

MINUTES
AMENDED MEETING AGENDA
October 3, 2006
5:30 p.m.

Please note change in meeting time and location.

Woodland Elementary School
7707 – 112th Street East, Puyallup, Washington
Voice: (253) 798-7777 – FAX: (253) 798-7509 – Toll-Free: (800) 992-2456 – TDD: (253) 798-4018
www.piercecountywa.org/council

I. Call to Order

The District No. 2 meeting of the Pierce County Council was called to order at 5:32 p.m. by Chair Bunney.

II. Roll Call

Councilmembers Present: Shawn Bunney, Roger Bush, Dick Muri, Calvin Goings, and Terry Lee; Timothy M. Farrell arrived after the roll call.

Council Staff Present: Brad Chatfield, Communications Analyst; Karen Lease-Smith, Councilmember Assistant; Susan Long, Legal Counsel; Janet Maillard, Receptionist; Linda Medley, Acting Deputy Clerk; Hugh Taylor, Research Analyst; Tom Weber, Administrator for Research and Policy; and Christine Wilson, Councilmember Assistant.

There were approximately 100 guests present.

III. Pledge of Allegiance to the Flag

The pledge was led by Bunney, followed by a Moment of Silence in tribute to our men and women in the Military.

Bunney explained the County Charter requires that once a year, Councilmembers are to conduct a Council meeting in his or her district. Bunney passed the gavel to Goings, Host Councilmember.

The Councilmembers introduced themselves and explained the areas their districts encompass.

Eric Molver, Principal of Woodland Elementary School, provided a brief history of the building.

Goings introduced Boy Scout Troup 598 from Puyallup, noting they are working on their Citizenship in Local Government Merit Badge.

IV. Approval of Agenda

Lee moved approval of the agenda; motion seconded and passed on a voice vote.

V. Consent Agenda

No final action on any Ordinance or Resolution will be taken under this Section.

a. Approval of Minutes

1. The Minutes of the September 19, 2006, regular Council Meeting.

b. Action on Ordinances (refer, set date of hearing)

1. Proposal No. 2006-91, An Ordinance of the Pierce County Council Amending the Pierce County Code, Chapter 18.25, "Definitions," Title 18A, "Pierce County Development Regulations - Zoning," Title 18B, "Pierce County Development Regulations – Signs," Title 18F, "Pierce County Development Regulations - Land Divisions and Boundary Changes" and Title 18J, "Development Regulations - Design Standards and Guidelines"; Addressing the Prohibition of Electronic Signs in the South Hill and Mid-County Sign Standards, the Relocation of Billboards Associated with Public Right-of-Way Acquisition, Increasing the Size of Religious Assembly Facilities in the Reserve 5 Zone in the Gig Harbor Peninsula Standards, and Other Clarifying and Technical Amendments Affecting Various Use Types, Design Standards, and Definitions; Adopting Findings of Fact; and Setting an Effective Date.

Sponsored by: Councilmember Calvin Goings

Department contact person: Sean Gaffney, Planning and Land Services, (253) 798-2724

Council contact person: Anna Graham, (253) 798-2724

Continued in the Community Development Committee on October 2, 2006 to October 16, 2006

Suggested date of Council hearing: October 31, 2006

2. Proposal No. 2006-96, An Ordinance of the Pierce County Council Vacating a Portion of 85th Street East Right-of-Way in the Northwest Quarter of Section 31, Township 20 North, Range 4 East of the Willamette Meridian, in the Puyallup Area.

Sponsored by: Councilmember Calvin Goings

Department contact person: Jerry West, Public Works and Utilities, (253) 798-3687

Council contact person: Tom Weber, (253) 798-6067

Committee recommendation: Do Pass at Economic and Infrastructure Development on

September 19, 2006

Suggested date of Council hearing: November 7, 2006

3. Proposal No. 2006-102, An Ordinance of the Pierce County Council Amending Chapter 19D.60 of the Pierce County Code, "Storm Drainage and Surface Water Management Plan," and Adopting the "Key Peninsula – Islands Basin Plan" for the Unincorporated Area of Pierce County as an Area Update to the Pierce County Storm Drainage and Surface Water Management Plan.
Sponsored by: Councilmembers Terry Lee and Dick Muri
Department contact person: Marsha Huebner, Public Works and Utilities, (253) 798-4662
Council contact person: Steve Gross, (253) 798-7579
For referral to the Economic and Infrastructure Development Committee
4. Proposal No. 2006-104, An Ordinance of the Pierce County Council Amending Title 18A (Development Regulations - Zoning) and Title 18J (Development Regulations - Design Standards and Guidelines) of the Pierce County Code in Order to Establish Standards for Planned Development Districts (PDD); Repealing Ordinance No. 2006-18 (PDD Interim Standards); Adopting Findings of Fact; and Setting an Effective Date.
Sponsored by: Councilmember Shawn Bunney
Council contact person: Hugh Taylor, (253) 798-3665
For referral to the Rules and Operations Committee
To be heard in the Rules and Operations Committee on October 16, 2006
Suggested date of Council hearing: October 24, 2006
5. Proposal No. 2006-105, An Ordinance of the Pierce County Council Approving a Land Lease Agreement for Real Property at the Pierce County Airport Thun Field With Thun Field Condominium Association; and Authorizing the County Executive to Execute Said Lease.
Sponsored by: Councilmember Terry Lee
Department contact person: Kandace Thomas, Public Works and Utilities, (253) 798-7104
Council contact person: Paul Bocchi, (253) 798-7304
For referral to the Rules and Operations Committee
6. Proposal No. 2006-106, An Ordinance of the Pierce County Council Reauthorizing a System of Special Assessments for the Pierce Conservation District of \$5.00 per Parcel on all Benefiting Properties in Those Portions of the Pierce Conservation District Located in Unincorporated Pierce County and the Municipalities of Fircrest, Lakewood, Milton, Puyallup, Steilacoom, Sumner, Tacoma, and University Place, for Collection in 2007 through 2016, Pursuant to Revised Code of Washington 89.08.400; Authorizing the Executive to Enter into an Interlocal Agreement with the Conservation District; Addressing the Appointment of County Representation on the Conservation District's Oversight Panel; Including a Sunset Date; and Adopting Findings of Fact.
Sponsored by: Councilmember Shawn Bunney
Council contact person: Michael Transue, Budget Consultant, (253) 798-7777
For referral to the Rules and Operations Committee
Suggested date of Council hearing: October 31, 2006

c. Action on Resolutions (refer, set date of hearing)

1. Proposal No. R2006-111, A Resolution of the Pierce County Council Adopting the "Pierce County Council Strategic Information Technology Plan"; and Requiring an Update of the Plan in May 2008.
Sponsored by: Councilmember Shawn Bunney
Council contact person: Mardy Fairchild, (253) 798-7778
Committee recommendation: Do Pass at Rules and Operations on September 18, 2006
Suggested date of Council hearing: October 17, 2006
2. Proposal No. R2006-126, A Resolution of the Pierce County Council Approving the Pierce County Board of Equalization's Request to Convene to Act on Timely Filed Taxpayer Petitions Which Exceed the Requirements of Revised Code of Washington 84.48.010.
Sponsored by: Councilmember Shawn Bunney
Council contact person: Thomas Weber, (253) 798-6067
To be heard in the Rules and Operations Committee on October 9, 2006
Suggested date of Council hearing: October 10, 2006
3. Proposal No. R2006-128, A Resolution of the Pierce County Council Accepting the Recommendations of the Planned Development District (PDD) Task Force; Thanking the Task Force for Its Efforts; and Establishing a Process and Timeline for Evaluating the Recommendations of the PDD Task Force Regarding Short Plat Thresholds, and Certain Standards Related to Public and Private Stormwater Ponds, Roadways and Utility Location.
Sponsored by: Councilmember Shawn Bunney
Council contact person: Hugh Taylor, (253) 798-3665
To be heard in the Rules and Operations Committee on October 16, 2006
Suggested date of Council hearing: October 24, 2006

d. Other Items

1. **Rescind Council's Action of Setting Date of Hearing of October 17, 2006:**
Proposal No. R2006-126, A Resolution of the Pierce County Council Approving the Pierce County Board of Equalization's Request to Convene to Act on Timely Filed Taxpayer Petitions Which Exceed the Requirements of Revised Code of Washington 84.48.010.
2. **Rescind Council's Action of Referral to the Committee of the Whole, to be heard in Committee of the Whole on October 9, 2006:**
Proposal No. 2006-104, An Ordinance of the Pierce County Council Amending Title 18A (Development Regulations - Zoning) and Title 18J (Development Regulations - Design Standards and Guidelines) of the Pierce County Code in Order to Establish Standards for Planned Development Districts (PDD); Repealing Ordinance No. 2006-18 (PDD Interim Standards); Adopting Findings of Fact; and Setting an Effective Date.

3. Rescind Council's Action of Referral to the Committee of the Whole, to be heard in Committee of the Whole on October 9, 2006:

Proposal No. R2006-128, A Resolution of the Pierce County Council Accepting the Recommendations of the Planned Development District (PDD) Task Force; Thanking the Task Force for Its Efforts; and Establishing a Process and Timeline for Evaluating the Recommendations of the PDD Task Force Regarding Short Plat Thresholds, and Certain Standards Related to Public and Private Stormwater Ponds, Roadways and Utility Location.

Lee moved approval of the Consent Agenda; motion seconded and passed on a roll call vote of seven to zero.

VI. Messages from Executive/Judges/Prosecuting Attorney

1. A message from the Executive transmitting the following Ordinances, which were approved and signed on September 18, 2006, was read into the record:

Ordinance No. 2006-92, An Ordinance of the Pierce County Council Authorizing the Approval of Applications for Timber Land Classification Under Current Use Assessment on Certain Properties Located Within the Unincorporated Boundaries of Pierce County; and Adopting Findings of Fact. (Application No. OST90-05, Keith S. Moores and Heidi C. Amundson-Moores – Eatonville Area; Application No. OST93-05, Erik Holmstrom – Forest Glen Area; Application No. OST97-05, Tom A. Tallman – Lakebay Area)

Ordinance No. 2006-93, An Ordinance of the Pierce County Council Placing the Chapel on Echo Bay Located at 400 Sixth Avenue, Fox Island, Washington, on the Pierce County Register of Historic Places; and Adopting Findings of Fact. (Parcel Numbers 5875000387 and 5875000340)

VII. Proclamations, Awards, and/or Appointments to Boards and Commissions – None

VIII. Ordinances

Proposal No. 2006-60s, An Ordinance of the Pierce County Council Amending Chapters 4A.01 and 4A.10 of the Pierce County Code to add Traffic Impact Fees for Roads; Adopting a New Chapter 4A.40 "Traffic Impact Fees," Providing for Formulas and Methodology and an Impact Fee Schedule; Amending Pierce County Code Chapter 18.20 by Adding Impact Fees for Roads; Amending Pierce County Code Chapter 4.24 by Extending the Date to Sunset the Second Real Estate Excise Tax; Amending Pierce County Code Chapter 1.22 by Adding Hearing of Appeals of Impact Fees to the Powers and Duties of the Hearing Examiner; and Setting an Effective Date.

Lee moved adoption; motion seconded. The Acting Deputy Clerk read the title into the record.

Staff Testimony

Taylor provided background on the Proposal.

John Ladenburg, County Executive, explained the County's history on traffic impact fees. He outlined what will be in place if the Council adopts the Proposal and what the uncertainties will be. He encouraged the Council to pass the Proposal saying he feels it is fair.

Gary Proedehl, Transportation Planning and Programming Manager for Pierce County, introduced staff from the Public Works & Utilities Department in attendance. He provided a broad overview of traffic impact fees, explained why they are charged, explained why Pierce County is considering them, and explained the costs associated with the Proposal.

Taylor outlined the amendments approved by the Economic and Infrastructure Development Committee and identified those that were discussed but not approved by the Committee.

Public Testimony

Sherri Bails spoke against the Proposal.

Carl Vest spoke in support of the efforts to impose traffic impact fees, but said 40 percent is not anywhere near the amount the developers should pay. He urged the Council to pass the Proposal as written, but consider increasing the total percentage the developers pay.

Rob Van Slyke, representing Bethel Public Schools and School Coalition, thanked the Council for recognizing that schools do not create development, they react to it.

Tiffany Speir, representing the Master Builders' Association, said zoning has created our current densities – not developers. She spoke in support of the Proposal, and thanked everyone for their involvement.

Ron Caughey spoke in support of the Proposal and said it should be revisited in two to three years.

Jim Akres addressed the growth occurring in southern Pierce County. He said the percentage is too low.

Jim Conrad said developers should pay their share, which is 100 percent.

Bruce Lachney, member of the Pierce County Planning Commission, said he appreciates the Council and Executive addressing the issue. He said we are going to have to meet our concurrency requirements. He asked the Council to do what needs to be done and not have to revisit the issue later.

Deryl McCarty said the Proposal is a reasonable compromise.

Nell Batker asked the Council to reconsider the Proposal and boost impact fees to at least 50 percent.

Ken Batker expressed concern that the impact prediction is too low.

Robert Wetherbee said the new system will be systematic and everyone will pay their fair share.

Isabell Delatorre said we should impose traffic impact fees, but should start at 75 or 80 percent.

Barbara Guller said traffic impact fees should be higher and the current system is not good enough.

Dave Batker explained why affordable housing is not a good argument for lower fees. He spoke in support of the fees being between 70-100 percent.

Cindy Poysnick spoke against the current Proposal saying 40 percent is too low.

Jonathan Bristol thanked the Council for accepting public testimony on impact fees. He said new homes need to pay their fair share and the current percentage is not fair.

Al Schmauder said anything the Council passes will be an improvement. He said we should not encourage people to build away from services, spoke in support of a 75 percent fee, and said five years to update the fees is too long.

Claudia Finseth asked the Council to consider impact fees of 80-100 percent.

Mike Flynn spoke in support of the Proposal and provided a handout (contained in the Ordinance file as Handout No. 1) outlining the tax revenues that construction of a house generates in the community.

Laurie Carter asked that the impact fees be raised.

Tracy Engels, FRIENDS of Pierce County, spoke in support of impact fees.

Betsy Stubbs read an email from Jack Andren into the record which addressed emergency response time. She said we do not have concurrent infrastructure.

Andrew Demsey applauded the efforts of Councilmembers for trying to deal with this complex issue. He said we are precluded by law from putting the fees at 100 percent, and said the Proposal is reasonable because the current system is unfair. He encouraged adoption of the proposed Ordinance with review at a later date.

Wayne Flood, acting Chair of the South Hill Land Use Advisory Commission, spoke in support of the current Proposal. He said we must move forward; this is absolutely necessary, but 40 percent is a little low.

Cindy Beckett spoke to the proportionate share within RCW 82.02 and spoke in support of 80 percent.

Stacy Emerson asked for a balance.

Cathleen Jones said she would like to see a fair solution; 39 to 40 percent is grossly unfair. She said infrastructure should go in before development, and the response time for fire and rescue is frightening.

Carolyn Merrival said the people who live here are not happy with the growth. She said she feels it is a great step forward; the question is the number.

Adam Oswald said the percent should be higher.

Aaron Durow said he would like to see the percent increased.

Audrey Chase said we should at least start at 50 percent.

Kari-Lynn Frank said the proposal meets reliability and predictability. She thanked everyone for their time and urged support of the Proposal.

Larry Archer spoke in support of 70 percent because we have waited so long.

Bill Harrington said he supports traffic impact fees but with a higher percentage.

Don Williams said he is glad the Council is addressing traffic impact fees. He asked various questions of Councilmembers and said he does not think the amount is right.

Pat Drake recommended higher impact fees.

Alan Zulauf said the development industry has done well and the roads have not kept pace. He also said we need more jobs, not more housing.

Larry Vaughn thanked the Executive, Council and staff for finally addressing impact fees. He said we do need traffic impact fees; the question is the amount. He feels the percentage should be higher.

Tom Ballard spoke in support of the Proposal.

Dave Morrell spoke in support of the Proposal. He said raising fees does not mean you will chase growth away.

Angela Wingate spoke in support of the Proposal saying it is very fair.

Ed Jones said we are overdue in addressing this matter. He said the percentage is too low and feels 50 percent would be a good starting point.

Elizabeth Arden said it is unfair to pay taxes and levies as a result of the builders.

Amy Post said the traffic impact fees should be between 80-100 percent.

David Artis said we should go back to the community to reevaluate and readdress for a higher percentage.

Goings and Taylor responded to the questions raised by Don Williams.

Gelman, Muri, Lee, Bunney, Bush, and Farrell spoke in support of the Proposal. Goings spoke against the Proposal.

The Proposal was adopted on a roll call vote of six to one. (Goings voted nay)

Proposal No. 2006-61s, An Ordinance of the Pierce County Council Amending Chapter 17B.30 of the Pierce County Code, "Roads and Bridges," by Specifying Minimum Existing Offsite Public Roadway Width Requirements for New Development; Requiring Traffic Impact Analysis for Proposed Development Activities; Requiring Site Plan Review for Proposed Development; and Setting an Effective Date.

Lee moved adoption; motion second. The Acting Deputy Clerk read the title into the record.

Staff Testimony

Taylor explained the Proposal.

Public Testimony

Tiffany Speir echoed the comments made at Committee today. She asked the Proposal be adopted and fully supported.

Muri spoke in support of the Proposal.

The Proposal was adopted on a roll call vote of seven to zero.

- IX. Resolutions – none
- X. Other Business/Announcements
- XI. Citizens' Forum (3 minute time limit – see page 1 of this Agenda)

Paul Atkin congratulated the Council on making Pierce County a better place to live.

Hank Dorn addressed the problem of lewd material in the Pierce County Library.

Ruth Dorn asked the Council to influence policy or enact a law regarding the restriction of lewd and prurient materials from the Pierce County Library. (A copy of her statement, with attachments, is contained in the meeting file as Handout No. 2.)

Mike Keith addressed the problem of lewd material in the Pierce County Library.

David Nyess addressed the problem of lewd material in the Pierce County Library.

Tracy Woodcock provided examples of three newspapers she would like removed from the Pierce County Library (contained in the meeting file as Handout No. 3). She asked for a policy change to keep pornography out of the hands of our children.

XII. Adjournment

There being no further business, the meeting was adjourned at 8:40 p.m.

Attest:

Linda Medley, Acting Deputy Clerk

Approved:

Shawn Bunney, Council Chair

Date Approved