



## City Resolutions Archive

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**RESOLUTION NO. 06-001**

A RESOLUTION of the City Council of the City of SeaTac, Washington amending the City of SeaTac Schedule of License Fees, Permit Fees, and Other Fees and Charges for City Services.

**WHEREAS**, the City Council has, by Resolution, previously adopted a City of SeaTac Schedule of Fees, Permit Fees and Other Fees and Charges for City Services; and

**WHEREAS**, it is appropriate for the Council to adopt fees by Resolution rather than by Ordinance; and

**WHEREAS**, the Hazardous Liquid Pipelines franchise fee is currently assessed per lineal foot; and

**WHEREAS**, Washington State case law provides that allowable franchise fees, except for telecommunications and cable television franchises, must be related to actual administrative costs of administering the franchise; and

**WHEREAS**, it is appropriate to update the fee schedule accordingly;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

The City Schedule of License Fees, Permit Fees, And Other Fees and Charges for City Services related to Public Works is hereby amended to read as follows:

**PUBLIC WORKS:**

**FRANCHISE FEES:**

Administrative Application Fee	\$2,000.00
Telecommunications, except as prohibited or Limited by Statute	5% of Gross Revenues, Annually
Hazardous Liquids Pipelines	<del>\$13.50 Per Lineal Foot, annually</del> <u>Actual administrative costs of franchise administration</u>

**PASSED** this 10th day of January, 2006 and signed in authentication thereof on this 10th day of January, 2006.

**CITY OF SEATAC**

\_\_\_\_\_  
Gene Fisher, Mayor

ATTEST:

\_\_\_\_\_  
Judith L. Cary, City Clerk

Approved as to Form:

\_\_\_\_\_  
Mary E. Mirante Bartolo, City Attorney

[Fee Schedule – Franchise Fees]

**RESOLUTION NO. 06-002**

A RESOLUTION of the City Council of the City of SeaTac, Washington, authorizing entry into a Development and Transit Way Agreement between the City and Sound Transit.

**WHEREAS**, RCW 36.70B.170 through .200 and SMC 15.05.057 authorize the City to enter into Development Agreements with persons or entities applying for code deviations which are off-set by significant public benefits; and

**WHEREAS**, the Sound Transit Airport Link Project, as a regional transportation facility, is an Essential Public Facility and no local comprehensive plan or development regulation may preclude the siting of such facilities as per RCW 36.70A.200 and;

**WHEREAS**, notice was published and mailed to surrounding property owners pursuant to SMC 16A.13.010, and the Council held a public hearing on January 10, 2006; and

**WHEREAS**, the Council finds that the proposed Development Agreement satisfies the criteria of SMC 15.22.055 and remains generally consistent with current City development regulations and provides significant public benefit;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. The City Manager is authorized to execute, on behalf of the City, a Development Agreement with Sound Transit, generally in the form attached to this Resolution as Exhibit A.
2. The City Clerk shall cause the fully executed document to be filed with the King County Recorder, consistent with the terms of RCW 36.70B.190 and the Development Agreement.

**PASSED** this 10th day of January, 2006 and signed in authentication thereof on this 10th day of January, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

[Sound Transit Development Agreement]

**RESOLUTION NO. 06-003**

A RESOLUTION of the City Council of the City of SeaTac, Washington, approving the Airport's Landscape Design Standards.

**WHEREAS**, as municipal corporations, the City and the Port of Seattle each have statutory authority to address common subjects such as planning, land use, zoning, landscape standards, and other matters; and

**WHEREAS**, the City and Port staff for several years have been involved in preparing new landscape standards to replace the landscape standards listed in the first Interlocal Agreement (ILA) with the Port of Seattle; and

**WHEREAS**, the City recognizes that its greatest priority for the Airport's Landscape Design Standards is on landscaping of projects on Port-owned property that is adjacent to City streets or visible from non-Port properties; and

**WHEREAS**, the Council finds the new landscape design standards to be in the public interest of the citizens of SeaTac,

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

The City Council hereby approves the Landscape Design Standards between the City and the Port of Seattle, attached as "Exhibit A".

**PASSED** this 14th day of February, 2006 and signed in authentication thereof on this 14th day of February, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

**RESOLUTION NO. 06-004**

A RESOLUTION of the City Council of the City of SeaTac, Washington authorizing the City Manager to submit a proposal to the Highline School District to purchase the Riverton Heights School property.

**WHEREAS**, the Council has expressed an interest in the purchase of available real property known as the Riverton Heights School property for use as a fire facility, neighborhood park or combination of the two; and

**WHEREAS**, the property is located at 3011 South 148<sup>th</sup> Street, SeaTac, WA 98168 and currently owned by the Highline School District; and

**WHEREAS**, this real property consists of approximately 7.9 acres; and

**WHEREAS**, in December 2005, the City received a copy of the Request for Proposal from the Highline School District regarding the purchase of the Riverton Heights School property; and

**WHEREAS**, the proposals must be received by the Highline School District no later than 4:00 p.m. on March 3, 2006; and

**WHEREAS**, the Council finds that the potential purchase is necessary for the public use of a fire facility, a neighborhood park, or a combination of the two, and is in the public interest; and

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. The City Council shall authorize the City Manager to submit a proposal to the Highline School District on or before March 3, 2006 at 4:00 p.m. for the possible purchase of the Riverton Heights School property for the potential use as a fire facility, neighborhood park, or a combination of the two.



2. Negotiation of the terms of the purchase shall be subject to review and approval by the Council.

**PASSED** this 14th day of February, 2006 and signed in authentication thereof on this 14th day of February, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

[Riverton Heights Property]

**RESOLUTION NO. 06-005**

A RESOLUTION of the City Council of the City of SeaTac, Washington, imposing a moratorium on acceptance of applications for rezones, land use permits, development permits, and building permits for new construction of commercial and multi-family structures, affecting any property located within the South 154<sup>th</sup> Street Station Area to allow for unified planning of a transit oriented development concept.

**WHEREAS**, the City of SeaTac is a diverse suburban South King County community with over 25,000 citizens and a large, short-term transient population moving through the SeaTac International Airport and the hotels located within the City; and

**WHEREAS**, a portion of the City involves airport, airport commercial, commercial business, and industrial land uses, with the remainder of the City being primarily residential in nature; and

**WHEREAS**, a transit oriented development concept in the South 154<sup>th</sup> Street Station Area would create significant economic development which would benefit the City and its residents, and help provide for creation of a mix of possible transportation infrastructures (both vehicular and pedestrian), housing, retail facilities, and public and private service facilities; and

**WHEREAS**, Sound Transit is currently constructing a light rail station at the intersection of South 154<sup>th</sup> Street and International Boulevard in the City of Tukwila; and

**WHEREAS**, the South 154<sup>th</sup> Street Station Area is located in very close proximity to the South 154<sup>th</sup> Street and International Boulevard Sound Transit Light Rail Station; and

**WHEREAS**, RCW 35A.63.220 permits the City Council to adopt a moratorium relating to planning, zoning, and development regulations, subject to a public hearing within sixty days of the date of passage, and further subject to findings of fact justifying the

moratorium at either the time of passage or at the time of conclusion of the public hearing; and

**WHEREAS**, the existing zoning and development regulations in place in the South 154<sup>th</sup> Street Station Area do not adequately allow for a proper transit oriented development concept; and

**WHEREAS**, the City Council desires to effect a temporary moratorium on changes to land uses and in acceptance of land use, development permits, and building permits within a portion of the City referred to as the South 154<sup>th</sup> Street Station Area, in order to formally study and reach consensus as to unified planning of a transit oriented development concept within the South 154<sup>th</sup> Street Station Area; and

**WHEREAS**, a moratorium is necessary to prevent piecemeal development of the South 154<sup>th</sup> Street Station Area, which could destroy the viability of transit oriented development; and

**WHEREAS**, the City is currently studying land use alternatives and design standards in the area designated as South 154<sup>th</sup> Street Station Area; and

**WHEREAS**, it is in the best interest of the City and its residents that a temporary moratorium be enacted in order to complete studying the South 154<sup>th</sup> Street Station Area so that appropriate development regulations can be established; and

**WHEREAS**, the City Council finds that transit oriented development at the South 154<sup>th</sup> Street Station Area would be greatly in the public interest; and

**WHEREAS**, potential applications for rezones, other land use and development permits, and building permits presently exist which may or may not be compatible with comprehensive planning, development regulations, and final decisions as to effectuation of a transit oriented development concept at the South 154<sup>th</sup> Street Station Area;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC,**

**WASHINGTON HEREBY RESOLVES as follows:**

**SECTION 1. Moratorium Established.** Through August 1, 2006, the City shall not accept applications for rezones, land use permits, development permits, or building permits for new construction of commercial and multi-family structures, affecting any property within the South 154<sup>th</sup> Street Station Area depicted on the map attached as Exhibit "A" to this Resolution.

**SECTION 2. Public Hearing.** Pursuant to RCW 35A.63.220 and RCW 3670A.390, the City Council shall cause appropriate notice to be given and shall hold a public hearing regarding the moratorium established in Section 1 of the Resolution not later than sixty (60) days after adoption hereof, and the City Council shall make findings of fact justifying the moratorium or rescind the same.

**SECTION 3. Publication of Moratorium.** The City Manager shall cause notice of this moratorium to be published in the City's official newspaper.

**SECTION 4. Effective Date.** This Resolution shall be in effect immediately upon passage.

**SECTION 5. Severability.** If any section, sentence, clause, or phrase of this Resolution should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of the Resolution.

**PASSED** this 28th day of February, 2006, and signed in authentication thereof on this 28th day of February, 2006.

**CITY OF SEATAC**

\_\_\_\_\_  
Gene Fisher, Mayor

ATTEST:

\_\_\_\_\_  
Judith L. Cary, City Clerk

Approved as to Form:

\_\_\_\_\_  
Mary E. Mirante Bartolo, City Attorney

[Effective Date: \_\_\_\_\_]

[South 154<sup>th</sup> Street Station Area Moratorium]

**RESOLUTION NO. 06-006**

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing the time for a public hearing and for Council action on vacation of a portion of a Wall Tie Back Easement at 21428 International Boulevard.

**WHEREAS**, a petition for vacation of an easement has been received, signed by John Mastandrea the sole owner of property abutting the portion of the City street and right-of-way of the Wall tie Back Easement at 21428 International Boulevard, as shown on the map attached as Exhibit "B" to this Resolution; and

**WHEREAS**, Section 11.05.090 of the SeaTac Municipal Code adopts the street vacation procedures of Chapter 35.79 RCW; and

**WHEREAS**, RCW 35.79.010 authorizes the City Council to initiate street vacation procedures by resolution and further requires that a public hearing prior to final Council action must be fixed not less than twenty (20) days nor more than sixty (60) days after the date of passage of such a resolution; and

**WHEREAS**, no apparent municipal use of the said street and easement area continues to exist; and

**WHEREAS**, the City will be entitled to monetary or other consideration for the vacation; and

**WHEREAS**, the Council finds that a public hearing prior to consideration of final action should be placed on the agenda of the Regular Council Meeting of March 28, 2006;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. A public hearing on the property owner's request for vacation of that portion of the Wall Tie Back Easement at 21428 International Boulevard legally described on Exhibit "A" attached hereto and depicted on the map attached hereto as Exhibit "B", which is abutted on both sides by the property owner, is hereby fixed to commence at 6:30 p.m. on Tuesday, March 28, 2006, or as soon thereafter as the hearing may be held, at the Council Chambers, SeaTac City Hall, 4800 South 188<sup>th</sup> Street, SeaTac, WA 98188.

2. Notice of the public hearing shall be posted in three public places within the City and at two places near 21428 International Boulevard pursuant to SMC 16.07.030(3) and Petitioner shall be given notice by mail at least fifteen days before the date fixed for the hearing.

3. Following the public hearing, the City Council shall consider public comments and shall then take such action in regard to the requested vacation as may be deemed appropriate.

**PASSED** this 28th day of February, 2006 and signed in authentication thereof on this 28th day of February, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary Mirante Bartolo, City Attorney

[Street Vacation of 21428 International Blvd]

**RESOLUTION NO. 06-007**

A RESOLUTION of the City Council of the City of SeaTac, Washington Resolution expressing the City Council's support for Highline School District Proposition No. 1, Bonds for Construction and Modernization of School Facilities in the sum of \$148,000,000, to be presented to the electorate at the Special Election on March 14, 2006.

**WHEREAS**, the Council has been requested by representatives of the Highline School Board to support Highline School District Proposition No. 1, Bonds for Construction and Modernization of School Facilities in the sum of \$148,000,000; and

**WHEREAS**, in accordance with RCW 42.17.130, notice to comment was published and posted; and

**WHEREAS**, public statements and comments were received by the Council; and

**WHEREAS**, the Council finds that an expression of support for the Proposition is appropriate;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. The City Council of the City of SeaTac expresses its support for Highline School District Proposition No. 1, Bonds for Construction and Modernization of School Facilities in the sum of \$148,000,000, to be presented to the electorate at the Special Election on March 14, 2006.
2. The Council further encourages all SeaTac City voters to approve the Proposition at the March 14, 2006 Special Election.



**PASSED** this 28th day of February, 2006 and signed in authentication thereof on this 28th day of February, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary Mirante Bartolo, City Attorney

[Resolution supporting 2006 Highline Bond Measure]

**RESOLUTION NO. 06-008**

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing the time for a public hearing and for Council action on vacation of a portion of South 190<sup>th</sup> Street and 47<sup>th</sup> Avenue South right-of-way.

**WHEREAS**, Mr. Tim Farnam has petitioned for the vacation of a certain portion of the City street and right-of-way of South 190<sup>th</sup> Street and 47<sup>th</sup> Avenue South, as depicted in the legal description attached as Exhibit “A” to this Resolution and shown on the map attached as Exhibit “B” to this Resolution; and

**WHEREAS**, Section 11.05.090 of the SeaTac Municipal Code adopts the street vacation procedures of Chapter 35.79 RCW; and

**WHEREAS**, RCW 35.79.010 authorizes the City Council to initiate street vacation procedures by resolution and further requires that a public hearing prior to final Council action must be fixed not less than twenty (20) days nor more than sixty (60) days after the date of passage of such a resolution; and

**WHEREAS**, no apparent municipal use of the said street and right-of-way continues to exist; and

**WHEREAS**, the City will be entitled to monetary or other consideration for the vacation; and

**WHEREAS**, the Council finds that a public hearing prior to consideration of final action should be placed on the agenda of the Regular Council Meeting of April 25, 2006;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. A public hearing on the petition filed by Mr. Tim Farnam's request for vacation of that portion of the street and right-of-way of South 190<sup>th</sup> Street and 47<sup>th</sup> Avenue South legally described on Exhibit "A" attached hereto and depicted on the map attached hereto as Exhibit "B", which is abutted by Mr. Farnam's property, is hereby fixed to commence at 6:30 p.m. on Tuesday, April 25, 2006, or as soon thereafter as the hearing may be held, at the Council Chambers, SeaTac City Hall, 4800 South 188<sup>th</sup> Street, SeaTac, WA 98188.

2. Notice of the public hearing shall be posted in accordance with RCW 35.79.020.

3. Following the public hearing, the City Council shall consider public comments and shall then take such action in regard to the requested vacation as may be deemed appropriate.

**PASSED** this 28th day of March, 2006 and signed in authentication thereof on this 28th day of March, 2006.

**CITY OF SEATAC**

\_\_\_\_\_  
Gene Fisher, Mayor

ATTEST:

\_\_\_\_\_  
Judith L. Cary, City Clerk

Approved as to Form:

\_\_\_\_\_  
Mary Mirante Bartolo, City Attorney

[Street Vacation of S. 190<sup>th</sup>]

**RESOLUTION NO. 06-009**

A RESOLUTION of the City Council of the City of SeaTac, Washington, authorizing acceptance of the Federal Congestion Mitigation and Air Quality (CMAQ) grant for the design of the Westside Trail Project along Des Moines Memorial Drive from North SeaTac Park to South 156<sup>th</sup> Street, and authorizing the City Manager to execute a Local Agency Agreement with the Washington State Department of Transportation (WSDOT) and any other documents related to said grant.

**WHEREAS**, the City of SeaTac has applied for a Federal CMAQ grant through WSDOT for design of the Westside Trail Project along Des Moines Memorial Drive between North SeaTac Park and South 156<sup>th</sup> Street; and

**WHEREAS**, the City has been awarded the above Federal CMAQ grant; and

**WHEREAS**, it would be appropriate to formally approve acceptance of the grant and, at the same time, authorize the City Manager to negotiate, enter into and execute, on the City's behalf, a Local Agency Agreement with WSDOT, and any other documents related to the grant;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

That the Federal CMAQ grant, in the amount of \$206,750, which the City would match with an additional \$31,640, is hereby approved for acceptance. The grant monies will be used for design of the Westside Trail along Des Moines Memorial Drive from North SeaTac Park to South 156<sup>th</sup> Street. The City Manager is authorized to execute, a Local Agency Agreement, substantially in the form attached, with WSDOT. The City Manger or his designee is identified and designated as the authorized representative of the City, authorized to execute any other documents related to said grant.

**PASSED** this 28th day of March, 2006 and signed in authentication thereof on this 28th day of March, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary Mirante Bartolo, City Attorney

[Federal CMAQ Grant -Westside Trail Project]

**RESOLUTION NO. 06-010**

A RESOLUTION of the City Council of the City of SeaTac, Washington authorizing the replacement of Fire Station 46, including the design and construction of new fire station at the current location of Fire Station 46 site.

**WHEREAS**, the City Council authorized a seismic evaluation of the City fire stations;  
and

**WHEREAS**, the seismic evaluation completed by MLA Engineering provided the opinion that the City fire stations are not structurally sound, and are in danger of significant damage or collapse in the event of major earthquake; and

**WHEREAS**, the City Council believes that in the near future, all three City fire stations will need to be rebuilt; and

**WHEREAS**, the City Council believes that at this time, it is in the best of interest of the City to begin the process of rebuilding the City fire stations by rebuilding Fire Station 46 so that the station would meet current building codes and be able to withstand a natural disaster; and

**WHEREAS**, the City Council believes that it is appropriate for the headquarters of the City of SeaTac Fire Department and the City's Emergency Coordinations Center be moved from Fire Station 45 to Fire Station 46, and thus the design of the new replacement Fire Station 46 should incorporate the inclusion of the Fire Department headquarters and Emergency Coordinations Center;

**WHEREAS**, the City Council believes that the current location of Fire Station 46 is an appropriate location for a fire station, and that it is economically beneficial to the City that the fire station be rebuilt at its current location, rather than relocating the station to another location within the City; and

**WHEREAS**, the City Council has had several discussions at Council Committee meetings and Council Retreats regarding the potential rebuilding of the City fire stations;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES** as follows:

1. The City Council shall authorize the design and construction of a new fire station that will replace the current Fire Station 46; and
2. Such design and construction of a new replacement fire station shall incorporate the inclusion of the Fire Department headquarters and the City's Emergency Coordinations Center; and
3. The new replacement fire station shall be located at the current location of the current Fire Station 46; and
4. The design and construction of the new replacement fire station and any related expenditures thereto shall be subject to approval by a majority of the Council.

**PASSED** this 28th day of March, 2006 and signed in authentication thereof on this 28th day of March, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

[Fire Station Design and Construction]



**RESOLUTION NO. 06-011**

A RESOLUTION of the City Council of the City of SeaTac, Washington, imposing a moratorium on acceptance of applications for rezones, land use permits, development permits, and building permits for new construction of commercial and multi-family structures, affecting any property located within the South 154<sup>th</sup> Street Station Area to allow for unified planning of a transit oriented development concept.

**WHEREAS**, the City of SeaTac is a diverse suburban South King County community with over 25,000 citizens and a large, short-term transient population moving through the SeaTac International Airport and the hotels located within the City; and

**WHEREAS**, a portion of the City involves airport, airport commercial, commercial business, and industrial land uses, with the remainder of the City being primarily residential in nature; and

**WHEREAS**, a transit oriented development concept in the South 154<sup>th</sup> Street Station Area would create significant economic development which would benefit the City and its residents, and help provide for creation of a mix of possible transportation infrastructures (both vehicular and pedestrian), housing, retail facilities, and public and private service facilities; and

**WHEREAS**, Sound Transit is currently constructing a light rail station at the intersection of South 154<sup>th</sup> Street and International Boulevard in the City of Tukwila; and

**WHEREAS**, the South 154<sup>th</sup> Street Station Area is located in very close proximity to the South 154<sup>th</sup> Street and International Boulevard Sound Transit Light Rail Station; and

**WHEREAS**, RCW 35A.63.220 permits the City Council to adopt a moratorium relating to planning, zoning, and development regulations, subject to a public hearing within sixty days of the date of passage, and further subject to findings of fact justifying the

moratorium at either the time of passage or at the time of conclusion of the public hearing; and

**WHEREAS**, the existing zoning and development regulations in place in the South 154<sup>th</sup> Street Station Area do not adequately allow for a proper transit oriented development concept; and

**WHEREAS**, the City Council desires to effect a temporary moratorium on changes to land uses and in acceptance of land use, development permits, and building permits within a portion of the City referred to as the South 154<sup>th</sup> Street Station Area, in order to formally study and reach consensus as to unified planning of a transit oriented development concept within the South 154<sup>th</sup> Street Station Area; and

**WHEREAS**, a moratorium is necessary to prevent piecemeal development of the South 154<sup>th</sup> Street Station Area, which could destroy the viability of transit oriented development; and

**WHEREAS**, the City is currently studying land use alternatives and design standards in the area designated as South 154<sup>th</sup> Street Station Area; and

**WHEREAS**, it is in the best interest of the City and its residents that a temporary moratorium be enacted in order to complete studying the South 154<sup>th</sup> Street Station Area so that appropriate development regulations can be established; and

**WHEREAS**, the City Council finds that transit oriented development at the South 154<sup>th</sup> Street Station Area would be greatly in the public interest; and

**WHEREAS**, potential applications for rezones, other land use and development permits, and building permits presently exist which may or may not be compatible with comprehensive planning, development regulations, and final decisions as to effectuation of a transit oriented development concept at the South 154<sup>th</sup> Street Station Area;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC,  
WASHINGTON HEREBY RESOLVES as follows:**

**SECTION 1. Moratorium Established.** Through August 1, 2006, the City shall not accept applications for rezones, land use permits, development permits, or building permits for new construction of commercial and multi-family structures, affecting any property within the South 154<sup>th</sup> Street Station Area depicted on the map attached as Exhibit "A" to this Resolution.

**SECTION 2. Public Hearing.** Pursuant to RCW 35A.63.220 and RCW 3670A.390, the City Council shall cause appropriate notice to be given and shall hold a public hearing regarding the moratorium established in Section 1 of the Resolution not later than sixty (60) days after adoption hereof, and the City Council shall make findings of fact justifying the moratorium or rescind the same.

**SECTION 3. Publication of Moratorium.** The City Manager shall cause notice of this moratorium to be published in the City's official newspaper.

**SECTION 4. Effective Date.** This Resolution shall be in effect immediately upon passage.

**SECTION 5. Severability.** If any section, sentence, clause, or phrase of this Resolution should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of the Resolution.

**PASSED** this 11th day of April, 2006, and signed in authentication thereof on this 11th day of April, 2006.

**CITY OF SEATAC**

\_\_\_\_\_  
Gene Fisher, Mayor

ATTEST:

\_\_\_\_\_  
Judith L. Cary, City Clerk

Approved as to Form:

\_\_\_\_\_  
Mary E. Mirante Bartolo, City Attorney

[Effective Date: \_\_\_\_\_]

[South 154<sup>th</sup> Street Station Area Moratorium]

**RESOLUTION NO. 06-012**

A RESOLUTION of the City Council of the City of SeaTac, Washington amending the City Council Administrative Procedures, eliminating regularly scheduled Study Session meetings, changing the time of the Regular Meetings of the City Council, and making various other amendments.

**WHEREAS**, state law, RCW 35A.12.110, made applicable by RCW 35A.13.170, provides that the City Council shall meet regularly at a place within the corporate limits of the City at such time as may be fixed by Ordinance or Resolution; and

**WHEREAS**, RCW 35A.12.120 requires that the Council shall determine its own rules and order of business and may also establish rules for the conduct of meetings and the maintenance of order; and

**WHEREAS**, in conformance with these statutes, the Council has previously adopted administrative policies and procedures; and

**WHEREAS**, the City Council elects to set the times and dates of Regular Meetings and Study Sessions by Resolution rather than by Ordinance; and

**WHEREAS**, the City Council desires to maintain the date of the Regular Council Meetings on the second and fourth Tuesday but change the time of the meeting from 6:30 p.m. to 6:00 p.m.; and

**WHEREAS**, the City Council believes that it is no longer necessary to hold a regularly scheduled Study Session immediately prior to the Regular Council Meeting;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

Section 1. All Regular Meetings of the City Council shall be held at the SeaTac City Hall, 4800 South 188<sup>th</sup> Street, SeaTac, Washington 98188, on the second and fourth Tuesday of each month, commencing at 6:00 p.m.; except that, if any such meeting shall fall upon a holiday, the scheduled meeting shall be held on the next business day, commencing at the same hour; and providing that the City Council may, by motion, continue Regular Meetings, or schedule additional or alternate Regular Meetings, as may be needed, providing that public notice shall be given pursuant to law.

Section 2. The City Council Administrative Procedures are hereby amended as outlined in "Exhibit A" to this Resolution.

Section 3. This Resolution will be effective May 1, 2006.

**PASSED** this 25th day of April, 2006 and signed in authentication thereof on this 25th day of April, 2006.

**CITY OF SEATAC**

\_\_\_\_\_  
Gene Fisher, Mayor

ATTEST:

\_\_\_\_\_  
Judith L. Cary, City Clerk

Approved as to Form:

\_\_\_\_\_  
Mary E. Mirante Bartolo, City Attorney

[Amend Council Administrative Procedures]

**RESOLUTION NO. 06-013**

A RESOLUTION of the City Council of the City of SeaTac, Washington amending the bylaws of the SeaTac Planning Commission.

**WHEREAS**, State law (RCW 35A.63.020) authorized the City to create a planning agency and provide for its membership; and

**WHEREAS**, the City Council created a planning agency, known as the Planning Commission, on July 20, 1990 and authorized rules of procedure (i.e., Bylaws); and

**WHEREAS**, the Planning Commission has proposed revisions to its bylaws, which were approved by the Planning Commission on March 27, 2006; and

**WHEREAS**, the City Council finds approval of the amended bylaws as approved by the Planning Commission to be appropriate;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

The Planning Commission's amended bylaws, in the form attached as Exhibit A to this Resolution, are hereby approved.

**PASSED** this 13th day of June, 2006, and signed in authentication thereof on this 13th day of June, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

\_\_\_\_\_  
Judith L. Cary, City Clerk

Approved as to Form:

\_\_\_\_\_  
Mary E. Mirante Bartolo, City Attorney

[Effective Date: \_\_\_\_\_]

[Amend Planning Commission Bylaws]



**RESOLUTION NO. 06-014**

A RESOLUTION of the City Council of the City of SeaTac, Washington fixing the time for a public hearing and for Council action on vacation of portions of South 172<sup>nd</sup> Street; 31<sup>st</sup> Place South; and 31<sup>st</sup> Avenue South rights-of-way generally between South 170<sup>th</sup> Street and South 173<sup>rd</sup> Street.

**WHEREAS**, a petition for vacation of streets has been received, signed by Gateway Investments III, LLC the sole owner of property abutting the portion of the City street and right-of-way of South 172<sup>nd</sup> Street, 31<sup>st</sup> Place South, and 31<sup>st</sup> Avenue South generally between South 170<sup>th</sup> Street and South 173<sup>rd</sup> Street, legally described as shown on Exhibits “A”, “B”, “C”, and “D” to this Resolution; and

**WHEREAS**, Section 11.05.090 of the SeaTac Municipal Code adopts the street vacation procedures of Chapter 35.79 RCW; and

**WHEREAS**, RCW 35.79.010 authorizes the City Council to set a public hearing date by resolution and further requires that a public hearing prior to final Council action must be fixed not less than twenty (20) days nor more than sixty (60) days after the date of passage of such a resolution; and

**WHEREAS**, no apparent municipal use of the said street areas continues to exist; and

**WHEREAS**, the City will be entitled to monetary or other consideration for the vacation;  
and

**WHEREAS**, the Council finds that a public hearing prior to consideration of final action should be placed on the agenda of the Regular Council Meeting of July 11, 2006;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. A public hearing on the property owner's request for vacation of that portion of South 72<sup>nd</sup> Street, 31<sup>st</sup> Place South, and 31<sup>st</sup> Avenue South rights-of-way generally between South 170<sup>th</sup> Street and South 173<sup>rd</sup> Street legally described on Exhibits "A", "B", "C", and "D" attached hereto, which is abutted on both sides by the property owner, is hereby fixed to commence at 6:00 p.m. on Tuesday, July 11, 2006, or as soon thereafter as the hearing may be held, at the Council Chambers, SeaTac City Hall, 4800 South 188<sup>th</sup> Street, SeaTac, WA 98188.

2. Notice of the public hearing shall be posted in three public places within the City and at two places near South 172<sup>nd</sup> Street, 31<sup>st</sup> Place South, and 31<sup>st</sup> Avenue South generally between South 170<sup>th</sup> Street and South 173<sup>rd</sup> Street pursuant to SMC 16.07.030(3) and Petitioner shall be given notice by mail at least fifteen days before the date fixed for the hearing.

3. Following the public hearing, the City Council shall consider public comments and shall then take such action in regard to the requested vacation as may be deemed appropriate.

**PASSED** this 13th day of June, 2006 and signed in authentication thereof on this 13th day of June, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary Mirante Bartolo, City Attorney

[Street Vacation of Gateway Investments III, LLC]

**RESOLUTION NO. 06-015**

A RESOLUTION of the City Council of the City of SeaTac, Washington, expressing Council support for City of SeaTac Proposition No. 1 authorizing a property tax levy lid lift, and encouraging voter approval at the September 19, 2006 Election.

**WHEREAS**, on September 19, 2006, voters in the City of SeaTac will decide whether to approve City of SeaTac Proposition No. 1, a measure that will authorize a property tax levy lid lift; and

**WHEREAS**, City of SeaTac Proposition No. 1 will provide funds to operate, equip and construct facilities for fire protection and emergency services; and

**WHEREAS**, the City Council authorized a seismic evaluation of all three City fire stations; and

**WHEREAS**, the seismic evaluation completed by MLA Engineering provided the opinion that all three City fire stations are not structurally sound, and are in danger of significant damage or collapse in the event of major earthquake; and

**WHEREAS**, the City Council has committed to replacing Fire Station 46 using existing reserve funds; and

**WHEREAS**, the City Council believes that in the near future, the two remaining fire stations will need to be rebuilt; and

**WHEREAS**, since 1996, due to budget shortfalls to the City of SeaTac General Fund, the SeaTac Fire Department has cut a Fire Marshal's and Public Educator's position, and

**WHEREAS**, the City of SeaTac has responded to an increase of 67% of calls for service since the inception of the department in 1991, causing increased response times to our citizens

while maintaining the same number of personnel on duty daily (10 firefighters on duty at any one time); and

**WHEREAS**, from 1996 to 2005, since staffing levels were cut, there has been little fire and life safety education, first aid and CPR education, disaster preparedness education, and emergency management planning and training for citizens, and

**WHEREAS**, an appropriate level of fire service is essential to the goal of keeping the City of SeaTac a safe and livable community, and

**WHEREAS**, the City previously staffed a ladder truck until 1996, when the ladder truck was taken out of service and declared surplus because the ladder truck failed the ladder truck certification test; and

**WHEREAS**, the ladder truck was not replaced due to lack of funding, and thus the City relies on mutual aid when a ladder truck is needed, significantly increasing response time; and

**WHEREAS**, the purchase and staffing of additional Fire Department apparatus, such as a replacement ladder truck, will greatly benefit the community; and

**WHEREAS**, the funds generated by the passage of Proposition No. 1 will be used to restore and support an essential level of public safety services, and

**WHEREAS**, in accordance with RCW 42.17.130, notice and invitation to comment was provided; and

**WHEREAS**, public statements and comments were received by the Council; and

**WHEREAS**, the Council finds that an expression of strong support for City of SeaTac Proposition No. 1 is appropriate;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. The City Council of the City of SeaTac expresses its strong support for City of SeaTac Proposition No. 1, which will appear on the September 19, 2006 ballot.
2. Proposition No. 1 will ensure continued high quality fire and emergency services to the citizens of the City of SeaTac.
3. The City Council further encourages all SeaTac voters to approve City of SeaTac Proposition No. 1 at the September 19, 2006 election.

**PASSED** this 27th day of June, 2006 and signed in authentication thereof on this 27th day of June, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

[Levy Lid Lift—Resolution in Support]

**RESOLUTION NO. 06-016**

A RESOLUTION of the City Council of the City of SeaTac,  
Washington approving and ratifying the amendments to the county-  
wide planning policies under the Growth Management Act

**WHEREAS**, pursuant to the requirements of the Washington State Growth Management Act, and specifically section 36.70A.210 of the Revised Code of Washington, in the fall of 1991, representatives of King County, the City of Seattle and the Suburban Cities of King County began meeting as the Growth Management Planning Council for King County, to develop and make recommendations for county-wide planning policies; and

**WHEREAS**, in July, 1992, the King County Council adopted the county-wide planning policies recommended to it by the Growth Management Planning Council, recognizing that additional policies would need to be developed to address issues not dealt with in the initial policies (with the initial policies being referred to as Phase I and the additional issues to be dealt with in a contemplated Phase II); and,

**WHEREAS**, the Growth Management Planning Council took final action recommending the Phase II amendments to the county-wide planning policies on May 25, 1994, which recommendations were identified in a document entitled Recommended Amendments to King County 2012 County-wide Planning Policies Adopted by King County Growth Management Planning Council May 25, 1994; and,

**WHEREAS**, on February 22, 2005 the King County Council adopted Ordinance No. 15122 amending the county-wide planning policies and revising targets for new household and job growth for the period 2002 - 2022; and,

**WHEREAS**, on April 26, 2006 the King County Council adopted Motion No. 06-1 (Exhibit A) amending the Interim Potential Annexation Area Map by including the area known as West Hill within the Potential Annexation Area of the City of Renton; and,

**WHEREAS**, on April 26, 2006 the King County Council adopted Motion No. 06-2 (Exhibit B) amending the Policy LU-25b of the county-wide planning policies to address adjusting Growth Targets for annexations or newly incorporated cities; and,

**WHEREAS**, neither King County Council Motion No. 06-1 nor King County Council Motion No. 06-2 would have a direct effect on the City of SeaTac; and,

**WHEREAS**, in order to be effective, the amended county-wide planning policies must be ratified by at least 30 percent of the City and County governments representing 70 percent of the population of King County; and,

**WHEREAS**, based upon the guidelines set forth for adoption and ratification of the county-wide planning policies, failure by a city to ratify the policies or affirmatively disapprove the policies will be deemed ratification and approval by the city; and,

**WHEREAS**, because of the consistent role and participation that the City Council has played in the Suburban Cities Association and the Growth Management Planning Council development of the county-wide planning policies, the Council finds it appropriate to affirmatively ratify and approve the county-wide planning policy amendments;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. The City Council hereby approves and ratifies the county-wide planning policies as amended and set forth in Metropolitan King County Council Motion Nos. 06-1 and 06-2, copies of which are attached hereto, marked as Exhibit "A" and Exhibit "B" respectively, and incorporated herein by this reference.
2. This Resolution shall be in full force and effect upon passage and signatures hereon.

**PASSED** this 11th day of July, 2006 and signed in authentication there of this 11th day of July, 2006.

CITY OF SEATAC

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary Mirante Bartolo, City Attorney

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**RESOLUTION NO. 06-017**

A RESOLUTION of the City Council of the City of SeaTac, Washington approving and authorizing a Collective Bargaining Agreement between the City of SeaTac and the Washington State Council of County and City Employees, American Federation of State, County and Municipal Employees, AFL-CIO, Local 3830, for the years 2006 through 2008.

**WHEREAS**, the Washington State Council of County and City Employees, American Federation of State, County and Municipal Employees, AFL-CIO, Local 3830, has been certified as the bargaining representative for those City employees within the collective bargaining unit which include “all full-time and regular part-time employees of the City of SeaTac; excluding supervisors, confidential employees and commissioned employees of the police and fire departments”; and

**WHEREAS**, the City has heretofore entered into collective bargaining agreements with the bargaining representative to cover wages, hours and working conditions for employees of the bargaining unit, the most recent of which terminated on December 31, 2005, and

**WHEREAS**, the City and the bargaining representatives met and negotiated terms for a successor bargaining agreement and came to tentative agreement, subject to ratification by the bargaining unit employees and approval of the City Council;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. The 2006-2008 collective bargaining agreement by and between the City of SeaTac and the Washington State Council of County and City Employees, American Federation of State, County and Municipal Employees, AFL-CIO, Local 3830, a copy of which is attached hereto as Exhibit “A” and incorporated herein by this reference, is hereby approved, and the City Manager is authorized to execute the same on behalf of the City.

Resolution No.

2. That this Resolution shall be in full force and effect upon passage.

**PASSED** this 25th day of July 2006 and signed in authentication thereof on this 25th day of July 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary Mirante-Bartolo, City Attorney

Effective Date: \_\_\_\_\_

**RESOLUTION NO. 06-018**

A RESOLUTION of the City Council of the City of SeaTac, Washington, adopting a Ten-Year Transportation Improvement Program for the years 2007-2016

**WHEREAS**, pursuant to RCW 35.77.010, cities are required to adopt a six-year comprehensive Transportation Improvement Program (TIP); and

**WHEREAS**, the Growth Management Act, at RCW 36.70A.070(6), similarly requires adoption by the City of a comprehensive plan transportation element, including a ten-year forecast of system and capacity needs and a plan of financing; and

**WHEREAS**, the City Council conducted a public hearing pursuant to state law, to hear and receive public comment on the City's TIP; and

**WHEREAS**, the City Council finds that prioritized and regularly up-dated road and street maintenance and capital improvement projects are essential to growth management, financial planning, and assurance of a comprehensive and coordinated transportation system;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON, HEREBY RESOLVES as follows:**

The Ten-Year Transportation Improvement Program (TIP) for the years 2007-2016, a copy of which is attached hereto, marked as Exhibit "A", and incorporated by this reference, is hereby adopted.

**PASSED** this 25th day of July, 2006 and signed in authentication thereof this 25th day of July, 2006

CITY OF SEATAC

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, Clerk

Approved as to Form:

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Mary Mirante Bartolo, City Attorney

[Ten-Year TIP 2007-2016]

**RESOLUTION NO. 06-019**

A RESOLUTION of the City Council of the City of SeaTac, Washington amending Resolution 04-010, changing the meeting time of the Land Use and Parks Committee.

**WHEREAS**, the City Council has determined that the Land Use and Parks Council Committee shall meet at 4:30 p.m. on the second Thursday of each month, rather than at 4:00 p.m. on the second Thursday of each month; and

**WHEREAS**, it is necessary to make this change by formal Resolution in order to comply with the Open Public Meetings Act;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

Section 1 of Resolution No. 04-010 is hereby amended to read as follows:

All Committee Meetings of the City Council shall be held at the SeaTac City Hall, 4800 South 188<sup>th</sup> Street, SeaTac, Washington 98188, as follows: on the second Tuesday of each month, the Administration and Finance Committee (“A&F”) shall meet at 2:00 p.m. and the Public Safety and Justice Committee (“PS&J”) shall meet at 4:00 p.m.; on the second Thursday of each month the Land Use and Parks Committee (“LUP”) shall meet at ~~4:00~~4:30 p.m.; and on the fourth Tuesday of each month, the Transportation and Public Works Committee (“T&PW”) shall meet at 3:00 p.m.; and except that, if any such meeting shall fall upon a holiday, the scheduled meeting shall be held on the next business day, commencing at the same hour; and providing that the Mayor or a majority of the City Council may schedule additional or alternate Committee Meetings, as may be needed, providing that 24-hour public notice shall be given pursuant to law.

**PASSED** this 26th day of September, 2006 and signed in authentication thereof  
on this 26th day of September, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

[Committee Meeting Date & Time Adoption]

**RESOLUTION NO. 06-020**

A RESOLUTION of the City Council of the City of SeaTac, Washington, authorizing the City Manager to enter into an amended Development Agreement between the City and MADA LLC.

**WHEREAS**, RCW 36.70B.170 through .200 and SMC 15.05.057 authorize the City to enter into Development Agreements with persons or entities having ownership or control of real property within the City; and

**WHEREAS**, MADA LLC, a Washington Limited Liability Company, is the entity having ownership of certain real property located at 16802 International Boulevard within the City, and desires to undertake development thereon subject to a Development Agreement; and

**WHEREAS**, notice was published and mailed to parties of record pursuant to SMC 16A.13.010, and the Council has held a public hearing; and

**WHEREAS**, the Council finds that the proposed amendment to the Development Agreement satisfies the criteria of SMC 15.22.055 and remains generally consistent with current City development regulations and provides significant public benefit;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. The City Manager is authorized to execute, on behalf of the City, an amendment to the Development Agreement with MADA LLC, generally in the form attached to this Resolution as Exhibit A.
2. The City Clerk shall cause the fully executed document to be filed with the King County Recorder.

**PASSED** this 26th day of September, 2006 and signed in authentication thereof on this 26th day of September, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

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**RESOLUTION NO. 06-021**

A RESOLUTION of the City Council of the City of SeaTac, Washington expressing the City Council's support for King County Proposition #1, to be presented to the electorate on November 7, 2006.

**WHEREAS**, the King County Council has placed King County Proposition #1, entitled "Transit Now" on the November 7, 2006 ballot for consideration by the voters; and

**WHEREAS**, "Transit Now," is a four-point initiative to increase King County Metro service, which will provide new travel options and traffic relief to commuters; and

**WHEREAS**, "Transit Now" will create bus rapid transit, improving all-day service in five key travel areas in the County, including SeaTac; and

**WHEREAS**, "Transit Now" will improve current service on 35 major Metro routes with the highest ridership; and

**WHEREAS**, "Transit Now" will create new service for growing areas in the County; and

**WHEREAS**, "Transit Now" will set aside resources for partnerships with major employers and cities to add new service in rapidly expanding employment areas; and

**WHEREAS**, a one-tenth of one percent sales tax increase is proposed to fund the "Transit Now" proposal, subject to voter approval; and

**WHEREAS**, in accordance with RCW 42.17.130, notice to comment was published and posted; and

**WHEREAS**, public statements and comments were received by the Council; and

**WHEREAS**, the Council finds that an expression of support for the "Transit Now" proposal is appropriate;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC,  
WASHINGTON HEREBY RESOLVES as follows:**

1. The City Council of the City of SeaTac expresses its support for King County Proposition #1, the "Transit Now" proposal, which will be presented to the electorate on November 7, 2006.

**PASSED** this 10th day of October, 2006 and signed in authentication thereof on this 10th day of October, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary Mirante Bartolo, City Attorney

[Resolution supporting "Transit Now"]

**RESOLUTION NO. 06-022**

A RESOLUTION of the City Council of the City of SeaTac, Washington expressing the City Council's opposition of Initiative 933, to be presented to the electorate on November 7, 2006.

**WHEREAS**, Initiative 933 (I-933) will be presented to the voters of the State of Washington at the general election on November 7, 2006, with the following official Ballot Title and Description:

Statement of the Subject: Initiative Measure 933 concerns government regulation of private property.

Description: This measure would require compensation when government regulation damages the use or value of private property, would forbid regulations that prohibit existing legal uses of private property, and would provide exceptions or payments. Should this measure be enacted into law? Yes [ ] No [ ]

**WHEREAS**, I-933 would require an agency, including a city government, that decides to enforce or apply any ordinance, regulation, or rule to private property which would result in damaging the use or value of private property to first pay compensation; and

**WHEREAS**, it appears that I-933 would deprive local jurisdictions, including the City of SeaTac, of the ability to adopt and enforce reasonable land use development standards to mitigate traffic impacts, assure appropriate building design, heights, setbacks and lot coverages, provide for the preservation of open spaces and protection of environmentally sensitive areas; and other general development regulations necessary to promote the public health, safety and welfare, and

**WHEREAS**, I-933 assumes that local jurisdictions have authority to "decide" not to enforce or apply their duly adopted ordinances, regulations and rules, without granting express authority to pay compensation or waive the enforcement or application thereof; and

**WHEREAS**, the Association of Washington Cities has estimated that the statewide annual administrative costs to cities alone would be between \$60 million and \$76 million, while the statewide annual cost to cities for paying claims is estimated to be between \$3.5 billion and \$4.5 billion; and

**WHEREAS**, the cost of processing and paying compensation for the enforcement of reasonable development regulations under I-933 would far exceed the requirements of both the federal and state constitutions and cripple the fiscal ability of the City to provide needed public safety, infrastructure and other public services, and

**WHEREAS**, in accordance with RCW 42.17.130, notice to comment was published and posted; and

**WHEREAS**, public statements and comments were received by the Council; and

**WHEREAS**, the Council finds that an expression of opposition for Initiative 933 is appropriate;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

1. The City Council of the City of SeaTac expresses its opposition of Initiative 933, which will be presented to the electorate on November 7, 2006.

**PASSED** this 10th day of October, 2006 and signed in authentication thereof on this 10th day of October, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary Mirante Bartolo, City Attorney

[Resolution regarding Initiative 933]

**RESOLUTION NO. 06-023**

A RESOLUTION of the City Council of the City of SeaTac, Washington, authorizing the City of SeaTac Fire Chief to adopt and periodically review and amend a written statement of SeaTac Fire Department performance measures, as required by RCW 35A.92.030.

**WHEREAS**, the State Legislature enacted Substitute House Bill 1756 in the 2005 Legislative session, which created RCW 35A.92 et. seq. relating to performance measures for City fire departments; and

**WHEREAS**, RCW 35A.92.030 requires municipalities to develop and adopt a written statement of Fire Department service delivery objectives (performance measures);

**WHEREAS**, the City of SeaTac Fire Department has evaluated the elements identified in RCW 35A.92; and

**WHEREAS**, the City of SeaTac Fire Department is developing written service delivery objectives required by RCW 35A.92.030; and

**WHEREAS**, the City Council finds that it is appropriate for the City of SeaTac Fire Chief to develop and periodically review the written statement required by RCW 35A.92.030, and make any changes as deemed appropriate;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

The City Council hereby authorizes the City of SeaTac Fire Chief to develop written service delivery objectives (performance measures) as required by RCW 35A.92.030. Furthermore, the City of SeaTac Fire Chief is hereby authorized to periodically review the written service delivery objectives on a periodic basis and make any changes as deemed appropriate.

**PASSED** this 24<sup>th</sup> day of October 2006 and signed in authentication thereof on this 24<sup>th</sup> day of October 2006.

**CITY OF SEATAC**

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Ralph Shape, Deputy Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

[Fire Department Performance Standards]

**RESOLUTION NO. 06-024**

A RESOLUTION of the City Council of the City of SeaTac, Washington, requesting the King County Records and Elections Division call and conduct a special municipal election on February 6, 2007, and place upon the ballot the fireworks initiative, which was submitted by the voters through the power of initiative and referendum, for the qualified voters of the City of SeaTac to approve or reject.

**WHEREAS**, pursuant to SeaTac Municipal Code (SMC) 1.10.040, the voters of the City of SeaTac are hereby granted the powers of initiative and referendum; and

**WHEREAS**, proponents submitted to the office of the City Clerk an initiative petition to repeal the fireworks ban within the City of SeaTac and adopt an ordinance establishing the dates and times under which fireworks may be possessed, sold and discharged, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, on September 18, 2006, pursuant to RCW 35A.01.040 and SMC 1.10.110, the King County Division of Records and Elections certified that the petition bore sufficient valid signatures to qualify for consideration by the City Council as provided for in SMC 1.10.220; and

**WHEREAS**, on October 10, 2006, the SeaTac City Council, consistent with RCW 35.17.260 and SMC 1.10.220, rejected the initiative petition and requested the initiative be placed upon the ballot for the qualified electors of the City of SeaTac to approve or reject at the next municipal election; and

**WHEREAS**, consistent with RCW 29A.04.330(2), in the form of this Resolution, the SeaTac City Council is requesting that a special election be held on February 6, 2007 so that the



initiative (which the City Clerk designated as Proposition No. 1) may be placed upon the ballot for the qualified electors of the City of SeaTac to approve or reject; and

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

**Section 1.** In accordance with RCW 29A.04.330, the City of SeaTac requests, in the form of this Resolution, that the King County Records and Elections Division, as ex officio supervisor of elections in King County, Washington, call and conduct a special municipal election on February 6, 2007 and place the fireworks initiative before the qualified voters of the City of SeaTac.

**Section 2.** Pursuant to RCW 29A.04.330, it is hereby found and declared that an emergency exists requiring the submission of the fireworks initiative to the qualified electors of the City of SeaTac for ratification or rejection at a special election to be held on February 6, 2007.

**Section 3.** That the City Clerk is authorized and directed to prepare and mail or publish any and all notices of such initiative as required by SeaTac Municipal Code and state law.

**Section 4.** The City Clerk is authorized and directed to take those actions necessary to place the initiative before the qualified electors of the City of SeaTac at the February 6, 2007 election and certify said initiative to the King County Records and Elections Division in the following form:

**CITY OF SEATAC**

**PROPOSITION NO. 1  
INITIATIVE MEASURE CONCERNING FIREWORKS**

This measure would repeal SeaTac's current ordinance which bans fireworks except for displays authorized by permit and would establish a new ordinance allowing fireworks sales from June 28<sup>th</sup> through July 5<sup>th</sup> and from December 27<sup>th</sup> through December 31<sup>st</sup> annually and would allow fireworks to be discharged on July 3<sup>rd</sup>, July 4<sup>th</sup>, July 5<sup>th</sup>, December 31<sup>st</sup>, and until 1:00 a.m. on January 1<sup>st</sup> annually. The times for sales and discharge are listed in the ordinance.

Should this measure be enacted into law?

- Yes
- No

**Section 5.** If any one or more sections or sentences of this Resolution are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Resolution and the same shall remain in full force and effect.

**Section 6.** Actions taken prior to the adoption of this Resolution that are consistent with it are hereby ratified and confirmed.

**PASSED** this 30th day of November, 2006 and signed in authentication thereof on this 30th day of November, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

[Fireworks Initiative Petition]

**RESOLUTION NO. 06-025**

A RESOLUTION of the City Council of the City of SeaTac, Washington amending the City of SeaTac Schedule of License Fees, Permit Fees, and Other Fees and Charges for City Services.

**WHEREAS**, the City Council has, by Resolution, previously adopted a City of SeaTac Schedule of Fees, Permit Fees and Other Fees and Charges for City Services; and

**WHEREAS**, it is appropriate for the Council to adopt fees by Resolution rather than by Ordinance; and

**WHEREAS**, amendment of existing fees for the Parks and Recreation activities and rentals is needed; and

**WHEREAS**, the proposed fees are increased to meet the growing costs of salaries, supplies, and utilities in the Parks and Recreation Department; and

**WHEREAS**, it is appropriate to update the fee schedule accordingly;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SEATAC, WASHINGTON HEREBY RESOLVES as follows:**

The City Schedule of License Fees, Permit Fees, And Other Fees and Charges for City Services related to Parks and Recreation is hereby amended to read as follows:

**PARKS AND RECREATION:**

<u>Community Center</u>	<u>Resident</u>	<u>Non-Resident</u>
Facility Rental-Banquet Room	<del>\$36</del> 0.00- <del>48</del> 0.00/hour	<del>\$47</del> 0.00- <del>59</del> 0.00/hour
Facility Rental-Gymnasium	\$50.00-60.00/hour	\$75.00-85.00/hour
Facility Rental-Multipurpose Room	\$7.50-17.50/hour	\$10.00-20.00/hour
Facility Rental-Arts/Crafts	<del>\$13.50-23.50</del> 5.00- <del>50.00</del> /hour	<del>\$182</del> 0.00- <del>286</del> 0.00/hour
Staff Rental	\$18.00- <del>25.00</del> /hour	\$18.00- <del>25.00</del> /hour
<del>Activity Pass</del>	<del>\$30.00</del>	<del>\$40.00</del>
Drop-In Aerobics	<del>\$32.00-51</del> 0.00	<del>\$52.00-10</del> 0.00
<del>Open Court</del>	<del>\$1.00-2.00</del>	<del>\$2.00-3.00</del>
Weight Room	<del>\$1.00-2.00-6</del> 0.00	<del>\$32.00-56</del> 0.00
<del>Weight Room (cardio)</del>	<del>\$1.00-2.00</del>	<del>\$1.00-2.00</del>
Weight Room (monthly)	\$20.00- <del>2530</del> 0.00	<del>\$2520.00-30</del> 0.00
Shower	<del>\$12.00</del>	<del>\$12.00</del>
Picnic Shelter Rental/ <u>Stage</u>	<del>\$22.50</del> 55.00- <del>27.50</del> 70.00	<del>\$370.00-3580</del> 0.00
<u>Field/Lighting</u>	<u>Resident</u>	<u>Non-Resident</u>
Application Fee	<del>\$57.00-71</del> 0.00	<del>\$57.00-71</del> 0.00
Practice Fee	<del>\$36.00-51</del> 1.00	<del>\$106.00-121</del> 1.00
Game Fee	<del>\$614.00-730</del> 0.00	<del>\$2014.00-2230</del> 0.00
Tournament Fee		
Weekend	\$500.00	\$600.00
Per Day	\$400.00	\$500.00
<del>Friday Night</del>	<del>\$150.00</del>	<del>\$150.00</del>
Lights	<del>\$124.00-</del> <del>20.00</del> /hour	<del>\$124.00-20.00</del> /hour
North SeaTac Park Practice & Games		
Ballfield		\$115.00 per game
Soccer		\$45.00 per game

Recreation Programs

Recreation Programs are designated by major category with a fee range. Fees for specific programs will vary within the range indicated, based on the number of participants, duration of program, instruction costs and operational supplies.

<b>Recreation Administration/Program Registration</b>	<b>\$1.00 per registration</b>
Sport Classes	\$9.00-615.00
Recreation Classes	\$8.00-205.00
Senior Programs	\$7.50-94.00
Teen Programs	\$10.00-100.00
Camp Programs	\$5.00-155.00
Special Events	\$5.00-91.00

**STANDARD HOURLY RATE (applies to all City departments):**

The standard hourly rate is set at \$65.00 per hour. When inspections or other services are required after normal business hours, the rate is increased to one and one-half times the standard hourly rate, with a four-hour minimum call back charge. These rates shall also apply to agreed requests for expedited inspections, reviews, or other services, if City personnel are available to work on an overtime basis.

**OTHER:**

City Facility Rental (not covered elsewhere)	\$5.00-60.00 per hour
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**CONSULTANT FEES:**

When consultant services are required, and when use of a consultant is mutually agreed upon to provide expedited services, all consultant fees shall be paid directly by the applicant, or shall be reimbursed at 100% of actual fees charged.

**PASSED** this 12th day of December, 2006 and signed in authentication thereof on this 12th day of December, 2006.

**CITY OF SEATAC**

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Gene Fisher, Mayor

ATTEST:

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Judith L. Cary, City Clerk

Approved as to Form:

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Mary E. Mirante Bartolo, City Attorney

[Fee Schedule – Parks & Recreation Fees]