SIGN-UP TO SPEAK FOR SPECIFIC ACTION ITEMS ON THE AGENDA: If you have signed-up prior to the Council meeting to speak with respect to a particular ordinance or resolution action item appearing on the agenda, you will be recognized to address the Council for up to one minute before the Council takes action on that item. Those wishing to address items on the “Consent Agenda” should do so during the “Citizen Comments” portion of the Agenda. If the Council chooses to discuss the item further after taking comments, they may restrict additional public comment before they take action. Please look for the sign-up sheets near the Council Chamber doorway. (See Item II B. for Citizen Comments on other items of City business.)

I. CALL TO ORDER – Mayor Neil Johnson

A. Flag Salute:

B. Roll Call: [A1.3]

Elected Officials: Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Phil DeLeo, Councilmember Mark Hamilton, Councilmember Dave King, Councilmember Cheryl Noble and Councilmember Jim Rackley.

[Staff expected to be in attendance: City Administrator Don Morrison, Planning & Community Development Director Bob Leedy, Public Works Director Dan Grigsby, Police Chief Mike Mitchell, Community Services Director Gary Leaf, Administrative Services Director/City Clerk Harwood Edvalson, Chief Financial Officer Beth Anne Wroe and City Attorney Jim Dionne.]

C. Announcements, Appointments and Presentations: [A3.6.9]

1. Announcements:
2. Appointments:
3. Presentations:

D. Agenda Modifications:

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: [A3.6.12]

B. Citizen Comments: [A1.5]

You may address the City Council on matters of City business for up to 5 minutes. Those commenting about ordinances or resolutions on the “Consent Agenda” should limit their comments to one minute per item. When recognized by the Mayor, please state your name and address for the official record. Designated speakers representing a group may take up to 10 minutes on matters of general City business.

C. Correspondence:
III. COUNCIL COMMITTEE REPORTS: [A3.6.4]

A. Finance Committee
B. Community Development Committee
C. Public Safety Committee
D. Other Reports

IV. CONSENT AGENDA: [A3.6]

The items listed below may be acted upon by a single motion and second of the City Council. By simple request to the Chair, any Councilmember may remove items from the Consent Agenda for separate consideration after the adoption of the remainder of the Consent Agenda items.


B. Checks/Vouchers: 2006 Expenditures – Void Accounts Payable checks/vouchers #46107 thru 46180 due to computer error. Approve Accounts Payable checks/vouchers #46211 thru #46282 and wire transfer #2442321 in the amount of $561,564.07. Approve Accounts Payable checks/vouchers #46283 in the amount of $94.12 for utility refund.

2007 Expenditures – Approve Accounts Payable checks/vouchers #46106 in the amount of $1,813.63 for utility refund. Approve Accounts Payable checks/vouchers #46181 thru #46210 in the amount of $1,151,156.89. Approve Accounts Payable checks/vouchers #46284 in the amount of $1836.44 for utility refund. Approve Accounts Payable checks/vouchers #46285 in the amount of $10,030.00. [F4.9]

C. Payroll: January 1-15, 2007 for checks 25636-25671, including Deposits and Electronic Transfers in the amount of $320,377.92. [F4.9]


F. AB07-29 – Resolution 1652 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Ratifying And Re-Affirming Section 13.04.070 Of The Bonney Lake Municipal Code And Ordinance 1192. [A3.5.5] [F4.3]

G. AB07-23 – A Motion Of The Bonney Lake City Council Setting A Public Hearing For February 13, 2007 At 7:00 p.m. In The Bonney Lake Council Chambers To Consider The Final Costs For The High Country Homes Latecomers Agreement. [A3.6.10]
V. **FINANCE COMMITTEE ISSUES:**
   A. **AB07-20** – Resolution 1645 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Personal Services Agreement Between The City Of Bonney Lake And Habitat Technologies As A Wetlands Consultant To Provide Services Related To Wetland Assessment. [O 3.1]

VI. **COMMUNITY DEVELOPMENT COMMITTEE ISSUES:** None.

VII. **PUBLIC SAFETY COMMITTEE ISSUES:** None.

VIII. **FULL COUNCIL ISSUES:**
   A. **AB07-28** – Resolution 1651 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Supporting Proposition No. 1 Of The Sumner School District No. 320 For The Issuance Of Bonds For The Acquisition Of And The Modernization And Reconstruction Of Facilities. [A 1.1.1]

IX. **EXECUTIVE SESSION:** Pursuant to RCW 42.30.110 the City Council may hold an executive session. If an executive session is held, the presiding officer shall publicly announce the purpose for convening the executive session and the time it will be concluded.

X. **ADJOURNMENT**

For citizens with disabilities requesting translators or adaptive equipment for communication purposes, the City requests notification as soon as possible of the type of service or equipment needed.

THE COUNCIL MAY ADD AND TAKE ACTION ON OTHER ITEMS NOT LISTED ON THIS AGENDA
Meeting Time: 7:00 p.m.

Location: Al Lago Ristorante, located at 3110 Sumner Tapps Highway E.

Attendance: Mayor Neil Johnson, Deputy Mayor Daniel Swatman, Councilmembers David Bowen, Mark Hamilton, David King and James Rackley; City Administrator Don Morrison and members of the Pierce County Council. Councilmembers DeLeo and Noble were not present.

This was a dinner meeting with the Pierce County Council. The dinner meeting was originally anticipated to start at 6:00 p.m. following the conclusion of the County Council meeting held locally. The County Council meeting went until nearly 7:00 p.m., at which time the County Council and Bonney Lake Council members and Administrator went to the restaurant for their dinner meeting.

No scripted agenda was prepared for the meeting. Informal discussion took place between members of the two Councils. No action was taken at the meeting.

Adjournment: The meeting adjourned at 10:00 p.m.
Location: Bonney Lake City Council Chambers – 19306 Bonney Lake Blvd.

I. CALL TO ORDER – Mayor Neil Johnson called the joint meeting to order at 6:32 p.m.

A. Roll Call: [A1.3]

Elected and Appointed Officials In Attendance: Mayor Neil Johnson, Deputy Mayor Dan Swatman, Councilmember Phil DeLeo, Councilmember Mark Hamilton, Councilmember Dave King, Councilmember Cheryle Noble, Councilmember Jim Rackley, Planning Commission Chairman Randy McKibbin, Planning Commission Vice Chairman Grant Sulham, Planning Commissioner Quinn Dahlstrom, Planning Commissioner David Eck, Planning Commissioner Dennis Poulsen, Planning Commissioner Winona Jacobsen and Planning Commissioner Katrina Minton-Davis.

Staff Members Present were: City Administrator Don Morrison, Planning & Community Development Director Bob Leedy, Public Works Director Dan Grigsby, Community Services Director Gary Leaf, Administrative Services Director/City Clerk Harwood Edvalson, Planning Manager Steve Ladd, and Permit Technician Christy McQuillen.

Councilmember Rackley made a motion to excuse Councilmember Bowen. Deputy Mayor Swatman seconded.

Motion approved 6 – 0.

Agenda Items:

A. Joint Special Council/Planning Commission Meeting – Storm Water Symposium

Planning Manager Ladd thanked Fred Jacobsen for suggesting the event and Planning Commission Secretary Christy McQuillen for inviting neighboring jurisdictions, from which many officials were in attendance. He went on to explain the symposium as being the result of a desire to have storm water facilities serve aesthetic purposes while maintaining high levels of functionality. Planning Manager Ladd introduced the speakers. Dan Wrye, Director of Pierce County Water Programs was to be first, followed by Timothy Lowry, a Pierce County Low-Impact Development Design Engineer, and then Public Works Director Dan Grigsby.
Mr. Wrye started with an overview of his agency’s projects and spoke about multiple use of stormwater facilities. In addition to treating and detaining or infiltrating runoff, he explained, such areas can also provide open space, recreation, wildlife habitat, beautification, flood control, etc. “Low-Impact Development” (LID) has a high benefit-to-cost ratio when the value of the multiple uses are considered.

Timothy Lowry followed with further benefits of LID, explaining it as essentially using natural or naturalistic systems to treat stormwater, rather than industrial-appearing, single-purpose stormwater ponds and piping. Typical LID components include pervious pavement, rain gardens, rain barrels, etc. He said Pierce County has regulatory guidance for LID, but only requires it in certain communities. It then allows the developer to choose which components to use. Mr. Lowry said there are seven LIDs currently pending in Pierce County, and LID concepts are incorporated in Seattle’s SEA (Seattle Edge Alternative) street projects, where homes have been found to be worth more due to the amenities. Not every site or project is suited for LID, he explained. Thus, while LID is catching on, it is important to remember to begin designing the development with LID in mind to avoid expensive redesigning.

Public Works Director Dan Grigsby went over stormwater management regulations at the federal and state level, saying new regulations will soon be imposed on cities such as Bonney Lake. He explained Best Management Practices and Bonney Lakes stormwater regulations. He considers permeable pavement to be mainly suitable in sidewalks because it has certain disadvantages. None of the speakers knew of a drowning in a stormwater pond in Washington, but Mr. Grigsby knew of one in Utah. A 1-to-3 slope around a stormwater pond is considered safe and does not require a fence. That particular slope is gentle enough for anyone to walk out of the pond should they fall in.

Tiffany Speir of the Pierce County Master Builders Association said her members are increasingly building “green homes” (energy-efficient, etc.). In 2006, over 1,500 new homes will be LEED certified (a “green home” certification). She and others agreed LID should be optional, not mandatory.

Several Councilmembers and audience members urged all involved to bring these low-impact stormwater management concepts to Bonney Lake, noting it is largely a matter of educating home-buyers, developers, and City staff.

B. Adjournment

Councilmember King made a motion to adjourn. Deputy Mayor Swatman seconded the motion.

Motion approved 14 – 0.

The meeting adjourned at 7:28 p.m.

Harwood T. Edvalson, CMC
City Clerk

Neil Johnson, Mayor
I. CALL TO ORDER – Mayor Neil Johnson called the meeting to order at 7:00 p.m.

A. Flag Salute – Mayor Johnson led the audience in the Pledge of Allegiance.

B. Roll Call [A1.3]

City Clerk Edvalson called the roll. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Phil DeLeo, Councilmember Mark Hamilton, Councilmember Dave King, Councilmember Cheryle Noble and Councilmember Jim Rackley.

Staff members present were City Administrator Don Morrison, Planning & Community Development Director Bob Leedy, Public Works Director Dan Grigsby, Community Services Director Gary Leaf, Judge James Hebling, City Attorney Jim Dionne, Administrative Services Director / City Clerk Harwood Edvalson, Chief Financial Officer Beth Anne Wroe, City Engineer John Woodcock, Associate Planner Heather Stinson and Special Events Coordinator David Wells.

C. Announcements, Appointments and Presentations [A3.6.9]

1. Announcements: None.
2. Appointments: None.
3. Presentations: None.

D. Agenda Modifications: None.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE


B. Citizen Comments: None.
III. COUNCIL COMMITTEE REPORTS:

A. Finance Committee
Deputy Mayor SWATMAN said the Finance Committee met earlier in the evening and discussed several items on this evening’s agenda:
1. A budget amendment to the 2006 Annual Budget;
2. An agreement with the Missoula Children’s Theater for a local workshop;
3. Completion of the Senior Center Addition project; and
4. A quarterly maintenance copier agreement.

B. Community Development Committee
Councilmember RACKLEY said the Community Development Committee met on December 4th. He said the following items were discussed and moved forward for Council consideration:
1. Resolution 1622 – related to an interlocal agreement between the City and Pierce County for post-annexation permit processing in Annexation Area 1-A; and
2. Resolution 1635 – proposing a sewer and water developer extension agreement.

C. Public Safety Committee
Councilmember DELEO said the Public Safety Committee met on December 4th, but has no action items on this evening’s agenda.

D. Other Reports: None.

IV. CONSENT AGENDA: [A3.6]

A. Approval of Corrected Meeting Minutes: November 21st Council Workshop, November 28th Regular Council Meeting.

B. Checks/Vouchers: Accounts Payable checks/vouchers #45737 thru #45915 in the amount of $1,555,497.31. [F4.9]

C. Payroll: Payroll for November 16-30, 2006 for checks 25516-25560, including Deposits and Electronic Transfers in the amount of $408,926.95. [F4.9]

D. AB06-378 – Ordinance D06-378 [1213] – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington Dissolving And Reconstituting The Parks Board, Planning Commission, And Design Commission, And Amending Ordinance Nos. 236, 236a, 411, 875, 893, 1009 And Chapter 2.20 And Sections 2.26.010 And 2.60.040 Of The Bonney Lake Municipal Code Related To Boards And Commissions. [A 3.5.5] [A 3.8.2] [A 3.8.3]
E. **AB06-387 – Resolution 1641** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing Judge Jim Hellbling And Court Administrator Kathy Seymour To Carryover Annual Vacation In Excess Of The 30 Days Maximum Allowed. [A 4.1.7]

F. **AB06-385** – A Motion Of The Bonney Lake City Council, Authorizing The Finance Director To Approve Payment Of Accounts Payable Between The Dates Of December 13 And December 29, 2006 And Payroll Between The Dates Of December 1 And December 31, 2006. [A 3.6.10] [F 4.8]

G. **AB06-370** – A Motion Of The Bonney Lake City Council, To Set A Special Meeting Of The Bonney Lake City Council And Planning Commission For A Joint Public Hearing To Receive Testimony On The Proposed Annexation And R-1 Zoning For The “Angeline Road Annexation” On Tuesday, January 9, 2007 At 6:30 P.M. [A 3.6.10] [A 3.6.12] [O 3.2.2]

H. **AB06-392** – A Motion Of The Bonney Lake City Council, Canceling The Regular December 19, 2006 Council Workshop. [A 3.6.10] [A 1.1.2]

Councilmember Rackley moved to approve the Consent Agenda. Councilmember Hamilton seconded the motion.

**Motion approved 7 – 0.**

**V. FINANCE COMMITTEE ISSUES:**

A. **AB06-391 – D06-391 [1215]** – An Ordinance Of The City Of Bonney Lake, Pierce County, Amending Ordinance No. 1178 And The Annual Budget For The Calendar Year 2006. [F 3.9]

Deputy Mayor Swatman moved to adopt Ordinance D06-391 [1215]. Councilmember Noble seconded the motion.

City Administrator Morrison asked if the Council intended to include the amendment sheet included in the Council packet. There was general agreement it was their intent to include the amendment sheet.

**Motion approved 7 – 0.**


Councilmember DeLeo moved to approve Resolution 1638. Councilmember King seconded the motion.

Councilmember Bowen asked about the number of boxes scheduled for destruction and if the City has a regular schedule for records destruction.
Administrative Services Director Edvalson said the records covered by this contract have accumulated over more than a decade. He added the City is currently working on a yearly cycle for appropriate records destruction, but may consider a more frequent schedule as the City catches up on the lawful destruction of its older records.

Motion approved 7 – 0.

C. **AB06-382 – Resolution 1640** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract For Missoula Children’s Theater To Conduct A Week Long Theatrical Camp. [A 1.10]

**Deputy Mayor Swatman moved to approve Resolution 1640.**

**Councilmember DeLeo seconded the motion.**

Special Events Coordinator Wells explained that the traveling group holds local auditions to select 50 to 60 children to participate in a week-long teaching and rehearsal process culminating in the performance of the Wizard of Oz. He said the program is intended to be a catalyst for the development of the Arts in Bonney Lake. He added there are local financial contributions that are well on the way to covering the $2600 contract cost.

Councilmember King questioned why this group was selected and if there was local experience with the group. He asked about the impact on other groups trying to develop a performing arts program in the Bonney Lake area. Coordinator Wells explained the group is a nationally recognized group and brings in all the costumes, props and sets for the production. He noted the City of Tacoma and some local school districts have successfully used the group in the past. He said support of the local groups for the project could be invited. City Administrator Morrison said this program is not intended to compete with the local groups programs. He said the Missoula Children’s Theater product is a different experience than what the local groups are prepared to offer.

Motion approved 6 – 1;

**Councilmember King voted no.**


**Deputy Mayor Swatman moved to approve Resolution 1642.**

**Councilmember Noble seconded the motion.**

Motion approved 7 – 0.
E. **AB06-386** – A Motion Of The Bonney Lake City Council, Accepting the Senior Center Project As Complete. [O 4.4.2]

Councilmember Rackley moved to accept the Senior Center Project as complete. Councilmember DeLeo seconded the motion.

Councilmember King asked if arrangements had been made to replace the steam table. City Administrator Morrison said it is part of the 2006 budget and is on order. Councilmember King praised the quality and utility of the expansion to the Senior Center. Deputy Mayor Swatman noted that most of the construction was financed through a Community Development Block Grant.

**Motion approved 7 – 0.**

VI. **COMMUNITY DEVELOPMENT COMMITTEE ISSUES:**

A. **AB06-333 – Resolution 1622** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Interlocal Agreement Between The City Of Bonney Lake And Pierce County Relating To Post-Annexation Processing Of Building And Related Permits And Land Use Applications For Annexation Area 1-A. [A 3.22.3] [O 6.1]

Councilmember Rackley moved to approve Resolution 1622. Deputy Mayor Swatman seconded.

Councilmember Hamilton asked if development in this area is mostly vested. Director Leedy replied much is vested, but developers of several parcels are waiting specifically for annexation to occur. He said those parcels will go through the development process completely within the City of Bonney Lake.

**Motion approved 7 – 0.**


Councilmember Rackley moved to approve Resolution 1635. Councilmember Hamilton seconded.

Deputy Mayor Swatman asked that better maps be provided to the Council in the future. Councilmember Rackley said the Community Development Committee will ask for better maps as these items go through the committee.

**Motion approved 7 – 0.**
VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

VIII. FULL COUNCIL ISSUES:


Councilmember Rackley moved to adopt Ordinance D06-360 [1211]. Councilmember Noble seconded the motion.

Councilmember King moved to amend the Ordinance to exclude the proposed $52,000 increase in professional services for a lobbyist. Councilmember Hamilton seconded.

Councilmember King explained he felt the Council was not in a position to make a valid decision on this issue without further discussion. He said a lobbyist should not be needed to provide access to elected representatives and government employees. Councilmember Rackley said he philosophically supports that position, but feels the realities of politics may require the services of a lobbyist.

Mayor Johnson said it is his intent to have the proposed lobbyist make a presentation to the Council before their approval of the contract. He said although he understands the reservations, he feels the City needs to do whatever is necessary to help receive its share of federally earmarked dollars. Councilmember DeLeo supported the use of a lobbyist, noting the Mayor and Council are part-time elected officials and don’t have the time to effectively lobby the various levels of the state and federal legislatures.

Motion to amend the ordinance failed 2 – 5. Deputy Mayor Swatman and Councilmembers DeLeo, Hamilton, Noble and Rackley voted no.

Councilmember Hamilton asked if the City’s enterprise funds are in good shape. He noted that an earlier finance director had predicted revenue shortfalls and asked if conditions had changed. He asked about the status of a report on the City’s water utility revenues in light of the increased rates. Chief Financial Officer Wroe said her attention has been focused on development of the budget, but she would now return to the report on water revenues.

Councilmember Hamilton asked if money had been set-aside for purchase of additional water resources. Financial Officer Wroe said that $650,000 had been set aside in 2008 and projected into the future to cover the costs of an
additional water source. Director Grisby added this is a place-holder until a decision on future water sources can be determined. Councilmember Rackley asked to have the issue placed on the Community Development Committee work schedule for the New Year. Mayor Johnson added that a report on relative costs for water resources will be available for discussion at the January 16th Council Workshop.

Councilmember King noted the City’s budget in 1991 was $19 million. He observed the budget for the 2007-2008 biennium is approximately $140 million. He said this is yet another indication of the City’s continued growth. He praised the staff for development of an excellent budget document. Mayor Johnson thanked staff as well.

Original motion approved 7 – 0.


Councilmember Rackley moved to approve Ordinance D06-367 [1212]. Deputy Mayor Swatman seconded the motion.

Deputy Mayor Swatman said he appreciates the great work of the City’s employees. He said they should remember that this 3.5% COLA comes in addition to the regular step increase which they see annually. He said this amounts to a 6.5% increase in the coming year for most of the non-represented employees.

Motion approved 7 – 0.

At 7:43 p.m., Deputy Mayor Swatman moved to take a five minute break. Councilmember Rackley seconded the motion.

Motion approved 7 – 0.

The meeting was called back to order by Mayor Johnson at 7:58 p.m.


Councilmember Rackley moved to adopt Ordinance D06-381 [1214]. Deputy Mayor Swatman seconded.

Councilmember King asked for an explanation of a “floating” holiday. City Administrator Morrison said the two holidays occurring in February would be combined for recognition of the President’s Day holiday. He said the lost holiday would be given to employees as a “floating” holiday for them to schedule and use at
some time during the year. He said the benefit to the citizens is that City Hall will be
open one more day of the year, rather than being closed for two holidays in February.
Councilmember DeLeo asked if the holiday is lost if not used before December 31st.
City Administrator Morrison said employees are counseled to use the floating
holiday as their first day of leave in the New Year. He added there is provision to
carry the holiday over to the next year if the employee is denied the opportunity to
use their floating holiday.

Motion approved 7 – 0.

D. **AB06-364 – A Motion Of The Bonney Lake City Council Approving The**
**Preliminary Plat For Berkshire Estates Subject To The Recommended**
**Conditions Of The Hearings Examiner.** [A3.6.10] [0 3.7.1]

Councilmember Noble moved to approve the preliminary plat for
Berkshire Estates. Councilmember Rackley seconded.

Councilmembers had questions about access to Angeline Road, the
orientation of the internal street to the plat and the inclusion of Lot #12 in
the plat. They questioned whether the provisions of the plat conform to the
Bonney Lake Municipal Code. City Attorney Dionne advised them if they
had reservations about the plat’s conformance to the municipal code, then
the Council could table the item to have additional information provided, or
remand the plat back to the hearing examiner to address the perceived
deficiencies.

Councilmember Rackley moved to table AB06-364 to the first workshop

Motion to table approved 6 – 1;
Councilmember Bowen voted no.

E. **AB06-383 – A Motion Of The Bonney Lake City Council Approving The**
**Preliminary Plat For Church Lake Subject To The Recommended Conditions**
**Of The Hearings Examiner.** [A3.6.10] [0 3.7.1]

Councilmember Rackley moved to approve the preliminary plat for
Church Lake. Councilmember Noble seconded.

Director Leedy advised the Council that staff has discovered some
discrepancies within the materials provided for the Council to consider and
recommends tabling the item to the next workshop.

Councilmember Rackley moved to table AB06-383 to the first workshop

Motion to table approved 7 – 0.
F. **AB06-384** – A Motion Of The Bonney Lake City Council Approving The Preliminary Plat For Orchard Grove II Subject To The Recommended Conditions Of The Hearings Examiner. [A3.6.10] [O 3.7.1]

Councilmember Rackley moved to approve the Preliminary Plat for Orchard Grove II. Councilmember DeLeo seconded.

Director Leedy again advised the Council to table the item to allow for additional information to be gathered.

Councilmember Rackley moved to table AB06-384 to the first workshop in January 2007. Councilmember King seconded the motion.

**Motion approved 7 – 0.**

G. **AB06-393** – A Motion Of The Bonney Lake City Council Approving The Final Plat For Garden Meadows. [A 3.6.10] [O 3.7.2]

Councilmember Rackley moved to approve the final plat for Garden Meadows. Councilmember DeLeo seconded.

**Motion approved 6 – 1.** Deputy Mayor Swatman voted no.

IX. **EXECUTIVE SESSION:** None.

X. **ADJOURNMENT**

At 8:24 p.m., Councilmember Noble moved to adjourn the meeting. Deputy Mayor Swatman seconded.

**Motion approved 7 – 0.**
SPECIAL JOINT CITY COUNCIL AND PLANNING COMMISSION MEETING

January 9, 2007
6:30 p.m.

MINUTES

Location: Bonney Lake City Council Chambers – 19306 Bonney Lake Blvd.

I. CALL TO ORDER – Mayor Neil Johnson called the joint meeting to order at 6:33 p.m.

A. Roll Call: [A1.3]

Elected and Appointed Officials In Attendance: Mayor Neil Johnson, Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Phil DeLeo, Councilmember Mark Hamilton, and Councilmember Jim Rackley, Planning Commission Chairman Randy McKibbin, Planning Commissioner David Eck, Planning Commissioner Winona Jacobsen, Planning Commissioner Katrina Minton-Davis, and Planning Commissioner Dennis Poulsen. Councilmember Dave King, Councilmember Cheryle Noble and Planning Commission Vice Chairman Grant Sulham were absent.

Staff Members Present were: City Administrator Don Morrison, Planning & Community Development Director Bob Leedy, Administrative Services Director/City Clerk Harwood Edvalson, City Engineer John Woodcock, Special Projects Planner Shannon Mayfield-Porter and Records & Information Specialist Virginia Phelan.

Agenda Items:

A. Joint Public Hearing – Proposed Annexation And Related R-1 Zoning Of The Angeline Road Annexation. [A3.6.12]

Mayor Johnson declared the hearing open at 6:35 p.m. There being no speakers, the Mayor closed the hearing at 6:35 p.m.

B. Motion of the Bonney Lake City Council to waive the provisions of BLMC 2.04.710 at this time to allow discussion and action immediately following the public hearing.

Councilmember Rackley moved to waive the provisions of BLMC 2.04.710. Deputy Mayor Swatman seconded the motion.

Motion approved 5 – 0.

C. Motion of the Bonney Lake Planning Commission to waive the provisions of BLMC 2.04.710 at this time to allow discussion and action immediately following the public hearing.
Planning Commissioner Jacobsen moved to waive the provisions of BLMC 2.04.710. Planning Commissioner Eck seconded the motion.

Motion approved 5 – 0.

D. Joint Discussion of public hearing testimony and issues associated with the proposed annexation and zoning of the Angeline Road Annexation.

There was no discussion on this topic.

E. Motion of the Bonney Lake Planning Commission recommending R-1 zoning for the Angeline Road Annexation.

Planning Commissioner Eck moved to recommend R-1 zoning. Planning Commissioner Poulsten seconded.

Motion approved 5 – 0.

F. AB07-04 – Resolution 1644 – A Resolution Of The City Council Of City Of Bonney Lake, Pierce County, Washington, Formally Expressing Its Intent To Annex The “Angeline Road Annexation”, A Territory Of Approximately 19.24 Acres Located Adjacent To The Current City Limits. [03.2.1]

Councilmember Rackley moved to approve resolution 1644. Deputy Mayor Swatman seconded the motion.

Motion approved 5 – 0.

G. Adjournment

Councilmember Rackley made a motion to adjourn. Deputy Mayor Swatman seconded the motion.

Motion approved 10 – 0.

The meeting adjourned at 6:37 p.m.
I. CALL TO ORDER – Mayor Neil Johnson called the meeting to order at 7:00 p.m.

A. Flag Salute – Mayor Johnson led the audience in the Pledge of Allegiance.

B. Roll Call [A1.3]

City Clerk Edvalson called the roll. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Phil DeLeo, Councilmember Mark Hamilton, Councilmember Dave King, Councilmember Cheryle Noble and Councilmember Jim Rackley.

Staff members present were City Administrator Don Morrison, Planning & Community Development Director Bob Leedy, Community Services Director Gary Leaf, Administrative Services Director / City Clerk Harwood Edvalson, Chief Financial Officer Beth Anne Wroe, City Engineer John Woodcock, Police Chief Mike Mitchell, City Attorney Jim Dionne, Special Projects Planner Shannon Mayfield-Porter and Records & Information Specialist Virginia Phelan.

C. Announcements, Appointments and Presentations [A3.6.9]

1. Announcements: None.

2. Appointments:

AB07-16 – A Motion Of The Bonney Lake City Council Confirming The Mayor’s Appointments To The Design Commission, Park Board And Planning Commission. [A3.6.10]

Mayor Johnson explained that he invited the members of the Park Board, as well as the Design and Planning Commissions, in order that Council could see them all and confirm his appointments. He thanked the members and had each one introduce themselves. In the audience was Tom Kennedy, Debbie Strous-Boyd from the Design Commission; Laurie Carter, Dan Totten, Carol Ujick, Margaret Farrell, Leota Musgrave and Brian Cebe from the Park Board; and Winona Jacobsen, Dennis Poulsen, Katrina Minton-Davis, David Eck, and Randy McBibbin from the Planning Commission.
Also in attendance was Donn Lewis who was newly appointed to the Planning Commission position vacated by Quinn Dahlstrom.

Appointees not in attendance were: Paul Webber, Bill Sweatman, Tyler Gazecki, Jamie Bendon and Judi Felton from the Design Commission; Grant Sulham from the Planning Commission; and Darren Proctor from the Park Board.

Deputy Mayor Swatman moved to approve the Mayor's appointments. Councilmember Rackley seconded the motion.

Motion approved 7 – 0.

Mayor Johnson had the new appointees come forward to receive a Certificate of Appreciation.

3. Presentations:
   a. Certificate Of Appreciation And Plaque To Quinn Dahlstrom Recognizing Her Service As A Planning Commissioner.

Mayor Johnson explained that the presentation would not be happening this evening, but the City wanted to recognize the service of Commissioner Dahlstrom who served the city for over a decade. He said Commissioner Eck would be delivering the plaque and certificate.

D. Agenda Modifications:

Deputy Mayor Swatman moved to add two items to the evening's agenda in the Full Council section:
   G. Resolution 1646 and
   H. Accepting Current Council Committee Members.
Councilmember Rackley seconded the motion.

Motion approved 7 – 0.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE

A. Public Hearings:

7:08:10

B. Citizen Comments:
Mike Barand, 6711 West Tapps Highway E., spoke about the excessive noise on Lake Tapps during boating season. He said he wanted to address this well in advance of summer so there would be time to prepare a new ordinance. He said police patrol had told him multiple times there is no way for them to enforce the noise ordinance on customized, non-muffled boats. He said citizens are moving away from the lake because the problem is so bad. Mr. Barand recommended ticketing the owners of the boats the way it is done in the school zones, thus causing less patrolling to be needed.

Police Chief Mitchell explained the noise ordinance had been recently revised to allow better enforcement of boat noise. He also said the City is presently working on ways to increase their ability to patrol the lake and offered Mr. Barand his business card so they could stay in communication on the progress of this project.

Dan Decker, 2401 70th St E., suggested the City pass an ordinance prohibiting non-muffled boats from utilizing the boat launch. He said this would address the noise problem on the lower end of the lake.

C. Correspondence: None.

III. COUNCIL COMMITTEE REPORTS:

A. Finance Committee
Deputy Mayor Swatman said the Finance Committee met earlier in the evening and discussed several items:
1. Surplus property;
2. 2005 Audit, which is nearing its end;
3. 2007 priorities and projects for the Finance Committee; and
4. Municipal Court space needs.
Councilmember Rackley added there was discussion on leaks in the roof of City Hall, adding that the Finance Committee will support getting them repaired.

B. Community Development Committee
Councilmember Rackley said the Community Development Committee has not convened since the last Council meeting and probably will not meet for the rest of the month. He said he wanted Council to know there is a rumor that the FEMA report on Emergency preparedness says Bonney Lake did very well during the last few storms and was one of the few considered to be prepared.

C. Public Safety Committee
Councilmember DeLeo said the Public Safety Committee met on January 8th and discussed:
1. Reorganization of the Police Department;
2. Municipal Court space needs, including the possibility of obtaining a portable, which they forwarded to the Finance Committee;
3. Public Safety Building Emergency Station inadequacies; and
4. Red Cross volunteer training in Bonney Lake on Saturday, February 3rd from 1:00 p.m. – 6:00 p.m., so local people who know the area can run the shelter in Bonney Lake.

Councilmember DeLeo brought up the topic of the stormwater permit update. He suggested the city get take part in the appeal to the Pollution Control Hearing Board. Councilmember Rackley agreed that the City needs to buy more time to get the stormwater treatment up to date. Deputy Mayor Swatman began discussion of the cost of the appeal vs. the cost of compliance. Councilmember King called a point of order and said this topic should be moved to workshop. It was decided to put the topic on the December 19th Workshop agenda to provide adequate time for the City to appeal by the January 24th deadline if Council so chooses.

D. Other Reports:

RAMP Meeting. Councilmember Hamilton said he had been to the January 3rd RAMP meeting and they were still planning on going to the legislature to fight for Pierce County funding. He said the priority project is the completion of Hwy 167, then the cross base highway, and of lower priority is the Hwy 162 expansion. He said also that costs for the projects have all risen, but it’s a good sign that the Hwy 162 project remains on the list. He said without RAMP it would be very difficult to get any funding at all. He added that keeping it on the list and getting the funding will continue to be a huge fight.

South Sound Chamber of Commerce Legislative Conference. Mayor Johnson said this conference was held on January 6th and includes all south sound cities’ Chambers of Commerce with the exception of Buckley and Bonney Lake. He added that Pierce County Councilmember Shawn Bunney was in attendance speaking to the value of the three projects being supported by RAMP. Councilmember Hamilton said King County has some expensive projects in the works and will be fighting for the money which Pierce County needs. Councilmember Rackley said there is a group of Public Works Directors from Sumner, Enumclaw, Orting, Bonney Lake and Buckley who are forming a coalition to deal with the local traffic problems.

IV. CONSENT AGENDA: [A3.6]

A. Checks/Vouchers: For 2006 – Accounts Payable checks/vouchers #45916 thru #46063 and wire transfer #110606 & 23854165 in the amount of $813,301.06. Accounts Payable checks/vouchers #46064 thru #46097 in the amount of $74,324.07.

For 2007 – Accounts Payable checks/vouchers #46098 thru #46105 in the amount of $15,771.18. [F4.9]

B. Payroll: December 1-15, 2006 for checks 25561-25598, including Deposits and Electronic Transfers in the amount of $300,214.69.

December 15-31, 2006 for checks 25599-25635, including Deposits and Electronic Transfers in the amount of $468,277.03. [F4.9]
C. AB07-14 – Resolution 1643 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract With The Leads On Line Company. [01.9]

Councilmember Rackley moved to approve the Consent Agenda. Councilmember DeLeo seconded the motion.

Motion approved 7 – 0.

V. FINANCE COMMITTEE ISSUES: None.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: None.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

VIII. FULL COUNCIL ISSUES:


Councilmember Rackley moved to approve Ordinance 1218 [D06-372]. Councilmember Hamilton seconded the motion.

Deputy Mayor Swatman asked if there is a checklist the City uses to ensure the Police, Utilities and Public Works departments are all aware of the new addresses and properties annexed into the City. Special Projects Planner Mayfield-Porter explained the internal departments of the City are all notified well in advance of the effective date of the ordinance and are given detailed maps and information. She said there are also 40 or 50 outside agencies informed when the City approves an annexation.

Motion approved 7 – 0.

B. AB07-09 – Ordinance 1219 [D06-373] – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Applying R-1 Zoning To The Area Commonly Referred To As “Annexation Area 1-B”. [03.2.1]

Councilmember Rackley moved to approve Ordinance 1219 [D06-373]. Deputy Mayor Swatman seconded the motion.
Dan Decker, 2401 70th St. E., asked the Council not to approve R-1 zoning. He said Bonney Lake is a City and density is what the nature of a city is all about.

Motion approved 7 – 0.


Councilmember Rackley moved to approve Ordinance 1216 [D06-338]. Deputy Mayor Swatman seconded the motion.

Motion approved 7 – 0.

D. AB07-11 – Ordinance 1217 [D06-339] - An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Applying R-1 Zoning To The Area Commonly Referred To As “Annexation Area 3”. [O 3.2.1]

Councilmember Rackley moved to approve Ordinance 1217 [D06-339]. Deputy Mayor Swatman seconded the motion.

Motion approved 7 – 0.

E. AB07-05 – Resolution 1636 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Interlocal Agreement Between The City Of Bonney Lake And Pierce County Relating To Post-Annexation Processing Of Building And Related Permits And Land Use Applications For Annexation Area 1-B. [A 3.2.3](O 3.2.1]

Councilmember Rackley moved to approve Resolution 1636. Councilmember King seconded the motion.

Motion approved 7 – 0.

F. AB07-06 – Resolution 1623 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Interlocal Agreement Between The City Of Bonney Lake And Pierce County Relating To Post-Annexation Processing Of Building And Related Permits And Land Use Applications For Annexation Area 3. [A 3.2.3](O 3.2.1]

Councilmember Rackley moved to approve Resolution 1623. Councilmember Noble seconded the motion.

Motion approved 7 – 0.

Councilmember Noble moved to approve Resolution 1646. Deputy Mayor Swatman seconded the motion.
Councilmember King asked about the changes to the agreement since it was given to Council late. City Administrator Morrison said there were two main things which needed clarification. The first was to incorporate the MOU the City had been using to give certification pay to Public Works Crew Leaders and the second was to explicitly list the Senior Center Bus Driver position in the contract. Council went on to discuss the holiday structure and whether the Union seemed pleased with the contract. Mayor Johnson offered thanks to staff, the bargaining unit and Council for all their hard work on this contract.

**Motion approved 7 – 0.**

H. **Motion approving the current council committee membership for 2007.**

Administrative Services Director Edvalson explained to Council that the membership is set for two year periods and consequently this motion is not necessary.

IX. **EXECUTIVE SESSION:** None.

X. **ADJOURNMENT**

Councilmember King requested reports on the recent storms in the City and how the City dealt with and learned from the experiences. Mayor Johnson said the staff would put together a report for the next Council Workshop, as well as put one online for the Citizens.

Mayor Johnson asked for Council to consider dates for their upcoming retreat. There was consensus to have it on February 24th and 25th.

At 7:48 p.m., Councilmember Rackley moved to adjourn the meeting. Councilmember Noble seconded.

**Motion approved 7 – 0.**
ACCOUNTS PAYABLE AND
UTILITY REFUND CHECKS/VOUCHERS

01/23/2007

2006 Expenditures
VOID Accounts Payable checks/ vouchers #46107 thru 46180 due to computer error.

Accounts Payable checks/vouchers #46211 thru #46282 and wire transfer #2442321 in the amount of $561,564.07.

Accounts Payable checks/vouchers #46283 in the amount of $94.12 for utility refund.

2007 Expenditures
Accounts Payable checks/vouchers #46106 in the amount of $1,813.63 for utility refund.

Accounts Payable checks/vouchers #46181 thru #46210 in the amount of $1,151,156.89.

Accounts Payable checks/vouchers #46284 in the amount of $1836.44 for utility refund.

Accounts Payable checks/vouchers #46285 in the amount of $10,030.00.
PAYROLL CERTIFICATION
2007

Payroll for January 1-15, 2007 for checks 25636-25671, including Deposits and Electronic Transfers in the amount of $320,377.92.
City of Bonney Lake, Washington
Council Agenda Bill (C.A.B.) Approval Form

<table>
<thead>
<tr>
<th>Department/Staff Contact:</th>
<th>Council/Wrkshp Mtg Date:</th>
<th>Agenda Bill Number:</th>
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<tbody>
<tr>
<td>PW Director Grigsby</td>
<td>23 January 2007</td>
<td>AB07-19</td>
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<tr>
<th>Ordinance Number:</th>
<th>Resolution Number:</th>
<th>Councilmember Sponsor:</th>
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<tr>
<td>Ord D07-19</td>
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</table>

**BUDGET INFORMATION**

**2007 Budget Amount** | **Required Expenditure** | **Impact** | **Remaining Balance**
--- | --- | --- | ---
NA

**Explanation**
NA

**Agenda Subject:** Clarify Single Family-ADU System Development Charge Procedures

**Administrative Recommendation:** Approve as written

**Background Summary:**
During a recent implementation of BLMC 13.04 and 13.12 regarding Accessory Dwelling Units and the related waiver of the SDC charge, staff discovered a few "loop holes" and code interpretation issues. This ordinance corrects those deficiencies. Review has been accomplished by Legal, PW, P&CD, and City Administrator.

**Attachments:**
**Proposed Ordinance**
**Drawing Showing Options for ADU connection and fees associated with each option.**
**Draft Administrative Policy and Procedure relating to ordinance implementation**

<table>
<thead>
<tr>
<th>Council Committee Dates:</th>
<th>Commission Dates:</th>
<th>Board/Hearing Examiner Dates:</th>
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<tbody>
<tr>
<td>Finance Committee:</td>
<td>Planning Commission:</td>
<td>Park Board:</td>
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<tr>
<td>Public Safety Committee:</td>
<td>Civil Service Commission:</td>
<td>Hearing Examiner:</td>
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<td>Community Development &amp; Planning Committee: 4 DEC 06</td>
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<td>Council Workshops: 1/16/07</td>
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**Council Action:**
Council Call for Hearing: Council Hearings Date:
Council Referred Back to: Workshop: Committee:
Council Tabled Until: Council Meeting Dates:

**Signatures:**
Director Authorization: Mayor: Date City Attorney Reviewed:
ORDINANCE NO. D07-19


WHEREAS, the Bonney Lake Municipal Code generally exempts accessory dwelling units from the requirement to pay water and sewer utility connection charges; and

WHEREAS, the City Council wishes to clarify that such exemption does not apply when a new water meter or sewer connection is provided to an accessory dwelling unit, either because the property owner requests it or because it is required by applicable code; and

WHEREAS, the City Council further wishes to clarify the application of utility connection charges to duplexes;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. BLMC section 13.04.030 and the corresponding portions of Ordinance Nos. 1129 § 1, 692 § 1 and 588 § 2 are hereby amended to read as follows:

13.04.030 Definitions.

A. “Business, commercial or industrial use of water” means any person, partnership or corporation which is a customer of the Bonney Lake water department and possesses a valid business or commercial license.
B. “City” means the city of Bonney Lake.
C. “Commodity charge” means the amount the customer must pay the city for water by volume (cost/100 cubic feet).
D. “Connection charge” means the total of the cost of the customer’s connection to the system as defined in the “installation charge” plus the customer’s equitable share of the cost of the system.
E. “Council” means the city council of the city of Bonney Lake.
F. “Developer” means any person, partnership or corporation which develops land for subdivision or constructs buildings.
G. “Duplex” means one structure containing two dwelling units.
H. “Dwelling unit” means a single unit providing complete independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking and sanitation.
I. “Installation charge” means the cost incurred by the city in making the physical connection to the water system, including both direct and indirect cost.
J. “Metered service” means the service for which charges are computed on the basis of measured quantities of water.
K. “Multifamily” means a single structure containing three or more dwelling units.
"Public works director" means the public works director of the city of Bonney Lake.

"Restoration fee" means a fee charged when service is instituted to a property from which the owner had previously requested service be discontinued.

"Service charge" means the amount the customer must pay the city for the availability of water service, irrespective of whether any water is used.

"Utility rates" means those charges made for utility services by ordinance of the city council of Bonney Lake.

"Water department" means the city of Bonney Lake water department.

Unless otherwise defined, all other terms shall have their usual and accustomed meanings.

Section 2. BLMC section 13.04.070 and the corresponding portions of Ordinance Nos. 1192 § 1, 1100 § 1, 1094 § 1, 1083 § 1, 1073 § 1, 968 § 1, 919 § 1, 828 § 2, 763 § 1, 692A §§ 1, 2, 692 § 2 and 588 § 5 are hereby amended to read as follows:

13.04.070 Water service application.

A. All applications for water service shall be made at the City Hall by the property owner or his authorized agent. The records of the Pierce County auditor shall be prima facie proof of property ownership. The applicant shall furnish the city such information as may be required on the city's application form. At the time of filing the application the applicant shall pay the fee for such water services as required in this chapter. The applicant shall agree to conform to the rules and regulations for the operation of the city's water system as set forth in Articles I, II, III and V of this chapter.

B. Water Taps. The city reserves the right to regulate the size of water taps. Taps will be made only by the Bonney Lake water department or a contractor for an approved water extension.

C. Water Service Connection Charges. All connections to the water system of the city and the charges to be paid by the property owner toward the construction thereof shall be as provided in this subsection:

1. Installation Charge. The following installation charges will be paid by the property owner as part of their connection charge at the time application is made for water service.

<table>
<thead>
<tr>
<th>Meter Size</th>
<th>Meter Set Only</th>
<th>Meter Set and Service Line</th>
</tr>
</thead>
<tbody>
<tr>
<td>5/8&quot; - 3/4&quot;</td>
<td>$200.00</td>
<td>$1,000*</td>
</tr>
<tr>
<td>1&quot;</td>
<td>$300.00</td>
<td>$1,100*</td>
</tr>
<tr>
<td>1 1/4&quot;</td>
<td>Actual time and materials plus indirect costs</td>
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<td>2&quot;</td>
<td>Actual time and materials plus indirect costs</td>
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<td>4&quot;</td>
<td>Actual time and materials plus indirect costs</td>
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<tr>
<td>6&quot;</td>
<td>Actual time and materials plus indirect costs</td>
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</table>

*If installation involves work underneath the roadway surface, the fee shall be according to the actual time and materials plus 20 percent for indirect costs.
2. Charge for Equitable Share of System. Each new connection to the water system shall pay as part of their connection charges their equitable share of the cost of the system according to the following schedule:

- Residential.
- Single-Family.

<table>
<thead>
<tr>
<th>Meter Size</th>
<th>City and County Charge</th>
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</thead>
<tbody>
<tr>
<td>5/8&quot; - 3/4&quot;</td>
<td>$6,500</td>
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<tr>
<td>1&quot;</td>
<td>$10,500</td>
</tr>
<tr>
<td>1-1/4&quot;</td>
<td>$18,250</td>
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<tr>
<td>1-1/2&quot;</td>
<td>$25,000</td>
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<tr>
<td>2&quot;</td>
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<td>3&quot;</td>
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<td>4&quot;</td>
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To be determined on each individual case, based on the projected amount of usage and peaking expected from the customer. These charges shall reflect the value of the water for individual residential customers.

- Multifamily and Mobile Home Parks.

<table>
<thead>
<tr>
<th>Meter Size</th>
<th>First Unit</th>
<th>Each Additional Unit</th>
<th>Minimum Charge</th>
</tr>
</thead>
<tbody>
<tr>
<td>5/8&quot; - 3/4&quot;</td>
<td>$6,500</td>
<td>$5,250</td>
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<td>1&quot;</td>
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To be determined on each individual case, based on the projected amount of usage and peaking expected from the customer. These charges shall reflect the value of the water for individual residential customers.

There shall be only one water meter installed for each building housing multiple residential units.

- Nonresidential.

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<thead>
<tr>
<th>Meter Size</th>
<th>City and County Charge</th>
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<tbody>
<tr>
<td>5/8&quot; - 3/4&quot;</td>
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<td>$25,000</td>
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To be determined on each individual case, based on the projected amount
of usage and peaking expected from the customer. These charges shall reflect the value of the water for individual residential customers.

c. The charges set out in this subsection (C)(2) shall not be applicable to an accessory dwelling unit permitted pursuant to BLMC 18.22.090, so long as a second or larger water meter is not required by applicable codes or requested by the owner. Should the property upon which an accessory dwelling unit is located be sold, platted or otherwise segregated from the property upon which the primary residence is located, and, because of the exemption provided for in this subsection, the owner of the accessory dwelling unit did not previously pay a full, separate connection charge including equitable share charge for the accessory dwelling unit, then the following shall apply:

i. If no additional connection charge was paid for the accessory dwelling unit, the owner of the segregated accessory dwelling unit shall be required to pay a connection charge, including single-family equitable share charge, in the amounts provided for in this section at the time of segregation. A new water meter will be provided.

ii. If a reduced connection charge was paid for a second or larger meter and/or connection for the accessory dwelling unit, the owner of the segregated accessory dwelling unit shall be required to pay the difference between that reduced charge and the amount of the connection charge, including single-family equitable share charge, provided for in this section at the time of segregation. A new water meter will be provided if necessary.

d. When a duplex has only one water meter installed, multifamily equitable share charges shall apply. When a duplex has two meters installed, two full single-family equitable share charges shall apply.

e. CPI Adjustment. Beginning January 1, 2006, and for every year thereafter, the installation and connection charges listed in this section shall be adjusted by the annual change in the most recent Seattle-Bremerton-Tacoma Consumer Price Index (Urban Consumers) published by the U.S. Department of Labor.

f. These charges are to apply in all cases where distance from the water main to the meter location does not exceed 60 feet. In such cases where the distance is over 60 feet there shall be an additional fee, based on cost of labor and materials.

g. Property Owner’s Responsibility. Property owners are responsible for all leaks or damage due to leaks from privately installed and owned water lines. The property owner shall install and maintain at his own expense all water service from the water meter to the place of use.

Section 3. BLMC section 13.12.010 and the corresponding portions of Ordinance Nos. 892 § 2, 692 § 5, 571C § 3 and 561 Art. I § 1, are hereby amended to read as follows:

13.12.010 Definitions.

Unless the context specifically indicates otherwise, the meaning of terms and words used in this code shall be as follows:

1. “BOD” (biochemical oxygen demand) means the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure as described
in the most current edition of Standard Methods for the Examination of Water and Waste Water in five days at 20 degrees Celsius expressed in milligrams per liter.
2. “Building drain” means that part of the lowest horizontal piping of a drainage system which receives the discharge from sanitary waste floor drains and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five feet (1.5 meters) outside the inner face of the building wall.
3. “Building sewer, connecting sewer or house lateral” means the private extension from the building drain to the public sewer or other place of disposal.
5. “Collection system” means the system of public sewers to be operated by the city designed for the collection of sanitary sewerage.
6. “Commercial user” means any premises used for commercial or business purposes which is not a residential user and not an industry as defined in this chapter. A commercial user is one who introduces primarily domestic wastes and wastes from sanitary conveniences into the sewer system.
8. “County” means Pierce County, Washington.
9. “Domestic waste” means any wastewater (sewage) emanating from a residence or from domestic activities performed outside the place of residence (in lieu of a home activity) by or for private citizens. The wastewater concentrations shall not exceed 250 mg/l BOD₃ and 250 mg/l SS.
10. “Duplex” means one structure containing two dwelling units.
11. “Dwelling unit” means a residential establishment consisting of a detached building single unit providing complete independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking and sanitation.
12. “Finance director” means the finance director of the city of Bonney Lake or his agent.
13. “Garbage” means solid wastes from the domestic and commercial preparation, cooking and dispensing of food, and from the handling, storage and sale of produce.
15. “Industrial waste” means that portion of wastewater emanating from an industrial user which is not domestic waste or waste from sanitary conveniences.
16. “Inspector” means the person assigned by the city to inspect building sewer installation between the building and the public sanitary sewer line within the street. Inspectors shall operate under the direction of the public works director.
17. “Lateral” means a public sewer which receives flow from one or more side sewers and discharges into a trunk or interceptor.
18. “Mayor” means the mayor of the city of Bonney Lake.
19. “Multifamily” means a single structure containing three or more dwelling units.
20. “Natural outlet” means any outlet into a watercourse, pond, ditch, lake or other body of surface or ground water.
“Occupant” means any person or owner in physical possession of a structure to which sewer service is available.

“Operation and maintenance” means all activities, goods and services which are necessary to maintain the proper capacity and performance of the sewage works for which such works were designed and constructed. The term “operation and maintenance” includes replacement as defined in this chapter.

“Permit” means an application for a printed and serially numbered form issued in quadruplicate by the city prior to construction of any side sewer.

“Person” means any individual, firm, company, association, society, corporation or group.

“pH” means the logarithm of the reciprocal of the weight of hydrogen ions.

“Private wastewater disposal system/facility” means an individual sewer line and disposal system, or a community drainfield system, that is privately owned and not connected to the city of Bonney Lake sewerage system. A private sewer wastewater disposal system shall be allowed only when connection to the city of Bonney Lake sewer is not required by this chapter.

“Properly shredded garbage” means the wastes from the preparation, cooking and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half centimeter in any dimension.

“Public sewer” means a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

“Public works director” means the public works director of the city of Bonney Lake or his authorized agent.

“Residential equivalent” means the equivalent of one residential unit for purposes of computing connection charges and service rates. Each “residential unit” shall be one residential equivalent. Residential equivalent is defined as flow of 280 gallons/day with BOD not exceeding .56 pounds/day and total suspended solids not exceeding .56 pounds/day.

“Residential user” means a single-family or multifamily structure.

“Residential wastewater pump” means a combination centrifugal pump and grinder unit for raw sewage service complete with piping, valves, controls starter, basis and all accessories required for a complete installation. Each pump station shall conform with the standards and specifications of the city of Bonney Lake.

“Sanitary sewer” means a sewer which carries sewage and to which stormwaters, surface waters, ground waters and other unpolluted waters are not intentionally admitted.

“Service connection” refers to the “side sewer” or pipeline with its appurtenances that branches off or connects the public lateral or trunk sewer in the right-of-way extending to the property line.

“Sewage” means a combination of the water-carried wastes from residences, business buildings, institutions and industrial establishments.

“Sewage treatment plant” means any arrangement of devices and structures used for treating sewage.

“Sewage works” means a pipe or conduit for carrying sewage.
“Sewer” means a pipe or conduit for carrying sewage.

“Shall” is mandatory. “May” is permissive.

“Side sewer” means the service connection.

“Slug” means any discharge of water, sewage or industrial waste which, in concentration of any given constituent or in quantity of flow, exceeds for any period of duration longer than 15 minutes more than five times the average 24-hour concentration of flows during normal operation.

“Storm drain” (sometimes termed “storm sewer”) means a sewer which carries stormwaters and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.

“Suspended solids” means solids that either float on the surface of, or are in suspension in water, sewage or other liquids, and which are removable by laboratory filtering.

“Unit of base flow,” for the purpose of this code, shall be based upon a base sewerage flow of 280 gallons per 250 mg/l of BOD and 250 mg/l of suspended solids.

“User” means every person using any part of the public sewage works of the city of Bonney Lake.

“User charge” means the periodic charges levied on all users of the public sewage works and shall, at a minimum, cover each user’s proportionate share of the cost of operation and maintenance to include replacement.

Section 4. BLMC section 13.12.100 and the corresponding portions of Ordinance Nos. 1207 § 1, 1094 § 2, 1083 § 2, 968 § 2, 919 § 2, 787 §§ 1, 2, 571C § 1 and Ord. 561 Art. VIII § 3 are hereby amended to read as follows:

13.12.100 Connection fees or system development charges.

A. The fees for connection to the city’s sewer utility shall be as follows:
1. The fee for a single-family residence (new construction) shall be $8,000, payable at the time of building permitting.
2. The fee for an existing single-family residence served by an on-site septic disposal system shall be $8,000, payable at the time of application for sewer service.
3. The fee for multifamily residential units and duplexes shall be $8,000 per dwelling unit, payable at the time of building permit application.
4. Commercial and industrial sewer applicants shall pay $8,000 per “unit of base flow,” or a fraction thereof. The total connection fee shall be calculated according to BLMC 13.12.105.
5. CPI Adjustment. Beginning January 1, 2006, and for every year thereafter, the connection fees listed in this section shall be adjusted by the annual change in the most recent Seattle-Bremerton-Tacoma Consumer Price Index (Urban Consumers) published by the U.S. Department of Labor.

B. Connection fees shall be due and payable at the time of building permitting. Sewer applicants shall be vested at the current connection fee at the time of application for sewer service. An application for sewer service will only be accepted along with a complete