



Official Gazette

City of Spokane, Washington

Statement of City Business, including a Summary of the Proceedings of the City Council

Volume 106

JUNE 22, 2016

Issue 25



MAYOR AND CITY COUNCIL

MAYOR DAVID A. CONDON

COUNCIL PRESIDENT BEN STUCKART

COUNCIL MEMBERS:

BREEAN BEGGS (DISTRICT 2)

MIKE FAGAN (DISTRICT 1)

LORI KINNEAR (DISTRICT 2)

CANDACE MUMM (DISTRICT 3)

KAREN STRATTON (DISTRICT 3)

AMBER WALDREF (DISTRICT 1)

The Official Gazette

(USPS 403-480)

Published by Authority of City Charter Section 39

The Official Gazette is published weekly by the Office of the City Clerk
5th Floor, Municipal Building, Spokane, WA 99201-3342

Official Gazette Archive:

<http://www.spokanecity.org/services/documents>

To receive the Official Gazette by e-mail, send your request to:
clerks@spokanecity.org

INSIDE THIS ISSUE

MINUTES	682
GENERAL NOTICES	693
ORDINANCES	694
EXECUTIVE ORDERS	720
JOB OPPORTUNITIES	720
NOTICES FOR BIDS	723

The Official Gazette

USPS 403-480

0% Advertising

Periodical postage paid at
Spokane, WA**POSTMASTER:****Send address changes to:**

Official Gazette

Office of the Spokane City Clerk

808 W. Spokane Falls Blvd.

5th Floor Municipal Bldg.

Spokane, WA 99201-3342

Subscription Rates:

Within Spokane County:

\$4.75 per year

Outside Spokane County:

\$13.75 per year

Subscription checks made payable to:

City Treasurer

Address Change:

Official Gazette

Office of Spokane City Clerk

808 W. Spokane Falls Blvd.

5th Floor Municipal Bldg.

Spokane, WA 99201-3342

Minutes

MINUTES OF SPOKANE CITY COUNCIL**Monday, June 13, 2016****BRIEFING SESSION**

The Briefing Session of the Spokane City Council held on the above date was called to order at 3:30 p.m. in the Council Chambers in the Lower Level of the Municipal Building, 808 West Spokane Falls Boulevard, Spokane, Washington.

Roll Call

On roll call, Council President Stuckart and Council Members Beggs, Fagan, Kinnear, Mumm, and Stratton were present. Council Member Waldref was absent.

City Administrator Theresa Sanders, Council's Policy Advisor Brian McClatchey, and Acting City Clerk Laurie Farnsworth were also present on the dais.

Advance Agenda Review

Council received input from staff on the June 20, 2016, Advance Agenda items.

First Reading Ordinance C35407

Motion by Council Member Mumm, seconded by Council Member Fagan, **to suspend** the Council Rules; **carried unanimously (Council Member Waldref absent).**

Motion by Council Member Mumm, **to move** First Reading Ordinance C35407 (approving an easement between the Park Board and Avista Corporation) to tonight's (June 13)

agenda [under "First Reading Ordinances," with final reading to be held next week (June 20)]; **carried unanimously (Council Member Waldref absent).**

(Clerical Note: Due to an inadvertent clerical oversight, Ordinance C35407 was not provided a first reading under the 6:00 p.m. Legislative Session; therefore, the Ordinance C35407 will remain as a first reading ordinance on the June 20 Legislative Agenda.)

Action to Approve June 20, 2016, Advance Agenda

Following staff reports and Council inquiry and discussion regarding the June 20, 2016, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.2):

Motion by Council Member Fagan, seconded by Council Member Kinnear, **to approve** the Advance Agenda for Monday, June 20, 2016 (as amended); **carried unanimously (Council Member Waldref absent).**

ADMINISTRATIVE SESSION**Current Agenda Review**

Council considered the June 13, 2016, Current Consent Agenda items.

CONSENT AGENDA

Upon motion of Council Member Fagan, seconded by Council Member Stratton, Council unanimously (Council Member Waldref absent) approved Staff Recommendations for the following:

Contract Amendment with the Washington State Department of Commerce for the Consolidated Homeless Grant and authorization to enter into contract with the awarded projects. Increase of \$2,374,522. Total Grant amount \$3,684,704.

Accept Continuum of Care Program award from Housing and Urban Development and authorization to enter into contract with the awarded projects—\$735,764.

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through June 3, 2016, for total of \$3,493,658.73 (Check Nos. 525568-525804 and ACH Payment Nos. 26685-26822), with Parks and Library claims approved their respective boards. Warrants excluding Parks and Library total \$3,069,705.28.
- b. Payroll claims of previously approved obligations through June 4, 2016: \$6,587,127.07 (Check Nos. 538333-538561).

City Council Meeting Minutes: May 23, 2016 and June 2, 2016.

Executive Session/Council Recess

The City Council adjourned at 3:54 p.m. No Executive Session was held. The City Council reconvened at 6:00 p.m. for a Town Hall meeting at the West Central Community Center, 1603 North Belt Street.

LEGISLATIVE / TOWN HALL SESSION

Moment of Silence

Council President Stuckart read the names of the victims of the 49 individuals killed in the recent Orlando nightclub shooting, and a moment of silence was held in recognition of the victims.

Roll Call

On roll call, Council President Stuckart and Council Members Beggs, Fagan, Kinnear, Mumm, and Stratton. Council Member Waldref was absent.

City Council Policy Advisor Brian McClatchey and Acting City Clerk Laurie Farnsworth were also present.

Invocation

Pastor Cliff Foster, Old Landmark Missionary Baptist Church, provided an Invocation.

Pledge of Allegiance

The Pledge of Allegiance was led by Girl Scout Troop #800. Subsequently, the Troop Members were provided an opportunity to introduce themselves.

PROCLAMATIONS

June 13-June 17, 2016 *Street Music Week*

Council Member Fagan read the proclamation and presented it to Doug Clark. Mr. Clark noted this is the 14th year of Street Music Week and so far \$118,000 has been raised for the food bank (Second Harvest).

June 20, 2016 *World Refugee Day 2016*

Council Member Kinnear read the proclamation and presented it to the Executive Director of World Relief Spokane. The proclamation urges citizens of Spokane to strive to overcome intolerance and indifference through learning and appreciation of their experiences and culture.

COUNCIL SALUTATIONS

June 15, 2016 *Justice for Janitors Day*

Council President Stuckart read a Council Salutation in recognition of janitors and presented it to John Adler, a shop steward and Executive Board Member of SEIU Local 6. Janitors are the unsung heroes who keep our offices, hospitals, schools, and other work places clean, sanitized and ready for us to do our jobs. Being a janitor is a physically demanding job that often goes unrecognized in our society. Women are significant contributors to the janitorial workforce and suffer nearly twice the amount of workplace injuries. Service Employees International Union Six represents commercial building janitors in Spokane. In 1985, SEIU-6 designated June 15 as Justice for Janitors Day, which is now recognized throughout the country and around the world.

June 6 – July 5, 2016

Month of Ramadan

Council Member Stratton read a Council Salutation in recognition of Ramadan. People of the Islamic Faith observe Ramadan during the Month of the Islamic Calendar. Participating Muslims abstain from food and drink from dawn to sunset as a spiritual practice during Ramadan, Muslims ask for forgiveness for past sins, pray for guidance and help in refraining from every day evils and to purify themselves through self-restraint and good deeds. American Muslims uphold the United States Constitution and are dedicated to raising and educating their children and want to succeed in the traditional American way by working hard and supporting their families. The Council Salutation extends sincere well wishes to Spokane Muslims for the successful completion of the observance of the Month of Ramadan.

APPOINTMENTS

Appointment of Temporary Council President Pro Tem

Council President Stuckart noted both he and Council President Pro Tem Council Member Waldref will be absent on June 27 and so he requested a motion to appoint Council Member Mumm as the temporary Council President Pro Tem for June 27. Subsequently, the following action was taken:

Motion by Council Member Beggs, seconded by Council Member Stratton, to so move (**to appoint** Council Member Mumm as the temporary Council President Pro Tem for June 27); **carried unanimously (Council Member Waldref absent).**

BOARD, COMMISSION, AND COMMITTEE VACANCIES

Council Member Mumm announced the following Board, Commission, and Committee vacancies:

- Citizens Transportation Advisory Board: One representative from District 3 and deadline is September 15.
- Civil Service Commission: One position and deadline is October 14.
- Design Review Board: Three positions - one citizen at large, one real estate developer, and one civil structural engineer, and the deadline is June 24.
- East Sprague PBIA Advisory Board: Seven positions to establish the board and the deadline is June 30.
- Northeast Public Development Authority: One position for a business representative and deadline is June 30.
- Human Rights Commission: Four positions - two at large positions and one District 1 position and one District 3 position, and the deadline is June 20.
- West Quadrant Tax Increment Financing Neighborhood Project Advisory Committee: Four positions and deadline is June 30.

For more information, citizens can visit the application page at <https://my.spokanecity.org/bcc/> or call 625-6250.

ADMINISTRATIVE REPORT

West Central Community Prevention and Wellness Coalition

Kelly Cruz provided an update on the West Central Community Prevention and Wellness Coalition. He reviewed the goals of the Community Prevention and Wellness Coalition for 2015-2017, which are to: decrease the risk associated with community disorganization and low neighborhood attachment; decrease risk associated with lack of commitment to school; decrease youth substance abuse; decrease risk associated with family management problems; reduce promotion of alcohol, tobacco and marijuana products; increase community awareness of laws and risk related to E-cigarette use and marijuana use; and increase community knowledge on how to prevent youth suicide. Jill Royston from ESD 101 spoke about some of the youth involvement programs. She noted she is a student assistant specialist, which is essentially a drug and alcohol counselor, at North Central High School. She stated she works with young people and some of the struggles they are presented with every single day.

TOWN HALL FORUM

Alexander Joe Shogan, Jr., former City Council President, thanked the Council President for reading the names of the victims of the Orlando shooting to prove they are people and not statistics. He noted, because of the number of casualties, blood banks across the United States are asking for blood. Mr. Shogan noted he has lived in Spokane all of his life and has always been proud to say he was from Spokane all over the country until now. He remarked on the Straub matter and an editorial in the Spokesman Review on Thursday, June 2, and suggested an interim city manager be hired until the matter is settled. He said it's time to move on and end this and move forward with the City and try to figure out what's best for the City instead of what's best for the Mayor or the City Council.

Jim Bakke commented on neighborhood planning. All neighborhoods that have developed neighborhood specific plans or subarea plans need to know the time and effort by both neighborhood stakeholders and city staff will not be in vein. He stated the neighborhood recognizes that developers have an absolute right to apply for a zone change but the neighborhoods have an absolute right to consider those applications in the context of their neighborhood plans and/or subarea plans. When the neighborhood rejects the proposals on thoughtful and factual reasoning the proposal should be denied; otherwise he questioned why would we have neighborhood planning? Council President Stuckart noted the developer has a right to go through the process but Council will be looking at the subarea plan because it's going to go to the Planning Commission and will eventually end up at Council and he stated the City Council will make sure to look at both the neighborhood plan and the subarea plans of that area as it considers that zoning change.

Jacina Scamahorn commented on the trans community and remarked on a discrepancy that is affecting the trans community which is dealing with local law enforcement. She commented that local law enforcement records do not update along with other city records. She stated that what matters is that making sure that law enforcement and city employees, as well as agencies, find ways to respect the trans community and that there is no gender profiling.

Marshall Smith commented on process serving and remarked on an incident where papers were served and thrown over his fence, and he stated that is not legal process serving.

Sharon Francovich remarked on neighborhood councils. She said she is concerned because at the last neighborhood council meeting she was told by the West Central Neighborhood Council chair that the Council doesn't operate under the Open Public Meeting Act. She remarked that if we are not subject to the Open Public Meetings Act that brings on a myriad of problems.

Michelle Bacon thanked Council President for reading the list of names from the horrific act (Orlando nightclub shooting) and she also welcomed the Muslim community into Spokane. In addition, she commented on the homeless community in West Central and noted the majority of the homeless community occurs between Bridge and Boone Avenues at the end of College down towards A Street. She stated she understands the City has contracted out to SNAP for an outreach worker to the homeless. She remarked that her neighborhood has been inundated with homeless people. She stated it's not the homeless that are the problem; the problem is the predators that follow the homeless people around. She urged Council to bring in more outreach workers because it's too much for one person and to advocate for mental health, as well as city health workers, to go out into the field. She also commented on concerns with 9-1-1.

LEGISLATIVE AGENDA

There were no **Emergency Budget Ordinances**.

There were no **Emergency Ordinances**.

There were no **Resolutions**.

FINAL READING ORDINANCES

Final Reading Ordinance C35399

Subsequent to an opportunity for public testimony, with no individuals requesting to speak, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member Waldref absent), the City Council passed Final Reading Ordinance C35399 relating to critical materials; amending SMC sections 17A.020.030, 17A.020.160, 17E.010.010, 17E.010.040, 17E.010.050, 17E.010.060, 17E.010.090, 17E.010.095, 17E.010.120, 17E.010.140, 17E.010.150, 17E.010.190, 17E.010.200, 17E.010.210, 17E.010.220, 17E.010.230, 17E.010.270, 17E.010.290, 17E.010.300, 17E.010.320, 17E.010.340, 17E.010.400, 17E.010.410, 17E.010.420, 17E.010.430, 17E.010.440, 17E.010.470, 17E.010.490, 17E.010.510, 17E.010.530, 17E.010.560, and 17G.010.150; and repealing SMC sections 17E.010.250, 17E.010.310, 17E.010.330, 17E.010.450, 17E.010.500, and 17E.010.520.

Final Reading Ordinance C35400

Subsequent to an opportunity for public testimony, with no individuals requesting to speak, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member Waldref absent), the City Council passed Final Reading Ordinance C35400 amending Ordinance C34924 vacating Walnut Street from Bridge Avenue to College Avenue, North and South portions of Bridge Avenue from Maple Street to Cedar Street and the Alley between Walnut Street and Cedar Street from Bridge Avenue to College Avenue.

FIRST READING ORDINANCES

The following ordinances were read for the first time with further action deferred:

- ORD C35403** Granting a non-exclusive franchise to use the public right of way to provide noncable telecommunications service to the public to MobileLite LLC, subject to certain conditions and duties as further provided.
- ORD C35404** Providing for the acquisition by eminent domain of certain lands necessary to be acquired for public purposes in connection with the Martin Luther King Jr. Way (Riverside Extension) Project, locating in the City and County of Spokane, State of Washington.

There were no **Special Considerations**.

There were no **Hearings**.

NEIGHBORHOOD REPORTS

Kim Ferraro, Director of West Central Community Center (WCCC), provided a welcome to the City Council and remarked on the WCCC programs. Heather Trautman, Neighborhood Services and Code Enforcement Department Director, also provided welcoming remarks. Rod Minarik of Neighborhood Services and Code Enforcement then facilitated neighborhood reports, as follows:

- Karen Kearney reported on Balboa/South Indian Trail, and she introduced Ryan Kiely from Excelsior.
- Terry Deno reported on North Indian Trail.
- Kathy Miotke, Maribeth Watt, and Dennis Patchin reported on Five Mile Prairie.
- Victor Frazier reported on Audubon/Downriver.
- Doug Prendergast reported on Northwest.
- C.O.P.S. reports: Jeff Zabinski reported on North Hill; Ester Rosevear reported on West; Sharon Care reported on Northwest; Doug McGuire reported on North Central; and Patrick Striker provided remarks on Community Oriented Policing Shops.
- Tim Musser and Karl Boldt reported on Emerson/Garfield.
- Jeff Zabinski and Sandy Gill reported on North Hill.
- Mike Brakel reported on West Central.

SECOND OPEN FORUM

John Lossing promoted the Spokane Community Gardens and for the motion that passed the City Council relating to urban agriculture and market gardens. He stated this is a huge thing that has happened and this is something that is a cornerstone to urban farming and we can use this in Spokane to really push and drive people and the economy here in Spokane.

Steve Corker commented this is the second time this week that the issue of the Open Public Meetings Act has come up with regard to neighborhood councils and the neighborhood council programs. He strongly encouraged neighborhood councils as a matter of its bylaws to agree to conform to the Open Public Meetings Act Policy because it's important at the lowest levels of grass roots that the principle of openness be a part of what this program is all about.

ADJOURNMENT

There being no further business to come before the City Council, the Regular Legislative Session of the Spokane City Council adjourned at 9:02 p.m.

NOTICE

Monday, June 6, 2016

The notice published in the Wednesday, June 15, 2016 issue of the *Official Gazette* stated the minutes for the Monday, June 6, 2016, Spokane City Council Meeting were not available for publication and would be published in the

June 29, 2016 issue of the *Official Gazette*. The minutes became available earlier than expected and are published below in today's issue of the *Official Gazette*.

MINUTES OF SPOKANE CITY COUNCIL

Monday, June 6, 2016

BRIEFING SESSION

The Briefing Session of the Spokane City Council held on the above date was called to order at 3:30 p.m. in the Council Chambers in the Lower Level of the Municipal Building, 808 West Spokane Falls Boulevard, Spokane, Washington.

Roll Call

On roll call, Council President Stuckart and Council Members Beggs, Fagan, Kinnear, Mumm, and Waldref were present. Council Member Stratton was absent.

City Administrator Theresa Sanders, City Council's Policy Advisor Brian McClatchey, and City Clerk Terri Pfister were also present on the dais.

Advance Agenda Review

The City Council received an overview from staff on the June 13, 2016, Advance Agenda items.

Final Reading Ordinance C35402

Motion by Council Member Beggs, seconded by Council Member Waldref, **to defer** Final Reading Ordinance C35402—relating to the organization of the Spokane Police Department—for one week (from June 13 Agenda to June 20 Agenda); **carried unanimously (Council Member Stratton absent)**.

Action to Approve June 13, 2016, Advance Agenda

Following staff reports and Council inquiry and discussion regarding the June 13, 2016, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.2):

Motion by Council Member Beggs, seconded by Council Member Waldref, **to approve** the Advance Agenda for Monday, June 13, 2016 (as amended); **carried unanimously (Council Member Stratton absent)**.

ADMINISTRATIVE SESSION

Current Agenda Review

The City Council reviewed an overview from staff on the June 6, 2016, Current Agenda items.

Resolution 2016-0050 Providing for Sale of Surplus City Property (Surplus Vacant Lots)

Heather Trautman, Director of Neighborhood Services/Code Enforcement, provided an overview of Resolution 2016-0050. Subsequent to Council inquiry and discussion, with response by Ms. Trautman, the following action was taken:

Motion by Council Member Waldref, seconded by Council Member Mumm, **to take** 1924 E. First Avenue off the list but proceed with the other properties; **carried unanimously (Council Member Stratton absent)**.

Resolution 2016-0056 Concerning the Recent Oil Train Derailment and Fire in Mosier, Oregon

Council President Stuckart requested a motion to suspend the Council Rules and a motion to add Resolution 2016-0056 to the Council's Legislative Agenda. He noted the reason he is doing this is because it calls for Union Pacific to stop running oil trains through Mosier until they clean up the oil trains that are mere feet away from the tracks right now. Subsequently, the following actions were taken:

Motion by Council Member Beggs, seconded by Council Member Kinnear, **to suspend** the (Council) Rules; **carried unanimously (Council Member Stratton absent)**.

Motion by Council Member Beggs, seconded by Council Member Kinnear, **to add** the Resolution (RES 2016-0056) to tonight's (June 6) Legislative Agenda; **carried 5-1 (Council Member Fagan voting "no" and Council Member Stratton absent)**.

Contract Amendment with Michael McMahon and the firm of Etter, McMahon, Lamberson, VanWert & Oreskovich, P.C. (OPR 2015-0915)

Upon review of the June 6, 2016, Current Agenda items, Council Member Beggs presented a substitute version of the Contract Amendment with Michael McMahon, and the following action was taken:

Motion by Council Member Beggs, seconded by Council Member Mumm, **to substitute** that version of the matter (Contract Amendment with Michael McMahon) on tonight's agenda; **carried unanimously (Council Member Stratton absent).**

Action to Approve June 6, 2016, Current Agenda

Following staff reports and Council inquiry and discussion regarding the June 6, 2016, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.2):

Motion by Council Member Waldref, seconded by Council Member Mumm, **to approve** the Current Agenda for Monday, June 6, 2016 (as amended); **carried unanimously (Council Member Stratton absent).**

CONSENT AGENDA

Upon motion by Council Member Waldref, seconded by Council Member Mumm, the City Council unanimously approved Staff Recommendations for the following:

Purchases from Freedom Truck Centers (Spokane, WA) for the City of Spokane Fleet Services Department for:

- a. Three 2017 Freightliner M2-108SD Truck Chassis—\$322,415.33 (incl. tax). (OPR 2010-0585) (BID 3709-10)
- b. Three dump truck bodies—\$201,735.24 (incl. tax). (OPR 2016-0444)

Renewal of Value Blanket Contracts with:

- a. M&L Supply (Spokane, WA) for purchase of miscellaneous backflow prevention devices—\$106,404.81 (incl. tax). (OPR 2016-0445) (BID 4141-15)
- b. Haskins Steel (Spokane, WA) for Miscellaneous Stock Steel for various departments, estimated annual expenditure—\$200,000 (incl. tax). (OPR 2016-0446) (BID 3927-13)

Contract with Cameron-Reilly, LLC (Spokane Valley, WA) for the Utility Cut Sidewalk Repair for the Wastewater and Water Departments, as well as other City Departments, to use as needed for one year—\$70,000. (OPR 2015-0440)

Additional capital funding added to:

- a. Northeast Community Center Contract—\$40,000. (OPR 2016-0029)
- b. West Central Community Center Contract—\$40,000. (OPR 2016-0030)

For improvements include capital improvement planning, structural repairs and/or restoration of the center

Low bids meeting specifications of:

- a. Red Diamond (Opportunity, WA) for 1st Avenue, Et al—\$819,013.60 (plus tax). An administrative reserve of \$81,901.36, which is 10% of the contract price (plus tax), will be set aside. (East Central Neighborhood) (PRO 2016-0022) (ENG 2015133)
- b. Bacon Concrete, Inc. (Spokane, WA) for Wall Street Surface Improvements—\$797,659.25. An administrative reserve of \$79,765.93, which is 10% of the contract price, will be set aside. (East Central Neighborhood) (PRO 2016-0023) (ENG 2015177)
- c. Halme Construction, Inc. (Spokane, WA) for Riverside Extension Phase 2A—\$3,313,764.50 (plus tax). An administrative reserve of \$331,376.45 (plus tax), which is 10% of the contract price (plus tax), will be set aside. (Riverside Neighborhood) (PRO 2016-0024) (ENG 2005264)

Accept \$60,000 Invest Health Training Grant from Reinvestment Fund (funded by Robert Wood Johnson Foundation) on behalf of 5 community partners including the City. (OPR 2016-0447)

Recommendation to list on the Spokane Register of Historic Places the Love House, 436 West 24th Avenue. (OPR 2016-0448)

Memorandum of Understanding between the City and Spokane County to apply for the Edward Byrne Memorial Justice Program JAG FY2016 Grant Funds - CFDA # 16.738. Total Funding: \$154,903; City Share—\$69,707. (OPR 2016-0449)

Set Hearing for the Six-Year Comprehensive Street Program—2015-2020, for June 20, 2016. (Various Neighborhoods) (PRO 2016-0025) (ENG 2016015)

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through May 27, 2016, total \$15,258,826.93 (Check Nos. 525046-525562; ACH Payment Nos. 26164-26684), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$14,566,741.92. (CPR 2016-0002)
- b. Payroll claims of previously approved obligations through May 21, 2016: \$6,337,760.90 (Payroll Check Nos. 538092-538330). (CPR 2016-0003)

City Council Meeting Minutes: May 16, 2016, May 19, 2016 and May 26, 2016. (CPR 2016-0013)

Council Recess/Executive Session

The City Council adjourned at 4:37 p.m. No Executive Session was held. The City Council reconvened at 6:00 p.m. for the Regular Legislative Session.

LEGISLATIVE SESSION

Pledge of Allegiance

The Pledge of Allegiance was led by Council President Stuckart.

Roll Call

Council President Stuckart and Council Members Beggs, Fagan, Kinnear, Mumm, and Waldref were present. Council Member Stratton was absent.

City Council's Policy Advisor Brian McClatchey and City Clerk Terri Pfister were also present.

PROCLAMATIONS

Month of June 2016 *LGBTQA Pride Month*

Council President Stuckart read the proclamation and presented it to members of the LGBTQA Community. 2016 is the 25th celebration of Pride in Spokane and empowers and supports the diverse LGBTQA Community as well as their families, friends and allies in the Inland Northwest, Eastern Washington, and Northern Idaho.

There were no **Administrative Reports**.

BOARD, COMMISSION, AND COMMITTEE VACANCIES

Council President Stuckart announced the following Board, Commission, and Committee vacancies:

- Citizens Transportation Advisory Board: One representative from District 3 and deadline is September 15.
- Civil Service Commission: One position and deadline is October 14.
- Design Review Board: Opening for a real estate developer and an engineer and the deadline is June 24.
- Northeast Public Development Authority: Business representative and deadline is June 30.
- Human Rights Commission: Four positions, two at large positions and one District 1 and one District 3.
- West Quadrant Tax Increment Financing Neighborhood Project Advisory Committee: Four positions and deadline is June 30.

For more information, citizens can visit the application page at <https://my.spokanecity.org/bcc/> or call 625-6250.

APPOINTMENTS**Appointments to Design Review Board, Spokane Park Board, and Ethics Commission**

Motion by Council Member Fagan, seconded by Council Member Beggs, **to approve** (and thereby confirm) the following appointments; **carried unanimously (Council Member Stratton absent)**:

Design Review Board (CPR 1993-0069)

- Appointment of Anne Hanenburg to serve in the Landscape Architect position on the Design Review Board for a term of three years, expiring on December 31, 2018.

Spokane Park Board (CPR 1981-0402)

- Reappointment of Lauren Pendergraft to the Spokane Park Board for a term of five years from February 2016-February 2021.
- Reappointment of Dr. Sam Selinger for his second term to the Spokane Park Board, for a term of five years from February 2016-February 2021.

Ethics Commission (CPR 2006-0042)

- Appointment of Amina Fields to the Ethics Commission for a term of three years, from January 1, 2016, to December 31, 2018.

There were no **Council Committee Reports**.

OPEN FORUM

Henry Valder commented on the Lilac Parade and Veterans Garage.

William Roswell commented on the narrowing of Monroe, and he stated the street is already congested with cars and making the street more narrow will cause pedestrians to get run over. He also remarked on the City Council.

Joshua Cox referred to a double standard within the Spokane Police Department and recited RCW 46.08.065 and commented on unmarked vehicles.

Cheryl Mitchell commented on the issue of public safety. She stated the problem with dealing with the homeless is a significant issue in Spokane and as the homeless are pushed out of downtown they are moving into surrounding areas. She commented the community garden is attracting homeless people and although it is a good idea, it has created an attractive nuisance.

Kelly Tansey stated he lives right next door to the community garden and he agrees it can be a good thing if there is some sort of organization. He stated he found there is no organization and there is no time limit as to when people can be there and as a result, people are there night and day. He noted he is constantly on alert keeping people out of his yard and expressed concerns regarding the community garden.

LEGISLATIVE AGENDA**EMERGENCY BUDGET ORDINANCES****Emergency Budget Ordinances C35395, C35396, C35397, and C35398**

Subsequent to public testimony, the following action was taken:

Upon unanimous roll call vote, the City Council passed the following Emergency Budget Ordinances (Council Member Stratton absent):

Ordinances amending Ordinance No. C35322 passed by the City Council November 23, 2015, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2016, making appropriations to the various funds, departments and programs of the City of Spokane government for the fiscal year ending December 31, 2016, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

ORD C35395 Parks Fund
FROM: Unappropriated Reserves, \$64,000;
TO: Surveys/Studies, \$64,000.

(This action provides funding for the Collins Group to assist the Parks & Recreation Division in managing/conducting a Capital Fund Drive Feasibility Study for RFP Redevelopment.)

ORD C35396 Parks Fund
FROM: Unappropriated Reserves, \$60,000;
TO: Professional Services, \$60,000.

(This action provides funding for professional services provided by My Spokane for the Parks Division.)

ORD C35397 Parks Cumulative Reserve Fund
FROM: Designated Reserves, \$47,800;
TO: Reserve for Capital Outlay, \$47,800.

[This action provides funding for Sky Prairie (Impact Fees) Park Capital Improvements.]

ORD C35398 Parks Fund
FROM: Various Accounts, \$490,000;
TO: Various Accounts, same amount.

(This action provides funding to various Park and Golf funds for the purpose of strategic investments.)

There were no **Emergency Ordinances**

RESOLUTIONS

Resolution 2016-0050 (as amended) and Resolution 2016-0051

Subsequent to public testimony and Council commentary, the following action was taken:

Upon unanimous Roll Call Vote (Council Member Stratton absent), the City Council adopted Resolution 2016-0050, as amended, providing for the sale of surplus City property (surplus vacant lots) and Resolution 2016-0051 providing for the sale of surplus City property (Latah/Hangman Valley).

Resolution 2016-0054

Council Members Kinnear and Beggs commented on Resolution 2016-0054 and presented an overview of changes to the resolution. Subsequently, the following action was taken:

Motion by Council Member Kinnear, seconded by Council Member Beggs, **to substitute** Resolution 2016-0054 (with the version as presented by Council Members Kinnear and Beggs); **carried unanimously (Council Member Stratton absent).**

Subsequent to an overview of Resolution 2016-0054, as amended; an opportunity for public testimony, with no individuals requesting to speak; and Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote, the City Council **adopted Resolution 2016-0054, as amended**, concerning the City's high property crime rate.

Resolution 2016-0055 (OPR 2016-0450)

Subsequent to an opportunity for public testimony, with none provided, the following action was taken:

Upon unanimous Roll Call Vote (Council Member Stratton absent), the City Council adopted Resolution 2016-0055 declaring McCoy Power Consultants a sole source consultant and thus authorizing the Waste to Energy Facility to directly enter into contract with McCoy Power Consultants in lieu of public bidding for maintaining annual compliance with the NERC/FERC Reliability Standards.

Resolution 2016-0056

The City Council considered Resolution 2016-0056. Subsequent to a full reading of the resolution by the City Clerk and an overview of the resolution by Council President Stuckart, public testimony, and Council commentary, the following action was taken:

Upon 5-1 Roll Call Vote (Council Member Fagan voting “no” and Council Member Stratton absent), the City Council adopted Resolution 2016-0056 concerning the recent oil train derailment and fire in Mosier, Oregon.

Resolution 2016-0052 is deferred to June 20, 2016, Agenda (see section of minutes under 3:30 p.m. Administrative Session).

FINAL READING ORDINANCES

Final Reading Ordinance C35392

Subsequent to an opportunity for public testimony, with none provided, and the opportunity for Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member Stratton absent), the City Council passed Final Reading Ordinance C35392 relating to the definition of graffiti vandalism; amending section 10.10.070 of the Spokane Municipal Code.

Final Reading Ordinance C35394

Subsequent to an overview of Final Reading Ordinance C35394 by Council Member Waldref and Assistant City Attorney Matt Folsom; the opportunity for public testimony, with none provided, and Council commentary, the following action was taken:

Upon Unanimous Roll Call Vote (Council Member Stratton absent), the City Council passed Final Reading Ordinance C35394 relating to nuisance properties; amending SMC sections 10.08A.010, 10.08A.020, 10.08A.030, 10.08A.040, 10.08A.050, 10.02.070, 17C.310.010, and 17F.070.520; adopting a new section 10.08A.045 to chapter 10.08A of the Spokane Municipal Code and repealing SMC sections 10.08.030 and 10.20.020.

FIRST READING ORDINANCES

The following ordinances were read for the First Time with further action deferred:

- ORD C35399** Relating to critical materials; amending SMC sections 17A.020.030, 17A.020.160, 17E.010.010, 17E.010.040, 17E.010.050, 17E.010.060, 17E.010.090, 17E.010.095, 17E.010.120, 17E.010.140, 17E.010.150, 17E.010.190, 17E.010.200, 17E.010.210, 17E.010.220, 17E.010.230, 17E.010.270, 17E.010.290, 17E.010.300, 17E.010.320, 17E.010.340, 17E.010.400, 17E.010.410, 17E.010.420, 17E.010.430, 17E.010.440, 17E.010.470, 17E.010.490, 17E.010.510, 17E.010.530, 17E.010.560, and 17G.010.150; and repealing SMC sections 17E.010.250, 17E.010.310, 17E.010.330, 17E.010.450, 17E.010.500, and 17E.010.520.
- ORD C35400** Amending Ordinance C34924 vacating Walnut Street from Bridge Avenue to College Avenue, North and South portions of Bridge Avenue from Maple Street to Cedar Street and the Alley between Walnut Street and Cedar Street from Bridge Avenue to College Avenue.
- ORD C35401** Granting a municipal franchise for the collection of solid waste to Waste Management, for that area generally known as the Spokane Housing Ventures Annexation Area.
- ORD C35402** Relating to the organization of the Spokane Police Department; amending section 03.01A.370 and 03.01A.375 of the Spokane Municipal Code; repealing sections 03.01A.380, 03.01A.385, and 03.01A.390 of the Spokane Municipal Code. (Note: Final Reading of Ordinance C35402 is deferred to June 20, 2016, Agenda.)

SPECIAL CONSIDERATIONS

Contract Amendment with Michael McMahon and the Firm of Etter, McMahon, Lamberson, VanWert & Oreskovich, P.C. (OPR 2015-0915)

The City Council considered the substituted version of the Contract Amendment with Michael McMahon and the firm of Etter, McMahon, Lamberson, VanWert & Oreskovich, P.C. There was an opportunity for public testimony, with no individuals requesting to speak on the matter. Following remarks by Council Member Beggs, Council President Stuckart provided the following statement:

This has been a very disappointing and long two weeks since we have delayed this contract extension. And I want to be really clear: I support – and claims have been thrown around that we don't support the City defending itself. And I support, and everybody up here on City Council supports, the City defending itself in every lawsuit. I also support being transparent with the public. The solution we asked the Mayor to implement protected attorney-client privilege while getting the documents to the investigator. This solution was endorsed by the investigative team appointed by both the Council and the Mayor and was endorsed by the investigator. The Mayor refused to

meet with me twice and misunderstood the proposal; instead, throwing public bombs. The McMahon hiring was never discussed with the Council nor was our advice sought. This contract right now is the first time that we have had the opportunity to express our wishes. I understand the Administration's concern regarding our excess carrier and that is a real concern; but, as the saying that sits right behind my desk goes: "If you want people on board when you are landing, you had better make sure that they are there when you take off." In this case, it appears that we have hired a lawyer that does not agree with the City's necessity of balancing its ability to defend itself with a transparent and complete investigation. I will support authorizing work through July 15 because this allows us to go through the motion hearing on June 15 but then we can revisit the contract after trial.

I'm asking for an executive session on June 13, next Monday, to discuss how we are going to release all of the documents to the investigator and ensure that parties that have not yet testified do so. This executive session should include the investigative team, the Mayor, Mr. McMahon, and Mr. Hession. After this meeting and after the hearing, we can decide if the City would be better served by a different lawyer; and we can hire a firm that agrees with the public's need for transparency.

Subsequently, the following action was taken:

Upon Unanimous Roll Call Vote in the affirmative (Council Member Stratton absent), the City Council **approved** the Contract Amendment (as amended) with Michael McMahon and the firm of Etter, McMahon, Lamberson, Vanwert, & Oreskovich, P.C.—increase of \$101,600 (Total Contract Amount: maximum of \$150,000).

There were no **Hearings**.

No individuals spoke during the **Second Open Forum**.

ADJOURNMENT

There being no further business to come before the City Council, the Regular Legislative Session of the Spokane City Council adjourned at 7:21 p.m.

General Notices

Notice of City of Spokane Franchise Ordinance (Proposed Ordinance No. C35401)

Notice is given that final reading for Ordinance No. C35401 will be held before the City of Spokane City Council on **Monday, July 11, 2016, at 6:00 P.M.**, in the City Council Chambers, Lower Level of City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. This is for an ordinance granting a municipal franchise for the collection of solid waste to Waste Management of Washington, Inc. dba Waste Management of Spokane, for the recent annexation into the City of Spokane of an area known as the Spokane Housing Ventures Annexation Area.

State law requires that Cities that annex land from within a g-permit holder's territory grant a minimum of seven years franchise to the current g-permit holder. The City of Spokane has decided to grant eight years of franchise which has been our established prior practice. This franchise will expire on May 28, 2024 and at such time the g-permit holder will relinquish all accounts to the City of Spokane's Solid Waste Collection Department.

(First hearing on the ordinance was held June 6, 2016; final hearing will be held on July 11, 2016).

Publish June 15, 22, and 29, 2016 and July 6, 2016

Notice of Spokane Franchise Ordinance (Proposed Ordinance No. C35403)

Notice is given that final reading for Ordinance C35403 will be held before the City of Spokane City Council on **Monday, July 11, 2016, at 6:00 P.M.**, in the City Council Chambers, Lower Level of City Hall, 808 West Spokane Falls Boulevard, Spokane, Washington. This is for an ordinance relating to a franchise to Mobilitie, a Nevada limited liability company, whose home office is 2220 University Drive, Newport Beach, California, to use the public right of way to provide noncable

telecommunications service within its legal authority. Franchise term: 15 years. For more information, contact Rosi McCaskill at (213) 590-6592 or (877) 999-7070; email legal@mobilitie.com.

(First hearing on the ordinance was held June 13, 2016; final hearing will be held on July 11, 2016).

Publish June 15, 22, and 29, 2016 and July 6, 2016

Ordinances

These ordinances are published in this issue of the *Official Gazette* pursuant to passage by the Spokane City Council. It should be noted that these ordinances may be subject to veto by the Mayor. If an ordinance is vetoed by the Mayor, the Mayoral veto will be published in a subsequent issue of the *Official Gazette*.

ORDINANCE NO. C35399

AN ORDINANCE relating to critical materials; amending SMC sections 17A.020.030, 17A.020.160, 17E.010.010, 17E.010.040, 17E.010.050, 17E.010.060, 17E.010.090, 17E.010.095, 17E.010.120, 17E.010.140, 17E.010.150, 17E.010.190, 17E.010.200, 17E.010.210, 17E.010.220, 17E.010.230, 17E.010.270, 17E.010.290, 17E.010.300, 17E.010.320, 17E.010.340, 17E.010.400, 17E.010.410, 17E.010.420, 17E.010.430, 17E.010.440, 17E.010.470, 17E.010.490, 17E.010.510, 17E.010.530, 17E.010.560, and 17G.010.150; and repealing SMC sections 17E.010.250, 17E.010.310, 17E.010.330, 17E.010.450, 17E.010.500, and 17E.010.520.

The City of Spokane does ordain:

Section 1. That SMC section 17A.020.030 is amended to read as follows:

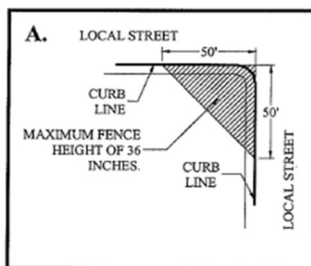
Section 17A.020.030 "C" Definitions

- A. **Candidate Species.**
A species of fish or wildlife, which is being reviewed, for possible classification as threatened or endangered.
- B. **Carport.**
A carport is a garage not entirely enclosed on all sides by sight-obscuring walls and/or doors.
- C. **Cellular Telecommunications Facility.**
They consist of the equipment and structures involved in receiving telecommunication or radio signals from mobile radio communications sources and transmitting those signals to a central switching computer that connects the mobile unit with the land-based telephone lines.
- D. **Central Business District.**
The general phrase "central business district" refers to the area designated on the comprehensive plan as the "downtown" and includes all of the area encompassed by all of the downtown zoning categories combined.
- E. **Certificate of Appropriateness.**
Written authorization issued by the commission or its designee permitting an alteration or significant change to the controlled features of a landmark or landmark site after its nomination has been approved by the commission.
- F. **Certificate of Capacity.**
A document issued by the planning services department indicating the quantity of capacity for each concurrency facility that has been reserved for a specific development project on a specific property. The document may have conditions and an expiration date associated with it.
- G. **Certified Erosion and Sediment Control Lead (CESCL).**
An individual who is knowledgeable in the principles and practices of erosion and sediment control. The CESCL shall have the skills to assess the:

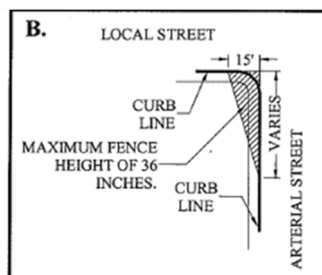
1. site conditions and construction activities that could impact the quality of stormwater, and
2. effectiveness of erosion and sediment control measures used to control the quality of stormwater discharges.

The CESCL shall have current certification through an approved erosion and sediment control training program that meets the minimum training standards established by the Washington State department of ecology.

- H. **Change of Use.**
For purposes of modification of a preliminary plat, "change of use" shall mean a change in the proposed use of lots (e.g., residential to commercial).
- I. **Channel Migration Zone (CMZ).**
A corridor of variable width that includes the current river plus adjacent area through which the channel has migrated or is likely to migrate within a given timeframe, usually one hundred years.
- J. **Channelization.**
The straightening, relocation, deepening, or lining of stream channels, including construction of continuous revetments or levees for the purpose of preventing gradual, natural meander progression.
- K. **City.**
The City of Spokane, Washington.
- L. **Clear Street Width.**
The width of a street from curb to curb minus the width of on-street parking lanes.
- M. **Clear Pedestrian Zone**
Area reserved for pedestrian traffic; typically included herein as a portion of overall sidewalk width to be kept clear of obstructions to foot traffic.
- N. **Clear View Triangle**
A clear view maintained within a triangular space at the corner of a lot so that it does not obstruct the view of travelers upon the streets.
1. A right isosceles triangle having sides of fifty feet measured along the curb line of each intersecting residential street; or

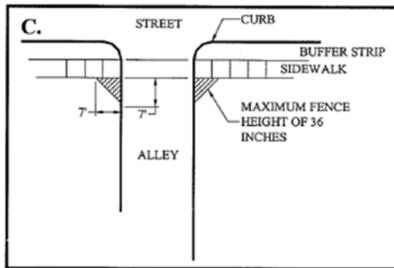


2. A right triangle having a fifteen-foot side measured along the curb line of the residential street and a seventy-five foot side along the curb line of the intersecting arterial street, except that when the arterial street has a speed limit of thirty-five miles per hour, the triangle has a side along such arterial of one hundred twenty-two feet; or



A right isosceles triangle having sides of seven feet measured along the right-of-way line of an alley and:

- a. the inside line of the sidewalk; or
- b. if there is no sidewalk, a line seven feet inside the curb line.



- O. **Clear Zone.**
An unobstructed, relatively flat area provided beyond the edge of the traveled way for the recovery of errant vehicles.
- P. **Clearing.**
The removal of vegetation or plant cover by manual, chemical, or mechanical means. Clearing includes, but is not limited to, actions such as cutting, felling, thinning, flooding, killing, poisoning, girdling, uprooting, or burning.
- Q. **Cliffs.**
1. A type of habitat in the Washington department of fish and wildlife (WDFW) priority habitat and species system that is considered a priority due to its limited availability, unique species usage, and significance as breeding habitat. Cliffs are greater than twenty-five feet high and below five thousand feet elevation.
 2. A "cliff" is a steep slope of earth materials, or near vertical rock exposure. Cliffs are categorized as erosion landforms due to the processes of erosion and weathering that produce them. Structural cliffs may form as the result of fault displacement or the resistance of a cap rock to uniform downcutting. Erosional cliffs form along shorelines or valley walls where the most extensive erosion takes place at the base of the slope.
- R. **Closed Record Appeal Hearing.**
A hearing, conducted by a single hearing body or officer authorized to conduct such hearings, that relies on the existing record created during a quasi-judicial hearing on the application. No new testimony or submission of new evidence and information is allowed.
- S. **Collector Arterial.**
A relatively low speed street serving an individual neighborhood.
1. Collector arterials are typically two-lane roads with on-street parking.
 2. Their function is to collect and distribute traffic from local access streets to principal and minor arterials.
- T. **Co-location.**
Is the locating of wireless communications equipment from more than one provider on one structure at one site.
- U. **Colony.**
A hive and its equipment and appurtenances, including one queen, bees, comb, honey, pollen, and brood.
- V. **Commercial Driveway.**
Any driveway access to a public street other than one serving a single-family or duplex residence on a single lot.
- W. **Commercial Vehicle.**
Any vehicle the principal use of which is the transportation of commodities, merchandise, produce, freight, animals, or passengers for hire.
- X. **Commission – Historic Landmarks.**
The City/County historic landmarks commission.
- Y. **Community Banner.**
A temporary banner made of sturdy cloth or vinyl that is not commercial advertising that has the purpose of the promotion of a civic event, public service announcement, holiday decorations, or similar community and

cultural interests and is placed on a structure located in the public right-of-way, subject to procedures authorized by city administrator.

Z. Community Meeting.

An informal meeting, workshop, or other public meeting to obtain comments from the public or other agencies on a proposed project permit prior to the submission of an application.

1. A community meeting is between an applicant and owners, residents of property in the immediate vicinity of the site of a proposed project, the public, and any registered neighborhood organization or community council responsible for the geographic area containing the site of the proposal, conducted prior to the submission of an application to the City of Spokane.
2. A community meeting does not constitute an open record hearing.
3. The proceedings at a community meeting may be recorded and a report or recommendation shall be included in the permit application file.

AA. Compensatory Mitigation.

Replacing project-induced wetland losses or impacts, and includes, but is not limited to, the following:

1. Restoration.
The manipulation of the physical, chemical, or biological characteristics of a site with the goal of returning natural or historic functions to a former or degraded wetland. For the purpose of tracking net gains in wetland acres, restoration is divided into re-establishment and rehabilitation.
2. Re-establishment.
The manipulation of the physical, chemical, or biological characteristics of a site with the goal of returning natural or historic functions to a former wetland. Re-establishment results in a gain in wetland acres (and functions). Activities could include removing fill material, plugging ditches, or breaking drain tiles.
3. Rehabilitation.
The manipulation of the physical, chemical, or biological characteristics of a site with the goal of repairing natural or historic functions of a degraded wetland. Rehabilitation results in a gain in wetland function but does not result in a gain in wetland acres. Activities could involve breaching a dike to reconnect wetlands to a floodplain or return tidal influence to a wetland.
4. Creation (Establishment).
The manipulations of the physical, chemical, or biological characteristics present to develop a wetland on an upland or deepwater site where a wetland did not previously exist. Establishment results in a gain in wetland acres. Activities typically involve excavation of upland soils to elevations that will produce a wetland hydroperiod, create hydric soils, and support the growth of hydrophytic plant species.
5. Enhancement.
The manipulation of the physical, chemical, or biological characteristics of a wetland site to heighten, intensify, or improve specific function(s) or to change the growth stage or composition of the vegetation present. Enhancement is undertaken for specified purposes such as water quality improvement, flood water retention, or wildlife habitat. Enhancement results in a change in some wetland functions and can lead to a decline in other wetland functions, but does not result in a gain in wetland acres. Activities typically consist of planting vegetation, controlling non-native or invasive species, modifying site elevations or the proportion of open water to influence hydroperiods, or some combination of these activities.
6. Protection/Maintenance (Preservation).
Removing a threat to, or preventing the decline of, wetland conditions by an action in or near a wetland. This includes the purchase of land or easements, repairing water control structures or fences or structural protection such as repairing a barrier island. This term also includes activities commonly associated with the term preservation. Preservation does not result in a gain of wetland acres, may result in a gain in functions, and will be used only in exceptional circumstances.

AB. Comprehensive Plan.

The City of Spokane comprehensive plan, a document adopted pursuant to chapter 36.70A RCW providing land use designations, goals and policies regarding land use, housing, capital facilities, housing, transportation, and utilities.

AC. Conceptual Landscape Plan.

A scale drawing showing the same information as a general site plan plus the location, type, size, and width of landscape areas as required by the provisions of chapter 17C.200 SMC.

1. The type of landscaping, L1, L2, or L3, is required to be labeled.
2. It is not a requirement to designate the scientific name of plant materials on the conceptual landscape plan.

AD. Concurrency Certificate.

A certificate or letter from a department or agency that is responsible for a determination of the adequacy of facilities to serve a proposed development, pursuant to chapter 17D.010 SMC, Concurrency Certification.

AE. Concurrency Facilities.

Facilities for which concurrency is required in accordance with the provisions of this chapter. They are:

1. transportation,
2. public water,
3. fire protection,
4. police protection,
5. parks and recreation,
6. libraries,
7. solid waste disposal and recycling,
8. schools, and
9. public wastewater (sewer and stormwater).

AF. Concurrency Test.

The comparison of an applicant's impact on concurrency facilities to the available capacity for public water, public wastewater (sewer and stormwater), solid waste disposal and recycling, and planned capacity for transportation, fire protection, police protection, schools, parks and recreation, and libraries as required in SMC 17D.010.020.

AG. Conditional Use Permit.

A "conditional use permit" and a "special permit" are the same type of permit application for purposes of administration of this title.

AH. Condominium.

Real property, portions of which are designated for separate ownership and the remainder of which is designated for common ownership solely by the owners of those portions. Real property is not a condominium unless the undivided interests in the common elements are vested in unit owners, and unless a declaration and a survey map and plans have been recorded pursuant to chapter 64.34 RCW.

AI. Confidential Shelter.

Shelters for victims of domestic violence, as defined and regulated in chapter 70.123 RCW and WAC 248-554. Such facilities are characterized by a need for confidentiality.

AJ. Congregate Residence.

A dwelling unit in which rooms or lodging, with or without meals, are provided for nine or more non-transient persons not constituting a single household, excluding single-family residences for which special or reasonable accommodation has been granted.

AK. Conservancy Environments.

Those areas designated as the most environmentally sensitive and requiring the most protection in the current shoreline master program or as hereafter amended.

AL. Container.

Any vessel of sixty gallons or less in capacity used for transporting or storing critical materials.

AM. Context Areas

Established by the Regulating Plan, Context Area designations describe and direct differing functions and features for areas within FBC limits, implementing community goals for the built environment.

AN. Conveyance.

In the context of chapter 17D.090 SMC or chapter 17D.060 SMC, this term means a mechanism for transporting water from one point to another, including pipes, ditches, and channels.

- AO. Conveyance System.
In the context of chapter 17D.090 SMC or chapter 17D.060 SMC, this term means the drainage facilities and features, both natural and constructed, which collect, contain and provide for the flow of surface and stormwater from the highest points on the land down to receiving water. The natural elements of the conveyance system include swales and small drainage courses, streams, rivers, lakes, and wetlands. The constructed elements of the conveyance system include gutters, ditches, pipes, channels, and most flow control and water quality treatment facilities.
- AP. Copy.
Letters, characters, illustrations, logos, graphics, symbols, writing, or any combination thereof designed to communicate information of any kind, or to advertise, announce or identify a person, entity, business, business product, or to advertise the sale, rental, or lease of premises
- AQ. Cottage Housing.
1. A grouping of individual structures where each structure contains one dwelling unit.
 2. The land underneath the structures is not divided into separate lots.
 3. A cottage housing development may contain no less than six and no more than twelve individual structures in addition to detached accessory buildings for storing vehicles. It may also include a community building, garden shed, or other facility for use of the residents.
- AR. Council.
The city council of the City of Spokane.
- AS. County.
Usually capitalized, means the entity of local government or, usually not capitalized, means the geographic area of the county, not including the territory of incorporated cities and towns.
- AT. Covenants, Conditions, and Restrictions (CC&Rs).
A document setting forth the covenants, conditions, and restrictions applicable to a development, recorded with the Spokane County auditor and, typically, enforced by a property owner's association or other legal entity.
- AU. Creep.
Slow, downslope movement of the layer of loose rock and soil resting on bedrock due to gravity.
- AV. Critical Amount.
The quantity component of the definition of critical material.
- AW. Critical Aquifer Recharge Areas (CARA).
Critical aquifer recharge areas (CARA) include locally identified aquifer sensitive areas (ASA) and wellhead protection areas.
- ~~((AW))~~AX. Critical Areas.
Any areas of frequent flooding, geologic hazard, fish and wildlife habitat, aquifer sensitive areas, or wetlands as defined under chapter 17E.010 SMC, chapter 17E.020 SMC, chapter 17E.030 SMC, chapter 17E.040 SMC, and chapter 17E.070.SMC.
- ~~((AX))~~AY. Critical Facility.
A facility for which even a slight chance of flooding might be too great. Critical facilities include, but are not limited to:
1. schools;
 2. nursing homes;
 3. hospitals;
 4. police;
 5. fire;
 6. emergency response installations; and
 7. installations which produce, use, or store hazardous materials or hazardous waste.

~~((AY))~~AZ. Critical Material.

1. A compound or substance, or class thereof, designated by the division director of public works and utilities which, by intentional or accidental release into the aquifer or ASA, could result in the impairment of one or more of the beneficial uses of aquifer water and/or impair aquifer water quality indicator levels. Beneficial uses include, but are not limited to:
 - a. domestic and industrial water supply,
 - b. agricultural irrigation,
 - c. stock water, and
 - d. fish propagation.

Used herein, the designation is distinguished from state or other designation.

2. A list of critical materials is contained in the Critical Materials Handbook, including any City modifications thereto.

~~((AZ))~~BA. Critical Material Activity.

A land use or other activity designated by the manager of engineering services as involving or likely to involve critical materials.

A list of critical materials activities is contained in the Critical Materials Handbook.

~~((BA))~~BB. Critical Materials Handbook.

The latest edition of a publication as approved and amended by the division director of public works and utilities from time to time to accomplish the purposes of this chapter.

1. The handbook is based on the original prepared by the Spokane water quality management program ("208") coordination office, with the assistance of its technical advisory committee. It is on file with the director of engineering services and available for public inspection and purchase.
2. The handbook, as approved and modified by the division director of public works and utilities, contains:
 - a. a critical materials list,
 - b. a critical materials activities list, and
 - c. other technical specifications and information.
3. The handbook is incorporated herein by reference. Its provisions are deemed regulations authorized hereunder and a mandatory part of this chapter.

~~((BB))~~BC. Critical Review.

The process of evaluating a land use permit request or other activity to determine whether critical materials or critical materials activities are involved and, if so, to determine what appropriate measures should be required for protection of the aquifer and/or implementation of the Spokane aquifer water quality management plan.

~~((BC))~~BD. Critical Review Action.

1. An action by a municipal official or body upon an application as follows:
 - a. Application for a building permit where plans and specifications are required, except for Group R and M occupancies (SMC 17G.010.140 and SMC 17G.010.150).
 - b. Application for a shoreline substantial development permit (SMC 17G.060.070(B)(1)).
 - c. Application for a certificate of occupancy (SMC 17G.010.170).
 - d. Application for a variance or a certificate of compliance (SMC 17G.060.070(A) or SMC 17G.060.070(B)(1)).
 - e. Application for rezoning (SMC 17G.060.070(A)).
 - f. Application for conditional permit (SMC 17G.060.070(A)).
 - g. Application for a business license (SMC 8.01.120).
 - h. Application for a permit under the Fire Code (SMC 17F.080.060).

- i. Application for a permit or approval requiring environmental review in an environmentally sensitive area (SMC 17E.050.260).
 - j. Application for connection to the City sewer or water system.
 - k. Application for construction or continuing use of an onsite sewage disposal system (SMC 13.03.0149 and SMC 13.03.0304).
 - l. Application for sewer service with non-conforming or non-standard sewage (SMC 13.03.0145, SMC 13.03.0314, and SMC 13.03.0324).
 - m. Application involving a project identified in SMC 17E.010.120.
 - n. Issuance or renewal of franchise; franchisee use of cathodic protection also requires approval or a franchise affecting the City water supply or water system.
 - o. Application for an underground storage tank permit (SMC 17E.010.210); and
 - p. Application for permit to install or retrofit aboveground storage tank(s) (SMC 17E.010.060(A) and SMC 17E.010.400(D)).
2. Where a particular municipal action is requested involving a land use installation or other activity, and where said action is not specified as a critical review action, the City official or body responsible for approval may, considering the objectives of this chapter, designate such as a critical review action and condition its approval upon compliance with the result thereof.

~~((BD))~~BE. Critical Review Applicant.
A person or entity seeking a critical review action.

~~((BE))~~BF. Critical Review Officer – Authority.

1. The building official or other official designated by the director of public works and utilities.
2. For matters relating to the fire code, the critical review officer is the fire official.
3. The critical review officer carries out and enforces the provisions of this chapter and may issue administrative and interpretive rulings.
4. The critical review officer imposes requirements based upon this chapter, regulations, and the critical materials handbook.
5. The officer may adopt or add to any requirement or grant specific exemptions, where deemed reasonably necessary, considering the purpose of this chapter

~~((BF))~~BG. Critical Review Statement.
A checklist, disclosure form, or part of an application for a critical review action, disclosing the result of critical review. Where not otherwise provided as part of the application process, the critical review officer may provide forms and a time and place to file the statement.

~~((BG))~~BH. Cumulative Impacts.
The combined, incremental effects of human activity on ecological or critical area functions and values. Cumulative impacts result when the effects of an action are added to or interact with other effects in a particular place and within a particular time. It is the combination of these effects, and any resulting environmental degradation, that should be the focus of cumulative impact analysis and changes to policies and permitting decisions.

~~((BH))~~BI. Curb Ramp.
A ramp constructed in the sidewalk to allow wheelchair access from the sidewalk to the street.

~~((BI))~~BJ. Cutbank.
The concave bank of a moving body of water that is maintained as a steep or even overhanging cliff by the actions of water at its base.

Section 2. That SMC section 17A.020.160 is amended to read as follows:

Section 17A.020.160 “P” Definitions

A. Painted Wall Highlights.
Painted areas that highlight a building's architectural or structural features and that do not convey a message or image.

- B. Painted Wall Sign.
A sign applied to a building wall with paint or a thin layer of vinyl, paper, or similar material adhered directly to the building surface and that has no sign structure.
- C. Parcel.
See "Lot" (SMC 17A.020.120).
- D. Parkway.
 1. A street serving as a principal, minor, or collector arterial, typically with recreational or scenic opportunities.
 2. Parkways will often have landscaped medians.
- E. Party of Record.
Any person who has appeared at a hearing of the hearing examiner by presenting testimony or making written comment.
- F. Paved Area.
 1. An uncovered, hard-surfaced area or an area covered with a perforated hard surface (such as "Grasscrete") that is able to withstand vehicular traffic or other heavy-impact uses.
 2. Graveled areas are not paved areas.
- G. Pedestrian Buffer Strips (PBS).
A hard-surfaced or planted area(s) between travel or parking lanes and sidewalks, also called planting strips. PBS improves safety by separating vehicles and pedestrians and provide space for drainage, street trees and snow storage.
- H. Pedestrian Path
A continuous, unobstructed, reasonably direct route between an on-site parking lot and a Primary Building Entry designed and suitable for pedestrian use. Minimum requirements for Pedestrian Paths are listed in Section 17C.123.040 of the FBC.
- I. Pedestrian-Scaled Fixtures (lighting)
Pole-mounted light fixtures placed and designed to illuminate foot-traffic areas including exterior lots, pathways or sidewalks. For purposes of the HFBC, Pedestrian-Scaled Fixtures are defined by height as measured from ground to bottom of shade or bulb.
- J. Pedestrian-Scaled Signs
Permanent, first-floor, exterior signs designed and placed to address pedestrian traffic; may be mounted flush with or projecting from a column, building wall, awning or transom.
- K. Pedestrian Street.
 1. A street designated on the official zoning map as a pedestrian street where development standards are required to promote a pedestrian friendly street. Pedestrian streets offer a pleasant and safe walking environment.

Design features include minimal interruptions of the sidewalk by driveways, publicly usable site furnishing such as benches, tables, and bike racks, and visually interesting buildings close to the sidewalk.
- L. Performance Guarantee.
A "financial guarantee" providing for and securing to the City the actual construction and installation of the required improvements.
- M. Performance/Warranty Retainer.
A "financial guarantee" both providing for and securing to the City the actual construction and installation of such improvements, and securing to the City the successful operation of the improvements for two years after the City's final inspection and acceptance of the improvements.
- N. Permanent Erosion and Sediment Control Measures.
A combination of plants, mulch, sod, matting, erosion control blankets, and permanent structures that will provide long-term soil stabilization.

- O. Permanent Sign.
Any sign not classified as a temporary sign.
- P. Permanent Stabilization.
See Permanent Erosion and Sediment Control Measures.
- Q. Permeable Sediment.
Sediment permitting the flow of water.
- R. Person.
Any natural person, whether acting individually or in a representative capacity, partnership, joint venture, corporation, or other legal entity.
- S. Pier.
Any platform structure, fill, or anchored device in or floating upon water bodies to provide moorage for watercraft engaged in commerce, including, but not limited to, wharves, mono-buoys, quays, ferry terminals, and fish weighing station.
- T. Pitched Roof Sign.
A sign attached to a roof with a pitch of one-to-four or greater and placed parallel to the building wall.
- U. Planned Capacity.
For all capital facilities, except transportation, capacity for a concurrency facility that does not exist, but for which the necessary facility construction, expansion, or modification project is contained in the current adopted City of Spokane comprehensive plan, capital improvement program and scheduled to be completed within six years. (RCW 36.70A.020).
- V. Planned Capacity for Transportation Facilities.
Capacity for transportation facilities, including roads and transit, that does not exist, but where transportation improvements or strategies to accommodate the impacts of development are made concurrent with the development.
1. These strategies may include:
 - a. increased public transportation service,
 - b. ride sharing programs,
 - c. demand management, and
 - d. other transportation systems management strategies.
 2. For transportation facilities, "concurrent with the development" shall mean that improvements or strategies are in place at the time of development, or that a financial commitment is in place to complete the improvements or strategies within six years (RCW 36.70A.070(6)(b)).
- W. Planned Unit Development (PUD).
1. A planned unit development is a project permit for an overlay zone, approved by the hearing examiner, which does not fully comply with all of the development standards of the base zone in which it is located, but is approved based on superior or innovative design.
 2. The City may permit a variety of types, design, and arrangement of structures and enable the coordination of project characteristics with features of a particular site in a manner consistent with the public health, safety, and welfare.
- X. Plans.
Planning documents, which are developed by the various departments of the City, pertaining to the orderly development of public facilities.
- Y. Planting Zone
Area for street trees, ground cover or other plantings; typically included herein as a portion of overall sidewalk width reserved for locating permanent trees and tree grates.
- Z. Plat – Final.
A map or representation of a subdivision, showing thereon the division of a tract or parcel of land into lots, blocks, streets, alleys, or other divisions and dedications and containing all elements and requirements set forth in this chapter and chapter 58.17 RCW.

AA. Plat – Preliminary.

1. A neat and approximate drawing of a proposed subdivision showing the general layout of streets, alleys, lots, blocks, and other elements of a subdivision required by this chapter and chapter 58.17 RCW.
2. The preliminary plat shall be the basis for the approval or disapproval of the general layout of a subdivision.

AB. Plaza.

1. Areas generally open to the public on a controlled basis and used for passive recreational activities and relaxation.
2. Plazas are paved areas typically provided with amenities, such as seating, drinking, and ornamental fountains, art, trees, and landscaping, for use by pedestrians.

AC. Plinth

The base or platform upon which a building wall or column appears to rest, helping establish pedestrian-scaled elements and aesthetically tying the building to the ground.

AD. Pollutant.

Any substance which is prohibited or limited by applicable laws or regulations, which is released or discharged in conjunction with development. Any substance that causes or contributes to violation of air, land, or water quality standards, released or discharged.

AE. Pollution.

Contamination, or other alteration of the physical, chemical, or biological properties of air, land, water or wetlands, or such discharge of any liquid, gaseous, solid, radioactive, or other substance into air, land, water, or wetlands as will or is likely to cause a nuisance or render such air, land, water, or wetlands harmful, detrimental, or injurious to the public health, safety, or welfare, or to domestic, commercial, industrial, agricultural, recreational, or other legitimate beneficial uses, or to livestock, wildlife, fish, native vegetation, or other aquatic life.

AF. Potential Geologically Hazardous Areas.

Areas designated on maps maintained in the City's planning services department. They are classified "potential" because they have not been confirmed by field investigation nor do they necessarily include the full extent of all geologically hazardous areas within the City. The maps are intended to alert property owners, purchasers, developers, etc., to the possible existence of significant geological hazards, which may warrant further geotechnical study.

AG. Practicable Alternative.

An alternative that is available and capable of being carried out after taking into consideration cost, existing technology, and logistics in light of overall project purposes and having less impact to critical areas. It may involve using an alternative site in the general region that is available to the applicant and may feasibly be used to accomplish the project.

AH. Predevelopment Meetings.

Meetings between City or agency staff and an applicant or their representatives prior to formal submission of a detailed application. They are intended to provide an overview of the regulatory requirements, application process, and procedural submission requirements.

AI. Principal Buildings

Where multiple buildings occupy a single lot, those buildings that are associated with the prevailing use of that site.

AJ. Primary Building Entry

Access or entrance of first rank, importance or value, visually associated with the prevailing ground-floor use of a building.

AK. Primary Building Walls.

Any exterior building wall that faces a street and contains a public entrance to the occupant's premises or tenant space. If an individual tenant space does not have a street facing wall, or does not have a street facing wall containing a public entrance, then the primary building wall for that individual tenant space is any wall containing a public entrance that faces a parking area on the site. (See Figure 1, SMC 17C.240.130, Primary Building Walls)

AL. Primary Container.

The container that is in direct contact with the material of concern during the course of normal transport, use, or storage.

- AM. Primary Drainage Basin.
The basin of the stream or tributary within which a project is proposed, not including basins of major tributaries. For the purpose of this regulation the primary drainage basin of:
1. Latah Creek is not a part of the primary drainage basin of the Spokane River,
 2. Marshall Creek is not a part of the primary drainage basin of Latah Creek.
- AN. Primary Structure.
1. A structure or combination of structures of chief importance or function on a site. In general, the primary use of the site is carried out in a primary structure.
 2. The difference between a primary and accessory structure is determined by comparing the size, placement, similarity of design, use of common building materials, and the orientation of the structures on a site.
- AO. Primary Use.
1. An activity or combination of activities of chief importance on the site. One of the main purposes for which the land or structures are intended, designed or ordinarily used.
 2. A site may have more than one primary use.
- AP. Principal Arterials.
A four- to six-lane street serving as a primary facility for access between the central business district, major employment districts, and major shopping centers.
- AQ. Priority Habitats.
Habitat areas determined by WDFW to have unique or significant value to many species and that meet one or more of the following criteria:
1. High wildlife density.
 2. High species diversity.
 3. Important wildlife breeding habitat.
 4. Important wildlife seasonal ranges.
 5. Important movement corridors.
 6. Limited availability.
 7. High vulnerability to habitat alteration.
- AR. Priority Species.
A wildlife species requiring protective measures for their perpetuation due to their population status, their sensitivity to habitat alteration, and/or their recreational importance.
- AS. Private Street.
Roadway which is not controlled or maintained by a public authority, and which serve two or more properties.
- AT. Project Permit or Project Permit Application.
Any land use or environmental permit or license required for a project action, including, but not limited to, building permits, short plats, subdivisions, binding site plans, planned unit developments, conditional uses, shoreline substantial development permits, site plan review, permits, or approvals required by the critical area ordinance, and site specific rezones authorized by a comprehensive plan or subarea plan, but excluding the adoption or amendment of a comprehensive plan, subarea plan, or development regulations, except as otherwise specifically identified under RCW 36.70B.140.
- AU. Projecting Sign.
A sign attached to and projecting out from a building face or wall, generally at right angles to the building. Projecting signs include signs that are totally in the right-of-way, partially in the right-of-way, or fully on private property.
- AV. Protected Species.
A general classification of animals by WDFW that includes all those species not classified as listed, game, fur-bearing, or non-protected. This also includes all birds not classified as game or non-protected.

- AW. Proximity.
That two or more properties are either adjacent or separated by a street or alley.
- AX. Public Access.
The public's right to get to and use the City's public waters, the water/land interface and associated shoreline area. It includes physical access that is either lateral (areas paralleling the shore) or perpendicular (an easement or public corridor to the shore), and/or visual access facilitated by means such as scenic streets and overlooks, viewing towers, and other public sites or facilities.
- AY. Public Facilities.
Any City-owned, operated, or contracted public facility or service in whole, or in part, whether existing or planned, including, but not limited to:
1. parks,
 2. recreation facilities,
 3. playgrounds,
 4. streets,
 5. transportation facilities,
 6. open spaces,
 7. fire facilities,
 8. storm water drainage ponds, and
 9. all such appurtenances and improvements.
- AZ. Public Property.
Any City-owned real property, air space, or other interest in real estate, including streets, alleys, or other public rights-of-way, owned by or controlled by this municipality or any other governmental unit.
- BA. Public Way.
1. A dedicated "public way" is a tract of land:
 - a. conveyed or reserved by deed,
 - b. dedicated by plat, or
 - c. acquired by decree of court,which has been accepted and dedicated by action of the city council to the public right-of-way and for secondary use as an easement for public utilities.
 2. An "alley" is a public way, usually not exceeding sixteen feet in width, designed or intended to provide secondary access to abutting properties.

Section 3. That SMC section 17E.010.010 is amended to read as follows:

Section 17E.010.010 Title, Purpose and Applicability

This chapter shall be known and may be cited as the "Aquifer Recharge Area Protection Code."

- A. ~~((This chapter is based on and implements the City of Spokane comprehensive plan and shoreline master program, as amended from time to time.))~~ The purpose of this chapter is to protect the public health, safety and welfare by providing protection for environmentally sensitive areas and their functions and values, and by preserving and protecting critical aquifer recharge areas through the regulation of development and other activities in critical aquifer recharge areas, and not to create or otherwise establish or designate any particular person, or class, or group of persons who will or should be especially protected or assisted by the terms or provisions of this chapter. It is expressly the purpose of this ordinance to protect the health, safety and welfare of the general public through protection of local groundwater resources and the public drinking water supply. It is further a general purpose to halt and reverse continued degradation of the Spokane aquifer, to improve the quality of the aquifer, to restrict or prohibit adverse land uses and other practices tending to degrade or negatively affect the purity and quality of the aquifer. It is also directed towards the purposes expressed in SMC 17A.010.020, with special emphasis upon the protection of the Spokane aquifer through implementation of the Spokane Aquifer Water Quality Management Plan.

- B. The requirements of this chapter apply to all activities and development occurring in critical aquifer recharge areas, as defined in this chapter. Critical aquifer recharge areas (CARA) include locally identified aquifer sensitive areas (ASA) and wellhead protection areas. All areas within the City meeting the definition of a critical aquifer recharge area, regardless of any formal identification, are hereby designated critical areas as regards the Spokane Aquifer and are subject to the provisions of this chapter. It is expressly the purpose of this ordinance ~~((to protect the health, safety and welfare of the general public through protection of local groundwater resources and the public drinking water supply. It is further a general purpose to halt and reverse continued degradation of the Spokane aquifer, to improve the quality of the aquifer, to restrict or prohibit adverse land uses and other practices tending to degrade or negatively affect the purity and quality of the aquifer, and))~~ to establish a regulatory program consistent with these purposes set forth above in section B, and the goals and policies of the City of Spokane comprehensive plan and shoreline master program or as amended.
- D. This chapter provides for:
1. identification of substances designated “critical materials”, which, in specified amounts, could create a hazard to the Spokane aquifer, and activities associated with them, designated “critical materials activities”;
 2. development of standards for the handling, use, storage and transportation of such substances and precautions attendant to such activities; and
 3. establishment of appropriate disclosure, monitoring and control procedures;
all as detailed in the Critical Materials Handbook, the Critical Materials List, and the Critical Materials Activities List.
- E. It is not a purpose of this chapter to extend specific regulatory protection to any individual person or class of persons, and no duty shall be deemed created or implied to any individual, group or class by virtue of this chapter or any regulation, requirement, order, action or inaction of the City, its employees or agents.
- F. Relationship to Other Regulations.
1. This chapter applies as an overlay to other laws, regulations and requirements, including, and in addition, but not limited to, zoning, land use standards, building standards and codes, stormwater management requirements, solid waste management requirements, wastewater management requirements, the shoreline management plan, critical area protection requirements, wellhead protection plans, and other regulations, presently in effect and as now adopted or hereafter amended from time to time.
 2. Any area constituting a critical aquifer recharge area under this chapter that individual critical area adjoined by another type of critical area shall have the buffer and meet the requirements that provide the most protection to the critical areas involved. When the provisions of this chapter vary from or are inconsistent with any other any provisions of the ordinance or any existing regulation, easement, covenant or deed restriction, conflicts with this chapter, the provision that at which provides the most protection to the critical area shall apply.
 3. This chapter shall apply concurrently with review conducted under the State Environmental Policy Act (SEPA), as locally adopted, SMC 17E.050.020. Any conditions required pursuant to this chapter shall be included in the SEPA review and threshold determination.
 4. ~~((The administrative procedures followed during the critical area review process shall conform to the standards and requirements of City development regulations. This shall include, but not be limited to, timing, appeals and fees associated with applications covered by this chapter.))~~ The City of Spokane is the authority having jurisdiction for critical material storage within the boundaries of the City. Depending on the circumstances and substances other local, State, and Federal regulations may also apply.

Section 4. That SMC section 17E.010.040 is amended to read as follows:

Section 17E.010.040 Scope and Application

- A. This chapter applies to ~~((all))~~ properties ~~((in the City))~~ and ~~((to all))~~ activities and uses thereon as identified in SMC ~~((17E.050.200))~~ 17E.010.010.C.
- B. This chapter imposes requirements upon critical review applicants, owners, occupants and managing agents, or affected premises, and upon other persons responsible for the presence or use of critical materials or pursuit of critical materials activities at a specific site or premises.
- C. Except where specifically otherwise stated here or ordered by the critical review officer, this chapter does not apply to installations or land uses existing before March of 1987. ~~((It is the intent to develop a regulatory program for required modification, replacement and/or monitoring of such existing installations and/or uses in March of 1987.))~~

Section 5. That SMC section 17E.010.050 is amended to read as follows:

Section 17E.010.050 Critical Review – Requirements

- A. Critical review and compliance with requirements established thereby are required for all critical review actions. Where applicable and practical, the requirements for compliance can be waived by the critical review officer.
- B. The critical review officer may require such protective measures as are deemed necessary to prevent and/or contain spills, including draw-out pumping, automatic shutdown devices, monitoring and metering equipment and periodic testing or other inspections.
- C. Costs of compliance are the responsibility of the party or entity seeking the installation or remodeling.

Section 6. That SMC section 17E.010.060 is amended to read as follows:

Section 17E.010.060 New Storage Systems – Tanks – Associated Piping

~~((From and after March 10, 1986, n))~~ No new or replacement storage system, tank and/or associated piping for a petrochemical product or other critical material is permitted without a secondary containment system approved by the critical review officer. This provision does not apply to ordinary maintenance or repair activity.

Section 7. That SMC section 17E.010.090 is amended to read as follows:

Section 17E.010.090 Enforcement Action ((Nuisance)) – Procedures

- A. Upon reasonable cause, the critical review officer may give, by mail or other reasonable means, twenty days' written notice to the legal owner, occupant or person responsible for the management or in control of the affected premises, installation or activity thereon of intent to declare the same as a public nuisance hereunder, specifying the basis therefore, any proposed preventative or protective measures which might eliminate the proposed nuisance declaration, and requesting said party or parties to show cause on or before a date certain why a declaration of public nuisance should not be made, and advising of an opportunity to request a hearing on said question, together with a form to request the hearing.
- B. If a hearing is requested, the critical review officer gives notice to the requesting parties, and such other persons the officer deems appropriate, of a specified time, date and place.
- C. Upon hearing, or if none is requested after the expiration of the notice period, the critical review officer may proceed to issue a final order determining whether a public nuisance exists. The order may specify any preventative or protective measures which, if taken, would alleviate the nuisance and time for compliance. The order shall specify an opportunity to appeal the same to a hearings officer and procedures for appeal.
- D. The provisions of this section are not intended to prescribe an exclusive procedure and all procedures and powers in statute and at common law to abate a ~~((public))~~ nuisance are specifically reserved. Time periods and any other provisions herein may ~~((by))~~ be changed by the critical review officer in the interest of the public health and safety, considering the exigent circumstances and public convenience, health and safety.

Section 8. That SMC section 17E.010.095 is amended to read as follows:

Section 17E.010.095 Standards for Uses

- A. When above-ground storage of critical materials is included in the design of any facility within the City boundaries or for the City, that facility shall be designed so that:
 - 1. a secondary containment mechanism that will prevent any leak or spill from leaving the site/building or infiltrating into the ground below the site shall be included in the design.
 - a. Secondary containment shall be provided in areas of the facility where the critical materials are stored, used and along corridors where chemicals are moved within the facility.
 - b. The containment for the facility whether indoor or outdoor shall be capable of the largest of the following:
 - i. One hundred ten percent of the critical material volume.

- ii. Given a number of small containers of critical materials: Three times the volume of the single largest container or ten percent of the total volume (whichever is greater) ~~((of critical materials where there are a number of small containers))~~.
 - iii. Given a building with fire sprinklers and critical materials: Twenty minutes of fire sprinklers plus the single largest container of critical material liquid or water soluble ~~((critical))~~ material~~((s when the building is provided with fire sprinklers))~~. Where allowed by wastewater management, drainage to building floor drains can be considered with the containment capacity.
 - iv. Outdoor facilities shall make provision as above for containing the required volume of critical material and precipitation that occurs during a storm event equivalent to that required for storm drainage design.
~~((c. Outdoor facilities shall make provision for containing the required volume of spill and precipitation that occurs during a storm event equivalent to that required for storm drainage design.))~~
2. secondary containment facilities should facilitate the proper clean up and disposal of spills or leaks.
- a. No secondary containment facility shall be connected to any sanitary or storm sewer system, including drywells and swales, without approval from City Engineering services in coordination with wastewater management, and could include approved ~~((pre))~~ treatment and removal facilities appropriate to the substances maintained on site installed between the containment facility and the discharge.
 - b. A spill cleanup plan shall be developed to define proper procedures for maintaining and cleaning containment facilities and to identify proper disposal practices for any critical materials removed from the containment facilities.
3. permanent disposal of any waste containing critical materials shall not be allowed within the City of Spokane, except:
- a. waste disposed of at a site approved as compliant with WAC 173- 351 or similar applicable regulatory requirements by the Washington State department of ecology and permitted by the Spokane regional health district; and
 - b. any waste disposed as part of, and consistent with, a federal- or state-approved cleanup plan, where ~~((it also appears that))~~ the division director of public works and utilities has been given meaningful and actual individual ~~((written))~~ notice of the cleanup, proposed remedial action and an opportunity to comment and participate in such action.

Section 9. That SMC section 17E.010.120 is amended to read as follows:

Section 17E.010.120 Other Activity Subject to Critical Review – Compliance with Chapter

- A. Excavations, drillings, mining or other land use activities which expose or enhance exposure of the aquifer to access by surface runoff or spills are subject to such aquifer protection, drainage and dispersion measures as provided by but not limited to chapter 17C.320 SMC. Such regulations shall be reasonably related to the purposes, intents and objectives of this chapter, whether or not related to a specific critical material or critical material activity, so long as the general requirement and objective of aquifer protection is met.
- B. Any project or development affecting surface water drainage where such project involves creation or expansion of pollutant generating impervious surface must comply with the City's stormwater standards and manual as ~~((revised))~~ required.

Section 10. That SMC section 17E.010.140 is amended to read as follows:

Section 17E.010.140 Appeals

- A. Any written final order or decision issued pursuant to this chapter may be appealed to the hearing ~~((officer))~~ examiner by filing a copy of the order and notice of appeal with the hearing ~~((officer))~~ examiner within twenty days of date of mailing or delivery of the order or decision. Failure to reduce a final order or decision to writing does not affect its validity, but the appeal time is tolled until such is in writing and deposited for mailing or delivered.
- B. A final order or decision is:
 - 1. a dispositive determination of the critical review officer with respect to any permit, license or application; or
 - 2. an order of the critical review officer which deals with affected land or premises.

- C. The effect of any order or decision, and the obligation to comply, is not stayed pending an appeal unless so ordered by the critical review officer or the hearing ~~((officer))~~ examiner, upon such conditions as the order may impose.
- D. These appeals procedures are not intended to replace otherwise applicable procedures for any specific order or action, but govern in the absence of another available method or where deemed appropriate and necessary by the critical review officer.

Section 11. That SMC section 17E.010.150 is amended to read as follows:

Section 17E.010.150 Regulations

- A. The division director of public works and utilities is authorized to adopt and promulgate regulations to enforce the provisions of this chapter in cooperation with the critical review officer(s). ~~((Unless declared immediately effective because of emergent circumstances, regulations are effective thirty days after promulgation.))~~
- ~~((B. Except as otherwise provided, promulgation occurs by publication in the Official Gazette of the City of Spokane or in the critical materials handbook. Amendments or changes are accomplished in the same way.))~~

Section 12. That SMC section 17E.010.190 is amended to read as follows:

Section 17E.010.190 Purpose and Application

- A. This article addresses specific municipal regulatory requirements applicable to underground storage tanks, the underground portion of in-ground tanks and associated piping and installations. It is supplemental to SMC 17F.080 ~~((the))~~ (Fire Code) and any other requirements of this chapter or applicable local, state or federal requirements.
- B. These provisions are intended to apply to all underground storage tanks and the underground portion of in-ground storage tanks. ~~((The exclusion of existing structures in SMC 17E.010.040(C) is specifically inapplicable.))~~
- C. This article supplements the fire code of the City of Spokane SMC 17F.080.

Section 13. That SMC section 17E.010.200 is amended to read as follows:

Section 17E.010.200 Definitions

See chapter 17A.020 SMC for definitions relating to this article. Where chapter 17A.020 SMC does not provide a definition, the currently adopted International Fire Code published by the International Code Council will be used.

Section 14. That SMC section 17E.010.210 is amended to read as follows:

Section 17E.010.210 Permit Required

- A. No person may own or maintain an underground storage tank (UST) unless the tank is registered with the Spokane Fire Department and approved pursuant to a permit issued under the authority of this article and it otherwise complies with this chapter.
- ~~((B. The permit shall be displayed at the site of the tank in a location as approved by the fire department.))~~

Section 15. That SMC section 17E.010.220 is amended to read as follows:

Section 17E.010.220 Permit Issuance – Duration

- A. The fire official issues all permits required ~~((by the fire code))~~ under this article.
- B. Operational permits shall be effective for one year after the date of issuance. The fire official may adjust the date of issuance and length of a permit to accommodate inspection schedules and administrative convenience.

Section 16. That SMC section 17E.010.230 is amended to read as follows:

Section 17E.010.230 Permit Conditions – Fees – Testing

- A. To obtain an operational UST permit the owner/operator must:

1. pay to the fire official the fees specified in SMC 8.02.034(A);
2. demonstrate that the UST passes an annual tightness test by using a precision leak test, automatic tank gauge (ATG) test, or other method as approved by the fire official to the fire official's satisfaction. To be considered, leak test results must be less than six months old.
 - ~~((a. A leak test must be capable of statistically reliable measurement, down to one-tenth of a gallon per hour, including temperature compensation, in accordance with the latest recommendations of the National Fire Protection Association.~~
 - ~~b. To be considered, leak test results must be less than six months old.))~~
- B. ~~((In addition to permit and approval fees, t))~~ The fire official has authority to set additional ~~((inspection))~~ fees related to enforcement of this article ~~((and fees for other services, return trips, and additional administrative, personnel, or equipment charges, and to recover expenses related to permit issuance and other enforcement of this article))~~.
- C. Permit transfer requests are determined in writing by the fire official and may be approved if the transferee ~~((shows a))~~ is ~~((ness))~~ and ~~((ability))~~ able to comply with the conditions imposed and accepts the responsibilities of the permit holder.
- D. ~~((For administrative convenience and the public convenience, t))~~ The fire official may establish a list of qualified persons to serve as leak test inspectors ~~((, approved to certify to the City the results of any leak test or other technical testing required under this chapter))~~.

Section 17. That SMC section 17E.010.270 is amended to read as follows:

Section 17E.010.270 Reporting Failures, Leaks and Leak Risks

- A. The discovery of a leak or circumstances indicating possibility of a leak of a UST shall immediately be reported to the fire official and the department of ecology. The lead agency for handling the cleanup will be the department of ecology.
- B. The requirements of WAC 173.360.360 shall apply.
- C. This obligation is not limited to permittees, and shall include product vendors and repair or testing personnel.

Section 18. That SMC section 17E.010.290 is amended to read as follows:

Section 17E.010.290 Single-wall USTs (Maximum Useful Life)

- A. ~~((All existing single walled UST installations (tanks and associated piping) without secondary containment are conclusively presumed to have a maximum useful life of forty years unless the tank was properly upgraded in accordance with the federal/state and local requirements.))~~ New single-walled USTs for critical materials are not allowed to be installed.
 - ~~((1. Single-walled USTs are not allowed to be installed.))~~
 - B. Permitted ~~((Any))~~ single-walled USTs are to be removed or filled with inert solid material in accordance with State law at the established end of their useful life. No repair or upgrade of single walled USTs is permitted. ~~((that has not been properly upgraded, or has reached its maximum useful life, shall be withdrawn from operation and either physically removed or converted to satisfy abandoned status, according to the fire official's requirements.))~~ Repair or replacement of cathodic rectifier or anodes will be considered a repair.
 - C. Non-permitted single walled USTs for critical materials are required to be removed or filled with inert solid material in accordance with State law.
 - ~~((1. the age of the tank at the date of upgrade plus the length of the installer's warranty on the liner and/or cathodic protection, or~~
 - ~~2. forty years.))~~
 - ~~((D. A tank may be lined or upgraded once only. The following shall result in the tank being withdrawn from operation and either physically removed or converted to satisfy abandoned status, according to the fire official's requirements:~~
- ~~1. Failure of the lining at any time.~~

- ~~2. Expiration of the extended useful life of the tank.~~
- ~~3. Failure at any time of prior approved upgrades whether federal, state or local.))~~

Section 19. That SMC section 17E.010.300 is amended to read as follows:

Section 17E.010.300 Categories of Use

- A. Active Use UST.
An UST in actual use for receipt, storage, or delivery of substances, as a UST, within any ninety-day period.
- B. Out of Service for Ninety Days UST.
An UST not in active use within any ninety-day period. USTs in this category must be safeguarded as required under ~~((SMC 17E.010.310))~~ IFC 5704.2.13.1.2.
- C. Out of Service for One Year UST.
An UST not in active use within any one-year period or longer. USTs in this category must satisfy the requirements under ~~((SMC 17E.010.330))~~ IFC 5704.2.13.1.3.
- D. Abandoned in Place UST.
An UST permanently prepared for non-use and left in place. USTs in this category must satisfy requirements under ~~((SMC 17E.010.330))~~ IFC 5704.2.13.1.4.
- E. Monitored Out of Service UST.
An UST not in active use, but the leak monitoring (and cathodic protection where applicable) system is still in operation and maintained. The tank will be required to have a permit renewed each year.
- F. For purposes of this article, aggregates of tanks hydraulically connected including the piping are considered as one tank.

Section 20. That SMC section 17E.010.320 is amended to read as follows:

Section 17E.010.320 Change in Use Category – Approval – Exemptions

- A. USTs accrue a use category upon fulfillment of the conditions set forth in SMC_17E.010.300.
- B. A permit is required for USTs where such USTs are approved as “out of service for one year.”
- C. USTs “abandoned in place” ~~((under SMC 17E.010.330))~~ do not require additional permits beyond the decommissioning work, so long as conditions of approval remain satisfied.
- D. Additionally, where approval is required ~~((under SMC 17E.010.330))~~, a permittee may apply to the fire official for a change in use category.

Section 21. That SMC section 17E.010.340 is amended to read as follows:

Section 17E.010.340 Authority of Fire Official

- A. The fire official of the City of Spokane, as provided in SMC 3.01.031 and SMC 17F.080.040, interprets and enforces this article. Any approval, action, permit or other item accomplished under the authority of this article is subject to modification, or imposition of additional conditions or exemption from conditions, all in the fire official's reasonable discretion, guided by the purpose of this article and chapter.
- B. Fees and expenses of compliance shall be the obligation of the parties required to comply, but in specific circumstances the fire official may designate another responsible party or may apportion expenses and responsibilities among parties determined to be at fault.
- C. Any final written order issued by the fire official under the authority of this article may be appealed under the provisions of SMC 17E.010.140, or as specified by the fire official, who shall have the authority of the critical review officer for purposes of this article.
- D. This article shall not limit any municipal right or remedy pursuant to contract, statute or common law.

Section 22. That SMC section 17E.010.400 is amended to read as follows:

Section 17E.010.400 Purpose and Application

- A. This article addresses specific municipal regulatory requirements applicable to aboveground storage tanks and associated piping and installations used for the storage of critical materials. It is supplemental to SMC 17F.080 ~~((the))~~ Spokane Fire Code and any other requirements of this chapter or applicable local, state or federal requirements.
- B. These provisions apply to aboveground storage tanks with more than sixty gallons of capacity.
- C. This article supplements the fire code of the City of Spokane ~~((fire code))~~.

Section 23. That SMC section 17E.010.410 is amended to read as follows:

Section 17E.010.410 Aboveground Storage Tank Defined

- A. Fire See chapter 17A.020 SMC for definitions relating to this article. Where chapter 17A.020 SMC does not provide a definition, the currently adopted International Fire Code published by the International Code Council will be used.
- B. For this article, a bulk tank shall be considered to have a capacity of one hundred thousand gallons or more.

Section 24. That SMC section 17E.010.420 is amended to read as follows:

Section 17E.010.420 Permit Required

- A. No person may own or maintain an aboveground storage tank (AST) containing critical materials unless the tank is registered with the Spokane Fire Department and approved pursuant to a permit issued under the authority of this article and it otherwise complies with this chapter.

~~((B. The permit shall be displayed at the site of the tank in a location as approved by the fire department.))~~

Section 25. That SMC section 17E.010.430 is amended to read as follows:

Section 17E.010.430 Permit Issuance – Duration

- A. The fire official issues all permits required ~~((by the fire code))~~ under this article.
- B. Operational permits shall be effective for one year after the date of issuance. The fire official may adjust the date of issuance and length of a permit to accommodate inspection schedules and administrative convenience.

Section 26. That SMC section 17E.010.440 is amended to read as follows:

17E.010.440 Permit Conditions – Fees –Testing

- A. ~~((In addition to permit and approval fees, t))~~ The fire official has authority to set additional ~~((inspection))~~ fees related to enforcement of this article ~~((and fees for other services, return trips, and additional administrative, personnel or equipment charges, and to recover expenses related to permit issuance and other enforcement of this article))~~.

Permit transfer requests are determined in writing by the fire official and may be approved if the transferee ~~((demonstrates))~~ is ~~((a))~~ willing ~~((ness))~~ and ~~((ability))~~ able to comply with the conditions imposed and accepts the responsibilities of the permit holder.

Section 27. That SMC section 17E.010.470 is amended to read as follows:

Section 17E.010.470 Reporting Failures, Leaks, and Leak Risks

- A. The discovery of a leak, circumstances indicating possibility of a leak, spills, or overfills that may be harmful to the public or the environment shall immediately be reported to the fire official and the Washington state department of ecology. For leaks and failures, the lead agency will be the Washington state department of ecology.
- B. The requirements of WAC 173.303.145 shall apply.

- C. This obligation is not limited to permittees, and shall include product vendors and repair or testing personnel.

Section 28. That SMC section 17E.010.490 is amended to read as follows:

Section 17E.010.490 Categories of Use

- A. "Active Use" AST.
An AST in actual use for receipt, storage, or delivery of substances, as an AST, within any ninety-day period.
- B. "Out of service for Ninety Days" AST.
1. An AST not in active use within any ninety-day period. ASTs in this category must be safeguarded as required under IFC 5704.2.13.2.2.
~~((2. ASTs in this category must be safeguarded as required under SMC 17E.010.500.))~~
- C. "Out of service for one year" AST.
1. An AST not in active use within any one-year period or longer. ASTs in this category must satisfy the requirements under IFC 5704.2.13.2.3.
~~((2. ASTs in this category must satisfy the requirements under SMC 17E.010.520.))~~
- D. For purposes of this article, aggregates of tanks hydraulically connected including the piping are considered as one tank.

Section 29. That SMC section 17E.010.530 is amended to read as follows:

Section 17E.010.530 Authority of Fire Official

- A. The fire official of the City of Spokane, as provided in SMC 3.01.031 and SMC 17F.080.040, interprets and enforces this article. Any approval, action, permit or other item accomplished under the authority of this article is subject to modification, or imposition of additional conditions or exemption from conditions, in the fire official's reasonable discretion, guided by the purpose of this article and chapter.
- B. Fees and expenses of compliance shall be the obligation of the parties required to comply, but in specific circumstances the fire official may designate another responsible party or may apportion expenses and responsibilities among parties determined to be at fault.
- C. Any final written order issued by the fire official under the authority of this article may be appealed under the provisions of SMC 17E.010.140, or as specified by the fire official, who shall have the authority of the critical review officer for purposes of this article.
- D. This article shall not limit any municipal right or remedy pursuant to contract, statute or common law.

Section 30. That SMC section 17E.010.560 is amended to read as follows:

Section 17E.010.560 Aboveground Bulk Storage of Critical Materials

- A. In addition to the containment prescribed in SMC 17E.010.095 and the requirements of WAC 173.180A, new facilities with aboveground tanks having an individual net storage capacity of one hundred thousand gallons or more of critical materials shall include special provisions to insure that the facilities will meet API Standard 2610 for design, construction, operation, maintenance and inspection of terminal and tank facilities and that such facilities shall include provisions for containment for the following:
1. Pipes, pumps and valves associated with carrying critical materials to or from the storage facility. Insofar as possible these facilities will be located aboveground.
 2. Areas where critical materials are transferred from conveyances, such as trucks, rail cars and pipelines, to the bulk storage facilities.
 3. New aboveground tanks for the storage of critical materials with an individual net storage capacity of one hundred thousand gallons or more shall meet the secondary containment requirements outlined in SMC 17E.010.095 and, where applicable, WAC 173.180((A-080))320. In addition, the following requirements shall apply:

- a. Any new tank installed to store critical materials shall be equipped with a multiple containment system and leak detection.
- b. Any new single-bottom tank constructed of steel or similar material shall have secondary containment, leak detection and cathodic protection installed as an integral part of the tank structure.
 - i. "Secondary containment" means a double bottom with interstitial monitoring or an equivalent system of tank liners and leak detection.
- c. Any new tank system installed in compliance with this section shall be within new diked areas totally lined by a multiple containment system composed of material resistant to the chemical stored in the facility having hydraulic conductivity less than 1×10^{-6} centimeters per second at the anticipated hydrostatic loads. Interstitial monitoring shall be provided between the containment layers when appropriate. (Note for interpretation: This means that the secondarily contained tank described in subsection (A)(3)(b) of this section lies within a secondary containment berm creating a multiple containment system.)
- d. Uncovered diked areas shall be constructed to contain one hundred ten percent of the volume of the largest tank within the containment area. Stormwater management for runoff generated within the diked areas shall conform to the department of ecology's state general permit and City of Spokane guidelines for stormwater management prior to disposal.
- e. When used for emergency containment of tank contents, dikes shall be designed and constructed to comply with the requirements of NFPA 30.
- f. For any new tank, a tank leak detection system shall be installed and monitored for leakage by visual, mechanical or electronic leak detection methods.
 - i. Monitoring reports shall be kept on file for a period of five years and shall be available for review at the request of the ((director)) critical review officer or designee.
 - ii. Inspection reports prepared for compliance with ((Chapter)) WAC173.180D ((WAC)) shall be considered adequate for compliance with this section.

B. Any individual aboveground tank with a net storage capacity of one hundred thousand gallons or more in bulk storage facilities in existence at the time of adoption of the ordinance codified in this section shall be required to meet the following requirements:

1. Be inspected and repaired as required by API Standard 653; and
2. Meet the compliance schedule as required by the existing United States department of transportation, United States environmental protection agency and Washington department of ecology regulations.
 - a. Tanks inspected and upgraded in compliance prior to the adoption of this regulation shall be re-inspected and upgraded in accordance with this section within ten years of the initial inspection; and
3. Be upgraded, when the tank is emptied for inspection and repair in accordance with the applicable compliance schedule (SMC 17E.010.560 B (1) and (2)), to include a coated, cathodically protected single bottom and undertank leak detection, a double bottom and with interstitial monitoring or an equivalent system of tank bottom lining, leak detection and interstitial monitoring; and
4. When the tank is upgraded, the bermed area around the tank shall also be upgraded.
 - a. The bermed area outside the footprint of the tank shall be equipped with a multiple containment system composed of two or more layers of material with a hydraulic conductivity less than 1×10^{-6} centimeters per second at the anticipated hydrostatic loads.
 - b. The multiple containment layers of the bermed areas shall be sealed to the tank to prevent any spilled or leaked material from migrating under the tank; and
5. Uncovered diked areas shall be constructed to contain one hundred ten percent of the volume of the largest tank within the containment area. Stormwater management for runoff generated within the diked areas shall conform to the department of ecology's state general permit and City of Spokane guidelines for stormwater management prior to disposal; and
6. When upgraded, pumps, pipes and other facilities associated with tanks shall be placed aboveground within bermed containment areas as described in subsection (B)(4) of this section or be replaced with double-walled units with interstitial monitoring at the time the tank containment is upgraded.
 - a. Aboveground facilities shall be protected from impact with vehicles and machinery by protective walls or bollards.

- b. Pumps, pipes and other facilities not within secondary containment areas shall be pressure tested at least once a year.
 - c. Records of pressure testing shall be kept on file for at least five years (~~((or))~~).
- 7. The facility shall be upgraded to multiple containment standards described above if such tank is relocated.
- C. Retrofitting an aboveground tank with an individual net storage capacity of one hundred thousand gallons or more with multiple containments shall require a permit from the fire department.
- D. Annual inspection of aboveground tanks with an individual net storage capacity of one hundred thousand gallons or more shall be conducted to verify that:
 - 1. required secondary containment facilities are maintained,
 - 2. clean-up materials and equipment needed to implement clean-up plans are available, and proper notification of leaks and spills occurs. Inspection reports shall be kept on file for a period of five years and shall be made available for review at the request of the fire department. Inspection reports prepared for compliance with (~~((chapter))~~) WAC 173.180((D)).0.35((WAC)) shall be considered adequate for compliance with this section.

Section 31. That SMC section 17G.010.150 is amended to read as follows:

Section 17G.010.150 Special Application Requirements for Commercial Building Permits

- A. General.

An owner, or the owner's architect, engineer or other agent, should consult with the departments of building services, engineering services and planning services prior to submitting an application for a commercial building permit for the purpose of identifying any peculiar considerations and discussing any special requirements. The owner, or the owner's architect, engineer or other agent must submit ten prints of the site plan, and three each of the architectural plan, structural plan, and mechanical plan stamped by an architect or engineer licensed in the State of Washington, to the department of building services. The department of building services transmits copies of the print to other departments and agencies as appropriate. The following information is required for a complete application for a commercial building permit. The information needs to be provided on the site plan or front sheet of plans in the numbered order given. The building official may waive or modify specific submittal requirements determined to be unnecessary for review of an application.
- 1. Name of project and date of application.
 - 2. Official street address. If an official street address has not been assigned, it must be obtained from the engineering services department.
 - 3. Name, address and phone number of the architect.
 - 4. Name, address and phone number of the owner and agent.
 - 5. Name, address and phone number of the tenant.
 - 6. Name, address and phone number of the engineer(s).
 - 7. Name, address and phone number of the consultant(s).
 - 8. Name, address and phone number of the contractor(s).
 - 9. Name, address and phone number of the contact person.
 - 10. Project type, new, remodel, addition or alteration.
 - 11. Existing use of lot and/or building.
 - 12. Proposed use(s).
 - 13. Number of dwelling units.
 - 14. Occupancy group and division.
 - 15. Construction type required.
 - 16. Building allowable height and area.
 - 17. Building height (both in feet and number of stories).
 - 18. Basement floor area and occupant load.

19. Ground floor area and occupant load.
20. Floor area of each story above ground floor and occupant load (list each story individually).
21. Total floor area, including basements and occupied roofs.
22. Valuation.
23. SEPA checklist, if required.
24. Critical materials, if involved.
25. HMMP plan submitted, if required.
26. Floodplain designation, elevation of first habitable floor and certification of flood proofing measures, if applicable.

B. The following zoning information is to be included on plan cover sheet or site plan:

1. List dates of hearings during which any of the following were granted:
 - a. Zone change to construct a specific plan including "L" agreements.
 - b. Conditional use permit.
 - c. Variance (list) or certificate of compliance.
 - d. Plans-in-lieu of compliance.
 - e. Planned unit development or manufactured home park; or
 - f. Binding site plan.
2. Special Regulations.
Note any of the following permits, approvals or restrictions:
 - a. Design zones.
 - b. Shoreline/Riverfront district.
 - c. Height district.
 - d. Historic district or building on the local, state or national register.
 - e. Any hazard areas (airport, critical area).
 - f. Any previous environmental declarations on project; or
 - g. Design review.
3. Use zone of lot(s).
4. Use zones of adjacent lots to the north, south, east and west of the site.
5. Lot area (square feet).
6. Percent of lot covered by building(s).
7. Area of lot covered by hard surfacing of any kind.
8. Parking and loading stalls, number required and number provided, number of barrier-free parking spaces required and provided according to WAC 51-40-005, number of van stalls required and provided.
9. Setbacks and yards: List of required and provided yards for each building shown on plan, and special setbacks required by an approved final plat, binding site plan or zoning agreement.
10. Easements, vacations, agreements related to property.

C. The following information is required on the architectural site plan, even though it may duplicate other site plans.

1. Vicinity map to show area location. Key plan for partial site work.
2. Complete finished grading of entire site and outlines of all structures. Provide topographic lines on sloping sites and affected adjacent sites giving new and existing grades.
3. Lay out all information to standard architectural or engineering scales. Establish north point.

4. Show utility service lines with all mains and branches from streets to each unit or device served. Show sizes and materials on each sewer, water and gas line on plan, and each meter, shut-off, disconnect, connection box or vault, panel, check valve, cleanout and related device to utility services. Locate all required fire hydrants, building pumper connections and standpipe connections at building on street side. Show electric utility and phone line overhead or underground.
5. Relate grade elevations and floor lines to nearest City benchmark. Reference to an established point of elevation may be used on existing buildings.
6. Show on site plan all outline dimensions of building and distance to property lines. Show on site plan location and dimensions and show angles in degrees for the following:
 - a. Property lines and adjacent zoning of property (N, S, E, W). Show any changes in zoning along property lines.
 - b. Streets, alleys, curb breaks, adjacent property curb breaks (must be minimum of five feet from property lines), street lights, signs, meters or planting on sidewalk or parking strips, on-site curbing.
 - c. Driveways, paving, curbing, sidewalks and street corner curb ramp (WAC 236-60-060), each City standard catch basin, depressed lawns. Show fire department apparatus access to within one hundred fifty feet of any structure. 1:48 maximum side slope on sidewalks.
 - d. Parking layouts: Parking stalls and number each stall, or number blocks of stalls and give total. Locate off-street loading.
 - e. Front, side and rear yards, and special setbacks for zoning and minimum clearances to property line required for wall openings or construction type.
 - f. Recreation areas, planting strips, lawns.
 - g. Ornamental masonry and lightproof walls, landscaping buffers, and screening of outdoor storage of materials, wastes, equipment or trash receptacles.
 - h. Location of outdoor lighting on building and in yards.
 - i. Identification or outdoor advertising signs. Note size and exact location.
 - j. Indicate rainwater disposal from building and from all property areas, to City-standard catch basins on the property. Give catch basin depths (in feet) and necessary site grading, contours and slopes to insure disposal of water to on-site drains. Paved parking areas require drainage swales. See the department of engineering services for the procedure before completing drainage plan.
 - k. Maximum one hundred fifty foot distance to nearest fire hydrant from building perimeter (all points).
 - l. Additional information necessary for presentation, interpretation, or review of the project may be submitted or required in special cases.
7. The format of the plans shall be as follows:
 - a. Plan drawings, elevations, sections and details of architectural, structural, mechanical and electrical plans shall be drawn to standard architectural scales (one-sixteenth inch, one-eighth inch, one-fourth inch, one-half inch, one inch, one and one-half inch, three-inch; please do not use three-eighth-inch or three-quarter-inch scales for code compliance), and standard engineer scales (one inch equals ten feet, twenty feet, thirty feet, forty feet, fifty feet). Plans should be oriented with north at the top of the sheet. Plans must have printing and lettering clear, distinct and suitable for microfilm.
 - b. All plans, elevations, sections and details shall be fully dimensioned so that conformance to codes can be confirmed. Overall dimensions of buildings shall be shown on site plans and floor plans.
 - c. On each sheet, provide the name and official address of project, the Washington State seals of architect and engineers, the date each sheet and each revision was made including flagging of each revision.
 - d. On revisions, date each sheet, provide control number, flag revisions on drawings and in specifications.
 - e. Provide a list of the codes which apply to the project.
8. Detail Plans.

The following information shall be shown on architectural/engineering drawings or in specifications:

 - a. Landscaping plan, including a detailed plan with elevations and slope arrows, lawns, on-site storm sewer (OSSW) and City- standard catch basins, sprinkler system piping, heads, flows and coverages with approved backflow prevention for OSSW swales and zoning landscape areas.
 - b. Foundation plans, including excavation and fill details.

- c. Floor plans for each level.
- d. Roof and weather protection details.
- e. Exterior elevations and opening protection.
- f. Interior elevations and finishes.
- g. Typical and detailed sections.
- h. Door assemblies.
- i. Windows and glass.
- j. Exits.
- k. Standpipes and sprinklers.
- l. Fire ratings.
- m. Special details.
- n. Barrier free design.
- o. Thermal regulations.
- p. Elevators, dumbwaiters, escalators and moving walks.
- q. Structural details including:
 - i. calculations;
 - ii. clarifying notes;
 - iii. list special inspections and names of special inspectors for: concrete, ductile moment/resisting concrete frame, reinforcing steel and pre-stressing steel, welding, high strength bolting, structural masonry, reinforced gypsum concrete, insulating concrete fill, spray applied fireproofing, piling, drilled piers, caissons, special grading, excavation, filling, NER reports and special cases;
 - iv. layout of framing system including horizontal and vertical members;
 - v. lateral load resisting elements;
 - vi. continuity of system;
 - vii. detail and schedule special connections and conditions;
 - viii. schedule, specify, list or detail on drawings: structural design criteria, concrete, masonry, wood, structural metals.
- r. Mechanical details including layout, size and identification of components on plans and riser diagrams for:
 - i. general;
 - ii. plumbing;
 - iii. heating;
 - iv. cooling;
 - v. refrigeration;
 - vi. ventilation;
 - vii. controls;
 - viii. special equipment;
 - ix. roof overflow drains;
 - x. OSSW area drainage;
 - xi. water;
 - xii. gas;
 - xiii. waste system;
 - xiv. vents;

- xv. chimneys;
- xvi. ducts;
- xvii. boiler and pressure vessel;
- xviii. special piping;
- xix. fire lines, special suppression systems, extinguishers.
- s. Electrical details including location, size and identification of components of distribution on plans and riser diagrams for:
 - i. light;
 - ii. heat;
 - iii. power;
 - iv. radio;
 - v. television;
 - vi. signal;
 - vii. alarm systems;
 - viii. grounding;
 - ix. exit signs;
 - x. smoke detectors.

Section 32. That SMC sections 17E.010.250, 17E.010.310, 17E.010.330, 17E.010.450, 17E.010.500 and 17E.010.520 are repealed.

Passed by City Council June 13, 2016
Delivered to Mayor June 16, 2016

ORDINANCE NO. C35400

An ordinance amending ordinance C34924 vacating Walnut Street from Bridge Avenue to College Avenue, North and South portions of Bridge Avenue from Maple Street to Cedar Street and the Alley between Walnut Street and Cedar Street from Bridge Avenue to College Avenue

WHEREAS, a petition for the vacation of Walnut Street from Bridge Avenue to College Avenue, North and South portions of Bridge Avenue from Maple Street to Cedar Street and the Alley between Walnut Street and Cedar Street from Bridge Avenue to College Avenue has been filed with the City Clerk representing of the abutting property owners, and a hearing has been held on this petition before the City Council as provided by RCW 35.79; and

WHEREAS, the City Council has found that the public use, benefit and welfare will best be served by the vacation of said public way; -- NOW, THEREFORE,

The City of Spokane does ordain:

Section 1. That Walnut Street from Bridge Avenue to College Avenue, North and South portions of Bridge Avenue from Maple Street to Cedar Street (more fully described in Exhibit A and the Alley between Walnut Street and Cedar Street from Bridge Avenue to College Avenue is hereby vacated. Parcel number not assigned. SE ¼ of S13 T25 R42.

Section 2. An easement is reserved and retained over and through the ~~((entire vacated area))~~ west 15 feet of the north 105 feet of Walnut Street between College Avenue and Bridge Avenue; together with the south 20.25 feet of Bridge Avenue between Cedar Street and Maple Street for the utility services of Avista Utilities, CenturyLink, and the City of Spokane to protect existing and future utilities.

Passed by City Council June 13, 2016
Delivered to Mayor June 16, 2016

Executive Orders

CITY OF SPOKANE EXECUTIVE ORDER EO 2016-01 / LGL 2016-0028

TITLE: Delegation of Signature Authority when Potential/Actual Conflict of Interest
EFFECTIVE DATE: June 14, 2016

WHEREAS, under section 38 of the City of Spokane Charter,

“All written contracts, bonds, and instruments of every kind and description to which the City shall be a party shall be executed in the name of the City by the mayor or the council president under direction of the city council, or their respective designees, and attested by the city clerk, and when necessary, shall be acknowledged.”

WHEREAS, on occasion there may be a contract or other legal document that involves a familial member of the Mayor as the contractor / consultant, etc.; and

WHEREAS, the Mayor does not have a financial interest in these transactions, but wants to avoid the appearance of a conflict of interest due to him having executed the document of behalf of the City of Spokane; and

WHEREAS, on occasion, in the course of City business, other potential personal conflicts of interest may arise with certain contracts or legal documents;

NOW, THEREFORE, I, David A. Condon, Mayor, do hereby order and direct that Gavin Cooley, Chief Financial Officer, is authorized to execute contracts and other legal documents on my behalf that involve a familial member of mine, and/or any other contracts or legal documents for which I have a potential/actual conflict of interest:

This delegation shall continue until revoked.

David A. Condon Date: June 14, 2016
Mayor

Laurie Farnsworth
Acting City Clerk Date: June 14, 2016

Job Opportunities

The City of Spokane is an Equal Employment Opportunity Employer

FLEET SPECIALIST SPN 181 OPEN ENTRY

DATE OPEN: Monday, June 20, 2016 **DATE CLOSED:** Sunday, June 26, 2016 at 11:59 p.m.
SALARY: \$36,581.76 annual salary, payable bi-weekly, to a maximum of \$52,868.16

DUTIES:

Performs specialized administrative and clerical work in support of fleet management.

MINIMUM QUALIFICATIONS:

Open Entry Requirements: All requirements must be met at the time of application.

- High school diploma or equivalent
- Two years of work experience with primary responsibilities related to vehicle procurement and fleet management.

Substitutions:

One year of college business courses above the introductory level may substitute for one year of the experience requirement.

Licenses and Certifications:

NAFA Certified Automotive Fleet Specialist (CAFS) preferred.

CAFS Certification must be completed within one year of employment.

REQUIRED ADDITIONAL DOCUMENTS: Must be received in our office by the closing date, preferably attached to application.

- If substituting college coursework for one year of the experience requirement: Copy of unofficial college transcripts, including name of institution, applicant name, courses/credits taken, and GPA.
- DD Form 214 (Member-4) or NGB Form 22, if applicable. (See RCW 41.04.010 as to how Veterans' Preference is applied.)

EXAMINATION DETAILS:

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire. The examination will consist of a Training and Experience (T&E) Evaluation with final score weight assigned as follows: T&E Evaluation: 100%

T&E EVALUATION DETAILS

The T&E is the Civil Service examination for this position. It is presented as a Supplemental Questionnaire, which must be completed online at the time of application. The questions may be viewed online in the tab marked "QUESTIONS" on the job announcement.

The T&E Evaluation is designed to evaluate the relevance, level, recentness, progression, and quality of the applicant's education and training, and to elicit sufficient job-related information to evaluate the amount and quality of the applicant's previous experience, as well as any other information deemed important to performing the duties of the position.

NOTE:

- Responses should be consistent with the information on your application and are subject to verification.
- Failure to complete all of the questions or incomplete responses will result in a lower score; therefore, it is advantageous for you to provide a full and complete response to each supplemental question.
- Resumes or questionnaires uploaded as attachments to the application will not be accepted in lieu of completing each question presented online. "See Resume" or "See Application", etc. will not be considered as qualifying responses and will not be scored.
- It may be more efficient to develop your responses in a word processing document and then paste them into the online questionnaire as you complete your application.

Upon request, at time of application, the City will provide alternative accessible tests to individuals with disabilities that impair manual, sensory or speaking skills needed to take the test, unless the test is intended to measure those skills.

TO APPLY:

Applications must be completed online at: <http://my.spokanecity.org/jobs> by 11:59 p.m. on the filing cut-off date. Qualified applicants are encouraged to apply immediately. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: civilservice@spokanecity.org with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4th Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201
- Fax: (509) 625-6077

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 20th day of June 2016.

CRAIG HULT
Chair

GITA GEORGE-HATCHER
Chief Examiner

**URBAN DESIGNER SPN 259 – AMENDED
OPEN ENTRY**

DATE OPEN: Monday, June 1, 2015 **DATE CLOSED:** Sunday, June 26, 2016 at 11:59 p.m.

SALARY: \$59,779.44 annual salary, payable bi-weekly, to a maximum of \$73,434.96

DUTIES:

Performs professional work in the area of city planning, urban design, programming, or community development.

MINIMUM QUALIFICATIONS:**Open Entry Requirements: All requirements must be met at the time of application.**

- **Education:** Graduation from an accredited four-year college or university with a bachelor's degree in Urban Design, Architecture, Landscape Architecture, or Environmental Design with course work in the principles and practices of urban planning.
- **Experience:** Completion of at least three years of public or private employment in planning or design.
- **Substitutions:** A master's degree in Urban Design may substitute for one year of experience.

Licenses and Certifications (Applies to all applicants.)

- Possession of a valid driver's license or equivalent mobility.

REQUIRED ADDITIONAL DOCUMENTS: Must be received in our office by the closing date, preferably attached to application.

- Copy of unofficial college transcripts, including name of institution, applicant name, courses/credits taken, and GPA.
- DD Form 214 (Member-4) or NGB Form 22, if applicable. (See RCW 41.04.010 as to how Veterans' Preference is applied.)

EXAMINATION DETAILS:

Applicants must pass the examination for this classification to be eligible for hire by the City of Spokane. This exam will consist of a training and experience evaluation and a portfolio submission, with weights assigned as follows: T&E evaluation 65%, portfolio 35%.

You must complete the online application, and submit your T&E Evaluation form and design portfolio, before the closing date and time of the recruitment in order to be eligible for hiring by the City of Spokane.

- Download the T&E form at the following link (accessible via online job posting): [Urban Designer SPN 259](#)
- Complete instructions on returning the T&E form and making your portfolio submission are included within the T&E form.

Upon request, at time of application, the City will provide alternative accessible tests to individuals with disabilities that impair manual, sensory or speaking skills needed to take the test, unless the test is intended to measure those skills.

TO APPLY:

Applications must be completed online at: <http://my.spokanecity.org/jobs> by 11:59 p.m. on the filing cut-off date. Qualified applicants are encouraged to apply immediately. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: civilservice@spokanecity.org with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4th Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201
- Fax: (509) 625-6077

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 19th day of June 2016.

CRAIG HULT
Chair

GITA GEORGE-HATCHER
Chief Examiner

Notice for Bids

Paving, Sidewalks, Sewer, etc.

CALL FOR BIDS**Main Avenue Restriping and Streetscape Improvements
Engineering Services File No. 2015160**

This project consists of the construction of approximately 16 cubic yards of excavation, 47 square yards of sidewalk removal and replacement, 110 square yards of traffic island, 31 square yards of topsoil for landscape planters, 1,700 square feet of durable striping, traffic sign installation, provision of traffic control for landscape contractors and other related miscellaneous items.

The City of Spokane Purchasing Department, Fourth floor, City Hall, 808 West Spokane Falls Boulevard, Spokane WA 99201-3316, will receive sealed bids until 1:00 p.m., June 27, 2016 for the above project located in Spokane, Washington, in accordance with the Contract Documents on file at the Department, Engineering Services. The bids will be publicly opened and read at 1:15 p.m. in the City Council Chambers.

Copies of the Contract Documents are available at www.cityofspokaneplans.com. The Planholders list is also available at this website. Additional project information including the Engineer's estimated cost range for the project, bid results (after bid opening), as well as information about other City projects are available by following the appropriate links at the following website: www.spokaneengineering.org/bid-information.

The City of Spokane, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulation, Department of Transportation, subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively ensure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises as defined at 49 CFR Part 26 will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin, or sex in consideration for an award.

Bids shall be submitted on the forms provided in accordance with the provisions of the Specifications. Irregular bid proposals will be rejected in accordance with the specifications.

Cash, cashier's check, a certified check or surety bond in the sum of five percent (5%) of the Total Project Bid must accompany the copy of the bid filed with the City Clerk. Successful bidder shall execute the Contract within TEN (10) calendar days after receiving the Contract. Should the successful bidder fail to enter into such contract and furnish satisfactory performance bond within the time stated herein, the bid proposal deposit shall be forfeited to the City of Spokane.

The City of Spokane will normally award this Contract or reject bids within FORTY FIVE (45) calendar days after the time set for the bid opening. If the lowest responsible Bidder and the City of Spokane agree, this deadline may be extended. If they cannot agree on an extension by the 45-calendar day deadline, the City of Spokane reserves the right to Award the Contract to the next lowest responsible Bidder or reject all Bids.

Note regarding new specifications: The City of Spokane is using WSDOT's 2016 Standard Specifications. Bidder's should allow sufficient time to familiarize themselves with the WSDOT 2016 Standard Specifications prior to bidding the project.

In accordance with SMC 7.06.500 and RCW 39.04.350(1), the low bidder shall complete the Supplemental Bidder Responsibility Criteria form located in Appendix C. Failure to promptly submit the form including supporting documentation if required may delay award of the Contract.

Publish June 8, 15 & 22, 2016

CALL FOR BIDS

HOWARD STREET SOUTH CHANNEL BRIDGE REPLACEMENT Engineering Services File No. 2016119

This project consists of the demolition and replacement of the Howard South Channel Bridge. Work items include clearing and grubbing, bridge demolition, river channel debris removal, construction traffic control, pre-cast pre-stressed slab bridge, asphalt paving, storm drain system, erosion and sediment control, 18-inch water main, topsoil, sod, landscape plantings, and other related miscellaneous items.

The City of Spokane Purchasing Department, Fourth floor, City Hall, 808 West Spokane Falls Boulevard, Spokane WA 99201-3316, will receive sealed bids until 1:00 p.m., **July 11, 2016**, for the above project located in Spokane, Washington, in accordance with the Contract Documents on file at the Department, Engineering Services. The bids will be publicly opened and read at 1:15 p.m. in the City Council Chambers.

Copies of the Contract Documents are available at www.cityofspokaneplans.com. The Planholders list is also available at this website. Additional project information including the Engineer's estimated cost range for the project, bid results (after bid opening), as well as information about other City projects are available by following the appropriate links at the following website: www.spokaneengineering.org/bid-information.

The City of Spokane, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulation, Department of Transportation, subtitle A, Office of the Secretary, Part 21,

Nondiscrimination in Federally-Assisted Programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively ensure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises as defined at 49 CFR Part 26 will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin, or sex in consideration for an award.

Bids shall be submitted on the forms provided in accordance with the provisions of the Specifications. Irregular bid proposals will be rejected in accordance with the specifications.

Cash, cashier's check, a certified check or surety bond in the sum of five percent (5%) of the Total Project Bid must accompany the copy of the bid filed with the City Clerk. Successful bidder shall execute the Contract within FIVE (5) calendar days after receiving the Contract. Should the successful bidder fail to enter into such contract and furnish satisfactory performance bond within the time stated herein, the bid proposal deposit shall be forfeited to the City of Spokane.

The City of Spokane will normally award this Contract or reject bids within FORTY FIVE (45) calendar days after the time set for the bid opening. If the lowest responsible Bidder and the City of Spokane agree, this deadline may be extended. If they cannot agree on an extension by the 45-calendar day deadline, the City of Spokane reserves the right to Award the Contract to the next lowest responsible Bidder or reject all Bids.

A prebid conference will be held at the office of the Parks and Recreation Department., 808 West Spokane Falls Boulevard, Fifth Floor, Conference Room 5-A at 1:30 p.m. on June 15, 2016.

In accordance with SMC 7.06.500 and RCW 39.04.350(1), the low bidder shall complete the Supplemental Bidder Responsibility Criteria form located in Appendix C. Failure to promptly submit the form including supporting documentation if required may delay award of the Contract.

Time is of the essence due to the length of the construction window and/or the time of year in which the project is being constructed. Please note that various award phase steps have shorter than normal time frames as detailed in section 1-03.3, 1-08.4, and 1-08.5.

Publish June 8, 15 & 22, 2016

Notice for Bids

Supplies, Equipment, Maintenance, etc.

REQUEST FOR BIDS

SEWER BENDS – ANNUAL BLANKET ORDER

City of Spokane Wastewater Maintenance Department

BID #4226-16

Sealed Bids will be opened at the 1:15 p.m. public bid opening on **MONDAY, JULY 11, 2016**, in the Council Chambers, 808 West Spokane Falls Boulevard, Spokane, Washington 99201, for **SEWER BENDS – ANNUAL BLANKET ORDER** for the City of Spokane Wastewater Maintenance Department.

The Request for Bids document is available by contacting Connie Wahl, City of Spokane Purchasing, 4th Floor, City Hall, 808 West Spokane Falls Blvd, Spokane, WA 99201 at purchasinghelp@spokanecity.org.

Bid Proposal documents should be submitted to City of Spokane Purchasing **no later than 1:00 p.m. on Monday, July 11, 2016**. Proposals must be sent sufficiently ahead of time to be received by the required date and time. The City of Spokane is not responsible for Proposals delivered late. **Only firm Proposals with signatures will be tabulated.**

Submit one (1) paper original, one (1) paper copy, and one (1) reproducible digital copy (CD or thumb drive) to:

**City of Spokane - Purchasing
4th Floor – City Hall
808 W. Spokane Falls Blvd.
Spokane, Washington 99201**

The right is reserved to reject any and all bids and to waive any informalities in the bidding. Special attention will be directed to the qualifications of the Proposer when considering this contract.

All response packages are to be clearly marked with:

“BID #4226-16, SEWER BENDS – ANNUAL BLANKET ORDER, DUE: MONDAY, JULY 11, 2016.”

Connie Wahl, C.P.M., CPPB
City of Spokane Purchasing

Publish June 22 & 29, 2016

**BOARDING/MONITORING OF UNSECURED PROPERTIES
City of Spokane Office of Neighborhood Services & Code Enforcement**

BID #4271-16

Sealed bids will be opened at 1:15 p.m., **MONDAY, JUNE 27, 2016** in the Council Chambers, 808 West Spokane Falls Boulevard, Spokane, Washington 99201, for **Boarding/Monitoring of Unsecured Properties** for the City of Spokane Office of Neighborhood Services and Code Enforcement.

Detailed specifications and proposal forms are available from City Purchasing, by contacting Thea Prince at purchasinghelp@spokanecity.org

Submittal Instructions:

Bid proposal forms may be submitted to the Purchasing Department **until 1:00 P.M. on the date of opening**. Proposals must be sent sufficiently ahead of time to be received by the opening date and time. City of Spokane is not responsible for proposals delivered late.

Submit one (1) paper original and one (1) reproducible digital copy (thumb drive or CD) of the Proposal to:

**Division of Purchasing
City of Spokane
4th Floor – City Hall
808 W. Spokane Falls Blvd.
Spokane WA 99201**

The right is reserved to reject any and all proposals and to waive any informalities in the bidding. Special attention will be directed to the qualifications of the proposer when considering this contract. **Only firm proposals with signatures will be tabulated.**

Envelopes containing proposals are to be marked:

“BOARDING/MONITORING OF UNSECURED PROPERTIES, BID 4271-16, DUE 6/27/16”.

Thea Prince
Purchasing Department

Publish June 15 & 22, 2016

**RAY WELL STATION #2 – MOTOR REPAIR
Water & Hydroelectric Services Department**

BID #4272-16

Sealed bids will be opened at 1:15 p.m., **MONDAY, JULY 11, 2016** in the Council Chambers, 808 West Spokane Falls Boulevard, Spokane, Washington 99201, for **RAY WELL STATION #2 – MOTOR REPAIR** for the Water and Hydroelectric Services Department.

Detailed specifications and proposal forms are available from City Purchasing, by contacting Thea Prince at purchasinghelp@spokanecity.org

Submittal Instructions:

Bid proposal forms may be submitted to the Purchasing Department **until 1:00 P.M. on the date of opening**. Proposals must be sent sufficiently ahead of time to be received by the opening date and time. City of Spokane is not responsible for proposals delivered late.

Submit one (1) original copy of response to:

**Division of Purchasing
City of Spokane
4th Floor – City Hall
808 W. Spokane Falls Blvd.
Spokane WA 99201**

The right is reserved to reject any and all proposals and to waive any informalities in the bidding. Special attention will be directed to the qualifications of the proposer when considering this contract. **Only firm proposals with signatures will be tabulated.**

Envelopes containing proposals are to be marked:

“RAY WELL STATION #2 – MOTOR REPAIR, BID #4272-16, DUE 7/11/16”.

Thea Prince
Purchasing Department

Publish: June 22 & 29, 2016
