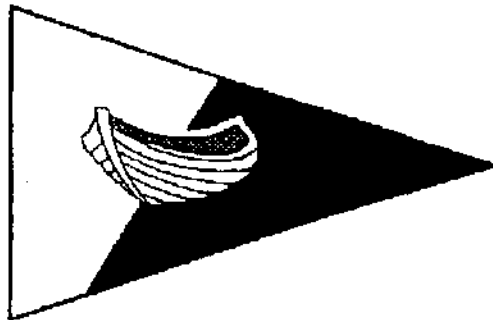


**GIG HARBOR
CITY COUNCIL MEETING**



June 26, 1995

7:00 P.M., CITY HALL COUNCIL CHAMBERS

AGENDA FOR GIG HARBOR CITY COUNCIL MEETING
June 26, 1995 - 7:00 p.m.

PUBLIC COMMENT/DISCUSSION:

CALL TO ORDER:

APPROVAL OF MINUTES:

CORRESPONDENCE:

1. Department of the Air Force - McChord.

OLD BUSINESS:

1. Second Reading - Revised Building Code.

NEW BUSINESS:

1. Reappointment of Teresa Mailich Mueller to the Planning Commission.
2. Request for Utility Extension - Westside Professional Park.
3. Professional Services Agreement - Thornton.
4. Resolution Opposing Acceptance of Spent Nuclear Fuel.
5. Liquor License Application, Change of Ownership - Down East Restaurant.

MAYOR'S REPORT:

COUNCIL COMMENTS:

STAFF REPORTS:

ANNOUNCEMENT OF OTHER MEETINGS:

APPROVAL OF BILLS:

EXECUTIVE SESSION: For the purpose of discussion claims and Initiative 164.

ADJOURN:

REGULAR GIG HARBOR CITY COUNCIL MEETING OF JUNE 12, 1995

PRESENT: Councilmembers Picinich, Platt, Markovich and Mayor Wilbert. Councilman Ekberg was absent.

PUBLIC COMMENT / DISCUSSION:

Ross Bischoff - 16815 Hoff Road, Lakebay. Mr. Bischoff, General Manager for the Gig Harbor Farmer's Market, gave a presentation about the Market's growth, purpose, and how they operate. He answered Councilman Picinich's concerns about the affect on the downtown merchants and promised to work with the business owners to minimize problems.

Jim Pasin - 2910 39th Street. Mr. Pasin requested that the Fairway Estates development be included in the proposed annexation of the Westside. He passed out a map of the area and added that a copy of the letter he presented had been sent to the neighborhood's homeowners association, and was being circulated at this time. He said he would continue working with Mr. Hoppen on this issue.

Bob Frisbie - 9720 Woodworth Ave. Mr. Frisbie suggested that Council consider having people sworn in before presenting testimony before the Council, that it might tend to get people to consider telling all the truth. His second concern was an article in the paper regarding to extending utilities outside the city. He added that he was aware the decisions are up to the Council. He stated that he is proud that the eight years he was on the Council, they were able to keep the utility rates low due in part to the one and a half times surcharge for outside extensions, and asked that Council keep looking at the numbers and consider the future.

Wade Perrow - 9119 No. Harborview Drive. Mr. Perrow asked to be brought up to date on the North Gig Harbor Annexation and how the recent Council decisions regarding utility extensions may affect the waterline he was installing, extending the city water service from the Women's Correction Center to his property on Burnham Drive. He said he was concerned that he is being required to install a 16" line to serve future service in the area, and asked for direction on whether he would be able to recoup some of his costs with latecomers fees if others were allowed an outside extension, or whether he should downsize the line to an 8" line if no extensions were going to be allowed. Councilman Picinich said he wouldn't want to say anything until he had a chance to talk to Ben Yazici and that someone would be contacting Wade.

Jack Bujacich - 3607 Ross Ave. Mr. Bujacich asked for clarification regarding the newspaper article stating that \$100,000 was being spent to upgrade the Harbor Green Park. He wanted to know what had happened to the committee process, where the money was coming from, and why so much was being spent on so few people, since the Community Center would not be built there. Brian Miller, Gateway reporter who wrote the article, said that upon follow-up on the article, he learned that \$100,000 had been budgeted for the project, but not necessarily all of it was going to be spent. Mr. Hoppen gave an update on the City's efforts to obtain the Peninsula School District property, which then could be utilized to build the Community Center adjacent to Harbor Green Park.

Mr. Bujacich then voiced concerns about the striping on the new road construction. He said that with the parking stalls and bike lanes, the traffic lanes were so narrow that trucks and buses were

crossing over the white line, making it very dangerous. Ben Yazici said he realized it was tight, but all the options were considered and given the circumstances, this configuration was the best choice.

Mr. Bujacich's stated he was very involved when the City received the grants to install the sewers and that the grants were not issued just for the City, but for a basin service area. He voiced concerns that the Council's decision not to extend services unless an area was annexed, when there are lines extended elsewhere outside city limits, opened up the city for a liability that would cost the taxpayers a lot of money. Mayor Wilbert assured Mr. Bujacich that the Council was indeed doing their homework on this issue.

SWEARING IN CEREMONY:

Judge Tom Farrow presided over the swearing in of Marilyn Owel to Council Position Number Three, recently vacated by Jeanne Stevens Taylor. After the ceremony, the newly appointed Councilmember Owel took her seat on the Council.

CALL TO ORDER: 7:35 p.m.

APPROVAL OF MINUTES:

MOTION: Move approval of the minutes of the May 22, 1995 meeting with changes. Picinich/Platt - unanimously approved.

CORRESPONDENCE:

1. Bruce and Linda Dishman - Cruizin' the Gig. Mayor Wilbert introduced this letter thanking the City for their continued support of the yearly car show. A \$200 check was included with the letter to be donated to the City Park Fund.
2. Kent Wienker, President, Tacoma Wheelmen's Bicycle Club. This letter was to thank the Mayor and Ben Yazici for their support in helping make the Olympic Interchange safer for bicyclists in encouraging the WSDOT to modify their design to better accommodate bicyclists.
3. Pierce County 4-H Guide Puppy Raisers. This letter was to thank the City for the use of City Hall for the State 4-H Leaders meeting and Fun Day for the Guide Dog Puppy Raisers.
4. Pierce County Resolution R95-110 - Organizing the Tacoma/Pierce County Health Department as the Pierce County Health Department. Mayor Wilbert spoke briefly on this resolution to facilitate the reorganization of the Health Department.
5. Resolution of the Pierce County Council - Mayor Wilbert gave a report on this resolution opposing the adoption of a policy being proposed jointly by the U.S. Department of Energy and the U.S. Dept. of State to accept and manage spent nuclear fuel from foreign research reactors by shipment through the Port of Tacoma.

OLD BUSINESS: None.

NEW BUSINESS:

1. Summer Tennis Program Proposal. Mark Hoppen introduced Doug Clark. Mr. Clark, who is a long time resident of Gig Harbor and owner of a health club in Fircrest, said that in the absence of summer programs and the recent failure of the school levy, he was proposing a program to provide summer activities for the youth in the area and their families. Mr. Clark assured Council that no one would be excluded from the program, and that scholarships would be made available to those unable to pay the minimal fees. He answered questions regarding liability insurance and signage. Carol Morris, legal counsel, said that the City should be indemnified in case of injury.

MOTION: Move we allow this program to occur as a public service, and the City Park should be made available to provide this service.
Markovich/Platt - unanimously approved.

2. Appointment to the Planning Commission. Mayor Wilbert announced that she had appointed Carol Davis to fill the vacant position on the Planning Commission left by Marilyn Owel. Ray Gilmore informed Ms. Davis that her first meeting was Thursday night.

MOTION: Move approval of the Mayor's appointment of Carol Davis to the vacant Planning Commission position.
Platt/Picinich - unanimously approved.

3. Repeal of Seceded Resolutions No. 164 and No. 173. Mark Hoppen introduced this housekeeping resolution to repeal these resolutions that had been superseded by Ordinance #660, which was adopted February of 1994.

MOTION: Move adoption of Resolution No. 444.
Markovich/Picinich - unanimously approved.

4. Resolution - Hearing Examiner Recommendation - Lita Dawn Stanton, Coffee House. Steve Osguthorpe introduced this resolution requesting site plan approval for a Coffee House located at 3615 Harborview Drive, and gave a brief overview of the project. Councilman Markovich recused himself from this agenda item, as the applicant is a relative. Mayor Wilbert asked if any other Councilmembers had received any exparte oral or written communications on this matter or if there were any potential appearance of fairness issues. She added that if any member of the audience had any appearance of fairness challenge for any Councilmember or the Mayor, that they should make their concerns known at this time. Councilman Platt, Councilmember Picinich, and Councilmember Owel all stated that they had received written communication from Bob Frisbie regarding this item, and had read the information. Mayor Wilbert said she also had received this packet, and ruled that the information was not a part of the record and should be disregarded in any decisions being made. No one from the audience responded to the appearance of fairness issue. After discussion between Councilmembers and staff, the following motions were made.

MOTION: Move to add a section 2. D. to the resolution to read as follows: The parking agreement shall state that should the use approved subject to Conditional Use Permit 95-02 cease, the parking agreement between the parties shall

terminate, and the applicant or its successor in interest shall not have use of the off-site parking for any other, subsequent application, unless specifically approved by the City.

Owel/Picinich - unanimously approved.

MOTION: Move approval of Resolution No. 445 as amended.
Platt/Owel -

Councilmember Owel asked to amend the motion to include labeling for the off-site parking stalls.

AMENDED MOTION: Move to amend the resolution to add a section 2-E to read:
The parking agreement shall state that off-site parking spaces will be identified as exclusive to the coffee shop pursuant to Conditional Use Permit 95-02.
Owel/Platt - unanimously approved.

5. First Reading - Revised Building Code. Steve Bowman presented the first reading of this ordinance adopting the Washington State Building Codes with State and City revisions. He gave a brief overview of some of the revisions. This ordinance will return at the next council meeting for its second reading.

6. Resolution - Amending Fee Schedules. Ray Gilmore introduced this resolution to amend the fee schedule due to the deletion of radon test kits being issued by the city.

MOTION: Move to amend the fee schedule by adoption of Resolution No. 446.
Markovich/Picinich - unanimously approved.

7. Resolution - Corrected Legal Description (ANX91-07 - Gig Harbor Interchange Annex.)
Ray Gilmore presented this resolution making two minor corrections to the legal description recorded with Pierce County in the Tallman Annexation.

MOTION: Move we adopt Resolution No. 447 amending the legal description to ANX91-07.
Picinich/Markovich - unanimously approved.

8. Liquor License Application - Good Spirit Market & Deli. Discussion regarding the close proximity of this location to the Henderson Bay Alternative School led to the following motion.

MOTION: Move we recommend denial of this application.
Picinich/Owel - Councilmembers Picinich and Owel voting in favor.
Councilmembers Platt and Markovich voting against. Mayor Wilbert broke the tie by voting in favor of denying the application.

9. Transfer Application - Kinza Teriyaki. No action taken.

10. Liquor License Renewals - Harvester, Puerto Vallarta, and Round Table Pizza. No action taken.

MAYOR'S REPORT:

Best Management Practice for Hazardous Waste. Mayor Wilbert showed Councilmembers the BMP Manual, poster, and pamphlets developed to educate marina owners and their tenants throughout the Puget Sound Area in the handling of waste and hazardous waste. She added that the marina owners in Gig Harbor had helped in developing the manual, and these materials had been distributed back to them. She said these educational tools had been funded by a grant awarded to Puget Soundkeepers Alliance by the Puget Sound Water Quality Authority.

In a Major Earthquake, what do I do about Natural Gas? Mayor Wilbert illustrated how to turn off a gas meter utilizing the model gas meter provided by Washington Natural Gas, in cooperation with GHKP Emergency Preparedness Committee, Ace Hardware, and Borgens. The display, available for citizens to practice shutting off their own gas, will be at City Hall through July.

Earthquake on Sakhalin Island, Russia. Mayor Wilbert said there was no damage in our Sister City, but the people there have asked for assistance in developing a children's hospital. She added that the third graders Discovery Elementary students had initiated a penny drive, and Key Bank had donated one thousand penny rollers toward their effort to raise money to share with the children in Russia.

COUNCIL COMMENTS: None.

STAFF REPORT:

Ben Yazici gave an update on the grant applications. He said that the Judson Street and Harborview Street End projects had not been accepted, but the Rosedale Street project had cleared the first cut. He complimented Maureen Whitaker, Public Works Assistant, for her assistance in authoring the grant applications. He added that the grant was for \$500,000, plus an additional \$70,000 had been received from a previous grant. With the matching City funds, the approximate funding for the project would be \$700,000.

Ben reported that the contractors are approximately two weeks ahead of schedule on the North Harborview Drive Project and the estimated completion date is July 22nd.

ANNOUNCEMENT OF OTHER MEETINGS:

Farmer's Market Meeting - 8:30 a.m. City Hall, June 13th.

APPROVAL OF BILLS:

MOTION: Move approval of warrants #14236 through #14328 in the amount of \$549,921.41.
Platt/Picinich - unanimously approved.

APPROVAL OF PAYROLL:

MOTION: Move approval of warrants #11190 through #11305 in the amount of \$172,916.76.
Platt/Picinich - unanimously approved.

EXECUTIVE SESSION:

MOTION: Move to adjourn to Executive Session for the purpose of discussing litigation and possible litigation for approximately 30 minutes.
Picinich/Platt - unanimously approved.

MOTION: Move to return to Regular Session.
Picinich/Platt - unanimously approved.

The Mayor requested Ben Yazici to do a water analysis study between the Correction Center and the business areas at McCormick Creek and bring back the information to Council.

ADJOURN:

MOTION: Move to adjourn at 9:30 p.m.
Platt/Picinich - unanimously approved.

Cassette recorder utilized.
Tape 390 Side A 000 - end.
Tape 390 Side B 000 - end.
Tape 391 Side A 000 - end.
Tape 391 Side B 000 - 306.

Mayor

City Administrator



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS 62D AIRLIFT WING (AMC)

Craig P. Rasmussen, Colonel, USAF
Commander, 62d Airlift Wing
100 Main Street STE 1028
McChord AFB WA 98438-1199

The Honorable Gretchen Wilbert
Mayor of Gig Harbor
P.O. Box 145
Gig Harbor WA 98335

Dear Mayor Wilbert

As the new Wing Commander for McChord Air Force Base, I am delighted to live and work in the Puget Sound Region. Brigadier General Marr told me about the tremendous support McChord receives from its local communities, and I intend to do all I can to maintain the strong ties that already exist. My first step is to continue the effort made by Brig Gen Marr to provide you with periodic updates about McChord.

First, let me assure you that I remain committed to sustaining McChord's reputation as one of the Air Force's premiere installations. With the backing of the Secretary of Defense and Chief of Staff of the Air Force, we are continuously improving the quality of life for personnel on the base. Current construction and renovations will further improve the living and working conditions here. These are important endeavors because a quality environment greatly enhances the overall effectiveness of our personnel.

We continue to see the results of that effectiveness in the many missions McChord personnel perform. As you know, last year was an extremely busy and challenging time for our base as we participated in every major world event. We maintain that same level of effectiveness this year, supporting the efforts in Cuba and Haiti as well as bringing home the remains of fallen Vietnam heroes.

To maintain our mission readiness, we remain strong in our commitment to training excellence. Recently, however, public discontent with training noise from both McChord and Fort Lewis has generated local newspaper coverage and calls to your offices. To help you better understand the Air Force perspective on this issue; I would like to explain McChord's noise abatement policy and procedures.

In awareness of our civilian neighbors, McChord maintains quiet hours from 11:00 p.m. to 6:00 a.m. We do not fly training missions during those hours. The only aircraft flying are those involved with world events and missions. Unfortunately, many of the calls we receive here are in relation to aircraft flying during the duty day.

AMC-GLOBAL REACH FOR AMERICA

Most callers simply want us to stop flying over their homes. Due to the development of the local communities around McChord, it is impossible for us to avoid flying over residential areas that are within our flight path. That path is established in close cooperation with the FAA and takes into consideration the volume of air traffic in the local area.

We instruct our pilots to request air traffic controllers direct them over nonresidential areas whenever possible. Unfortunately, due to weather and air traffic conditions, Seattle Approach and McChord tower are not always able to do that. Our concern about the impact McChord has on the local area is of paramount importance; however, safety must be our primary concern.

In addition to our quiet hours, we maintain a log of concern calls and brief our pilots and air traffic controllers on the amount and locations of these calls. We will continue to monitor noise complaint trends and do all we can to ensure an equitable balance between our noise abatement efforts and our training requirements.

Finally, there are two events taking place this summer that I am sure will be of interest. The first is our airshow which takes place July 8th. This gives us the opportunity to showcase McChord to the thousands of people who come to our base. They will see first-hand the quality people who make up today's Air Force. On the evening of July 7th, we will host a salute to our veterans in conjunction with our hangar party. The theme for the hangar party is Victory in World War II, and we will take this opportunity to salute our local veterans from World War II and all wars. I extend an invitation to you to be a part of this event which begins at 5:00 p.m. on the 7th. Please RSVP to Mrs. Eileen Scott at 984-5637 or feel free to call if you have any questions. However, if you are unable to join us on the 7th, I hope you will come to the base on the 8th and enjoy Airshow '95.

Our second event will take place in August when the 62 Airlift Wing and the 446 Airlift Wing Reserve undergo an Operational Readiness Inspection. Again, we will have the opportunity to display the commitment and professionalism that have made McChord an award-winning installation.

As we have all come to realize, military installations do not operate in a vacuum. Their success and existence rely heavily upon the support they receive from their communities. I look forward to working with you to further the strong relationships that exist between our communities and ensuring that both grow and prosper well into the next century.

Sincerely



CRAIG P. RASMUSSEN, Colonel, USAF
Commander



City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

TO: MAYOR WILBERT AND CITY COUNCIL
FROM: STEVE BOWMAN, BUILDING OFFICIAL/FIRE MARSHAL
DATE: JUNE 21, 1995
SUBJECT: ADOPTION OF THE WA. STATE BUILDING CODES WITH STATE AND CITY REVISIONS

INTRODUCTION:

The Washington State Legislature has delegated the responsibility for revising the State Building Codes to the Building Code Council (BCC). Revisions to the State Building Codes were adopted by the BCC on November 18, 1994 with an effective date set for June 30, 1995. Summaries of the proposed amendments are attached. Complete copies of the Uniform Codes and their revisions are available for review in the Gig Harbor Department of Planning and Building.

POLICY ISSUES:

Attached for your consideration is an ordinance, for adoption by reference, of the BCC revisions. Included are revisions to the Uniform Building, Fire, Plumbing, Mechanical, Barrier Free, and Energy Codes, and the Water Conservation Performance Standards. The Washington State Building Code Council has prepared small business economic impact statements under Chapter 19.85 RCW for the State adoption of the Uniform Codes and the WA State amendments.

Other revisions are editorial to remove references to previous code editions which are no longer City or State codes. Chapter 15.20 (Gasoline Service Stations) appropriate sections are now in the Zoning Code; Chapter 15.24 (Television & Radio Antennas) enforced by the City Clerk; and 15.28 (Security Devices) enforced by the Police Department are proposed to be repealed.

The Washington State BCC has amended the 1994 UBC to provide a different rise/run standard for stairways. The Washington Association of Building Officials has recommended that all jurisdictions within the State not adopt the revision because it is a reduction in the minimum standards which have been proven to provide a safer means of egress for people.

The draft ordinance before you would approve the WA State revision to the 1994 UBC as recommended by the City of Gig Harbor Building Code Advisory Board. The Gig Harbor Building Code Advisory Board recommended approval of the proposed ordinance during their meeting on June 1, 1995. The City of Gig Harbor Building Code Advisory Board is concerned that the City of Gig Harbor have standards that are uniform with the standards enforced in the jurisdictions surrounding the City of Gig Harbor.

Radon test kits will no longer be provided by the City of Gig Harbor for new dwellings. A resolution is also attached which would revise the fee schedule to no longer require building permit (for new dwellings) applicants to pay a \$15.00 radon test kit fee.

The City Attorney has reviewed this draft of the adopting ordinance and has submitted comments for consideration prior to this second reading. Additionally, the Public Works Department is working with Planning-Building in developing some modifications to the revised code. These updates will be presented to the Council in August.

RECOMMENDATION:

The Mayor and City Council adopt the 1994 Uniform Building Codes with the revisions as adopted by the Washington State Building Code Council and as recommended by the Gig Harbor Building Code Advisory Board, and further amended to require stairways to have a rise/run in accordance with the following GHMC Section # 15.06.090, after the second reading of the ordinance and inclusion of any required revisions.

**CITY OF GIG HARBOR
ORDINANCE NO. _____**

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, ADOPTING THE WASHINGTON STATE BUILDING CODE, including the 1994 editions to the Uniform Building Code, Uniform Fire Code, Uniform Mechanical Code, the Washington Administrative Code amendments to these 1994 Uniform Codes as well as the WAC amendments to the 1991 Uniform Plumbing Codes, certain code standards and local amendments; repealing chapters 15.06, 15.08, 15.10, 15.12, 15.20, 15.24, 15.28 and 15.36, and adding new chapters 15.06, 15.10, 15.12 and 15.36 to the Gig Harbor Municipal Code.

WHEREAS, the Washington State Legislature has adopted the 1994 editions to the Uniform Building, Fire and Mechanical Codes, together with certain Washington Administrative Code ("WAC") amendments and uniform code standards; and,

WHEREAS, the State also adopted new WAC amendments to the 1991 Uniform Plumbing Code; and

WHEREAS, the Codes as amended will become effective in all cities and counties in the State of Washington on June 30, 1995; and,

WHEREAS, the Gig Harbor Municipal Code must be amended to reflect the adoption of the new regulations; and,

WHEREAS, Title 15 of the Gig Harbor Municipal Code contains regulations which are either outdated or duplicative of other sections in the City's Zoning Code (chapters 15.20, 15.24, 15.28) and should therefore be repealed; and

WHEREAS, the Gig Harbor City Council finds that the adoption of the 1994 Uniform Building Codes with certain Washington State Building Code amendments is in the public interest.

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

Section 1. Chapter 15.06 of the Gig Harbor Municipal Code is hereby repealed.

Section 2. A new chapter 15.06 is hereby added to the Gig Harbor Municipal Code, to read as follows:

Chapter 15.06
UNIFORM BUILDING CODE

Sections:

- 15.06.010 Uniform Building Code adopted.
- 15.06.020 Uniform Code for the Abatement of Dangerous Buildings adopted.
- 15.06.030 Historic Building Code adopted.
- 15.06.040 Appeals - Hearing examiner/building code advisory board.
- 15.06.050 Complete Permit Application.
- 15.06.060 Expiration.
- 15.06.070 Permit fees.
- 15.06.080 Amendment to Section 310.10, Uniform Building Code.
- 15.06.090 Amendment to Section 904.2.8, Uniform Building Code.
- 15.06.100 Amendment to Section 1006.3, Uniform Building Code.

15.06.010 Uniform Building Code Adopted. The Uniform Building Code, 1994 Edition, including Appendix Chapters 15 and 33, and the Uniform Building Code Standards, 1994 Edition, published by the International Conference of Building Officials, and as amended by the State of Washington as Chapter 51-30 Washington Administrative Code, are adopted for use within the City of Gig Harbor.

15.06.020 Uniform Code for the Abatement of Dangerous Buildings Adopted. The Uniform Code for the Abatement of Dangerous Buildings, 1994 Edition, published by the International Conference of Building Officials, is adopted for use within the City of Gig Harbor.

15.06.030 Historic Building Code Adopted. The Historic Building Code, Chapter 51-19 WAC, is adopted for use within the City of Gig Harbor.

15.06.040 Amendment to Section 105.1, Uniform Building Code. Section 105.1 of the Uniform Building Code is amended as follows:

105.1 General. ~~Appeals of administrative determinations, orders or decisions of the building official shall be heard by the Board of Appeals pursuant to chapter 15.02 GHMC. In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals consisting of members who are qualified by experience and trained to pass on matters pertaining to building construction and who are not employees of the jurisdiction. The building official shall be an ex officio member of and shall act as secretary to said board but shall have no vote on any matter before the board. The board of appeals shall be appointed by the governing body and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business, and shall hold office at its pleasure. The board shall adopt rules of~~

~~procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the building official.~~

15.06.050 Amendment to Section 106.3.1, Uniform Building Code. Section 106.3.1 of the Uniform Building Code is amended as follows:

106.3.1 Application.

A. To obtain a permit, the applicant shall first file an application therefor in writing on a form furnished by the ~~code enforcement agency for that purpose~~ City. Every such application shall:

1. Identify and describe the work to be covered by the permit for which application is made;
2. Describe the land on which the proposed work is to be done by legal description, street address, ~~tax parcel number~~ or similar description that will readily identify and definitely locate the proposed building or work;
3. Indicate the use or occupancy for which the proposed work is intended;
4. Be accompanied by plans, diagrams, computations and specifications and other data as required in Section 106.3.2;
5. State the valuation of any new building or structure or any addition, remodeling or alteration to an existing building;
6. Be signed by the applicant, or the applicant's authorized agent;

~~7. The property owner's name, address and phone number;~~

~~8. The prime contractor's business name, address, phone number, current state contractor registration number;~~

~~9. Either:~~

~~a. the name, address and phone number of the office of the lender administering the interim construction financing, if any, or~~

b. the name and address of the firm that has issued a payment bond, if any, on behalf of the prime contractor for the protection of the owner, if the bond is for an amount not less than 50% of the total amount of the construction project.

10. Any information required to demonstrate compliance with the State Environmental Policy Act, as adopted by the City under Title 18 GHMC.

11. Evidence of an adequate water supply for the intended use of the structure or building, as required by RCW 19.27.097.

B. The information required on the application by subsections A(1), A(2), A(7), A(8), and A(9) of this section shall be set forth on the building permit document which is issued to the owner, and on the inspection record card which shall be posted at the construction site.

C. The information required by subsection A(1), A(2), A(7), A(8), and A(9) of this section and information supplied by the applicant after the permit is issued under subsection (D) of this section shall be kept on record in the office where building permits are issued and made available to any person upon request. If a copy is requested, a reasonable charge may be made.

D. If any of the information required by subsection A(9) of this section is not available at the time the application is submitted, the applicant shall so state and the application shall be processed forthwith and the permit issued as if the information had been supplied, and the lack of the information shall not cause the application to be deemed complete for the purposes of vesting. However, the applicant shall provide the remaining information as soon as the applicant can reasonably obtain such information.

15.06.050. Amendment to Section 106.4.4, Uniform Building Code. Section 106.4.4 of the Uniform Building Code is amended as follows:

106.4.4 Expiration.

A. Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void if:
(1) the building or work authorized by such permit is not

commenced within 180 days from the date of such permit; (2) the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days; or (3) if the building or work authorized by such permit has not been completed, a final inspection has not been given and a certificate of occupancy has not issued within one year from the date of such permit. Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefor shall be one half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and substantial construction as determined by the building official has taken place; and provided further than such suspension, abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.

- B. Any permittee holding an unexpired permit may apply for an extension of the time within which he may commence work under that permit when he is unable to commence work within the time required by this section for good and satisfactory reasons. The building official may extend the time for action by the permittee for a period not exceeding 180 days upon written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. No permit shall be extended more than once. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.

15.06.060 Amendment to Section 107.2, Uniform Building Code.
Section 107.2 of the Uniform Building Code is amended as follows:

107.2 Permit Fees.

- A. A fee for each permit shall be paid to the City of Gig Harbor in the amount set forth in Title 3.40 of the Gig Harbor Municipal Code.
- B. The determination of value or valuation under any of the provisions of this code shall be made by the building official, who shall use the most current publication of the Building Valuation Work sheet, which is based upon data compiled by the International Conference of Building Officials and published in the Building Standards as a building cost reference. Said building valuation Work sheet shall be posted in the City Building Department of Planning and Building. The value to be used in computing the building permit and building plan review fees shall be the total value

of all construction work for which the permit is issued, as well as all finish work, painting, roofing, electrical, plumbing, heating, air conditioning, elevators, fire-extinguishing systems and any other permanent equipment.

15.06.070 Amendment to Section 310.10, Uniform Building Code. Section 310.10 of the Uniform Building Code is amended as follows:

310.10 Fire Alarm Systems.

- A. Group R, Division 1 Occupancies shall be provided with an approved manual and automatic fire alarm system in apartment houses three or more stories in height, ~~or two or more stories in height with a basement,~~ or containing ~~16 or more~~ more than five (5) dwelling units, ~~and every hotel and motel which contains six~~ (6) or more guest rooms and in congregate residences three or more stories in height or having an occupant load of 20 or more ~~in accordance with the Fire Code.~~ A fire alarm and communication system shall be provided in Group R, Division 1 Occupancies located in a high-rise building.

EXCEPTIONS:

1. A manual fire alarm system need not be provided in buildings not over two stories in height when all individual dwelling units and contiguous attic and crawl spaces are separated from each other and public or common areas by at least one-hour fire-resistive occupancy separations and each individual dwelling unit or guest room has an exit directly to a public way, exit court or yard, ~~exterior stairway or exterior exit balcony.~~
 2. A separate fire alarm system need not be provided in buildings which are protected throughout by an approved supervised fire sprinkler system ~~installed in accordance with U.B.C. Standard No. 9-1 and~~ having a local alarm to notify all occupants.
- B. The alarm signal shall be a distinctive sound which is not used for any other purpose other than the fire alarm. Alarm-signaling devices shall produce a sound that exceeds the prevailing equivalent sound level in the room or space by 15 decibels minimum, or exceeds any maximum sound level with a duration of 30 seconds minimum by 5 decibels minimum,

whichever is louder. Sound levels for alarm signals shall be 120 decibels maximum.

- C. For the purposes of this section, area separation walls shall not define separate buildings.

15.06.080 Amendment to Section 904.2.8, Uniform Building Code. Section 904.2.8 of the Uniform Building Code is amended as follows:

904.2.8 Group R, Division 1 Occupancies. An automatic sprinkler system shall be installed throughout every apartment-house building classified as a Group R, Division 1 occupancy which exceeds 5,000 square feet or exceeds two (2) ~~three or more~~ stories in height or containing ~~46~~ 5 or more dwelling units, every congregate residence three or more stories in height or having an occupant load of ~~20 or more than~~ 10, and every hotel and motel ~~three or more stories in height containing 20 which contains six (6) or more guest rooms (e.g., for the purposes of this section, a structure with two (2) stories and a basement shall be considered as exceeding two stories.)~~ Residential or quick-response standard sprinklers shall be used in the dwelling units and guest room portions of the building.

~~For the purpose of this Section, area separation walls shall not define separate buildings.~~

15.06.090 Amendment to Section 1006.3, Uniform Building Code. Section 1006.3 of the Uniform Building Code, is amended as follows:

1006.3 Rise and Run.

- A. The rise of steps shall not be less than 4 inches (102 mm) or greater than ~~7-1/2 inches (190 mm)~~ 7 inches (178 mm). Except as permitted in Sections 1006.4 and 1006.6, the run shall not be less than ~~10 inches (254 mm)~~ 11 inches (279 mm), as measured horizontally between the vertical planes of the furthest projections of adjacent treads. Except as permitted in Section 1006.4, 1006.5 and 1006.6, the largest tread run within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm). The greatest riser height within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm).

EXCEPTIONS:

1. Private steps and stairways serving an occupant load of less than 10 and stairways to unoccupied roofs may be constructed with an 8-inch-maximum (203 mm) rise and a 9-inch-minimum (229 mm) run.
2. Where the bottom or top riser adjoins a sloping public way, walk or driveway having an established grade and serving as a landing, the bottom or top riser may be reduced along the slope.
3. Steps and stairways serving three and four family dwellings may be constructed with a 7 1/2 inches (190 mm) rise and a 10 inches (254 mm) run.

- B. Where Exception 2 to Section 1103.2.2 is used in a building design, the run of stair treads shall not be less than 11 inches (279 mm), as measured horizontally between the vertical planes of the furthest projections of adjacent tread. The largest tread within any flight of stairs shall not exceed the smallest by more than 3/8 inch (9.5 mm).

Section 3. Chapter 15.08 of the Gig Harbor Municipal Code is hereby repealed.

Section 4. A new chapter 15.08 is hereby added to the Gig Harbor Municipal

Code, to read as follows:

Chapter 15.08
UNIFORM PLUMBING CODE

Sections:

- 15.08.010 Provisions adopted.
- 15.08.020 Permit fees.
- 15.08.030 Appeals - Hearing examiner/building code advisory board.
- 15.08.040 Expiration.

15.08.010 Provisions Adopted. The Uniform Plumbing Code, 1991 Edition, including Appendix Chapters A, B, D and H, and the Uniform Plumbing Code Standards, published by the International Association of Plumbing and Mechanical Officials and as amended by the State of Washington as Chapters 51-26 and 51-27 WAC (including the State of Washington Water Conservation Performance Standards) are adopted for use within the city of Gig Harbor.

15.08.020 Amendment to Section 30.3 (d), Uniform Plumbing Code.
Section 30.3 (d) of the Uniform Plumbing Code is amended as follows:

30.3 (d) Expiration. Every permit issued by the ~~Administrative Authority Building Official~~ under the provisions of this code shall expire by limitation and become null and void ~~under any of the following circumstances: (1) if the work authorized by such permit is not commenced within 180 days from the date of such permit; (2) or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days; (3) or if the work authorized by such permit has not been completed and a final inspection has not been given and a certificate of occupancy has not been issued within one year from the date of such permit.~~ Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefor shall be one half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; ~~and substantial construction as determined by the building official has taken place; and provided further than such suspension or abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.~~

Any permittee holding and unexpired permit may apply for an extension of the time within which he may commence work under that permit when he is unable to commence work within the time required by this section for good and satisfactory reasons. The building official may extend the time for action by the permittee for a period not exceeding 180 days upon written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. No permit shall be extended more than once. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.

15.08.030 Amendment to Section 30.4 (a), Uniform Plumbing Code.
Section 30.4 (a), Uniform Plumbing Code is amended as follows:

30.4 (a) Permit Fees. The fee for each permit shall be as set forth in Table 3-A. ~~A fee for each permit shall be paid to the City of Gig Harbor in the amount set forth in Title 3-40 of the Gig Harbor Municipal Code.~~

15.08.040 Amendment to Section 201 to the Uniform Plumbing Code.
Section 201 of the Uniform Plumbing Code is amended as follows:

Section 201 (i) APPEALS. Appeals of administrative determinations, orders or decisions of the building official shall be heard by the Board of Appeals pursuant to chapter 15.02 GHMC. In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals consisting of members who are qualified by experience and trained to pass on matters pertaining to building construction and who are not employees of the jurisdiction. The building official shall be an ex officio member of and shall act as secretary to said board but shall have no vote on any matter before the board. The board of appeals shall be appointed by the governing body and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the building official.

Section 5. Chapter 15.10 of the Gig Harbor Municipal Code is hereby repealed.

Section 6. A new chapter 15.10 is hereby added to the Gig Harbor Municipal Code, to read as follows:

Chapter 15.10
UNIFORM MECHANICAL CODE

Sections:

- 15.10.010 Provisions adopted.
- 15.06.020 Permit fees.
- 15.10.030 Appeals - Hearing examiner/building code advisory board.
- 15.10.040 Expiration.

15.10.015 Provisions adopted. The Uniform Mechanical Code, 1994 Edition, including Chapter 13, Fuel Gas Piping, Appendix B, published by the International Conference of Building Officials, as amended by the State of Washington in Chapter 51-32 WAC, is adopted for use within the City of Gig Harbor.

15.10.020 Amendment to Section 110.1, Uniform Mechanical Code. Section 110.1 of the Uniform Mechanical Code is amended as follows:

Section 110.1 - BOARD OF APPEALS. Appeals of administrative determinations, orders or decisions of the building official shall be heard by the Board of Appeals pursuant to chapter 15.02 GHMC.

~~In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals consisting of members who are qualified by experience and training to pass on matters pertaining to building construction and who are not employees of this jurisdiction. The building official shall be an ex-officio member of and shall act as secretary to said board but shall have no vote on any matter before the board. The board of appeals shall be appointed by the governing body and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the building official.~~

15.10.030 Amendment to Section 114.4.1, Uniform Mechanical Code.
Section 114.4.1 of the Uniform Mechanical Code is amended as follows:

114.4.1 Expiration. Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void ~~under any of the following circumstances: (1) if the work authorized by such permit is not commenced within 180 days from the date of such permit; (2) or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days; or (3) if the work authorized by such permit has not been completed and a final inspection has not been given and a certificate of occupancy issued within one year from the date of such permit.~~ Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefor shall be one half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; ~~and substantial construction as determined by the building official has taken place;~~ and provided further than such suspension, abandonment has not exceeded one year. No permit shall be extended more than once. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.

15.10.040 Amendment to Section 115.2, Uniform Mechanical Code.
Section 115.2, Uniform Mechanical Code is amended as follows:

115.2 Permit Fees. The fee for each permit shall be as set forth in Table 3-A. ~~A fee for each permit shall be paid to the City in the amount set forth in Title 3.40 of the Gig Harbor Municipal Code.~~

Section 7. Chapter 15.12 of the Gig Harbor Municipal Code is hereby repealed.

Section 8. A new chapter 15.12 is hereby added to the Gig Harbor Municipal

Code, to read as follows:

Chapter 15.12
UNIFORM FIRE CODE

Sections:

- 15.12.010 Provisions adopted.
- 15.12.020 Amendment to Section 103.1.4, Appeals.
- 15.12.030 Amendment to Section 104.2, Investigations.
- 15.12.040 Amendment to Article 2, Definitions.
- 15.12.050 Amendment to Section 901.4, Fire apparatus access.
- 15.12.060 Amendment to Section 902.2.2.1, Fire apparatus access dimensions.
- 15.12.070 Amendment to Section 902.2.2.3, Turning Radius
- 15.12.080 Amendment to Section 903.3, Type of water supply.
- 15.12.090 Amendment to Section 903.4.2, Required installations.
- 15.12.100 Amendment to Sections 1003.2.8, Fire sprinkler systems, Group R, Division 1.
- 15.12.110 Amendment to Section 1007.2.9.1.1, Fire Alarm Systems.
- 15.12.120 Establishment of limited in districts for storage of compressed natural gas.
- 15.12.130 Establishment of limits of districts in which storage of explosives and blasting agents is to be prohibited.
- 15.12.140 Establishment of limits of districts in which storage of flammable or combustible liquids in outside aboveground tanks is to be prohibited.
- 15.12.150 Establishment of limits in which bulk storage of liquefied petroleum gas is to be restricted.
- 15.12.160 Amendments to Section 8504, Abatement of Electrical Hazards.
- 15.12.170 Amendments to Appendix III-C, Testing Personnel
- 15.12.180 Amendment to Section 6.3, Appendix II-C, Pier Fire Flow.

15.12.015 Provisions adopted. The Uniform Fire Code, 1994 Edition, including Appendix Chapters I-A, II-C, II-E, II-F, III-A, III-B, III-C, V-A and VI-A, and the Uniform Fire Code Standards, published by the International Conference of Building Officials and the Western Fire Chiefs' Association, as amended by the State of Washington in Chapter 51-34 of the WAC, with the exception of WAC 51-34-0902 and 51-34-1003.2.8, are adopted for use within the City of Gig Harbor.

15.12.020 Amendment to Section 103.1.4, Uniform Fire Code. Section 103.1.4 of the Uniform Fire Code is amended as follows:

103.1.4 APPEALS. Appeals of administrative determinations, orders or decisions of the building official shall be heard by the Board of Appeals

~~pursuant to chapter 15.02 GHMC To determine the suitability of alternate materials and types of construction and to provide for reasonable interpretations of the provisions of this code, there shall be and hereby is created a board of appeals consisting of five members who are qualified by experience and training to pass judgment upon such matters. The board of appeals shall be appointed by the executive governing body and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the fire chief with a duplicate copy to the appellant.~~

15.12.030 Amendment to Section 104.2, Uniform Fire Code. Section 104.2 of the Uniform Fire Code is amended as follows:

104.2 Investigations. ~~The fire department may be requested by the Gig Harbor Fire Marshal to assist in the investigation to determine is authorized to investigate promptly the cause, origin and circumstances of each and every fire occurring in the jurisdiction involving loss of life or injury to person or destruction or damage to property and, if it appears to the bureau of investigation Gig Harbor Fire Marshal that such fire is of suspicious origin, they the Gig Harbor Fire Marshal is are authorized to take immediate charge of all physical evidence relating to the cause of the fire and is are authorized to pursue the investigation to its conclusion.~~

- a. The chief is authorized to investigate the cause, origin and circumstances of unauthorized releases of hazardous materials.

~~The police department Gig Harbor Police Department is authorized to assist the fire department in its investigations when requested to do so.~~

- b. The Fire Marshal is authorized to investigate promptly the cause, origin and circumstances of each and every fire occurring within the City of Gig Harbor boundaries and involving loss of life or injury to persons or destruction to or damage of property. If the Fire Marshal has reasonable cause to believe that arson or criminal activity is connected with the fire, then the Fire Marshal will report his findings to the Gig Harbor Police Department. The Fire Marshal shall assist the Gig Harbor Police Department throughout the investigation.

- c. ~~The Gig Harbor Fire Marshal or in his absence the Gig Harbor Police Chief, is authorized to request assistance by other approved inspection agencies in making fire investigations if after~~

preliminary investigation, the Fire Marshal has reasonable cause to believe that arson or criminal activity is connected with the fire, or if a fatality is involved.

15.12.040 Amendment to Article 2, Uniform Fire Code. Section Article 2 of the Uniform Fire Code is amended as follows:

The following are additional definitions and abbreviations to those found in Article 2 of the Uniform Fire Code:

1. "AWWA" means the American Water Works Association.
2. "Building valuation data" means the Building Standards monthly publication issued by the International Conference of Building Officials.
3. "Commercial areas" means any development with buildings other than dwellings or industrial structures. Questions arising in the interpretation of this definition, concerning whether a development is commercial shall be resolved by reference to the occupancy tables contained in the Uniform Fire Code.
4. "Corporation counsel," as used in the Uniform Fire Code, means the city attorney for Gig Harbor.
5. "Dead-end main" means a water main over 50 feet long and not being fed from both ends at the time of installation.
6. "Draft hydrant" means a mechanical device designed for the removal of water by a fire pumper by applying a negative pressure without going through the normal domestic water system.
7. "Expanding water system" means an approved, expanding water system which is undertaking new construction (definition follows) to provide water service to additional service connections. Any expanding water system shall install facilities sized to meet the necessary minimum design criteria for area being served. The expanding system shall show by plans submitted by a registered professional engineer how fire flow, if required, is to be provided and the plan shall be approved by the Gig Harbor public works department and the Gig Harbor fire marshal.

8. "Fire chief," "chief," or "chief of the fire prevention bureau," as used in the Uniform Fire Code, means the fire marshal of Gig Harbor.
9. "Fire Department" is a regularly organized fire department, fire protection district or fire company regularly charged with the responsibility of providing fire protection to the jurisdiction. Where referenced within this code the fire department shall mean the Department of Planning and Building.
10. "Fire flow" means the flow of water required for fire-fighting at a specific building or within a specific area.
11. "Fire marshal" means the city fire marshal or his appointee.
12. "Flush type hydrant" means a hydrant installed entirely below grade.
12. "G.P.M." or "g.p.m." means gallons per minute.
13. Hydrant. "Hydrants" shall mean fire hydrants as approved by the city fire marshal. Special purpose adapters may be used with approval of the fire department.
14. "Industrial area" means manufacturing operations conducted in buildings of conventional design suitable for various types of manufacture.
15. "Inspector" of the fire department, or bureau of fire prevention, means personnel designated and assigned to perform the fire inspection functions by the fire marshal of Gig Harbor.
16. "Office of fire prevention and arson control," as used in the Uniform Fire Code and as amended in this chapter means that office as recognized by the city fire marshal to be able to perform the necessary functions of arson control.
17. "Private hydrant" means a fire hydrant situated and maintained to provide water for fire-fighting purposes with restrictions as to use. The location may be such that it is not readily accessible for immediate use by the fire department for other than certain private property.

18. "Public hydrant" means a fire hydrant so situated and maintained as to provide water for fire-fighting purposes without restriction as to use for the purpose. The location is such that it is accessible for immediate use of the fire department for all nearby property.

19. "Standby firemen," "fire watch," and "fire guard," as used in the Uniform Fire Code and as amended in this chapter means one or more experienced firemen or other qualified persons, as required and approved by the Gig Harbor fire marshal. They shall be uniformed and have available the necessary fire protection equipment. Also see Section 2501.19 of the Uniform Fire Code.

20. "Substantial alteration" is any alteration, where the total cost of all alterations (including but not limited to electrical, mechanical, plumbing, and structural changes) for a building or facility within any 12-month period amounts to 60 percent or more of the appraised value.

21. "Transmission main" means a main used to transport water from a source to storage, source to source, source or storage to water main.

22. "Water authority" and "purveyor" means the city public works department, a water district, or other body legally supplying water in the area and approved by the city.

23. "Water main" means the piping used to deliver domestic water and water intended for fire protection.

24. "Yard system" means any extension from a transmission main and/or water main onto a development site.

15.12.050 Amendment to Section 901.4.2, Uniform Fire Code. Section 901.4.2 of the Uniform Fire Code is amended as follows:

901.4.2 Fire apparatus access roads.

A. When required by the chief, city fire marshal, approved signs or other approved notices shall be provided and maintained for fire apparatus access roads to identify such roads and prohibit the obstruction thereof or both.

B. All private roads, recognized as a part of the addressing system of the City, shall be marked with road signs constructed and installed

in accordance with Gig Harbor City Road Standards.

C. Costs of signs and their installation shall be the responsibility of the property owner and/or developer.

15.12.060 Amendment to Section 902.2.2.1, Uniform Fire Code. Section 902.2.2.1 of the Uniform Fire Code is amended as follows:

~~902.2.2.1 Fire apparatus access. Plans for apparatus access roads shall be submitted to the fire department for review and approval prior to construction. Dimensions.~~

A. Fire apparatus access roads shall have an unobstructed width of not less than 20 feet (6096 mm) and an unobstructed vertical clearance of not less than 13 feet 6 inches (4115 mm).

B. The minimum cleared vehicular roadway, driveway, or street, width shall be twelve (12) (3658 mm) feet from shoulder to shoulder for one single family residence, fifteen (15) (4572 mm) feet from shoulder to shoulder for one way traffic in other developments, and twenty-four (24) feet (7315 mm) minimum driving surface for all two-way traffic.

EXCEPTIONS:

1. Private roadways which serve less than 10 living units may be twenty (20) feet (6096 mm) in width from shoulder to shoulder for two way traffic when the roadway serves only R-1 or R-3 occupancies as defined in the Uniform Building Code and the buildings and site improvements comply with the Special Hazards section of the currently adopted Uniform Fire Code [I.E. See Section 1001.9, 1994 Uniform Fire Code].

2. Upon approval by the fire marshal, vertical clearance may be reduced, provided such reduction does not impair access by fire apparatus and approved signs are installed and maintained indicating the established vertical clearance.

3. The use of fire protection features to reduce the required fire apparatus access may be considered by the fire marshal if a review by the fire department indicates that the use of

fire protection features would provide an equivalent fire protection to that which would be provided had the full fire apparatus access be provided in accordance with this code. A site plan and letter stating the proposed method of fire protection shall be submitted to the fire marshal and fire department. The fire department must indicate approval of the proposed method of fire protection or an alternate method to that proposed before the fire marshal may approve the alternate method of fire protection.

15.12.070 Amendment to Section 902.2.2.3, Uniform Fire Code. Section 902.2.2.3 of the Uniform Fire Code is amended as follows:

902.2.2.3 Turning Radius. The turning radius of a fire apparatus access road shall be as approved by the chief city fire marshal. A minimum turning radius of forty-five (45) feet shall be provided for lanes, streets, driveways, and cul-de-sacs, the latter which are in excess of one hundred fifty (150) feet. (See Appendix A set out in Figure 15.12.090.)

15.12.080 Amendment to Section 903.3, Uniform Fire Code. Section 903.3 of the Uniform Fire Code is amended as follows:

903.3 Type of Water Supply.

A. Water supply is allowed to consist of reservoirs, pressure tanks, elevated tanks, water mains or other fixed systems capable of providing the required fire flow. In setting the requirements for fire flow, the chief city fire marshal may be guided by Appendix III-A. Appendix III-A is adopted by reference for use within the City of Gig Harbor.

EXCEPTIONS:

I. Dwellings. The minimum fire flow requirements for one- and two-family dwellings (Group R Division 3), shall be 750 gallons per minute at 20 psi for a period of forty-five (45) minutes. Fire flow for buildings of three thousand six hundred (3600) square feet or more in floor area including attached garage, shall be one thousand (1,000) GPM for one (1) hour. Fire protection credits as described in Table III of this Section may be reduced to not less than forty-five (45) minutes when using fire protection credits as described in Table III of this Section. Table III may be used in lieu of providing fire flow for one- and two-family dwellings (Group R Division 3) when:

a. built on lots which are one gross acre or more in area; or

b. if the cost of providing fire flow exceeds the cost of adding a hydrant to a water main capable of providing at least 500 GPM of fire flow to the building, portion of a building, or substantial alteration thereto. If the above fire flow can be provided by the addition of a hydrant, the hydrant shall be installed. When at least five hundred (500) GPM is available from an approved hydrant it shall be credited toward the required fire flow. The additional fire flow requirement may be provided by using fire protection credits as described in Table III in lieu of providing additional fire flow.

The use of fire protection features to reduce the required fire flow may be considered by the fire marshal if a review by the fire department indicates that the use of fire protection features would provide an equivalent fire protection to that which would be provided had the full fire flow be provided in accordance with this code. A site plan and letter stating the proposed method of fire protection shall be submitted to the fire marshal and fire department. The fire department must indicate approval of the proposed method of fire protection or an alternate method to that proposed before the fire marshal may approve the alternate method of fire protection.

2. **Private Garages.** The minimum fire flow requirements for private garages (Group M Division 1) shall be seven hundred fifty (750) GPM for forty-five (45) minutes. Fire protection credits as described in Table III may be used in lieu of providing fire flow for private garages (Group M Division 1) when:

a. built on lots which are one gross acre or more in area; or

b. if the cost of providing fire flow exceeds the cost of adding a hydrant to a water main capable of providing at least 500 GPM of fire flow to the building, portion of a building, or substantial alteration thereto. If the above fire flow can be provided by the addition of a hydrant, the hydrant shall be installed. When at least five hundred (500) GPM is available from an approved hydrant it shall be credited toward the required fire flow. The additional fire flow

requirement may be provided by using fire protection credits as described in Table III in lieu of providing additional fire flow.

However, fire flow is not required for a private garage meeting all of the following criteria:

(i) It does not exceed two thousand five hundred (2,500) square feet; and

(ii) it is accessory to a one- or two-family dwelling (Group R Division 3) that meets the requirements of this section; and

(iii) it has setback from side and rear lot lines of at least twenty (20) feet, and at least ten (10) feet from other buildings on the same lot.

3. Other Buildings. Fire protection features consisting of approved monitored automatic sprinkler system, or fire resistive building construction as specified in Appendix III-A, of the Uniform Fire Code, may be used in lieu of providing the full fire flow required by Appendix III-A for all buildings other than one and two-family dwellings (Group R Division 3) or private garages (Group M Division 1).

a. The reduction of required fire flow for approved monitored sprinkler systems may be up to 75%, as approved by the Fire Marshal. However, the minimum amount of fire flow required shall at no time be less than 1500 GPM except as noted in (2) below. Duration of fire flow shall be the duration of the actual fire flow required after reductions for fire protection features described above.

b. When at least seven-hundred fifty (750) GPM is available from an existing approved hydrant, it shall be credited toward the required fire flow. The additional fire flow requirement may be provided by using fire protection features such as approved monitored automatic sprinkler systems or fire resistive building construction as specified in Appendix III-A of the Uniform Fire Code in lieu of additional fire flow. The use of fire protection features to reduce the required fire flow may be considered by the fire marshal if a review by the fire district indicates that the use

of fire protection features would provide an equivalent fire protection to that which would be provided had the full fire flow be provided in accordance with this code. A site plan and letter stating the proposed method of fire protection shall be submitted to the fire marshal and fire department. The fire department must indicate approval of the proposed method of fire protection or an alternate method to that proposed before the fire marshal may approve the alternate method of fire protection. Duration of fire flow shall be the duration of the actual fire flow required after reductions for fire protection features described above.

4. The use of any of the above exceptions to the fire flow as prescribed in the Uniform Fire Code shall not be allowed if the fire protection is required for compliance with Uniform Building or other adopted code.

Table III
Fire Protection Credits

Options to Reduce Fire Flow (1)	(% of Reduction)		
	Group R-3 & U-1	Group R-1	
	1-2 LV	3-4 LV	5+LV
Off Site Water (2) Building < 3,600 sq. ft.	35	0	0
Building > 3,600 sq. ft.	25	0	0
NEPA* 13 sprinkler system (3)	50	50	0
NEPA* 13 monitored system (3)	65	75	0
NEPA* 13 D/R sprinkler system (3)	35	50	0

Building < 2,000 sq. ft.	-35	-40	0
30 ft. Min setback all PL ** (4)	-25	-20	20
60 ft. Min setback all PL ** (4)	-25	-30	30
Monitored fire alarm (3)	-25	-15	-0
One-hour construction (5)	-15	-20	-20
Class A or B roof	-15	-20	-20
60% brick/stone exterior	-15	-20	-20

Notes: (1) Credits used for or with substantial alterations shall be applied to the entire structure.

(2) May be taken if the responding fire department has the capability to provide area-wide (not site-specific) off-site water.

(3) These reductions may not be taken together.

(4) These reductions may not be taken together. The 30 ft. and 60 ft. setbacks are from side and rear property lines. Front setback may be that allowed by the zoning of the property.

(5) Consists of a minimum of 1/2 inch type X drywall throughout the interior for Group R-3 occupancies. Other occupancy groups shall meet the requirements for one-hour construction in the building code.

* National Fire Protection Association

**Property lines

LV=living units

a. Procedures for Compliance. The following shall be required for site plan, subdivisions, short subdivisions, commercial and industrial area, all water systems, and all other areas which must comply with this regulation.

(1) Requirements for formal subdivisions:

(a) Upon submittal of site plan or preliminary plat, the applicant shall submit to the Gig Harbor Fire Marshal, a letter from the water authority addressing its willingness and ability to satisfy the requirements of this regulation.

(b) Prior to final plat approval, the following shall be required:

i) Water system plans and specifications which comply with these regulations must be designed and stamped by a registered professional engineer. Said plans shall be signed by the purveyor and must be approved by, and filed with the Gig Harbor Fire Marshal and the Gig Harbor Public Works Department.

ii) Water system plans shall be approved in writing by the Gig Harbor Fire Marshal and Gig Harbor Public Works Director.

iii) The approved water system shall be installed prior to final plat approval; however, this requirement may be waived if a bond or other security is posted and approved prior to said plat approval. The form of security, if other than a bond, shall be approved by the Gig Harbor City Attorney. The bond or security shall be in an amount sufficient to pay for the approved water system as determined by the Director of Public Works after consultation with the engineer who designed the system and the water authority who will supply the water. The bond amount shall be not less than 125% of the estimated cost of improvement. The bond or other security shall be issued to the City of Gig Harbor and shall be approved by the Gig Harbor Public Works Director. Prior to said approval, the water authority (if other than the City of Gig Harbor) shall submit a letter to the Gig Harbor Public Works Director stating its commitment to install the water system in the event the system is not installed by the applicant.

iv) Two (2) copies of the "as built" drawings shall be filed with the Gig Harbor Fire Marshal and Public Works Director, as well as test results showing the amount of fire flow at each hydrant at 20 p.s.i.

(c) When the distribution system is installed, said installation must be under the direction of a registered professional engineer who shall certify that the construction of the system is in accordance with the approved design. In the event a bond is posted, installation of the system must be completed and operable, in accordance with this regulation, prior to occupancy or any other use of any structure.

(2) **Requirements of short subdivisions and commercial and industrial areas. (Site Plan)**

(a) Prior to approval of plat/site plan, the applicant shall submit to the Gig Harbor Fire Marshal a letter from the water authority if other than the City of Gig Harbor, addressing its willingness and ability to satisfy the requirements of this regulation. Water system plans and specifications which comply with these regulations must be designed and stamped by a registered professional engineer. Said plans shall be signed by the water authority and shall be filed with the Gig Harbor Fire Marshal and Gig Harbor Public Works Director.

(b) Water system plans shall be approved in writing by the Gig Harbor Fire Marshal and Gig Harbor Public Works Director.

(c) The approved water system must be installed prior to the issuance of a building permit; provided that this requirement may be waived if a bond or other security is posted and approved prior to said issuance. The form of security, if other than a bond, shall be approved by the Gig Harbor City Attorney. The amount of the bond or security shall be determined by the water authority supplying the water. The bond or other security shall be issued to the City of Gig Harbor and shall be approved by the Gig Harbor Public Works Director.

Prior to said approval, the water authority (if other than the City of Gig Harbor) shall submit a letter to the Gig Harbor Public Works Director stating its commitment to install the water system in the event the system is not installed by the applicant.

(d) After the system is installed, two (2) copies of the "as built" drawings shall be filed with the Gig Harbor Fire Marshal and Public Works Director, as well as test results showing the amount of fire flow at each hydrant at 20 p.s.i.

(3) Requirements for Water System, Water Storage and Comprehensive Water System Plans.

(a) Prior to approval of new developments, water system plans and specifications subject to these regulations, must be designed and stamped by a registered professional engineer. Said plans shall be signed by the water authority and shall be filed with the Gig Harbor Fire Marshal and Gig Harbor Public Works Director.

(b) Water storage and water system plans shall be approved in writing by the Gig Harbor Fire Marshal and Gig Harbor Public Works Director.

(c) Prior to final approval, two (2) copies of "as built" drawings shall be filed with the Gig Harbor Fire Marshal and Gig Harbor Public Works Director, as well as test results showing the amount of fire flow at each hydrant at 20 p.s.i. as required by this ordinance.

(4) Water authority responsibility.

(a) Water authorities shall not be required to exercise police or regulatory powers toward the enforcement of this chapter. The only role of water authorities shall be to provide information, such as:

i) The water authority may be requested by the Gig Harbor Fire Marshal to indicate in writing its capability to provide water service, consistent with the standards contained in this chapter, to any building permit, subdivision, or

short subdivision, site plan applicant, or to the City.

ii) The water authority will notify the Pierce County Fire District #5 in writing when a water system installed pursuant to this chapter is available for use.

iii) All purveyors shall continuously supply water at or above the minimum flow requirements at all times specified herein, provided that the purveyor need not comply with these requirements in the event of vandalism, acts of God, loss of power, temporary shut down for repairs and/or replacement.

(b) Enforcement responsibility, for determining whether or not to approve a building permit, subdivision, or short subdivision application, based on information provided by the water authority, shall belong solely to the Gig Harbor Fire Marshal.

~~(5) Minimum Flow Variance for Water Purveyor. In the event a subdivision, short subdivision or commercial or industrial area is unable to provide adequate water flow due to the unavailability of an adequate water supply, the development may be allowed to proceed pursuant to this variance. The applicant shall submit the following:~~

~~(a) A letter to the Gig Harbor Fire Marshal from the water authority indicating the reason the water company is unable to provide the fire flows in accordance with this ordinance.~~

~~(b) A plan designed by a registered professional engineer must be submitted to the Fire Marshal which shows the system improvement necessary to increase the water flows, and shall be in accordance with the current water system plan for the purveyor, approved by the Department of Social and Health Services for the service area, and it shall comply with this regulation in the time period specified herein. The system improvements or expansion shall be designed so that the water supply for the remainder of the supplier's service will not be detrimentally affected.~~

~~(e) A letter from the water purveyor stating that at the very minimum, the purveyor will comply with the following schedule:~~

Type of Development	Percent of Compliance with Required Fire Flow GPM	Time When Applicable Percent Must Be Satisfied
Family Dwelling (Including Duplex) & Garage	50% of GPM	Prior to Issuance of Building Permit
	100% of GPM	Within 5 Years After Issuance of Building Permit
All Other Development	75 % of GPM	Prior to Issuance of Building Permit
	100% of GPM	Within 5 Years After Issuance of Building Permit

~~(d) The letter from the purveyor shall specify dates when aspects of the plan must be satisfied and that said purveyor will notify the Gig Harbor Fire Marshal as to when these dates occur and what progress has been made.~~

~~(e) The letter shall include a breakdown of the necessary costs for the system improvements and must include the purveyor's sources for the funds necessary to implement said system. Based on the information supplied and any other available information, including the water supplier's past history for reliability, the Gig Harbor Fire Marshal shall approve or disapprove the applicant's request to proceed under this variance. A variance shall not be granted unless the Fire Marshal finds that adequate fire protection will be provided for the development through the use of fire protection measures in excess of the minimum requirements of this code per the following schedule:~~

Family Dwelling (Including Duplex) & Garage	Provide an automatic fire sprinkler system per the Uniform Building Code (NFPA 13-D, or similar system as approved by the Gig Harbor Fire Marshal may be used as an approved alternative system)
All Other Development	Provide an automatic fire sprinkler system per the Uniform Building Code.

~~Alternative fire protection shall be submitted to the Board of Appeals for approval, or be approved by the Gig Harbor City Council during site plan review. Alternative fire protection shall include one or any combination of the following:~~

~~i) Fire resistive construction~~

~~ii) Two (2) hour area separation walls~~

~~iii) One (1) hour exterior fire walls with parapets~~

~~iv) A letter signed by the chief or assistant chief of fire department stating that a sufficient number of tanker trucks are available under normal circumstances to provide minimum fire suppression for the development.~~

~~The above listed alternative fire protection measures shall not be considered if they were used in the original calculations to determine required fire flow per Appendix III-A or if they were required by other sections of this code or the Uniform Building Code. The Gig Harbor Fire Marshal's decision shall be made in writing and shall briefly explain the primary basis for the decision.~~

~~(e) If at the end of five years, the purveyor shows intent to comply in accordance with the approved plan but development in the area has not been as expected so that the purveyor is not in full compliance, an extension of time may be granted a water purveyor based on unforeseen circumstances and approval by the Gig Harbor Fire Marshal and the Public Works Director. The extension of time shall not exceed five years.~~

15.12.090 Amendment to Section 903.4.2, Uniform Fire Code. Section 903.4.2 of the Uniform Fire Code is amended as follows:

903.4.2 Required installations.

A. The location, number and type of fire hydrants connected to a water supply capable of delivering the required fire flow shall be provided on the public street or on the site of the premises or both to be protected as required and approved by the chief city fire marshal. See Appendix III-B. Appendix III-B is adopted by reference for use within the city of Gig Harbor.

B. New or replace water mains (water main repair excluded) shall be a minimum of eight (8") inches in diameter for dead-ends, and six (6") inches for circulating mains, provided that for dead-end cul-de-sacs, an eight (8") inch main need only extend to the last required fire hydrant and normal domestic mains may be installed thereafter to the remaining residences. Hydrant leads less than fifty (50') feet in length shall be a minimum of six (6") inches in diameter. A dead end main which extends across a street only for the purpose of serving a hydrant shall be of a size capable of providing the required fire flow, but it shall not be less than (6") inches in diameter. All mains shall have hydrants and/or tees and valves installed to conform with this regulation, except that no hydrants, tees or valves shall be required along transmission mains. Any service connection made to a transmission main may require that a hydrant or hydrants be installed, pursuant to Table IX, Fire Hydrant Spacing.

C. Standard hydrants shall have not less than five (5") inch main valve openings (MVO) with two (2) two-and-one-half (2-1/2") inch outlet ports and one four-and-one-half (4-1/2") inch steamer outlet. All two and one-half (2-1/2") inch outlet ports and the steamer port outlet shall have National Standard Threads that correspond with and meet the approval of the fire department. Hydrants shall meet the City of Gig Harbor Public Works Department Standards. All four-and-one-half-inch (4-1/2") outlet ports shall have five (5") inch storz fittings.

D. There shall be an auxiliary gate valve installed to permit the repair and replacement of the hydrants without disruption of water service.

E. Hydrants shall stand plumb and be set to the finished grade. The bottom of the lowest outlet of the hydrant shall be no less than eighteen (18") inches above the finished grade, and the bottom of the ground flange shall be a minimum of one (1") inch above finished grade. There shall be

Notes

300 feet	Industrial, Hospitals, Shopping Centers, Schools, Areas of More Than 20 Commercial Establishments
400 feet	Commercial and Multiple Dwelling High Density - More than Twelve Units Per Acre
500 feet	Multiple Dwelling - Low Density Twelve or Less Units Per Acre
600 feet	Subdivisions and Short Subdivision Limited to Single Family Dwellings
Hydrant Spacing	Type of Development

TABLE IX

- F. Hydrants shall not be obstructed by any structure or vegetation, or have the visibility impaired for a distance of fifty (50') feet in the direction of vehicular approach to the hydrant.
- G. Hydrants are to be accessible for fire department pumps.
- H. Fire hydrants located in areas subject to regular private, commercial or industrial motor vehicle traffic shall be protected against vehicle damage by curbs, space separation, grade-level changes, guard posts, or other means acceptable to the Fire Marshal.
- I. All hydrants shall be subject to testing and inspection by the fire department, subject to reasonable notice and scheduling with the water authority.
- J. Fire Hydrant Spacing. The following table specifies the maximum permissible spacing between hydrants:

*Spacing shall be measured to the pathway required for the fire department to lay the fire hose. This spacing shall be determined by the Gig Harbor Fire Marshal.

Where possible hydrants shall be located at street intersections, except that in no event shall any hydrant be more than three hundred (300') feet from the center of the frontage of any lot except on dead-end cul-de-sacs with dwellings only. When the dead-end cul-de-sac exceeds six hundred (600') feet from the center of the intersection to the end of the cul-de-sac, a hydrant shall be located at the intersection and additional hydrant(s) will be required. The hydrant(s) shall be located three hundred (300') feet from the center of the frontage from the last lot on the cul-de-sac, and shall comply with the maximum spacing requirements listed above.

I. Commercial building requirements.

A. All new commercial buildings and substantial alterations or additions to existing buildings shall be provided with water mains and fire hydrants capable of supplying the required fire flow. Hydrants and mains shall be operational when building construction commences. (Prior to bringing combustible materials to the site.)

B. Change of occupancy from a lower to a higher classification per the Uniform Building Code shall require that the existing building be provided with water mains and fire hydrants capable of supplying the required fire flow per this ordinance.

C. Commercial buildings and additions so located that a portion is more than one hundred fifty (150') feet from a street property line as measured by vehicular travel shall have mains extended to them, with fire hydrants, capable of supplying the required fire flow in accordance with Appendix III-A and III-B of the Uniform Fire Code as adopted by the city of Gig Harbor.

D. The number of fire hydrants required shall be determined on an average of three hundred (300') feet, computed on an imaginary perimeter that is parallel to and fifty (50') feet from the building or group of buildings. The number of fire hydrants required shall be increased by one for each story over two stories and basement.

E. The fire marshal shall determine the location of fire hydrants depending on utility, topography and building location. Hydrants shall be a minimum of fifty (50') feet out from the building except when it is impractical due to topography or property lines.

1) Fire flow criteria. Required fire flows determined by the fire marshal shall be based on criteria set forth in Appendix III-A of the Uniform Fire Code as currently adopted by the city of Gig Harbor.

EXCEPTIONS:

1. This requirement shall not apply to those projects which have previously received approval (and conform to the standards in effect at the time of installation) for adequacy of water or water supply in regards to fire flow from the City of Gig Harbor as of the effective date of the ordinance codified in this section.

2. This requirement shall not apply to those projects where it has been documented to be impractical due to topography, property lines or other site conditions and when alternate methods of protection are provided as approved by the Fire Marshal.

K. The location of hydrants shall be determined by the Gig Harbor Fire Marshal.

L. The location of all water mains, fire hydrants, and valves to be installed shall be properly and accurately marked on identifiable plans or drawings, which shall be prepared by a registered professional engineer. Two copies of all plans or drawings shall be furnished to the Gig Harbor Fire Marshal and Public Works Director prior to installation.

M. After construction is completed, two copies of the "As Built" drawings shall be filed with the Gig Harbor Fire Marshal and Public Works Director, as well as test results showing the amount of fire flow at each hydrant at 20 p.s.i.

N. Maintenance of Hydrants:

1. Pierce County Fire District #5 will, after notifying the purveyor, test hydrants for flow capability with proper notification to the purveyor.

2. The Gig Harbor Public Works Department will maintain exterior working parts of hydrants above ground, including keeping brush and other physical obstructions from blocking access to operation of hydrants. Exception: Private hydrants shall be maintained and kept accessible by the property owner.

3. The fire department will check operation of hydrants and notify the water authority of any malfunction or leaking which will require correction.

15.12.100 Amendment to Section 1003.2.8, Uniform Fire Code. Section 1003.2.8 of the Uniform Fire Code is amended as follows:

Section 1003.2.8. Group R, Division 1 Occupancies.

A. Policy and Purpose. The city council finds that automatic fire sprinkler systems are now technologically and economically viable and can help to reduce the loss of life and property due to fire, and are therefore reasonably necessary in order to protect the public health, safety and welfare.

B. An automatic sprinkler system shall be installed throughout every apartment house building classified as a Group R, Division 1 Occupancy which exceeds 5,000 square feet or exceeds two (2) ~~three or more~~ stories in height or containing ~~16~~ (5) or more dwelling units, every congregate residence three or more stories in height or having an occupant load of ~~20 or more,~~ more than 10; and every hotel and motel ~~three or more stories in height or containing 20~~ which contains six (6) or more guest rooms (e.g., for the purposes of this section, a structure with two (2) stories and a basement shall be considered as exceeding two stories). Residential or quick-response standard sprinkler heads shall be used in the dwelling unit and guest room portions of the building. The automatic fire sprinkler system may be installed in accordance with the requirements of Washington State Building Code Standard No. 38-3 for all existing buildings housing Group R, Division 1 occupancies, which are four or less stories in height. In buildings housing Group R, Division 1 occupancies over four stories in height, the sprinkler system shall be installed in accordance with the requirements of Uniform Building Code Standard 38-1. A Uniform Building Code Standard 38-3 system is to be installed in buildings with a height to highest humanly-occupied floor less than 75 feet above lowest fire department access. For the purpose of this Section, area separation walls shall not define separate buildings.

C. Sprinkler Installation Requirements.

1. Automatic sprinklers in all hotels and motels shall be installed, tested and approved within five years of the effective date of this section.

2. An automatic sprinkler system, in accordance with this section, shall be required to be installed immediately whenever:

a. A building classified as a Group R, Division 1 (as defined in subsection B of this section) occupancy is being substantially remodeled or renovated; or

b. A building classified as a Group R, Division 1 occupancy incurs a fire with substantial damage.

3. In the event there is a conflict between any provisions of this section and the provisions of the last adopted I.C.B.O. Uniform Building Code or the Uniform Fire Code, the more restrictive (greatest protection) provisions shall apply.

15.12.110 Amendment to Section 1007.2.9.1.1, Uniform Fire Code. Section 1007.2.9.1.1 of the Uniform Fire Code is amended as follows:

Section 1007.2.9.1.1. General. Group R Occupancies shall be provided with fire alarm systems in accordance with Section 1007.2.9. Group R, Division 1 Occupancies shall be provided with a manual and automatic fire alarm system in apartment houses three or more stories in height or two or more stories in height with a basement or containing more than 16 5 or more dwelling units, and every in hotels and motel which contains six (6) three or more stories in height or containing 20 or more guest rooms and in congregate residences three or more stories in height or having an occupant load of 20 or more. See also Section 1007.2.12. A fire alarm and communication system shall be provided in Group R, Division 1 Occupancies located in a high-rise building.

EXCEPTIONS:

1. A manual fire alarm system need not be provided in buildings not over two stories in height when all individual dwelling units and contiguous attic and crawl spaces are separated from each other and public or common areas by at least one-hour fire-resistive occupancy separations and each individual dwelling unit or guest room has an exit directly to a public way, exit court or yard, exterior stairway or exterior exit balcony.
2. A separate fire alarm system need not be provided in buildings which are protected throughout by an approved supervised fire sprinkler system installed in accordance with U.B.C. Standard No. 9-1 and having a local alarm to notify all occupants.

Alarm systems for Group R, Division 1 Occupancies having interior corridors serving as a required exit for an occupant load of ten or more shall consist of not less than an approved and listed system-type smoke detector installed within such corridors in accordance with the manufacturers instructions. When activated, such detectors shall initiate an alarm audible throughout the building.

The fire alarm system for Group R, Division 1 Occupancies other than those specified above shall be provided with manual sending stations or equivalent alternate protection in location as required by the city fire marshal.

An approved and listed system-type automatic heat detector shall be installed within common areas such as recreational rooms, laundry rooms and furnace rooms of buildings containing Group R, Division 1 Occupancies.

The detectors shall be installed on the ceiling or wall of such rooms in accordance with the manufacturer's installation instructions and, when activated, shall initiate an alarm which is audible throughout the building.

For the purpose of this Section, area separation walls shall not define separate buildings.

Each existing dwelling unit or guest room shall be provided with approved smoke detectors. A smoke detector shall be mounted on the ceiling or wall at a point centrally located in the corridor or area giving access to rooms used for sleeping purposes. Additional detectors shall be centrally located on the ceiling of the main room and sleeping rooms. Where sleeping rooms are on an upper level, the detector shall be placed at the center of the ceiling directly above the stairway. All detectors shall be located in accordance with approved manufacturer's instructions and in conformance with the Uniform Building Code Standards. When actuated, the detector shall provide an alarm in the dwelling unit or guest room.

Power Source. Smoke detectors shall receive their primary power from the building wiring and shall be equipped with a battery backup. Wiring shall be permanent without a disconnecting switch other than those required for over-current protection. Building owners or their agents shall identify the smoke detectors which are not wired to the primary building wiring, and shall install new smoke detectors with approved wiring to comply with this requirement. Notification of compliance shall be sent to the Gig Harbor building official/fire marshal.

15.12.120 Establishment of limits of districts in which storage of compressed natural gas is to be prohibited. The limits referred to in Section 5204.5.2 of the Uniform Fire Code, in which storage of compressed natural gas is prohibited, are established and shall apply to all areas in which the Uniform Fire Code is in force; provided, however, that the office of the fire marshal may issue a special permit for such storage, where there appears in its judgment to be no undue danger to persons or property and where such storage would not be in conflict with other city codes.

15.12.130 Establishment of limits of districts in which storage of explosives and blasting agents is to be prohibited. The limits referred to in Section 7701.7.2 of the Uniform Fire Code, in which storage of explosives and blasting agents is prohibited, are established and shall apply to all areas in which the Uniform Fire Code is in force; provided, however, that the office of the fire marshal may issue a special permit for such

storage, where there appears in its judgment to be no undue danger to persons or property and where such storage would not be in conflict with other city codes.

15.12.140 Establishment of limits of districts in which storage of flammable or combustible liquids in outside aboveground tanks is to be prohibited. The limits referred to in Section 7902.2.2.1 and 7904.2.5.4.2 of the Uniform Fire Code, in which storage of flammable or combustible liquids is restricted are hereby established and shall apply to all areas in which the Uniform Fire Code is in force; provided, however, that the office of the fire marshal may issue a special permit for such storage, where there appears in its judgment to be no undue danger to persons or property and where such storage would not be in conflict with other city codes.

15.12.150 Establishment of limits in which bulk storage of liquefied petroleum gas is to be restricted. The limits referred to in Section 8204.2 of the Uniform Fire Code, in which bulk storage of liquefied petroleum gas is restricted, are hereby established and shall apply to all areas in which the Uniform Fire Code is in force; provided, however, that the office of the fire marshal may issue a special permit for such storage, where there appears in its judgment to be no undue danger to persons or property and where such storage would not be in conflict with other Gig Harbor city codes.

15.12.160 Amendment to Section 8504, Uniform Fire Code. Section 8504 of the Uniform Fire Code is amended as follows:

Section 8504 - Abatement of Electrical Hazards. When electrical hazards are identified, measures to abate such conditions shall be taken. Identified hazardous electrical conditions in permanent wiring or temporary wiring corrected in cooperation with the authority enforcing the Electrical Code. ~~The Washington State Division of Labor and Industries must provide all necessary electrical inspections within the City of Gig Harbor to identify any electrical hazards as defined by the Washington State Electrical Code. Such inspections must include, but are not limited to:~~

~~A. underground work prior to cover;~~

~~B. roughing in wiring prior to cover;~~

~~C. final prior to occupancy; and,~~

~~D. other requested inspections when a hazard has been identified by the Gig Harbor Fire Marshal.~~

Electrical wiring, devices, appliances and other equipment which are modified or damaged and constitute an electrical shock or fire hazard shall not be used.

15.12.170 Amendment to Section 1.2, Appendix III-C, Uniform Fire Code. Section 1.2, Appendix III-C of the Uniform Fire Code is amended as follows:

1.2 Testing Personnel. The tests established by Appendix III-C shall be conducted by a person qualified to perform the full testing procedure for the particular system or device being tested. ~~The owner shall bear the cost of such tests~~

15.12.180 Amendments to Section 6.3, Appendix II-C Uniform Fire Code. Section 6.3, Appendix II-C of the Uniform Fire Code is amended as follows:

6.3 Access and Water Supply. Piers and wharves shall be provided with fire apparatus access roads and water-supply systems with on-site fire hydrants when required by the chief. Such roads and water systems shall be provided and maintained in accordance with Sections 902.2 and 903. ~~The minimum fire flow at each hose station shall be 500 gpm at 20 psi (65 gpm at 100 psi or 80 gpm at 80 psi).~~

~~**EXCEPTION:** A fire flow analysis in conformance to the 1974 ISO Guide or an NFPA-approved method of analysis may be submitted to the Fire Marshal for approval.~~

[See printed copy of Appendix A, Section #15.12.090; fig. 15.12.090 attached]

Section 9. Chapter 15.20 of the Gig Harbor Municipal Code is hereby repealed.

Section 10. Chapter 15.24 of the Gig Harbor Municipal Code is hereby repealed.

Section 11. Chapter 15.28 of the Gig Harbor Municipal Code is hereby repealed.

Section 12. Chapter 15.36 of the Gig Harbor Municipal Code is hereby repealed.

Section 13. A new chapter 15.36 is hereby added to the Gig Harbor Municipal Code,

to read as follows:

Chapter 15.36
MOVEMENT OF BUILDINGS

Sections:

15.36.010	Definitions.
15.36.020	Permit - Required.
15.36.030	Permit - Application.
15.36.040	Application - Fee.

- 15.36.050 Application - Insurance.
- 15.36.060 Application - Deposit for expenses.
- 15.36.070 Application - Cash deposit or surety bond.
- 15.36.080 Permit - Denial.
- 15.36.090 Appeal procedure.
- 15.36.100 Duties of permittee.
- 15.36.110 Fees and deposits.
- 15.36.120 Moving route designated.
- 15.36.130 Inspection.
- 15.36.140 Enforcement.
- 15.36.150 Violation - Penalty.

15.36.010 Definitions. For the purpose of this chapter the following terms, phrases, words, and their derivations shall have the meaning given in this section:

- A. "Building" means a structure as defined in the Uniform Building Code.
- B. "Building inspector" means the person appointed as the building official/fire marshal for the city of Gig Harbor, or his/her designee.

15.36.020 Permit - Required. No person, corporation, firm or organization shall move any building over along or across any public highway, street, or alley in the city without first obtaining a permit from the City.

15.36.030 Permit - Application. A person seeking a permit under this chapter shall file an application with the city Planning and Building Department upon forms provided by the city. The application shall set forth:

- A. A description of the building(s) to be moved, including dimensions and condition of exterior and interior;
- B. A legal description of the lot from which the building is to be moved, if located in the city;
- C. A legal description of the lot to which the building is to be moved, if located in the city;
- D. The route over which the building is to be moved;
- E. Proposed moving date and hours;
- F. Any additional information required by the building inspector or the chief of police.

15.36.040 Application - Fee. Application for a permit shall be accompanied by a fee of \$20.00 for each building proposed to be moved. Such fee shall be determined by the Council pursuant to Chapter 3.40 GHMC.

15.36.050 Application - Insurance. The applicant shall show proof of liability insurance in an amount determined by the public works director, based upon the estimated property damage and liability risk. A copy of an insurance certificate shall be filed with the application and shall name the city of Gig Harbor as an additional named insured. The City reserves the right to require a complete copy of the insurance policy.

15.36.060 Application - Deposit for expenses. Upon receipt of an application, the Public Works Director shall estimate the expense to remove and replace any city property to accommodate the moving of a building(s). Prior to the issuance of a permit, the Public Works Director shall require the applicant to deposit a sum of money equal to twice the estimated expense.

15.36.100 Duties of permittee. The holder of a building moving permit(s) shall:

- A. Use Designated Streets. Move a building only over streets designated for such use in the written permit;
- B. Notification of Revised Moving Time. Notify the building inspector in writing of a desired change in moving date and hours as proposed in the application;
- C. Notification of Damage. Notify the building inspector in writing of any and all damage done to property belonging to the City or other property within 24 hours after the damage or injury has occurred;
- D. Display Lights. Cause red lights to be displayed during the nighttime on every side of the building, while standing on a street, in such manner as to warn the public of the obstruction, and shall at all times erect and maintain barricades across the streets in such manner as to protect the public from damage or injury by reason of the removal of the building;
- E. Street Occupancy Period. Remove the building from the city streets after 24 hours of such occupancy, unless an extension is granted by the building inspector;
- F. Comply with Governing Law. Within six months from the date of issuance of the permit, comply with the city building, fire and zoning codes, and all other applicable ordinances and laws upon relocating the building in the city including the building and electrical code requirements as set forth in RCW 19.27.180;

- G. **Pay Expense of Officer.** Pay the expense of a traffic officer ordered by the building inspector to accompany the movement of the building to protect the public from injury;
- H. **Clear Old Premises.** If the original building site was located within the City of Gig Harbor, the applicant shall remove all rubbish and materials and fill all excavations to existing grade at the original building site so that the premises are left in a safe and sanitary condition;
- I. **Notify Utility and Transportation Companies.** Notify each utility or public transportation company of any of its property that may be encountered in the moving route.

15.36.110 Fees and deposits.

- A. **Return upon Non-issuance.** Upon the refusal of the building inspector to issue a permit, the Public Works Director shall return to the applicant all deposits and bonds, but the permit fee shall be non-refundable.
- B. **Return upon Allowance for Expense.** After the building has been removed, the Public Works Director shall prepare a written statement of all expenses incurred in removing and replacing all property belonging to the city, and all material used in the making of the removal and replacement together with a statement of all damage caused to or inflicted upon property belonging to the City. The Public Works Director shall return to the applicant all deposits after deduction of a sum sufficient to pay for all of the cost and expenses and for all damage done to property of the city by reason of the removal of the building.

15.36.120 Moving route designated. The building inspector shall designate the streets over which the building may be moved. The building inspector shall have the list approved by the police department. In making their determinations, the building inspector and the police department shall act to assure maximum safety to persons and property in the city and to minimize congestion and traffic hazards on public streets.

15.36.130 Inspection. The building inspector shall inspect the building(s) and the applicant's equipment to determine if the standards for issuance are met.

15.36.140 Enforcement.

- A. **Enforcing Officers.** The public works director, building official/fire marshal and the police department shall enforce and carry out the requirements of this chapter.
- B. **Permittee Liable for Expense Above Deposit.** The permittee shall be liable for any expense, damages or costs in excess of deposited amounts or securities, and

the city attorney shall prosecute an action against the permittee in a court of competent jurisdiction for the recovery of such excessive amounts.

- C. **Original Premises Left Unsafe.** If the original building site was located within the City of Gig Harbor, and the property has been left in an unsafe condition, the City shall notify the property owner and require abatement or restoration to a safe condition. If the property owner fails to take such action, the City may proceed to do the work necessary to leaving the original premises in a safe and sanitary condition, and the cost thereof shall be charged against the general deposit.

15.36.080 Permit - Denial. The building official/fire marshal shall deny a permit if:

- A. Any application requirement or any fee or deposit requirement has not been complied with;
- B. The building is too large to move without endangering persons or property in the city;
- C. The building is in such a state of deterioration or disrepair or is otherwise so structurally unsafe that it could not be moved without endangering persons and property in the city;
- D. The building is structurally unsafe or unfit for the purpose for which moved, if the removal location is in the city;
- E. The applicant's equipment is unsafe and that persons and property would be endangered by its use;
- F. Zoning Code or other ordinances would be violated by the building in its new location.

15.36.090 Appeal procedure. An applicant may appeal to the city hearing examiner by filing a written notice of appeal in accordance with Section #15.06.030 of the Gig Harbor Municipal Code with the Building Official/Fire Marshal within 10 days following notice from the Building Official/Fire Marshal.

15.36.150 Violation - Penalty. Violation of any portion of this chapter except section 15.36.040 is an infraction and subject to a penalty of \$1,000 as provided in GHMC 1.16.010D.

Section 14. 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 15. Copies of the 1994 editions of the Uniform Building Code, the Uniform Fire Code, the Uniform Mechanical Code and the Washington Administrative Code chapters 51-26, 51-30, 51-32, 51-34 and 51-35, as adopted by reference in this ordinance, are hereby filed with this ordinance with the City Clerk.

Section 16. Effective Date. This ordinance shall take effect and be in full force on June 30, 1995. Publication of an approved summary consisting of the title shall be provided by the City Clerk in the City of Gig Harbor newspaper of record.

APPROVED:

Gretchen A. Wilbert, Mayor

ATTEST/AUTHENTICATED:

Mark E. Hoppen, City Administrator

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY _____

FILED WITH THE CITY CLERK: 6/12/95
PASSED BY THE CITY COUNCIL:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO. _____



City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

TO: COUNCILMEMBERS, AND RAY GILMORE, PLANNING DIRECTOR
FROM: MAYOR GRETCHEN WILBERT
SUBJECT: REAPPOINTMENT OF THERESA MALICH MUELLER TO THE
PLANNING COMMISSION
DATE: JUNE 19, 1995

INTRODUCTION

Theresa Malich Mueller has served the city well as a member of the Planning Commission and has consented to a reappointment to a second term. A term is for six years .

RECOMMENDATION

Reappointment of Theresa Malich Mueller to the Gig Harbor Planning Commission.



City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

TO: MAYOR WILBERT, CITY COUNCIL
FROM: MARK HOPPEN, CITY ADMINISTRATOR *MH*
SUBJECT: WESTSIDE PROFESSIONAL PARK SEWER REQUEST
DATE: JUNE 19, 1995

INFORMATION/BACKGROUND

Mr. Arnie Matthaei and Mr. Ken Kirk are requesting 6.45 ERUs of sewer capacity for six buildings on their proposed business park site on Olympic Drive N.W. Buildings on the site range in size from 2,560 sf to 6,400 sf. The estimated consumption rate based on existing data, as approved by the City Engineer, is 1489.95 gallons per day. A three year commitment of sewer capacity at 15% results in a capacity commitment payment of \$1630.24. This property has been assessed for ULID #2, as indicated in the letter from the applicants.

The site has completed Pierce County Hearings Examiner review (both the initial review, a reconsideration, and the final decision). Both City of Gig Harbor Public Works and Planning Departments report that the Westside Professional Park site plan is in substantial compliance with City of Gig Harbor public works and land use standards.

A complete packet of findings, conclusions, and decisions relating to this project is in the yellow folder in the Council in-basket.

POLICY CONSIDERATIONS

Grants of sewer for similar development have been granted to the nearby HIFIC Center, also a participant in ULID #2. This area is not served by city water. As per GHMC 13.32.060 (C), "the connection fee will be adjusted after the first year of operation of the establishment to reflect actual flow usage in the event the flows were underestimated."

FISCAL CONSIDERATIONS

Extensions to the ULID #2 service area, fiscally speaking, have the same effect on the city as any outside extension which connects into ULID #1. The 1.5 outside multiplier on the sewer rate is in effect.

RECOMMENDATION

Staff recommends the extension of 6.45 ERUs of sewer to Mr. Kirk and Mr. Matthaei for the Westside Professional Park.

WESTSIDE PROFESSIONAL PARK
GIG HARBOR, WA 98335

Mr. Mark Hoppen
P. O. Box 145
Gig Harbor, WA 98335

Mr. Hoppen:

We hereby request approval to sign a contract with Gig Harbor for 6.45 ERU's for the Westside Professional Park on Olympic Drive.

This project has been through the PAC and referred to Pierce County by our Engineering and Survey firm.

The Pierce County Public Works and Utilities Department cannot approve the proposed formal plat prior to written confirmation from the City of Gig Harbor, stating that all lots within the plat and all requirements necessary to provide sewer service are satisfied.

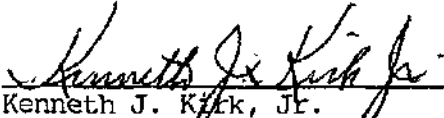
In anticipating the need for sewers, we granted the City a 20 foot easement, approximately 1200 feet long, for sewers. Subsequent to this, the sewer lines were installed and are in place.

In addition, we are participating in LID #99902-1028 for an initial amount of \$23,913.43. To date, we have paid, in a timely manner, \$18,333.99 including interest at 8.5%, leaving a principal balance of \$13,664.83.

Until such time as we receive the Sewer Availability Letter from the City, we cannot proceed further toward obtaining County Approval.

Your favorable action at the earliest possible time will be appreciated.

Sincerely,


Kenneth J. Kirk, Jr.

Kenneth J. Kirk Jr.
1410 Cascade Place
Gig Harbor, WA 98332
Res. 851-2004
Off 851-9134


Arnold S. Matthaei

Arnold S. Matthaei
6883 Starboard Lane
Gig Harbor, WA 98335
Res. 851-3612

The REVISED Preliminary Plat of

Westside Professional Park

A Commercial Subdivision

A Portion of the Southwest Quarter of Section 17, Township 21 North, Range 2 East W.M.

SITE DATA

- WATER: Stroh's Water Company
- SEWER: City of Gig Harbor
- POWER: Peninsula Light Company
- PHONE: Telephone Utilities of WA
- ZONING: Residential Environment
- PAVEMENTS: 34,587 sf (25%)
- PARKING: 70 spaces (65 required)
- STRUCTURES: 18,496 sf (13%)
- USEABLE FLOOR AREA: Office = 25,792 sf
- TOTAL COVERAGE: 53,083 sf (38%)
- OPEN SPACE: 85,872 sf/ 1.97 acres (62%)
- TOTAL SITE: 3.19 acres (138,955 sf)

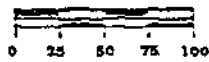
LOT DATA

- Lot 1 - 26,831 sf (2,560 sf Offices)
- Lot 2 - 23,527 sf (5,632 sf Offices)
- Lot 3 - 24,113 sf (3,200 sf Offices)
- Lot 4 - 21,149 sf (4,000 sf Offices)
- Lot 5 - 21,920 sf (4,000 sf Offices)
- Lot 6 - 20,857 sf (6,400 sf Offices)

OWNER/DEVELOPER

Arnie Matthaei/Ken Kirk
 3118 Harborview Drive
 Gig Harbor, WA 98335
 851-9134

NORTH



NOT to Scale

SURVEYOR CERTIFICATE

I hereby certify that this preliminary plat was prepared in accordance with the requirements of RCW 58.17 and the Pierce County Subdivision Code.

Thomas L. Kerth; PLS #19628

Date

TLX Land Surveyors
 1508 East Pioneer, Suite C
 Puyallup, WA 98371 531-5584

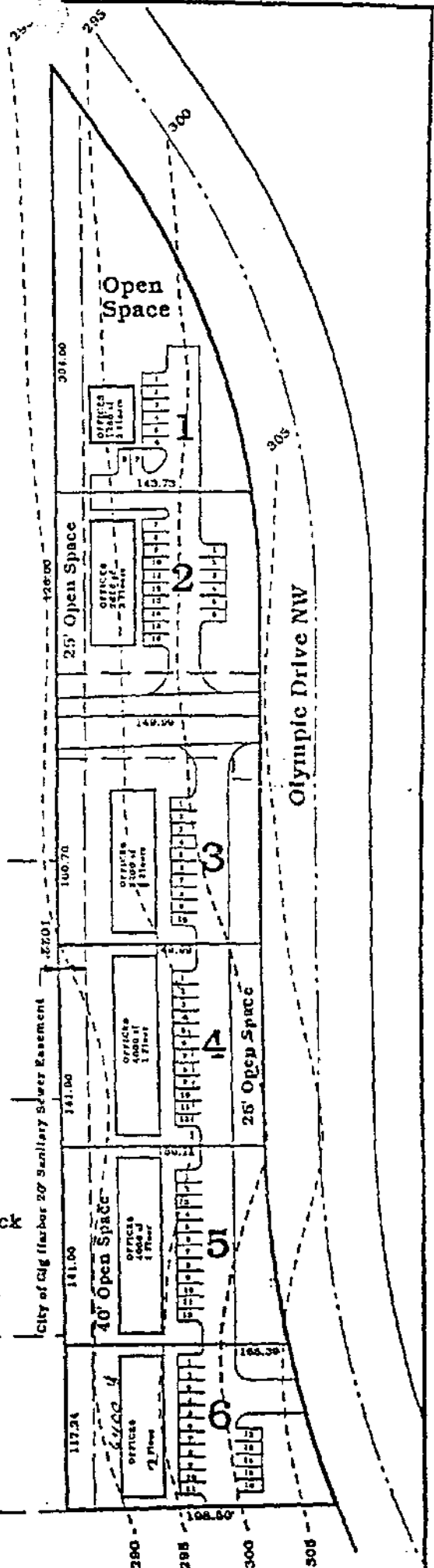
SEAL

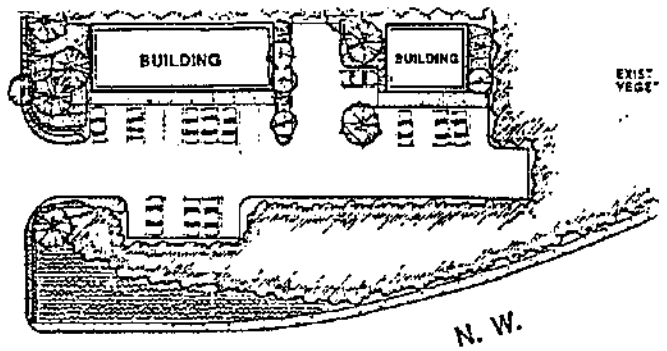
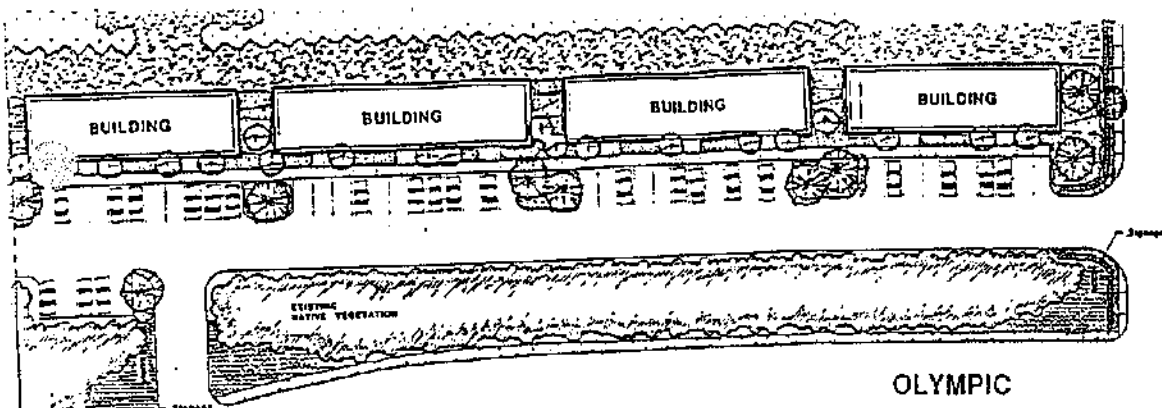
Subdivision Development & Design, Inc.

3505 Grandview Street

Gig Harbor, WA 98332

851-6451

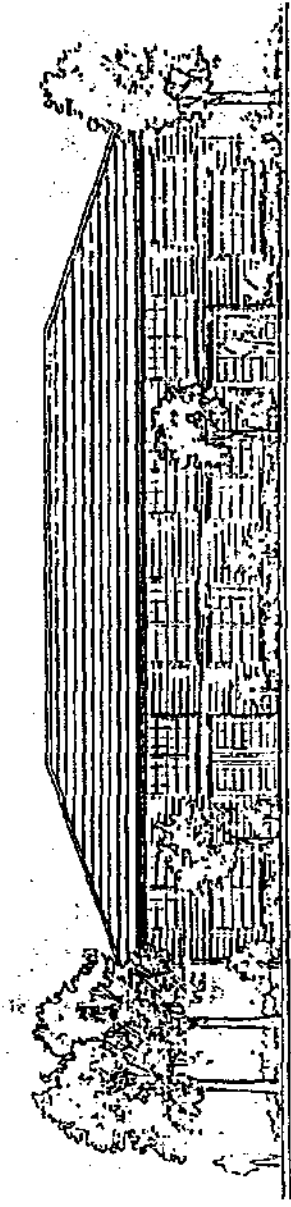
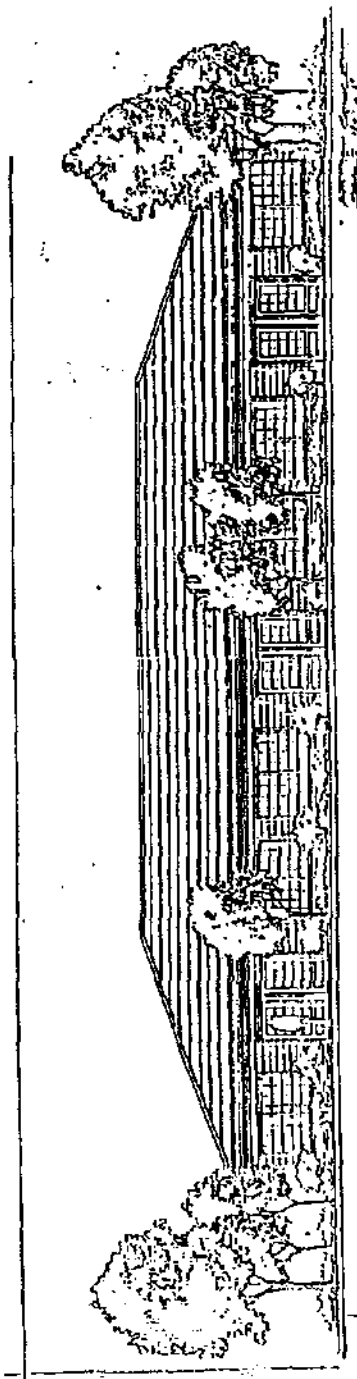




PLANTING LEGEND

- | | | | | | | | |
|--|---|--|--|--|--|--|--|
| | <p>EXISTING NATIVE VEGETATION TO REMAIN
Plant daily inspection schedule</p> | | <p>RE-ESTABLISH NATIVE VEGETATION:</p> <ul style="list-style-type: none"> • Laurel Umbrella Plant 10' x 10' @ 1 gallon • Western Red Cedar 1 gallon • Yucca plant 1 gallon (Evergreen) 1 gallon • Plant @ 2' O.C. | | <p>LARGE SCALE DECIDUOUS TREES:</p> <ul style="list-style-type: none"> • 40' Spreader Deciduous 10' @ 1 gallon • 30' Spreader Deciduous 10' @ 1 gallon • 20' Spreader Deciduous 10' @ 1 gallon • 15' Spreader Deciduous 10' @ 1 gallon • 10' Spreader Deciduous 10' @ 1 gallon | | <p>FOUNDATION PLANTING:</p> <ul style="list-style-type: none"> • 10' Spreader Deciduous 10' @ 1 gallon • 15' Spreader Deciduous 10' @ 1 gallon • 20' Spreader Deciduous 10' @ 1 gallon • 30' Spreader Deciduous 10' @ 1 gallon • 40' Spreader Deciduous 10' @ 1 gallon |
| | <p>RE-INSTALL LOW NATIVE VEGETATION:</p> <ul style="list-style-type: none"> • 10' Spreader Deciduous 10' @ 1 gallon • 15' Spreader Deciduous 10' @ 1 gallon • 20' Spreader Deciduous 10' @ 1 gallon • 30' Spreader Deciduous 10' @ 1 gallon • 40' Spreader Deciduous 10' @ 1 gallon | | <p>EVERGREEN TREES:</p> <ul style="list-style-type: none"> • 10' Spreader Deciduous 10' @ 1 gallon • 15' Spreader Deciduous 10' @ 1 gallon • 20' Spreader Deciduous 10' @ 1 gallon • 30' Spreader Deciduous 10' @ 1 gallon • 40' Spreader Deciduous 10' @ 1 gallon | | <p>SMALL SCALE DECIDUOUS TREES:</p> <ul style="list-style-type: none"> • 10' Spreader Deciduous 10' @ 1 gallon • 15' Spreader Deciduous 10' @ 1 gallon • 20' Spreader Deciduous 10' @ 1 gallon • 30' Spreader Deciduous 10' @ 1 gallon • 40' Spreader Deciduous 10' @ 1 gallon | <p>NOTE:</p> <ul style="list-style-type: none"> • ALL NEW PLANTING AREAS TO BE PLANTED WITHIN 60 DAYS OF PERMIT ISSUANCE • ALL PLANTING AREAS TO BE PLANTED WITHIN 60 DAYS OF PERMIT ISSUANCE | |

schematic design
LANDSCAPE PLAN
 ○○○
WESTSIDE PROFESSIONAL PARK



TTYPICAL BUILDINGS
WESTSIDE PROFESSIONAL PARK



Pierce County

Public Works and Utilities

JOHN O. TRENT, P.E.
Director

Environmental Services
Gravelly Lake Plaza
9116 Gravelly Lake Drive S.W.
Tacoma, Washington 98499-3190
(206) 593-4050 • FAX (206) 582-9146

RECEIVED
MAR 24 1995

THORNTON LAND SURVEYING, INC.

March 21, 1995
U-39548

Thornton Land Surveying, Inc.
P.O. Box 249
Gig Harbor, Washington 98335

Subject: Westside Professional Park Formal Plat Located in
Section 17, Township 21 North, Range 2 East W.M.
Parcel Number: 02-21-17-3-085
Application Number: 199527

Dear Applicant:

Pierce County Public Works and Utilities Department has completed its review of your plat.

This department cannot approve the proposed formal plat prior to receipt of written confirmation from the City of Gig Harbor which states that either all lots within this plat are currently provided with sanitary sewer service or that the City acknowledges that upon the recording of this plat that all lots as shown will be eligible for building permits and that any requirements necessary to provide sanitary sewer service are satisfied.

If you have any questions, please contact our office at (206) 593-4050.

Sincerely,

Ted Gay
Civil Engineer I

TG:ej
Cors\U39548.TG



CITY OF GIG HARBOR - UTILITIES SERVICE APPLICATION

Application No. _____, Parcel No. 02-21-17-3-085, Date 5

Applicant Westside Professional Park
Arnie Matthai - Ken Kirk, Phone # 851-3612

Mailing Address 6883 Starboard Lane

STORM WATER CALCULATION:

Impervious Area (Sq.Ft.)	Calculation	Units

Connection/Service ADDRESS OR LOCATION: Olympic Drive

Subdivision _____, Lot No. _____

Date of Hook-Up _____, Meter No. _____, Size _____, Rate _____

Account No. _____, Meter Location _____

WATER SYSTEM HOOK-UP & METER INSTALLATION CHARGES:

(X)	Meter Size	Capacity Factor(s)	Hook-Up Fee (Inside City Limits)	Hook-Up Fee (Outside City)	Meter Charge	Total Fees
	3/4"	1	\$1,185.00	\$1,777.50	\$300.00	\$
	1"	1.6	\$1,970.00	\$2,955.00	\$350.00	\$
	1-1/2"	3.33	\$3,930.00	\$5,895.00	(2) \$	\$
	2"	5.33	\$6,290.00	\$9,435.00	(2) \$	\$
	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	\$
Refundable As-Built Plan Deposit		\$
		\$
		\$

- 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
\$ 685.00	\$ 1,685.00	\$ 2,365.00		\$.00

* Equivaent Residential Unit Calculation for non-residential service:

Office Space (ERU's per See attached memo) X () = 6.45
 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
	Encroachment Permit Application & Fee	\$ 15.00
	Sewer Stub Inspection Fee	\$ 125.00
	House Stub Inspection Fee (\$25 in city / \$37.50 out)	\$
	As-Built Plans Deposit (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: \$ 11,018.25

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.

[Signature] 5-11-95
 Applicant's Signature Date

TO BE COMPLETED BY STAFF ONLY:

Receipt No.	Fees Paid	Date	Received By

REVIEWED BY:

Building	P.W Director	P.W. Supervisor	Utility

WHEN RECORDED RETURN TO:
City of Gig Harbor
Administrative Assistant
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 _____, 1995, between the City of Gig Harbor, Washington, hereinafter referred to as the "City", and Arnie Matthai and Ken Kirk, 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 which parallels Olympic Drive NW (street or right-of-way) at the following location:

Olympic Drive NW

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 hereby reserves to the Owner the right to discharge to the City's sewerage system (6.45 ERUs) 1489.95 gallons per day average flow. 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 36 months ending on June 22, 1998 , 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 \$ 1630.24 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 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. (Check One):

<input type="checkbox"/>	Single Family Residential	<input type="checkbox"/>	Multiple Family Residential
<input type="checkbox"/>	Commercial	<input type="checkbox"/>	Industrial
<input checked="" type="checkbox"/>	Business		

- B. The development or redevelopment shall comply with all requirements of the City Comprehensive Land Use Plan, Zoning Code, Building Regulations, 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 to the utility (specify):

sidewalks, curbs and gutters

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.

DATED this _____ day of _____, 1995.

CITY OF GIG HARBOR

Mayor Gretchen Wilbert

OWNER


Name:

Title:


Name:

Title:

ATTEST/AUTHENTICATED:

City Clerk, Mark Hoppen

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

STATE OF WASHINGTON)
) ss.
COUNTY OF PIERCE)

On this _____ day of _____, 1994, before me personally appeared _____, to me known to be the individual described in and who executed the foregoing and acknowledged that _____ signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS THEREOF, I have hereto set my hand and affixed by official seal the day and year first above written.

NOTARY PUBLIC for the State
of Washington, residing at

My commission expires _____

STATE OF WASHINGTON)
)ss:
COUNTY OF PIERCE)

On this _____ day of _____, 1994, before me personally appeared Mayor and City Clerk of the municipal corporation described in and that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said municipal corporation, for the uses and purposes therein mentioned, and on oath stated that he/she was authorized to execute said instrument.

IN WITNESS THEREOF, I have hereto set my hand and affixed by official seal the day and year first above written.

NOTARY PUBLIC for the State
of Washington, residing at

My commission expires _____



City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

TO: MAYOR WILBERT, CITY COUNCIL
FROM: MARK HOPPEN, CITY ADMINISTRATOR *MHA*
SUBJECT: SURVEYING CONTRACT
DATE: JUNE 20, 1995

INFORMATION/BACKGROUND

The city is attempting to specifically define a feasible route to connect the Seacliff area to Peacock Hill Road. Subject the determination of the route, three of the four large parcels affected have agreed to discuss the negotiation of an easement. Public Works Director Ben Yazici has provided parameters for the road lay-out to Thornton Land Surveying.

POLICY CONSIDERATIONS

This contract is consistent with 1995 Administrative Objective #9: "Acquire easement for a connecting corridor from 112th Street to Crescent Valley Drive."

FISCAL CONSIDERATIONS

The contract is capped at \$3400, although Thornton Land Surveying will work hourly. The actual cost will probably be less.

RECOMMENDATION

Staff recommends approval of this contract.

PROPOSAL AND AGREEMENT FOR PROFESSIONAL SERVICES

THORNTON LAND SURVEYING, INC.
P.O. BOX 249
GIG HARBOR, WA. 98335-0249
PHONE: 206-858-8106 / FAX: 206-858-7466

COPY

Date: June 14, 1995

Job No. _____

Client and/or Agent:

City of Gig Harbor
P.O. Box 145
Gig Harbor, WA. 98335
Attn: Mark Hoppen

Phone: Home: _____
Mobile: _____
Work: 851-8136
Pager: _____

Ben Yazici: 851-8145

In consideration of the mutual obligations of the parties hereto, it is agreed by and between the parties that, the following work is to be done:
Research and compute deed boundaries, survey an approximate road centerline with a maximum grade of 11% from Crescent Valley Dr. to 112th St. NW in the NE 1/4 NE 1/4 of 32-22-2E across parcels 2-080 / 2-079 / 2-089 / 2-090

It is agreed that the estimated cost of the work to be done will be \$ 3400.00, with a retainer of \$ 1700.00 down, and the balance due upon completion.

Contract not to exceed above amount without written authorization

SECTION 32 TOWNSHIP 22N RANGE 2E

HOURLY RATES FOR PROFESSIONAL SERVICES

LICENSED SURVEYOR	\$ 65.00	AUTOCADD & DRAFTS PERSON	\$ 50.00
2 MAN CREW	\$100.00	3 MAN CREW	\$125.00
SECRETARIAL SERVICES	\$ 25.00	SURVEY TECHNICIAN	\$ 55.00
SURVEY SUPPORT SERVICES	\$ 30.00		

Maps and/or descriptions of work will not be released, or recorded, until the balance of the survey cost is paid in full, unless otherwise arranged for in advance. It is expressly understood that the above information is correct, and that the work to be done, as set out above, is hereby authorized.

Note: Please allow up to 2 weeks to start the project, upon our receipt of this signed contract, and the retainer returned.

THORNTON LAND SURVEYING, INC.

By: Greg Bauer
For Thornton Land Surveying, Inc.

Date: June 14, 1995

ACCEPTED AND APPROVED BY:

OWNER/AGENT

Date: _____

OWNER/AGENT

Date: _____



City of Gig Harbor. The "Maritime City."
3105 JUDSON STREET
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

TO: COUNCILMEMBERS
FROM: MAYOR GRETCHEN WILBERT
SUBJECT: RESOLUTION OPPOSING ACCEPTANCE OF SPENT NUCLEAR FUEL
DATE: JUNE 21, 1995

INTRODUCTION

A policy is currently being proposed jointly by the United States Department of Energy and United States Department of State to accept and manage spent nuclear fuel from foreign research reactors by shipment through the Port of Tacoma, Washington.

Pierce County Council has passed Resolution R95-113 opposing the transport of these spent fuels through the Port of Tacoma and has asked for support from other cities and towns in Pierce County in this effort. Attached is a resolution restating the issues and concerns for your consideration.

RECOMMENDATION

Approval of the attached resolution as presented.

**CITY OF GIG HARBOR
RESOLUTION NO. _____**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, EXPRESSING STRONG OPPOSITION TO THE ADOPTION OF A POLICY, BEING PROPOSED JOINTLY BY THE UNITED STATES DEPARTMENT OF ENERGY AND UNITED STATES DEPARTMENT OF STATE, TO ACCEPT AND MANAGE SPENT NUCLEAR FUEL FROM FOREIGN RESEARCH REACTORS BY SHIPMENT THROUGH THE PORT OF TACOMA, WASHINGTON.

WHEREAS, the United States Department of Energy and the United States Department of State are jointly proposing to adopt a policy to manage spent nuclear fuel from foreign research reactors; and

WHEREAS, nuclear fuel containing uranium enriched in the United States of America would be covered by this policy; and

WHEREAS, the purpose of this policy is to promote United States nuclear weapons nonproliferation policy objectives, specifically seeking to reduce highly enriched uranium from civilian commerce, and

WHEREAS, the environmental effects and policy considerations of three management alternative approaches for implementation of the proposed policy and assessed; and

WHEREAS, alternative number one would be the acceptance and management of the spent nuclear fuel by the Department of Energy in the United States; and

WHEREAS, under alternative number one the spent nuclear fuel will be shipped by ocean-going vessels from foreign countries to the United States of America; and

WHEREAS, the City of Gig Harbor is a municipality in the County of Pierce and shares waters in close geographic proximity to the Port of Tacoma; and

WHEREAS, the Port of Tacoma is considered one of ten ports through which the shipment of spent nuclear fuels would occur, and

WHEREAS, the Draft Environmental Impact Statement (DEIS) was prepared to address the Proposed Nuclear Weapons Nonproliferation Policy Concerning Foreign Research Reactor Spent Nuclear Fuel; and

- A. the DEIS has used outdated information about the Port of Tacoma, its terminals, its operations, and the surrounding area;
- B. the DEIS did not consider the deep-water depth in the Puget Sound area, which will

cause substantial problems in recovery of nuclear fuel shipping containers in case of accident, especially considering the limited integrity standard for containers pertaining to water;

- C. the DEIS fully ignored the harm which can be caused to the population and environment of the area in case of an explosion and fire aboard a vessel navigating Puget Sound;
- D. the DEIS did not recognize the status of Commencement Bay as a superfund site, the stigma attached to this designation, and the expansion of this stigma by Alternative Number One;
- E. the DEIS ignored the significant cleanup effort by the Port of Tacoma, the City of Tacoma, the industries in Commencement Bay, and the associated crippling business interruption issues;
- F. the DEIS stated that part of this material would be of interest to unfriendly nations and/or terrorists, and yet did not provide adequate risk and consequence information of a complete, explosive breach of the nuclear fuel by disgruntled persons or terrorists;
- G. the DEIS did not consider the security aspect of these shipments through the Port of Tacoma, the City of Tacoma, Pierce County, and the State of Washington;
- H. the DEIS did not adequately address the life cycle costs or benefits and risks of the proposed alternatives;
- I. the DEIS fully ignored the fairness and equity issues of selecting the smaller ports in lower population areas after implying the risks were virtually inconsequential; and

WHEREAS, the record for the safe operation and handling of nuclear materials in United States Department of Energy regulated facilities is less than satisfactory, and there are facilities owned and operated by the United States Government capable of receiving and handling this nuclear material, and

WHEREAS, the United States House Budget Resolution eliminates the United States Department of Energy thereby creating funding uncertainties, and

WHEREAS, the United States Department of Energy has failed to properly answer a question in a meeting conducted by the Port of Tacoma, in Tacoma on the 22nd of May, 1995, (reference Attachment 'A') pertaining to the effect of radiation in the environment should a shipping cask be damaged during the handling process in the Port, or to respond in writing to that question as promised and; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON HEREBY RESOLVES AS FOLLOWS:

Section 1. The City Council of Gig Harbor, Washington, strongly opposes adoption of a policy, being proposed jointly by the United States Department of Energy and United States Department of State, to accept and manage spent nuclear fuel from foreign research reactors by shipment through the Port of Tacoma, Washington.

Section 2. Copies of this Resolution shall be transmitted to President Clinton, Vice President Gore, the United States Department of Energy, the United States Department of State, the Washington State Congressional delegation, the Washington State Legislature, the Office of the Governor, the Pierce County Executive, the King County Council and Executive.

RESOLVED by the City Council this _____ day of _____, 1995.

APPROVED:

Gretchen A. Wilbert, Mayor

ATTEST/AUTHENTICATED:

Mark E. Hoppen, City Administrator/Clerk

APPROVED AS TO FORM;
OFFICE OF THE CITY ATTORNEY:

BY: _____

FILED WITH THE CITY CLERK: 6/21/95
PASSED BY THE CITY COUNCIL:



Seattle Office
1305 Fourth Avenue
Cobb Building, Suite 208
Seattle, Washington 98101
(206) 382-1014
FAX (206) 382-1148

Washington, D.C. Office
Washington, D.C. Representative:
Honorable Don Bonker
c/o APCO
1155 21st Street NW, Suite 1000
Washington, D.C. 20036
(202) 778-1019
FAX (202) 466-6002

Board of Directors
Mark Bloome, Chairman
Sharon Bloome, President
Honorable Don Bonker,
Member of Congress, 1974-1989
Bruce Hilyer
Del Keehn
Helen Koppe
Glenn Pascal

Executive Director
Gerald M. Pollet

HeartOfAmericaNorthwest

'Advancing our region's quality of life.'

Fact Sheet and Testimony Tips for Citizens regarding U.S. Department of Energy's Proposed Shipments Importing High-Level Nuclear Waste from Foreign Research Reactors through Puget Sound or Portland

LAST PUBLIC HEARING

6:00 PM on Monday, June 19, 1995 at the Tacoma Public
Utilities Building, Auditorium, 3628 S. 35th Ave.
(on the corner of 35th and Union)

- * Proposed shipments are "High-Level Nuclear Waste", extremely radioactive "spent nuclear fuel". USDOE avoids the term "High-Level Nuclear Waste" in the notices, ads and EIS for the hearing.
- * Hearings are on the Draft EIS (Environmental Impact Statement) for a policy to return to the U.S. for disposal the "spent nuclear fuel" from foreign 'research' reactors in 41 nations.
- * In 1986, a federal court barred the USDOE from importing these casks of spent fuel through the Ports of Seattle or Tacoma unless an EIS was prepared considering all environmental and human health impacts and reasonable alternatives; one key potential impact that USDOE never considered is the *very real potential for a shipboard fire on inland waters (i.e., Puget Sound or Elliott Bay), which could breach the casks and release a vast deadly cloud of radiation.*
- * The Seattle City Council has twice passed resolutions opposing such High-Level Nuclear Waste shipments through Seattle (contact City Council Member Jane Noland, chair Utilities Committee), and ILWU Locals 8 (Portland) and 19 (Seattle) have passed resolutions stating that they will refuse to handle these High-Level Nuclear Waste shipments, which pose unacceptable exposure risks to workers.
- * USDOE began taking waste from foreign reactors even before the EIS was issued. South Carolina took USDOE to court over this violation of NEPA (the federal law requiring the EIS) for Belgium's reactor wastes. The proposed importation policy is based on a claim that importing these nations' wastes is a nonproliferation policy decision. Belgium is hardly a nuclear weapons "proliferation" risk.
- * Other nations from whom we will take waste under the proposed policy include Japan, Australia, Canada, Sweden, Switzerland, Taiwan U.S. taxpayers will subsidize the importation and pay for the disposal costs of these nuclear wastes, including bearing all costs for the reactor wastes from "developing" nations. Thus, these countries will not bear the financial or environmental burdens of their decisions to operate these nuclear reactors.
- * The USDOE is considering use of normal, regularly scheduled commercial shipping lines for the transport of the High Level Nuclear Waste casks through Puget Sound and Portland.
- * Casks are allowed under U.S. regulations to emit 200 millirem per hour at the surface, the equivalent to approximately 10 full body X-rays per hour. Longshoremen and the public will receive potentially significant exposures if commercial freighters are used and waste casks are offloaded in Portland, Tacoma or Seattle and trucked through city streets and highways to Hanford or INEL. Children stuck in traffic alongside or behind such a waste shipment could receive a significant dose. No state or local regulation of routes or hours for trucking the wastes is permitted by USDOE.

* Up to 50% of some radioactive waste trucking firms' trucks in Washington State have been cited for major safety deficiencies when inspected at the state border. There is no such provision for inspecting these proposed shipments before they move on our local streets.

* USDOE has never agreed to pay the costs for monitoring, training and equipping local emergency responders at the Ports of Entry and along the trucking routes. The Seattle Fire Department is on record regarding the high risk entailed if there is a shipboard fire. Local firefighters lack the necessary radiation training and equipment to respond. The costs of preparation are very high. We must insist upon USDOE paying the full costs for training, equipment and monitoring for local emergency responders if this program is allowed to proceed, along with insisting on the use of military transport instead of commercial shipping and public ports and highways for transportation.

* The shipping casks will not be inspected by the U.S. government until arrival at the Port of Entry.

* Shipping casks are designed to withstand a fire at 1,475 degrees F for a half hour. Shipboard fires, especially on commercial freighters carrying numerous chemical and explosive cargoes, can easily exceed this temperature for extended periods. In 1991, a ship fire at the Port of Seattle lasted over 24 hours and reached temperatures of 2000 degrees F.

* In 1991, Marvin Resnikoff, PhD., calculated the consequences of a shipboard fire on inland waters (i.e., Puget Sound or Elliott Bay) for a ship carrying such Highly Enriched Uranium spent fuel as envisioned in this policy, and utilizing the USDOE's own models and computer codes:

"The results show serious contamination plumes extending over 60 miles downwind from a ship accident, encompassing an area up to 900 square miles. The contamination levels are high enough to require evacuation and decontamination. For areas up to one mile downwind from a ship accident, the gamma radiation dose would be lethal to any person who remained in the contaminated area for a year."

* While the U.S. has required our nation's nuclear reactors to expand storage capacity for spent fuel rods or place the fuel rods in U.S. developed technology called "dry cask storage" (which is far safer for both storage and transportation), the proposed USDOE policy fails to consider requiring the foreign reactors, which USDOE claims are running out of storage space, to either "rerack" in a safe configuration their fuel rods or to utilize commercially available U.S. technology. Instead, the USDOE proposes to simply, at U.S. taxpayer expense, import the waste through our communities and store it at Hanford, INEL or Savannah River. The public should insist that the 'Preferred' Alternative in the EIS - based on the costs and risk data - should be at reactor storage and monitoring to ensure that fuel is not diverted for extraction of the highly enriched uranium.

* Hanford is not an acceptable site for the storage of foreign reactors' High-Level Nuclear Waste. Hanford already has a leaking storage pool of High-Level Nuclear Waste fuel rods alongside the Columbia River ("K-Basins"). USDOE is already failing to fully fund safe storage and removal of K-Basin's wastes. USDOE NOT be allowed to increase the size of the facility planned for K-Basin's fuel rods to accomodate the rest of the world's waste. If the foreign fuel rods are brought to Hanford, we can expect even greater delays in resolving the very high environmental and public health threat from the existing "K Basin" fuel rods.

* Agreeing to take nuclear waste, at U.S. taxpayer expense, from many nations that are not nuclear proliferation risks does not encourage those nations to utilize safe nuclear waste storage technology or to internalize the environmental and financial costs of nuclear waste disposal into their nuclear programs. The nonproliferation rationale does not even apply to the significant portion of the waste involved that is Low Enriched Uranium, which is not usable in weapons.

May 1995



TACOMA-PIERCE COUNTY CHAMBER OF COMMERCE

Resolution
to the
Board of Directors
from the
Chair, Port-Industrial Committee

SUBJECT: Importation of Spent Nuclear Fuel Through the Port of Tacoma

POLICY: The Chamber opposes the importation of spent nuclear fuel through the Port of Tacoma as not in the best interest of the region or this community; social, safety and economic impacts must be weighed by the U.S. Department of Energy.

BACKGROUND: The nation has embarked upon a program designed to lessen the potential for proliferation of nuclear weapons. The U.S. Department of Energy and U.S. Department of State are proposing a policy to manage spent nuclear fuel that contains uranium enriched in the U.S. but used in foreign research reactors. A draft environmental impact statement examines the impacts associated with carrying out this policy objective. That draft environmental impact statement is open to written public comment until June 20, 1995.

The policy seeks to reclaim Highly Enriched Uranium (HEU) from the civilian reactors of 41 countries. While the HEU will be replaced with Low Enriched Uranium (LEU), HEU is capable of being processed into weapons and LEU is not. This transfer is estimated to take 13 years and involve an average of 5 shipments of HEU per month.

This is an anti-terrorist program. However, only about 4% of the materials will come from countries of special interest for non-proliferation. Much will come from countries not considered proliferation threats (e.g. Japan, Canada, Switzerland) or already non-threatening nuclear powers (e.g. France, Great Britain).

Once complete, this transfer would encourage a safer world. DOE representatives have said there is interest in similar programs with China, Russia and Republic of South Africa. These programs, once implemented, would increase the frequency and/or duration of transfer shipments.

A process has been followed which results in ten civilian and military ports under consideration for through-put of these shipments. Tacoma and Seattle were placed on the original list for consideration but Seattle has been removed based on population count, according to comments by U.S. Department of Energy representatives at a fact-finding meeting sponsored by the Port of Tacoma May 22, 1995.

The benefits associated with movement of these containers is similar to the movement of any cargo.

The following liabilities are anticipated:

- 1) The ILWU Local #23 has declared they will not handle this cargo. As these shipments will come by regular commercial carrier, other cargo will be affected. Potentially, cargos of adjacent berthed ships might be impacted, thereby hampering the movement of commercial cargos.
- 2) Shipment containers are highly secure and have been tested to handle to all but exceptional circumstances. For instance, containers can withstand fire temperatures of 1,450 degrees for 30 minutes. However, last year, a shipboard fire in Seattle's harbor produced temperatures of 2,000 degrees for 24 hours. Intentional breaching would seem to be the only other risk.
- 3) Almost all civilian commerce of nuclear materials is anonymous, which greatly increases its security. However, the result of this environmental impact statement's conclusion will identify the transshipment point for nuclear materials of 19.2 short tons, thereby compromising security and may attract the attention of terrorist groups.
- 4) Terrorist groups don't have to steal and process nuclear materials and make bombs to create nuclear incidents. Neither Chernobyl nor Three Mile Island involved nuclear explosions.
- 5) There are no provisions for funding or training nuclear hazmat (hazardous materials) teams locally. DOE representatives have stated that any breach in shipment containers could be handled by teams dispatched from Hanford. Funding cut-backs at Hanford may adversely affect response times. There are no provisions or funding for safety planning or training or exercises for local respondents or adjacent worksites or populations. DOE representatives say that any breaching of a container will cause less effects than Chernobyl.
- 6) Exposing the Tacoma population to these risks is unnecessary. Importation through the Port of Tacoma will involve rail or truck shipment to one or more of several storage sites. Whether by rail or road, these shipments will go through Seattle or Portland. Beginning importation in Tacoma will just add to the numbers of people exposed to any risk.
- 7) Peoples' unreasoning fears associated with nuclear energy is expected to produce a stigma for whichever port's community is announced as the transshipment point.
- 8) Rail lines north and south are nearing capacity. Considerations on pairing nuclear containers with dangerous cargos will exacerbate shipment and capacity problems. Additionally, shipment north will result in rail delays of about one hour due to congestion in the Cascade Tunnel. A decision on expansion of rail options through the Stampede Pass is still ahead.

Alternatives are evaluated in the environmental impact statement and should be considered for adoption.

IMPLEMENTATION: The Chamber has spoken at a fact-finding meeting held by the Port of Tacoma, pointing out issues to be examined. The final opportunity to present a Chamber's policy recommendation for consideration in the decision-making process, will be at a DOE scheduled hearing in Tacoma June 19.



WASHINGTON STATE LIQUOR CONTROL BOARD
License Division - 1025 E. Union, P.O. Box 43075
Olympia, WA 98504-3075
(360) 664-0012

TO: MAYOR OF GIG HARBOR

DATE: 6/19/95

RE: NEW APPLICATION

License: 078044 - 2H County: 27
Tradename: DOWN EAST RESTAURANT
Loc Addr: 5775 SOUNDVIEW DR
GIG HARBOR WA 98335
Mail Addr: 5775 SOUNDVIEW DR
GIG HARBOR WA 98335-2041
Phone No.: 206-759-1782

APPLICANTS:

JEON, CATHERINE S 12-28-60 537-84-9176
JEON, JIN UK 06-12-57 538-98-7850

Classes Applied For:

- A Restaurant or dining place - Beer on premises
- C Wine on premises

As required by RCW 66.24.010(8), you are notified that application has been made to the Washington State Liquor Control Board for a license to conduct business. If return of this notice is not received in this office within 20 DAYS from the date above, it will be assumed that you have no objection to the issuance of the license. If additional time is required you must submit a written request for an extension of up to 20 days. An extension of more than 20 days will be approved only under extraordinary circumstances.

- | | YES | NO |
|--|--------------------------|--------------------------|
| 1. Do you approve of applicant ? | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. Do you approve of location ? | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. If you disapprove and the Board contemplates issuing a license. do you want a hearing before final action is taken? | <input type="checkbox"/> | <input type="checkbox"/> |

If you have indicated disapproval of the applicant, location or both, please submit a statement of all facts upon which such objections are based.

DATE

SIGNATURE OF MAYOR, CITY MANAGER, COUNTY COMMISSIONERS OR DESIGNEE

