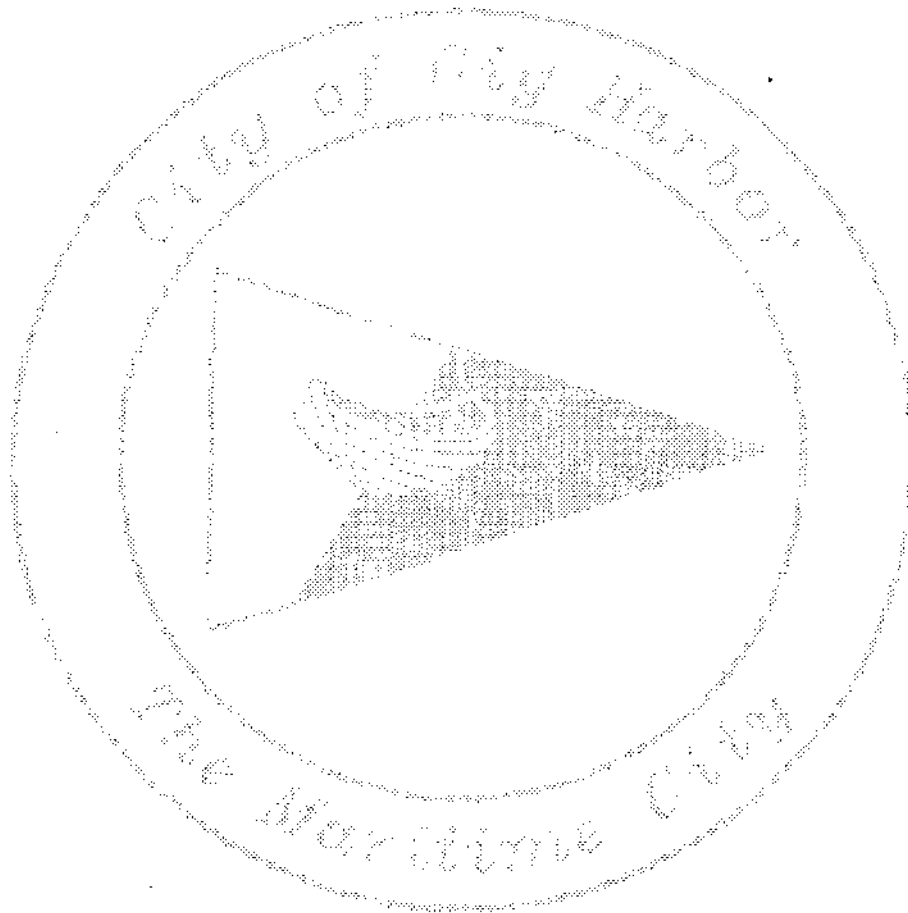


**GIG HARBOR
CITY COUNCIL MEETING**



OCTOBER 11, 1993

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

**AGENDA FOR GIG HARBOR CITY COUNCIL MEETING
OCTOBER 11, 1993**

PUBLIC COMMENT/DISCUSSION:

CALL TO ORDER:

PUBLIC HEARING:

APPROVAL OF MINUTES:

CORRESPONDENCE:

1. Slade Gorton - Unfunded Mandates

OLD BUSINESS:

1. Third Reading - Planning Commission Recommendation - Zoning Code Amendments Ordinance.
2. Second Reading - City Right-of-Way Ordinance.
3. Resolution - Nomination for Position on Pierce Transit Board.

NEW BUSINESS:

1. Resolution - Shared Leave Policy.
2. Water Line Extension to Fire District #5 and Peninsula S.D.
3. Utility Extension Capacity Agreement - McDonald.
4. Liquor License Application - Gabe's Ristoriante Italiano.
5. Special Occasion Liquor License - KOC - St. Nicholas Church.

DEPARTMENT DIRECTORS' REPORTS:

Chief Denny Richards - Police Department.

MAYOR'S REPORT:

Evergreen Tree for Jerisich Park.

ANNOUNCEMENT OF OTHER MEETINGS:

APPROVAL OF BILLS:

APPROVAL OF PAYROLL:

EXECUTIVE SESSION:

ADJOURN:

REGULAR GIG HARBOR CITY COUNCIL MEETING OF SEPTEMBER 27, 1993

PRESENT: Councilmembers English, Markovich, Platt, Frisbie and Mayor Wilbert.
Councilmember Stevens Taylor was absent.

PUBLIC COMMENT: None.

CALL TO ORDER: 7:09 p.m.

APPROVAL OF MINUTES:

MOTION: To approve the minutes of the meeting of September 13, 1993, with corrections.
English\Platt - unanimously passed.

CORRESPONDENCE:

OLD BUSINESS:

1. **Second Reading - Planning Commission Recommendation - Zoning Code Amendments Ordinance.** Mr. Gilmore presented the second reading of this ordinance and explained the changes suggested from the first reading. Council and staff discussed the ordinance section by section and the following motions were made:

MOTION: Move we adopt Section 1 - 17.04.269, - Dense Vegetative Screen, with recommended changes to language and change the current zoning code to reflect the change.
Frisbie/English - unanimously passed.

MOTION: Move we adopt Section 2 - 17.08.010, amended as presented by staff recommendation.
Frisbie/English - unanimously passed.

MOTION: Move we adopt Section 3 - 17.01.070, with suggested changes in text regarding the notification of property owners.
Markovich/Frisbie - unanimously passed.

MOTION: Move we adopt Section 4 - 17.10.110, amended as presented by staff recommendation.
Frisbie/Markovich - unanimously passed.

MOTION: Move we adopt Section 5 - 17.78.020, amended as presented by staff recommendation with corrected text as suggested.
Frisbie/Markovich - unanimously passed.

MOTION: Move Section 6 - 17.78.060, be tabled indefinitely.
Frisbie/ no second to the motion.

MOTION: Move we approve Section 6 - 17.78.060, amended as presented by staff recommendation.
English/Markovich - 3 voted in favor. Councilman Frisbie voted against.

MOTION: Move that Sections 7 - 17.84.020; 8 - 17.84.035; 9 - 17.84.040; 10 - 17.16.020; 11 - 17.16.030; 12 - 17.20.020, 13 - 17.20.030; 14 - 17.24.020; and 15 - 17.24.030; be removed and tabled indefinitely.
Frisbie/Markovich - unanimously passed.

MOTION: Move we add to Sections 17.16 and 17.24 under Permitted Uses making Home Occupations an outright permitted use in R-1 and R-3 District.
Frisbie/English -

After discussion, Councilman Frisbie withdrew this motion.

MOTION: Move we adopt Sections 16 & 17 as submitted by staff with text correction.
Frisbie/Markovich - unanimously approved.

No motion was made to officially adopt this ordinance. It will come before council for a third reading at the next council meeting.

2. City Engineer / Traffic Engineer Designation. Mr. Hoppen presented the second reading of the Ordinance designating the Public Works Director to also have the title of City Engineer and City Traffic Engineer.

MOTION: Move approval of Ordinance No. 648 as presented.
Frisbie/Markovich - unanimously passed.

3. Second Reading - Amendment to Terms of the Building Code Advisory Board. Mr. Steve Bowman, Building Official, presented the second reading of proposed changes to the BCAB terms. Mr. Bowman answered questions.

MOTION: Move we adopt Ordinance 649 with suggested language changes.
Markovich/English - 3 voted in favor. Councilman Frisbie voting against.

4. Second Reading - Revisions to the Uniform Fire Code. Mr. Bowman presented the second reading of this ordinance and answered questions.

MOTION: Move we adopt Ordinance 650 as presented by staff.
Frisbie/Markovich - unanimously passed.

5. Second Reading - Pet Waste Ordinance. Mark Hoppen introduced the second reading of the ordinance relating to animal waste control. Councilman Frisbie suggested the words "or private property of another" be added to the end of Section 6.06.030.

MOTION: Move approval of Ordinance 651 with added language to Section 6.06.030, "or private property of another."
Frisbie/English - unanimously passed.

NEW BUSINESS:

1. First Reading - City Right-of-Way Ordinance. Mr. Ben Yazici presented the first reading of an ordinance to regulate the use of city right-of-way. Mr. Yazici was directed to draft additional language to allow for temporary 30 day permits and permits that would be longer running. This ordinance will be presented for a second reading at the next council meeting.

DEPARTMENT MANAGERS' REPORTS:

Ben Yazici - Public Works Department. Mr. Yazici presented councilmembers with a draft copy of the Public Works Development Standards. He complimented staff members on their hard work in developing these standards and added that the intent was to standardize all projects within the city and to protect the city infrastructure, as well as to minimize maintenance costs. He asked for council's comments, which then would be incorporated into the document. The draft would then be presented to a group of engineers and developers for their comments before finalization and presentation to council in resolution form. Councilman English complimented the effort as being an important and commendable one.

MAYOR'S REPORT:

Mayor Wilbert gave a brief update on the progress of the Gig Harbor Historical Advisory Group.

ANNOUNCEMENT OF OTHER MEETINGS:

APPROVAL OF BILLS:

MOTION: To approve warrants #11131 through #11181, less #11144, in the amount of \$34,820.24.
Platt/English - four voted in favor. Councilman Frisbie voting against.

EXECUTIVE SESSION:

MOTION: Move to adjourn to Executive Session to discuss claims and potential litigation.
English/Platt - unanimously approved.

MOTION: Move to return to regular session.
English/Platt - unanimously approved.

MOTION: Move we approve the change order to Active Construction on ULID #3 in accordance with recommendations by Sitts & Hill Engineers and the Public Works Director in the amount of \$132,489.23, plus the applicable Washington State Sales Tax.
Frisbie/Markovich -

AMENDMENT TO MOTION: Move that this change order be given on the condition of a full and final settlement of all claims by Active Construction against the City of Gig Harbor and they give a full release and covenant not to sue.
Markovich/Frisbie - unanimously passed.

ADJOURN:

MOTION: To adjourn at 10:50 p.m.
Platt/English - unanimously approved.

Cassette recorder utilized.
Tape 325 Side B 667 - end.
Tape 326 Side A 000 - end.
Tape 326 Side B 000 - end.
Tape 327 Side A 008 - end.
Tape 328 Side B 000 - end.
Tape 327 Side A 000 - 008 overtaped
with end of meeting.

Mayor

City Administrator



City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET • P.O. BOX 145
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

October 4, 1993

Senator Slade Gorton
730 Hart Senate Office Building
Washington, DC 20510-4701

Re: Federal Mandate Relief Act

Dear Senator Gorton:

I hope I'm not too late in responding to the fight against unfunded mandates. I support your effort by putting S.648, the Federal Mandate Relief Act, before Congress.

We are a small city of 3,600 trying to maintain a quality waste water treatment facility. However, unfunded mandates at the Federal level are consuming our small operating budget. The names and costs are as follows:

1) Environmental Protection Agency (EPA) - EPA - 503 Sludge Regulations

Capital Cost

- | | |
|-----------------------------------------------------------------|-------------------|
| a) Thermophilic Digester
Design & Construction | \$ 230,000 |
| b) Site Acquisition and Building
Construction for Composting | \$ <u>270,000</u> |
| | \$ 500,000 |

Operating Cost

- | | |
|------------------------------------------------|------------------|
| a) Additional Employees
Salaries & Benefits | \$ 40,000 |
| b) Composting Bulking Agent | \$ 20,000 |
| c) Equipment | \$ <u>15,000</u> |
| | \$ 75,000 |

Senator Gorton
Page 2

2) EPA - Lead and Copper Monitoring Rule - Water Department

Capital Cost:

Sample Site Monitoring Construction Cost \$ 15,000

Operating Cost

\$ 8,000

Please encourage Congress to return our tax dollars to the communities. We are the ones directly responsible for the health, safety, and welfare of the citizens.

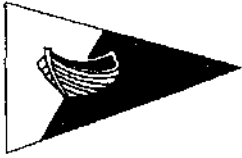
Thank you for your effort.

Sincerely,



Gretchen A. Wilbert
Mayor, City of Gig Harbor

cc: Gig Harbor Chamber of Commerce




City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET • P.O. BOX 145
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

MEMORANDUM

TO: Mayor Wilbert and City Council

FROM:  Planning Department

DATE: October 8, 1993

SUBJ.: Third Reading of Ordinance - Adoption of Ordinance -- Zoning Code Amendments

I realize you expected to see the end of this ordinance at the last meeting. Normally, you would have, except we overlooked the adoption of the ordinance as revised by Council.

One point which requires some clarification involves Section 17.78.060 (Landscaping Standards). The ordinance up for adoption states, in the revision to Section 17.78.060 B, that perimeter landscaping is required between adjacent residential subdivisions, while in section B4 perimeter buffers are required for subdivisions adjacent to existing subdivisions. The intent was to require perimeter buffers between subdivisions and the term "existing" seems incorrect. This may be modified - if Council so chooses -- to exclude the term "existing" in subsection B4.

ORDINANCE NO. 647

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO LAND USE AND ZONING, AMENDING THE ZONING CODE TO INCLUDE A NEW DEFINITION FOR DENSE VEGETATED SCREENING, CLARIFY PUBLIC HEARING NOTICE REQUIREMENTS, FENCE HEIGHTS STANDARDS, LANDSCAPING STANDARDS APPLICABLE TO SINGLE FAMILY RESIDENTIAL SUBDIVISIONS AND DESCRIBING THE REQUIREMENTS FOR A COMPLETE ZONING APPLICATION; AMENDING SECTIONS 17.01.070, 17.08.010, 17.10.110 AND 17.78.020.; ADDING NEW SECTION 17.04.269

WHEREAS, the City Planning Commission considered at a public meeting worksession several changes to the zoning code as directed by Council and as recommended by staff; and,

WHEREAS, the Planning Commission conducted a public hearing on July 20, 1993, to accept public comment and testimony on the proposed changes, following public notice; and,

WHEREAS, no public comment was offered at the public hearing; and,

WHEREAS, the proposed changes are intended to clarify existing language, to eliminate inconsistencies and ambiguous language in those sections applying to public hearings, fence height, minimum application requirements; and,

WHEREAS, following a worksession on August 17, 1993, the Planning Commission, unanimously recommended adoption of the proposed zoning code revisions by the City Council; and,

WHEREAS, the City Council, in review of the Planning Commission's recommendation, concurs that the proposed revisions to the zoning code provide better policy guidance in the administration of the zoning code and furthers the intent of the City of Gig Harbor Comprehensive Plan of 1986; and,

WHEREAS, the City of Gig Harbor SEPA Responsible Official considered the likely environmental impacts of the proposed amendments and determined that the proposed changes would not have an adverse environmental impact and issued an environmental determination of non-significance on July 19, 1993; and,

WHEREAS, the proposed changes to the zoning code protect and promote the public's health, safety, welfare and interest.

NOW, THEREFORE, the City Council of the City of Gig Harbor, Washington, ORDAINS as follows:

Section 1. Section 17.04.269 of the Gig Harbor Municipal Code is hereby amended to read as follows:

17.04.269 Dense Vegetative Screen. A dense vegetative screen consists of a physical buffer which is opaque to a height of six feet and broken to a height of twenty feet. Screening may be achieved through any one or a combination of the following methods:

- A solid row of evergreen trees or shrubs.
- A solid row of evergreen trees or shrubs planted on an earthen berm.
- A combination of trees and shrubs and fencing where the amount of fencing does not exceed fifty percent of the lineal distance of the side to be buffered. Ground cover plants which are capable of providing complete ground coverage within three years of planting shall also be provided.

Section 2. Section 17.08.010 of the Gig Harbor Municipal Code is hereby amended to read as follows:

17.08.010 Conformance Required - Fence or Shrub Height.

- A. No building or structure shall be erected and no existing building or structure shall be moved, altered, added to or enlarged, nor shall any land, building, structure, or premises be used, designed, or intended to be used for any purpose or in any manner other than a use listed in this title as permitted in the use district in which such land, building, structure, or premises is located.
- B. In order to maintain and preserve safe vision purposes on all corner lots, there shall be no fences, shrubs, or other physical obstructions within twenty feet of the ~~corner property line~~ apex of the property corner at the intersecting streets, higher than thirty-six inches above the existing grade.
- C. On interior lots, a fence, ~~shrub, or hedge~~ not exceeding six feet in height above the existing grade may be located anywhere from the front yard setback line to the rear property line. Within the front yard, a fence not exceeding three (3) feet in height may be constructed to the side yard property lines with provisions for safe vision clearance where a driveway intersects the fronting street.
- D. Fences shall be of board and post construction. The use of plywood or composition sheeting as fence material shall not be

~~permitted.~~

Section 3. Section 17.01.070 of the Gig Harbor Municipal Code is hereby amended to read as follows:

17.01.070 Public Notice hearings.

A. When Required. A public hearing notice is required whenever action is to be taken on the following:

1. A project which requires a conditional use permit;
2. A project for which a site plan is required;
3. A project or activity for which a variance permit is required.
4. Appeals as allowed in Chapter 17.10; and,
5. Amendments to this title or the comprehensive plan zoning code district designations.

B. Public Hearing by Whom. Public hearings shall be held by the Hearings Examiner on all the subjects set forth in subsection A of this section, ~~except in the case of appeals for text amendments to the zoning code. Public hearings on appeals shall be by the city council only.~~

C. Procedure.

~~1. Upon receipt of an application or petition for an action on any of the subjects, excepting appeals, requiring a public hearing, the Planning Director shall set a date for a public hearing before the Hearings Examiner.~~

~~2. The Hearings Examiner shall forward in writing the results of its public hearing to the City Council. Upon receipt of the Hearings Examiner's report, the City Council, at a regular meeting, shall set a time and place for a public hearing for its consideration of the subject.~~

~~3. Upon receipt of an appeal, the Planning Director shall set a date for a public hearing before the City Council.~~

14. The Planning Director shall give notice at least ten days in advance of the public hearings by publication in a local newspaper of general circulation.

25. In addition to the above notices, if an action which is subject to a public hearing affects the use of a particular real property, or properties, individual written notice, by the U.S. Postal Service, shall be given to all owners of properties within three hundred feet of the exterior boundaries of particular real property, or properties, whose use will be affected. Those owners to whom individual written notice will be given shall be those who are shown on the tax rolls. Such notice requirement shall not apply to area wide amendments to the comprehensive plan or rezones as initiated by the City Planning Commission or Gig Harbor City Council. Nonetheless, city staff should attempt to provide such reasonable notice as necessary to the property owners who may, in staff's discretion, be affected by a comprehensive plan amendment or rezone.

36. In addition to the above notices, if an action which is subject to a public hearing affects the use of a particular real property, or properties, written

notices shall be posted as follows:

a. At a prominent location and easily viewed by the public, on the subject property and in a manner so as to be weather resistant until the date of the public hearing,

b. In the lobby of the city hall in a prominent location and easily viewed by the public.

17. All notices shall state as follows:

a. Reference to the authority under which such matters are being considered,

b. The general nature of the matters to be considered and issues involved, and

c. The time and place of said hearing, and the manner in which interested persons may present their views thereon.

38. The Planning Director shall also inform the following persons of the time, place and substance of such hearing:

a. Members of the City Council or Planning Commission, as the case may be,

b. The applicant or his agent, and

c. Property Owner(s) whose property is under consideration.

Section 4. Section 17.10.110 of the Gig Harbor Municipal Code is hereby amended to read as follows:

17.10.110 Applications. Applications for all matters to be heard by the examiner shall be presented to the Department of Community Development. ~~When it is found an application meets all of the filing requirements of the Department of Community Development, it shall be accepted.~~ The department shall be responsible for assigning a date of public hearing for each application which date shall not be more than forty-five days after the applicant has ~~complied with all requirements and furnished all necessary data to the Department of Community Development~~ submitted a complete application.

~~The Department shall deem complete, and shall only accept, applications containing the following:~~

~~A. Site Plan Review: Information as required per Section 17.96.050, A through L. An original and twelve (12) copies must be submitted to the Department of Community Development.~~

~~B. Variance: Information as required per Section 17.96.050, B through D, including written statement of justification for granting the variance per the criteria stated in Section 17.66.030(B). The original and seven (7) copies must be submitted to the Department of Community Development.~~

~~C. Conditional Use Permit: Information as required, per Section 17.96.050, B through D, including written justification for granting the conditional use, per Section 17.64.040. An original and seven (7) copies must be submitted to~~

the Department of Community Development.

Section 5. Section 17.78.020 of the Gig Harbor Municipal Code is hereby amended to read as follows:

17.78.020 Applicability. The standards as required by this Chapter shall apply to all nonresidential and nonagricultural uses of land, to the construction or location of any residential building or development in which ~~more than two attached dwelling units would be contained~~ multifamily structure of three or more attached dwelling units, to any new single family residential or duplex subdivision plat, ~~and where practicable, to changes, in the use of land or structures.~~

Section 6. Section 17.78.060 of the Gig Harbor Municipal Code is hereby amended to read as follows:

17.78.060 Requirements for residential landscaping.

A. Perimeter Areas.

1. Notwithstanding other regulations found in this chapter, perimeter areas not covered with buildings, driveways, and parking and loading areas shall be landscaped. The required width of perimeter areas to be landscaped shall be at least the depth of the required yard or setback area. Areas to be landscaped shall be covered with live plant materials which will ultimately cover seventy-five percent of the ground area, within three years. One deciduous tree a minimum of two-inch caliper, or one six-foot evergreen, or three shrubs which should attain a height of three and one-half feet within three years, shall be provided for every five hundred square feet of the area to be landscaped.

2. A minimum of forty percent of the required plantings shall be evergreen trees a minimum of six feet in height for properties located within the boundaries of the height overlay district referenced in Chapter 17.62. Trees shall be of a species that will ultimately grow to the height of the planned building. In the selection of trees and shrubs, consideration should be given to overall aesthetic impacts at maturity.

B. Buffer Areas. Where a development subject to these standards is contiguous to a zoning district of less intensive land uses or ~~between adjacent residential subdivisions~~, then that required perimeter area shall have a dense vegetative screen which is opaque to a height of six feet and broken to a height of twenty feet. The screening may be achieved through any one or a combination of the following methods:

1. A solid row of evergreen trees or shrubs;
2. A solid row of evergreen trees and shrubs be planted on an earthen berm, ~~an average of three and one-half feet high along its midline.~~

3. A combination of trees or shrubs and fencing where the amount of fence does not exceed fifty percent of the lineal distance of the side to be buffered as well as other plant materials, planted so that the ground will be covered within three years.

4. Use of existing native vegetation which meets the definition of a dense vegetative screen.

For single family and duplex residential plats, a minimum twenty five foot buffer consisting of a dense vegetated screen shall be required along the perimeters of the plat adjoining an existing residential development, and said buffer shall be established as a public easement on the final plat for each lot so affected.

C. Parking Areas. Parking areas shall be landscaped subject to the standards for parking lots found in Chapter 17.72 of this title.

Section 7. If any section, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or constitutionality shall not affect of any other section, clause or phrase of this ordinance.

Section 8. This ordinance shall take effect and be in full force no later than five days after publication of an approved summary, consisting of the title.

Gretchen A. Wilbert, Mayor

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY: _____

ATTEST:

Mark E. Hoppen
City Administrator/Clerk

Filed with City Clerk:
Passed by City Council:
Date Published:
Date Effective:

SUMMARY OF ORDINANCE NO.

of the City of Gig Harbor, Washington

On the ___ day of ___, 1993, the City Council of the City of Gig Harbor, passed Ordinance No. ___. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO LAND USE AND ZONING, AMENDING THE ZONING CODE TO INCLUDE A NEW DEFINITION FOR DENSE VEGETATED SCREENING, CLARIFY PUBLIC HEARING NOTICE REQUIREMENTS, FENCE HEIGHTS STANDARDS AND LANDSCAPING STANDARDS APPLICABLE TO SINGLE FAMILY RESIDENTIAL AND DUPLEX SUBDIVISIONS; AMENDING SECTIONS 17.01.070, 17.08.010, 17.10.110 AND 17.78.020.; ADDING NEW SECTION 17.04.269

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

DATED this 11th day of October, 1993.

CITY ADMINISTRATOR, MARK HOPPEN



City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET • P.O. BOX 145
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

TO: MAYOR WILBERT AND CITY COUNCIL

FROM: BEN YAZICI, DIRECTOR OF PUBLIC WORKS

RE: RIGHT-OF-WAY USE PERMIT

DATE: OCTOBER 6, 1993

INTRODUCTION

The Council directed staff to develop an ordinance to primarily regulate the use of the City right-of-way for fence and retaining walls, as well as other right-of-way uses of a temporary or long-term nature.

BACKGROUND

A proposed ordinance was submitted for first reading at the September 27, 1993 meeting. Council was in general agreement with the ordinance as proposed, including insurance liability requirements and revocation provisions. However, the Council felt a 30-day restriction for uses which may obstruct a public sidewalk or walkway was too restricting in that some uses were of a long-term nature, others were of a temporary nature.

The Council also determined that a Right-of-Way Permit should be required for all existing uses of the right-of-way and that, with proper noticing, property owners be given 90 days to comply.

The proposed ordinance was revised to reflect Council discussion; a copy is attached which deleted sections shown in "strike-out" and added sections shown in "red-line."

Also attached is a Resolution establishing Right-of-Way Permit Fees as directed by Council, and which also sets forth liability/property insurance limits required.

RECOMMENDATION

The Public Works Department will have over 150 existing fences and numerous retaining walls and other structures to inspect and then issue a permit, if this ordinance becomes reality. Although I supported the ordinance in the first reading, it has become apparent to me, after further research, that the additional workload necessary

Mayor Wilbert and City Council
October 6, 1993
Page Two

to enforce the ordinance will have a tremendous impact on my department.

Therefore, I recommend a Council motion to not adopt this ordinance at this time, and re-direct us to continue our current practice regarding fences and structures located in the right-of-way.

BY:sm

ORDINANCE NO.

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, ESTABLISHING A PROCEDURE FOR APPLICATION AND ISSUANCE OF RIGHT-OF-WAY USE PERMITS AND CREATING A NEW CHAPTER 12.02 TO THE CITY OF GIG HARBOR MUNICIPAL CODE ENTITLED RIGHT-OF-WAY USE PERMITS

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

Section 1. A new chapter, Chapter 12.02, entitled Right-of-Way Use Permits, is hereby added to the City of Gig Harbor Municipal Code to read as follows:

12.02.010 Permit Required. No person shall use any public right-of-way, street, sidewalk, or other public place without a right-of-way use permit. The term "use" means to construct, erect, or maintain in, on, over or under any public right-of-way, street, sidewalk or other similar public place, any building, fence, retaining wall, structure, scaffolding, or otherwise used or occupied in such a way as to obstruct a public parking strip, sidewalk, street or right-of-way within the City.

12.02.020 Applications. Application shall be made to the Director of Public Works on a format as prescribed and provided by said Director. The application shall contain such information as the Director deems necessary, including but not limited to evidence that the applicant is either the owner or entitled to possession of the property adjoining the public right-of-way or place sought to be used, and a full and complete description of the use to be made of the public right-of-way or place by the applicant and the duration of such proposed use. The decision to issue or not issue a right-of-way use permit, as authorized under this chapter, shall be at the sole discretion of the City. This ordinance shall in no way be construed as granting or creating a right in any applicant to obtain a right-of-way use permit. An application fee shall be paid at the time of filing of the application with the City. The fee shall be in such amount as established from time to time by the City Council, by ordinance, or by resolution.

12.02.030 Issuance of Permit. All permits shall be issued by the Director of Public Works, or the Director's designee. The permit may be issued to the applicant if all requirements deemed relevant by the Director of Public Works are met. Requirements shall include, but are not limited, to the following:

- A. The proposed use will not protrude into or over any portion of a public right-of-way or public place open to vehicle or pedestrian

travel in such a manner as to create a likelihood of endangering the use of such public place by vehicle or pedestrian traffic. ~~In addition, in the event the requested permit involves encroachment or partial obstruction of a sidewalk or other walkway open to the public, a minimum of six (6) feet of unobstructed sidewalk or other walkway shall be maintained at all times.~~

- B. The proposed use will not protrude into or over any public utility lines including, water, sewer, storm drainage, cable, gas, power, or will not block access to said utility lines.
- ~~C. If the proposed use involves obstruction of a portion of a public sidewalk or other walkway, permits shall be issued for a period not to exceed thirty (30) days.~~
- C. The requested use must meet all other applicable requirements of the City of Gig Harbor Municipal Code.
- D. The applicant shall be required to indemnify and hold the City harmless from any and all claims for bodily injury or property damage that may arise out of or in connection with the applicant's permitted use.
- E. During all periods of use, the applicant shall maintain public liability and property damage insurance acceptable to the City and/or other insurance necessary to protect the public and the City on premises to be used unless waived by the Director of Public Works. The limits of said insurance shall be established by the Director of Public Works. A certificate evidencing the existence of said insurance or, upon written request of the Director of Public Works, a duplicate copy of the policy shall be provided to the City as evidence of the existence of the insurance protection. Said insurance shall not be cancelable or reduced without prior written notice to the City, not less than thirty (30) days in advance of the cancellation or alteration. Said insurance shall name the City as a named or additional insured and shall be primary as to any other insurance available to the City.
- F. Such other conditions as may be imposed by the Director of Public Works to reasonably assure that the requested use does not in any way create a likelihood of endangering those who are lawfully using the public right-of-way or public place.,
- G. All conditions shall be subscribed on or attached to the permit.
- H. Applicant shall consent that in the event the City is required to take

enforcement actions to enforce the terms and conditions of the permit, that the City shall be entitled to recover its costs, disbursements, and expenses including its attorneys fees, which sums may be filed as a lien against applicant's premises and enforceable in the manner provided for the enforcement of mortgages on real property.

12.02.040 Term of Permit Notwithstanding the provisions of Section 12.02.040 - Revocation, Right of Way Use Permits shall be issued for varying terms, at the discretion of the Director of Public Works and as generally set forth below:

A. Right-of-Way Permit - Residential issued for construction of any fence or retaining wall shall be valid indefinitely unless revoked under Section 12.02.050. Any other non-commercial use of the public right-of-way will require a Right-of-Way Permit issued under the same terms as described under Right of Way Permit - Commercial (paragraph B.)

B. Right-of-Way Permit - Commercial issued for any use of the right-of-way (as defined in Section 12.02.010) in connection with the operation of a business in the City of Gig Harbor, shall be for a period of twelve months from the date of approval. Property owners may make application to renew the Right-of-Way Permit upon permit expiration.

C. Right-of-Way Permit - Temporary issued to property owners for uses of the right-of-way of a temporary nature and which involves the obstruction of a portion of a public sidewalk or other walkway, shall be issued for a period not to exceed thirty (30) days. Property owners may make application to renew the Right-of-Way Permit upon expiration.

12.02.050 Revocation.

A. All permits issued pursuant to this chapter shall be temporary, shall vest no permanent right in the applicant, and may be revoked by the Director of Public Works upon the occurrence of any of the following:

1. Immediate revocation in the event of a violation of any of the terms and conditions of the permit;
2. Immediate revocation, in event such use becomes, for any reason, dangerous or any structure or obstruction permitted becomes insecure or unsafe;
3. Upon thirty (30) days notice if the permit is not otherwise for a specified period of time and is not covered by the preceding subsections.

B. If any use or occupancy for which the permit has been revoked is not immediately discontinued, the Director of Public Works may remove any such structure or obstruction or cause to be made to such repairs upon the structure or obstruction as may be necessary to render the same secure and safe, the cost and expense of which shall be assessed against the permittee, including all fees, costs, and expenses incurred, including attorneys fees associated with the enforcement of or collection of the same.

12.02.060 Appeal. Any decision of the Director of Public Works or the Director's designed, with respect to the issuance, refusal to issue, or revocation or refusal to revoke a permit may be appealed to the City Council by filing a notice of intent to appeal such decision with the City Administrator/Clerk within ten (10) days of the date of issuance of the decision being appealed. If an appeal from any such decision is taken, the appellant shall be required to pay a non-refundable appeal fee in an amount of not less than one hundred dollars (\$100.00). Said appeal shall include a complete statement of the reason or reasons that form the basis of the appeal. The decision of the City Council shall be final, binding and conclusive, said decision being solely within the discretion of the legislative body.

Section 2. 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 3. A Right-of-Way Permit will be required for any existing use of any public right-of-way, street, sidewalk, or other public place. The owner or person entitled to possession of the property adjoining the public right-of-way that is responsible for the existing use, must make application for the appropriate Right-of-Way Permit within 90 days of the effective date of this ordinance in order to continue this use.

Section 4. This ordinance shall take effect and be in full force no later than five days after publication.

Gretchen A. Wilbert, Mayor

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

BY: _____

ATTEST:

Mark E. Hoppen
City Administrator/Clerk

Filed with City Clerk:
Passed by City Council:
Date Published:
Date Effective:

SUMMARY OF ORDINANCE NO. _____

of the City of Gig Harbor, Washington

On _____, 1993, the City Council of the City of Gig Harbor, Washington, approved Ordinance No. _____, the main points of which are summarized by its title as follows:

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, ESTABLISHING A PROCEDURE FOR APPLICATION AND ISSUANCE OF RIGHT-OF-WAY USE PERMITS AND CREATING A NEW CHAPTER 12.02 TO THE CITY OF GIG HARBOR MUNICIPAL CODE ENTITLED RIGHT-OF-WAY USE PERMITS

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

APPROVED by the City Council at their meeting of _____, 19__.

BY: _____

MARK HOPPEN
CITY ADMINISTRATOR/CLERK
CITY CLERK

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

**A RESOLUTION OF THE CITY OF GIG HARBOR, WASHINGTON
WHICH ESTABLISHES FEES FOR RIGHT-OF-WAY USE PERMITS
AND SETS FORTH LIMITS OF REQUIRED PUBLIC
LIABILITY/PROPERTY DAMAGE INSURANCE REQUIREMENTS IN
CONNECTION WITH RIGHT-OF-WAY USE PERMITS**

WHEREAS, the City of Gig Harbor desires to establish such fees by Resolution.

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

SECTION 1. Right-of-Way Use Permits are established as follows:

- | | | |
|----|--------------------------------------------------|---------------|
| A. | Residential (Fence/Retaining Walls) - Indefinite | \$ 50.00 |
| B. | Commercial (one year term) | \$.25/sq. ft. |
| C. | Temporary (30-day term) | \$ 25.00 |

SECTION 2. Revocation In the event Right-of-Way Use Permit is revoked by the Director of Public Works, as provided by Ordinance, there shall be no refund of the Right-of-Way Use Permit Fees set forth in Section 1.

SECTION 3. A Right-of-Way Permit will not be issued until applicant has provided to the Director of Public Works a certificate evidencing the existence of public liability and property damage in the following minimum limits:

Bodily Injury Liability	\$1,000,000
Property Damage Liability	\$250,000
OR	
Combined Single Limit Bodily Injury and Property Damage	\$1,000,000

APPROVED:

Gretchen A. Wilbert, Mayor

ATTEST:

Resolution No.
Page Two

Mark E. Hoppen, Cit Administrtor/City Clerk

Filed with City Clerk:
Passed by City Council
Date Published:
Date Effective:



RECEIVED

OCT 5 1993

City of Gig Harbor

October 4, 1993

Gretchen Wilbert, Mayor
City of Gig Harbor
P. O. Box 145
Gig Harbor, WA 98335

Dear Mayor Wilbert:

Recently you were sent a letter from Pierce Transit requesting your Council's nomination of a representative to fill the at-large position elected by the ten towns and cities within the Pierce Transit boundary.


Nominations received as of the October 1, 1993 deadline were:

1. Mary K. Joyce, City of Ruston
2. Corbett Platt, City of Gig Harbor
3. Kenneth Walters, City of Milton

At your next council meeting, please select one nominee from those provided. A certified copy of the council resolution or motion should accompany the enclosed ballot. Please forward the ballot and appropriate verification to Janet R. Mahan, Pierce Transit Clerk of the Board, on or before 5:00 p.m., November 1, 1993.

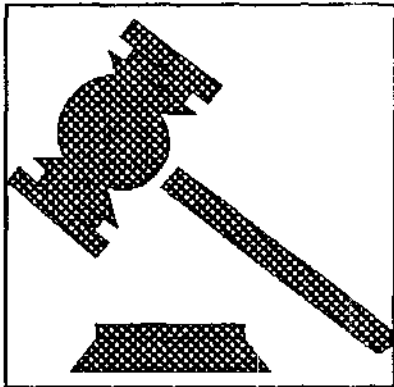
If you have any questions, please call me at 581-8012.

Sincerely,


Janet R. Mahan, CMC
Clerk of the Board

Enclosure

cc: Pierce Transit Board of Commissioners
Don S. Monroe, Executive Director



OFFICIAL BALLOT

Candidates: Mary K. Joyce, City of Ruston
Corbett Platt, City of Gig Harbor
Kenneth Walters, City of Milton

The town/city of _____ wishes to cast its vote for
Councilperson _____ of the City of
_____ to serve as a Member of the
Board of Commissioners for Pierce Transit to fill the unexpired portion of a three-year
term, May 1, 1992 to April 30, 1995, representing the ten towns and cities within the
Pierce Transit boundary.

Date: _____

By: _____

Title: _____

This form should be accompanied by a certified copy of the council resolution or motion. Ballots must be received by Pierce Transit's Clerk of the Board by 5:00 p.m., November 1, 1993.

CITY OF GIG HARBOR
RESOLUTION __

A RESOLUTION NOMINATING COUNCILMAN CORBETT PLATT AS CANDIDATE FOR THE AT-LARGE POSITION ON THE BOARD OF COMMISSIONERS FOR PIERCE TRANSIT.

WHEREAS, there is an unexpired, vacant position on the Board of Commissioners for Pierce Transit; and

WHEREAS, the Corbett Platt, City Councilman has voiced an interest in running for this position; and

WHEREAS, Council voted to nominate Councilman Platt for this position; NOW THEREFORE,

BE IT RESOLVED by the City Council, as follows:

We, the City Council of the City of Gig Harbor formally cast our vote for Councilman Platt to serve as a Member of the Board of Commissioners for Pierce Transit to fill the unexpired portion of a three-year term, May 1, 1992 to April 30, 1995, representing the ten towns and cities within the Pierce Transit boundary.

PASSED this 11th day of October, 1993.

Gretchen A. Wilbert, Mayor

ATTEST:

Mark E. Hoppen
City Clerk

Filed with City Clerk: 10/5/93
Passed by City Council: 10/11/93



City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET • P.O. BOX 145

GIG HARBOR, WASHINGTON 98335

(206) 851-8136

TO: Mayor Wilbert and City Council
FROM: Tom Enlow, Finance Director *TE*
DATE: October 8, 1993
SUBJECT: Shared Leave Resolution

INTRODUCTION

A City employee is currently suffering from a severe illness and may run out of accrued leave before being able to return to work. Other employees are willing to share their accrued leave to extend the paid leave.

BACKGROUND ISSUES

Several cities and state agencies have shared leave policies on which we have based our policy. They vary significantly in several areas.

We felt that the basic intent of the policy should be to provide a mechanism for employees to help fellow employees in need. It is not the intent of this policy to create a new benefit or cost to the city. Under this policy, the employee may only donate accrued vacation or sick leave hours in which they are vested or otherwise entitled. Sick leave may only be used to the extent that the employee can reasonably expect to receive payment at termination. (City policy allows a terminating employee who has been with the city over five years to be paid for 25% of his or her sick leave balance, under most circumstances.) If all sick leave were eligible for donations, the policy would probably result in additional costs to the city.

All shared leave policies place limits on the accrued leave balances donating employees must maintain. This helps to ensure that these employees are able to take care of their own needs. We feel that the balances in this policy are sufficient without being overly restrictive to the donor.

Another feature that received varying treatment pertained to limitations on receiving shared leave. We chose 130 working days, approximately 6 months, as the maximum shared leave an employee could use, if available through donations. Some policies had restrictions to prevent abuse of the policy. We felt that requiring the Department Head and Mayor to designate eligible employees would be an adequate control.

FINANCIAL IMPACT

This policy imposes no direct cost to the city. The salaries paid to the donee would have ultimately been paid to the donor. The only potential impact occurs when a donor gives hours which would otherwise have been paid at termination. In this case, the cost of medical insurance and other benefits are paid on behalf of the donee and would not have been paid on behalf of the donor. Generally, however, the hours would have been used by the donor and the benefits would have been paid.

RECOMMENDATION

I recommend that the Council adopt the resolution.

CITY OF GIG HARBOR
RESOLUTION ____

A RESOLUTION ESTABLISHING A SHARED LEAVE POLICY FOR CITY OF GIG HARBOR EMPLOYEES.

WHEREAS, the City Council finds it appropriate and in the public interest to permit employees to share accrued leave in carefully defined circumstances and to transfer such leave to and for the benefit of employees who, without such transfers, would be forced to terminate their employment or go without pay in order to meet the needs of severe illness; and

WHEREAS, the City provides vacation leave to its employees as a vested right subject to payment upon termination and provides sick leave, a portion of which may be subject to payment upon termination; and

WHEREAS, City employees historically have joined together to help their fellow employees suffering from an extraordinary or severe illness, injury, impairment, or physical or mental condition which prevents the individual from working and causes great economic and emotional distress to the employee and his or her family; NOW THEREFORE,

BE IT RESOLVED by the City Council, as follows:

Section 1. There is hereby added to the Gig Harbor Personnel Policies "Shared Leave" as follows:

- A. Intent. The purpose of shared leave is to permit City employees, at no significantly increased cost to the City, to come to the aid of a fellow City employee who is suffering from or has an immediate family member suffering from an extraordinary or severe illness, injury, impairment, or physical or mental condition which has caused or is likely to cause the employee to take leave without pay or terminate his or her employment.
- B. Eligibility. A Department Head, with the Mayor's concurrence, may designate an employee to be eligible to receive Shared Leave if:
 1. The employee is suffering from or has an immediate family member suffering from an extraordinary or severe illness, injury, impairment, or physical or mental condition which has caused or

is likely to cause the employee to take leave without pay or terminate his or her employment; and

2. The employee has depleted or will soon deplete his or her total available paid leave, including sick leave, annual leave and compensatory leave; and
3. The employee has been eligible for sick leave and abided by City rules regarding sick leave use.
4. The use of shared leave by a designated employee will be discontinued when the employee returns to work or when the Mayor indicates that the employee is no longer eligible to receive shared leave. Under no circumstances will an employee be able to receive shared leave for more than 130 working days (six months).

C. Donations of accrued vacation hours. An employee may donate his or her accrued vacation hours to a designated donee under the following circumstances:

1. The combined total of the amount of the employee's accrued vacation leave taken within the last 12 months plus the amount of the employee's accrued vacation balance must be at least 80 hours; and
2. The amount of leave donated must not reduce the employees' accrued vacation balance below 40 hours; and
3. All leave must be donated voluntarily. No employee shall be coerced, threatened, intimidated, or financially induced into donating leave.
4. Employees shall make a written, signed pledge of the number of hours they are willing to donate to a designated donee.

D. Donations of accrued sick leave hours. An employee may donate his or her accrued sick leave hours to a designated donee under the following circumstances:

1. The amount of sick leave donated must not reduce the employees' accrued sick leave balance below 346 hours (approximately 2 months); and
2. Only 25% of an employee's sick leave hours may be donated, if the employee has completed 5 years of service. (In some

circumstances, an employee is eligible to receive payment at termination for 25% of his or her accrued sick leave balance after 5 years of service.) At termination, if the employee is eligible to receive payment for 25% of sick leave, the payment will be adjusted for the sick leave donated in the following manner. The total number of sick leave hours donated to shared leave will be added back to the employee's balance of accrued sick leave (but not more than the maximum sick leave accrual of 1440 hours nor less than zero). This sum will be multiplied by 25% to determine the amount the number of hours employee would have been eligible to receive payment for if he or she had made no donations. The number of hours donated will then be deducted from that amount to determine the adjusted number of hours the employee is eligible to receive payment for.

3. All leave must be donated voluntarily. No employee shall be coerced, threatened, intimidated, or financially induced into donating leave.
4. Employees shall make a written, signed pledge of the number of accrued sick leave hours they are willing to donate to a designated donee.

E. Calculation. Donated hours will be converted into dollars at the donor's current hourly rate. Each pay period, the amount of shared leave necessary for the donee to receive his or her regular monthly base pay will be calculated, credited to the donee and deducted from the donors on a pro-rata basis of the value of the hours donated.

If the employee becomes eligible for workers compensation, he or she shall continue to receive shared leave at a rate which will cover the employee's full salary, after deducting for the workers compensation benefits received.

If the employee is eligible for unpaid FMLA leave, any accrued vacation, sick or shared leave must be used prior to the unpaid FMLA leave.

F. Benefits. While an employee is on shared leave, he or she shall continue to be classified as a city employee and shall receive the same treatment in respect to salary, wages, and employee benefits as the employee would normally receive if using accrued annual leave or sick leave.

Resolution ____ - Shared Leave
Page 4

PASSED this ____ day of October, 1993.

Gretchen A. Wilbert, Mayor

ATTEST:

Mark E. Hoppen
City Clerk

Filed with City Clerk: 10/7/93
Passed by City Council:



City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET • P.O. BOX 145
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

TO: MAYOR WILBERT AND CITY COUNCIL MEMBERS
FROM: MARK HOPPEN, CITY ADMINISTRATOR *MH*
SUBJECT: WATER REQUEST FROM FIRE DISTRICT #5 AND PENINSULA S.D.
DATE: OCTOBER 7, 1993

The Peninsula School District recently committed funds to purchase property from DNR for the Harbor Ridge Middle School site on Bujacich Road; Fire District #5 previously built a fire station near the corner of Sehmel Drive and Bujacich Road which they would like to use as a training facility. Despite these commitments, neither entity can provide adequate water supply and fire flow to their proposed or existing public service developments without extensive investment in tank structures. An explanatory letter from Mr. Glen Stenback outlines the situation. City staff has previously advised school district planners to carefully consider the cost of capital construction of water prior to making a commitment to the DNR site.

On one hand, both these sites lay outside the city's proposed urban growth area, and this fact is understood by both districts. On the other hand, Gig Harbor's current view of future water system improvements indicates that water which would serve the Gig Harbor North area would run down Bujacich Road from the existing Skansi Avenue waterline toward the Gig Harbor North area. Further, the Purdy Women's Correction Facility is negotiating with the city for the extension of water as well, although as yet we have no agreement to present to Council.

From a revenue perspective, as well as from a capital facilities viewpoint it is desirable for the City of Gig Harbor to link our water system with these public sites. These agencies would pay 1.5 times the inside city rate for water and should bear in fair share proportion the total cost of the extension of the line. A latecomers fee, if desired by any of these agencies, would be limited in reimbursable area to area within the city's then-current UGA.

Questions to be addressed include whether this extension is consistent with the Growth Management Act, the County-wide Planning Policies, and city outside extension policy. By definition, the fire and school district sites are outside of the urban area. In the rural area the GMA and County-wide Planning Policies discourage inadequate service provision, urban sprawl, and inappropriate or pre-mature conversion of undeveloped land into low-density development. The extension of water to these agencies would encourage none of these. Rather, the extension of water would chiefly serve to promote safety through adequate fire flow, to promote quality water system development (not just to these agencies but, conceivably, to a large portion of the urban area), and to reduce the cost of water service for all the agencies involved, including Gig Harbor.

Recommendation:

Move to approve extension of water service to the corrections facility, school district site, and fire station along Bujacich Drive, contingent on final Council approval of a contract to be negotiated with the three entities, utilizing a commitment payment similar to outside sewer extension commitment payments, and limited in latecomer reimbursement area to area within the city's then-current urban growth area at the time of latecomer connection. The following conditions shall apply to this motion:

- 1) The three agencies shall design and construct the total construction cost of extending the city water main from the city shop property to their respective sites.
- 2) The three agencies shall be responsible for obtaining all necessary permits from various agencies, including but not limited to the Department of Health and Pierce County.

PIERCE COUNTY FIRE
PROTECTION DISTRICT NO. 5

6711 Kimball Dr. • Gig Harbor, WA 98335
Phone 851-3111 • Fax 851-9606

September 21, 1993

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

Re: City of Gig Harbor Water Line Extension Request

Dear Mr. Hoppen:

On behalf of Pierce County Fire District No. 5 and Peninsula School District No. 401, I am writing this letter to request extension of the City of Gig Harbor 12 inch diameter water main to the Pierce County Fire District No. 5 Station No. 5-8 located near the corner of Bujacich Drive N.W. and Sehmel Drive N.W. and the adjacent school district property. This water main now terminates near the City Maintenance buildings at the south end of 45th Avenue N.W. It is our understanding that the City is already planning to extend this water main to the Purdy Women's Correction Facility. The need for water service to the fire station and to the adjacent school district site is paramount. As I am sure you are aware, the fire district has virtually exhausted all other options for water service to the site.

We have discussed water service from Garrison Water Company, a local purveyor, and the maximum amount of water available from this system is approximately 150 gallons per minute (gpm). This is an adequate amount of flow to handle the domestic water needs at the fire station; however, it is substantially below the domestic requirements of 250 gpm required for the new schools, and it is severely lacking in meeting the requirements for fire protection. The requested fire flow to the fire station is 2,000 gpm at 20 pounds per square inch (psi) and the required fire flow for the new school facilities is a minimum of 1,500 gpm at 20 psi. As you can see, Garrison Water Company is not a viable solution.

Mr. Mark Hoppen
City Administrator
City of Gig Harbor
September 21, 1993
Page Two

We have also drilled our own on-site well and the maximum flow that we are capable of attaining is in the range of 60 - 90 gpm. Again, as you can see, this is well below our needs from a fire flow standpoint.

We have further investigated and invested significant dollars in researching and engineering the possibility of building an on-site reservoir for our fire flow needs. Though this option is potentially viable, it is also highly expensive (\$200,000 to \$250,000 construction cost) and the time frame for designing, permitting, and constructing a water storage tank would be in the range of 18 to 24 months minimum.

As you may know, Fire Station No. 5-8 currently has no fire flow. This is a very serious safety concern to us. In discussions we have had with the Peninsula School District, their need for water service is as real and urgent as ours. They too have great concern over the life safety issue regarding the need for adequate fire flow to their schools. We see the extension of water service to these sites as a great benefit to the City and community at large.

Fire Station No. 5-8 is designated as an Emergency Operation Center, and we are also planning to develop a training facility on the site. We have an emergency generator at the facility that will operate our on-site well and our lighting and heating systems within the facility. The Peninsula School District is also planning on installing an emergency generator at the new middle school facility to provide emergency power, lighting and heating. The availability of city water for adequate domestic and fire flow quantities is a key element for the planned Emergency Operation Center. The fire district's need for water service is immediate. The Peninsula School District's need for water service is within approximately six months.

In previous discussions with Mr. Ben Yazici at the City of Gig Harbor, there are several avenues open to us to extend water service to the fire district and Peninsula School District sites. One option would be to revise the Urban Growth Boundary to include the two properties. As the boundary lies now, both sites

Mr. Mark Hoppen
City Administrator
City of Gig Harbor
September 21, 1993
Page Three

about the Urban Growth Boundary. Another option would be for the City to grant an exclusive water line extension to only serve the fire and school district properties. Another potential option would be for the City Council to make a policy to provide city utility services to public agencies such as the school district and the fire station that lie outside of, but are adjacent to, the Urban Growth Boundary.

We are open to any avenue that the City is comfortable with. We are willing and able to provide you with any and all documentation necessary to assist the City in this decision-making process. We are, of course, also willing to provide necessary funding for design and construction of a water line extension to the aforementioned properties, providing it is cost effective and affordable.

Thank you for your attention to this matter. We await your direction and guidance in proceeding with this process.

Sincerely,

PIERCE COUNTY FIRE
DISTRICT NO. 5



Glen Stenbak
Assistant Chief/Support Services

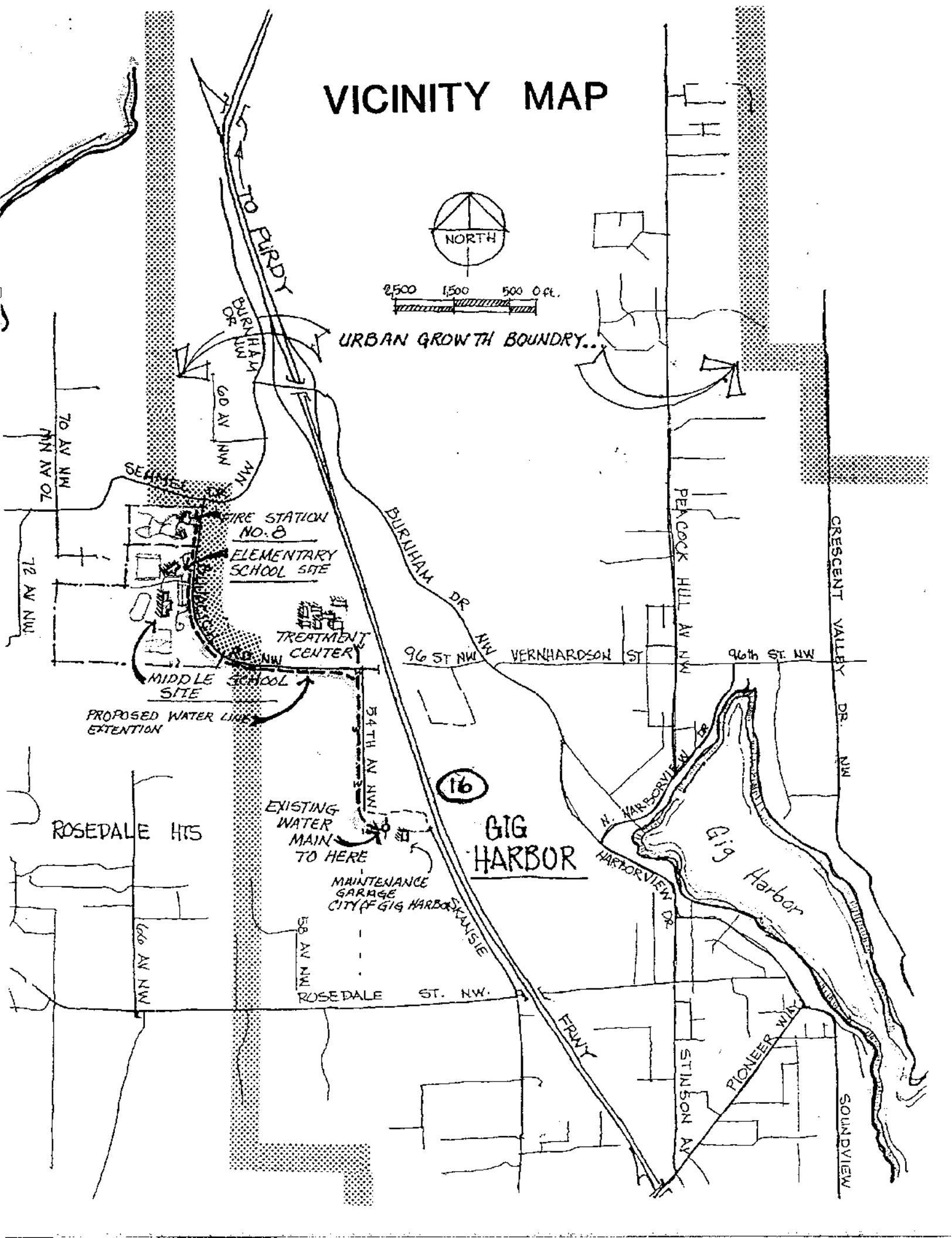
cc: John Wegener, Peninsula SD
Tom Bates, BLR&B

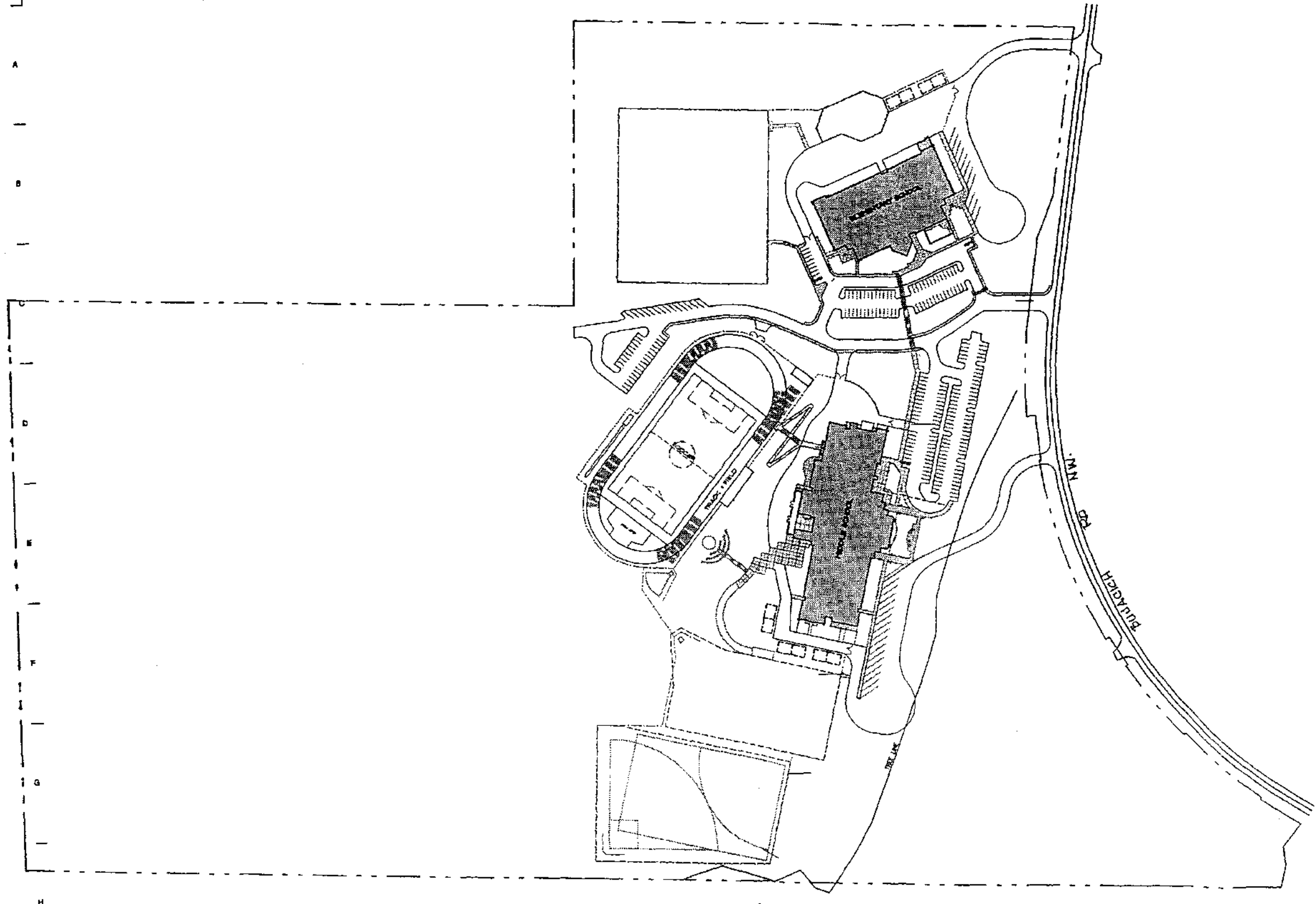
VICINITY MAP



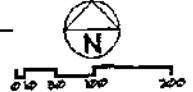
2500 1500 500 0 ft.

URBAN GROWTH BOUNDARY...



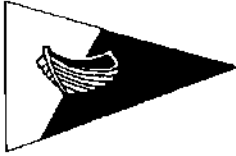


SITE PLAN
 SCALE: 1/4" = 1'-0"
 8-29-93



HARBOR RIDGE MIDDLE SCHOOL PENINSULA SCHOOL DIST. NO. 401	
BLR+B 2017 Lakeside Way • Suite 200 • Seattle, WA 98106 P.S. Architects, Planning and Interiors 1111 Forward, Suite 201 • Tacoma, Washington 98402-2012	
Drawing Title SITE PLAN	
Date: 8-22-93	Drawn:
Revised:	Comm. No. 92.22
Plotted:	Sheet No.
	A1.1
	of

© 1993 BLR+B ARCHITECTS, P.A.



City of Gig Harbor. The "Maritime City."

3105 JUDSON STREET • P.O. BOX 145
GIG HARBOR, WASHINGTON 98335
(206) 851-8136

TO: MAYOR WILBERT AND CITY COUNCIL
FROM: MARK HOPPEN, CITY ADMINISTRATOR *MHA*
RE: MACDONALD WATER/SEWER UTILITY EXTENSION
DATE: OCTOBER 8, 1993

The attached letter and map was received from Mrs. Helen MacDonald, requesting sanitary sewer and water extension to property adjacent to the northeast corner of Gig Harbor city limits, sewer from 96th Avenue and water from the city's water tank in this area. The owner is requesting water and sewer connection for seven residential units. (The intervening property on the map is not owned by Mrs. MacDonald.)

The property is located within the proposed city urban growth area and is currently within the defined Comprehensive Plan urban area. The property would be served by the ULID #1 system and the rate paid for connection would be at \$1570/ERU, the current outside rate for ULID #1. Also, water would be provided at 1.5 times the inside rate. This request, for both water and sewer, is within the current capacity limitations of the system.

The proposed agreement is for a 36 month period for a combined sewer and water capacity commitment payment of \$3633.75. An interesting point is that when the city bought the land for the city water tank in this area, the applicant sold the city the site.

Recommendation:

The staff recommendation is that the properties described in Mrs. MacDonald's letter of September 7 be approved for seven ERUs of city sanitary sewer service and city water service as per the attached utility extension/capacity agreement.

September 7, 1993

City of Gig Harbor
3105 Judson Street
P. O. Box 145
Gig Harbor, Wa. 98335

Attn: Mark E. Hoppen - City Administrator & Gig Harbor City Council

Subject: Connectin to Gig Harbor Sewer & Water

We would like to apply for a boundry extention, to extend the sewer on 96th street past Crescent Valley Road to the two parcels of property owned by Helen S. Mac Donald. This property is in the process of being transfered to daughter Rose S. Murphy & husband James G. Murphy.

The lower 2½ acres Parcel Number R 02=21-05-1-052, Tax Description W 330 Ft of Lot 3 Military Reservation Exc. Rd. Seg. G 4346. We are going to short plat this 2½ acres into four lots. We will need sewer & water for these lots.

The top 6½ acres, Parcel Number R 02-21-05-1-054, Tax Description Lot 3 Military Reservation Exc Rd & Exc W 462 Ft. Seg G 4346. We will short plat 2.5 acres for a single family dwelling. The remainder will be put into 1 or 2 lots for family use later on.

We have retained a Civil Engineer, Bob Baethke from Port Orchard to design the system to your specifications. Pape & Sons are to do the actual construction of the sewer and water lines.

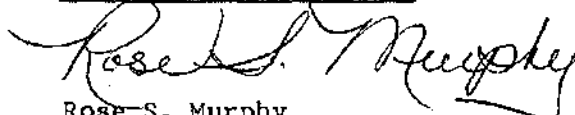
This property has been in the family for over seventy years, we are hoping this will be approved so we can start construction before long.

A prompt reply on this would be greatly appreciated.

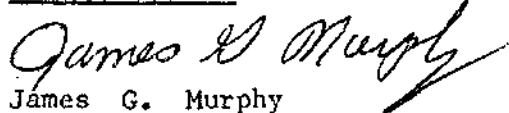
Thank you,



Helen S. Mac Donald



Rose S. Murphy

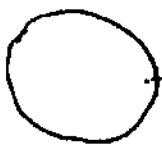


James G. Murphy

Helen S. Mac Donald
1133 Fircrest Drive
Tacoma, W. 206=265-2704

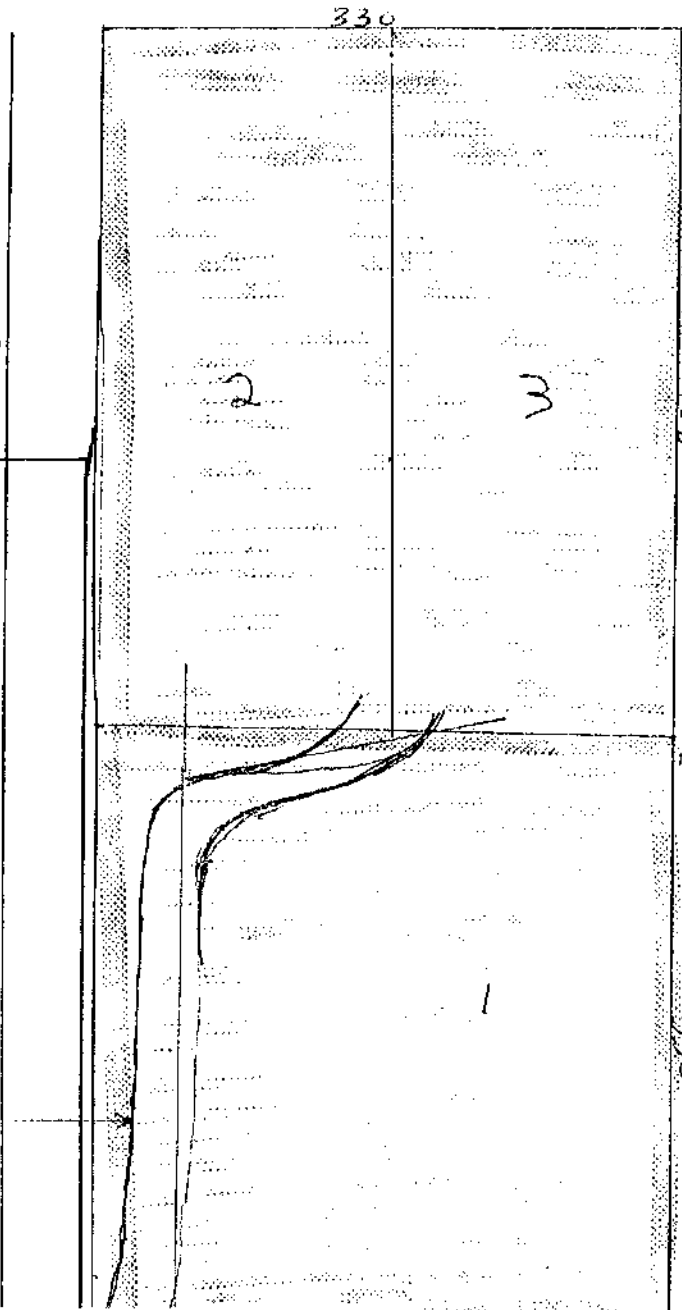
Rose & Jim Murphy
2824 Cabrini Drive N.W.
Gig Harbor, Wa. 98335 265-2704

G.H
WATER TANK



3 Hook ups

ROAD To lots 2 & 3



McDonald Water/Sewer
Extension Request

Red
Proposed

WHEN RECORDED RETURN TO:
City of Gig Harbor
Administrative Assistant
P.O. Box 145
Gig Harbor, WA 98335

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

THIS AGREEMENT is entered into on this ____ day of October, 1993, between the City of Gig Harbor, Washington, hereinafter referred to as the "City", and Helen MacDonald, 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 sewer and water 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 lines on 96th Street (street or right-of-way) at the following location:

Lower 2-1/2 acres: Parcel # 02 21 05 1 052

W 330 Ft of Lot 3 Military Reservation Exc. Rd. Seg. G 4346.
ALL IN PIERCE COUNTY, WASHINGTON.

Upper 6-1/2 acres: Parcel # 02 21 05 01 054

Lot 3 Military Reservation Exc Rd & Exc W 462 Ft. Seg. G 4346.

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 and Water Capacity Commitments. 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 1,617 gallons per day average flow. The city also agrees to provide to the Owner water service and reserves to the owner the right to connect service with a 2" meter. 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 September, 1996, provided this agreement is signed and payment for sewer and water capacity commitments received within 45 days after City Council approval of extending sewer and water capacity to the Owner's property. Sewer and water capacity shall not be committed beyond a three year period.

5. Capacity Commitment Payment. The Owner agrees to pay the City the sum of \$2,315.25 for sewer and the sum of \$1,318.50 for water, to reserve the above specified time in accordance with the schedule set forth below.

Commitment period	Percent (%) of Connection Fees	
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 service capacity and less than five hundred dollars (\$500) for commitment for water reserve capacity. In the event the Owner has not made sewer and water connection to the City's utility system by the date set forth above, such capacity commitments shall expire and the Owner shall forfeit one hundred percent (100%) of these capacity commitment payments 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 and water 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 and water capacity by paying the entire connection fee for the number of equivalent residential units desired to be reserved and by paying the water service payment described in Section 5 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 extensions, 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 sewer 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 Sewer Capacity

Commitment payment shall be credited on a pro-rated percentage basis to the connection charges as they are levied. The Owner shall connect to the water service meter size identified in Section 4.

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.

Single Family Residential Multiple Family Residential
 Commercial Industrial

- B. The development or redevelopment shall comply with all requirements of the City Comprehensive Land Use Plan, Zoning Code and Building Regulations 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. Latecomer Reimbursement. The City agrees to provide reimbursement payment(s) to the Owner for the costs incurred in the installation of certain of the required water and sewerage improvements all in accordance with the following terms:

- A. Term: The duty to reimburse shall extend for ten (10) years from the date the engineering plans for the extension work have been approved by the City and thereupon shall terminate.

- B. Notice: It shall be the responsibility of the Owner to provide the City with notice of entitlement of reimbursement before the City will be obligated for disbursement of latecomer reimbursement monies.
- C. Amount: The amount subject to reimbursement shall equal the actual provable cost of the following components of construction:
- i) The costs of sewerage or water improvements installed within the city limits extending from the existing city sewerage or water systems to the Owner's property identified above in Section 2.
 - ii) The costs of sewerage or water construction within the state right-of-way.
 - iii) The cost associated with added sizes of sewerage or water facilities which are above the minimums required to adequately serve the needs of the subject properties and listed uses as determined by the City. Owners shall provide invoices of actual expense to the City for approval prior to establishment of the amounts subject to reimbursement. The cost shall be determined upon final acceptance by the City.
 - iv) Lines and equipment to be subject to latecomer reimbursement shall be identified as such on as-built plans submitted to the City.
- D. Contributory Area: Reimbursement payments shall be required prior to actual connection of water or sewer service to any property located within the "contributory area" as outlined in the drawing marked Exhibit "B" for water and Exhibit "C" for sewer, both of which are attached hereto and fully incorporated herein by this reference.
- E. Amount of Reimbursement: Reimbursement shall be on an acreage basis in accordance with the results of the application of the following formula:

<u>No. of Acres to be Connected</u>	<u>Amount to be Reimbursed</u>
Total Acres Within Contributory Area	Total Cost of Reimbursable Expense

The City shall assess a five percent (5%) administrative fee for maintaining latecomer reimbursement records and files which shall be deducted from the amount(s) reimbursed to the Owner. Reimbursement

may be deferred by the City until the total of all sums due Owners at any one time is at least One Hundred Dollars (\$100.00).

15. 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.

16. Waiver of Right to Protest LID. Owner acknowledges that the two lots adjacent to Crescent Valley Road legally described in Exhibit "B" would be specially benefited by the following improvements to the utility (specify):

Sidewalks to Crescent Valley Road Frontage

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.

17. 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.

18. 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.

19. 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 _____, 1993.

CITY OF GIG HARBOR

Mayor Gretchen Wilbert

OWNER

Sharon S. MacToual

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 _____, 1993, 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 _____, 1993, 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 _____.



RETURN TO: WASHINGTON STATE LIQUOR CONTROL BOARD
 License Division - 1025 E. Union, P.O. Box 43075
 Olympia, WA 98504-3075
 (206) 664-0012

TO: MAYOR OF GIG HARBOR

DATE: 9/28/93

RE: NEW APPLICATION

License: 078190 - 2H County: 27
 Tradename: GABE'S RISTORANTE ITALIANO
 Loc Addr: 2905 HARBORVIEW DR
 GIG HARBOR WA 98335

APPLICANTS:

KNAPP, GALE ALLEN 03-18-45 540-42-2227
 KNAPP, TONI MARIE 10-06-46 534-50-6662

Mail Addr: 2905 HARBORVIEW DR
 GIG HARBOR WA 98335-1910

Phone No.: 206-858-8878 GALE KNAPP

Classes Applied For:

- C Wine on premises
- D Beer by open bottle only - on premises

Notice is given 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 (10 days notice given for Class I) from the date above, it will be assumed that you have no objection to the issuance of the license. If additional time is required please advise.

- | | 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"/> |

OPTIONAL CHECK LIST:	EXPLANATION	YES	NO
LAW ENFORCEMENT		<input type="checkbox"/>	<input type="checkbox"/>
HEALTH & SANITATION		<input type="checkbox"/>	<input type="checkbox"/>
FIRE, BUILDING, ZONING		<input type="checkbox"/>	<input type="checkbox"/>
OTHER		<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 DESIGNER _____

WASHINGTON STATE LIQUOR CONTROL BOARD-License Services
1025 E Union - P O Box 43075
Olympia WA 98504-3075

TO: MAYOR OF GIG HARBOR

9-29-93

SPECIAL OCCASION #090826

CLASS: G

KNIGHTS OF COLUMBUS COUNCIL 9238
3510 ROSEDALE ST
GIG HARBOR, WA

DATE/TIME: OCTOBER 17, 1993 12NOON TO 6PM
PLACE: ST. NICHOLS CHURCH HALL 3510 ROSEDALE ST., GIG HARBOR, WA

CONTACT: JOHN OLDHAM 851-3875

PLEASE RETURN ONE COPY TO THE LIQUOR CONTROL BOARD

SPECIAL OCCASION LICENSES

- * G - License to sell beer on a specified date for consumption at specific place.
- * J ___ License to sell wine on a specific date for consumption at a specific place.
___ Wine in unopened bottle or package in limited quantity for off premises consumption.
- * K - Spirituous liquor by the individual glass for consumption at a specific place.
- * I - Class I, to class H licensed restaurant to sell spirituous liquor by the glass, beer and wine to members and guests of a society or organization away from its premises.
- * I - Annual license for added locations for special events (Class H only)

If return of this notice is not received in this office within 20 days (10 days notice given for Class I) from the date above, we will assume you have no objection to the issuance of the license. If additional time is required please advise.

1. Do you approve of applicant? YES__ NO__
2. Do you approve of location? YES__ NO__
3. If you disapprove and the Board contemplates issuing a license, do you want a hearing before final action is taken? YES__ NO__

OPTIONAL CHECK LIST	EXPLANATION	YES__ NO__
LAW ENFORCEMENT	_____	YES__ NO__
HEALTH & SANITATION	_____	YES__ NO__
FIRE, BUILDING, ZONING	_____	YES__ NO__
OTHER:	_____	YES__ NO__

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



DENNIS RICHARDS
Chief of Police

City of Gig Harbor Police Dept.
3105 JUDSON STREET • P.O. BOX 145
GIG HARBOR, WASHINGTON 98335
(206) 851-2236

MONTHLY POLICE ACTIVITY REPORT

SEPT

DATE: 10-01-93

	<u>SEPT</u> <u>1993</u>	<u>YTD</u> <u>1993</u>	<u>YTD</u> <u>1992</u>	<u>%CHG TO</u> <u>1992</u>
CALLS FOR SERVICE	<u>232</u>	<u>2273</u>	<u>2261</u>	<u>- 0.5</u>
CRIMINAL TRAFFIC	<u>15</u>	<u>217</u>	<u>295</u>	<u>- 26</u>
TRAFFIC INERCTIONS	<u>66</u>	<u>626</u>	<u>698</u>	<u>- 10</u>
DWI ARRESTS	<u>2</u>	<u>36</u>	<u>43</u>	<u>- 16</u>
FELONY ARRESTS	<u>17</u>	<u>49</u>	<u>47</u>	<u>+ 4</u>
MISDEMEANOR ARRESTS	<u>13</u>	<u>86</u>	<u>161</u>	<u>- 46</u>
WARRANT ARRESTS	<u>6</u>	<u>65</u>	<u>84</u>	<u>- 22</u>
INCIDENT REPORTS	<u>55</u>	<u>575</u>	<u>709</u>	<u>- 18</u>

MAYOR'S REPORT

October 11, 1993

EVERGREEN FOR JERISICH PARK

The Horsehead Bay Garden Club has offered to purchase and dedicate a living evergreen for Jerisich Park. Providing this living tree is the Garden Club's way of saying "thank you" to the city and the Greater Gig Harbor Business Association for providing an annual community holiday celebration the first week in December.

The city and the Garden Club have been working with Scott Junge of Rosedale Gardens to locate an appropriate tree for the sight. Scott has recommended a 10-foot Noble Fir. This slow-growing variety should not impact views now, or in the future. This size has a good survival rate and is less costly to move and plant.

Ben, Dave, and Scott will supervise the planting of the rootball inside a bottomless container, probably a barrel, to enable the roots to feed from below the infrastructure.

The Greater Gig Harbor Business Association will continue to coordinate the decorating of the tree, Santa's arrival by fire truck on Friday, and the arrival by Mr. & Mrs. Claus on Saturday by boat.

School children share in the celebration by making ornaments for the tree and a choir provides appropriate music.

I wish to take this opportunity to thank the members of Horsehead Bay Garden Club for their gift of beauty to be enjoyed by all, and to the Greater Gig Harbor Business Association for their dedication in providing the players each year in the annual celebration of our cultural traditions.