased as had been stated.

Councilmember Dick said that he believed that the bridge was needed, but that the proposal was wrongful and unwise. He said that the public/private nature of the project and lack of competition was not addressed in the FEIS. He continued to say that the failure to address the economic impacts and to discuss alternatives concerned him. He said he was also troubled by whether a successful appeal of the EIS would result in an improved project. He said that the only thing that could affect change is if someone with the authority to do so chooses to step forward. He added that if Council chooses to express their concerns about the adequacy of the FEIS by identifying issues that are not adequately studied, then it may be possible that the Governor, or the Legislature, may consider this information as they make any discretionary decisions. He said that he was being persuaded toward considering an appeal of the FEIS to provide political cover for others to make a decision. He added that he understood Councilmember's concerns with the cost of an appeal and asked staff to obtain an indication from legal counsel on the cost of moving forward with the appeal process. He discussed the TEFRA hearing and said that Council could express their concerns that this was a project that needed to be re-addressed.

Councilmember Picinich asked Pat Lantz for insight into the June 19<sup>th</sup> meeting she held with the Governor. Ms. Lantz explained that she and six others, including Councilmember Dick, had talked with Governor Locke encouraging him to exercise his responsibility under TEFRA to make certain that the facts were fully known before he signed. She said that Governor Locke had assured them that he would do nothing until he looked at the public interest in the project. She said that there may be some real persuasiveness to the Council filing an appeal with pertinent data. She discussed the importance of acting in a timely manner, as UIW wanted to begin selling the bonds by the first of the year.

Councilmember Ruffo said that he thought it was important, as a group, to deal with this issue at a higher level addressing the legislature, the Governor, and Congressman Norm Dicks. He said that he was concerned that the city may be wasting taxpayer's dollars in a fruitless effort by filing an appeal, and added that in his view, it is best to negotiate a solution. He said that public safety is a fundamental issue, and that he would like to address this as a defense installation issue at the federal level. He said he did feel that the project was unfair to the citizens, but did not know what an appeal of the EIS would accomplish.

Councilmembers discussed drafting a letter to the Governor, attending the meeting on the 29<sup>th</sup>, the cost of an appeal, and being mindful of the time constraints. Councilmember Ruffo asked about meeting with the Governor. Ms. Lantz said it could be arranged, adding that the effectiveness of a meeting would depend upon the articulation of the issues.

**MOTION:** Move that we authorize the Mayor to draft a letter to Governor Locke expressing the Council's concerns with the project as follows:

- the inadequate public process.
  - the failure to have any competition to keep the costs of the project affordable.
  - the public/private partnership and the added expense over traditional proven methods.
  - that he consider the disproportionate economic impacts upon the citizens who have already paid for the existing bridge.
  - that the existing bridge is to be improved using funding from tolls.
  - that he not approve the TEFRA financing until he has heard the results of the Blue Ribbon Commission.
  - that alternatives that the EIS did not consider be included.
- Dick/Owel - unanimously approved.

There was continued, extensive discussion on whether to pursue an appeal of the Final Impact Statement. The following motion was made.

**MOTION:** Move that we direct Ogden Murphy Wallace to provide a more definitive report on the cost and process of an appeal.  
Robinson/Owel -

Discussion continued on performing an economic study of the effects of a toll on the community verses performing an economic analysis of the EIS to help in identifying the omissions and inadequacies of the FEIS. Councilmember Robinson withdrew the previous motion and replaced it with the following.

**MOTION:** Move to appeal the Final Environmental Impact Statement.  
Robinson/Owel - a roll call vote was taken with the following results.

Councilmember Young - no; Councilmember Robinson - yes; Councilmember Owel - yes; Councilmember Dick - yes; Councilmember Picinich - no; Councilmember Ruffo - no. Mayor Wilbert voted yes to break the tie. The motion carried.

Councilmember Dick directed staff to engage Ogden Murphy Wallace to take the appropriate steps to move forward with the appeal.

Mayor Wilbert called a short recess at 9:32 p.m. The meeting resumed at 9:40 p.m. At this time, Councilmember Owel left the meeting.

Mayor Wilbert introduced Tim Payne, from Pierce Transit, to give a brief report on transit funding. Mr. Payne gave an overview of how Pierce Transit intended to utilize funding appropriated from the legislature to help the organization transition from the effects of I-695.



2. Second Reading of Ordinance - Wollochet Harbor Sewer District Franchise Agreement. Dave Skinner, Public Works Director, explained that changes had been made from the comments made at the last meeting and recommended approval.

**MOTION:** Move for adoption of Ordinance No. 844.  
Young/Ruffo - unanimously approved.

3. Second Reading of Ordinance - Revisions to Concurrency Ordinance. Dave Skinner recommended approval of this ordinance making changes in typographical errors to the concurrency ordinance.

**MOTION:** Move for adoption of Ordinance No. 845.  
Dick/Picinich - unanimously approved.

4. First Reading of Ordinance - Adopting Findings and Facts for the Continued Moratorium on PUDs & PRDs. Pat Iolavera, Interim Planning Director, explained that his ordinance adopts the findings and facts for continuing the moratorium that would allow the Planning Commission to develop a work plan, allow public participation, and address the problems with the PUDs and PRDs. This will return for a second reading at the next meeting.

#### NEW BUSINESS:

1. Contract Authorization - Well No. 3 Pump Replacement Project. Dave Skinner presented this contract to award the replacement of Well No. 3 pump and gave an overview of the project.

**MOTION:** Move to approve execution of the contract with Pump Tech Inc., in an amount not to exceed eighty-nine thousand four hundred fifteen dollars and thirty-six cents (\$89,415.36.)  
Picinich/Robinson - unanimously approved.

2. Resolution - Authorizing ALEA Grant Funding for Scofield Property. Dave Skinner explained that this resolution was a requirement from the Department of Natural Resources for grant application for acquisition of the Scofield Tidelands property.

**MOTION:** Move for adoption of Resolution No. 555.  
Young/Robinson - unanimously approved.

#### PUBLIC COMMENT/DISCUSSION:

Bruce Rogers - 2804 Harborview Drive. Mr. Rogers said he would like to speak on two issues. He presented the City with a decorative model on behalf of the Edgewater Condominiums in appreciation of the help they received from the Planning staff during their year and a half-long project to remodel the property. He then asked for an update on the progress of the Harborview Drive Street End project.

Dave Skinner explained that this was an expensive project, and reported that the project was scheduled for design funding in the upcoming year. He answered Council's questions about the project and why it had taken this long. Councilmembers voiced a desire to move forward on this project.

**COUNCIL COMMENTS / MAYOR'S REPORT:**

Councilmember Young reported that he had just returned from the Association of Washington Cities Conference and that he had a great deal of information that could be utilized by the city. He said he would bring the information to the Council Retreat, and asked when that might be scheduled. After discussion, it was determined that Councilmember Ruffo would contact the City Clerk with dates he would be available to be coordinated with the other members.

**STAFF REPORTS:**

GHPD - May Statistics. No verbal report given.

**ANNOUNCEMENT OF OTHER MEETINGS:**

TEFRA Meeting on tax-free bonds at Goodman Middle School - 4pm to 8pm, Thursday, June 29<sup>th</sup>.

**EXECUTIVE SESSION:** For the purpose of discussing potential and pending litigation per RCW 42.30.110(i) and property acquisition per RCW 42.30.110(b). Action may be taken after the session.

**MOTION:** Move to adjourn to Executive Session at 10:25 p.m. for approximately 40 minutes for the purpose of discussing potential and pending litigation. Action may be taken after the session. Picinich/Ruffo - unanimously approved.

**MOTION:** Move to return to regular session at 11:07 p.m. Picinich/Ruffo - unanimously approved.

**ADJOURN:**

**MOTION:** Move to adjourn at 11:07 p.m. Picinich/Robinson - unanimously approved.

Cassette recorder utilized.  
Tape 579 Side B 199 - end.  
Tape 580 Both Sides.  
Tape 581 Both Sides.  
Tape 582 Side A 000 - end.  
Tape 579 Side B 000 - 229.

---

Mayor

---

City Clerk

4024 32<sup>nd</sup> Ave. CT. NW  
Gig Harbor, WA 98335

253-851-7765 home  
253-924-6688

June 22, 2000

RECEIVED

JUN 27 2000

CITY OF GIG HARBOR

Gretchen Wilbert, Mayor  
City of Gig Harbor  
3106 Judson St.  
Gig Harbor, WA 98335+

Your Honor:

My name is Peter Lancaster. I am a member of the Knights of Columbus, Council 9238 here in the Harbor. I doubt that you will remember me, but we were introduced a year ago at the procession for the blessing of the fleet. A year earlier I accepted on behalf of the Sea Scout base in Tacoma, the Mayor's Trophy for our entry of the Bantry Bay Gig in the festival parade.

I was a part of the group of young people and older folks like myself that built the gig in Tacoma over a two year period, and that is why I am writing to you. For some time now I have been kicking around the idea of establishing a wooden boat building program here in Gig Harbor. It would be a perfect fit with the maritime heritage of this community. The concept would be to bring young and not so young people together to experience the joy of building wooden boats. One way to do this would be to establish a Sea Scout base here. To do this we would require a sponsoring organization such as a service group or church. I have discussed this with my brother knights and believe that they would be willing to act as a sponsor. By putting the program under the auspices of the Boy Scouts of America we would be covered by the insurance umbrella that comes with membership. Actually that was one of the main reasons that we chose to develop the program as a Sea Scout "Ship" in Tacoma. In addition we would have access to the experience and support of the people in Tacoma.

Since the Sea Scouts are a part of the Explorer Program of the Boy Scouts of America it is open to young men and women ages 14-21. In addition, those older than 21 can join as committee members, etc. In the program in Tacoma members range in age from about 14 to over 70.

Establishing a program such as this would bring the young and others together in this community. I have seen how young people grow in confidence and self esteem when they see what they can accomplish, not only in building of the boat, but in working together to man the finished product. Also, it would provide the boat builders in gig Harbor with an opportunity to pass on their knowledge and experience to the next generation.

If we were to build a gig similar to the Verite' ( a replica of a 17<sup>th</sup> century, French Admiral's gig) we could establish a rowing program and a friendly competition with the gig in Tacoma. Perhaps the competition could become a part of the annual Gig in the Harbor. Of course the program would consist of more than just building that one boat. Once the program is established I would foresee a number of boats of various sizes under construction at any given time. Courses in seamanship could also be taught.

I know that many discussions regarding the fate of the Borgen property have already taken place. If it is not too late, I would like to submit that it would be almost ideal for a wooden boat building program. I believe that a program at this location would be an asset to the community. It would be open to all. It builds on the maritime heritage of gig Harbor and would likely be a tourist draw during our festival as well as other times during the year.

September 10, 1994

I haven't really thought through how to fund such a program at this time. The program in Tacoma is funded partially by the Boy Scouts of America, United Way and other sources. Funding to build the Verite' was obtained in the form of grants by various foundations. When the young people participated in contests such as the Atlantic challenge they raised the majority of the funds themselves. The building that Tacoma uses as its base is leased to them by the city. However, they are operating off a much larger base since the Curtis and the Odessa are based there also.

I am currently employed by Weyerhaeuser and will probably take an early retirement in 5 years ( or perhaps sooner). Consequently, in the near future I could not devote full time to it. The people that run the program in Tacoma all have day jobs so I don't believe that not being able to devote full time to the program need be an obstacle.

Excuse me for rambling on about this concept. It is near and dear to my heart.

If you think this has merit please contact me for further discussions. My phone during the day is 253-924-6688 and in the evening, 253-851-7765.

Thank-you for your consideration, and I look forward to hearing from you or your representative.

Sincerely,

A handwritten signature in cursive script that reads "E.P. Lancaster". The signature is written in dark ink and is positioned below the word "Sincerely,".

E.P. Lancaster



*City of Gig Harbor. The "Maritime City"*

3105 JUDSON STREET  
GIG HARBOR, WASHINGTON 98335  
(253) 851-8136

July 5, 2000

Commission on Children, Youth & Families

Thank you for the opportunity to send a letter in support of your Community Youth Partnership Project.

The City of Gig Harbor is dedicated to providing parks for youth activities and supporting local organizations that provide the leadership in recreational planning in our community.

A committee of youth, facilitated by City Councilmember John Picinich, will be meeting regularly to accept the responsibility of the behavioral activity and maintenance of our newest facility, the Gig Harbor Skate Park.

We will continue to support the effort of the individuals working with the Pierce County Boys and Girls Club to establish Boys & Girls Clubs on the Gig Harbor / Key Peninsulas, which will be dedicated to partnering with parents, schools, and community organizations in empowering youth toward academic achievement, cultural interactions and healthy social and recreational activity.

It is our opinion that if a community can provide all the above within their program, we should see delinquency, substance abuse and violence diminish. Community based services for at-risk youth are essential to maintaining a livable community. Your program will provide a continuum of effort within the greater community.

Thank you,

Gretchen A. Wilbert  
Mayor, City of Gig Harbor



*City of Gig Harbor. The "Maritime City"*

3105 JUDSON STREET  
GIG HARBOR, WASHINGTON 98335  
(253) 851-8136

July 5, 2000

Jonathan Talliariti  
3625 125<sup>th</sup> St. NW  
Gig Harbor, WA 98332

Dear Jonathan:

You are to be highly praised and congratulated for your tremendous success in accomplishing the goals in the scouting program to obtain the highest honor in scouting.

The rank of Eagle Scout tells the rest of the world that you have accomplished the skills necessary to contribute leadership in the community. These skills are not commonly found in the general population.

Your citizenship and dedication to duty to God is your gift to the community as well as to yourself and your family. Thank you.

I'm pleased you will continue to be active in your *Young Life* group with an ambition to focus your talents toward leadership.

We offer you congratulations and wish you further success in the future.

Sincerely,

Gretchen A. Wilbert  
Mayor, City of Gig Harbor



*Boy Scout Troop # 212*

Sponsored by:  
Chapel Hill Presbyterian Church  
7700 Skansie Avenue  
Gig Harbor, Wa. 98335

RECEIVED

June 28, 2000

JUN 30 2000

CITY OF GIG HARBOR

Mayor Gretchen Wilbert  
3105 Judson Street  
Gig Harbor, Washington 98335

Dear Mayor Wilbert,

The Boy Scouts and adult leaders of Troop 212, sponsored by Chapel Hill Presbyterian Church, are extremely pleased to announce our 47<sup>th</sup> Eagle Scout in 43 years, Jonathan Talliariti.

Fewer than three boys out of every 100 who enter the Scouting program ever attain the rank of Eagle. Each Eagle Scout has demonstrated outdoor skills, leadership, citizenship, and duty to God required of this highest honor in Scouting. We of Troop 212 feel it is important that those representing their community, state, and country recognize each of these young citizens.

Jonathan completed all the advancement requirements, earned the required 21 Merit Badges, and completed an Eagle Scout Service Project demonstrating his leadership skills. Jonathan earned the Eagle Scout rank at a formal Board of Review on November 18, 1999.

Jonathan started in Tiger Cub Scouts and continued through Webelos Cub Scouts. Earning the highest rank in Cub Scouting, the Arrow of Light. In Boy Scouts he joined Troop 212. He continued through the ranks of Boy Scouting, and has now reached the rank of Eagle. During his Scouting adventure, he served in leadership positions as Patrol Leader, Troop and Patrol Scribe. He has participated in several high adventure events, a number of hikes, bicycle trips and long-term camps.

His ambitions and life purpose start out with attending and finishing his high school years at Peninsula High School. He would like to achieve honor role throughout his years. Next year Jonathan wants to run for a position in ASB, to get a better idea on how to handle different situations and to make school the best it can possibly be. During High School, Jonathan wants to remain active in his young life group and make a difference in any way he can toward making his days at Peninsula High School the best. Jonathan would like to be a member of the basketball team and possibly the football team next year. All

School the best. Jonathan would like to be a member of the basketball team and possibly the football team next year. All throughout his school days he has played sports including baseball, basketball, and football receiving awards including most improved player. After High School, Jonathan wants to attend a four-year college, but is currently undecided on where to go. While in college he wants to earn a business degree. If possible, wanting to play college sports. After college, when he gets his life started, he would like to move and start a family. When retiring, he wants to move somewhere warm and sunny.

Jonathan is an outstanding young man who deserves public recognition for his achievements. We would be greatly honored if you or your staff would arrange to have a congratulatory letter bearing your signature mailed to our newest Eagle Scout. Please mail it directly to Jonathan at the following address. Your letter will be read and presented to him at a formal Court of Honor on July 30<sup>th</sup>, 2000.

Jonathan Talliariti  
3625 - 125<sup>th</sup> St. NW.  
Gig Harbor, WA 98332  
Phone 253-851-7607

Please accept my personal appreciation for your congratulatory letter making this Court of Honor a memorable and meaningful event for our newest Eagle Scout. If you have any questions, you may call our Scoutmaster Team, Mr. Tom Nemecek, at 253-858-3449, or Mr. Spruce Cox at 253-851-3165.

Respectfully yours,

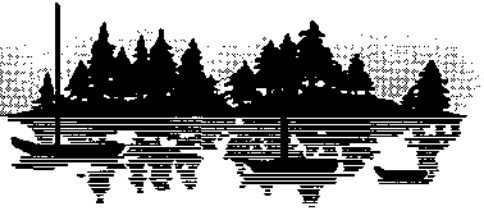
A handwritten signature in black ink, appearing to read "Kim Crowder". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Kim Crowder  
Troop 212 Committee Chairman



GIG HARBOR ✓ PENINSULA AREA  
**CHAMBER OF COMMERCE**

3302 HARBORVIEW DR., STE. 2 GIG HARBOR, WA 98332 PHONE (253) 851-6865 FAX (253) 851-6881



June 30, 2000

RECEIVED

The Honorable Gretchen Wilbert  
Mayor, City of Gig Harbor  
3105 Judson Street  
Gig Harbor, Washington 98335

JUL 3 - 2000

CITY OF GIG HARBOR

Dear Gretchen:

On behalf of the Gig Harbor Peninsula Area Chamber of Commerce, I'd like to recognize the efforts of John Picinich and city staff in support of the 3<sup>rd</sup> annual Maritime Gig.

As you know, an event of this size requires hundreds of "work" hours and financial support. Dave Brereton and the Public Works staff did a great job supporting the festival's infrastructure needs – they were proactive, responsive, friendly and service-oriented. In particular, I'd like to recognize Jamie Chunn, Maureen Whitaker, and Jodey Woods for their customer service approach. Mark Hoppen, Molly Towslee and the front office staff also deserve praise for their communication and promotion of the festival.

In addition, we appreciate representation from city police and the quality job they did with the parade and Bartell Drugs Fun Run this year. Even though they were short handed, I only received one complaint – which is a success in itself! Many thanks to Mitch Barker and his team for the support.

We also appreciate the Council's willingness to work with Maritime Gig organizers, and were particularly pleased to have Council Member John Picinich involved again with the festival. John is the "energizer bunny" of sponsorships, and we are fortunate to have him involved in this and other Chamber events. He was a wonderful co-chair the first two years and continues to be a friend of the festival. We appreciate all his hard work on the festival's behalf. Also, our thanks to the City for allowing us to have the event. We cordially invite comments and suggestions for next year – and any new volunteers you can think of!

Helping create the Maritime Gig is one of my proudest accomplishments as Chamber Executive Director. I believe it is an extremely positive event for the area, and hope the community continues to embrace it with financial and volunteer help. I plan to attend next year and see the festival flourish!

On a final note, I'd like to thank Council Members, City staff and the Planning Commission for strengthening relationships between the Chamber and the City and keeping the communication lines open. I hope you both continue to work together to implement win-win solutions for this community. It's a wonderful place to live and work, and I look forward to hearing your successes. Please let me know if I can be of assistance in the future.

Warm regards,

  
Marie Sullivan  
Executive Director

*Gig Harbor*



*Lions Club*

CHARTERED 1931

June 29, 2000

Dear Neighbors,

As you know, the Gig Harbor Lions Club managed the construction of the Finholm View Climb with the support of the City of Gig Harbor and the entire Community. This project is finished except for the installation of a granite memorial at the top entry to the facility that will soon be available. We are proud of this Hill Climb and feel that it has added value to the City and the Finholm Market Place.

There has been occasional foot traffic on the hillside off of the stairs and walkways since the facility has been opened. This traffic damages the plants and low voltage plant lights and causes erosion of the soil on the steep slopes. In order to prevent this unwanted behavior we installed two locked gates at the top and one small fence on the East Side of the stairway.

Recently this problem has intensified and recently someone forced one of the gates open by pushing with great force until the gate latch was bent far enough for the gate to open without opening the lock. Additionally and more seriously, someone maliciously and destructively pulled the wires apart that control a sensor on the sprinkler system. This act made the sprinkler system inoperative. Fortunately we saw how dry the landscaped surface was last Saturday and made temporary repairs to water the plants before and during this week's hot spell. Otherwise we could have lost some of the beautiful and expensive plants. We cannot understand why anyone would do such damage to a fine public property.

By this letter to all of the residents and businesses in view of the View Climb we are requesting that you act as a security watch for this project. Bear in mind that anyone who does not stay on the stairs and walkways (except for maintenance workers) invites damage to the facility. We request that you notify the Gig Harbor Police if you see any one on the hillside off the stairs and walkways or doing some damage to the property. We must stop this kind of carelessness and/or vandalism to preserve the project of which we are so proud.

Thank you all for your help.

Sincerely,

Len McAdams, President, Gig Harbor Lions Club

Cc: Marilyn Owel, President-Elect, Gig Harbor Lions Club  
Gretchen Wilbert, Mayor, City of Gig Harbor  
Mitch Barker, Gig Harbor Chief of Police

**JOHN R. & ELLIDA KIRK LATHROP**  
P. O. BOX 1073 ♦ GIG HARBOR, WA 98335  
PHONE OR FAX: (253) 853-4848  
Email: [elathrop@msn.com](mailto:elathrop@msn.com)

RECEIVED

JUL 5 - 2000

CITY OF GIG HARBOR  
July 2, 2000

Mr. Mark Ellis,  
Right-of-Way Manager  
Tacoma Narrows Bridge Project (WSDOT)  
1614 S. Mildred, Suite E  
Tacoma, WA 98465

Dear Mr. Ellis,

We live at Madrona Woods, the condominium complex directly adjacent to 36th St., the street proposed as the primary access to a 2nd Narrows bridge.

When we purchased our home we planned this as our "final" home for safe, healthy and quiet retirement. The developer of the project, SEB., Inc., (Steve Berg, Eric Blitz, et al), and Williams Marketing Co.'s sales agent, (Jeff Smallwood), showed maps on the wall of the model unit that denoted the access to a new bridge on 32nd St.. Why the change in plans from 32nd St. to 36th St.?

Madrona Woods is restricted by covenant to 80% residents over 55 years of age. In fact there are very few residents, including ourselves, who are under 65, and some are in their 80's. We were attracted to Madrona Woods because we thought it would be a SAFE, HEALTHY and QUIET place to live.

Access to a 2nd bridge on 36th St. will destroy all three because:

1. SAFETY. Both as pedestrians and drivers we will be in danger. The proposed entry into Madrona Woods as planned, directly opposite the ingress and egress from the Gig Harbor Athletic Club will make it virtually impossible for us to exit into traffic in either direction or cross the street on foot to the athletic club. As seniors, we don't "whip" into high speed traffic and we don't "run" across three lanes of moving vehicles. Our safety will be further compromised by "opening up" access to vehicles and persons from 36th St., now a dead-end cul-de-sac.

We request an illuminated entry crosswalk, push-button and sensor activated, that "chirps" for the visually impaired, (there are many living here including one gentlemen who is classified as legally blind).

We request a solid barrier that prevents non-residents and vehicles from entering the property.

2. HEALTH. The increase in traffic noise and resultant air pollution created by more vehicles on 36th street will be hazardous to our health. Mr. Lathrop is lung impaired. More particulants will make it more difficult for him to breathe. It is a proven FACT that traffic smog causes cardiac arrest and automobile exhaust damages lungs.

What mitigation have you planned to prevent this? We don't plan to move, and I would prefer that your 2nd bridge does not kill him.

3. QUIET. Your design includes the removal of many old, large fir trees and native growth that presently buffer traffic noise from SR 16. These trees and the surrounding native growth put oxygen into the air to filter pollutants.

What plans to do you have to replace trees and native growth to create a noise buffer and an oxygen factory? We see none.

Additionally we are concerned about the bike tunnel, property values, and Tolls. We are familiar with the "under the bridge" situation by the Puyallup river next to Fred Meyer. This is a party-place, a druggie hang-out, a crash pad for runaways and the homeless, a very unsavory situation that seniors don't want in our backyard.

We think the bike tunnel plan should be scrapped.

We also believe that the value of our home will be severely lowered by using 36th St.. This investment IS our retirement. We are not young enough to be able to afford this loss.

What mitigation is planned to prevent a loss of value?

Last, the toll will be a hardship for seniors and the disabled. We make several trips to Tacoma weekly for medical reasons. Not for "fun" or to go to the malls.

What plans are there to reduce the toll for seniors and the disabled?

We look forward to your response. Thank you.

*John R. Lathrop* *Ellida Kirk Lathrop*  
John R. and Ellida Kirk Lathrop

*P. S. We must have sidewalks!*

Copies as per attachment

bridge access/design protest letter,

Copies to:

Jim Kern, President, Madrona Woods Condominium Owners Association

Carl T. Fynboe, Madrona Woods Representative, Bridge Project

Governor Gary Locke

Senator Bob Oke

Representative Patricia Lantz

Representative Tom Huff

Pierce County Executive Doug Sutherland

Pierce County Councilperson Karen Biskey

Mayor Gretchen Wilbert, Gig Harbor

Tom Horkan, United Infrastructure



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

P.O. Box 47600 • Olympia, Washington 98504-7600  
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006

RECEIVED

JUL 3 - 2000

CITY OF GIG HARBOR

June 28, 2000

**Re: Centennial Clean Water Fund/Washington State Water Pollution Control  
Revolving Fund/Clean Water Act Section 319 Nonpoint Source Fund  
FY 2001 Funding Cycle  
Draft Offer and Applicant List**

To Interested Persons:

I am pleased to announce the selection of high-priority water quality projects proposed for funding from the Centennial Clean Water Fund (Centennial), Washington State Water Pollution Control Revolving Fund (SRF), and Clean Water Act Section 319 Nonpoint Source Fund (Section 319) for state fiscal year 2001 (FY 2001). Proposed projects for FY 2001 are identified on our Draft Offer and Applicant List, which is available for review and comment, beginning on June 30, 2000.

Local governments, Native American tribes, and public not-for-profit groups submitted 221 applications for funding consideration. Ecology proposes to fund 73 activity and facility projects totaling approximately \$89 million. Included in these totals are three projects identified by the Washington State Legislature.

The projects selected for funding reflect the highest priority water quality projects for the state of Washington. Projects will address wastewater treatment plant upgrades and collection system improvements, on-site septic system repair and replacement, water reclamation and reuse, watershed planning and implementation, riparian improvements, salmon habitat improvements, agricultural best management practices, stormwater management planning and implementation, public information/education, wellhead protection, and water quality monitoring.

Public meetings are scheduled to be held in Tacoma and Spokane, beginning July 11, 2000 (see enclosed Public Notice), to discuss the selection process and development of the Draft List. A public review and comment period for the FY 2001 Draft Offer and Applicant List will also be in effect from June 30, 2000, to August 2, 2000. Written comments are welcome.

Ecology will address all written comments received through a responsiveness summary and a Final List will be issued at the end of August. Funding offers will be made when the list is final and will reflect the need for any necessary modifications, based on the comments received.



Interested Persons

Page 2

June 28, 2000

If you would like to receive a copy of the Draft List please contact Shirley Rollins at (360) 407-7330. If you have questions about the Centennial program, please contact Kim McKee at (360) 407-6566. Questions about the SRF program can be directed to Brian Howard at (360) 407-6510 and questions for Section 319 can be directed to Dan Filip at (360) 407-6509.

Sincerely,



Megan White, P.E., Manager  
Water Quality Program

MW:smr  
Enclosure



# Public Meeting Notice

## Proposed Funding for Water Quality Projects

The Washington State Department of Ecology (Ecology) invites you to attend a public meeting to discuss the preparation of the Draft Offer and Applicant List for the Centennial Clean Water Fund, Washington State Water Pollution Control Revolving Fund, and the federal Clean Water Act Section 319 Nonpoint Source Fund. Ecology welcomes your comments on the draft list.

Ecology proposes to fund 73 activity and facility projects during the state fiscal year 2001 (FY 2001) funding cycle. Ecology proposes to fund approximately \$24.9 million from the Centennial Clean Water Fund, \$61.8 million from the Washington State Water Pollution Control Revolving Fund, and \$2.2 million from the Clean Water Act Section 319 Nonpoint Source Fund. This year Ecology is allocating more funding than ever before, \$99 million in grants and loans. This is largely due to the availability of SRF federal capitalization funds.

Ecology's water quality financial and technical assistance is essential to local governments, Native American tribes, and others. The proposed projects will help prevent water pollution and protect water quality for swimming, boating, fish habitat, and other important uses.

A 1986 state statute created the Water Quality Account, which is financed primarily through taxes on tobacco products. Ecology administers the Centennial Clean Water Fund, which is part of the Water Quality Account. The agency offers Centennial grants and loans to local governments, Native American tribes, and other public entities for water pollution control projects.

Ecology also administers the Washington State Water Pollution Control Revolving Fund. This program uses federal funding from the U.S. Environmental Protection Agency and provides low-interest loans to local governments, Native American tribes, and other public entities. The loans are primarily for upgrading or expanding water pollution control facilities such as public sewage and stormwater plants, and for activities to address estuary management and nonpoint source water quality problems.

In addition, Ecology administers the federal Clean Water Act Section 319 Nonpoint Source Fund. This fund provides grants to local governments, Native American tribes, state agencies, and nonprofit organizations to address nonpoint source pollution and to improve and protect water quality. Nonpoint source pollution includes many diffuse sources of pollution including runoff from urban development, agricultural and timber practices, failing septic systems, pet waste, and gardening activities.

Ecology is an equal opportunity agency.

June 2000

Publication No. 00-10-035

Printed on recycled paper



If you have questions about the proposed funding list, funding programs or the public meetings, please contact Kim McKee at (360) 407-6566.

For more information about the draft offer list and water quality financial assistance, visit Ecology's web page at: <http://www.wa.gov/ecology/wq/links/funding.html>

**Following are the dates, times and locations of the public meetings.**

<b>TACOMA</b>	Tuesday, July 11, 2000 Pierce County Library 3005 112 <sup>th</sup> Street East (Rooms B & C)	Beginning at 10:00 a.m.
<b>SPOKANE</b>	Wednesday, July 13, 2000 West Central Community Center N. 1603 Belt (Newton Room)	Beginning at 10:00 a.m.

**Driving Directions**

**TACOMA**

**From I-5:** Take exit 127 east – Hwy 512, Puyallup. Go about 3.5 miles and take Portland Avenue exit right (south) to 112<sup>th</sup> Street. Left on 112<sup>th</sup> about ½ mile to Waller Road. PAC building is just past intersection on the left.

**From Hwy. 410:** Take Hwy. 167 west at Sumner about ½ mile to exit for Hwy. 161 and Hwy. 512. Stay on 512 west to Canyon Road. Go left (south) on Canyon to 112<sup>th</sup> Street. Right on 112<sup>th</sup> about 1.5 miles to the PAC building on right.

**SPOKANE**

**Eastbound on I-90:** From I-90 take off-ramp at Exit 280 (“Maple BR./Lincoln St.”), go east for 0.3 miles, turn left on S Walnut St. and go north for 0.4 miles, continue on N Maple St. and go north for 1.0 miles, turn left on W Spofford Ave. and go west for 0.3 miles, turn left on N Belt St. and you are there.

**Westbound on I-90:** From I-90 take off-ramp at Exit 280A (“To Maple BR”) and go west for 0.1 miles, bear left on W 4th Ave. and go west for 0.2 miles, turn right on Walnut St. and go north for 0.4 miles, continue on N Maple St. and go north for 1.0 miles, turn left on W Spofford Ave. and go west for 0.3 miles, turn left on N Belt St. and you are there.



*City of Gig Harbor. The "Maritime City"*

3105 JUDSON STREET  
GIG HARBOR, WASHINGTON 98335  
(253) 851-8136

**TO: MAYOR WILBERT AND CITY COUNCIL MEMBERS**  
**FROM: DAVID R. SKINNER, P.E., PUBLIC WORKS DIRECTOR**  
**SUBJECT: STREET PAVEMENT MARKING - CONTRACT AWARD**  
**DATE: JULY 5, 2000**

#### **INTRODUCTION/BACKGROUND**

The 2000 budget provides for pavement marking to the City's arterial streets. Potential contractors capable of performing pavement marking were contacted in accordance with the City's Small Works Roster Process (Resolution No. 411). Two contractors responded with the following price quotation proposals:

Apply-A-Line, Inc.	\$ 18,402.48
Stripe Rite, Inc.	\$ 17,823.43

Based on the price quotation proposals received, the apparent lowest price quotation received was from Stripe Rite, Inc. in the amount of seventeen thousand eight hundred twenty-three dollars and forty-three cents (\$17,823.43). Stripe-Rite, Inc. performed the pavement marking last year, and their work was good.

This memorandum requests Council authorization to award and execute the contract for the work. It is anticipated that the work will be completed within four weeks after contract award, weather permitting.

#### **FISCAL CONSIDERATIONS**

Budgeted funds are available for this work in the Street Fund.

#### **RECOMMENDATION**

Staff recommends the Council authorize award and execution of the contract for Pavement Markings on City Streets 2000 to Stripe Rite Inc., as the lowest responsible respondent, for their price quotation proposal amount of seventeen thousand eight hundred twenty-three dollars and forty-three cents (\$17,823.43).

LICENSED ESTABLISHMENTS IN INCORPORATED AREAS CITY OF GIG HARBOR  
(BY ZIP CODE) FOR EXPIRATION DATE OF 20000930

LICENSEE	BUSINESS NAME AND ADDRESS	LICENSE NUMBER	PRIVILEGES
1 PINOCCHIO'S L.L.C.	PINOCCHIO SEAFOOD & CHOWDER HOUSE 3226 HARBORVIEW DR GIG HARBOR WA 98332 0000	358890	SPIRITS/BR/WN REST LOUNGE +
2 GIANG, PHUONG HUE	EMERALD STAR CHINESE RESTAURANT 6687 KIMBALL DR UNIT B GIG HARBOR WA 98335 0000	070891	SPIRITS/BR/WN REST SERVICE BAR
3 STILE, INC.	HARBOR ROCK CAFE' 6565 KIMBALL DR GIG HARBOR WA 98335 0000	081255	BEER/WINE REST - BEER/WINE
4 PANDA INC.	HUNAN GARDEN RESTAURANT 5500 OLYMPIC DR GIG HARBOR WA 98335 0000	076567	SPIRITS/BR/WN REST SERVICE BAR
5 JU, SUN WOO	KINZA TERIYAKI 6820 KIMBALL DR A-1 GIG HARBOR WA 98335 0000	077031	BEER/WINE REST - BEER/WINE
6 SHORELINE, INC.	SHORLINE STEAK AND SEAFOOD GRILL 8827 N HARBORVIEW DR GIG HARBOR WA 98335 0000	351502	SPIRITS/BR/WN REST LOUNGE +
7 SPIRO'S BELLA NOTTE', INC.	SPIRO'S BELLA NOTTE' PIZZA & PASTA 3108 HARBORVIEW DR GIG HARBOR WA 98335 0000	363055	SPIRITS/BR/WN REST LOUNGE +
8 THE CAPTAIN'S MATE, INC.	THE KEEPING ROOM, CANDLES & WINE ETC. 3106 HARBORVIEW GIG HARBOR WA 98335 0000	357737	BEER/WINE SPECIALTY SHOP

RECEIVED

JUL 6 - 2000

CITY OF GIG HARBOR

Attention:

Enclosed is a listing of liquor licensees presently operating establishments in your jurisdiction whose licenses expire on SEPTEMBER 30, 2000. Applications for renewal of these licenses for the upcoming year are at this time being forwarded to the current operators.

As provided in law, before the Washington State Liquor Control Board shall issue a license, notice regarding the application must be provided the chief executive officer of the incorporated city or town or the board of county commissioners if the location is outside the boundaries of an incorporated city or town.

Your comments and recommendations regarding the approval or disapproval for the enclosed listed licensees would be appreciated. If no response is received, it will be assumed that you have no objection to the reissuance of the license to the applicants and locations listed. In the event of disapproval of the applicant or the location or both, please identify by location and file number and submit a statement of all facts upon which such objections are based (please see RCW 66.24.010{8}). If you disapprove then the Board shall contemplate issuing said license, let us know if you desire a hearing before final action is taken.

In the event of an administrative hearing, you or your representative will be expected to present evidence in support of your objections to the renewal of the liquor license. The applicant would presumably want to present evidence in opposition to the objections and in support of the application. The final determination whether to grant or deny the license would be made by the Board after reviewing the record of the administrative hearing.

If applications for new licenses are received for persons other than those specified on the enclosed notices, or applications for transfer of licenses are received by the Board between now and SEPTEMBER 30, 2000, your office will be notified on an individual case basis.

Your continued assistance and cooperation in these licensing matters is greatly appreciated by the Liquor Control Board.

LESTER C. DALRYMPLE, Supervisor  
License Division  
Enclosures

RECEIVED

JUL 6 - 2000

CITY OF GIG HARBOR

MAYOR OF GIG HARBOR  
3105 JUDSON ST  
GIG HARBOR

WA 983350000



*City of Gig Harbor. The "Maritime City"*

DEPARTMENT OF PLANNING & BUILDING SERVICES  
3125 JUDSON STREET  
GIG HARBOR, WASHINGTON 98335  
(253) 851-4278

**TO: MAYOR WILBERT AND CITY COUNCIL**  
**FROM: P PATRICIA IOLAVERA, INTERIM DIRECTOR, PLANNING AND BUILDING**  
**SUBJECT: SECOND READING ADOPTING FINDINGS AND FACTS FOR CONTINUING MORATORIUM ON PUDs AND PRDs**  
**DATE: JULY 6, 2000**

#### **BACKGROUND/INTRODUCTION**

Attached for Council's consideration are the Findings and Facts for the continuation of the moratorium on permit applications under 17.89 Planned Residential Development and 17.90 – Planned Unit Development and of the Gig Harbor Municipal Code for a period of not more than six months, during which time the Planning Commission will hold public hearings and address perceived problems.

#### **POLICY ISSUES**

The proposed moratorium will preclude the vesting of applications under chapters 17.89 and 17.90 of the Gig Harbor Municipal Code during the time those chapters are being reviewed.

#### **FISCAL IMPACT**

The proposed amendments would not have any fiscal impact respective to city revenues.

#### **RECOMMENDATION**

Staff recommends the proposed ordinance be approved by the City Council.

ORDINANCE NO. \_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO LAND USE AND ZONING, ADOPTING FINDINGS OF FACT AND CONCLUSIONS TO JUSTIFY THE CONTINUED IMPOSITION OF A SIX-MONTH MORATORIUM UNDER RCW 36.70A.390 ON THE ACCEPTANCE OF APPLICATIONS FOR PLANNED UNIT DEVELOPMENTS UNDER CHAPTER 17.90 AND PLANNED RESIDENTIAL DEVELOPMENTS UNDER CHAPTER 17.89 OF THE GIG HARBOR MUNICIPAL CODE, ESTABLISHING A WORK PLAN FOR PUBLIC PARTICIPATION AND PLANNING COMMISSION HEARINGS, DEFINING THE DEVELOPMENT APPLICATIONS SUBJECT TO THE MORATORIUM, AND AFFIRMING THE EMERGENCY NATURE OF THE MORATORIUM IMPOSED ON MAY 8, 2000.

---

WHEREAS, on May 8, 2000, the City Council passed Ordinance No. 843, adopting an immediate moratorium on the acceptance of certain nonexempt development applications for property in the City; and

WHEREAS, RCW 36.70A.390 requires that the City hold a public hearing on the moratorium within 60 days of its adoption, and that the City Council adopt findings of fact and conclusions to justify the continued imposition of the moratorium; and

WHEREAS, the City Council stated its intent, at the May 8, 2000 meeting, to schedule this public hearing for June 12, 2000; and

WHEREAS, on June 12, 2000, at a regular City Council meeting, the City Council held the public hearing, accepted testimony for all members of the public desiring to be heard; and

WHEREAS, on June 12, 2000, the City Council deliberated on the issue whether to maintain the moratorium, and voted to continue the moratorium as described in this Ordinance;

Now, therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, ORDAINS  
AS FOLLOWS:

Section 1. Definitions. For the purpose of this Ordinance, the following definitions shall apply:

A. **Exempt Development Permits** shall include any planned unit development application or planned residential development application which was complete and submitted to the City on the effective date of this Ordinance or any planned unit development or planned residential development that has already received final approval by the City. In addition, exempt development permits@ include any other land use, subdivision or development approval that is not described as a non-exempt development permit in subsection B below.

B. **Non-Exempt Development Permits** shall include any planned unit development application or planned residential development application which was submitted to the City but was not complete on the effective date of this Ordinance, as well as any planned unit development or planned residential development applications that are submitted to the City after the effective date of this Ordinance.

Section 2. Adoption of Findings of Fact. As required by RCW 36.70A.390, the City Council hereby adopts the following findings of fact to support the continued imposition of the City's six (6) month moratorium on the acceptance of non-exempt development applications:

A. Purpose. The purpose of this moratorium is to allow the City adequate time to (a) hold hearings on and consider an ordinance amending or repealing its current planned unit development chapter (chapter 17.90 GHMC) and planned residential developments (chapter 17.89 GHMC); and (2) allow the Planning Commission the necessary time to hold a public hearing(s) on the need for amended or repealed planned unit development and planned residential development regulations; (3) allow the Planning Commission to develop a recommendation to the Council; and (4) allow the City Council to consider the Planning Commission recommendation. These activities must be performed during a moratorium on the acceptance of non-exempt development permits, so that a property owner cannot vest to existing regulations (if the current chapters 17.90 and 17.89 GHMC are not repealed) which may be substantially changed during this process. The courts have recognized that municipalities may need to adopt immediate moratoria without notice so that developers could not frustrate long-term planned by obtaining vested rights to develop their property, thereby rendering new development regulations moot. Matson v. Clark County Board of Commissioners, 79 Wn. App. 641, 904 P.2d 317 (1995).

B. Interim Planning Director Testimony. During the public hearing, Patricia Iolavera, interim planning director, described the planned unit development and planned residential development process in Gig Harbor. Ms. Iolavera testified that PUDs and PRDs are floating zones and are allowed in any zoning designation in the City. The concern of the Planning Department is that the regulations for PUDs are vague in detail. The regulations are discretionary, which allows the developer to negotiate the PUD and its conditions with the Planning Department. In the Planning Departments' experience, PUDs have not been well received by the public because most property owners have expectations regarding the underlying zoning of their property. For



example, property owners in an R-1 zone believe that development in that zone will resemble the development described in the Zoning Code under the R-1 zoning designation. These property owners are surprised to learn that the development standards in an R-1 zone can be changed through the PUD process.

Ms. Iolavera recommended that amendments be proposed to the PUD and PRD chapters in the Zoning Code for clarity as well. She believes that these provisions need to be clear for purposes of administration and to implement the legislative intent of the City Council in its adoption of the Comprehensive Plan and Zoning Code.

Ms. Iolavera noted that her research disclosed that the PUD and PRD processes were adopted in the 1980's, prior to the Growth Management Act. While the PUD and PRD processes may still be a good planning tool, she recommended that they be reviewed in conjunction with the City's Comprehensive Plans, adopted under GMA.

C. Public Testimony.

1. Marian Berejikian, Peninsula Neighborhood Association, requested that the moratorium be imposed and that the City work on the regulations.

2. Nicholas Natiello, supports the moratorium and believes that the PUD and PRD chapters are outdated.

3. Tiffany Spears, opposed to the moratorium, and believes that if the City does impose the moratorium, it should not be longer than six months.

4. John Meyers, PNA, supports the moratorium, and is researching PUDs in other cities.

5. Linda Gair, supports the moratorium, and calls the PUD process a poorly defined variance.

6. Jeff Backhurt, Pierce County Association of Realtors, has concerns about the need for a moratorium, and did not believe there to be any emergency.

7. Jim Franich, believes that any issue threatening the uniqueness of this area should be carefully reviewed.

8. Rich Yasgar, states that the City should not plan in a hurry, and that PUDs and PRDs should be well-thought out planning tools.

B. City Attorney. Carol Morris, City Attorney, provided the Council with information regarding recent court cases. In Citizens v. Mount Vernon, 133 Wn.2d 861 (1997), the Washington Supreme Court reaffirmed that PUDs are rezones, and that rezones may only be approved if there is a showing of a substantial change in circumstances since the last rezoning. The City's regulations on PUDs and PRDs need to be amended to add this criterion. In addition, the fact that PUDs and PRDs are floating zones, and are allowed on all zoning designations in the City, was not analyzed in the City's Comprehensive Plan. Because the PUD and PRD regulations were adopted pre-GMA, the City Attorney recommended that this issue be reviewed to ensure consistency.

D. Council Deliberations. The City Council deliberated after public testimony was provided. In general, the Council agreed that changes were required to the PUD and PRD chapters. However, at least one Councilmember recognized that GMA encourages density, and PUDs and PRDs are planning tools to address the impacts of density on surrounding zones. The Council was concerned about imposing any moratorium, and wanted to be sure that the

moratorium would not be extended beyond six months. The Council also expressed their desire that the public be given as much opportunity as possible to comment on the PUDs and PRD processes during the moratorium.

E. Work Plan. The Council discussed imposition of the six-month moratorium with a work plan, attached hereto as Exhibit A.

Section 3. Moratorium Continued. In light of the above, the City Council hereby continues the moratorium imposed on May 8, 2000, on the acceptance of all non-exempt development permit applications for property within the City limits.

Section 4. Duration of the Moratorium. The moratorium continued by this Ordinance commenced on May 8, 2000, and shall terminate on November 8, 2000, or at the time that the tasks described in the work plan (attached hereto as Exhibit A and incorporated herein by this reference) have been completed, whichever is sooner. The Council shall make the decision to terminate this moratorium by ordinance, and termination shall not otherwise be presumed to have occurred.

Section 5. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 6. Declaration of Emergency. The City Council hereby declares that this Ordinance take effect immediately upon passage by a majority vote plus one of the whole membership of the Council, and that the same is not subject to a referendum (RCW 35A.12.130). Without an immediate moratorium on the City's acceptance of non-exempt development

applications for property, such applications could become vested under regulations subject to imminent change by the City in its development regulation revision process. This Ordinance does not affect any existing vested rights, nor will it prohibit all development in the City, because those property owners with exempt applications/permits and previously obtained approvals for development may proceed with processing or development, as the case may be.

Section 7. Publication. This Ordinance shall be published by an approved summary consisting of the title.

Section 9. Effective Date. This ordinance shall take effect and be in full force immediately upon passage as set forth in Section 7.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor this \_\_\_th day of \_\_\_\_\_, 2000.

CITY OF GIG HARBOR

\_\_\_\_\_  
GRETCHEN WILBERT, MAYOR

ATTEST/AUTHENTICATED:

By: \_\_\_\_\_  
MOLLY TOWSLEE, CITY CLERK

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

By: \_\_\_\_\_  
CAROL A. MORRIS

FILED WITH THE CITY CLERK: \_\_\_\_\_  
PASSED BY THE CITY COUNCIL: \_\_\_\_\_  
PUBLISHED: \_\_\_\_\_  
EFFECTIVE DATE: \_\_\_\_\_  
ORDINANCE NO. \_\_\_\_\_

SUMMARY OF ORDINANCE NO. \_\_\_\_

of the City of Gig Harbor, Washington

---

On \_\_\_\_\_, 2000, the City Council of the City of Gig Harbor, Washington, approved Ordinance No. \_\_\_\_\_, the main points of which are summarized by its title as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO LAND USE AND ZONING, ADOPTING AN IMMEDIATE MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR PLANNED UNIT DEVELOPMENTS UNDER CHAPTER 17.90 OF THE GIG HARBOR MUNICIPAL CODE, TO BE EFFECTIVE FOR A PERIOD OF SIX MONTHS, TO ALLOW FOR THE CONSIDERATION OF AN ORDINANCE REPEALING THE EXISTING CHAPTER 17.90 GHMC AND FOR THE PLANNING COMMISSION TO INITIATE A WORK PLAN FOR PUBLIC HEARINGS AND THE DEVELOPMENT OF RECOMMENDATIONS FOR NEW PLANNED UNIT DEVELOPMENT REGULATIONS; DEFINING THE DEVELOPMENT APPLICATIONS SUBJECT TO THE MORATORIUM, SETTING A DATE FOR THE PUBLIC HEARING ON THE MORATORIUM AND DECLARING AN EMERGENCY NECESSITATING THE IMMEDIATE ADOPTION OF A MORATORIUM.

The full text of this Ordinance will be mailed upon request.

APPROVED by the City Council at their meeting of \_\_\_\_\_, 2000.

---

MOLLY TOWSLEE, CITY CLERK



*City of Gig Harbor. The "Maritime City"*

3105 JUDSON STREET  
GIG HARBOR, WASHINGTON 98335  
(253) 851-8136

**TO: MAYOR WILBERT AND CITY COUNCIL**  
**FROM: MARK HOPPEN, CITY ADMINISTRATOR** - *MHO*  
**SUBJECT: EDWARDS SEWER REQUEST**  
**DATE: JULY 3, 2000**

**INFORMATION/BACKGROUND**

Mr. Donald Edwards, who lives at 3423 96<sup>th</sup> St. NW, has requested to connect to the city sewer line on Harmony Lane off Vernhardsen Street. This residence is subject to a failing drainfield. Public Works reports that connection is possible.

**POLICY CONSIDERATIONS**

This residence is within the UGA and just outside city limits. The residence utilizes city streets for access. The property has already been a city water customer for more than a decade.

**FISCAL CONSIDERATIONS**

This applicant must pay the connection fee that applies to this area. Currently these fees are \$2932.50. The entire fee requirement will be paid at the time of contract.

**RECOMMENDATION**

Staff recommends the extension of one ERU of sewer service to the Edwards residence.

Donald J. and Gladys Edwards  
3423 - 96th Street N.W.  
Gig Harbor, WA 98324  
253-858-2319  
April 14, 2000

Dear Mr. Heppner

We are writing this letter for permission to hook-up to the city sewer system. We live on the city-County line, with the boundary on our front property line.

Our septic tank was pumped and was found to have a large crack in it with quite a stream of water gushing in. The tank is not repairable and the septic system is very old and

yearning. Upon talking to the Public Works Dept. we have been informed the sewer line replacement comes to the front of the property.

We have been connected to the city water system for approximately 15-20 years and have paid for that service. We would appreciate the ability to hook up to the sewer system.

Thank you for your consideration.  
Don and Gladys Edwards



WHEN RECORDED RETURN TO:  
City of Gig Harbor  
City Clerk  
3105 Judson Street  
Gig Harbor, WA 98335

UTILITY EXTENSION, CAPACITY AGREEMENT  
AND AGREEMENT WAIVING RIGHT TO PROTEST LID

THIS AGREEMENT is entered into on this \_\_\_\_ day of \_\_\_\_\_, 2000, between the City of Gig Harbor, Washington, hereinafter referred to as the "City", and Donald Edwards, hereinafter referred to as "the Owner".

WHEREAS, the Owner is the owner of certain real property located in Pierce County which is legally described as set forth in Exhibit 'A' attached hereto and incorporated herein by this reference as though set forth in full, and

WHEREAS, the Owner's property is not currently within the City limits of the City, and

WHEREAS, the Owner desires to connect to the City water and sewer utility system, hereinafter referred to as "the utility," and is willing to allow connection only upon certain terms and conditions in accordance with Title 13 of the Gig Harbor Municipal code, as now enacted or hereinafter amended, NOW, THEREFORE,

FOR AND IN CONSIDERATION OF the mutual benefits and conditions hereinafter contained, the parties agree as follows:

1. Warranty of Title. The Owner warrants that he/she is the Owner of the property described in Exhibit 'A' and is authorized to enter into this Agreement.

2. Extension Authorized. The City hereby authorizes the Owner to extend service to Owner's property from the existing utility line on Harmony Lane (street or right-of-way) at the following location:

***9717 Vernhardson Place***

3. Costs. Owner will pay all costs of designing, engineering and constructing the extension. All construction shall be done to City standards and according to plans approved by the City's Public Works Director. Any and all costs incurred by the City in reviewing plans and inspecting construction shall be paid for by the Owner.

4. Sewer Capacity Commitment. The City agrees to provide to the Owner sewer utility service and

gallons per day average flow; provided however, that the City retains the authority to temporarily suspend such capacity where necessary to protect public health and safety, or where required to comply with the City's NPDES permit, or any other permits required by any agency with jurisdiction. These capacity rights are allocated only to the Owner's system as herein described. Any addition to this system must first be approved by the City. Capacity rights acquired by the Owner pursuant to this agreement shall not constitute ownership by the Owner of any facilities comprising the City sewerage system. The City agrees to reserve to the Owner this capacity for a period of 0 months ending on \_\_\_\_\_ - \_\_\_\_\_, provided this agreement is signed and payment for sewer capacity is commitment received within 45 days after City Council approval of extending sewer capacity to the Owner's property. Sewer capacity shall not be committed beyond a three year period.

5. Capacity Commitment Payment. The Owner agrees to pay the City the sum of \$2932.50 (full fee) to reserve the above specified time in accordance with the schedule set forth below.

Commitment period	Percent (%) of Connection Fee
One year	Five percent (5%)
Two years	Ten percent (10%)
Three years	Fifteen percent (15%)

In no event, however, shall the Owner pay the City less than five hundred dollars (\$500) for commitment for sewer reserve capacity. In the event the Owner has not made connection to the City's utility system by the date set forth above, such capacity commitment shall expire and the Owner shall forfeit one hundred percent (100%) of this capacity commitment payment to cover the City's administrative and related expenses.

In the event the Pierce County Boundary Review Board should not approve extension of the City's sewer system prior to the extension of the commitment period, the Owner shall be entitled to a full refund (without interest) from the City of the capacity agreement.

6. Extension of Commitment Period. In the event the Owner chooses to permanently reserve sewer capacity by paying the entire connection fee for the number of equivalent residential units desired to be reserved before the expiration date set forth above, the Owner shall be responsible for paying each year for the sewer utility system's depreciation based on the following formula: (Owner's reserved capacity divided by the total plant capacity times the annual budgeted depreciation of the sewer facilities.)

7. Permits - Easements. Owner shall secure and obtain, at Owner's sole cost and expense any necessary permits, easements and licenses to construct the extension, including, but not limited to, all necessary easements, excavation permits, street use permits, or other permits required by state, county and city governmental departments including the Pierce County Public Works Department, Pierce County Environmental Health Department, State Department of Ecology, Pierce County Boundary Review Board, and City of Gig Harbor Public Works Department.

8. Turn Over of Capital Facilities. If the extension of utility service to Owner's property involves the construction of water or sewer main lines, pump stations, wells, and/or other city required capital facilities, the Owner agrees if required by the city to turn over and dedicate such facilities to the City, at no cost, upon the completion of construction and approval and acceptance of the same by the City. As a prerequisite to such turn over and acceptance, the Owner will furnish to the City the following:

- A. As built plans or drawings in a form acceptable to the City Public Works Department;
- B. Any necessary easements, permits or licenses for the continued operation, maintenance, repair or reconstruction of such facilities by the City, in a form approved by the City Attorney;
- C. A bill of sale in a form approved by the City Attorney; and
- D. A bond or other suitable security in a form approved by the City Attorney and in an amount approved by the City Public Works Director, ensuring that the facilities will remain free from defects in workmanship and materials for a period of 2 year(s).

9. Connection Charges. The Owner agrees to pay the connection charges, in addition to any costs of construction as a condition of connecting to the City utility system at the rate schedules applicable at the time the Owner requests to actually connect his property to the system. Any commitment payment that has not been forfeited shall be applied to the City's connection charges. Should the Owner not initially connect 100% of the Sewer Capacity Commitment, the Capacity Commitment payment shall be credited on a pro-rated percentage basis to the connection charges as they are levied.

10. Service Charges. In addition to the charges for connection, the Owner agrees to pay for utility service rendered according to the rates for services applicable to properties outside the city limits as such rates exist, which is presently at 150% the rate charged to customers inside city limits, or as they may be hereafter amended or modified.

11. Annexation. Owner understands that annexation of the property described on Exhibit 'A' to the City will result in the following consequences:

- A. Pierce County ordinances, resolutions, rules and regulations will cease to apply to the property upon the effective date of annexation;
- B. City of Gig Harbor ordinances, resolutions, rules and regulations will begin to apply to the property upon the effective date of annexation;
- C. Governmental services, such as police, fire and utility service, will be provided to the property by the City of Gig Harbor upon the effective date of annexation;
- D. The property may be required to assume all or any portion of the existing City of Gig

Harbor indebtedness, and property tax rates and assessments applicable to the property may be different from those applicable prior to the effective date of annexation;

- E. Zoning and land use regulations applicable to the property after annexation may be different from those applicable to the property prior to annexation; and
- F. All or any portion of the property may be annexed and the property may be annexed in conjunction with, or at the same time as, other property in the vicinity.

With full knowledge and understanding of these consequences of annexation and with full knowledge and understanding of Owner's decision to forego opposition to annexation of the property to the City of Gig Harbor, Owner agrees to sign a petition for annexation to the City of the property described on Exhibit A as provided in RCW 35.14.120, as it now exists or as it may hereafter be amended, at such time as the Owner is requested by the City to do so. The Owner also agrees and appoints the Mayor of the City as Owner's attorney-in-fact to execute an annexation petition on Owner's behalf in the event that Owner shall fail or refuse to do so and agrees that such signature shall constitute full authority from the Owner for annexation as if Owner had signed the petition himself. Owner further agrees not to litigate, challenge or in any manner contest, annexation to the City. This Agreement shall be deemed to be continuing, and if Owner's property is not annexed for whatever reason, including a decision by the City not to annex, Owner agrees to sign any and all subsequent petitions for annexations. In the event that any property described on Exhibit 'A' is subdivided into smaller lots, the purchasers of each subdivided lot shall be bound by the provisions of this paragraph.

12. Land Use. The Owner agrees that any development or redevelopment of the property described on Exhibit 'A' shall meet the following conditions after execution of Agreement:

- A. The use of the property will be restricted to uses allowed in the following City zoning district at the time of development or redevelopment:   R-1
- B. The development or redevelopment of the property shall comply with all requirements of the City Comprehensive Land Use Plan, Zoning Code, Building Regulations, Design Review Guidelines and City Public Works Standards for similar zoned development or redevelopment in effect in the City at the time of such development or redevelopment. The intent of this section is that future annexation of the property to the City of Gig Harbor shall result in a development which does conform to City standards.

13. Liens. The Owner understands and agrees that delinquent payments under this agreement shall constitute a lien upon the above described property. If the extension is for sewer service, the lien shall be as provided in RCW 35.67.200, and shall be enforced in accordance with RCW 35.67.220 through RCW 35.67.280, all as now enacted or hereafter amended. If the extension is for water service, the lien shall be as provided in RCW 35.21.290 and enforced as provided in RCW 35.21.300, all as currently enacted or hereafter amended.

14. Termination for Non-Compliance. In the event Owner fails to comply with any term or condition of this Agreement, the City shall have the right to terminate utility service to the Owner's property in addition to any other remedies available to it.

15. Waiver of Right to Protest LID. Owner acknowledges that the entire property legally described in Exhibit 'A' would be specially benefited by the following improvements (specify):

*none*

Owner agrees to sign a petition for the formation of an LID or ULID for the specified improvements at such time as one is circulated and Owner hereby appoints the Mayor of the City as his attorney-in-fact to sign such a petition in the event Owner fails or refuses to do so.

With full understanding of Owner's right to protest formation of an LID or ULID to construct such improvements pursuant to RCW 35.43.180, Owner agrees to participate in any such LID or ULID and to waive his right to protest formation of the same. Owner shall retain the right to contest the method of calculating any assessment and the amount thereof, and shall further retain the right to appeal the decision of the City Council affirming the final assessment roll to the superior court. Notwithstanding any other provisions of this Agreement, this waiver of the right to protest shall only be valid for a period of ten (10) years from the date this Agreement is signed by the Owner.

16. Specific Enforcement. In addition to any other remedy provided by law or this Agreement, the terms of this Agreement may be specifically enforced by a court of competent jurisdiction.

17. Covenant. This agreement shall be recorded with the Pierce County Auditor and shall constitute a covenant running with the land described on Exhibit 'A', and shall be binding on the Owner, his/her heirs, successors and assigns. All costs of recording this Agreement with the Pierce County Auditor shall be borne by the Owner.

18. Attorney's Fees. In any suit or action seeking to enforce any provision of this Agreement, the prevailing party shall be entitled to reasonable attorney's fees and costs, in addition to any other remedy provided by law or this agreement.

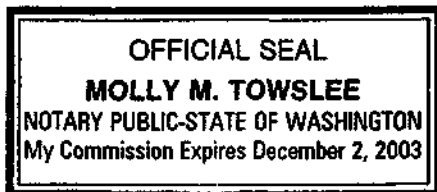
19. Severability. If any provision of this Agreement or its application to any circumstance is held invalid, the remainder of the Agreement or the application to other circumstances shall not be affected.



STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF PIERCE )

I certify that I know or have satisfactory evidence that Donald J. Edwards is the person who appeared before me, and said person acknowledged that (he/she) signed this instrument and acknowledged it as the owner of property to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: 7/5/00



Signature  
Molly M Towslee  
NOTARY PUBLIC for the State  
of Washington, residing at Gig Harbor

My commission expires: 12/2/03

STATE OF WASHINGTON )  
 ) ss:  
COUNTY OF PIERCE )

I certify that I know or have satisfactory evidence that Gretchen A. Wilbert is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that she is authorized to execute the instrument and acknowledged it as the Mayor of the City of Gig Harbor, to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated:

Signature  
\_\_\_\_\_  
NOTARY PUBLIC for the State  
of Washington, residing at

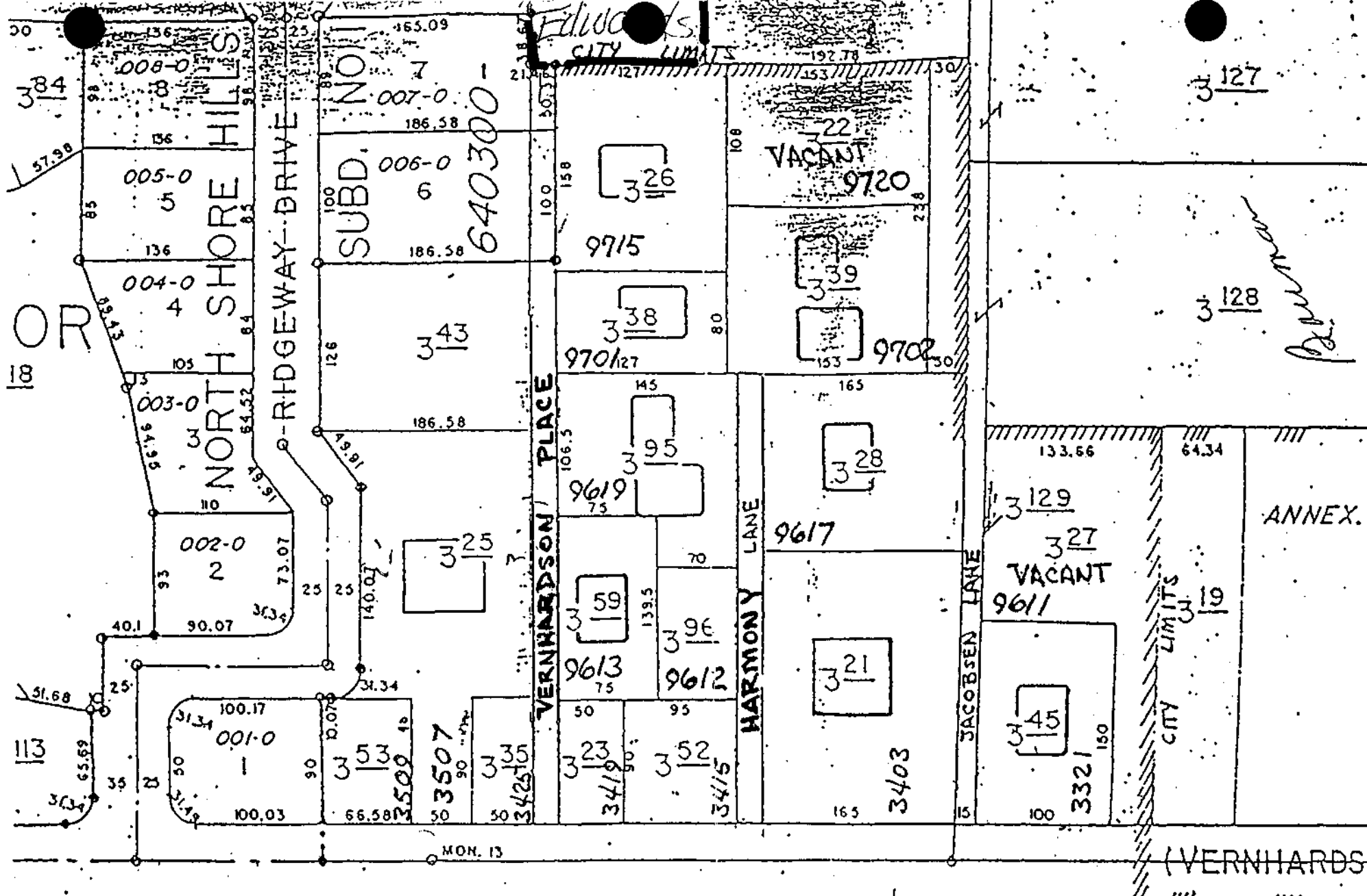
My commission expires

**Exhibit 'A'**

BEGINNING AT THE SOUTHWEST CORNER OF THE NORTH 5-1/2 ACRES OF THE EAST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER IN SECTION 32, TOWNSHIP 22 NORTH, RANGE 2 EAST OF THE WILLAMETTE MERIDIAN: THENCE NORTH 178 FEET; THENCE EAST 138.68 FEET; THENCE SOUTH 178 FEET; THENCE WEST 138.68 FEET TO THE POINT OF BEGINNING.

PARCEL NO. 0222323013





3 127

3 128

*Harmony Lane*

ANNEX.

CITY LIMITS

(VERNHARDSON)

HARBORVIEW DRIVE  
**THIS IS NOT A SURVEY**

DO NOT USE DATA FOUND ON THIS MAP  
 WE ASSUME NO LIABILITY FOR VARIATION

S 89° 43' 40" W CA 2648.4

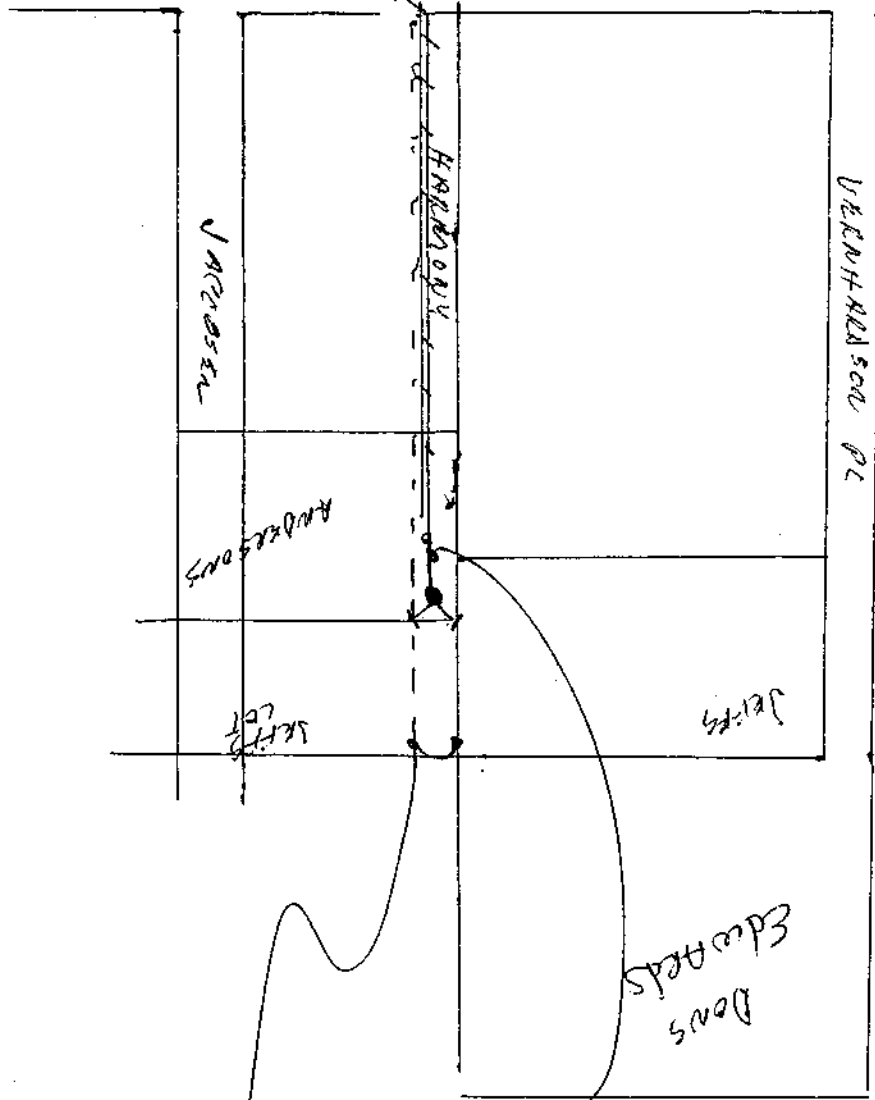
WHEELER

NW 5 T 21 R 2E

SW

HARBORVIEW  
NORTH

VERNHARSON 51



VERNHARSON 01

JAMES

ANDERSONS

SKIFFS

JAMES

DONS  
EDWARDS

8" SEWER MAIN  
11' DEEP

EXISTING SEWER  
EASIMENT



City of Gig Harbor. The "Maritime City"

3105 JUDSON STREET  
GIG HARBOR, WASHINGTON 98335  
(253) 851-8136

**CITY OF GIG HARBOR - UTILITIES SERVICE APPLICATION**

Application No. \_\_\_\_\_, Parcel No. \_\_\_\_\_, Date \_\_\_\_\_

Applicant Donald Edwards, Phone # 858-2319

Mailing Address 9717 Vernhardson Place, Gig Harbor 98332

**STORM WATER CALCULATION:**

Impervious Area (Sq.Ft.)	Calculation	Units

Connection/Service ADDRESS OR LOCATION: 9717 Vernhardson Place

Subdivision \_\_\_\_\_, Lot No. \_\_\_\_\_

Date of Hook-Up \_\_\_\_\_, Meter No. \_\_\_\_\_, Size \_\_\_\_\_, Rate \_\_\_\_\_

Account No. \_\_\_\_\_, Meter Location \_\_\_\_\_

**WATER SYSTEM HOOK-UP & METER INSTALLATION CHARGES:**

Meter Size	Capacity Factor(s)	Hook-Up Fee (Inside City Limits)	Hook-Up Fee (Outside City)	Meter Charge	Total Fees
3/4"	1	\$1,305.00	\$1,960.00	\$450.00	\$
1"	1.67	\$2,175.00	\$3,260.00	\$555.00	\$
1-1/2"	3.33	\$4,350.00	\$6,525.00	(2) \$1,130.00	\$
2"	5.33	\$6,960.00	\$10,440.00	(2) \$1,260.00	\$
Over 2"	(3)	(3)\$	(3)\$	(3) \$	\$

**WATER SYSTEM HOOK-UP & METER INSTALLATION CHARGE: \$ \_\_\_\_\_**

**OTHER CHARGES: (See Note 2)**

Street Boring	\$ 10.00 / Foot	\$
Open Street Cut	\$ 20.00 / Foot	\$

Notes: (1) If project is outside the city limits, the hook-up fee is (1.5) times that shown above.  
(2) Time & Material Plus 10% (3) Negotiable

**BASIC SEWER SYSTEM CONNECTION FEE:**

Zone A	Zone B, C, D	Other	# Of ERU'S *	Total Fee
\$ 755.00	\$ 1,855.00	\$ 2,605.00	<u>1</u>	\$ <u>2605</u> .00

\* Equivalent Residential Unit Calculation for non-residential service:

Residential ( / ERU's per ) X ( 2605 ) = 2605  
 Class of Service Conversion rate for appropriate unit (sq. ft., seats, students, etc.) Number of units Equivalent ERU's

**SPECIAL CHARGES:**

Check (X)	Type of Fee (1)	Fee
X	Encroachment Permit Application & Fee	\$ 15.00
X	Sewer Stub Inspection Fee	\$ 125.00
X	House Stub Inspection Fee (\$25 in city / \$37.50 out)	\$ <u>37.50</u>
X	As-Built Plans Fee (Refundable)	\$ 150.00
	Late Comers Agreement Fee	\$

Note: (1) Single Family Residence only (See Public Works Department for Multi-Family and Commercial)

**TOTAL SEWER SYSTEM FEES PAID:** \$ 2932 50

**TOTAL FEES PAID WITH THIS APPLICATION:** \$ \_\_\_\_\_

Application is hereby made by the undersigned property owner or his agent for all water and/or sewer service required or used for any purpose at the above property address for which I agree to pay in advance and in accordance with existing ordinances and regulations of the city. Following estimated charges, the exact charges will be determined and are payable immediately upon completion of the installation.

I further agree that all rates and charges for water, sewer and/or storm service to the above property shall be paid in accordance with the existing ordinances and regulations of the city or any ordinances or regulations adopted hereafter. I agree to comply with the water, sewer and storm drainage service existing ordinances/regulations of the city or any such ordinances/regulations adopted hereafter.

I understand that the city will use all reasonable effort to maintain uninterrupted service, but reserves the right to terminate the water and/or sewer service at any time without notice for repairs, extensions, non payment of rates or any other appropriate reason and assumes no liability for any damage as a result of interruption of service from any cause whatsoever.

I understand that the city shall maintain ownership in such water meters installed by the city and the city shall be responsible for providing reasonable and normal maintenance to such meters. Damage to meters, boxes, and fittings will be repaired by the city's public works department. The cost of such repair work shall be borne by the contractor or the owner of the property.

X Donald J. Edwards April 9, 2001  
 Applicant's Signature Date

**TO BE COMPLETED BY STAFF ONLY:**

Receipt No.	Fees Paid	Date	Received By

**REVIEWED BY:**

Building Official	P.W. Inspector	P.W. Supervisor	Finance Technician

DUPLICATE RECEIPT DUPLICATE RECEIPT

=====

CITY OF GIG HARBOR  
3105 JUDSON STREET  
GIG HARBOR WA 98335  
TEL (253) 851-8136

=====

THE "MARITIME CITY"

=====

REG-RECEIPT:01-0022257 C:Apr 14 2000  
CASHIER ID:H 12:12 pm A:Apr 14 2000

=====

1060 ADMIN FEE-FILING \$100.00  
D EDWARDS/FILING FEE-SWR/96TH ST.

-----

TOTAL DUE \$100.00

RECEIVED FROM:  
EDWARDS, DONALD J.

CHECK: \$100.00

-----

TOTAL TENDERED \$100.00

-----

CHANGE DUE \$0.00

=====

HAVE A NICE DAY

=====

DUPLICATE RECEIPT DUPLICATE RECEIPT



*City of Gig Harbor. The "Maritime City"*

3105 JUDSON STREET  
GIG HARBOR, WASHINGTON 98335  
(253) 851-8136

**TO: MAYOR WILBERT AND CITY COUNCIL**  
**FROM: PATRICIA IOLAVERA, PLANNING AND BUILDING SERVICES**  
**SUBJECT: RESOLUTION OF SUPPORT**  
**DATE: JULY 5, 2000**

#### **INFORMATION/BACKGROUND**

The City Council recently heard a request on behalf of the Gig Harbor Peninsula Historical Society to support that organization's efforts to construct their new museum on property adjacent to the Borgen property recently purchased by the City. The City Council indicated that they not only support the efforts of the GHPHS to preserve and protect the historic and cultural features of the City, but foresee opportunities to collaborate with the GHPHS to provide interpretive services to the citizens of the City and its visitors.

The attached resolution will help achieve this goal by providing the GHPHS an official endorsement to incorporate into pending grant applications. Because the zoning code is not explicit in regard to museums, granting agencies may incorrectly perceive obstacles to the implementation of the GHPHS' project proposal, and therefore reject GHPHS' applications. In fact, the Department of Planning and Building Services perceives the existing zoning issues as relatively minor obstacles to eventual success, which will merely require either clarification or certain procedural steps. This resolution is therefore intended to mitigate such perceptions and support the timely success of the GHPHS grant applications.

#### **RECOMMENDATION**

To approve the attached resolution as presented.

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY OF GIG HARBOR, WASHINGTON, ENDORSING THE EFFORTS OF THE GIG HARBOR PENINSULA HISTORIC SOCIETY TO BUILD A NEW MUSEUM AND HERITAGE CENTER, FOR WHICH THE PRIMARY PURPOSE IS THE COLLECTION, PRESERVATION OR INTERPRETATION OF HISTORY, HERITAGE, ART AND CULTURE OF THE GIG HARBOR PENINSULA; AND WHICH WILL ALSO INCLUDE THE FISHING BOAT "THE SHENADOAH", A MUSEUM SHOP, FOOD SERVICE, INSTRUCTION ROOMS AND ASSEMBLY HALL; AND DIRECTING THE PLANNING AND BUILDING SERVICES DEPARTMENT TO EXPLORE AND PURSUE OPPORTUNITIES TO COOPERATE IN FULFILLMENT OF THIS GOAL.**

WHEREAS, the City of Gig Harbor values the preservation of the history and culture of the City; and

WHEREAS, the Gig Harbor Peninsula Historic Society was founded in 1963, in order to preserve and interpret the history of the Gig Harbor Peninsula from first contact to the present; and

WHEREAS, the Gig Harbor Peninsula Historic Society has operated a museum to serve this purpose since 1973; and

WHEREAS, the Museum has been forced to move five times in that period of time, due to the changing needs of various landlords; and

WHEREAS, there has been significant growth both in the collections and in the public demand on the resources of the Historic Society and its services; and

WHEREAS, the Gig Harbor Peninsula Historic Society has purchased land for the purpose of building a new museum; and

WHEREAS, the City of Gig Harbor has purchased the Borgen Property, which is itself an historic site of great significance to the City, and which is adjacent to the proposed new museum; and

WHEREAS, the City of Gig Harbor intends to provide interpretive programs in conjunction and cooperation with the new Museum; and

WHEREAS, the City of Gig Harbor shares the values and goals and a mutual interest in the success of the Gig Harbor Peninsula Historic Society Museum; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON AS FOLLOWS:**

Section 1. This resolution does hereby extend to the Gig Harbor Peninsula Historic Society endorsement and support of their efforts to build the new Museum adjacent to the Borgen Property.

Section 2. The Planning and Building Services Department is directed to explore and pursue avenues by which the City may support the plans for the development of the new Museum at their proposed location.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF GIG HARBOR this \_\_\_\_\_ day of January, 2000.

APPROVED:

\_\_\_\_\_  
GRETCHEN A. WILBERT, MAYOR

ATTEST/AUTHENTICATED:

\_\_\_\_\_  
MOLLY M. TOWSLEE, CITY CLERK

FILED WITH THE CITY CLERK: 7/5/2000  
PASSED BY THE CITY COUNCIL:  
RESOLUTION NO.



**Mayor's Report**  
**July 10, 2000**

Councilmember Picinich has just returned from California, where he had the opportunity to visit a number of skate parks. He has some ideas to share with us and the youth who share our newest park facility.

I wish to thank John for stepping forward to take a leadership role with our youth who volunteer to work with the city in maintenance, operation, landscape and safety plan for our Gig Harbor Skate Park.

As more facilities are planned for recreational activity, especially for youth activities, I visualize a network of volunteer planning groups for youth.

c: Northwest Snowboards  
Mark Hoppen, City Administrator  
Dave Brereton, Assistant Public Works Director  
Pat Iolavera, Interim Planning Director

7/14/00

To: The Mayor & Council members of the City of Gig Harbor  
From: The Morris Foundation  
RE: \$200,000--another round of legal fees?

We understand from the Gateway article on the bridge study "appeal" that the City has decided to spend upwards of \$200,000 on an appeal of a segment of the Narrows Bridge EIS-- which may result in some type of a regional economic analysis and report.

Our concern is--are there not more productive uses of City funds to spend this kind of money on? If the City has excess funds such as this--it seems like it ought to be refunded to the taxpayers--or used for parks, recreation, roads, public works, etc. The Borgen property, for example, could have substantial improvements done for this kind of money.

Lastly--in the event the City does front-fund substantial legal fees to eventually secure some kind of regional economic report--it is very probable, like many "other reports", EIS's, or studies done recently--that IT will be challenged, litigated, etc. And, in this likely scenario, the City will be subjected for a barrage of criticism on why it spent substantial taxpayer money on such a risky & perhaps politically motivated venture--with an outcome (Economic Report) that is likely to be challenged for any number of reasons.

Our recommendation is for the City to "rethink" its decision to use taxpayer money to fund another round of what seems to be escalating "legal fees"--and to place a higher priority on using such money to invest in or acquire long term assets for the widespread benefit of its taxpayers.

Thank you,

  
The Morris Foundation