



# Official Gazette

## City of Spokane, Washington

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

Volume 114

OCTOBER 23, 2024

Issue 43



### MAYOR AND CITY COUNCIL

MAYOR LISA BROWN

COUNCIL PRESIDENT BETSY WILKERSON

COUNCIL MEMBERS:

JONATHAN BINGLE (DISTRICT 1)

MICHAEL CATHCART (DISTRICT 1)

PAUL DILLON (DISTRICT 2)

KITTY KLITZKE (DISTRICT 3)

LILI NAVARRETE (DISTRICT 2)

ZACK ZAPPONE (DISTRICT 3)

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# Minutes

**NOTICE****MEETING MINUTES OF SPOKANE CITY COUNCIL****Monday, October 14, 2024**

The minutes for the Monday, October 14, 2024, Spokane City Council Meeting were not available for publication in this issue of the *Official Gazette*. The minutes will be published in the Wednesday, October 30, 2024, issue of the *Official Gazette*.

**MINUTES OF SPOKANE CITY COUNCIL****Monday, October 7, 2024****BRIEFING SESSION**

The Briefing Session of the Spokane City Council held on the above date was called to order at 3:34 p.m. in the Council Chambers in the Lower Level of the Municipal Building, 808 West Spokane Falls Boulevard, Spokane, Washington. A recording of the meeting can be found at the following link: <https://vimeo.com/spokanecitycouncil>.

**Roll Call**

On roll call, Council President Wilkerson and Council Members Bingle, Cathcart, Dillon, Klitzke, Navarrete, and Zappone were present.

Interim City Administrator Garrett Jones; Giacobbe Byrd, Director-City Council Office; City Council Policy Advisor Chris Wright; and City Clerk Terri Pfister were also present for the meeting.

**Candidate Interviews – Climate Resilience and Sustainability Board**

The City Council interviewed Amanda Parish, Brian Henning, Elyse Hochstadt, Happy Avery, Larry Luton, candidates for appointment to the Climate Resilience and Sustainability Board.

**Current Agenda Review**

The City Council reviewed the October 7, 2024, Current Agenda.

**Appointments to Transportation Commission (CPR 2024-0029)**

Council discussion was held on the motion to defer indefinitely the appointment of Karl Otterstrom to the Transportation Commission. The following actions were taken:

**Motion** by Council Member Zappone, seconded by Council Member Klitzke, **to call** the question (end debate); **carried 5-2.**

**Motion** by Council Member Zappone, seconded by Council Member Klitzke, **to defer indefinitely** the appointment of Karl Otterstrom to the Transportation Commission; **carried 5-2.**

Discussion was held on the motion to defer indefinitely the District 1 appointment of Joni Harris. Council President Wilkerson called for a point of order pertaining to Mr. Bingle's demeanor during his commentary. The following actions were taken:

**Motion** by Council Member Cathcart, seconded by Council Member Bingle, **to challenge** the ruling of the chair and whether the appeal of the ruling should be upheld; **failed 2-5.**

**Motion** by Council Member Cathcart, seconded by Council Member Bingle, **to defer indefinitely** the District 1 appointment of Joni Harris; **failed 2-5.**

**First Reading Ordinance C36591 (Council Sponsors: Council Members Dillon, Cathcart, and Navarrete)**

Upon discussion of Ordinance C36591, the following actions were taken:

**Motion** by Council Member Klitzke, seconded by Council Member Zappone, **to suspend** Council Rules for the purpose of adding First Reading Ordinance C36591 to tonight's Agenda and discussing proposed amendments; **carried 5-2.**

**Motion** by Council Member Zappone, seconded by Council Member Klitzke, **to add** First Reading Ordinance C36591—establishing the Community Safety Fund and setting the expiration date of the additional sales and use tax authorized by RCW 82.14.450; adopting section 07.08.160 to chapter 07.08 of the Spokane Municipal Code—to tonight's Agenda; **carried 5-2.**

**Motion** by Council Member Bingle, seconded by Council Member Klitzke, **to adopt** the Bingle Proposed Amendment to First Reading Ordinance C36591 filed October 7, 2024;

**with amendment** by Council Member Bingle, seconded by Council Member Cathcart **to amend** the Bingle Proposed Amendment to adopt language indicating the sales tax measure would expire December 31, 2035, or December 31 of any year in which any sales tax measure is adopted by the voters of Spokane County for the purpose of funding a new jail or detention facility pursuant to RCW 82.14.450; **failed 2-5.**

**Main Motion** by Council Member Bingle, seconded by Council Member Klitzke, **to adopt** the Bingle Proposed Amendment to First Reading Ordinance C36591 filed October 7, 2024; **failed 2-5.**

**Motion** by Council Member Cathcart, seconded by Council Member Bingle, **to adopt** the Cathcart Proposed Amendment to First Reading Ordinance C36591 filed October 4, 2024; **failed 2-5.**

Discussion was held on the motion by Council Member Zappone to adopt the Wilkerson Proposed Amendment to Ordinance C36591. The following actions were taken:

**Motion** by Council Member Zappone, seconded by Council Member Klitzke, **to call** the question (end debate); **carried 5-2.**

**Motion** by Council Member Zappone, seconded by Council Member Klitzke, **to adopt** the Wilkerson Proposed Amendment to C36591 circulated this afternoon (October 7) and put it on tonight's agenda for a final reading as an Emergency Ordinance; **carried 5-2.**

### **Advance Agenda Review**

The City Council received an overview of the October 14, 2024, Advance Agenda items.

**(Council Member Bingle left the meeting at 4:55 p.m. during review of the Advance Agenda items.)**

Emergency Ordinance C36570 (Referred to committee on September 9, 2024, and returned for placement on the October 14, 2024, Agenda) (Council Sponsors: Council Members Cathcart and Bingle)

**Motion** by Council Member Klitzke, seconded by Council Member Cathcart, **to defer** Emergency Ordinance C36570—relating to the siting and operation of city-owned and city-funded facilities—for three weeks, to November 4, 2024, Agenda; **carried 6-0.**

### **Action to Approve October 14, 2024, Advance Agenda, as amended**

Following staff reports and Council inquiry and discussion regarding the October 14, 2024, Advance Agenda items, the City Council took the following action (pursuant to Council Rule 2.1.B):

**Upon 6-0 Voice Vote**, the city Council **approved** the October 14, 2024, Advance Agenda, as amended; **carried 6-0.**

### **Council Recess/Executive Session**

The City Council recessed at 5:08 p.m. No executive session was held. The City Council reconvened at 6:02 p.m. Legislative Session.

## **LEGISLATIVE SESSION**

### **Land Acknowledgement**

Council President Wilkerson started the meeting off by reading the "Land Acknowledgement" (adopted by City Council on March 22, 2021, under Resolution 2021-0019) which appears on page 2 of the agenda.

**(Council Members Klitzke and Navarrete arrived at 6:03 p.m. during the reading of the Land Acknowledgement.)**

**Pledge of Allegiance**

The Pledge of Allegiance was led by the Girl Scouts.

**Girl Scouts – “Day of the Girl”**

Brian Newberry, CEO of the Girl Scouts of Eastern Washington and Northern Idaho, commented on the Girl Scouts and celebrating “Day of the Girl,” which will be Friday, October 11. This the twelfth anniversary of “Day of the Girl,” and it was put in place to celebrate the one billion girls across our globe and to let them know they have voice.

**(Council Member Bingle arrived at 6:07 p.m. during commentary by Mr. Newberry.)**

**POETRY AT THE PODIUM**

Alexander Manzoni read “The Down and Out Spokane Library Patron Celebration.”

**MAYORAL PROCLAMATION**

Month of October 2024 *Pregnancy and Infant Loss Awareness Month in Spokane*

The proclamation was read by Council Member Bingle. No individuals were present to accept the proclamation.

**Roll Call**

On roll call, Council President Wilkerson and Council Members Bingle, Cathcart, Dillon, Klitzke, Navarrete, and Zappone were present.

Giacobbe Byrd, Director-City Council Office; City Council Policy Advisor Chris Wright; and City Clerk Terri Pfister were also present for the meeting.

There were no **Reports from Community Organizations**.

**BOARD AND COMMISSION APPOINTMENTS****Appointments to Transportation Commission (CPR 2024-0029)**

**Upon 5-2 Voice Vote**, the City Council **approved** (and thereby confirmed) the following appointments to the Transportation Commission:

- Appointments of Mike Bjordahl and Rhonda Young as members at large for three-year terms, from October 7, 2024, to October 7, 2027.
- Appointment of Raychel Callary as member with Americans with Disabilities Act expertise for three-year term from October 7, 2024, to October 7, 2027.
- Appointment of Joni Harris as District 1 member for two-year term from October 7, 2024, to October 7, 2026.
- Appointment of Grant Shipley as District 2 member for one-year term from October 7, 2024, to October 7, 2025.
- Appointment of Kaylee Jackman as District 3 member for two-year term from October 7, 2024, to October 7, 2026.
- Appointment of Dylan Jouliot as member with parking system expertise for one-year term from October 7, 2024, to October 7, 2025.

**For further council action on Boards and Commissions Appointments, see section of minutes under 3:30 p.m. Briefing Session.**

**CONSENT AGENDA**

After public testimony and Council commentary, the following actions were taken:

**Upon 5-2 Voice Vote**, the City Council **approved** Staff Recommendation for the following item (taken separately); **carried 5-2**:

Interagency Agreement between the Washington State Administrative Office of the Courts and Spokane Municipal Court for partial funding of costs associated with Community Court—\$282,500. (OPR 2024-0851)

**Upon 7-0 Voice Vote**, the City Council **approved** Staff Recommendations for the following items; **carried 7-0**:

Interagency Agreements between the Washington State Administrative Office of the Courts and Spokane Municipal Court for partial funding of costs associated with the following Therapeutic Courts:

- a. See above action (OPR 2024-0851) - taken separately.
- b. Drug Court—\$86,000. (OPR 2024-0852)

- c. DUI Court—\$76,350. (OPR 2024-0853)
- d. Domestic Violence Intervention Treatment Court—\$251,550. (OPR 2024-0854)
- e. Veterans Court—\$16,400. (OPR 2024-0855)

(Council Sponsors: Council Members Dillon, Cathcart, and Navarrete)

Funding from the Office of Justice Programs (OJP) for Spokane Municipal Court to support the creation and implementation of a Drug Court and to support an expansion to Community Court from October 1, 2024, through September 30, 2028—\$982,000. (OPR 2024-0856) (Relates to Special Budget Ordinance C36583) (Council Sponsors: Council Members Dillon, Cathcart, and Navarrete)

Funding from the Washington Traffic Safety Commission for Spokane Municipal Court to support the DUI Court program from October 1, 2024, through September 30, 2025—\$180,000. (OPR 2024-0857) (Relates to Special Budget Ordinance C36584) (Council Sponsors: Council Members Dillon, Cathcart, and Navarrete)

Outside Special Counsel Contract Amendments with:

- a. Michael E. McFarland, Carl P. Warring, Evans, Craven & Lackie (Spokane) in the legal matter of Tripp v. City of Spokane—additional \$50,000. Total contract amount: \$100,000. (OPR 2023-0691)
- b. Zach Pekelis of Pacifica Law Group (Seattle, WA) in the legal matter of John Sean Feucht v. City of Spokane, et al—additional \$50,000. Total contract amount: \$100,000. (OPR 2024-0106)

(Council Sponsors: Council President Wilkerson and Council Members Cathcart and Zappone)

Contract with Systems & Software, Inc. (Winooski, VT) for utility billing software (enQuesta), maintenance, and support from November 1, 2024, through October 31, 2025—\$246,179.30 (incl. tax). (OPR 2024-0858 / RFP 4480-18) (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Zappone)

Public Works agreement with Bozco Construction, LLC (Mead, WA) for window replacement for the Spokane Water Department from September 16, 2024, through September 30, 2025—\$252,880 (plus tax and including a 10% administrative reserve). (OPR 2024-0859 / PW ITB 6178-24) (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Zappone)

Public Works agreement with Cascade Industrial Services, LLC (Rathdrum, ID) for Facilities parking enforcement building concrete repairs from October 14, 2024, through June 30, 2025—\$79,173 (which includes \$5,198 administrative reserve and \$22,000 additional spending authority) (plus applicable tax). (OPR 2024-0860 / RFB 24-016) (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Zappone)

Consultant Agreement with General Code, LLC (Rochester, NY) for the Spokane Municipal Code recodification project from October 1, 2024, through September 30, 2026—\$55,450 (plus tax, if applicable). (OPR 2024-0861 / IRFP 6094-24) (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Zappone)

Contract Amendment and Extension with Davies Claims Solutions (Irving, TX) for claims management services from November 1, 2024, through October 31, 2027—\$265,000 for the first year, \$275,600 for the second year, and \$286,624 for the third year. (OPR 2013-0681) (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Zappone)

Report of the Mayor of pending:

- a. Claims and payments of previously approved obligations, including those of Parks and Library, through September 27, 2024, total \$10,542,373.88 (Check Nos.: 605933-606102; Credit Card Nos.: 000695-000732; ACH Payment Nos.: 133640-133881), with Parks and Library claims approved by their respective boards. Warrants excluding Parks and Library total \$9,753,282.24. (CPR 2024-0003)
- b. Payroll claims of previously approved obligations through September 28, 2024: \$9,384,677.06 (Check Nos.: 574559-574681). (CPR 2024-0003)

## LEGISLATIVE AGENDA

### SPECIAL BUDGET ORDINANCES

**Special Budget Ordinance C36583 (Relates to OPR 2024-0856) (Council Sponsors: Council President Wilkerson and Council Members Dillon and Cathcart)**

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

**Upon 7-0 Roll Call Vote**, the City Council **passed Special Budget Ordinance C36583** amending Ordinance No. C36467 passed by the City Council November 27, 2023, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2024, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2024, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

Miscellaneous Grants Fund

- 1) Increase revenue by \$982,000.
  - A) Of the increased revenue, \$982,000 is provided by the Office of Justice Programs for the Drug Court and Community Court in the Municipal Court department.
- 2) Increase appropriation by \$982,000.
  - A) Of the increased appropriation, \$860,000 is provided solely for professional services.
  - B) Of the increased appropriation, \$55,800 is provided solely for travel.
  - C) Of the increased appropriation, \$40,000 is provided solely for security services.
  - D) Of the increased appropriation, \$26,200 is provided solely for transportation services.

(This action arises from the need to accept the Office of Justice Programs Drug Court and Community Court expansion grant.)

**Ayes:** Bingle, Cathcart, Dillon, Klitzke, Navarrete, Wilkerson, and Zappone  
**Nos:** None  
**Abstain:** None  
**Absent:** None

**Special Budget Ordinance C36584 (Relates to OPR 2024-0857) (Council Sponsors: Council President Wilkerson and Council Members Dillon and Cathcart)**

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

**Upon 7-0 Roll Call Vote**, the City Council **passed Special Budget Ordinance C36584** amending Ordinance No. C36467 passed by the City Council November 27, 2023, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2024, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2024, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

Miscellaneous Grants Fund

- 1) Increase revenue by \$180,000.
  - A) Of the increased revenue, \$180,000 is provided by the Washington Traffic Safety Commission for the DUI Court in the Municipal Court department.
- 2) Increase appropriation by \$180,000.
  - A) Of the increased appropriation, \$180,000 is provided solely for professional services.

(This action arises from the need to accept the Washington Traffic Safety Commission DUI Court grant.)

**Ayes:** Bingle, Cathcart, Dillon, Klitzke, Navarrete, Wilkerson, and Zappone  
**Nos:** None  
**Abstain:** None  
**Absent:** None

**Special Budget Ordinance C36585 (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Zappone)**

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

**Upon 7-0 Roll Call Vote**, the City Council **passed Special Budget Ordinance C36585** amending Ordinance No. C36467 passed by the City Council November 27, 2023, and entitled, "An Ordinance adopting the Annual Budget of the City of Spokane for 2024, making appropriations to the various funds of the City of Spokane government for the fiscal year ending December 31, 2024, and providing it shall take effect immediately upon passage," and declaring an emergency and appropriating funds in:

Various Funds to make grade and associated pay range changes for various positions (for the third quarter of 2024, as more specifically described in the ordinance).

(This action arises from the need to adjust pay ranges to align with salary analysis.)

**Ayes:** Bingle, Cathcart, Dillon, Klitzke, Navarrete, Wilkerson, and Zappone  
**Nos:** None  
**Abstain:** None  
**Absent:** None

**EMERGENCY ORDINANCES****Emergency Ordinance C36591 (As amended during the 3:30 p.m. Briefing Session) (Council Sponsors: Council Members Dillon, Cathcart, and Navarrete)**

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

**Upon 5-2 Roll Call Vote**, the City Council **passed Emergency Ordinance C36591**, as amended, establishing the Community Safety Fund and setting the expiration date of the additional sales and use tax authorized by RCW 82.14.450; adopting section 07.08.160 to chapter 07.08 of the Spokane Municipal Code.

**Ayes:** Dillon, Klitzke, Navarrete, Zappone, and Wilkerson  
**Nos:** Bingle and Cathcart  
**Abstain:** None  
**Absent:** None

**RESOLUTIONS****Resolution 2024-0092 (Council Sponsors: Council President Wilkerson and Council Members Cathcart and Zappone)**

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

**Upon 6-1 Roll Call Vote**, the City Council **adopted Resolution 2024-0092** approving the partnership between the City of Spokane and Gonzaga University to apply for a Department of Ecology Air Quality grant.

**Ayes:** Cathcart, Dillon, Klitzke, Navarrete, Zappone, and Wilkerson  
**Nos:** Bingle  
**Abstain:** None  
**Absent:** None

**FINAL READING ORDINANCES****Final Reading Ordinance C36580 (Council Sponsors: Council President Wilkerson and Council Members Bingle and Klitzke)**

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

**Upon 7-0 Roll Call Vote**, the City Council **passed Final Reading Ordinance C36580** relating to Noise Control; amending SMC section 10.70.120 to chapter 10.70 of the Spokane Municipal Code; and setting an effective date.

**Ayes:** Bingle, Cathcart, Dillon, Klitzke, Navarrete, Wilkerson, and Zappone  
**Nos:** None  
**Abstain:** None  
**Absent:** None

**Final Reading Ordinance C36581 (Council Sponsors: Council President Wilkerson and Council Members Bingle and Klitzke)**

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

**Upon 7-0 Roll Call Vote**, the City Council **passed Final Reading Ordinance C36581** relating to the use of composted materials in City of Spokane projects; adopting a new section 7.06.221 to Chapter 07.06 of the Spokane Municipal Code.

**Ayes:** Bingle, Cathcart, Dillon, Klitzke, Navarrete, Wilkerson, and Zappone  
**Nos:** None  
**Abstain:** None  
**Absent:** None

**Final Reading Ordinance C36582 (As amended during the September 30, 2024, 3:30 p.m. Briefing Session) (Council Sponsors: Council President Wilkerson and Council Member Zappone)**

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

**Upon 7-0 Roll Call Vote**, the City Council **passed Final Reading Ordinance C36582**, as amended, relating to commercial truck traffic on Nebraska Avenue and amending Section 12.08.010 of the of the Spokane Municipal Code.

**Ayes:** Bingle, Cathcart, Dillon, Klitzke, Navarrete, Wilkerson, and Zappone  
**Nos:** None  
**Abstain:** None  
**Absent:** None

### FIRST READING ORDINANCES

The following Ordinances were read for the first time, with further action deferred. Public testimony was received on the First Reading Ordinance.

**ORD C36576** Streamlining rental registration requirements; amending sections 10.57.020, and 10.57.040 of the Spokane Municipal Code. (Deferred from September 23, 2024, Advance Agenda during the September 16, 2024, 3:30 p.m. Briefing Session) (Council Sponsors: Council Members Dillon, Klitzke, and Zappone)

**ORD C36586** Relating to the annual rates for the Sewer utility and services, amending SMC sections 13.03.1004, 13.03.1008, 13.03.1010, 13.03.1011, 13.03.1012, 13.03.1018, 13.03.1020, and 13.03.1022; to chapter 13.03 of the Spokane Municipal Code; repealing 13.03.1006; and setting an effective date. (Council Sponsors: Council President Wilkerson and Council Member Klitzke)

**ORD C36587** Relating to the annual rates for the Water utility and services, amending SMC sections 13.04.2002, 13.04.2004, 13.04.2005, 13.04.2008, 13.04.2010, 13.04.2012, 13.04.2014, 13.04.2015, 13.04.2016, 13.04.20161, and 13.04.2025; to chapter 13.04 of the Spokane Municipal Code; and setting an effective date. (Council Sponsors: Council President Wilkerson and Council Member Klitzke)

**ORD C36588** Relating to the annual rates of Water-Wastewater public utilities and services, amending SMC sections 13.035.500; to chapter 13.035 of the Spokane Municipal Code; and setting an effective date. (Council Sponsors: Council President Wilkerson and Council Member Klitzke)

**ORD C36589** Relating to the rates of Solid Waste Collection public utilities and services, amending SMC sections 13.02.0106, 13.02.0112, 13.02.0114, 13.02.0125, 13.02.0130, 13.02.0202, 13.02.0204, 13.02.0224, 13.02.0232, 13.02.0238, 13.02.0244, 13.02.0300, 13.02.0304, 13.02.0306, 13.02.0310, 13.02.0314, 13.02.0316, 13.02.0318, 13.02.0324, 13.02.0330, 13.02.0332, 13.02.0334, 13.02.0340, 13.02.0342, 13.02.0344, 13.02.0352, 13.02.0354, 13.02.0358, 13.02.0360, 13.02.0364, 13.02.0366, 13.02.0402, 13.02.0406, 13.02.0408, 13.02.0410, 13.02.0502, 13.02.0504, 13.02.0506, 13.02.0508, 13.02.0510, 13.02.0512, 13.02.0514, 13.02.0518, 13.02.0520, 13.02.0522, 13.02.0528, 13.02.0550, 13.02.0552, 13.02.0554, 13.02.0560, 13.02.0561, 13.02.0562, 13.02.0563, and 13.02.0568; to Chapter 13.02 of the Spokane Municipal Code; and setting an effective date. (Council Sponsors: Council President Wilkerson and Council Member Klitzke)

**ORD C36590** Relating to customer credit rate ordinance, amending SMC section 13.11.030; and SMC 13.035.700 of the Spokane Municipal Code; and setting an effective date. (Council Sponsors: Council President Wilkerson and Council Member Klitzke)

**For Council action on First Reading Ordinance C36591, see sections of minutes under 3:30 p.m. Briefing Session and Emergency Ordinances.**

There were no **Special Considerations**.

There were no **Hearings**.

[The City Clerk left the meeting at 7:30 p.m. (pursuant to Council Rule 2.2.A). Open Forum speaker information and motion of adjournment and adjournment time were provided by Council Director Giacobbe Byrd for the minutes.]

### OPEN FORUM

Council President Wilkerson reviewed the rules of decorum for open forum. The following individual(s) spoke during the Open Forum:

- John Alder
- Will Hulings
- Jenelle Simpson
- Terry Hill



- Chesed Johnson
- Justin Haller
- Larry Andrews
- Jack Talcott
- Sunshine Wigen
- Chris Vwall
- Earl Moore

## ADJOURNMENT

**Motion** by Council Member Dillon, seconded by Council Member Klitzke, **to adjourn; carried 6-1** (Bingle against).

There being no further business to come before the City Council, the meeting adjourned at 7:53 p.m.

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**STANDING COMMITTEE MINUTES**  
**City of Spokane**  
**Finance and Administration Committee**  
**City Council Chambers**  
**August 26, 2024**

**Call to Order:** 1:15PM

Recording of the meeting may be viewed here: <https://vimeo.com/1002942998>

### Attendance

Committee Members Present:

Council Member Michael Cathcart (Chair), Council President Betsy Wilkerson, Council Member Paul Dillon (arrived 1:20PM), Council Member Kitty Klitzke, Council Member Lili Navarrete

Absent: Council Member Zack Zappone, Council Member Jonathan Bingle

### Approval of Minutes

- ◇ No action taken

### Agenda Items

#### Discussion items

1. Broadlinc PDA Update
  - ◇ Action taken  
Presentation and Discussion only.
2. West Plains PDA Update
  - ◇ Action taken  
Presentation and Discussion only.
3. Numerica Update
  - ◇ Action taken  
Presentation and Discussion only.
4. Sole Source Resolution for Spokane C.O.P.S.
  - ◇ Action taken  
Discussion and approval to forward to Council for consideration. Sponsors: Cathcart, Bingle
5. Siting of City-Funded Support Facilities
  - ◇ Action taken  
Discussion and approval to forward to Council for consideration. Sponsors: Cathcart, Bingle
6. Funding Recommendations from TACI
  - ◇ Action taken  
Discussion and approval to forward to Council for consideration. Sponsors: Zappone, Wilkerson
7. Downtown Spokane Partnership Contract Amendment
  - ◇ Action taken  
Discussion and approval to forward to Council for consideration. Sponsors: Cathcart, Wilkerson, Zappone
8. Multicultural Centers Grant Awards
  - ◇ Action taken

Discussion and approval to forward to Council for consideration. Sponsors: Cathcart, Wilkerson, Zappone

9. Public Records Request Performance Audit Update

◇ Action taken

Information sharing and discussion only.

10. Special Budget Ordinance SSP Termination Pay

◇ Action taken

Discussion and approval to forward to Council for consideration. Sponsors: Cathcart, Wilkerson, Zappone

11. Boards, Commission, and Initiatives Update

◇ Action taken

Information sharing and discussion only.

Consent items

1. Facilities West Central Community Center Window Replacement (Facilities Management)
2. Value Blanket Contract With Titan Truck (Fleet Services)
3. Contract With Hotsy Of Spokane For Wash Site Maint. (Fleet Services)
4. Outside Counsel Contract Amendment (City Attorney)
5. Commercial Driver's License Training Provider Services Master
6. Contract (Risk Management)
7. Assetworks, Inc. - M5 Annual Maintenance & Hosting (Information Technology)
8. DSC Fee Study - Additional Funds (Development Services Center)
9. Compunet Value Blanket Increase (2024-2025) (Information Technology)
10. Ksps Peg Reimbursement Contract (Communications & Marketing)
11. City Wide Office Supply Delivery Service (Contracts & Purchasing)
12. Facilities West Central Community Center Wall Construction & Door Ins (Facilities Management)

**Executive session**

None.

**Adjournment**

The meeting adjourned at 2:58PM

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**STANDING COMMITTEE MINUTES  
City of Spokane  
Finance and Administration Committee  
City Council Chambers  
September 23, 2024**

**Call to Order:** 1:15PM

Recording of the meeting may be viewed here: <https://vimeo.com/1012190078>

**Attendance**

Committee Members Present:

Council Member Michael Cathcart (Chair), Council President Wilkerson, Council Member Zack Zappone, Council Member Bingle, Council Member Paul Dillon, Council Member Kitty Klitzke, Council Member Lili Navarrete

**Approval of Minutes**

◇ No action taken

**Agenda Items**

Discussion items

1. Northeast Public Development Authority Update

◇ Action taken

Presentation and Discussion only.

2. Air Quality Community Grant
  - ◇ Action taken  
Presentation and Discussion only.
3. Siting of City-Funded Support Facilities
  - ◇ Action taken  
Discussion and approval to forward to Council for consideration. Sponsors: Cathcart, Bingle
4. Sales-Tax Sunset Clause Resolution
  - ◇ Action taken  
Discussion and approval to forward to Council for consideration. Sponsors: Bingle, Cathcart
5. 2024 Budget Update – City Council
  - ◇ Action taken  
Presentation and Discussion only.
6. 2024 Budget Update - Administration
  - ◇ Action taken  
Presentation and Discussion only.
7. City Council Budget Principles
  - ◇ Action taken  
Presentation and Discussion only.
8. Q3 2024 Quarterly Range Changes
  - ◇ Action taken  
Discussion and approval to forward to Council for consideration. Sponsors: Cathcart, Wilkerson, Zappone
9. Barring Non-Local Truck Traffic on a Portion of Nebraska Ave
  - ◇ Action taken  
Discussion and approval to forward to Council for consideration. Sponsors: Zappone
10. Boards, Committees and Commission Updates
  - ◇ Action taken  
Information sharing and discussion only.

#### Consent items

1. Facilities Parking Enforce Park Bay Spalled Concrete Repair (Facilities Management)
2. Facilities Water Department Meter Shop Window Replacement (Facilities Management)
3. Contract Renewal With Davies Claims Solutions (Risk Management)
4. Joint Resolution Authorizing Airport Property Acquisition (City Council)
5. Joint Resolution Authorizing Airport Property Sale (City Council)
6. Approval Of Contract With General Code Llc For \$55,450 - (Mayor)
7. Vrip Contract Agreement (Finance, Treasury & Admin)
8. Outside Counsel Contract Amendment (City Attorney)
9. Outside Counsel Contract Amendment (City Attorney)
10. 2025 Capital Improvement Program (Cip) Ordinance (Finance, Treasury & Admin)
11. Set Revenue Hearing (Finance, Treasury & Admin)
12. Property Tax Ordinance (Finance, Treasury & Admin)
13. Set Cip Hearing (Finance, Treasury & Admin)
14. Set Budget Hearings (Finance, Treasury & Admin)
15. Systems & Software (Enquesta) Utility Billing Annual Software Maintena (Information Technology)

#### Executive session

None.

#### Adjournment

The meeting adjourned at 2:48PM

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**MEETING MINUTES**  
**City of Spokane**  
**City Council Study Session**  
**Council Chambers, City Hall (808 W Spokane Falls Blvd)**  
**October 3, 2024**

**Meeting Recording:** <https://vimeo.com/101583374>

**Call to Order:** 11:02 a.m.

**Attendance:**

Committee Members Present: Council President Wilkerson, Council Members Zappone (arrived at 11:08 a.m. and left at 12:02 p.m.), Cathcart, Bingle, Dillon, Navarrete, and Klitzke

Council Members Absent: none

**Agenda Items:**

- Washington Department of Transportation Update on the North Spokane Corridor Project - Char Kay, Shauna Harshman, and Terrence Lynch (45 min)
- Waste to Energy Plant Update - Marlene Feist and Chris Averyt (45 minutes)

**Executive Session:**

None

**Adjournment:**

The meeting adjourned at 12:30 p.m.

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**MEETING MINUTES**  
**City Council-Mayor Joint Special Meeting to Discuss Budget**  
**(held in a study session format)**  
**Council Briefing Center**  
**October 10, 2024**

**Meeting Recording:** <https://vimeo.com/101842517>

**Call to Order:** 11:01 a.m.

**Attendance:**

Council Members Present: Council President Wilkerson, Council Members Zappone, Cathcart, Bingle, Navarrete, Klitzke, and Dillon.

Council Members Absent: none

**Agenda Items:**

- 2025 Budget Update and status
  - ◊ SSP Update o Update on Identified efficiencies
  - ◊ Overview of Biennium Budget effects (2025/2026)

**Executive Session:**

None

**Adjournment:**

The meeting adjourned at 11:37 a.m.

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**STANDING COMMITTEE MINUTES**  
**Urban Experience Committee**  
**City Council Chambers**  
**October 14, 2024**

**Call to Order:** 1:15 PM

Recording of the meeting may be viewed here: <https://vimeo.com/101959981>

**Attendance**

Committee Members Present:

Council Member Michael Cathcart (left at 2:45), Council President Betsy Wilkerson, Council Member Kitty Klitzke, Council Member Lili Navarrete, Council Member Zack Zappone, Council Member Jonathan Bingle (virtual).

**Agenda Items:**

**Discussion**

1. 4700 - MONTHLY PERMIT REPORT - TAMI PALMQUIST (10 minutes)
2. 0450- COMMUNITY CENTER CONTRACT RENEWAL - SARA CLEMENTSSAMPSON (10 minutes)
3. 4700 - SBO - DSC POSITIONS - TAMI PALMQUIST (5 minutes)
4. 0650 - SB 5290 LAND USE APPLICATION CODE UPDATES - JACKIE CHURCHILL (10 minutes)
5. 0320 - ARPA REALLOCATION - MICHELLE MURRAY (15 minutes)
6. 0320- REPEAL OF ADU PERMIT FEE WAIVERS - GIACOBBE BYRD (5 minutes)
7. 0650 - RESOLUTION TO INITIATE 5TH AVENUE SUBAREA PLANNING - SPENCER GARDNER (5 minutes)
8. 0470 – ECCC NOMINATION TO THE REGISTER OF HISTORIC - MEGAN DUVALL (5 minutes)
9. 0650 - CENTERS AND CORRIDORS UPDATE STUDY - COLIN QUINN-HURST (10 minutes)
10. 0450 - ALTERING COUNCIL MEMBERSHIP ON CHHS BOARD - MELISSA MORRISON (5 minutes)
11. PRESENTATION ON COST-EFFICIENT DESIGN AND CONSTRUCTION FOR AFFORDABLE HOUSING - MIKE STEFFEN (15 minutes)
12. 0320 - RESOLUTION OPPOSING BALLOT INITIATIVE 2117 - JACKSON DEESE (10 minutes)

**Consent**

1. 4700 - VACATION OF THE ALLEY BETWEEN 2ND AND 3RD FROM POST TO WALL (HEARING ASK) (DEVELOPMENT SERVICES CENTER)
2. 4700 – VACATION OF THE ALLEY BETWEEN 2ND AVE & 3RD AVE, FROM POST TO WALL (HEARING SETTING) (DEVELOPMENT SERVICES CENTER)
3. 1680- CHHS ACCPETANCE OF PY 2024 FORMULA GRANTS- CDBG (COMMUNITY, HOUSING & HUMAN SERVICES)
4. 0650 - PERIODIC UPDATE TO COMP PLAN 2026 – ACCEPTANCE OF WA COMMERCE GRANT (PLANNING & ECONOMIC DEVELOPMENT)
5. 0650 -PERIODIC UPDATE TO COMP PLAN 2026 – RESOLUTION AND PUBLIC PARTICIPATION PLAN (PLANNING & ECONOMIC DEVELOPMENT)
6. 0650 - PERIODIC UPDATE TO COMP PLAN 2026 – CONTRACT FOR CONSULTANT SERVICES WITH BERK (PLANNING & ECONOMIC DEVELOPMENT)
7. 0650 – MULTI-FAMILY TAX EXEMPTION (MFTE) CONDITIONAL AGREEMENT (PLANNING & ECONOMIC DEVELOPMENT)
8. 0650 - 2025 SPECIAL ASSESSMENT HEARING FOR EAST SPRAGUE PBA (PLANNING & ECONOMIC DEVELOPMENT)
9. 0650 - 2025 SPECIAL ASSESSMENT HEARING FOR DOWNTOWN PBA (PLANNING & ECONOMIC DEVELOPMENT)
10. 0650 - SEVA WORKSHOP LLC CONTRACT FOR 5TH AVENUE SUBAREA PLAN (PLANNING & ECONOMIC DEVELOPMENT)
11. 0650 - KENDALL YARDS 7TH ADDITION—PURCHASE & SALE AGREEMENT (PLANNING & ECONOMIC DEVELOPMENT)

**Executive session**

None.

**Adjournment**

The meeting adjourned at 3:07 PM

# Hearing Notices

**NOTICE OF PUBLIC HEARING  
SB5290 Land Use Application Procedures Code Updates  
PROPOSED ORDINANCE C36596**

The City of Spokane City Council will hold a Public Hearing in a hybrid format Monday, November 4, 2024 beginning at 6 p.m. in the Council Chambers, Lower Level of City Hall, 808 West Spokane Falls Blvd. and virtually, to receive public testimony regarding proposed amendments to Section 17A.020.030 "C" Definitions, Section 17A.020.200 "T" Definitions, Section 17E.020.080 Application Submittal Requirements, Section 17E.030.060 Establishment of Development Permit, Section 17E.040.080 Application Submittal Requirements, Section 17E.070.080 Application Submittal Requirements, Section 17G.061.110 Application Requirements, Section 17G.061.120 Determination of a Complete Application, Section 17G.061.130 Application Time Limits, Section 17G.061.150 Modification of Applications and Permits, Section 17G.080.040 Short Subdivisions, Section 17G.080.060 Binding Site Plan. Information about the City Council agenda and how to join the meeting and testify is available on the City's website:

<https://my.spokanecity.org/citycouncil/meetings/>.

Public testimony on these amendments will be taken at the hearing and will be made part of the record. Written comments and oral testimony at the public hearing will be made part of the public record.

**Only the applicant, persons submitting written comments, and persons testifying at the hearing may appeal the decision.** Any person may submit written comments, appear at the public hearing, or request additional information by contacting: Planning and Development Services Dept., 808 W. Spokane Falls Blvd., Spokane, WA, 99201-3329.

**Any person may submit written comments on the proposed action or call for additional information:**

City of Spokane, Planning Services and Economic Development  
Jackie Churchill, Planner I  
808 W. Spokane Falls Blvd., Spokane, WA 99201  
(509) 625-6986; [jchurchill@spokanecity.org](mailto:jchurchill@spokanecity.org)

**Description of the proposal:** An Ordinance amending Title 17 of the Spokane Municipal Code to update land use application procedures which clarify, expedite, and consolidate the land use permitting process in accordance with Senate Bill 5290. Specifically amending Section 17A.020.030 "C" Definitions, Section 17A.020.200 "T" Definitions, Section 17E.020.080 Application Submittal Requirements, Section 17E.030.060 Establishment of Development Permit, Section 17E.040.080 Application Submittal Requirements, Section 17E.070.080 Application Submittal Requirements, Section 17G.061.110 Application Requirements, Section 17G.061.120 Determination of a Complete Application, Section 17G.061.130 Application Time Limits, Section 17G.061.150 Modification of Applications and Permits, Section 17G.080.040 Short Subdivisions, Section 17G.080.060 Binding Site Plan, setting an effective date, and other matters properly related thereto.

**Location:** Citywide

**SEPA:** a SEPA Categorical Exemption WAC 197-11-800(19) applies to SMC Section 17A.020.030 "C" Definitions, Section 17A.020.200 "T" Definitions, Section 17E.020.080 Application Submittal Requirements, Section 17E.030.060 Establishment of Development Permit, Section 17E.040.080 Application Submittal Requirements, Section 17E.070.080 Application Submittal Requirements, Section 17G.061.110 Application Requirements, Section 17G.061.120 Determination of a Complete Application, Section 17G.061.130 Application Time Limits, Section 17G.061.150 Modification of Applications and Permits, Section 17G.080.040 Short Subdivisions, Section 17G.080.060 Binding Site Plan

**How to Attend the Meeting:** The Public can attend the meeting in-person in the City Council Chambers at 808 W Spokane Falls Blvd. People may also attend online via Webex or call in by phone to hear and testify. Access the meeting link and call-in information at the agenda posted in advance on the City Council's webpage:

<https://my.spokanecity.org/citycouncil/meetings/>.

**AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION:** The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. The Spokane City Council Chamber in the lower level of Spokane City Hall, 808 W. Spokane Falls Blvd., is wheelchair accessible and is equipped with an infrared assistive listening system for persons with hearing loss. Headsets may be checked out (upon presentation of picture I.D.) at the City Cable 5 Production Booth located on the First Floor of the Municipal Building, directly above the Chase Gallery or through the meeting organizer. Individuals requesting reasonable accommodations or further information may call, write, or email Risk Management at 509.625.6221, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or [mLOWmaster@spokanecity.org](mailto:mLOWmaster@spokanecity.org). Persons who are deaf or hard of hearing may contact Risk Management through the Washington Relay Service at 7-1-1. Please contact us forty-eight (48) hours before the meeting date.

# General Notices

## ORDER OF FORFEITURE: NO CLAIM

In a seizure conducted by the Spokane Police Department in the State of Washington for the county of Spokane. Report No.: 2024-20067058; Date of Seizure: 4/30/2024; Seizure No.: 24-026; Deadline to Make a Claim: 9/16/2024. The seizing agency, Spokane Police Department (SPD), to the said potentially interested party, Justin M. Ramirez:

The Spokane Police Department seized the property listed below as it was used to facilitate the sale of controlled substances or it was proceeds acquired in whole or in part from the sale or series of sales of controlled substances in violation of RCW 69.50, RCW 69.41 or RCW 69.52. These items are subject to forfeiture and no property rights exist in them.

A Notice of Seizure and Intended Forfeiture "Notice" was mailed to Justin M. Ramirez at the address listed with the Washington State Department of Licensing for vehicle registrations and other addresses within fifteen days following the date of seizure pursuant to RCW 69.50.505(3). After the mailings were returned, the Notice was published in the City of Spokane Gazette for six consecutive weeks commencing on July 17, 2024.

"Failure of a party to file an application for an adjudicative proceeding within the time limit or limits established by statute or agency rule constitutes a default and results in the loss of that party's right to an adjudicative proceeding, and the agency may proceed to resolve the case without further notice to, or hearing for the benefit of, that party, except that any default or other dispositive order affecting that party shall be served upon him or her or upon his or her attorney, if any." RCW 34.05.440

The above named recipient failed to file an application for an adjudicative proceeding within the time limit. This constitutes a default and results in the loss of the above named recipient's right to an adjudicative hearing. RCW 69.50.505(4). As a result, the Spokane Police Department has now resolved this seizure as a default and the item listed below is hereby forfeited to the Spokane Police Department.

### THE FOLLOWING PROPERTY HAS BEEN FORFEITED:

Item 3 2003 BMW 325, WA CME0088, VIN WBAEU33403PM56020

Item 11 \$3,845.00 in U.S. Currency

### AVAILABLE PROCEDURES AND TIME LIMITS FOR SEEKING RECONSIDERATION OR OTHER RELIEF

The above-named recipient is entitled to seek reconsideration or other administrative relief pursuant to RCW 34.05. "Within seven days after service of a default order ... the party against whom it was entered may file a written motion requesting that the order be vacated, and stating the grounds relied upon." See RCW 34.05.440(3). "Within ten days of the service of a final order, any party may file a petition for reconsideration, stating the specific grounds upon which relief is requested." See RCW 34.05.470(1). Any motion to vacate or petition for reconsideration must be served upon the Spokane Police Department, Civil Enforcement Unit, 1100 West Mallon Avenue, Spokane, WA 99260. "A petition for judicial review of an order shall be filed with the court and served on the agency, the office of the attorney general, and all parties of record within thirty days after service of the final order." See RCW 34.05.542(1).

Publish: October 2, 9, 16, 30, and November 6, 2024.

Lt. Rob Boothe #409  
Spokane Police Department  
1100 W. Mallon Ave  
Spokane, WA 99260

**NOTICE OF ELECTION TO BE HELD****NOVEMBER 5, 2024****PROPOSITION NO. 1****RESOLUTION NO. 2024 - 0067**

A RESOLUTION PROVIDING FOR THE SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY OF SPOKANE AT AN ELECTION TO BE HELD ON NOVEMBER 5, 2024 OF A PROPOSITION AUTHORIZING AN INCREASE TO THE SALES AND USE TAX IN SPOKANE OF ONE-TENTH OF ONE PERCENT (0.1%) ON THE SELLING PRICE OR VALUE OF AN ARTICLE TO FUND ENHANCED COMMUNITY SAFETY PERMITTED IN RCW 82.14.450; SETTING FORTH THE TEXT OF THE BALLOT PROPOSITION; DIRECTING PROPER CITY OFFICIALS TO TAKE NECESSARY ACTIONS; AND PROVIDING FOR OTHER PROPERLY RELATED MATTERS.

WHEREAS, the City of Spokane, Washington ("City") is a first-class city duly organized and existing by virtue of the Constitution and laws of the state of Washington and its city charter; and

WHEREAS, the City has authority pursuant to RCW 82.14.450 to enact 1/10 of 1% sales tax to be approved by the electorate of the City, subject to applicable limitations as required by law; and

WHEREAS, the City Council and the Mayor desire to increase funding for community safety operations by submitting to the voters a proposition to increase the sales and use tax by 1/10 of 1% as permitted by state law to raise approximately \$6,500,000 for the City per year; and

WHEREAS, the revenue from the 1/10<sup>th</sup> of 1% sales and use tax will be used for enhanced community safety purposes and other public safety functions such as operations and other enhancements for the Spokane Fire Department, Spokane Police Departments, Municipal Court, and the Office of the Police Ombudsman; and

WHEREAS, pursuant to Section 84 of the City Charter, the City Council of its motion may submit to popular vote for adoption or rejection at any election any proposed ordinance or measure.

NOW, THEREFORE, be it resolved by the City Council of the City of Spokane as follows:

Section 1. Purpose of Ballot Proposition. The City Council determines it to be in the public interest to fund enhanced community safety purposes and other public safety functions such as operations and other enhancements for the Spokane Fire Department, Spokane Police Departments, Municipal Court, and Office of the Police Ombudsman beginning as soon as practicable but no later than January of 2025.

The amounts collected pursuant to the sales tax increase authorized shall be used solely for the enhancement of community safety and other public safety purposes, which may include any additional purposes authorized by RCW 82.14.450; provided, however, that at least one-third (1/3) of all money received shall be used for criminal justice purposes. The Council reserves the right, in accordance with its biennial budget process, to determine the levels of service to be provided as permitted under applicable state law and within the available revenues collected from this increase. If revenues are sufficient, the Council reserves the right to use such additional funds to contract for, or pay personnel and related costs for recruiting, hiring, training, equipping and employing additional personnel in other capacities authorized by RCW 82.14.450.

Section 2. Calling of Election. It is hereby found that the best interests of the citizens of the City of Spokane require the submission to the qualified electors of Spokane for approval or rejection at the election to be held on November 5, 2024 of a proposition authorizing an additional sales and use tax of one-tenth of one percent (0.1%) on the selling price in the case of a sales tax or the value of the article used in the case of a use tax pursuant RCW 82.14.450 (2)(a). Spokane County Elections, as ex officio supervisor of elections in the City, is hereby requested to submit to the qualified electors of Spokane the proposition hereinafter set forth.

Section 3. The following proposition shall be submitted in the following form:

CITY OF SPOKANE

PROPOSITION NO. 1

ADDITIONAL SALES AND USE TAX FOR ENHANCED COMMUNITY SAFETY PURPOSES



The Spokane City Council adopted Resolution No. 2024-0067 concerning a proposition for funding enhanced community safety and other public safety operations such as the Spokane Fire Department, Spokane Police Department, Municipal Court, and Office of the Police Ombudsman. If approved, this proposition would increase the sales and use tax rate by one-tenth of one percent (0.1%) to provide ongoing funding for community safety, criminal justice and law enforcement purposes permitted under RCW 82.14.450.

SHOULD THIS PROPOSITION BE APPROVED?

YES

NO

Section 4. The Spokane County Auditor is hereby requested pursuant to RCW 29A.04.330 to hold a special election on November 5, 2024, in conjunction with the scheduled general election for the purpose of submitting to the voters of the City of Spokane for the approval or rejection a proposition to increase the sales and uses tax in the City of Spokane of one-tenth of one percent (0.1%) on the selling price in the case of a sales tax or the value of the article used in the case of a use tax to fund enhanced criminal justice and law enforcement purposes pursuant to RCW 82.14.450.

Section 5. The City Clerk of the City of Spokane is hereby authorized and directed to deliver a certified copy of this resolution to the Spokane County Auditor, as *ex officio* Supervisor of Elections for the City, no later than August 6, 2024.

Section 6. If any one or more of the provisions of this resolution shall be declared by any court of competent jurisdiction to be unconstitutional or invalid for any reason, then such provision shall be null and void, and shall be deemed separable from the remaining provisions of this resolution, and shall in no way affect the validity of the other provisions of this resolution.

Section 7. The City Attorney is authorized to make such minor adjustments to the wording of the proposition as may be necessary to effectuate the intent of the resolution or upon recommendation of the Spokane County Auditor, as long as the intent of the proposition remains clear and consistent with the intent of this resolution as approved by the City Council.

Section 8. This resolution shall take effect and be in full force immediately upon its passage.

ADOPTED by the City Council on July 22, 2024.

Publish: October 23 and 30, 2024

# 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. C36571

AN ORDINANCE GRANTING TO BNSF RAILWAY COMPANY, A DELAWARE CORPORATION, A FRANCHISE AGREEMENT FOR THE RIGHT TO CONSTRUCT, MAINTAIN, AND OPERATE A RAILWAY WITHIN CERTAIN DESCRIBED LIMITS OF THE CITY OF SPOKANE FOR A PERIOD OF TWENTY-FIVE (25) YEARS.

WHEREAS, the City of Spokane adopted Ordinance No. 395 in 1911 granting the Northern Pacific Railway Company the right and franchise to construct, maintain, and operate a railway within the City of Spokane for 50 years; and

WHEREAS, the City adopted Ordinance No. 21745 in 1972 granting Burlington Northern Inc. a franchise that authorized the construction, operation, and maintenance of a railway within the City of Spokane for a 25-year period; and

WHEREAS, the term of the franchise expired in 1997; and

WHEREAS, ownership of the railway has been transferred to BNSF Railway Company, a Delaware corporation; and

WHEREAS, BNSF Railway Company has requested a new agreement for a period of twenty-five (25) years granting the right and franchise to construct, maintain, and operate a railway within the City of Spokane.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SPOKANE, WASHINGTON DOES ORDAIN AS FOLLOWS:

Section 1. The terms and provisions of Ordinance No. 21745 related to the granting of the right and franchise to construct, maintain, and operate a railway is hereby superseded and replaced by the terms and provisions set forth in this ordinance.

Section 2. The City hereby grants to BNSF Railway Company, a Delaware corporation (hereafter "Grantee"), and to Grantee's successors and assigns, and to any assignee of the railway rights as permitted in this ordinance, the right, privilege, franchise and authority, for and during the period of twenty-five (25) years from the effective date of this ordinance and subject to all the conditions and provisions hereof, to construct, maintain, and operate a railway in streets and other public thoroughfares of the City of Spokane (hereafter "City"), whose boundaries, in whole or in part, may now or hereafter be included within the City limits. The location of such railway facilities is described in Exhibit A and further described as follows:

2.1 a railroad switching-lead track in and along Alki Avenue and across Fiske Street, Greene Street, Ralph Street, Thor Street, Ferrall Street, Freya Street, Sycamore Street, Rebecca Street, and Julia Street; and

2.2 a railroad spur track in and along Alki Avenue and across Ralph Street; and

2.3 a railroad spur track in and along Alki Avenue and across Rebecca Street and in the center lines of which are described substantially as follows:

Beginning at a point in the west line of Fiske Street extended distant 18 feet north from the south line of Alki Avenue; thence east parallel with said south line to a point of curve extended between Rebecca and Julia Streets; thence easterly and northeasterly on a 15-degree curve to the left to a point the north line of Alki Avenue.

Also, beginning at a headblock in the first-described center line distant approximately 110 feet from the west line of Ralph Street; thence easterly along a reverse curve to the right and left to a point in the east line of Ralph Street distant approximately 5 feet south from the south line of Alki Avenue.

Also, beginning at a headblock in the first-described center line distant approximately 65 feet west from the west line of Rebecca Street; thence easterly on a reverse curve to the right and left approximately 175 feet to a point of tangent distant approximately 3 feet north from the south line of Alki Avenue; thence east parallel with said south line to a point distant approximately 40 feet east from the west line of Julia Street extended.

Section 3. Grantee shall comply with all applicable City standards for road surface smoothness. Whenever Grantee, in the exercise of the rights granted by this ordinance, or any of them, shall disturb or obstruct the surface and/or subsurface of any street or other public thoroughfare or any public or quasi-public utility lines, poles, mains or similar improvements, the Grantee shall, as soon as is reasonably practicable, restore the same to as good of condition as existed before such disturbance. If such repairs or restoration is not completed within ninety (90) days, the City shall provide to Grantee at least twenty (20) days' advance written notice of the City's deadline for completion of said work. If Grantee does not meet the deadline or receive City approval of Grantee's written action plan setting forth justification for additional time, the City shall have the right to cause such repairs or restoration to be made and Grantee hereby agrees to pay to the City all reasonable and necessary costs for such repair or restoration upon receiving written documentation and notification from the City.

Section 4. The construction, maintenance, and operation of any such railway under the franchise granted by this ordinance shall not preclude the City, its accredited agents, or its contractors from blasting, tunneling, grading or doing other necessary work for the maintenance and/or installation of public utilities (including those installed by quasi-public bodies) and/or the construction, repair and maintenance of streets or other public thoroughfares contiguous to Grantee's railway, provided the City shall give Grantee not less than fourteen (14) days' prior notice, or in the event of an emergency not less than twenty-four hours' prior notice, in writing, of said blasting, excavating or other similar work so that Grantee may protect their railway and other property. The City shall repair and restore any railroad facilities that may be damaged by the work authorized by this Section 4.

Section 5. The Grantee accepts this franchise and all rights conferred hereunder for the use and occupation of any portion of the City's streets or other thoroughfares, to construct, maintain and operate a railway.

Section 6. All the provisions, conditions, regulations and requirements herein contained shall be binding upon the successors, assigns and independent contractors of the Grantee, and all privileges of the Grantee shall inure to its successors, assigns and such contractors equally as if they were specifically mentioned wherever the Grantee is mentioned.

Section 7. All provisions or conditions herein enumerated shall be deemed to be automatically amended to comply with and conform to any future amendment or other change in any state law of Washington affecting such enumerated provision or condition.

Section 8. The Grantee and the City each covenant to indemnify and save harmless the other party from all claims, actions, liabilities, obligations, or damages of every kind and description which may accrue to or be suffered by any person or persons, corporation, or property by reasons of any negligent acts or omissions, or faulty construction, defective material or equipment operation resulting from the improper construction, maintenance, repair or operation of Grantee's railway or City's right of way. In any suit or action that is brought against the City or Grantee arising out of or by reason of any of the above-mentioned causes, the indemnifying party will, upon notice of the commencement of such action, defend the same at its sole cost and expense. In the event that judgment is rendered against the indemnified party in such suit or action, the indemnifying party will fully satisfy said judgment. In the event of concurrent negligence, each party shall be responsible for its proportional share of liability.

Section 9. Insurance.

9.1. Grantee shall furnish satisfactory evidence of commercial general liability insurance and maintain the same in good standing, with limits of one million dollars (\$1,000,000) per occurrence and two million dollars (\$2,000,000) general aggregate, with the City of Spokane included as an additional insured as their interest may appear under this Agreement. Grantee has permission to self-insure the above general liability requirement.

9.2. For liability determined by governing judicial proceedings to be the responsibility of Grantee, Grantee's insurance policy or self-insurance shall be primary and non-contributory with any insurance or program of self-insurance that may be maintained by the City. On or before June 1st of each year and at the time of granting this Franchise, Grantee shall provide a letter of self-insurance that will be good for the term of the agreement.

Section 10. If any provision of this ordinance or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are declared to be severable.

Section 11. All notices, requests, demands, and other communications required by this ordinance will be in writing and be delivered to the parties at the following addresses or such other address that a party may designate by written notice to the other party from time to time:

If to City:  
City of Spokane  
Attn: Public Works Department  
808 West Spokane Falls Blvd.  
Spokane, WA 99201-3326

If to Grantee:  
BNSF Railway Company  
Attn: Facility Lease Administration  
2650 Lou Menk Drive – MOB-2  
Fort Worth, TX 76131

With a copy to:

BNSF Railway Company  
Attn: Corporate Real Estate  
2650 Lou Menk Drive – MOB-2  
Fort Worth, TX 76131

All notices will be deemed complete upon personal service, delivery by a recognized overnight courier the notice address, or another address as a party may identify in writing (email shall not be sufficient).

Section 12. The Grantee shall provide, at its sole cost and expense, crossbucks at railroad crossings as may be required by federal or state law.

Section 13. (Franchise Administration) Questions of application or interpretation of this Franchise are determined by the

City's Public Works Director or their designee ("Administering Officer") or a court of competent jurisdiction. The Administering Officer may issue enforcement orders, upon due notice as deemed proper, promulgate rules and procedures as deemed necessary, and grant exceptions, which shall be revocable. Nothing in the Franchise limits the City's police or regulatory power in general or over its right-of-way or other franchised areas. For the performance of all Franchise obligations, time is of the essence. All City acts under this Franchise are discretionary, guided by considerations of the public health, safety, esthetics and convenience.

#### Section 14. (Miscellaneous)

14.1. Grantee may assign this Franchise or any of its rights under this Franchise or delegate any of its duties under this Franchise, with the prior written consent of the City, which consent will not be unreasonably withheld, conditioned, or delayed; provided, however, that Grantee may assign this Franchise or any of its rights under this Franchise or delegate any of its duties under this Franchise to (i) any entity that it controls, is under common control with or is controlled by or (ii) any entity that is the survivor of a merger, consolidation or other business combination or that acquires all or substantially all of the assets of Grantee, without the City's consent. The City may not assign this Franchise or any of its rights under this Franchise or delegate any of its duties under this Franchise, without the prior written consent of Grantee. Any assignment or delegation in violation of this Section is null and void.

14.2 No capital stock may ever be issued based on any permission to use or occupy the right-of-way or other permitted areas or the value thereof. The City will provide written notice of any condemnation or annexation actions that would affect Grantee's rights. In any condemnation proceeding brought by the City, Grantee shall not be entitled to receive any return thereon, except for its value.

14.3. This Franchise may be revoked by the City Council by resolution because of any material breach, after giving at least thirty (30) days' written notice to Grantee and opportunity to cure. Similarly, Grantee may elect to terminate this Franchise because of any material breach of the City's obligations, after giving at least thirty (30) days' written notice to the City and opportunity to cure. Except as otherwise provided for in this Franchise, and upon written notice, the defaulting party will have thirty (30) days to cure defaults under the terms of this Franchise. Neither party is in default of this Franchise if the party provided written notice commences to cure the default within the thirty (30) day period and diligently and in good faith continues to cure the default. If any default exists after the applicable cure period, the non-defaulting party may, without prejudice to any other rights or remedies at law or in equity or under this Franchise, terminate this Franchise.

14.4 No forbearance by either party to this Franchise of any term or condition of this Franchise shall ever comprise a waiver or estoppel of the other party's right to enforce said term or condition. Grantee may surrender its Franchise to the City upon sixty (60) days' written notice to the Administering Officer, subject to acceptance by the City, by a resolution of the City Council.

14.5. This Franchise is governed by the laws of the State of Washington, and venue for any litigation arising out of or in connection with privileges extended herein is stipulated to be in Spokane County.

14.6. (Force Majeure) Except as otherwise provided in this Franchise, neither party hereto will be in default under this Franchise if and to the extent that any failure or delay in a party's performance of one or more of its obligations hereunder, is caused by any of the following conditions, and such party's performance is excused and extended during the period of any such delay: act of God (such as flood, back water caused by flood, tornado, earthquake, volcanic eruption, and unforeseeably severe weather); fire; government codes, ordinances, laws, rules, regulations or restrictions not in effect at the time of execution of this Franchise; war or civil disorder; vandalism; or any other events beyond the reasonable control of the party seeking relief under this Section, provided that the party claiming relief under this Section promptly notifies the other in writing of the existence of the event relied on and the cessation or termination of the event. The party claiming relief under this Section must exercise reasonable efforts to minimize the time for any such delay. Both parties hereto acknowledge that events under this Section may occur which are incapable of being cured so as to allow the parties to enjoy the full benefit of their rights under the Franchise. If a party is unable to conduct its business due to an event of force majeure as described in this Section, and the force majeure occurs and remains uncured after sixty (60) days, the party not claiming inability to perform under force majeure may, at its option, terminate this Franchise without further obligation.

14.5. (Authority to Sign) Each party hereto hereby represents and warrants to the other that the person or entity signing this Franchise on behalf of such party is duly authorized to execute and deliver this Franchise and to legally bind the party on whose behalf this Franchise is signed to all of the terms, covenants and conditions contained in this Franchise.

**Passed by City Council October 14, 2024**  
**Delivered to Mayor October 16, 2024**

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## ORDINANCE NO C36576

An ordinance streamlining rental registration requirements; amending sections 10.57.020, and 10.57.040 of the Spokane Municipal Code.

**WHEREAS**, the Spokane City Council adopted Ordinance C36330 in February 2023 establishing business license and registration requirements for residential rental properties; and

**WHEREAS**, the City of Spokane has engaged in extensive outreach and education about the residential rental registry requirements; and

**WHEREAS**, the City of Spokane seeks to prevent evictions and increases in rent for residents residing in properties not complying with the City's rental registry program; and

**WHEREAS**, Ordinance C36330 provided a waiver of the annual residential rental unit fee for units offered to low-income tenants; and

**WHEREAS**, the City of Spokane seeks to ensure compliance with the low-income unit waiver provision by utilizing publicly available lists of affordable housing units through local, state, and federal affordable housing programs.

**NOW, THEREFORE**, the City of Spokane does ordain:

**Section 1.** Section 10.57.020 of the Spokane Municipal Code is amended to read as follows:

**Section 10.57.020 Business Licensing and Registration**

- A. Pursuant to Chapter 08.01 SMC, owning, renting, or leasing real property located in the City of Spokane constitutes engaging in business in the City and requires an annual business license and registration. ~~((Beginning on January 1, 2024, no))~~ No person shall make available for rent, or rent, lease, or let, to the public any residential housing unit without registering and maintaining registration of the residential rental property at which the unit is located pursuant to subsection (C) of this section.
- B. The annual fee for registering the business activity of renting residential real property shall be the standard annual fee described in SMC 08.02.0206(A) plus an additional \$15 per residential rental unit per year. ~~((Landlords offering below market cost rentals to low income tenants may seek a waiver of the \$15 annual fee by registering with the City's affordable rental housing incentive program that will be developed by the Department of Community, Housing and Human Services.))~~ Units exempt from the annual \$15 fee are:
1. units in a federally funded property owned or operated by a public housing authority under chapter RCW 35.82.
  2. units in a property that is funded through a housing assistance program under RCW 43.185.
  3. affordable housing units in a property that is funded through the City's housing programs under SMC Title 08.
  4. units in a property occupied by a tenant utilizing a Housing Choice Voucher or Veterans Affairs Supportive Housing (VASH) Voucher.
- C. Application for a residential rental registration shall be made to the City through a web portal established by the City of Spokane IT Department. The application shall include the applicable registration fee set forth in SMC 08.02.0206(A) and paragraph (B) of this section, including late fees if applicable, a declaration of compliance as described in subsection (G) of this section and a complete list of individual residential rental units under the applicant's ownership or control, including the street address of each unit, identification of whether the unit is offered at market rate or below market rate rent, whether the unit is occupied or unoccupied at the time of registration, and such other information as required in order to carry out the intent of this chapter.
- D. A property management company may apply for and secure the required business registration on behalf of a residential rental property owner.
- E. A residential rental registration expires on December 31<sup>st</sup> of the calendar year following registration or renewal.
- F. The residential rental registration is transferable to any person who has acquired ownership of a registered rental property for the unexpired portion of the one-year term for which it was issued.
- G. As a condition to the issuance and/or renewal of a residential rental registration, an applicant shall provide a valid declaration of compliance addressing each rental unit in the rental property prior to the issuance of a residential rental business registration. A declaration of compliance submitted under this chapter must state that each unit complies with the requirements and standards in RCW 59.18.060.

- H. Property owners or their property managers shall provide each tenant a digital link to the website established pursuant to SMC 10.57.030(B) and if the tenant doesn't have access to the internet advise them to call 311 for more information on tenant rights and responsibilities.
- I. A person may not increase the periodic or monthly housing costs charged to a tenant if the person does not have an annual City of Spokane business license or has not complied with the requirement of registering each residential housing unit with the City of Spokane and certification that each residential housing unit complies with the requirements and standards of RCW 59.18.060.
- J. A person may not evict a tenant if the person does not have an annual City of Spokane business license or has not complied with the requirement of registering each residential rental property unit with the City of Spokane and certification that each residential rental property unit complies with the requirements and standards of RCW 59.18.060. A person complies with this section if he or she has obtained an annual business license, and the residential rental property unit is registered with the City of Spokane before entry of a court order authorizing eviction or before a writ of restitution is granted. A court may grant a continuance in an eviction action in order to give a person time to license the rental housing unit and to obtain an annual City of Spokane business license.

**Section 2.** Section 10.57.040 of the Spokane Municipal Code is amended to read as follows:

### **Section 10.57.040 Inspections**

- A. The City of Spokane's Code Enforcement Department may conduct both periodic and cause-based inspections of all residential rental property that is subject to this chapter.
  - 1. Periodic inspections: Subject to the limitations in RCW 59.18.125, the Director of Code Enforcement or designee may periodically select from registered properties containing rental housing units the properties to be inspected by Code Enforcement as long as the tenant of the residence consents or a lawful court-ordered warrant for inspection is secured. The property selection process shall be based on a methodology adopted by the Director that will further the purpose of this chapter. The inspection shall review for compliance with the standards set forth in SMC 17F.070.400 and other applicable state and local statutes.
  - 2. In addition to periodic inspections, the Code Enforcement department is also authorized to conduct cause-based inspections, including those provided for under RCW 59.18.115. Where context is needed in addition to the deficiency categories in SMC 17F.070.400, Code Enforcement staff will utilize the latest edition of the International Code Council's International Property Maintenance Code for that context as it may apply to both periodic and cause-based inspections.
  - 3. Code Enforcement will prioritize resources based on the level of safety sensitivity to be addressed by an inspection and available resources.
- B. No fees shall be assessed to landlords or tenants for the initial inspection authorized of this section.
  - 1. If a deficiency is discovered during the initial inspection conducted under paragraph (A)(1) of this section, Code Enforcement may schedule a second inspection to review for remedy of the deficiency and compliance with the standards set forth in SMC 17F.070.400 and other applicable state and local statutes.
  - 2. Upon second inspection, if the deficiency is not remedied, Code Enforcement may schedule subsequent deficiency inspections and assess fees against the residential rental unit's registrant for the additional safety inspections as established in SMC 08.02.031(S).
  - 3. Failure to pay assessed fees will bar renewal of a residential rental unit business registration.
  - 4. At the discretion of the Director, Code Enforcement may issue notices of violation and infraction pursuant to SMC 01.05.040 for residential rental units that do not comply with the standards set forth in SMC 17F.070.400. Additionally, the Director or designee of the Director may issue a complaint to the residential rental unit's registrant pursuant to SMC 17F.070.420 to proceed through a building official hearing pursuant to chapter 17F.070 SMC.
  - 5. A repeat offender is defined as the owner of residential rental unit(s) who has a confirmed non-compliance history, including any identical or similar violations of SMC 17F.070.400, Existing Building and Conservation Code, at the same site or on a different tax parcel under the same ownership, two times within a 12-month period. If an owner is found to be a repeat offender, they may be subject to a non-compliance fee of \$2,500 per violation that is not resolved by the compliance timeframe listed on the Code Enforcement Notice of Violation.
- C. Code Enforcement may utilize revenues received from business registrations pursuant to SMC 10.57.020, SMC 08.02.0206, and SMC 07.08.139 to:
  - 1. Create at least three additional dedicated inspector positions for residential rental housing;
  - 2. To develop and maintain the rental registry described in SMC 10.57.020.

**Section 3. Severability.** If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

**Section 4. Clerical Errors.** Upon approval by the city attorney, the city clerk is authorized to make necessary corrections to this ordinance, including scrivener’s errors or clerical mistakes; references to other local, state, or federal laws, rules, or regulations; or numbering or referencing of ordinances or their sections and subsections.

**Passed by City Council October 14, 2024  
Delivered to Mayor October 16, 2024**

ORDINANCE NO. C36586

AN ORDINANCE relating to the annual rates for the Sewer utility and services, amending SMC sections 13.03.1004, 13.03.1008, 13.03.1010, 13.03.1011, 13.03.1012, 13.03.1018, 13.03.1020, and 13.03.1022; to Chapter 13.03 of the Spokane Municipal Code; repealing 13.03.1006; and setting an effective date.

The City of Spokane does ordain:

Section 1: That SMC section 13.03.1004 is amended to read as follows:

**13.03.1004 Basic Domestic Service Charge – Monthly Amount**

The City’s basic monthly domestic service charge is reflected in this section.

Basic Domestic Service Charge		Monthly Amount	
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Basic domestic service charge	<del>(\$27.03)</del>	<u>\$28.92</u>	<u>\$30.34</u>
Cost per RV dump connection	<del>(\$6.59)</del>	<u>\$7.05</u>	<u>\$7.40</u>

Section 2 That SMC section 13.03.1004 entitled “User Charge – Standard Strength Wastewater – Monthly Amount” is repealed:

**13.03.1006 User Charge – Standard Strength Wastewater – Monthly Amount**

~~((This section lists the City’s monthly user charge for treatment of standard strength wastewater. The User Charge is the monthly amount charged to all properties connected to the sewer system and to those properties for which the established connection deadline has passed.))~~

<del>((User Charge for Treatment of Standard Strength Wastewater</del>		Monthly Amount	
	<del>2024</del>		
<del>Per million gallons</del>	<del>\$1,931.19</del>		
<del>Per <u>Hundred</u> cubic foot</del>	<del>(\$2.59))</del>		

Section 3: That SMC section 13.03.1008 is amended to read as follows:

**13.03.1008 Domestic and Commercial User Charges Inside City – Monthly Amount**

This section lists the City’s monthly domestic and commercial user and other monthly charges for customers located inside the City. The Domestic and Commercial User Charge is the monthly amount charged to all properties connected to the sewer system and to those properties for which the established connection deadline has passed.

- A. Domestic User Charge (single-family residence or equivalent residential unit).

Domestic User Charge - Inside City	Monthly Amount		
	((2024))	<u>2025</u>	<u>2026</u>
Domestic charge	(( <u>\$35.27</u> ))	<u>\$37.74</u>	<u>\$39.59</u>
General stormwater charge	(( <u>\$4.96</u> ))	<u>\$5.31</u>	<u>\$5.57</u>
Cost for additional apartment	(( <u>\$31.71</u> ))	<u>\$33.93</u>	<u>\$35.59</u>
General stormwater charge per unit for four units or Less	(( <u>\$4.25</u> ))	<u>\$4.55</u>	<u>\$4.77</u>
General stormwater charge per unit for over four units	(( <u>\$3.44</u> ))	<u>\$3.65</u>	<u>\$3.83</u>

1. Capital Rates.

In addition to the ((~~basic~~)) Domestic User charge there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

B. Commercial User Charge.

Commercial User Charge - Inside City	Monthly Amount		
	((2024))	<u>2025</u>	<u>2026</u>
Commercial user charge			
(( <del>Per million gallons</del> ))	(( <u>\$2,491.80</u> ))		
Per hundred cubic feet	(( <u>\$1.86</u> ))	<u>\$1.99</u>	<u>\$2.09</u>
General stormwater charge			
Per impervious acre per year	(( <u>\$1,190.57</u> ))	<u>\$1,273.91</u>	<u>\$1,336.33</u>
Per one-one hundredth impervious acre per month. (See RCW 35.67.020; RCW 35.92.020)	(( <u>\$0.99</u> ))	<u>\$1.06</u>	<u>\$1.11</u>
Combined Sewer Overflow (CSO) Stormwater user surcharge (per acre or equivalent thereof)	(( <u>\$86.77</u> ))	<u>\$92.84</u>	<u>\$97.39</u>
Process/Seepage user charge			
(( <del>Per million gallons</del> ))	(( <u>\$738.88</u> ))		
Per hundred cubic feet	(( <u>\$0.5527</u> ))	<u>\$0.5914</u>	<u>\$0.6204</u>

1. Capital Rates.

In addition to the ((~~basic~~)) Commercial User charge there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 4: That SMC section 13.03.1010 is amended to read as follows:

**13.03.1010 Domestic and Commercial User Charges – Outside City Customer – Monthly Amount**

This section lists the City's monthly domestic and commercial user charges and other monthly charges for Outside City customers. The Domestic and Commercial User Charge is the monthly amount charged to all properties connected to the sewer system and to those properties for which the established connection deadline has passed.

A. ((~~Non-City~~)) Outside-City Domestic User Charge (single-family residence or equivalent residential unit).



Domestic User Charge - Outside City Customers	Monthly Amount		
	((2024))	<u>2025</u>	<u>2026</u>
Domestic charge	(( <del>\$70.55</del> ))	<u>\$66.05</u>	<u>\$69.28</u>
Cost for additional apartment	(( <del>\$66.99</del> ))	<u>\$59.38</u>	<u>\$62.28</u>

1. Capital Rates.

In addition to the ((~~base~~)) Outside City Customer Domestic User charge there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

B. Outside City Retail Commercial User Charge.

Commercial User Charge – Outside City Customers	Monthly Amount		
	((2024))	<u>2025</u>	<u>2026</u>
((Per million gallons))	(( <del>\$4,983.02</del> ))		
Per hundred cubic feet	(( <del>\$3.73</del> ))	<u>\$3.48</u>	<u>\$3.66</u>

1. Capital Rates.

In addition to the ((~~base~~)) Outside City Commercial User charge there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

C. Outside City Utility Service Area (except by interlocal agreement).

Outside City Utility Service Area (except by interlocal agreement)	((2024))	<u>2025</u>	<u>2026</u>
((Per million gallons))	(( <del>\$4,983.02</del> ))		
Per hundred cubic feet	(( <del>\$3.73</del> ))	<u>\$3.48</u>	<u>\$3.66</u>

1. Capital Rates.

In addition to the ((~~base~~)) Outside City Utility Service Area charge there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 5: That SMC section 13.03.1011 is amended to read as follows:

**13.03.1011 PDA Sewer and Stormwater Rates**

This section lists the City's monthly sewer and stormwater charges for residential and commercial customers located within a designated and approved Public Development Authority (PDA).

A. PDA User Charge.

Table is on following page

PDA User Charge	Monthly Amount		
	((2024))	<u>2025</u>	<u>2026</u>
PDA Residential User Charge:			
Domestic User Charge	(( <del>\$70.55</del> ))	<u>37.74</u>	<u>\$39.59</u>
Additional Apartment	(( <del>\$66.99</del> ))	<u>\$33.93</u>	<u>\$35.59</u>
PDA Commercial User charge:			
((Per million gallons))	(( <del>\$2,491.80</del> ))		
Per hundred cubic feet	(( <del>\$1.86</del> ))	<u>\$1.99</u>	<u>\$2.09</u>
General stormwater charge:			
Domestic Stormwater charge	(( <del>\$35.27</del> ))	<u>\$37.74</u>	<u>\$39.59</u>
General domestic stormwater charge per unit for four units or Less	(( <del>\$4.25</del> ))	<u>\$4.55</u>	<u>\$4.77</u>
General domestic stormwater charge per unit for over four units	(( <del>\$3.41</del> ))	<u>\$3.65</u>	<u>\$3.83</u>
Per impervious acre per year – commercial charge	(( <del>\$1,190.57</del> ))	<u>\$1,273.91</u>	<u>\$1,336.33</u>
Per one-one hundredth impervious acre – Commercial (See RCW 35.67.020; RCW 35.92.020)	(( <del>\$0.99</del> ))	<u>\$1.06</u>	<u>\$1.11</u>
Combined Sewer Overflow (CSO) Stormwater user sur-charge (per acre or equivalent thereof) - Commercial	(( <del>\$86.77</del> ))	<u>\$92.84</u>	<u>\$97.39</u>
Process/Seepage user charge:			
((Per million gallons))	(( <del>\$738.88</del> ))		
Per hundred cubic feet	(( <del>\$0.5527</del> ))	<u>\$0.5914</u>	<u>\$0.6204</u>

B. Capital Charge. In addition to the ((~~basic~~)) PDA User charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 6: That SMC section 13.03.1012 is amended to read as follows:

**13.03.1012 Septage Charge – Amount**

This section lists the City's septage charge rate.

A. Septage Charge Rate

Septage Charge	((2024))	<u>2025</u>	<u>2026</u>
User charge (per gallon)	(( <del>\$0.2408</del> ))	<u>\$0.2577</u>	<u>\$0.2703</u>

1. Capital Rates.

In addition to the ((~~basic~~)) Septage charge there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 7: That SMC section 13.03.1018 is amended to read as follows:

**13.03.1018 Landfill Wastewater Pump and Treat Services – Amount**

This section lists the rate for landfill wastewater pump and treat services.

Landfill Pump and Treat Total	Monthly Amount		
	((2024))	<u>2025</u>	<u>2026</u>
((Per million gallons))	(( <del>\$1,384.20</del> ))		
Per hundred cubic feet	(( <del>\$1.05</del> ))	<u>\$1.12</u>	<u>\$1.18</u>

Section 8: That SMC section 13.03.1020 is amended to read as follows:

**13.03.1020 Cesspool and Miscellaneous Charges – Amount**

This section lists the rate for cesspool pump and miscellaneous charges.

A. Cesspool Pump and Miscellaneous Charges.

Gallons	((Basic Charge)) ((2024))	Basic Charge <u>2025</u>	Basic Charge <u>2026</u>
500	(( <del>\$280.74</del> ))	<u>\$300.36</u>	<u>\$315.08</u>
600	(( <del>\$318.52</del> ))	<u>\$340.82</u>	<u>\$357.52</u>
700	(( <del>\$355.06</del> ))	<u>\$379.91</u>	<u>\$398.53</u>
800	(( <del>\$392.68</del> ))	<u>\$420.17</u>	<u>\$440.76</u>
900	(( <del>\$430.22</del> ))	<u>\$460.34</u>	<u>\$482.89</u>
1000	(( <del>\$467.55</del> ))	<u>\$500.28</u>	<u>\$524.79</u>
1100	(( <del>\$486.29</del> ))	<u>\$520.33</u>	<u>\$545.83</u>
1200	(( <del>\$504.97</del> ))	<u>\$540.32</u>	<u>\$566.79</u>
1300	(( <del>\$523.70</del> ))	<u>\$560.36</u>	<u>\$587.82</u>
1400	(( <del>\$542.29</del> ))	<u>\$580.25</u>	<u>\$608.68</u>
1500	(( <del>\$561.42</del> ))	<u>\$600.40</u>	<u>\$629.82</u>

Section 9: That SMC section 13.03.1022 is amended to read as follows:

**13.03.1022 Refuse Dumpster Maintenance Charge – Amount**

This section lists the refuse dumpster maintenance charge.

A. Monthly Refuse Dumpster Maintenance Charge.

Refuse Dumpster	((2024))	<u>2025</u>	<u>2026</u>
Monthly charge	(( <del>\$7.75</del> ))	<u>\$8.29</u>	<u>\$8.70</u>
Inspection fee (start-up, one-time fee)	(( <del>\$110.20</del> ))	<u>\$117.91</u>	<u>\$123.69</u>

Section 10. Effective Date. This ordinance shall take effect and be in force on January 1, 2025.

**Passed by City Council October 14, 2024  
Delivered to Mayor October 16, 2024**

## ORDINANCE NO. C36587

AN ORDINANCE relating to the annual rates for the Water utility and services, amending SMC sections 13.04.2002, 13.04.2004, 13.04.2005, 13.04.2008, 13.04.2010, 13.04.2012, 13.04.2014, 13.04.2015, 13.04.2016, 13.04.20161, and 13.04.2025; to chapter 13.04 of the Spokane Municipal Code; and setting an effective date.

The City of Spokane does ordain:

Section 1: That SMC section 13.04.2002 is amended to read as follows:

**13.04.2002 City Residence Rates****A. Single-family Residence – Basic Charge.**

1. Within the City limits, the basic monthly service charge for each single-family residence where the water is being used or water is available to the property shall be:

a.

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>(\$18.76)</del>	\$19.04	\$19.97

- a. Unless otherwise provided, for two or more single-family residences on one meter, the above service charge shall apply for each residence.
2. For purposes of this chapter, a “single-family residence” or “equivalent residential unit” designation applies to each self-contained, stand-alone living unit with at least one:
  - a. kitchen or cooking area room, which must include a sink;
  - b. bathroom, which must include a toilet, bathtub, and sink or a toilet, shower, and sink.
  - c. a separate entrance that does not require residents to co-mingle.

**B. Consumption Charge.**

The following consumption charge rate schedule is adopted to encourage water conservation and promote environmental quality. Within the City limits, for each one hundred cubic feet, or major fraction (approximately seven hundred fifty gallons) of water used, there will be the following consumption charges:

Monthly Water Usage (in cubic feet)	Rate Per Hundred Cubic Feet		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Zero up to 600	<del>(\$0.3584)</del>	\$0.3581	\$0.3756
Greater than 600 up to 1,200	<del>(\$0.7577)</del>	\$0.7577	\$0.7948
Greater than 1,200 up to 2,500	<del>(\$1.0193)</del>	\$1.0193	\$1.0692
Greater than 2,500 up to 4,500	<del>(\$1.3088)</del>	\$1.6115	\$1.6905
Greater than 4,500	<del>(\$1.6344)</del>	\$2.3179	\$2.4315

- C. No vacancy allowance will be made, ~~((on any house in a group served by one meter unless all houses served by one meter are vacant and the water is shut off at the City valve by the water and hydroelectric services department upon proper request in writing.))~~
- D. Family daycare homes shall be billed at the single-family rate. For purposes of this provision, "family daycare homes" shall mean a daycare facility:

1. furnishing care, supervision, and guidance for persons twelve years of age or younger for more than four but less than twenty-four hours in a day;
2. licensed as such by the state department of social and health services; and;
3. which regularly provides such care during part of a twenty-four hour day for no more than twelve children in the dwelling of the person(s) in charge.

E. Capital Charge.

In addition to the basic charge and consumption charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 2: That SMC section 13.04.2004 is amended to read as follows:

**13.04.2004 City Commercial and Industrial Rates**

A. These rates apply to commercial and industrial customers and to all other customer premises not specifically identified on City utilities billing records as single-family residences or PUDs. The rates are for service inside the city limits of the City of Spokane.

1. Size of Service / Meter Charge Per Month.

Size of Service	Meter Charge Per Month		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
1 inch or smaller	<del>((19.89))</del>	<u>\$21.28</u>	<u>\$22.33</u>
1 ½ inch	<del>((32.44))</del>	<u>\$34.71</u>	<u>\$36.41</u>
2 inch	<del>((45.97))</del>	<u>\$49.19</u>	<u>\$51.60</u>
3 inch	<del>((73.63))</del>	<u>\$78.78</u>	<u>\$82.64</u>
4 inch	<del>((101.44))</del>	<u>\$108.51</u>	<u>\$113.83</u>
6 inch	<del>((143.45))</del>	<u>\$153.49</u>	<u>\$161.01</u>
8 inch	<del>((293.94))</del>	<u>\$314.48</u>	<u>\$329.89</u>
10 inch	<del>((429.24))</del>	<u>\$459.25</u>	<u>\$481.76</u>

B. Consumption.

The following rate schedule is adopted to encourage water conservation and promote environmental quality. For each one hundred cubic feet, or major fraction (approximately seven hundred fifty gallons) of water used, there will be the following monthly consumption charges:

1. Monthly Water Use / Charge Rate Per Hundred Cubic Feet.

a. Zero cubic feet to six hundred cubic feet per month:

Monthly Water Usage (in cubic feet)	Rate Per Hundred Cubic Feet		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Zero up to 600 (Charge for all use: zero up to 600.)	<del>((0.3715))</del>	<u>\$0.3975</u>	<u>\$0.4170</u>
Greater than 600 up to 1,000 (Charge for all use: zero up to 1,000.)	<del>((0.7709))</del>	<u>\$0.8249</u>	<u>\$0.8653</u>
Greater than 1,000 (Charge for all use: zero to amount used.)	<del>((1.1152))</del>	<u>\$1.1933</u>	<u>\$1.2517</u>

C. Capital Charge.

In addition to the ((basic)) meter charge and consumption charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 3: That SMC section 13.04.2005 is amended to read as follows:

**13.04.2005 City Planned Unit Developments (PUD)**

A. Basic Charge.

In general, a planned unit development (PUD) designation is one approved in accord with applicable PUD development standards and served by a master water meter. However, if a dwelling unit would otherwise be included within a PUD designation but has its own individual City water meter, it will be billed as a single-family residence under SMC 13.04.2002 or other applicable rate section. Questions of applicability are determined by the director. [Cross Reference: SMC 17A.020.160(T)]

B. Consumption.

For billing water consumption, the PUD will be charged the same as a single-family residence within the City limits except the PUD's total consumption will be divided by the total number of dwelling units to determine the per-dwelling consumption for purposes of applying the rate steps defined in SMC 13.04.2002(B).

C. Size of Service / Meter Charge Per Month.

Size of Service	Meter Charge Per Month		
	((2024))	2025	2026
1 inch or smaller	(( <del>\$19.89</del> ))	<u>\$21.28</u>	<u>\$22.33</u>
1 ½ inch	(( <del>\$32.44</del> ))	<u>\$34.71</u>	<u>\$36.41</u>
2 inch	(( <del>\$45.97</del> ))	<u>\$49.19</u>	<u>\$51.60</u>
3 inch	(( <del>\$73.63</del> ))	<u>\$78.78</u>	<u>\$82.64</u>
4 inch	(( <del>\$101.41</del> ))	<u>\$108.51</u>	<u>\$113.83</u>
6 inch	(( <del>\$143.45</del> ))	<u>\$153.49</u>	<u>\$161.01</u>
8 inch	(( <del>\$293.94</del> ))	<u>\$314.48</u>	<u>\$329.89</u>
10 inch	(( <del>\$429.24</del> ))	<u>\$459.25</u>	<u>\$481.76</u>

D. Capital Charge.

In addition to the basic charge and consumption charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 4: That SMC section 13.04.2008 is amended to read as follows:

**13.04.2008 Construction Rates**

A. Rates for water used during construction will be charged per month, or fractional part thereof, in accord with the following rates ((, until the meter is set)).

1. Worksite will be inspected at least every ninety days to determine meter status.
2. The meter installation will be made at the earliest possible date.
3. Residential meters installed prior to occupancy construction rates will apply until certificate of occupancy is granted.

B. Size of Service / Meter Charge Per Month.

Size of Service	Meter Charge Per Month		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
1 inch or smaller	<del>((19.89))</del>	<u>\$21.28</u>	<u>\$22.33</u>
1 ½ inch	<del>((32.44))</del>	<u>\$34.71</u>	<u>\$36.41</u>
2 inch	<del>((45.97))</del>	<u>\$49.19</u>	<u>\$51.60</u>
3 inch	<del>((73.63))</del>	<u>\$78.78</u>	<u>\$82.64</u>
4 inch	<del>((101.41))</del>	<u>\$108.51</u>	<u>\$113.83</u>
6 inch	<del>((143.45))</del>	<u>\$153.49</u>	<u>\$161.01</u>
8 inch	<del>((203.91))</del>	<u>\$314.48</u>	<u>\$329.89</u>
10 inch	<del>((429.21))</del>	<u>\$459.25</u>	<u>\$481.76</u>

Section 5: That SMC section 13.04.2010 is amended to read as follows:

**13.04.2010 Water for Private Fire Protection**

A. For inside the City of Spokane metered and unmetered connection on the City’s water mains supplying hydrants, standpipes, or automatic sprinklers for private fire protection to the premises, charges will be made in accord with the following rates:

Size of Service	Meter Charge Per Month		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
3 inch or smaller	<del>((21.05))</del>	<u>\$22.52</u>	<u>\$23.63</u>
4 inch	<del>((29.72))</del>	<u>\$31.80</u>	<u>\$33.36</u>
6 inch	<del>((41.30))</del>	<u>\$44.19</u>	<u>\$46.36</u>
8 inch	<del>((49.97))</del>	<u>\$53.47</u>	<u>\$56.09</u>
10 inch	<del>((59.76))</del>	<u>\$63.94</u>	<u>\$67.08</u>

1. Charge Rate Per Hundred Cubic Feet. The following consumption rate schedule is adopted to encourage water conservation and promote environmental quality.

Inside the City limits, for each one hundred cubic feet, or major fraction (approximately seven hundred fifty gallons) of water used, there will be the following consumption charges:

Monthly Water Usage (in cubic feet)	Rate Per Hundred Cubic Feet	
	<u>2025</u>	<u>2026</u>
<u>Zero up to 600</u> (Charge for all use: zero up to 600.)	<u>\$0.3975</u>	<u>\$0.4170</u>
<u>Greater than 600 up to 1,000</u> (Charge for all use: zero up to 1,000.)	<u>\$0.8249</u>	<u>\$0.8653</u>
<u>Greater than 1,000</u> (Charge for all use: zero to amount used.)	<u>\$1.1933</u>	<u>\$1.2517</u>

B. For outside the City of Spokane metered and unmetered connection on the City’s water mains supplying hydrants, standpipes, or automatic sprinklers for private fire protection to the premises, charges will be made in accord with the following rates:

1. Size of Connection / Service Charge per Month.

Size of Service	Meter Charge Per Month		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
3 inch or smaller	<del>((<u>\$31.58</u>))</del>	<u>\$33.79</u>	<u>\$35.45</u>
4 inch	<del>((<u>\$44.57</u>))</del>	<u>\$47.69</u>	<u>\$50.03</u>
6 inch	<del>((<u>\$61.95</u>))</del>	<u>\$66.29</u>	<u>\$69.53</u>
8 inch	<del>((<u>\$74.94</u>))</del>	<u>\$80.19</u>	<u>\$84.11</u>
10 inch	<del>((<u>\$89.64</u>))</del>	<u>\$95.91</u>	<u>\$100.61</u>

2. The following consumption rate schedule is adopted to encourage water conservation and promote environmental quality.

Outside the City limits, for each one hundred cubic feet, or major fraction (approximately seven hundred fifty gallons) of water used, there will be the following consumption charges:

Monthly Water Usage (in cubic feet)	Rate Per Hundred Cubic Feet	
	<u>2025</u>	<u>2026</u>
Zero up to 600 (Charge for all use: zero up to 600.)	<u>\$0.5962</u>	<u>\$0.6254</u>
Greater than 600 up to 1,000 (Charge for all use: zero up to 1,000.)	<u>\$1.2377</u>	<u>\$1.2983</u>
Greater than 1,000 (Charge for all use: zero to amount used.)	<u>\$1.7899</u>	<u>\$1.8776</u>

Section 6: That SMC section 13.04.2012 is amended to read as follows:

**13.04.2012 Outside City Residence Rates**

A. Basic Charge: Single-family Residence.

- Outside the City, for each single-family residence, the monthly service charge where the water is being used or reflected as on in the records of the City of Spokane utilities billings office shall be:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((<u>\$28.14</u>))</del>	<u>\$28.56</u>	<u>\$29.96</u>

- For two or more single-family residences on one meter the above service charge shall apply for each residence. "Single-family residence" has the meaning in SMC 13.04.2002(A)(2).

B. Consumption.

The following rate schedule is adopted to encourage water conservation and promote environmental quality. Outside the City limits, for each one hundred cubic feet or major fraction (approximately seven hundred fifty gallons) of water used, there will be the following consumption charges:

Monthly Water Usage (in cubic feet)	Rate Per Hundred Cubic Feet		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Zero up to 600	<del>((<u>\$0.5371</u>))</del>	<u>\$0.5371</u>	<u>\$0.5635</u>
Greater than 600 up to 1,200	<del>((<u>\$1.1366</u>))</del>	<u>\$1.1366</u>	<u>\$1.1923</u>
Greater than 1,200 up to 2,500	<del>((<u>\$1.5291</u>))</del>	<u>\$1.5291</u>	<u>\$1.6039</u>
Greater than 2,500 up to 4,500	<del>((<u>\$1.9631</u>))</del>	<u>\$2.4173</u>	<u>\$2.5357</u>
Greater than 4,500	<del>((<u>\$2.4515</u>))</del>	<u>\$3.4769</u>	<u>\$3.6473</u>



- C. No vacancy allowance. ~~((will be made on any house in a group served by one meter unless all houses served by one meter are vacant and the water is shut off at the City valve by the water and hydroelectric services department upon proper request in writing.))~~
- D. Family daycare homes shall be billed at the single-family rate. For purposes of this provision, "family daycare homes" shall mean a day care facility:
  - 1. furnishing care, supervision, and guidance for persons twelve years of age or younger for more than four but less than twenty-four hours in a day;
  - 2. licensed as such by the state department of social and health services; and
  - 3. which regularly provides such care during part of a twenty-four hour day for no more than twelve children in the dwelling of the person(s) in charge.
- E. Capital Charge.

In addition to the basic charge and consumption charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 7: That SMC section 13.04.2014 is amended to read as follows:

**13.04.2014 Outside City Rate to Other Purveyors**

- A. Standby/Emergency Water: The charge to other purveyors for standby and/or emergency water service and use outside the City’s service area shall be at the following rate per one hundred cubic feet of water used plus outside City commercial monthly service charge, unless modified by separate agreement:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>(((\$1.3913))</del>	<u>\$1.4887</u>	<u>\$1.5616</u>

- 1. Operations and Maintenance Capital Charge for Standby and/or Emergency Water Service.

In addition to the ~~((basic charge and consumption))~~ standby/emergency water charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500 - Water Service Only Commercial User – Minimum Capital Charge – Outside City (includes first twenty-eight units) and Water Service Only Commercial User – Outside City – capital consumption charges.

- B. Continuous Supplemental Water: Continuous Supplemental Water is defined as those Purveyors who draw water for at least nine (9) consecutive months at a time.

The charge to other purveyors for continuous supplemental water service to be used outside the City’s service area shall be at the following rate per one hundred cubic feet of water used plus outside City commercial monthly service charge, unless modified by separate agreement:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>(((\$1.3913))</del>	<u>\$1.4887</u>	<u>\$1.5616</u>

- 1. Operations and Maintenance Capital Charge for Continuous Supplemental Water Service.

In addition to the ~~((basic charge and consumption))~~ continuous supplemental water charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500 - Water Service Only - Other Purveyors - Continuous Supplemental Water User – Outside City – capital consumption charge.

Section 8: That SMC section 13.04.2015 is amended to read as follows:

**13.04.2015 Outside City Planned Unit Developments (PUD)****A. Basic Charge.**

In general, a planned unit development (PUD) designation is one approved in accord with applicable PUD development standards and served by a master water meter. However, if a dwelling unit would otherwise be included within a PUD designation but has its own individual city water meter, it will be billed as a single-family residence under SMC 13.04.2012 or other applicable rate section. Questions of applicability are determined by the director. [Cross Reference: SMC 17A.020.160(T)]

**B. Consumption.**

For billing water consumption, the outside city PUD basic charge will be charged the same as a single-family residence outside the City limits except the PUD's total consumption will be divided by the total number of dwelling units to determine the per-dwelling consumption for purposes of applying the rate steps defined in SMC 13.04.2012(B).

**C. Size of Service / Meter Charge Per Month.**

Size of Service	Meter Charge Per Month		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
1 inch or smaller	<del>((38.52))</del>	<u>\$41.22</u>	<u>\$43.24</u>
1 ½ inch	<del>((54.34))</del>	<u>\$61.35</u>	<u>\$64.36</u>
2 inch	<del>((77.65))</del>	<u>\$83.09</u>	<u>\$87.16</u>
3 inch	<del>((119.13))</del>	<u>\$127.47</u>	<u>\$133.72</u>
4 inch	<del>((160.80))</del>	<u>\$172.06</u>	<u>\$180.49</u>
6 inch	<del>((223.86))</del>	<u>\$239.53</u>	<u>\$251.27</u>
8 inch	<del>((449.68))</del>	<u>\$481.16</u>	<u>\$504.73</u>
10 inch	<del>((652.52))</del>	<u>\$698.20</u>	<u>\$732.41</u>

**D. Capital Charge.**

In addition to the basic charge and consumption charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 9: That SMC section 13.04.2016 is amended to read as follows:

**13.04.2016 Outside City Commercial and Industrial Rates**

A. These rates apply to commercial and industrial customers and to all other customer premises not specifically identified as single-family residences or PUDs. The rates are for service outside the city limits of the City of Spokane.

**B. Size of Service / Service Charge Per Month.**

Table is on following page

Size of Service	Meter Charge Per Month		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
1 inch or smaller	<del>((<u>\$38.52</u>))</del>	<u>\$41.22</u>	\$43.24
1 ½ inch	<del>((<u>\$57.34</u>))</del>	<u>\$61.35</u>	\$64.36
2 inch	<del>((<u>\$77.65</u>))</del>	<u>\$83.09</u>	\$87.16
3 inch	<del>((<u>\$119.13</u>))</del>	<u>\$127.47</u>	\$133.72
4 inch	<del>((<u>\$160.80</u>))</del>	<u>\$172.06</u>	\$180.49
6 inch	<del>((<u>\$223.86</u>))</del>	<u>\$239.53</u>	\$251.27
8 inch	<del>((<u>\$449.68</u>))</del>	<u>\$481.16</u>	\$504.73
10 inch	<del>((<u>\$652.52</u>))</del>	<u>\$698.20</u>	\$732.41

C. The following rate schedule is adopted to encourage water conservation and promote environmental quality. Outside the City limits, for each one hundred cubic feet, or major fraction (approximately seven hundred fifty gallons) of water used, there will be the following consumption charges:

Monthly Water Usage	Rate		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Zero up to 600 (Charge for all use: zero up to 600.)	<del>((<u>\$0.5572</u>))</del>	<u>\$0.5962</u>	<u>\$0.6254</u>
Greater than 600 up to 1,000 (Charge for all use: zero up to 1,000.)	<del>((<u>\$1.1567</u>))</del>	<u>\$1.2377</u>	<u>\$1.2983</u>
Greater than 1,000 (Charge for all use: zero to amount used.)	<del>((<u>\$1.6728</u>))</del>	<u>\$1.7899</u>	<u>\$1.8776</u>

D. Capital Charge.

In addition to the ~~((basic))~~ size of service/service charge and consumption charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 10: That SMC section 13.04.20161 is amended to read as follows:

**13.04.20161 PDA Water Rates**

A. These rates apply to residential customers located within a designated and approved Public Development Authority (PDA).

1. Basic Charge – Residential Customer:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((<u>\$18.76</u>))</del>	<u>\$19.04</u>	<u>\$19.97</u>

2. Consumption Charge – Residential Customer.

The following consumption charge rate schedule is adopted to encourage water conservation and promote environmental quality. Within the PDA boundaries, for each one hundred cubic feet, or major fraction (approximately seven hundred fifty gallons) of water used, there will be the following consumption charges:

Monthly Water Usage	Rate Per Hundred Cubic Feet		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Zero up to 600	<del>((<u>\$0.3584</u>))</del>	<u>\$0.3581</u>	<u>\$0.3756</u>
Greater than 600 up to 1,200	<del>((<u>\$0.7577</u>))</del>	<u>\$0.7577</u>	<u>\$0.7948</u>
Greater than 1,200 up to 2,500	<del>((<u>\$1.0193</u>))</del>	<u>\$1.0193</u>	<u>\$1.0692</u>
Greater than 2,500 up to 4,500	<del>((<u>\$1.3088</u>))</del>	<u>\$1.6115</u>	<u>\$1.6905</u>
Greater than 4,500	<del>((<u>\$1.6344</u>))</del>	<u>\$2.3179</u>	<u>\$2.4315</u>

B. These rates apply to commercial customers located within a designated and approved Public Development Authority (PDA).

1. Size of Service / Meter Charge Per Month.

Size of Service	Meter Charge Per Month		
	<del>((2021))</del>	<u>2025</u>	<u>2026</u>
1 inch or smaller	<del>((<u>\$19.89</u>))</del>	<u>\$21.28</u>	<u>\$22.33</u>
1 ½ inch	<del>((<u>\$32.44</u>))</del>	<u>\$34.71</u>	<u>\$36.41</u>
2 inch	<del>((<u>\$45.97</u>))</del>	<u>\$49.19</u>	<u>\$51.60</u>
3 inch	<del>((<u>\$73.63</u>))</del>	<u>\$78.78</u>	<u>\$82.64</u>
4 inch	<del>((<u>\$101.44</u>))</del>	<u>\$108.51</u>	<u>\$113.83</u>
6 inch	<del>((<u>\$143.45</u>))</del>	<u>\$153.49</u>	<u>\$161.01</u>
8 inch	<del>((<u>\$293.94</u>))</del>	<u>\$314.48</u>	<u>\$329.89</u>
10 inch	<del>((<u>\$429.24</u>))</del>	<u>\$459.25</u>	<u>\$481.76</u>

2. Commercial Consumption.

The following rate schedule is adopted to encourage water conservation and promote environmental quality. For each one hundred cubic feet, or major fraction (approximately seven hundred fifty gallons) of water used, there will be the following monthly consumption charges:

PDA Monthly Water Usage (in cubic feet)	Rate Per Hundred Cubic Feet		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Zero up to 600 (Charge for all use: zero up to 600.)	<del>((<u>\$0.3715</u>))</del>	<u>\$0.3975</u>	<u>\$0.4170</u>
Greater than 600 up to 1,000 (Charge for all use: zero up to 1,000.)	<del>((<u>\$0.7709</u>))</del>	<u>\$0.8249</u>	<u>\$0.8653</u>
Greater than 1,000 (Charge for all use: zero to amount used.)	<del>((<u>\$1.1152</u>))</del>	<u>\$1.1933</u>	<u>\$1.2518</u>

3. Capital Charge. In addition to the basic charge and consumption charge, there shall be charged a capital charge for all accounts as established and provided for in SMC 13.035.500.

Section 11: That SMC section 13.04.2025 is amended to read as follows:

**13.04.2025 Tap and Meter Requirements and Fees**

A. Outside City taps must sign a water annexation covenant approved by the City legal department.

- B. Local improvement district and future main extension waivers are required on all approved long services.
- C. Taps one inch and smaller: Pressure reducing valve (PRV) is required before meter if pressure is greater than eighty pounds.
- D. Taps one-and-one-half inch and larger: Pressure reducing valve (PRV) is required after meter if pressure is greater than eighty pounds.
- E. Remote reader charges are included in meter fees.
- F. City taps that need to be installed at a time other than normal water department business hours must pay an additional fee in accordance with City of Spokane Water and Hydroelectric Department Fee Schedule - Public Rule.
- G. Meter sizing for all dwelling units shall be based on fixture unit counts, as addressed in the latest addition of the Uniform Plumbing Code, and/or through a hydraulic analysis submitted by the applicant's engineer for review and concurrence by City staff.
- H. Any taps two inches and smaller, installed on a main eighteen inches or larger must pay an additional ~~((five hundred dollars (\$500.00) for a tapping saddle.))~~ fee in accordance with City of Spokane Water and Hydroelectric Department Fee Schedule - Public Rule.
- I. Taps four inches and larger installed by private contractors during a main construction require an inspection fee ~~((of two hundred fifty dollars (\$250.00).))~~ in accordance with City of Spokane Water and Hydroelectric Department Fee Schedule - Public Rule.

Section 12. Effective Date. This ordinance shall take effect and be in force on January 1, 2025.

**Passed by City Council October 14, 2024**  
**Delivered to Mayor October 16, 2024**

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ORDINANCE NO. C36588

AN ORDINANCE relating to the rates of Water-Wastewater public utilities and services, amending SMC sections 13.035.500; to chapter 13.035 of the Spokane Municipal Code; and setting an effective date.

The City of Spokane does ordain:

Section 1: That SMC section 13.035.500 is amended to read as follows:

**13.035.500 Water-Wastewater Capital Rates**

- A. In addition to user charges (basic charges and consumption charges) for providing utility services to customers, all accounts are assessed a water-wastewater capital management fund charge which shall be placed in a separate fund, reserved for purposes of contribution to water-wastewater capital infrastructure.
- B. The following rates shall apply to the water-wastewater capital management fund charge and shall be separately itemized on the utility bill:

Table is on following pages

Water-wastewater Capital Rates – per month			
	((2024))	2025	2026
Domestic user (Per single-family residence or equivalent residential unit):			
Domestic user – In City	(( <u>\$33.14</u> ))	<u>\$34.43</u>	<u>\$36.12</u>
Domestic user – Outside City	(( <u>\$37.94</u> ))	<u>\$39.46</u>	<u>\$41.39</u>
Commercial User:			
Commercial user – In City: Minimum commercial user charge (includes first forty eight units)	(( <u>\$33.14</u> ))	<u>\$35.43</u>	<u>\$37.16</u>
Commercial user – In City: Water-wastewater consumption charge (over forty eight units) (per hundred cubic feet)	(( <u>\$0.6945</u> ))	<u>\$0.7431</u>	<u>\$0.7795</u>
Commercial user – Outside City: Minimum commercial user charge (includes first twenty eight units)	(( <u>\$37.94</u> ))	<u>\$40.60</u>	<u>\$42.58</u>
Commercial user – Outside City: Water-wastewater consumption charge (over twenty eight units) (per hundred cubic feet)	(( <u>\$1.3886</u> ))	<u>\$1.4858</u>	<u>\$1.5586</u>
Other services:			
PDA - Domestic User	(( <u>\$33.14</u> ))	<u>\$34.43</u>	<u>\$36.12</u>
PDA - Commercial user Minimum commercial user charge (includes first forty eight units)	(( <u>\$33.14</u> ))	<u>\$35.43</u>	<u>\$37.16</u>
PDA - Commercial user Water-wastewater consumption charge (over forty eight units) (per hundred cubic feet)	(( <u>\$0.6945</u> ))	<u>\$0.7431</u>	<u>\$0.7795</u>
PDA Water only Domestic User -Capital Charge	(( <u>\$13.25</u> ))	<u>\$13.78</u>	<u>\$14.46</u>
PDA Water only Commercial User Minimum commercial user charge (includes first forty eight units)	(( <u>\$13.25</u> ))	<u>\$14.18</u>	<u>\$14.87</u>
PDA Water Only Commercial User Capital consumption charge (over forty eight units) (per hundred cubic feet)	(( <u>\$0.2777</u> ))	<u>\$0.2971</u>	<u>\$0.3117</u>
PDA Wastewater only Domestic User– Capital Charge	(( <u>\$19.86</u> ))	<u>\$21.25</u>	<u>\$22.29</u>
PDA Wastewater only Commercial User – minimum commercial user charge (includes first forty-eight units)	(( <u>\$19.86</u> ))	<u>\$21.25</u>	<u>\$22.29</u>
PDA Wastewater only Commercial User Capital consumption charge (over forty eight units) (per hundred cubic feet)	(( <u>\$0.4167</u> ))	<u>\$0.4459</u>	<u>\$0.4677</u>
Service outside City utility service area (per hundred cubic feet). This rate shall apply unless modified by separate agreement	(( <u>\$1.3886</u> ))	<u>\$1.4858</u>	<u>\$1.5586</u>
Non-domestic process water-wastewater capital rate (per thousand gallons)	(( <u>\$47.60</u> ))	<u>\$50.93</u>	<u>\$53.43</u>
Septage charge (per thousand gallons)	(( <u>\$47.60</u> ))	<u>\$50.93</u>	<u>\$53.42</u>
Water Service Only Domestic User- Capital Charge – In City	(( <u>\$13.25</u> ))	<u>\$13.78</u>	<u>\$14.46</u>
Water Service Only Domestic User- Capital Charge – Outside City	(( <u>\$15.18</u> ))	<u>\$15.79</u>	<u>\$16.56</u>
Water Service Only Commercial User – Minimum Capital Charge – In City (includes first forty eight units)	(( <u>\$13.25</u> ))	<u>\$14.18</u>	<u>\$14.87</u>
Water Service Only Commercial User – In City -capital consumption charge (over forty eight units) (per hundred cubic feet)	(( <u>\$0.2777</u> ))	<u>\$0.2971</u>	<u>\$0.3117</u>

Water Service Only Commercial User – Minimum Capital Charge –	<del>((15.18))</del>	<u>\$16.24</u>	<u>\$17.04</u>
Water Service Only Commercial User – Outside City – capital	<del>((0.5555))</del>	<u>\$0.5944</u>	<u>\$0.6235</u>
Water Service Only - Other Purveyors - Continuous Supplemental Water User – Outside City – capital consumption charge (per hundred cubic feet)	<del>((0.391))</del>	<u>\$0.4182</u>	<u>\$0.4388</u>
Wastewater Service Only Domestic User – Capital Charge – In City	<del>((19.86))</del>	<u>\$21.25</u>	<u>\$22.29</u>
Wastewater Service Only Domestic User – Capital Charge – Outside	<del>((22.76))</del>	<u>\$24.35</u>	<u>\$25.55</u>
Wastewater Service Only – Commercial User – Minimum Capital Charge – In City (includes first forty eight units)	<del>((19.86))</del>	<u>\$21.25</u>	<u>\$22.29</u>
Wastewater Service Only Commercial User – In City – capital	<del>((0.4167))</del>	<u>\$0.4459</u>	<u>\$0.4677</u>
Wastewater Service Only Commercial User – Minimum Capital Charge	<del>((22.76))</del>	<u>\$24.35</u>	<u>\$25.55</u>
Wastewater Service Only Commercial User – Outside City – capital	<del>((0.833))</del>	<u>\$0.8913</u>	<u>\$0.9350</u>

Section 2. Effective Date. This ordinance shall take effect and be in force on January 1, 2025.

**Passed by City Council October 14, 2024**  
**Delivered to Mayor October 16, 2024**

**ORDINANCE NO. C36589**

AN ORDINANCE relating to the rates of Solid Waste Collection public utilities and services, amending SMC sections 13.02.0106, 13.02.0112, 13.02.0114, 13.02.0125, 13.02.0130, 13.02.0202, 13.02.0204, 13.02.0224, 13.02.0232, 13.02.0238, 13.02.0244, 13.02.0300, 13.02.0304, 13.02.0306, 13.02.0310, 13.02.0314, 13.02.0316, 13.02.0318, 13.02.0324, 13.02.0330, 13.02.0332, 13.02.0334, 13.02.0340, 13.02.0342, 13.02.0344, 13.02.0352, 13.02.0354, 13.02.0358, 13.02.0360, 13.02.0364, 13.02.0366, 13.02.0402, 13.02.0406, 13.02.0408, 13.02.0410, 13.02.0502, 13.02.0504, 13.02.0506, 13.02.0508, 13.02.0510, 13.02.0512, 13.02.0514, 13.02.0518, 13.02.0520, 13.02.0522, 13.02.0528, 13.02.0550, 13.02.0552, 13.02.0554, 13.02.0560, 13.02.0561, 13.02.0562, 13.02.0563, and 13.02.0568; to chapter 13.02 of the Spokane Municipal Code; and setting an effective date.

The City of Spokane does ordain:

Section 1: That SMC section 13.02.0106 is amended to read as follows:

**13.02.0106 Collection Service – Kinds of Service**

A. Collection services referenced in this chapter are identified in relation to:

1. style or capacity of container and associated department collection vehicles and equipment: “commercial/residential” and “automated/semi-automated” service. In limited circumstances, as permitted by the director, an account may be served manually, i.e., without direct assistance of equipment;
2. time shift services are provided: “Day/Night/Early Day” service;
3. pickup location: “Alley/curb/rollout”; and
4. recycling based upon use of premises: “Residential-use/nonresidential-use” premises.

B. Commercial/Residential Service.

Solid waste collection service to premises is classified as “residential” or “commercial” based upon the type of container determined to serve said premises by director, considering the nature and quantity of solid waste generated, the public health and safety, and business and administrative convenience and efficiency.

1. “Commercial service” is provided with larger capacity containers, which include one- to six-cubic-yard dumpsters, front or rear loaded, and twenty- and thirty-cubic-yard rolloff containers. Such containers are supplied by the department.

- a. "Commercial service" further includes compactor container service. Customers may supply containers for compactor service, ranging from ~~((two))~~ one - to forty-cubic-yard capacity, subject to approval by the department for compatibility with collection vehicles.
- b. Commercial-service containers are associated with business and commercial customer needs, although larger multi-unit residential premises sometimes also use them.
- c. Similar commercial-capacity containers, except compactors, are used for general-mixed solid waste and recyclable materials.
- d. One-yard rear load dumpsters are only available in the downtown area for night collection, unless approved by the director on a case-by-case basis.

2. "Residential service" is provided with automated carts in different sizes. This service is for residential customer general-mixed solid waste and recyclable needs.

- a. Oversized containers will be billed extra.

#### C. Automated Semi-automated Service.

"Automated service" is collection service provided with a single operator and collection vehicle. It is distinguished from "semi-automated service", which uses a different collection vehicle and, occasionally, a two-person crew. Most residential and commercial service is automated service.

#### D. Day/Night/Early Day Service.

Collection services are provided in three time shifts.

1. "Day" service starts at ~~((seven))~~ six a.m.
2. "Early-day" service starts at ~~((six))~~ five a.m.
3. "Night" service is from ten p.m. to six-thirty a.m.

#### E. Alley/Curb/Rollout Service.

"Alley", "curb" or "rollout" service refers to the service pickup location of the container for the area or premises served,

1. "Alley service" means the department collects from areas located in or along alleys. It is provided for some residential and commercial container service.
2. "Curb service" means collection at the curb of the public right-of-way adjacent to the premises served, including adjacent sidewalk area.
3. "Rollout service" means that the collector must retrieve the carts from a location more than ~~((six))~~ two feet from the vehicle access point for automated service, or more than ~~((twelve))~~ six feet from the vehicle access point for semi-automated service areas.

The director determines which locations are best suited for alley or curb pickup, and the specific location for such pickup, based upon considerations of vehicle access, site-specific conditions and operational efficiency and convenience. For residential areas, curb pickup is used unless otherwise ordered by the director.

All containers, for all waste stream types, will be picked up in the same designated location, with the exception of commercial service.

#### F. Residential or Curbside and Nonresidential Recycling Collection Service.

Recycling service is classified based upon the style of container. "Residential" recycling service, also sometimes referenced as "residential curbside" recycling service, is offered to those premises primarily used for human occupancy ("residential-use premises") and using City-provided automated refuse carts for disposal of household trash. Other customers may use or be required to use commercial-style containers for the convenience and efficiency of the customer or the department.

Section 2: That SMC section 13.02.0112 is amended to read as follows:

#### **13.02.0112 Departments**

"Department" means the solid waste collection department as defined in SMC 03.01A.450 for matters within its municipal departmental responsibility and the solid waste disposal department as defined in SMC 03.01A.470 for matters within its municipal departmental responsibilities. ~~((Each director may perform functions and assist the other as the director may mutually desire.))~~



Section 3: That SMC section 13.02.0114 is amended to read as follows:

### **13.02.0114 Director**

“Director” means the director of ~~((the solid waste collection department))~~ solid waste management for areas within solid waste disposal and solid waste collection ~~((that))~~ municipal department’s functions, ~~((and the director of the solid waste disposal department for areas within that municipal department’s functions))~~ unless otherwise stated or indicated by context.

Section 4: That SMC section 13.02.0125 is amended to read as follows:

### **13.02.0125 Solid Waste Permit**

“Solid waste permit” is issued by the director of solid waste ~~((collection))~~ management for roll-off containers used solely for demolition purposes pursuant to a valid demolition permit issued by the City of Spokane under the following conditions:

- A. Roll-off containers will be allowed for demolition purposes which result from incidental hauling as defined in SMC 13.02.0119 only;
- B. Container must be owned and operated exclusively by the demolition ~~((permittee))~~ permittee, direct employee, or subcontractor under contract by permit holder, pursuant to a valid demolition permit issued by the City of Spokane and be clearly identifiable as being owned and operated exclusively by the demolition ~~((permittee))~~ permittee;
- C. Each container must be inspected by the solid waste collection department and have affixed in a visible area, an annual permit tag;
- D. All waste shall be hauled to a permitted facility as defined in SMC 13.02.01191; and
- E. All receipts for disposal must be available for inspection by the building inspectors, code enforcement officers or solid waste collection department staff. Such party shall furnish promptly such records or information as requested, at no cost to the City.
- F. Failure to comply shall result in revocation of the solid waste permit and may result in penalties.

Section 5: That SMC section 13.02.0130 is amended to read as follows:

### **13.02.0130 Transfer Station**

“Transfer station” is a permanent, fixed supplemental collection and transportation facility owned by Spokane County used by persons and collection vehicles to deposit solid waste into a larger transfer vehicle for transport to a permanent disposal site.

Section 6: That SMC section 13.02.0202 is amended to read as follows:

### **13.02.0202 Compulsory Service**

The maintenance of the public health, safety, sanitation and aesthetics requires that all generators of solid waste in the City of Spokane accept, arrange for and pay for solid waste collection and disposal services established by the City including non-permanent sites (such as RV Lots, food trucks, etc). Said mandatory service includes the collection of general-mixed solid wastes as well as payment for the department’s residential curbside recycling collection program.

Section 7: That SMC section 13.02.0204 is amended to read as follows:

### **13.02.0204 Private Hauling Prohibited – Special Reports – Solid Waste Franchises – Commercial Recycling – Construction, Demolition and Landclearing Waste**

- A. Except where preempted by state law or pursuant to a written City contract or franchise as provided hereafter, no person may provide solid waste collection or solid waste disposal services or residential recycling collection services otherwise provided by the city solid waste collection and disposal departments within the City.
  - 1. Specifically, the use of roll-off boxes or tilt-frame trucks by persons other than the solid waste collection department or persons authorized by City contract, City franchise, or City solid waste permit (as defined in SMC 13.02.0125) is prohibited.

- a. A “roll-off box or container” is defined as a non-motorized container that is left at a site in which is deposited trash, construction debris and/or garbage. It is normally metal and capable of being hauled to be dumped elsewhere.
2. The following specialized solid waste handling equipment is prohibited from use in the city without a franchise, solid waste permit or written approval from the solid waste collection department:
  - a. Front, rear or side load waste collection vehicle;
  - b. Tilt-frame collection vehicle for the hauling of roll-off waste containers or waste compactors;
  - c. Private roll-off waste container;
  - d. Intermodal container used for solid waste disposal;
  - e. Container carrier truck or container delivery truck for the hauling of solid waste containers; and
  - f. Solid waste container for the collection of solid waste is one-yard, two-yard, three-yard, four-yard, six-yard, or eight-yard size.
- B. Private junk removal or hauling services are prohibited to the extent they involve collection or hauling of solid waste, including construction, demolition and landclearing wastes. Private cleanup services not involving regular routes and which may include incidental hauling as defined in SMC 13.02.0119 may be permitted where:
  1. A substantial charge is made for premises cleanup labor and hauling charges are incidental thereto;
  2. All non-recyclable materials are source separated and disposed of at the City’s Waste to Energy Facility or the Spokane County Regional Solid Waste System;
  3. Such disclosure and reporting requirements as prescribed by the director are followed; and
  4. No solid waste hauling which could be the subject of any WUTC regulatory action occurs; and
  5. Parties engaged in such activities accept and agree to any other regulatory or contractual arrangements as the director may determine appropriate to assure maintenance of solid waste collection and disposal departmental control of collection and disposal of solid waste in the city of Spokane.
- C. Solid Waste Franchises.
  1. Persons holding a state certificate of public convenience and necessity within any areas annexed and entitled to an exclusive municipal franchise following annexation under RCW 35.13.280 are hereby granted an exclusive franchise as provided by law for a period of seven years commencing at the effective date of annexation.
    - a. The director of solid waste (~~(collection)~~) management is authorized to extend the time of such franchises, considering the value of any interests cancelled because of an annexation and the City’s assumption of solid waste authority, not to exceed an additional three years, but any extension shall be in writing and upon such conditions as the director may require, in the exercise of sound discretion.
    - b. The director may present a separate franchise document for approval by any affected party, but failure of said party to sign or accept the same shall not delay the operation of this section, or the director may deem said failure to be a surrender or abandonment of all rights.
    - c. The terms of this section shall form the basis of any franchise or contract for such solid waste collection privileges.
    - d. If a franchise is granted within an annexation area per this section, at the end of the franchise service term, the other party will provide current service level records to assist the City with transitioning customers to City service.
  2. Any party collecting solid waste in the city of Spokane pursuant to this subsection (C) of this section is subject to the following further conditions:
    - a. The franchise shall not exceed the scope of permission as to kind of service, territory or any other permission relating to solid waste granted by any state certificate of public convenience and necessity that has been cancelled by operation of the annexation law in effect prior to the time of annexation.
    - b. Rates shall be fair and reasonable. Compliance with WUTC-approved rates for similar services shall be presumed fair and reasonable, but rates in excess of such rates shall be presumed not to be fair and reasonable, all rates subject to review and approval by the director of solid waste (~~(collection)~~) management guided by standards applicable to WUTC certificated haulers.
    - c. Service levels shall be adequate and sufficient to satisfy all customer needs. Service levels at least to the level currently provided by the City of Spokane department of solid waste collection shall be presumed adequate and sufficient. Service not to such level shall be presumed insufficient, but all service is subject to review and approval by the director of solid waste (~~(collection)~~) management who shall consider WUTC policies and practices.
    - d. The hauler shall be solely and separately responsible for all activities and shall never represent that it is an employee or agent of the City of Spokane.

- i. The hauler must indemnify and hold harmless the City, its officers, agents and employees from all loss or liability for the service provider's actions in connection with the enjoyment of service privileges.
- ii. The party may be required to furnish evidence of insurance, including naming the City of Spokane as an additional named insured on the insurance levels as the director may reasonably require, in consultation with the city risk manager, considering the nature and scope of service activities and level of risk to the public therefrom.

#### D. Commercial Recycling Hauling.

1. Persons engaged in commercial recycling hauling for hire are not subject to requirements of a municipal solid waste contract or franchise under this section, but must submit a written location disclosure report to be reviewed by the director. The report must contain the following information: destination of haul, resulting useful product showing recycling use, and proof of commercial value of said product.
  - a. The report is due at or before the time of placement of any containers for recyclables collection.
  - b. All recycling containers placed must be clearly labeled "recyclables only" in ~~((large twelve-inch block letters ef))~~ contrasting colors on all exterior sides.
  - c. Haulers are also responsible to explain City requirements to segregate recyclables from solid waste to their customers.
  - d. Additionally recycling haulers must file a written annual report with the director of solid waste management no later than February 1st for the prior year's recycling activities.
  - e. A copy of the Annual Recycling Survey Report as submitted to Spokane County or the department of ecology required by chapter 70.95 RCW for the immediate past year.
2. "Commercial recycling hauling" for purposes of reporting requirements consists of collection and transportation of source-separated (that is, separated by the original generator) recyclable materials from a drop-off box, or from a commercial or industrial generator of recyclable materials to a processor of recyclable materials or end user of recyclable materials.
  - a. Recyclable materials must contain no solid waste (non-recyclable materials). However, adjustments to this requirement may be made by the director, granted only in writing, if the applicant can demonstrate to the director that its activities are in the best interests of the public health and safety for meeting the recycling goals set forth in the Spokane County Solid Waste Management Plan.
  - b. All recyclable materials shall be processed and marketed in such a way that they are recycled rather than disposed of as solid waste.
  - c. All persons engaged in commercial recycling shall provide documentation of the final disposition of all recyclable materials upon request by the director. These records shall be maintained for a minimum of three years.

#### E. Construction, Demolition and Landclearing Waste.

1. Construction, demolition and landclearing wastes are defined in SMC 13.02.0109, and are a result of construction, demolition and landclearing activities, which are generated under a valid building or demolition permit issued by the City of Spokane.
2. Collection and hauling for hire by private haulers is prohibited without possession of a current valid franchise issued by the City of Spokane.
3. Persons who create construction, demolition and/or landclearing wastes as a result of construction, demolition or landclearing activities shall haul construction demolition and landclearing wastes to a Spokane regional health district permitted facility located within Spokane county.
4. All building or demolition permitted sites must have a City of Spokane solid waste container for putrescible waste generated at the job site.
5. All receipts for disposal must be available for inspection by the building inspectors, code enforcement officers or solid waste collection department staff.
6. The solid waste collection department will provide hauling services for construction, demolition and landclearing wastes upon request.
  - a. The generator shall establish an account for the billing of the disposal of the materials at the permitted facility to be paid by the generator.
  - b. The City of Spokane retains all rights permitted to cities concerning the management of all solid waste as provided for under Washington State law.
  - c. Construction, demolition and landclearing wastes collected and hauled by the City of Spokane which are refused will either be returned to the generator or hauled to the Spokane waste-to-energy facility ~~((or other appropriate transfer station,))~~ at generator's expense.

- F. All records of any party engaged in activities relating to collection of solid waste or recycling as identified under this section are subject to inspection and copying by the director. Such parties shall furnish promptly such records or information as the director may require, at no cost to the City.
- G. In addition to any other provision, any person in violation of applicable requirements in this section shall be subject to revocation of said party's collection privileges.
  - 1. Except in case of danger to the public health safety, as the director may determine, or where otherwise provided, no revocation shall occur prior to thirty days' written notice by the director to the party subject to revocation, specifying the violation and providing for an opportunity to correct the same.
  - 2. If the director determines such violation is not corrected after thirty days, the director may issue an order requiring the party to show cause before the city hearing examiner why collection privileges should not be cancelled.
  - 3. Upon receipt of such order, the hearing examiner schedules a hearing and determines the issue, subject to appeal within fourteen days to city council on the record submitted, without additional testimony.
- H. Upon cancellation of any collection privileges, the holder thereof shall peacefully surrender all territory, providing such information related thereto at no cost to the City, as the director may require.
- I. The director of solid waste (~~collection~~) management is vested with the duty of administering the provisions of this section. The director may prepare and require the use of such forms as deemed needed for administering the requirements of this section.

Section 8: That SMC section 13.02.0224 is amended to read as follows:

**13.02.0224 Abatement of Public Nuisance**

- A. Failure of an owner or occupant of any occupied premises to receive weekly solid waste collection service is declared to be a public nuisance, as a condition tending to promote the breeding of vermin and spread of disease.
- B. Notwithstanding any other provision of this chapter, and in addition thereto, the maintenance of any condition upon premises creating or tending to create a risk to the public health or safety, specifically including but not limited to the accumulation of solid waste, including garbage, refuse, or any malodorous, unhealthful, flammable, or putrescent materials on premises shall constitute a public nuisance and, in the discretion of the fire inspector, building official, code enforcement official, health officer, or director shall be susceptible to abatement by the City, with or without prior notice, at the expense and liability of the premises owner and/or the person causing or maintaining the same.
- C. Costs of abatement of any nuisance as above defined are declared to be part of municipal solid waste collection and disposal service which may be billed as a utility service to the premises where the condition arose or exists. This section shall not limit the City or premises owners' rights to seek recovery against other responsible persons.
- D. The costs of abatement by the City include, but are not limited to, personnel and equipment costs, both direct and indirect, costs incurred in documenting the violation; hauling, transportation, and disposal expenses; filing fees; and actual expenses and costs of the City in preparing notices, specifications, and contracts, and in accomplishing and/or contracting and inspecting the work; the costs of any required printing or mailing; and any others costs to provide collection and disposal service.
  - 1. Notice of Violation – Service Charge.  
Failure to remedy a nuisance condition listed under this chapter that results in abatement by the City after a notice of violation has been provided will result in an eighty-five dollar fee to defray administration costs related to providing solid waste collection and disposal services.
  - 2. Abatement – Minimum Service Charge.  
The required number of personnel for an abatement will be at the discretion of the director or code enforcement supervisor, and will be billed at a half-hour minimum for travel to the premises and abatement of the nuisance. In addition, time required to transport and dispose of abated materials will be based on a half-hour minimum. Additional time will be billed at quarter hour increments.
    - a. For travel time and abatement labor charges, the service charge will be billed at a half hour minimum.
      - i. Service charge for one half-hour under this section: (~~One hundred thirty six dollars six cents.~~)

<del>((2024))</del>	2025	2026
<del>((136.06))</del>	\$145.58	\$155.78

- ii. Service charge for each additional quarter-hour: ~~((Sixty-eight dollars three cents.))~~

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((68.03))</del>	<u>\$72.79</u>	<u>\$77.89</u>

- iii. Service charge for each additional personnel will be billed:  
~~((A. sixty-one dollars nine cents per hour, or  
 B. thirty dollars fifty five cents per half hour, or  
 C. fifteen dollars twenty seven cents per quarter hour.))~~

	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<u>per hour</u>	<del>((61.09))</del>	<u>\$65.37</u>	<u>\$69.94</u>
<u>per half hour</u>	<del>((30.55))</del>	<u>\$32.69</u>	<u>\$34.98</u>
<u>per quarter hour</u>	<del>((15.27))</del>	<u>\$16.34</u>	<u>\$17.48</u>

- b. For transporting solid waste to the proper disposal facility; the service charge will be billed at a half hour minimum.

- i. Service charge for one-half hour under this section: ~~((Sixty-two dollars ninety five cents.))~~

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((62.95))</del>	<u>\$67.36</u>	<u>\$72.07</u>

- ii. Service charge for each additional quarter-hour: ~~((Thirty one dollars forty seven cents.))~~

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((31.47))</del>	<u>\$33.67</u>	<u>\$36.03</u>

- c. In addition to the labor and equipment charges, there is added to this section a charge for waste disposal: Waste disposal rates pursuant to SMC 13.02.0528(C)

Section 9: That SMC section 13.02.0232 is amended to read as follows:

**13.02.0232 Deposits – Mandatory Combined Billing**

- A. The utilities billing division or director may order a deposit as a condition of initiating, continuing or restoring any service where it appears, in their discretion, there is a risk of nonpayment or underpayment or as permitted by 11 U.S.C. Section 366 or any other applicable law.
- B. Solid waste collection service, including recyclable materials, must be billed on a combined City utilities bill except upon written department approval.
  - 1. Where premises are not served by City water service or where an account is not otherwise included on a combined City utilities bill, such as a “refuse-only” account, the customer is required to tender a deposit of Five Hundred Dollars (\$500.00) to the department or an amount equal to the estimated cost of the service to be provided as determined by the department. Customer needs to contact My Spokane 3-1-1 or Utilities Billing to request this refund.

Section 10: That SMC section 13.02.0238 is amended to read as follows:

**13.02.0238 Underbilling – Overbilling**

- A. Policy.

It is the policy of the City to collect all amounts identifiable as due and owing for solid waste collection and disposal service from the account served, recognizing losses from not collecting such amounts must be made up by moneys collected from all ratepayers. It is presumed that owners and occupants of premises are aware of the obligation to accept and pay for departmental services and the cost of such services for the premises concerned. Subject to this policy the

director or administrative head of city utility billings has discretion to adjust billings considering individual account circumstances as follows:

1. Underbill – Underpayment.

Underbilling or underpayment because of customer errors or other reasons not the result of City errors will be collected in full. Underbilling or underpayment because of City error may be adjusted, considering the following criteria:

- a. Where it appears a customer or other person responsible for payment did not know and had no reason to know of the error, accrued charges may be waived which are over one year in arrears.
- b. In general, customers are presumed to know that solid waste collection and disposal service is not rendered for free, and there is a prima facie customer “reason to know” of an error where no charges are being assessed for premises receiving service, or failure to act or make reasonable inquiry promptly upon the presentation of a bill for services for premises inconsistent with services rendered thereto.
- c. In considering in individual cases where a customer knew or had reason to know of an underbilling error, the adjusting official may consider a customer’s status as a single-family account compared to a larger volume user, with a presumption that larger volume users should have a better awareness of the status of their service consumption and obligation to make proper payment therefor. Underbillings because of customer error or where it appears a customer knew or should have known of the error should be paid in full.

2. Overbill.

Where an account is overbilled or overpaid because of City error, not the result of customer fault, the refund period is up to one year from the time the error is reported to the City. Upon a written request by the customer to the director of solid waste management, the refund period may be extended beyond the limited one-year time frame on a case-by-case basis. Approved refunds are generally administered by an account credit for the premises served.

Section 11: That SMC section 13.02.0244 is amended to read as follows:

**13.02.0244 No Gift, Credit or Free Service**

A. No gift of public or departmental funds, free service or loan of credits or forbearance of collection of any obligation due and owing the department for services rendered by or available from the department shall ever be made.

1. This provision shall not preclude the director from granting, through neighborhood councils established as provided in SMC 4.27.010, a credit of up to six thousand five hundred dollars (\$6,500.00) annually for community cleanup purposes. The director may establish further conditions of use, consistent with the purpose.
2. No credit may be carried over into a new calendar year.

B. Credits referenced in subsection (a) of this section may be used as follows:

1. Curbside.

- a. Hourly fee charged for refuse truck and two staff members.
- b. Tonnage fees at the waste-to-energy plant.
- c. No large appliances/items.
- d. Monday through Friday (no weekends).

2. Rolloff Dumpsters (large commercial type).

- a. Delivery fee for each container.
- b. Daily rental.
- c. Haul fee.
- d. Tipping fees at the waste-to-energy plant.
- e. Weekend coverage overtime charges apply (one-day only event).
- f. Weekend supervisor standby charges apply (one-day only event).
- g. Weekend cleanups are subject to staff availability.
- ((f)) h. No weekend cleanups after November 1st.

3. Clean Green Program.

Charges are the same as subsection (B)(2) of this section, except subsection (B)(2)(d), which is charged at the lesser clean green rate.

4. Recycling Program.

Charges are the same as subsection (B)(2) of this section, except subsection (B)(2)(d). Processing fees and current market value of materials will determine if there is a cost or revenue earned for delivered materials at a recycling processing facility.

- a. Neighborhood councils must have an account set up, in advance, with a recycling processor of the city's choice to collect any revenue earned from recyclables collected during the community cleanup. Recycling processor will be selected based on conveniences such as location and days and hours of operation
- b. Neighborhoods without an account set up at the selected recycling processor will forfeit any revenue earned from the sale of recycling materials. This revenue will belong to the solid waste collection department.

((4)) 5. Large Appliance Pickup.

- a. Hourly labor cost.
- b. Tonnage dump fees.
- c. Large appliances only: Freezers, stoves, drained hot water heaters, refrigerators, etc. Doors of refrigerators and freezers need to be removed.
- d. No appliance pickups after October 15th.

((5)) 6. Pass Program.

- a. Passholders collect material in neighborhood and haul to the waste-to-energy plant. Pass pays tipping fee only.
- b. City funds may not be used to pay for contracted labor.
- c. Vehicle license numbers and pass number used to track charges.
- d. City reserves the right to audit. Neighborhood council must present to the City a dispersal log of all passes.
- e. For accounting purposes, no passes will be accepted ~~((after December 15<sup>th</sup>))~~ thirty (30) days after the issue date.
- f. The pass program will end when the funds allotted for dump passes are exhausted for the year. This will vary year-to-year depending on pass redemption rates and overall neighborhood cleanup program costs.

## 6. Other ways approved by the director.

Section 12: That SMC section 13.02.0300 is amended to read as follows:

**13.02.0300 Weekly Collection Mandatory – Exception for Temporary Service**

- A. Weekly collection service is mandatory for all occupied premises or any other premises generating solid waste, and must be accepted and paid for by the premises owner or occupant except only as provided in subsection (B) of this section. Unless otherwise defined, for purposes of this section, “occupied” means either:
1. Water or other utility service is currently supplied to the premises; or
  2. There are other signs of physical occupancy or human habitation.

The department may order collection more frequently than on a weekly basis, considering the public health, safety or aesthetics, where it appears necessary. For unoccupied premises, service may be ordered by the director as determined necessary. (See SMC 13.02.0500(C)).

- B. ~~((Minimum vacation shut-off is two weeks.))~~ Premises not required to have weekly service must accept at least monthly service unless the director sets another minimum service interval, considering the public health and safety, and business and administrative convenience. Premises eligible for consideration of a reduced (monthly) service interval are:

1. premises with temporary disposal needs, but only if generating solely nonputrescible wastes, and only so long as said account remains a temporary need;
2. nonresidential use premises, but only where generating solely nonputrescible, dry wastes, and only where the wastes generated from said premises regularly exceed twenty cubic yards per month, minimum volume.
3. Each residence may stop and start service no more than two times a year with a minimum of two weeks for each shut-off. Minimum vacation or vacancy shut off is two weeks.

Section 13: That SMC section 13.02.0304 is amended to read as follows:

**13.02.0304 Vacancies – Changes in Service Needs**

- A. A customer may request service be halted temporarily when premises are vacant.

- B. The department must receive at least three business days' advance notice.
- C. Service suspensions for less than fourteen days are not granted.
- D. Customers are further required to notify promptly (~~(the utility billings division or the department)~~) My Spokane, the city's centralized customer service center, of any changes in service needs.
- E. No credit will be issued for failure to notify the department of vacancies or changes in service needs. Consideration may be made on a case-by-case basis at the discretion of the director or his designee.

Section 14: That SMC section 13.02.0306 is amended to read as follows:

### **13.02.0306 Days of Service – Holidays**

- A. Collection services are provided Monday through Friday except during holidays.
  - 1. Disposal facilities are open seven days a week, except holidays.
  - 2. Saturday collection occurs only for Friday holiday make-up service.
  - 3. There is no regular Saturday or Sunday collection except as may be ordered by the director.
  - 4. Saturday and Sunday collection may be billed as an "extra" service in accord with administrative needs.
  - 5. Weekly collection service is generally scheduled for the same weekday for specific premises or areas but is subject to modification by the director as may be required for efficient operation of the department.
  - 6. Downtown night service is not affected by holidays.
- B. There are six departmental holidays:
  - 1. New Year's Day,
  - 2. Memorial Day,
  - 3. Independence Day,
  - 4. Labor Day,
  - 5. Thanksgiving Day, and
  - 6. Christmas Day.

When a holiday occurs, the regular collection weekday for service is one day later for holiday make-up service, starting the day after the holiday. Where a holiday falls on a Sunday, Monday is taken as the holiday. Holiday scheduling is adjustable by the director.

Section 15: That SMC section 13.02.0310 is amended to read as follows:

### **13.02.0310 Collection Schedule – Container Placement Deadlines**

- A. Collection services are scheduled in three work shifts:
  - 1. Night Schedule.

Collection occurs after ten p.m. until six-thirty a.m. of the collection day.

    - a. For purposes of reference, the collection day for night service is reckoned as that calendar day that starts before midnight, although the night shift actually continues into a new calendar day after midnight.
    - b. Night schedule is (~~(primarily)~~) only for the central city collection area.
    - c. Some containers are placed out in right-of-way areas for collection.
    - d. The deadline for container placement for pickup is eight p.m.
    - e. After collection, containers must be returned to their regular storage area promptly, but no later than seven a.m. or two hours after collection by the department, whichever occurs last.
    - f. The above rules apply to both refuse and recycling containers.
  - 2. Early Day Schedule.

Collection occurs any time after five a.m. of the collection day.

    - a. Early day schedule is primarily for commercial container customers outside the central city collection area.
    - b. The deadline for all commercial container placement for pickup is five a.m.
    - c. After collection, containers must be returned to their storage area promptly, but no later than two hours after collection by the department.
    - d. The above rules apply to both refuse and recycling containers.



### 3. Regular Day Schedule.

Regular day schedule is primarily for residential automated cart customers outside the central city collection area.

- a. The deadline for container placement for pickup is six a.m.
- b. Collection occurs any time after six a.m. of the collection day.
- c. After collection, containers not regularly stored at the container pickup location must be removed from the pickup location and returned to their regular storage area, out of general curbside, sidewalk or pickup area visibility promptly, but no later than nine p.m. in the evening of the collection day.

B. Collection times for recycling are the same as general mixed solid waste, unless different specific arrangements are made with the customer, except residential recycling customers (single-family and multi-unit dwellings) served by the night schedule for general solid waste will receive early day service for recycling pickup.

1. Said residential customers must have recycling containers at the collection pickup location no later than six a.m. of the collection day.
2. All containers must be removed from the curb by nine p.m. in the evening of the collection day.

C. Carts must be placed in a secure location after collection; customers who fail to comply are responsible for damage, arson, missing carts, and/or illegal dumping in and around carts.

Section 16: That SMC section 13.02.0314 is amended to read as follows:

#### **13.02.0314 Containers Must be Ready at Pickup Location**

A. It is essential for operations that customers have solid waste, recyclable or larger commercial-size containers ready, easily accessible and available for collection at the designated container pickup location by department vehicles prior to the beginning of the collection day. The director determines all container pickup locations, and may adjust or change such locations in the interest of operational efficiency.

B. The container pickup location will generally be at the curbside, sidewalk, or alley adjacent to the premises at the property line, unless arrangements have been made in advance for rollout service.

1. Any location change requires department approval in advance.
2. For any service using commercial-capacity containers, to avoid container damage, original container placement or any location changes must be performed by the department.
3. Containers will be damaged by improper effort to move, and the customer will be held responsible to pay for all such damage.

C. In addition to placement at the approved container pickup location, "available for collection" includes:

1. opening gates,
2. removing locks and chains,
3. making provisions for inclement weather, including:
  - a. snow removal,
  - b. sanding icy areas,
4. clearing the area of vehicles or other blockages, and
5. removal of waste, debris and anything else required to make the container accessible for dumping.

For blockage conditions such as inclement weather not caused or enhanced by customers, customers are responsible to clear away any blockages or otherwise restore access by the second business day after onset of adverse conditions.

D. Chains must be completely removed to protect department vehicle and operator.

1. All containers must be placed outside any fence or barrier (~~twenty-four inches or higher~~) unless a customer has made special advance arrangements because of a customer's special needs.
2. Collectors are not required to negotiate steep ramps, stairs or hazards or to remove automated carts or containers from recessed areas or storage bins in the performance of their duties.

Section 17: That SMC section 13.02.0316 is amended to read as follows:

**13.02.0316 Customer Responsible to Accommodate Departmental Collection Vehicle and Equipment Weight, Clearance Needs**

- A. Customers are responsible to make premises conditions suitable for departmental vehicles and equipment.
1. Department collection vehicles and equipment providing service for residential-capacity containers such as automated carts weigh up to twenty-~~((five))~~ nine tons loaded and require an access route of a minimum of twelve feet wide to the container pickup location. Height clearance requirements are a minimum of fourteen feet.
  2. In addition, the premises site must have adequate access to permit vehicle turn-around.
  3. Because site conditions and access and vehicle configurations vary, customers must contact the department in advance to assure compliance with this requirement.
- B. Department collection vehicles and equipment providing service for residential capacity automated carts, dumpster containers (one to six cubic yards), rolloff containers (with a capacity greater than ten cubic yard drop boxes or rolloff compaction units) weigh up to twenty-~~((five))~~ nine tons loaded and require access route and conditions as minimum as provided in subsection (A) of this section.
1. Because site conditions and access and vehicle configurations vary, customers must contact the department in advance to assure compliance with this requirement.
  2. Absent prior approval, an accessible site shall require a paved street or alley, with at least twelve feet unobstructed width and without overhead obstructions to allow at least fourteen-foot overhead clearance.
  3. Additionally, the access shall not be so steep as to preclude safe vehicle access, as determined by the director.

Section 18: That SMC section 13.02.0318 is amended to read as follows:

**13.02.0318 Pickup Area – Containers to be Clean – Additional Charges**

- A. Customers are responsible to keep the pickup area and containers or carts in a sanitary condition with the outside thereof clean and free from accumulating grease, decomposing materials and litter.
1. Loose solid waste must be deposited in containers for collection~~((:-))~~ in a way that material will not fall out or blow away during collection. Animal waste must be double bagged for collection.
  2. Solid waste collection workers are not normally premises clean-up crews. Clean-up effort by the department will be at an additional service charge against the utility account of the premises served for special handling.
- B. ~~((Customers are responsible to keep containers clean.))~~ Where determined necessary, to protect the public health, safety, or aesthetics, the director may order or a customer may request a cleaned replacement container (cleaning fee or refurbishing charge assessed).

Section 19: That SMC section 13.02.0324 is amended to read as follows:

**13.02.0324 Address Displayed – Visible at Pickup Site**

The owner or occupants of each premises is required to have said premises' address displayed or clearly visible at the pickup site, including alleys.

Section 20: That SMC section 13.02.0330 is amended to read as follows:

**13.02.0330 Bulky Loading Prohibited**

- A. Contents must be able to fall freely from the container when dumped or emptied. Container lids must be in a completely closed position and swing freely open when the container is dumped. Containers and carts must be packed to allow easy dumping of contents when inverted.
1. Overfilled or overloaded containers will be assessed additional labor and equipment charges for additional effort to handle overloaded or overfilled containers.
  2. Alternatively, in the department's discretion, collection will be declined for an overfilled container and a minimum service charge will be assessed.
- B. Tree limbs and brush must be cut in ~~((three))~~ four-foot lengths and tied in small bundles if they are to be removed by the regular collection crews.
1. The solid waste management department may decline to collect cartons, crating or similar bulky materials on regular routes.

2. "Bulky materials" are large items of solid waste, distinguished from the general, domestic, municipal waste stream collected in automated carts or containers.

a. Examples include but are not limited to appliances, furniture, trees, stumps and other oversized wastes.

Section 21: That SMC section 13.02.0332 is amended to read as follows:

### **13.02.0332 Assistance to Elderly and/or Disabled Individuals**

A. Elderly or disabled residents who are unable to place their containers and have no other available resources to comply with the requirements of this chapter for setting out containers for collection pickup may request free assistance from the department, upon a proper showing of need.

B. Such individuals are responsible for providing proof of disability as recognized by the State of Washington, in chapter 308-96B WAC.

C. Areas for rollout or medical pack out service must be approved in advance by the department.

D. All rules apply to medical pack out as rollout service.

E. Wintertime safety on pack outs requires clean and safe access to carts. This includes, but is not limited to, having sanded or shoveled walkways and stairs. Customers can call 2-1-1 (or dial 1-877-211-9274), for Washington 211, a community resource for local services, to inquire about assistance if needed.

F. The department requires an updated medical pack out assistance request form every two (2) years.

Section 22: That SMC section 13.02.0334 is amended to read as follows:

### **13.02.0334 Compaction Container Requirements**

A. Compactor customers must contact the department in advance to ~~((insure))~~ ensure that the compaction unit is compatible with department vehicles and equipment and to ~~((insure))~~ ensure the location allows proper access for collection. Customers are cautioned to be aware of site and access requirements, including minimum height and width clearances needed for collection vehicles, particularly those relating to adequate foundation for departmental vehicle access and container location.

1. Damage to premises or property because of weight from collection vehicles and equipment, container placement or returning container to the ground after dumping is at the customer's sole risk and liability.
2. Customers are fully responsible to provide adequate advance notice to the department of any conditions or problems on site susceptible to damage or injury.
3. Wheels on compactors can be damaged by the act of normal dumping of these containers.
4. The City is not responsible for damage through normal wear and tear.
5. Spillage due to overfill or other conditions not the result of active City fault is the customers responsibility.

B. In addition to regularly arranged service, customers may request additional pickups.

1. One-day advance notice to the department is needed.
2. The department will seek to provide pickup on the next business day after notification.

Section 23: That SMC section 13.02.0340 is amended to read as follows:

### **13.02.0340 Customers Must Use Only Approved Containers**

A. Customers must use only containers approved by the director of solid waste ~~((collection operations))~~ management, including recyclables. Customers using personal cans will not be credited for lost or damaged cans, and are advised to put out at their own risk.

B. The director determines which type of container and equipment is suitable for a service request.

C. Separate vehicles are provided to collect general-mixed solid waste and recyclable materials.

D. Where service is declined for failure to comply with this or any other provision, it does not relieve the customer's obligation to pay for the service call.

Section 24: That SMC section 13.02.0342 is amended to read as follows:

### 13.02.0342 Owner Responsible for Containers

- A. Each owner or occupant is responsible thereafter for lost, damaged, stolen or missing containers.
- B. All containers remain the property of the City, and when premises are vacated the container shall remain on the property or be returned to the department.
- ~~((C. New owners or tenants are responsible to obtain any containers from their predecessors in interest.))~~
- C. Carts must be placed in a secure location after collection; customers who fail to comply are responsible for damage, arson, missing carts and/or illegal dumping in and around carts.
- D. Any damage caused to commercial containers by moving, not preparing, leaving lids open during wind, etc. is the customer's responsibility and customer will be billed accordingly for repairs or replacements.

Section 25: That SMC section 13.02.0344 is amended to read as follows:

### 13.02.0344 Containers, Equipment Furnished "As Is"

- A. All department-furnished automated carts, containers, dumpsters, collection vehicles or other equipment ("equipment") supplied are furnished "as is", without any implied or express warranties of merchantability or fitness or any other promises except to replace equipment damaged by department negligence.
- B. Claims for damage to such equipment or lids because of weather, or other circumstances not the fault of the department, are not honored. Customers are responsible to protect such equipment, lids and any associated equipment enclosures from damage or misuse to avoid unsafe conditions on the premises from such equipment, equipment tampering, improper use, storage, placement or neglect or accumulations of waste.
- C. Customers must waive all claims for loss of liability as provided herein as a condition of service being provided.
- D. Customers will receive a clean, but no guarantee of a new, cart when starting, changing service or paying for "cleaned" cart.

Section 26: That SMC section 13.02.0352 is amended to read as follows:

### 13.02.0352 Commercial Container Site Location Requirements

~~((A. All commercial containers must be placed on a firm surface pad of concrete or asphalt at least four inches thick. Use of asphalt is discouraged. Customers are cautioned that asphalt surfaces may sink or become uneven or unserviceable. Use of asphalt is at the customers' sole risk.~~

~~B. The surface pad for a dumpster must be at least twelve feet wide by ten feet deep inside measurements without recycling, and seventeen feet wide by ten feet deep with recycling. The gates when opened should have an inside clearance of twelve feet.~~

~~1. The surrounding site-obscuring fence must be a minimum of six feet tall with sturdy gates.~~

~~a. The gates must be of construction and design to rest in an open position during pickup so they do not swing shut upon City equipment or personnel.~~

~~b. The gate(s) must include some sort of latch mechanism to ensure the gates remain open during entry, dumping process and exit.~~

~~2. Said container site must have adequate lighting and any other improvements determined necessary by the director of solid waste management and Spokane County health district.~~

~~C. The container pickup location for recyclable materials must have a five ~~((feet))~~ foot opening for access either to the front or side.~~

~~1. Large containers designated for large volumes of recyclables must have screened enclosures of adequate size and dimension to contain each container.~~

~~2. The department reviews each application and reserves the right to modify the requirements herein or impose additional requirements in the interest of safety, aesthetics and the efficient operation of the department.~~

~~D. Customers must provide access and turning space for departmental vehicles. These requirements include:~~

- ~~1. Space for a collection vehicle turning radius of a minimum of forty-five feet or equivalent vehicle clearance or access if the collection vehicles perform a hammerhead maneuver.
  - ~~a. As used herein, the term "hammerhead" defines a backup pattern of a collection vehicle in the shape of the letter "T";~~~~
- ~~2. collection vehicle backup allowance requirement of fifty feet;~~
- ~~3. enclosures housing containers must include space to allow an approach for department collection vehicles sufficient for vehicle ingress and egress.
  - ~~a. Because this is a site-specific determination by the department, all customers must obtain specific written approval from the director before construction begins;~~~~
- ~~4. a sturdy, reliable backstop to prevent damage to back enclosure wall;~~
- ~~5. all collection vehicle access routes must have at least fourteen feet vertical height drive clearance.
  - ~~a. Dump clearance is greater.~~
  - ~~b. Customers are required to remove any vertical height lines or obstacles;~~~~
- ~~6. all maneuvering must be done on site. No backing out onto streets.~~

~~E. An apron or curb cut must be available or provided for departmental use, provided at the customer's expense.~~

- ~~1. Department collection vehicles are not designed to "jump" curbs. Where such maneuver occurs as a result of customer failure to provide proper apron or curb cut for vehicle access, the customer is responsible for any damage caused and must pay all costs of curb replacement and repair.~~

~~F. Nothing may be stored in the enclosure other than City-owned containers.~~

- ~~1. This includes grease buckets, loose cardboard or pop and milk crates.~~
- ~~2. The City will not repair any damages incurred to an enclosure when it is improperly used for storage.~~

~~G. Rolloff Requirements.~~

~~Rolloff containers are placed after an on-site inspection to insure that space requirements are fulfilled.~~

- ~~1. Generally, a container will not be placed in the street, in the parking strip or on the sidewalk.~~
- ~~2. If a customer requires a temporary container to be placed in a parking strip, an obstruction permit must be obtained from and receipt confirmed by the construction services division or equivalent office at (509) 625-6300 prior to delivery.~~

~~H. No permanent dumpster will be delivered until all conditions are met.~~

- ~~1. A certificate of occupancy or other departmental approval likewise will not be signed until on-site inspection confirms compliance with this chapter. At all times, it remains the customer's sole responsibility to obtain such approval, which should not be presumed.~~
- ~~2. Note that for customer convenience other parts of a building project may be approved, but solid waste approval of a site plan as required herein may not be inferred thereby.))~~

A. No permanent dumpster will be delivered until all conditions have been met.

1. A certificate of occupancy or other departmental approval likewise will not be signed until on-site inspection confirms compliance with this chapter. At all times, it remains the customer's sole responsibility to obtain such approval, which should not be presumed.
  - a. Note that for customer convenience other parts of a building project may be approved, but solid waste approval of a site plan as required herein may not be inferred thereby.
2. The department reviews each application and reserves the right to modify the requirements herein or impose additional requirements in the interest of safety, aesthetics and the efficient operation of the department.
  - a. Because this is a site-specific determination by the department, all customers must obtain specific written approval from the director or designee before construction begins;

3. All damage caused by the site requirements not being met as stated in this section are the sole responsibility of customer and/or property owner.

B. General conditions to be met:

1. Container to be placed on a firm surface pad of concrete or asphalt at least four inches thick. Use of asphalt is discouraged. Customers are cautioned that asphalt surfaces may sink or become uneven or unserviceable. Use of asphalt is at the customers' sole risk.
  - a. If customer generates food or putrescible wastes, conditions for a drain and running water requirements are listed in SMC Section 13.02.0322.
2. Said container site must have adequate lighting and any other improvements determined necessary by the director of solid waste management and Spokane County health district.
3. The surrounding site-obscuring fence must be a minimum of six feet tall with sturdy gates.
  - a. The gates must be of construction and design to rest in an open position during pickup so they do not swing shut upon City equipment or personnel.
  - b. Each gate must include - some sort of latch mechanism to ensure both sides of the gate remain open during entry, dumping process and exit.
  - c. Each gate must open more than 120 degrees for vehicle maneuvering.
  - d. When gates are open, they cannot block lanes of travel, fire lanes, ADA parking stalls or aisles.
  - e. a sturdy, reliable backstop to prevent damage to back enclosure wall.
4. Customers must provide access and turning space for departmental vehicles. These requirements include:
  - a. Space for a collection vehicle turning radius of a minimum of forty-five feet or equivalent vehicle clearance or access if the collection vehicles perform a hammerhead maneuver.
    - i. As used herein, the term "hammerhead" defines a backup pattern of a collection vehicle in the shape of the letter "T";
  - b. collection vehicle backup allowance requirement of fifty feet;
  - c. enclosures housing containers must include space to allow an approach for department collection vehicles sufficient for vehicle ingress and egress.
  - d. all collection vehicle access routes must have at least fourteen feet vertical height drive clearance and dump clearances of twenty-five feet.
    - i. Customers are required to remove any vertical height lines or obstacles.
    - ii. No overhang or roof extending over the enclosure.
    - iii. all maneuvering must be done on site. No backing out onto streets.
5. An apron or curb cut must be available or provided for departmental use, provided at the customer's expense.
  - a. Department collection and delivery vehicles are not designed to "jump" curbs. Where such maneuver occurs as a result of customer failure to provide proper apron or curb cut for vehicle access, the customer is responsible for any damage caused and must pay all costs of curb replacement and repair.
6. Nothing may be stored in the enclosure other than City-owned containers.
  - a. This includes waste oil/grease buckets, loose cardboard or pop and milk crates.
  - b. The City will not repair any damages incurred to an enclosure when it is improperly used for storage.

A. Enclosure dimensions for one to six-cubic yard dumpster must meet the following requirements:

1. An enclosure to include one commercial container for refuse only must be twelve feet wide by ten feet deep (interior dimensions) with a clear width opening of twelve feet.
2. An enclosure to include one commercial container for refuse and to include up to three (3) 90-gallon recycling carts, must be seventeen feet wide by ten feet deep (interior dimensions) with a clear width opening of seventeen feet.
3. There are three options for enclosures with two commercial containers
  - a. Option A – An enclosure which is twenty feet wide by ten feet deep (interior dimensions) with a clear width opening of twenty feet.

- b. Option B – An enclosure which is twenty-five feet wide by ten feet deep (interior dimensions) with TWO clear width openings of twelve feet each.
- c. Option C – Two separate enclosures which are twelve feet wide by ten feet deep (interior dimensions) with a clear width opening of twelve feet each.

B. If an enclosure is necessary for a roll off container or compactor, it must meet the following requirements:

- 1. An enclosure for a roll off container or compactor must have a minimum of a thirteen feet clear width opening.
  - a. The depth of the compactor enclosure would depend on the compactor purchased.
  - b. The depth for a roll off container must have a minimum of twenty-five feet.
- 2. A minimum of thirty inches of walking space must be provided on all sides.
- 3. Full length guide rails and a secure backstop is required. The department can provide standard specs. Please call (509) 625-7871 to obtain.

C. No temporary containers will be delivered until the following conditions are met:

- 1. Roll off containers can only be placed after an on-site inspection to ensure that space requirements are fulfilled.
  - a. Generally, a container will not be placed in the street, in the parking strip, on the sidewalk, or in a handicap parking stall or fire lane.
  - b. If a customer requires a temporary container to be placed in the street, an obstruction permit must be obtained from, and receipt confirmed by the engineering division or equivalent office at (509) 625-6999 prior to delivery.
  - c. Container delivery vehicles cannot “jump” curbs.
- 2. Additional site conditions and requirements as outlined in Solid Waste Collection's Temporary Dumpster Information, Special Instructions & Regulations, and Damage Release Form must be met. Conditions and requirements in listed documents are subject to change. A completed and signed Damage Release Form is required to be on file before temporary containers are placed.

Section 27: That SMC section 13.02.0354 is amended to read as follows:

### **13.02.0354 Container Weight Limits**

Maximum permissible container weight, meaning total gross weight of a loaded container, including the container and contents, in pounds is:

A. Residential.

- ~~((1. Extra thirty two gallon garbage can: Eighty five pounds.))~~
- 1. ~~((2. Thirty two))~~ Thirty-gallon automated carts: Two hundred fifty pounds.
  - 2. ~~((3. Sixty eight))~~ Sixty-gallon automated carts: Two hundred fifty pounds.
  - 3. ~~((4. Ninety five))~~ Ninety-gallon automated carts: Two hundred fifty pounds.
- ~~((5. Recycling automated carts: Two hundred pounds.))~~

B. Commercial.

- 1. One-cubic-yard dumpster: Five thousand pounds.
- 2. Two-cubic-yard dumpster: Five thousand pounds.
- 3. Three-cubic-yard dumpster: Five thousand pounds.
- 4. Four-cubic-yard dumpster: Five thousand pounds.
- 5. Six-cubic-yard dumpster: Five thousand pounds.
- 6. Twenty-cubic-yard rolloff: Twenty thousand pounds.
- 7. Thirty-cubic-yard rolloff: Twenty thousand pounds.
- 8. Small compactor, from ~~((two))~~ one cubic-yard capacity up to six-cubic-yard capacity: Six thousand pounds.
- 9. Large compactor, from ten- to forty-cubic yards: Twenty thousand pounds.

Section 28: That SMC section 13.02.0358 is amended to read as follows:

### **13.02.0358 Minimum Service – Multi-unit Dwellings**

A. Premises with multi-unit dwellings must accept solid waste collection services for at least one ~~((thirty two))~~ thirty-gallon automated cart or equivalent container capacity per dwelling unit per week. Subject to this minimum, a

customer may use (~~thirty-two~~) thirty-gallon automated carts or select from container choices available from the department sufficient for the premises' weekly needs.

- B. Premises with multi-unit dwellings served by a single water meter may not elect separate billings for individual dwelling units or groups of units. Such premises must accept single-account billing through a combined City utilities bill for the entire premises unless other arrangements are approved in writing by the director.

Section 29: That SMC section 13.02.0360 is amended to read as follows:

### **13.02.0360 Limit on (~~Thirty-two~~) Thirty Gallon Cart Rate Use**

- A. Absent showing to the contrary, single-family residences are presumed to generate a volume of one (~~thirty-two~~) thirty-gallon automated cart of general-mixed solid waste per week.
- B. (~~Thirty-two~~) Thirty-gallon automated cart service is only available to customers consistently generating thirty-two thirty-gallons or less container capacity of solid waste weekly, as determined by the director.

Section 30: That SMC section 13.02.0364 is amended to read as follows:

### **13.02.0364 Unacceptable Wastes**

- A. Departmental collection operations are intended to collect normal household and business wastes. No person may deposit or relinquish for collection or disposal any unacceptable wastes.
1. "Unacceptable wastes" are generally identified under general standards and with a specific list.
  2. Customers are encouraged to contact (~~the solid waste management department~~) My Spokane, in advance, (~~at~~) by dialing ((509) 625-7878) 3-1-1 (if inside the city limits) or 509.755.2489 (if outside the city limits) with any questions or to make special advance arrangements.
- B. General Standards.
1. Unacceptable wastes include infectious wastes, as identified in chapter 10.35 SMC. Further included are any wastes which are of extreme temperatures, harmful vapors, the presence of corrosive, flammable, explosive or toxic chemicals, or any materials with physical or other properties which render collection operations hazardous or which create a risk to the public health and safety, to the health or safety of departmental employees or of damage to departmental collection vehicles or equipment.
    - a. The director may declare any wastes unacceptable and may cause to be published a list of unacceptable wastes in the *Official Gazette*.
  2. Customers engaged in manufacturing or commercial pursuits who are or may be a source of unacceptable waste must notify the director with full details and information.
    - a. Such customers must make special arrangements prior to deposit or commingling said materials with other solid waste for collection.
    - b. The department accepts household hazardous wastes at (~~any transfer facility or~~) the waste-to-energy plant.
- C. Specific List.

In addition to wastes with general characteristics described above, unacceptable wastes include:

1. liquid wastes, both bulk and containerized, exceeding a volume of one gallon, unless specific advance arrangements are made with the department;
2. waste tires, exceeding four out for collection at one time (wheels need to be removed to be collected);
- (2) 3. any materials regulated by the State of Washington department of ecology as dangerous under chapter 173 303 WAC, or as hazardous wastes by the United States environmental protection agency under 40 CFR, applicable parts;
4. any equipment or machinery used for refrigeration, provided the department will accept household refrigerators from residential premises.



- a. Additionally, for nonresidential customers, this prohibition does not apply if the refrigerant has been properly removed by the customer;
- 5. improperly wrapped or secured wastes which emit noxious, foul odors to disturb or annoy a reasonable person.
  - a. Such wastes would include, as examples, quantities of manure, offal or other such noxious materials not securely wrapped or secured;
- 6. animal remains in an amount over fifteen pounds are prohibited from disposal in the waste stream by Spokane County health district regulations.
  - a. Animal remains fifteen pounds or less must be separately and securely bagged as a condition of acceptance.
  - b. For larger animals, customers may contact the disposal department (waste-to-energy plant) for special arrangements at ~~((509) 625-7878))~~ (509) 625-6580, a rendering service<sub>1</sub> or SpokAnimal at (509) 534-8133.

#### D. Northside Landfill MFS Limits.

With prior approval, certain wastes may be accepted at the northside landfill at locations or cells as designated by the director, under terms and conditions determined by the director. The director may consider either general or specific standards heretofore set forth. The director may consider TCLP test criteria, in addition to Washington State department of ecology dangerous waste regulations and U.S. EPA hazardous waste regulations and considering the need to avoid leachate risks because leachate from the waste (as produced by U.S. EPA toxicity characteristic leaching procedure) exceeds pretreatment standards as established by the Spokane wastewater management department or for any other reason.

Section 31: That SMC section 13.02.0366 is amended to read as follows:

#### **13.02.0366 Unacceptable Wastes – Special Arrangements – Additional Charges**

- A. Unacceptable wastes may not be deposited, commingled or otherwise incorporated, directly or indirectly, into solid waste left for department pickup or collection, or delivered to a City-owned facility (landfill(~~(-transfer station))~~ or waste-to-energy plant), unless by advance arrangements, approved in writing.
- B. The director may impose additional charges as a condition of special handling or disposal requirements for unacceptable wastes or other additional costs.
- C. Additionally, any costs for damages or injury accruing from collection or disposal operations may be billed as an additional service to the generator or owner or occupant of the generating premises, without limitation on the City's right to recover from any other responsible person.

Section 32: That SMC section 13.02.0402 is amended to read as follows:

#### **13.02.0402 Recycling Containers to be Used**

- A. Containers for recycling-collection service must be approved by the director as sufficient and suitable to serve the generating premises needs, consistent with departmental operations and convenience. Approved containers are automated carts. The automated carts containing recyclable materials are a distinctive color (blue) from the carts used for general-mixed solid waste (brown), and from the carts used for clean green yard waste (green). Larger volume customers may also use commercial-size containers upon approved arrangements with the department.
- B. For residential-use premises, the department supplies one (~~(sixty-four))~~ ninety-gallon automated cart. Anyone requesting an additional cart will be charged an additional monthly rate.

Section 33: That SMC section 13.02.0406 is amended to read as follows:

#### **13.02.0406 Materials Included in Residential Curbside Recycling Collection**

Materials in the residential curbside program are subject to change, upon order of the director, depending upon market conditions and other variables. Materials included in the residential curbside program at this time are:

- A. Newsprint.
  - 1. Any and all daily or periodical newspaper and all that is included with it is acceptable.

2. Newspapers are not to be wet, except due to weather conditions incidental to collection, dirty or otherwise contaminated with any foreign substance or liquid.
3. Newspaper can be put in paper bags or bundled.

B. Aluminum.

1. Aluminum beverage cans of all sorts are acceptable, as are aluminum pet food cans or other similar cans.
2. Cans are to be drained of all liquids and free of all food residue.
3. Aluminum containers are to be flattened, when possible, with plastic and paper labels discarded.
4. Other aluminum materials, such as clean foil, will be collected.

C. Tin Cans.

1. Tin food containers of all sorts are acceptable.
2. Cans are to be drained of all liquids and cleaned of all food residue.
3. Preferably tin cans are to have both tops and bottoms removed and the ends placed inside flattened can.
4. Round bottom cans are to have tops placed inside with the top half flattened.
5. Paper and plastic labels are to be discarded.
6. Small amounts of ferrous metals will be collected, which must fit into the cart.

D. Glass Bottles and Jars.

1. All types of glass beverage bottles and glass food jars, brown, green and clear are acceptable.
2. All glass bottles and jars are to be drained and free of all food or organic substance.
3. Lids and caps are to be discarded.
4. All glass containers placed in the recycling cart are not to be broken or cracked and be without any sharp edges.
5. No other type of glass will be collected.

E. Plastic Containers.

1. All plastic bottles, jugs, or containers identified as recyclables, codes one through seven, are acceptable.
2. All containers are to be drained and free of all foreign substance.
3. All containers are to have their caps and lids discarded and should be flattened.
4. No automotive containers or other types of plastics that contain hazardous materials will be collected.

F. Household Batteries.

1. Both button cell and household batteries of all sorts and types are acceptable.
2. Household batteries are to be placed in a sealed transparent plastic bag and placed on top of the cart lid.

G. Cardboard and Brown Paper Bags.

1. Corrugated cardboard, brown or "kraft" paper bags, chipboard cardboard, such as cereal boxes and shoe boxes, and cardboard-like egg cartons and packing material are acceptable.
2. Cardboard shall not be contaminated with oil, grease or any food residue.

H. Magazines.

1. Any and all types of daily or periodical magazines are acceptable.
2. Magazines are not to be wet, dirty or otherwise contaminated with any foreign substance or liquid.

I. Mixed Office Pack Paper.

1. All types of computer paper, white and colored copier paper, envelopes, fax paper, brochures, file folders, manila envelopes, direct mailings, magazines, newspaper and corrugated cardboard are acceptable.
2. Mixed office paper is not to include waxed or plastic coated papers, tapes and pressure-sensitive labels.

J. Contaminated Recyclables

1. Recyclables contaminated with (~~greater than ten percent of~~) solid waste/non-recyclable materials will be billed and treated as solid waste.
2. No hot ashes will be accepted.

Section 34: That SMC section 13.02.0408 is amended to read as follows:

### **13.02.0408 Materials Included in Nonresidential Recycling Collection**

Materials in the nonresidential program are subject to change, upon order of the director, depending upon market conditions and other variables. Materials and terms included in the nonresidential program ((at this time are:)) are the same as outlined in SMC 13.02.0406 for Residential Curbside Recycling Collection, excluding Household Batteries. Batteries are not accepted as part of Nonresidential Recycling Collection.

#### ~~(A. Newsprint:~~

- ~~1. Any and all daily or periodical newspaper and all that is included with it is acceptable.~~
- ~~2. Newspapers are not to be wet, except due to weather conditions incidental to collection, dirty or otherwise contaminated with any foreign substance or liquid.~~
- ~~3. Newspaper can be put in paper bags or bundled.~~

#### ~~B. Aluminum:~~

- ~~1. Aluminum beverage cans of all sorts are acceptable, as are aluminum pet food cans or other similar cans.~~
- ~~2. Cans are to be drained of all liquids and free of all food residue.~~
- ~~3. Aluminum containers are to be flattened, when possible, with plastic and paper labels discarded.~~
- ~~4. Other aluminum materials, such as clean foil, will be collected.~~

#### ~~C. Tin Cans:~~

- ~~1. Tin food containers of all sorts are acceptable.~~
- ~~2. Cans are to be drained of all liquids and cleaned of all food residue.~~
- ~~3. Preferably tin cans are to have both tops and bottoms removed and the ends placed inside flattened can.~~
- ~~4. Round bottom cans are to have tops placed inside with the top half flattened.~~
- ~~5. Paper and plastic labels are to be discarded.~~
- ~~6. Small amounts of ferrous metals will be collected, which must fit into the cart.~~

#### ~~D. Glass Bottles and Jars:~~

- ~~1. All types of glass beverage bottles and glass food jars, brown, green and clear are acceptable.~~
- ~~2. All glass bottles and jars are to be drained and free of all food or organic substance.~~
- ~~3. Lids and caps are to be discarded.~~
- ~~4. All glass containers placed in the recycling cart are not to be broken or cracked and be without any sharp edges.~~
- ~~5. No other type of glass will be collected.~~

#### ~~E. Plastic Containers:~~

- ~~1. All plastic bottles, jugs, or containers identified as recyclables, codes one through seven are acceptable.~~
- ~~2. All containers are to be drained and free of all foreign substance.~~
- ~~3. All containers are to have their caps and lids discarded and should be flattened.~~
- ~~4. No automotive containers or other types of plastics that contain hazardous materials will be collected.~~

#### ~~F. Household Batteries:~~

- ~~1. Both button cell and household batteries of all sorts and types are acceptable.~~
- ~~2. Household batteries are to be placed in a sealed transparent plastic bag and placed on top of the cart lid.~~

#### ~~G. Cardboard and Brown Paper Bags:~~

- ~~1. Corrugated cardboard, brown or "kraft" paper bags, chipboard cardboard, such as cereal boxes and shoe boxes, and cardboard like egg cartons and packing material are acceptable.~~
- ~~2. Cardboard shall not be contaminated with oil, grease or any food residue.~~

#### ~~H. Magazines:~~

- ~~1. Any and all types of daily or periodical magazines are acceptable.~~
- ~~2. Magazines are not to be wet, dirty or otherwise contaminated with any foreign substance or liquid.~~

#### ~~I. Mixed Office Pack Paper:~~

- 1. ~~All types of computer paper, white and colored copier paper, envelopes, fax paper, brochures, file folders, manila envelopes, direct mailings, magazines, newspaper and corrugated cardboard are acceptable.~~
- 2. ~~Mixed office paper is not to include waxed or plastic coated papers, tapes and pressure sensitive labels.~~

~~J. Contaminated Recyclables~~

- 1. ~~Recyclables contaminated with greater than ten percent of solid waste will be billed and treated as solid waste.~~
- 2. ~~No hot ashes will be accepted.)~~

A. Businesses and non-residential customers can visit <https://spokaneriver.net/wastedirectory/> for a list of recycling options.

Section 35: That SMC section 13.02.0410 is amended to read as follows:

**13.02.0410 Materials Accepted for Recycling at ((Transfer Station or)) the Waste-to-Energy Plant**

Materials included in either residential or nonresidential service are accepted at ((transfer stations or)) the waste-to-energy plant for recycling.

Section 36: That SMC section 13.02.0502 is amended to read as follows:

**13.02.0502 Residential Service Rates**

- A. Service is billed monthly and is calculated by the size of the cart multiplied by the number of carts. There is an additional cost for service if cart is not placed at the curbside.
  - 1. Single-family residential premises or equivalent are presumed to require service of at least one ((thirty-gallon)) thirty-gallon automated cart.
- B. Rates include all taxes imposed on the department. Taxes imposed on the customer are not included in rates stated, but added on to the rates specified herein.
- C. Adjacent Service.

Container pickup location is up to two feet from vehicle access point for automated service or six feet from the collection vehicle access point for semi-automated service areas. For semi-automated service, automated carts more than six feet from the pickup location will be charged for rollout at rates specified hereafter.

Residential Automated Cart Service	Monthly Amount		
	((2024))	<u>2025</u>	<u>2026</u>
20 gallon (Discontinued)	(( <u>\$18.26</u> ))	<u>\$19.54</u>	<u>\$20.91</u>
30 gallon	(( <u>\$21.70</u> ))	<u>\$23.22</u>	<u>\$24.84</u>
60 gallon	(( <u>\$39.29</u> ))	<u>\$42.04</u>	<u>\$44.98</u>
90 gallon	(( <u>\$57.37</u> ))	<u>\$61.39</u>	<u>\$65.68</u>

D. Debris extending above the top of the automated cart such that the lid is at or above a forty-five degree angle will be charged at a rate of:

((2024))	<u>2025</u>	<u>2026</u>
(( <u>\$5.08</u> ))	<u>\$5.44</u>	<u>\$5.82</u>

E. Rollout Service.

Rollout Service	Monthly Amount		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Container pickup location from collection vehicle access (in feet).			
2 feet (Automated) / 6 feet (Semi-automated) to 50 feet	<del>((17.36))</del>	<u>\$18.58</u>	<u>\$19.88</u>
More than 50 feet to 100 feet	<del>((34.67))</del>	<u>\$37.10</u>	<u>\$39.69</u>
More than 100 feet to 150 feet	<del>((51.98))</del>	<u>\$55.62</u>	<u>\$59.51</u>
More than 150 feet to 200 feet	<del>((69.30))</del>	<u>\$74.15</u>	<u>\$79.34</u>

F. Extra/additional items and extra automated cart dumping charges.

- Occasional, infrequent extra waste material (boxes, bags, ~~((cans,))~~ carts, etc.) which can be readily loaded by hand and when placed at curb or alley will be taken and charged as additional items. Additional items are based on 30-35 gallons and up to 85 pounds; items in excess of 30-35 gallons and more than 85 pounds will be charged a higher fee.
- Regular extra waste will require service upgrade to a larger service category. Cart charges are based on actual cart size multiplied by the base per unit price.

	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Additional items (per item)			
Adjacent service	<del>((5.08))</del>	<u>\$5.44</u>	<u>\$5.82</u>
Rollout service	<del>((6.42))</del>	<u>\$6.87</u>	<u>\$7.35</u>
Extra automated cart dumping charges			
30 gallon	<del>((5.43))</del>	<u>\$5.81</u>	<u>\$6.22</u>
60 gallon	<del>((9.81))</del>	<u>\$10.50</u>	<u>\$11.23</u>
90 gallon	<del>((14.34))</del>	<u>\$15.34</u>	<u>\$16.42</u>
Contaminated recycling cart	<del>((9.81))</del>	<u>15.34</u>	<u>16.42</u>
Contaminated yard cart	<del>((14.34))</del>	<u>\$15.34</u>	<u>\$16.42</u>

G. Overloaded/Overweight/Oversize Containers.

1. Overloaded

Debris extending above the top of the automated cart such that the lid is at or above a forty-five degree angle will be charged at a rate of:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((5.08))</del>	<u>\$5.44</u>	<u>\$5.82</u>

2. Overweight.

For residential service, those containers in excess of the maximum allowed weight, as referenced in SMC 13.02.0354(A), are subject to an overweight charge per container, if accepted, of the following:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((5.08))</del>	<u>\$5.44</u>	<u>\$5.82</u>

- For purposes of assessing an overweight cart or container charge, the good faith estimation of the solid waste collector shall be sufficient to support the charge, absent further information, considering that such

employees handle a high volume of carts and containers with regularity and are familiar with standard cart and container weight limits prescribed herein.

- b. In practice, for an overweight container charge, the assessment generally arises where the solid waste collector requires assistance.

H. No credit given for extra/additional charge(s) if there is a picture on file as backup evidence of the charge(s).

Section 37: That SMC section 13.02.0504 is amended to read as follows:

### 13.02.0504 Commercial Service Rates – Dumpsters

Rates are stated for monthly billing with once weekly collection for non-compacted solid waste.

- A. Dumpster service is provided through front-end or rear-load dumpsters. In addition to a flat container placement charge, the monthly service charge is based on the size of dumpster multiplied by the number of weekly pickups multiplied by the number of dumpsters.

Commercial Service Rates	Monthly Amount		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Dumpster service			
1 cubic yard	<del>((116.48))</del>	<u>\$124.63</u>	<u>\$133.36</u>
2 cubic yard	<del>((232.94))</del>	<u>\$249.25</u>	<u>\$266.69</u>
3 cubic yard	<del>((349.44))</del>	<u>\$373.90</u>	<u>\$400.07</u>
4 cubic yard	<del>((465.92))</del>	<u>\$498.53</u>	<u>\$533.43</u>
6 cubic yard	<del>((698.86))</del>	<u>\$747.78</u>	<u>\$800.12</u>
Dumpster lockbar for front-load dumpsters installation fee	<del>((117.12))</del>	<u>\$125.32</u>	<u>\$134.09</u>

Section 38: That SMC section 13.02.0506 is amended to read as follows:

### 13.02.0506 Commercial Service Rates – Rolloffs

- A. Rolloff service is provided through twenty- or thirty-cubic-yard containers furnished by the department.
- B. In addition to the flat container placement charge, rolloff rates are computed as the sum of a pickup hauling fee plus a disposal fee computed by weight at the time of disposal.

Pickup Hauling Fee	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Loose solid waste	<del>((165.97))</del>	<u>\$177.59</u>	<u>\$190.02</u>
Compacted solid waste	<del>((196.38))</del>	<u>\$210.13</u>	<u>\$244.84</u>

- C. Minimum charge is one haul (~~(per month)~~) every 30 days whether container is hauled or not unless the director determines weekly service is necessary because of inclusion of putrescible materials.

Section 39: That SMC section 13.02.0508 is amended to read as follows:

### 13.02.0508 Commercial Container Service, Placement

- A. For all commercial capacity containers, the following rules apply:
- To avoid container damage, location changes are to be made by the department.
  - Where customer needs require the container be moved, an additional container placement charge is assessed at the following rates:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((<u>\$35.15</u>))</del>	<u>\$37.61</u>	<u>\$40.24</u>

- 3. A delivery charge accrues for cancellation of a container delivery request on less than twenty-four hours' notice.
- B. An additional service call charge is assessed if the collection vehicle must return to dump a container that had been scheduled and not dumped for any reason not of the department's responsibility.
  - 1. If the collection vehicle is required to move/pull out a front-load (one- to six-cubic-yard) container for the dump, a "pullout" fee is charged in addition to the disposal/dump charge at the following rates:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((<u>\$35.15</u>))</del>	<u>\$37.61</u>	<u>\$40.24</u>

- 2. Accepting delivery of the dumpsters includes acceptance of these additional charges where the department determines necessary.
- C. If the driver must exit the truck to open an enclosure gate, a fee may be assessed at the following rates:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((<u>\$18.30</u>))</del>	<u>\$19.58</u>	<u>\$20.95</u>

- D. Once a container is placed, billing continues until the container is removed from the property by the department.

Section 40: That SMC section 13.02.0510 is amended to read as follows:

**13.02.0510 Commercial Service Rates – Compactors**

Rates are stated for monthly billing with once weekly collection for compacted solid waste.

- A. Where the customer supplies the compactor unit for disposal, the charge is per cubic yard of a container, provided that where the director determines an account should not be billed by cubic yard (e.g., as with rolloff boxes), an account will be billed for services in accord with the otherwise applicable rate schedule; e.g., the applicable tipping fee rate. Compactors with putrescible materials, as determined by the director, must be emptied weekly. The monthly service charge is based on the size of the compactor multiplied by the number of weekly pickups multiplied by the number of compactors.

Commercial Compactors	Monthly Amount		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Compactor service			
1 cubic yard	<del>((<u>\$225.09</u>))</del>	<u>\$240.85</u>	<u>\$257.71</u>
2 cubic yard	<del>((<u>\$450.20</u>))</del>	<u>\$481.71</u>	<u>\$515.43</u>
3 cubic yard	<del>((<u>\$675.28</u>))</del>	<u>\$722.55</u>	<u>\$773.13</u>
4 cubic yard	<del>((<u>\$900.38</u>))</del>	<u>\$963.41</u>	<u>\$1,030.85</u>
5 cubic yard	<del>((<u>\$1,125.47</u>))</del>	<u>\$1,204.25</u>	<u>\$1,288.55</u>
6 cubic yard	<del>((<u>\$1,350.55</u>))</del>	<u>\$1,445.09</u>	<u>\$1,546.24</u>

- B. Preparation of a compaction unit in order to ready it for dumping is the responsibility of the customer. This includes any lines, latches, and handles, and wheeling it into position for dumping by City equipment.
  - 1. A fee is assessed if any part of the container preparation is done by City personnel at the following rate:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>(\$35.15)</del>	<u>\$37.61</u>	<u>\$40.24</u>

C. Compacted waste is charged according to the time consumed and volume when placed in a customer-owned container. All other compacted solid waste, bales, etc., may be charged by volume, weight, or time to load at the department's discretion.

Special Compactor Services Requiring Extra Loading Time	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Minimum charge	<del>(\$11.73)</del>	<u>\$12.55</u>	<u>\$13.43</u>
Per estimated 10 minute	<del>(\$11.73)</del>	<u>\$12.55</u>	<u>\$13.43</u>

Section 41: That SMC section 13.02.0512 is amended to read as follows:

**13.02.0512 Return Trip Charges**

A. A return trip charge accrues where a collection vehicle (general solid waste or recycling) passes a premises and must return to collect materials for any reason except department fault or error. Reasons include failure to:

1. have container properly prepared for pickup,
2. have container at the required container pickup location,
3. have container at the required location at the required time, or
4. remove obstacles to department vehicle access
5. Return trips for late put out/missed driver are allowed for biweekly recycling if the customer has made the request by the close of business the day following collection; Requests after that day will wait for the next biweekly collection.

Return Trip Charges (Per Stop)	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Automated ((Solid Waste Cart Service or Recycling)) Cart	<del>(\$17.07)</del>	<u>\$18.26</u>	<u>\$19.54</u>
Commercial container	<del>(\$35.15)</del>	<u>\$37.61</u>	<u>\$40.24</u>
Commercial container rolloff	<del>(\$35.15)</del>	<u>\$37.61</u>	<u>\$40.24</u>
Move cart for access	<del>(\$8.70)</del>	<u>\$9.31</u>	<u>\$9.96</u>

B. A return trip or service call charge is also assessed for customer-requested container deliveries, container retrievals or trips resulting from a customer's special handling needs, as determined by the City.

C. Return trip charges are in addition to service call charges. Where collection does not occur for any reason not the fault or error of the department, the regular collection charges accrue to the premises. This does not include the tonnage or weight charge added to rollofs.

D. No credit given for return trips if there is a picture on file as backup evidence of the charge(s).

Section 42: That SMC section 13.02.0514 is amended to read as follows:

**13.02.0514 Additional Charges for Commercial Containers**

A. Debris extending above the top of the container will be charged per cubic yard. Minimum fee is for one cubic yard.:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>(\$38.42)</del>	<u>\$41.11</u>	<u>\$43.99</u>

B. On-site labor charge (where collection crew is delayed by site conditions and/or must supply additional site clean-up labor or other services, e.g. where container contents are spilled due to overfill, loose lid, or other conditions, or where access is blocked by debris):



On-site Labor Charge	((2024))	2025	2026
Minimum charge	(( <del>\$35.15</del> ))	\$37.61	\$40.24
Per estimated 15-minute	(( <del>\$35.15</del> ))	\$37.61	\$40.24

C. When City personnel are required to adjust the materials on an overloaded container, a labor or preparation fee is assessed based upon time needed.

D. Special dumpster requests resulting in overtime to the department (i.e. weekends, after hours, etc) are not guaranteed and based on staff availability. Overtime, including minimum pay requirements, are based on bargaining unit agreements. Overtime is in addition to regular service charges.

E. No credit given for additional charge(s) if there is a picture on file as backup evidence of the charge(s).

Section 43: That SMC section 13.02.0518 is amended to read as follows:

**13.02.0518 Container Cleaning, Pressure Wash, Refurbishment Charge**

A. Pressure Washing.

General container cleaning service may be provided on a time and materials basis whenever requested or ordered by the department. Charges may increase or decrease based on current costs and contracts. Pressure Washing may not be adequate to remove all materials. The following charges apply to container cleaning and pressure washing:

Container Cleaning and Pressure Washing Charge	((2024))	2025	2026
Front-Load & Rear-Load Dumpsters – per hour - (one hour minimum)	(( <del>\$74.99</del> ))	80.24	85.86
Rolloff – per hour - (one hour minimum)	(( <del>\$104.21</del> ))	111.50	119.31
30 gallon automated cart	(( <del>\$14.62</del> ))	15.64	16.74
60 gallon automated cart	(( <del>\$21.97</del> ))	23.51	25.15
90 gallon automated cart	(( <del>\$29.28</del> ))	31.33	33.52

Customer will receive a clean, but no guarantee of new, cart when starting, changing service or paying for “cleaned” cart.

Cleaning/pressure washing will be changed an hour minimum for dumpsters and roll offs.

B. Refurbishment.

When a customer discontinues service or a container otherwise needs repairs or restoration of a container because of either customer request or departmental order, the department assesses a refurbishment fee. The department may use an independent contractor or assess a time and materials fee. Charges may increase or decrease based on current costs and contracts. Refurbishment charges, subject to change, are:

Refurbishment Charges	((2024))	2025	2026
<u>Cleaning &amp; Prep – per hour</u>	(( <del>\$44.00</del> ))	\$47.08	\$50.38
<u>Sandblasting – per hour</u>	(( <del>\$97.90</del> ))	\$104.75	\$112.09
<u>Repair and Welding – per hour</u>	(( <del>\$93.50</del> ))	\$100.04	\$107.05
<u>Paint – per hour</u>	(( <del>\$97.90</del> ))	\$104.75	\$112.09
<u>Decaling and Striping – per hour</u>	(( <del>\$55.00</del> ))	\$58.85	\$62.97
<u>Front Load &amp; Rear Load Dumpster hauling to and from refurbishment facility – per hour</u>	(( <del>\$55.00</del> ))	\$58.85	\$62.97
<del>((Container))</del> <u>Rolloff hauling for refurbishment facility (round trip)</u>	(( <del>\$165.97</del> ))	\$177.59	\$190.02

The department's cost for materials (steel, lids, winch handles, etc.) including any mark up and sales tax, used to repair or refurbish containers either by the city or an independent contractor, will be charge back to the customer, in addition to the charges listed in the table above in SMC 13.02.0518, Section B.

Section 44: That SMC section 13.02.0520 is amended to read as follows:

### 13.02.0520 Temporary Account

- A. Some premises needs may increase or arise on a temporary basis, such as construction, remodeling, demolition, or other short-term events.
1. Customer requests for temporary accounts may not exceed one hundred eighty days continuously within any calendar year period. After that time, any temporary container may be removed from the premises after notice or attempt to notify the customer or owner by the department.
- B. Use of a temporary container does not displace regular solid waste service for ongoing premises needs, which must continue to be accepted. Regular solid waste generated by premises is not permitted in temporary containers. Where the director determines premises needs exceed one hundred eighty days, or it appears there may be putrescible materials accumulating, regular mandatory weekly service provisions apply.

Temporary Account	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Delivery charge	<del>((35.15))</del>	<u>\$37.61</u>	<u>\$40.24</u>
<u>Dumpster service for (3-6 cubic yard containers) Flat Daily Charge (Rental Fee)</u>	<del>((2.81))</del>	<u>\$3.01</u>	<u>\$3.22</u>
<u>Dump Fee 3 Cubic Yard Containers</u>	<del>((120.38))</del>	<u>\$128.81</u>	<u>\$137.82</u>
<u>Dump Fee 6 Cubic Yard Containers</u>	<del>((240.78))</del>	<u>\$257.63</u>	<u>\$275.67</u>
Rolloff Service - Flat daily charge (Rental Fee)	<del>((5.59))</del>	<u>\$5.98</u>	<u>\$6.40</u>
Rolloff Service - Load haul fee (Per load)	<del>((165.97))</del>	<u>\$177.59</u>	<u>\$190.02</u>

Weight fee for Rolloff Service: As provided in SMC 13.02.0560.

- C. Rental fee does not include Washington State sales tax.
- D. Containers must be hauled every 30 days. Customer is responsible to make sure this requirement is met.
- E. Customers are charged for collection haul every 30 days whether container is hauled or not.

Section 45: That SMC section 13.02.0522 is amended to read as follows:

### 13.02.0522 Container Dump Requests

- A. Phone (509) 625-7956 for temporary dump service and (509) 625-7955 for permanent dump service.
- B. All requests for dumps require one business day advance notice.
- C. While the department will always attempt to work within the customer's schedule, time of day requests cannot be guaranteed. Cutoff time to service change requests is 2 p.m. for next day service. Weekend request will be Tuesday or later.
- D. A temporary container must be dumped at least once per month, except if a container contains food, vegetable, animal or other putrescible wastes, the City requires dumping at least weekly. Customers are charged for collection haul every 30 days whether container is hauled or not.

Section 46: That SMC section 13.02.0528 is amended to read as follows:

### 13.02.0528 Rates for Equipment and Labor – Packer and Nonpacker

- A. Department vehicle and labor service is supplied with two kinds of vehicles: Single-axle nonpacker trucks and tandem-axle packer trucks.
1. Disposal fees are charged in addition to equipment and labor charges.

2. Regular garbage collection vehicles are also called “packer” trucks because they operate with a compaction ((~~facility~~)) mechanism that pushes or packs in waste. For some disposal needs, such as odd-shaped debris or materials, regular open bed trucks are more suitable. These vehicles are called “nonpacker” trucks.
3. Department packer trucks are all larger tandem-axle design. Department nonpacker trucks are all smaller single-axle design.
4. Distinguished from this service is rolloff service, where a rolloff box is loaded by the customer, rather than with department labor. (See [SMC 13.02.0506](#))

B. Rates.

Rates in this section are stated based on fifteen-minute increments. The minimum charge is fifteen minutes.

Packer and Nonpacker Trucks	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Nonpacker, single-axle, truck, and	<del>((31.46))</del>	<u>\$33.66</u>	<u>\$36.02</u>
Each extra person	<del>((26.20))</del>	<u>\$28.03</u>	<u>\$30.00</u>
Tandem-axle truck, driver, and loader	<del>((43.71))</del>	<u>\$46.77</u>	<u>\$50.04</u>

C. In addition to the labor and equipment charges, there is added to subsection (B) of this section a charge for waste disposal, as shown in [SMC 13.02.0560](#), except that the minimum charge for waste disposal shall be equal to one-quarter of the applicable tonnage fee.

D. Overtime Periods.

When a customer requests service on holidays, Saturdays, or Sundays, or other overtime periods, an additional charge equal to the total labor paid plus the normal hauling fee shall apply.

Section 47: That SMC section 13.02.0550 is amended to read as follows:

**13.02.0550 Rolloff Recycling Rates – Customer Arrangements**

- A. Recyclable collection service for rolloff containers is charged at the general mixed solid waste haul rate.
- B. Additionally, the customer may make arrangements to receive payment for the recyclables from the destination purchaser of the recyclables. Customers without an account set up at the recycling processor will forfeit any revenue earned. This revenue will belong to the solid waste collection department.

C. Location of processor has to be approved in advance by Solid Waste Collection.

~~((G))~~ D. Such arrangements are the customer’s sole and exclusive responsibility.

Section 48: That SMC section 13.02.0552 is amended to read as follows:

**13.02.0552 Recycling Rates – Nonresidential – Residential Premises with Multi-unit Dwellings Premises – Additional**

- A. The following rates apply to premises with multi-unit dwellings where the director determines larger volume containers are needed. In addition to the residential recycling program, customers not otherwise participating may request recycling service of any and all materials accepted in the curbside program under the following rates. (See SMC 13.02.0122(B))
- B. Collection of single-stream recyclables is available weekly (with the exception of carts) at the following monthly rates:

Table is on following page

Nonresidential & Multi-unit Dwellings	Monthly Amount		
	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<b>Collection of single-stream recyclables</b>			
<del>((32)) 30, ((64)) 60, &amp; ((95)) 90</del> gallon cart <u>(bi-weekly service)</u>	<del>((19.66))</del>	<u>\$21.04</u>	<u>\$22.51</u>
One cubic yard dumpster	<del>((40.99))</del>	<u>\$43.86</u>	<u>\$46.93</u>
Two cubic yard dumpster	<del>((62.94))</del>	<u>\$67.31</u>	<u>\$72.03</u>
Three cubic yard dumpster	<del>((94.36))</del>	<u>\$100.97</u>	<u>\$108.03</u>
Four cubic yard dumpster	<del>((125.79))</del>	<u>\$134.60</u>	<u>\$144.02</u>
Six cubic yard dumpster	<del>((188.71))</del>	<u>\$201.92</u>	<u>\$216.05</u>
<b>Loose Yardage</b>			
One yard	<del>((55.64))</del>	<u>\$59.53</u>	<u>\$63.70</u>
Two yards	<del>((77.53))</del>	<u>\$82.96</u>	<u>\$88.76</u>
Three yards	<del>((108.98))</del>	<u>\$116.61</u>	<u>\$124.77</u>
Four yards	<del>((140.43))</del>	<u>\$150.26</u>	<u>\$160.78</u>
Six yards	<del>((203.35))</del>	<u>\$217.58</u>	<u>\$232.82</u>

- C. Rollout rates, including packouts for recycling carts, are available at the same increment and percentage of increase as the general mixed solid waste rate (one-half of standard sixty gallon refuse rate for each fifty feet for items not within six feet of semi-automated pickup location or two feet of automated pickup location).
- D. Load Truck Loose Yardage Recyclables – Collection Rates/Hour (hand-loaded). Rates in this section are stated based on fifteen-minute increments. The minimum charge is thirty minutes.

Load Truck Loose Yardage	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Single-axle truck and driver	<del>((30.39))</del>	<u>\$32.52</u>	<u>\$34.79</u>
Tandem-axle truck driver	<del>((42.26))</del>	<u>\$45.22</u>	<u>\$48.38</u>

- E. The department retains any proceeds from sale of recyclables.
- F. Loads including non-recyclable solid waste are charged as a regular solid waste load, in addition to return trip charges applicable. If recycling is rejected at processor and needs to be hauled elsewhere, an additional fee applies for the partial second haul. The rate will be charged at 50% of a regular haul fee.
- G. The director of solid waste management reserves the right to deny service to any generator that does not meet a minimum standard of recyclable quality as determined by the director’s evaluation.

Section 49: That SMC section 13.02.0554 is amended to read as follows:

**13.02.0554 Clean Green Yard Waste Collection**

- A. Any customer may apply to the department for collection of “clean green” yard waste. Participation is voluntary.
  1. To be accepted as “clean green” yard waste, material must consist of grass, leaves, pine needles, pine cones, thatch, vines, weeds, and branches, or other such fresh yard waste type material, not putrefied. Food scraps and compostable paper products, such as uncoated paper plates and pizza delivery boxes, are acceptable.
  2. Woody material must be no more than three inches in diameter and not extend outside the approved collection container.
  3. Material may be bundled with rope or string next to the container not to exceed ~~((six))~~ four feet in length.
  4. Total gross cart weight may not exceed two hundred fifty pounds.
- B. In ~~((addition))~~ addition to subsection (A) of this section, customers are cautioned that “clean green” yard material may not contain any of the following:

1. Sod (beyond small amounts).
2. Rocks.
3. Dirt.
4. Gravel.
5. Concrete.
6. Glass.
7. Metal.
8. Plastic.
9. Treated wood/bark.
10. Animal feces.
11. Paint residue.
12. Christmas or holiday decorations.
13. Non-compostable paper products.
14. Flocking.
15. Dimensional lumber.
16. Stumps/roots.
17. Charcoal/Ash

A load is further not considered clean green if it emanates a strong odor, detectable by an ordinary person at a distance of thirty feet. Loads submitted not acceptable as clean green will be left by clean green collection crews and must be handled as a category solid waste. The rate shall be as for a ninety gallon automated style container, as set in SMC 13.02.0502.

C. ~~The collection day for clean green yard waste shall be on ((a weekly basis during the season which generally runs from March through November, or))~~ the same day as the customer's regular solid waste collection. Service is weekly during the months of March through November; service is one week each month during December, January and February. The one week per month collection is generally the first full week of the month but subject to change. Service is provided only in ninety gallon carts supplied by the department.

D. The service is billed and payable monthly, as follows:

Clean Green Yard Waste	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((March thru November))</del>	<del>((20.72))</del>	<u>\$18.01</u>	<u>\$19.27</u>
<del>((December thru February))</del>	<del>((No Charge))</del>		
Extra Dump	<del>((5.19))</del>	<u>\$5.55</u>	<u>\$5.94</u>

Clean green yard waste carts that are out in the designated collection area during December, January, and February on non-collection weeks are assumed to be out for collection and will be charged an extra dump.

E. Yard waste cart packout charged at same rate as refuse (one half of standard sixty gallon refuse rate for each fifty feet for items not within six feet of semi-automated pickup location or two feet of automated pickup location).

F. There is no container delivery charge for the first delivery to a given customer. Thereafter, the redelivery charge is the same amount as the container pickup fee as listed below.

1. The container pickup fee is:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((35.15))</del>	<u>\$37.61</u>	<u>\$40.24</u>

if requested within twelve months of the initial delivery.

G. The minimum length of time that a customer may a request a clean green yard waste cart for is three months. If customer cancels service within the first three months, they will be subject to a charge equal to three months of service total and the container pick up fee as described in this subsection (F).

H. The customer is responsible for the cost of cart replacement in case of loss or damage.

Article VII. Disposal Rates

Section 50: That SMC section 13.02.0560 is amended to read as follows:

**13.02.0560 General Mixed Solid Waste – Tonnage Fee**

A. For solid waste delivered to the Waste-to-Energy Facility (WTE), the charge shall be:

	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Per ton charge	<del>((132.62))</del>	<u>\$141.90</u>	<u>\$151.84</u>
Minimum charge per vehicle	<del>((21.67))</del>	<u>\$23.19</u>	<u>\$24.81</u>

B. For solid waste delivered to the Northside Landfill, the charge shall be:

	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Per ton charge	<del>((132.62))</del>	<u>\$141.90</u>	<u>\$151.84</u>
Minimum charge	<del>((21.67))</del>	<u>\$23.19</u>	<u>\$24.81</u>

C. For solid waste delivered to the Waste to Energy Facility, which the director determines requires special handling, the charge shall be:

	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Per ton charge	<del>((238.37))</del>	<u>\$255.06</u>	<u>\$272.91</u>
Minimum charge	<del>((119.17))</del>	<u>\$127.51</u>	<u>\$136.44</u>

D. For solid waste delivered to any of the above facilities, from nonprofit generator accounts, the applicable per ton charge above listed in subsection A, B or C shall be reduced by thirty-five percent. The minimum charge per vehicle is:

	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
	<del>((21.67))</del>	<u>\$23.19</u>	<u>\$24.81</u>

1. The generator shall identify itself as a section 501(c) (3) of the Internal Revenue Code approved nonprofit enterprise or provide similar proof of qualification to the department.
2. The waste shall be the product of the nonprofit business activities, which include waste reduction or recycling as a major component of its operations.

Section 51: That SMC section 13.02.0561 is amended to read as follows:

**13.02.0561 Self Haul Transaction Fee**

For all waste delivered to the Waste-to-Energy Facility or Northside Landfill, there shall be charged a self-haul transaction Fee per vehicle per load:

	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
	<del>((2.33))</del>	<u>\$2.49</u>	<u>\$2.67</u>

Section 52: That SMC section 13.02.0562 is amended to read as follows:

**13.02.0562 Compost**

A. Compost Consisting of Clean Green Yard Waste, Self-hauled.

For clean green yard waste, delivered to the Waste-to-Energy Facility there shall be a charge of:

	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Per ton charge (then prorated by weight thereafter)	<del>((<u>\$66.88</u>))</del>	<u>\$71.56</u>	<u>\$76.57</u>
Minimum charge per vehicle	<del>((<u>\$7.12</u>))</del>	<u>\$7.62</u>	<u>\$8.15</u>

These rates do not apply to dirt, debris, or other materials from large-scale landscaping, land clearing.

Section 53: That SMC section 13.02.0563 is amended to read as follows:

**13.02.0563 Waste Tires**

Waste Tires are tires no longer suitable for their original intended purpose because of wear, damage, or defect.

A. For waste tires, delivered to the Waste-to-Energy Facility, there shall be a charge of:

	<del>((2024))</del>	<u>2025</u>	<u>2026</u>
Per ton charge (then prorated by weight thereafter)	<del>((<u>\$172.83</u>))</del>	<u>\$184.93</u>	<u>\$197.87</u>
Minimum charge per vehicle	<del>((<u>\$25.88</u>))</del>	<u>\$27.69</u>	<u>\$29.63</u>

B. Dedicated loads of waste tires will be accepted by appointment only.

C. Acceptance of waste tires is subject to change without notice. The City of Spokane may modify, restrict, or cancel the acceptance of waste tires in accord with policy or market conditions.

Section 54: That SMC section 13.02.0568 is amended to read as follows:

**13.02.0568 Estimates Allowed**

A. Where scales are temporarily disabled or not in use, commercial vehicles are assessed a full vehicle load fee based upon comparable weights.

1. Private noncommercial citizen vehicles are assessed a fee based upon the City's estimated cubic yards of the load at

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>((<u>\$35.29</u>))</del>	<u>\$37.76</u>	<u>\$40.40</u>

Per cubic yard plus applicable state taxes.

2. In addition, if a vehicle leaves without weighing out, it will be charged the full authorized loaded gross vehicle weight.

B. Special service at a City disposal facility for disposal of unusual or nonstandard municipal solid waste, as determined by the City, or other special labor costs is at the rate of seventy-five dollars, plus applicable state taxes, per hour or fraction thereof, with a twenty-five dollar minimum charge.

1. The special service fee shall be in addition to the assessed tipping fee based on weight.

C. Where a customer loses his/her loop tag at the disposal site, the City's representative at the disposal site scales will estimate the charge for the customer's load and such estimation will bind the customer.

1. The minimum charge will be for a one-ton load, or more if a larger load is estimated.  
 2. In addition, the customer may be required to pay a five dollar (\$5.00) lost card fee.

D. Use of scales for weighing only:

<del>((2024))</del>	<u>2025</u>	<u>2026</u>
<del>(((\$21.67))</del>	<u>\$23.19</u>	<u>\$24.81</u>

Section 55. Effective Date. This ordinance shall take effect and be in force on January 1, 2025.

**Passed by City Council October 14, 2024**  
**Delivered to Mayor October 16, 2024**

ORDINANCE NO. C36590

AN ORDINANCE relating to customer credit rate ordinance, amending SMC section 13.11.030; and SMC 13.035.700 of the Spokane Municipal Code; and setting an effective date.

The City of Spokane does ordain:

Section 1 That SMC section 13.11.030 is amended to read as follow:

**13.11.030 Senior or Disabled Residential Customer Credit**

The senior or disabled residential customer credit shall be ~~((ten dollars (\$10.00) per month and))~~ apportioned as follows to the owner occupied residential account:

<u>Per Month</u>	
<u>2025</u>	<u>2026</u>
<u>\$15.00</u>	<u>\$20.00</u>

- One-third toward any monthly water charges,
- One-third toward any monthly wastewater charges, and
- One-third toward any monthly solid waste collection charges.

An account, which does not receive all three utility services, shall only receive partial credit as listed in the SMC 13.11.040 Application section.

Section 2: That section 13.035.700 is amended to read as follows:

**13.035.700 Water- Wastewater Conservation Incentives**

In order to encourage water conservation, the Director of the Utilities Division shall create conservation incentives within the City's rate structure for water and wastewater.

- A. Each year, a wastewater conservation credit shall be granted to the 20 percent of residential ratepayers with the lowest indoor water usage who are categorized as single-family residential customers of the City's water utility.
- B. Indoor water usage shall be determined by the average monthly actual water use of a single-family residential customer during the previous winter months of November through March when almost all water usage is indoors.
- C. The credit shall be ~~((in the amount of sixty dollars (\$60.00) and shall be equally))~~ as follows and shall be equally distributed in twelve monthly installments throughout the course of one year.

<u>2025</u>	<u>2026</u>
<u>\$90.00</u>	<u>\$120.00</u>

- D. Ratepayers shall be notified of their individual water consumption as compared to other users within the rate category.

Section 3. Effective Date. This ordinance shall take effect and be in force on January 1, 2025.

**Passed by City Council October 14, 2024**  
**Delivered to Mayor October 16, 2024**



# Job Opportunities

We are an equal opportunity employer and value diversity within our organization. We do not discriminate on the basis of race, religion, color, national origin, gender identity, sexual orientation, age, marital status, familial status, genetic information, veteran/military status, or disability status.

## BENEFITS SPECIALIST SPN 057 OPEN ENTRY

**DATE OPEN:** Monday, October 21, 2024

**DATE CLOSED:** Monday, November 4, 2024

**SALARY:** \$58,651.92 annual salary, payable bi-weekly, to a maximum of \$82,768.32

### DESCRIPTION:

Performs specialized professional work related to City benefits plans and wellness programs.

### DUTIES:

*This description was prepared to indicate the kinds of activities and levels of work difficulty required of positions in this class. It is not intended as a complete list of specific duties and responsibilities.*

- Provides information and assistance to employees/dependents in utilizing their benefits package. Counsels employees/dependents on the different aspects of benefit programs.
- Reviews benefits booklets, summaries, and highlights to ensure accuracy.
- Ensures clear and accurate communication in response to eligibility inquiries from staff and dependents.
- Creates, implements, and maintains educational wellness programs that are known and utilized citywide.
- Collaborates with other benefits staff to evaluate health insurance claim patterns and identify trends that can be resolved with wellness education.
- Coordinates periodic benefits fairs and special events such as health fairs, health screenings, vaccination clinics, mammograms, bone density, hearing tests, blood drives, and wellness program events.
- Manages the City's communicable disease outbreak activities as required by Labor and Industries (L&I) and the Centers for Disease Control and Prevention (CDC).
- May process various enrollment forms, gather supporting documentation, and input information into the internal benefits system.
- Participates in health and life insurance plan audits as needed.
- Coordinates worksite wellness resources, communications, and campaigns. Tracks participation to ensure that programs are performing and meeting the needs of employees. Maintains program records. Manages corporate gym membership agreements.
- Performs related work as required.

### MINIMUM QUALIFICATIONS:

*Combinations of education and experience that are equivalent to the following minimum qualifications are acceptable.*

### Open-Entry Requirements:

- *Education:* Completion of two years of college coursework in administration, office management, accounting, human resources, insurance, or closely related fields.
- *Experience:* Two years of work experience in the administration of health insurance.
- *Substitution:* Additional experience may substitute for the education requirement on a year for year basis.
- *Licenses:* Applicants must possess a valid driver's license or evidence of equivalent mobility.

### EXAMINATION DETAILS:

For information on what to expect with the hiring process, a test information guide, and frequently asked questions, please visit our website.

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire.

**Qualified applicants are encouraged to apply immediately. All applicants must complete and submit a City of Spokane employment application online by 4:00 p.m. on the filing cut-off date.**

Upon request, at time of application, City of Spokane 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.

The examination will consist of the below components, with weights assigned as follows:

- Multiple-Choice and Computer Skills Simulation — 50%
- Short Answer — 50%

**EXAMINATION DETAILS:**

This is an online examination and will require a computer. **If you do not have access to a computer, please notify Civil Service so that one may be provided.** Computer reservations can also be made through your local, public library.

Examination links with instructions will be emailed prior to 12:00 a.m. Pacific Time on the start date and will expire at 11:59 p.m. on the due date as listed below. Keep in mind that the test link will be emailed from City of Spokane (info@governmentjobs.com).

- Applicants who apply and meet the minimum qualifications between Monday, October 21, 2024, and Monday, November 4, 2024, will test Thursday, November 7, 2024, through Tuesday, November 12, 2024.

**NOTE: You may begin the exam at any time during the test period; however, once you begin, you will have approximately 1 hour 45 minutes to complete the examination. You may take the exam only once during the open recruitment period.**

The examination may include such subjects as:

- Communication
- Employee Benefits
- Interpersonal Skills
- Decision Making
- Attention to Detail
- Computer Skills

**TO APPLY:**

**An application is required for promotional applicants.** Applications must be completed online at: <http://my.spokanecity.org/jobs> by 4:00 p.m. on the filing cut-off date. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: [civilservice@spokanecity.org](mailto:civilservice@spokanecity.org) with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4<sup>th</sup> Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201

Please contact our office at 509-625-6160 immediately if you have any difficulties submitting your application.

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 17th day of October 2024.

SCOTT STEPHENS  
Chair

KELSEY PEARSON  
Chief Examiner

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**ENGINEER IN TRAINING SPN 231**  
Open Entry

**DATE OPEN: Monday, October 21, 2024**

**DATE CLOSED: Monday, December 2, 2024**

**SALARY: \$64,435.68 annual salary, payable bi-weekly, to a maximum of \$91,245.60**

**DESCRIPTION:**

Performs professional engineering work in connection with the planning, development, design, and construction of public works projects.

**DUTIES:**

- Participates in the design, planning, and construction management, and may supervise and assign inspection and construction staking, of various public works projects including streets, bridges, tunnels, structures, and utility projects including water, sewage, refuse and related utilities facilities.
- Drafts preliminary and final designs; prepares specifications.
- Assists in the review and approval of plans and specifications of proposed buildings, structures and site developments.
- Performs engineering calculations and evaluates layout and design proposals to assure compliance with policies, standards, procedures and codes.
- Assists in developing plan checking and inspection procedures.
- Assists the inspection staff with code interpretations and problem solving.
- Participates in inspections of proposed developments, existing buildings, capital projects and public infrastructure.

- Assists in developing reports and recommendations, and interpretation of code requirements necessary for construction projects.
- Assists in the evaluation of performance-based engineering proposals for fire and building code equivalences.
- Assists in the evaluation of variances from design standards.
- Makes complex computations and time and material estimates.
- May be required to work in the field.
- Operates an automobile, drafting equipment, computer, computer aided drafting software, telephone, reprographic equipment, and calculator.
- Performs related work as required.

**MINIMUM QUALIFICATIONS:****Open Entry Requirements:**

(Open-entry applicants must meet all requirements in one of the following paths at the time of application.)

**Education Path:**

- *Education:* Bachelor's degree in Engineering from an accredited four-year college or university. Applicants enrolled in the final (senior) year of an accredited bachelor's degree program in Engineering may apply, but candidates must obtain their bachelor's degree prior to hire.
- *License and Certification:* Applicants must possess a valid driver's license or evidence of equivalent mobility. Engineer in Training (EIT) certificate must be obtained within one year of hire.

**EIT Path:**

- *Certification:* Possession of a recognized Engineer in Training certificate
- *License:* Applicants must possess a valid driver's license or evidence of equivalent mobility.

**EXAMINATION DETAILS:**

All applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire. Qualified applicants are encouraged to apply immediately. All applicants must complete and submit a City of Spokane employment application online by 4:00 p.m. on the filing cut-off date.

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.

The examination will consist of a Training and Experience Evaluation (T&E) in the form of supplemental questions within the application process, and a Structured Oral Interview. Scoring weights are assigned as follows:

- T&E - 60%
- Structured Interview - 40%

**TRAINING & EXPERIENCE EVALUATION (T&E) DETAILS**

The T&E supplemental questions are located online under the tab marked "**QUESTIONS**" on the job announcement page. **The T&E must be submitted online at the time of application, by 4:00 p.m. on the filing cut-off date.**

- Copies of your college transcripts (unofficial transcripts are accepted) may be a required part of this application and will be used to verify that you meet the minimum qualifications as posted in the job announcements.
- Responses to your T&E questions should be consistent with the information given in your application details. Answers 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 will not be accepted in lieu of completing each question online.
- "See Resume" or "See above," etc., and copy/paste from a previous answer are not qualifying responses and will not be considered.

**STRUCTURED ORAL INTERVIEWS**

Applicants who apply and meet the minimum qualifications between October 21, 2024, and December 2, 2024, the structured oral interviews will take place the week of December 9, 2024.

Candidates will receive an email notification to sign-up for a 20-minute oral telephone examination.

**TO APPLY:**

**An application is required for promotional applicants.** Applications must be completed online at: <http://my.spokanecity.org/jobs> by 4:00 p.m. on the filing cut-off date. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: [civilservice@spokanecity.org](mailto:civilservice@spokanecity.org) with **Job Title – Applicant Name** in the subject line of the email
- In person or mail to: Civil Service Commission, 4<sup>th</sup> Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201

Please contact our office at 509-625-6160 immediately if you have any difficulties submitting your application.

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 17th day of October 2024.

SCOTT STEPHENS  
Chair

KELSEY PEARSON  
Chief Examiner

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**PRINCIPAL ENGINEER SPN 234**  
OPEN ENTRY

**DATE OPEN:** Monday, October 21, 2024      **DATE CLOSED:** Monday November 11, 2024  
**SALARY:** \$103,251.60 annual salary, payable bi-weekly, to a maximum of \$149,590.04

**DESCRIPTION:**

Applies intense and diversified knowledge of engineering and managerial principles and practices. Makes decisions on engineering problems and methods; represents the department in conferences and public meetings; resolves important questions; and plans and coordinates work and Public Works policy.

**DUTIES:**

- In a supervisory capacity, plans, develops, conducts, and coordinates Public Works and Utility projects.
- Supervises the development and evaluation of plans and criteria for a variety of projects and activities to be carried out by others. Monitors funding sources for Public Works activities, and develops programs, schedules, and funding applications. Assesses the feasibility and soundness of the project as defined by technical reports and environmental studies.
- Audits meetings involved with defining or developing policies pertaining to Public Works project activities. Acts as a liaison for the City with developers, and with County, State, and Federal agencies involved in Public Works activities.
- Responsible for the development, preparation, and schedule of the entire design effort of the Department. Authorizes design changes within established procedures.
- Responsible for the administration of all Public Works construction management activities. Directs the collection of field data. Coordinates field construction and inspection activities.
- Directs and coordinates the activities of consultants and contractors in the planning, design, or construction management of Public Works projects.
- Directs and coordinates the street operation and maintenance division.
- Operates an automobile, drafting equipment, personal computer, computer terminal, reprographic equipment, and calculator.
- Performs related work as required.

**MINIMUM QUALIFICATIONS:**

Open Entry Requirements:

(Open-entry applicants must meet all requirements when they apply.)

- *Experience:* Eight years of professional engineering experience in planning, design, or construction, two years of which must be directly supervising professional engineering staff.
- *Substitution:* A Master's Degree in Engineering may be substituted for one year of experience.
- *Licenses:*
  - Licensure as a Professional Engineer in the state of Washington, to be maintained throughout employment.
  - Valid driver's license or otherwise demonstrated ability to get to and from multiple work locations is required.

**EXAMINATION DETAILS:**

For information on what to expect with the hiring process, a test information guide, and frequently asked questions, please visit our website.

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire.

**Qualified applicants are encouraged to apply immediately. All applicants must complete and submit a City of Spokane employment application online by 4:00 p.m. on the filing cut-off date.**

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.

The examination will consist of a Training and Experience Evaluation (T&E), with scoring weight assigned as follows:

- T&E 100%

**TRAINING AND EXPERIENCE EVALUATION DETAILS**

- Copies of your college or university transcripts (unofficial transcripts are accepted) may be a required part of this application and will be used to verify that you meet the minimum qualifications, as posted on the job announcement.
- Responses to your T&E questions should be consistent with the information given in your application details. Answers are subject to verification.
- Failure to complete all 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 will not be accepted in lieu of completing each question online.
- "See Resume" or "See above," etc., and copy/paste from a previous answer are not qualifying responses and will not be considered.

**EXAMINATION DETAILS:**

You will receive a link to the Principal Engineer T&E via email, prior to 4:00 p.m. Pacific Time on the start dates and will expire at 4:00 p.m. on the due dates as listed below. Please note that this email will be sent from City of Spokane (info@governmentjobs.com).

- Applicants who apply and meet the minimum qualifications between Monday, October 21, 2024 and Monday, November 11, 2024 will test Thursday, November 14, 2024 through Tuesday, November 19, 2024.

**TO APPLY:**

**An application is required for promotional applicants.** Applications must be completed online at: <http://my.spokanecity.org/jobs> by 4:00 p.m. on the filing cut-off date. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: [civilservice@spokanecity.org](mailto:civilservice@spokanecity.org) with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4<sup>th</sup> Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201

Please contact our office at 509-625-6160 immediately if you have any difficulties submitting your application.

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 3<sup>rd</sup> day of September 2024.

SCOTT STEPHENS  
Chair

KELSEY PEARSON  
Chief Examiner

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**PRINCIPAL ENGINEER SPN 234  
PROMOTIONAL**

**DATE OPEN: Monday, October 21, 2024**

**DATE CLOSED: Monday, November 11, 2024**

**SALARY: \$103,251.60 annual salary, payable bi-weekly, to a maximum of \$149,459.04**

**DESCRIPTION:**

Applies intense and diversified knowledge of engineering and managerial principles and practices. Makes decisions on engineering problems and methods; represents the department in conferences and public meetings; resolves important questions; and plans and coordinates work and Public Works policy.

**DUTIES:**

- In a supervisory capacity, plans, develops, conducts, and coordinates Public Works and Utility projects.
- Supervises the development and evaluation of plans and criteria for a variety of projects and activities to be carried out by others. Monitors funding sources for Public Works activities, and develops programs, schedules, and funding applications. Assesses the feasibility and soundness of the project as defined by technical reports and environmental studies.
- Audits meetings involved with defining or developing policies pertaining to Public Works project activities. Acts as a liaison for the City with developers, and with County, State, and Federal agencies involved in Public Works activities.
- Responsible for the development, preparation, and schedule of the entire design effort of the Department. Authorizes design changes within established procedures.
- Responsible for the administration of all Public Works construction management activities. Directs the collection of field data. Coordinates field construction and inspection activities.
- Directs and coordinates the activities of consultants and contractors in the planning, design, or construction management of Public Works projects.
- Directs and coordinates the street operation and maintenance division.

- Operates an automobile, drafting equipment, personal computer, computer terminal, reprographic equipment, and calculator.
- Performs related work as required.

**MINIMUM QUALIFICATIONS:**

## Promotional Requirements:

(Current employees of the City of Spokane may meet the promotional requirements. All promotional requirements must be met at the date of the examination.)

- *Experience:* Two years of experience with City of Spokane, in the classification of Senior Engineer (SPN 233), Senior Traffic Engineer (SPN 255), or Fire Protection Engineer (SPN 334).
- *Licenses:*
  - Licensure as a Professional Engineer in the state of Washington, to be maintained throughout employment.
  - Valid driver's license or otherwise demonstrated ability to get to and from multiple work locations is required.

Note: Current non-probationary City of Spokane employees within the line of progression who meet the open entry requirements may apply on a promotional basis, pursuant to Civil Service Rule VI, Section 5.

## Open Entry Requirements:

(Open-entry applicants must meet all requirements when they apply.)

- *Experience:* Eight years of professional engineering experience in planning, design, or construction, two years of which must be directly supervising professional engineering staff.
- *Substitution:* A Master's Degree in Engineering may be substituted for one year of experience.
- *Licenses:*
  - Licensure as a Professional Engineer in the state of Washington, to be maintained throughout employment.
  - Valid driver's license or otherwise demonstrated ability to get to and from multiple work locations is required.

**EXAMINATION DETAILS:**

For information on what to expect with the hiring process, a test information guide, and frequently asked questions, please visit our website.

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire.

**Qualified applicants are encouraged to apply immediately. All applicants must complete and submit a City of Spokane employment application online by 4:00 p.m. on the filing cut-off date.**

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.

The examination will consist of a Training and Experience Evaluation (T&E), with scoring weight assigned as follows:

- T&E 100%

**TRAINING AND EXPERIENCE EVALUATION DETAILS**

- Copies of your college or university transcripts (unofficial transcripts are accepted) may be a required part of this application and will be used to verify that you meet the minimum qualifications, as posted on the job announcement.
- Responses to your T&E questions should be consistent with the information given in your application details. Answers are subject to verification.
- Failure to complete all 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 will not be accepted in lieu of completing each question online.
- "See Resume" or "See above," etc., and copy/paste from a previous answer are not qualifying responses and will not be considered.

**EXAMINATION DETAILS:**

You will receive a link to the Principal Engineer T&E via email, prior to 4:00 p.m. Pacific Time on the start dates and will expire at 4:00 p.m. on the due dates as listed below. Please note that this email will be sent from City of Spokane (info@governmentjobs.com).

- Applicants who apply and meet the minimum qualifications between Monday, October 21, 2024 and Monday, November 11, 2024 will test Thursday, November 14, 2024 through Tuesday, November 19, 2024.

**TO APPLY:**

**An application is required for promotional applicants.** Applications must be completed online at: <http://my.spokanecity.org/jobs> by 4:00 p.m. on the filing cut-off date. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: [civilservice@spokanecity.org](mailto:civilservice@spokanecity.org) with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4<sup>th</sup> Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201

Please contact our office at 509-625-6160 immediately if you have any difficulties submitting your application.

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 3rd day of October 2024.

SCOTT STEPHENS  
Chair

KELSEY PEARSON  
Chief Examiner

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**WASTEWATER SUPERVISOR SPN 543**  
Promotional

**DATE OPEN:** Monday, October 21, 2024

**DATE CLOSED:** Monday, November 4, 2024

**SALARY:** \$76,546.08 annual salary, payable bi-weekly, to a maximum of \$108,513.36

**DESCRIPTION:**

Performs responsible supervisory work directing a number of maintenance and construction crews in the Sewer Maintenance Division of the Wastewater Management Department.

**DUTIES:**

- Prepares daily work schedules. Assigns, directs, and inspects the work of a number of specialized crews engaged in the maintenance, cleaning, and repair of main, trunk, storm and wastewater lines, catch basins, drywells, manholes, septic tanks, and cesspools. Assists with the preparation of the annual production schedule.
- Plans, organizes, and occasionally exercises direct supervision over the work of a special crew engaged in the construction and repair of wastewater and storm lines. Directs the laying of new pipe to bypass or repair broken lines, or to make service connections. Determines the grade and size of pipe required, and directs some wastewater construction work.
- Evaluates the work of subordinates to ensure compliance with established procedural and safety standards. Counsels employees, completes annual performance reviews, creates performance improvement plans, and recommends discipline as necessary.
- Consults with and advises the Superintendent on performance goals, work priorities, and needs related to training, resources, and supplies.
- Plans and organizes a closed-circuit television pipe inspection program, coordinating projects with inspectors, developers and the field office.
- Trains subordinates in safety procedures and the use and operation of equipment incidental to the work. Keeps work and time records.
- Assists in maintaining the wastewater system, storm system, and updating GIS maps.
- Addresses citizen complaints and concerns; authorizes needed repairs and contracted expenses within established guidelines.
- Estimates needs and orders supplies and equipment; places and evaluates calls for bids for goods and services within established guidelines and contracted maximum amounts.
- Participates in pre-construction conferences with other City departments and outside parties.
- Operates a personal computer and modern application software to write reports and correspondence and to utilize the department's maintenance management system.
- Performs related work as required.

**MINIMUM QUALIFICATIONS:****Promotional Requirements:**

- *Experience:* At least one year of experience with the City in the classification of Wastewater Inspector (SPN 210), or three years of combined experience in the classifications of Wastewater Specialist (SPN 541) or Heavy Equipment Operator (SPN 622) in the sewer maintenance section of the Wastewater Management Department.
- *License:* Applicants must possess a valid driver's license.

**EXAMINATION DETAILS:**

For information on what to expect with the hiring process, a test information guide, and frequently asked questions, please visit our website.

Applicants must meet the minimum qualifications and pass the examination for this position to be eligible for hire.

**Qualified applicants are encouraged to apply immediately. All applicants must complete and submit a City of Spokane employment application online by 4:00 p.m. on the filing cut-off date.**

Upon request, at time of application, City of Spokane 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.

The examination will consist of a multiple-choice test, with weights assigned as follows:

- Multiple-Choice Test 100%

**MULTIPLE CHOICE EXAMINATION DETAILS:**

- Test Date: Thursday, November 7, 2024
- Test Time: 9:00 a.m.
- Test Location: Civil Service Test Room, 4th floor City Hall, 808 W Spokane Falls Blvd, Spokane, WA 99201
- Approximate Duration of Exam: 2 Hours, 30 Minutes
- Test Subjects:
  - o Organizational Awareness
  - o Plumbing and Pipefitting
  - o Supervision
  - o Safety and Occupational Hazards
  - o Interpersonal Skills
  - o Written Communication

**TO APPLY:**

**An application is required for promotional applicants.** Applications must be completed online at: <http://my.spokanecity.org/jobs> by 4:00 p.m. on the filing cut-off date. Copies of required additional documents may be attached to your application or submitted via any of the following:

- Email: [civilservice@spokanecity.org](mailto:civilservice@spokanecity.org) with Job Title – Applicant Name in the subject line of the email
- In person or mail to: Civil Service Commission, 4<sup>th</sup> Floor-City Hall, 808 W. Spokane Falls Blvd., Spokane, WA 99201

Please contact our office at 509-625-6160 immediately if you have any difficulties submitting your application.

By order of the SPOKANE CIVIL SERVICE COMMISSION, dated at Spokane, Washington, this 17th day of October 2024.

SCOTT STEPHENS  
Chair

KELSEY PEARSON  
Chief Examiner

# Notice for Bids

## Supplies, Equipment, Maintenance, etc.

**High Calcium Quicklime, As Needed**  
Spokane Solid Waste Disposal, Waste To Energy Facility  
**ITB 6229-24**

Description: The City of Spokane, through its Solid Waste Disposal, Waste To Energy Facility is soliciting electronic bids for High Calcium Quicklime, As Needed.

**Bid Opening:** Electronic Bids will be unsealed at the 1:15 p.m. public bid opening via Microsoft Teams platform on **MONDAY, NOVEMBER 11, 2024**, for High Calcium Quicklime, As Needed. To watch the City of Spokane Bid Opening Meeting, go to our website: <https://my.spokanecity.org/administrative/purchasing> and then click on the “join meeting” link on the right-hand side of the page. Alternatively, it may be simpler to listen by phone which can be done as follows: call (323) 618-1887 then enter the access code 533 854 149 followed by #.

The Invitation to Bid document is available for download through the City of Spokane’s online procurement system <https://spokane.procurement.com>. Registration is required to view and download this solicitation. Solicitation documents



will not be mailed, e-mailed, or provided in person. It is the responsibility of Proposers to check the City of Spokane's online procurement system identified above for Addenda or other additional information that may be posted regarding this Invitation for Bids. Questions from potential Proposers will be accepted through the "Clarifications" tab under the associated project number in the online procurement system.

All Bid documents shall be submitted electronically through the City of Spokane's online procurement system no later than **1:00 p.m. on MONDAY, NOVEMBER 11, 2024**. Hard copy and/or late submittals will not be accepted. Bids must be sent sufficiently ahead of time to be received by the required date and time. The City of Spokane is not responsible for Bids submitted late.

The right is reserved to reject any and all Bids and to waive any informalities.

Rick Rinderle  
City of Spokane Purchasing

Publish: October 16 & 23, 2024

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**REQUEST FOR QUALIFICATIONS #6244-24**  
**UIC Evaluations and Alternative Analysis in Wellhead Protection Zones**  
City of Spokane Integrated Capital Management Department

The City of Spokane is soliciting electronic Proposals for the above titled Request for Qualifications.

**Proposal Submittal:** Proposals must be submitted electronically through the City of Spokane's online procurement system portal until **1:00 p.m. on MONDAY, NOVEMBER 18, 2024**. Hard copies, emails, and late submittals will not be accepted.

To view this solicitation and submit a Proposal, the Proposer must be a registered supplier on the City's online procurement system at <https://spokane.procurement.com>. Solicitation documents will not be mailed, e-mailed, or provided in person. Once registered, Proposers will also be added to the solicitation's notification list for Addenda posting or other communication via email. Registration is free.

Questions will be accepted through the procurement system in the "Clarifications" tab of the applicable solicitation number.

It is the Proposer's responsibility to check the City of Spokane's procurement system identified above for Addenda or other information that may be posted regarding this Request for Qualifications.

The right is reserved to reject any and all Proposals and to waive any informalities.

**Public Bid Opening:** Sealed Proposals will be acknowledged and unsealed at the City virtual public bid opening meeting at 1:15 p.m. on **MONDAY, NOVEMBER 18, 2024**. For the link to attend virtually, visit the City's Purchasing website at <https://my.spokanecity.org/administrative/purchasing/>. Alternatively, it may be simpler to listen by phone which can be done as follows: call (323) 618-1887 then enter the access code 533 854 149 followed by #.

This project will be funded by federal and state grant monies. Firms are warned to take into consideration applicable federal requirements in making their Proposal and performing the work. State of Washington Department of Ecology funds will be used.

**AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION:** The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. Individuals requesting reasonable accommodations or further information may call, write, or email Risk Management at 509.625.6221, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or [m\\_lowmaster@spokanecity.org](mailto:m_lowmaster@spokanecity.org). Persons who are deaf, hard of hearing, deaf-blind, and speech disabled may contact Risk Management through the Washington Relay Service at 7-1-1 forty-eight (48) hours before the meeting date.

Connie Wahl, C.P.M., CPPB  
Senior Procurement Specialist,  
City of Spokane Purchasing & Contracts

Publish: October 16, 23, 30, & November 6, 2024

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**PROCESS, TRANSPORT AND PURCHASE WTEF METALS**

Spokane Solid Waste Disposal, Waste To Energy Facility

**RFP 6255-24**

Description: The City of Spokane, through its Solid Waste Disposal, Waste To Energy Facility is soliciting electronic Proposals to Process, Transport and Purchase WTEF Metals.

**A Mandatory Pre-Proposal Conference is scheduled to be held on October 25, 2024 at 10:00 a.m. local time, at 2900 S. Geiger Blvd, Spokane, WA 99224. All prospective Proposers must attend this mandatory site visit.**

**Sealed Proposals:** Will be acknowledged at the 1:15 p.m. public bid opening via Microsoft Teams platform on **MONDAY, NOVEMBER 4, 2024**, to Process, Transport and Purchase WTEF Metals. To watch the City of Spokane Bid Opening Meeting, go to our website: <https://my.spokanecity.org/administrative/purchasing> and then click on the "join meeting" link on the right-hand side of the page. Alternatively, it may be simpler to listen by phone which can be done as follows: call (323) 618-1887 then enter the access code 533 854 149 followed by #.

The Request for Proposals document is available for download through the City of Spokane's online procurement system <https://spokane.procurement.com>. Registration is required to view and download this solicitation. Solicitation documents will not be mailed, e-mailed, or provided in person.

It is the responsibility of Proposers to check the City of Spokane's online procurement system identified above for Addenda or other additional information that may be posted regarding this Request for Qualifications.

Questions from potential Proposers will be accepted through the "Clarifications" tab under the associated project number in the online procurement system.

All Proposal documents shall be submitted electronically through the City of Spokane's online procurement system **no later than 1:00 p.m. on Monday, November 4, 2024**. Hard copy and/or late submittals will not be accepted. 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 submitted late.

The right is reserved to reject any and all Proposals and to waive any informalities.

Rick Rinderle  
City of Spokane Purchasing

Publish: October 16 & 23, 2024

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**REQUEST FOR QUALIFICATIONS #6259-24****Building Exterior Rehabilitation and Improvement Design Services for RPWRF**

City of Spokane Wastewater Management Department  
Riverside Park Water Reclamation Facility

The City of Spokane is soliciting electronic Proposals for the above titled Request for Qualifications.

**Proposal Submittal:** Proposals must be submitted electronically through the City of Spokane's online procurement system portal until **1:00 p.m. on MONDAY, NOVEMBER 4, 2024**. Hard copies, emails, and late submittals will not be accepted.

To view this solicitation and submit a Proposal, the Proposer must be a registered supplier on the City's online procurement system at <https://spokane.procurement.com>. Solicitation documents will not be mailed, e-mailed, or provided in person. Once registered, Proposers will also be added to the solicitation's notification list for Addenda posting or other communication via email. Registration is free.

Questions will be accepted through the procurement system in the "Clarifications" tab of the applicable solicitation number.

It is the Proposer's responsibility to check the City of Spokane's procurement system identified above for Addenda or other information that may be posted regarding this Request for Qualifications.

The right is reserved to reject any and all Proposals and to waive any informalities.

**Public Bid Opening:** Sealed Proposals will be acknowledged and unsealed at the City virtual public bid opening meeting at 1:15 p.m. on **MONDAY, NOVEMBER 4, 2024**. For the link to attend virtually, visit the City's Purchasing website

at <https://my.spokanecity.org/administrative/purchasing/>. Alternatively, it may be simpler to listen by phone which can be done as follows: call (323) 618-1887 then enter the access code 533 854 149 followed by #.

**AMERICANS WITH DISABILITIES ACT (ADA) INFORMATION:** The City of Spokane is committed to providing equal access to its facilities, programs and services for persons with disabilities. Individuals requesting reasonable accommodations or further information may call, write, or email Risk Management at 509.625.6221, 808 W. Spokane Falls Blvd, Spokane, WA, 99201; or [m\\_lowmaster@spokanecity.org](mailto:m_lowmaster@spokanecity.org). Persons who are deaf, hard of hearing, deaf-blind, and speech disabled may contact Risk Management through the Washington Relay Service at 7-1-1 forty-eight (48) hours before the meeting date.

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City of Spokane Purchasing & Contracts

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