

1 FILE NO. 160

PROPOSAL NO. 2003-32s2

2 Sponsored by: Councilmember Shawn Bunney

3 Requested by: County Executive / (Pierce County Responds Program)

4  
5 **ORDINANCE NO. 2003-32s2**

6 AN ORDINANCE OF THE PIERCE COUNTY COUNCIL REPEALING CHAPTER 10.32 OF THE  
7 PIERCE COUNTY CODE, "JUNK VEHICLES AS PUBLIC NUISANCES",  
8 ENACTING A NEW CHAPTER 8.10 OF THE PIERCE COUNTY CODE,  
9 "PUBLIC NUISANCE VEHICLES - PROHIBITED ACTIVITIES -  
10 PENALTIES - REMOVAL"; AMENDING SECTION 1.22.080 OF THE  
11 PIERCE COUNTY CODE TO GRANT THE HEARING EXAMINER THE  
12 AUTHORITY TO HEAR CONTESTED PUBLIC NUISANCE VEHICLE  
13 ABATEMENT NOTICES; RECOMMENDING A PUBLIC INFORMATION  
14 PROGRAM; ADOPTING FINDINGS OF FACT; AND SETTING AN  
15 EFFECTIVE DATE.

16  
17 WHEREAS, The Pierce County Executive established the Pierce County  
18 Responds Program to improve the quality of life of the residents of  
19 Pierce County by coordinating the identification, cleanup, and  
20 enforcement of properties identified as illegal dumpsites; and

21 WHEREAS, The accumulation, dismantling, storing, placing or parking  
22 of extensively damaged vehicles and inoperable vehicles constitutes a  
23 public nuisance, as defined by Chapter 7.48 RCW, which is detrimental to  
24 neighbors and the community at large; and

25 WHEREAS, The Pierce County Council and the Pierce County Solid

1 Waste Advisory Committee have in recent years received significant  
2 public testimony calling for additional enforcement and public  
3 assistance tools to alleviate the illegal dumping of vehicles and the  
4 public nuisance caused by these vehicles; and

5  
6 WHEREAS, The Pierce County Executive has recommended that Chapter  
7 10.32 of the Pierce County Code, "Junk Vehicles as Public Nuisances,"  
8 be replaced with a new Chapter that clarifies definitions, clearly  
9 states prohibited activities and penalties, provides the Executive with  
10 the flexibility to use resources from multiple agencies to combat the  
11 problem, and authorizes new programs designed to assist impacted  
12 property owners; and

13 WHEREAS, the authorities and programs authorized by this Ordinance  
14 break new ground and should be widely published; and

15  
16 WHEREAS, Pierce County enacts this Ordinance after a careful  
17 examination of public testimony and long-standing laws of our State.

18 NOW, THEREFORE,

19  
20 BE IT ORDAINED by the Council of Pierce County:

21  
22 Section 1. Chapter 10.32 of the Pierce County Code, "Junk Vehicles  
23 as Public Nuisances", is hereby repealed.

24  
25 Section 2. Chapter 8.10 of the Pierce County Code, "Public Nuisance

1 Vehicles - Prohibited Activities - Penalties - Removal", is hereby  
2 adopted as set forth in Exhibit "A" which is attached hereto and  
3 incorporated by reference.

4  
5 Section 3. Section 1.22.080 of the Pierce County Code is hereby  
6 amended as set forth in Exhibit "B" which is attached hereto and  
7 incorporated by reference.

8  
9 Section 4. The Pierce County Council hereby adopts the "Findings of  
10 Fact" as set forth in "Exhibit C" which is attached hereto and  
11 incorporated by reference.

12  
13 Section 5. The County Executive, or designee, should provide wide  
14 public notice of the provisions of this Ordinance, Chapter 8.10 of the  
15 Pierce County Code, and programs developed as authorized by Chapter  
16 8.10, through newspapers of general circulation, direct mail, the Pierce  
17 County internet website, the KRCC government access television station,  
18 and other media.

19  
20 Section 6. The County Executive shall annually report to the  
21 Council on the effectiveness of this ordinance and Chapter 8.10 of the  
22 Pierce County Code in reducing the blight of public nuisance vehicles  
23 upon communities and the costs incurred by the County through this  
24 program. The report shall point out any impacts on individuals who  
25 collect and restore vehicles as a hobby, changes to code enforcement  
procedures made necessary by this ordinance, and ongoing budget

1 impacts. The report should include, but not be limited to, the  
2 numbers of sites reported, nuisance vehicles removed cooperatively,  
3 Violations and Abatements, and hearings held, as well as a record of  
4 staff time utilized, costs incurred by specific County departments,  
5 and program needs. The reports shall occur in September to coincide  
6 with the Council's review of the annual County budget.

7 Section 7. This Ordinance shall become effective on July 1, 2003.

8  
9 PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

10  
11 ATTEST:

PIERCE COUNTY COUNCIL  
PIERCE COUNTY, Washington

12  
13 \_\_\_\_\_  
14 Gerri Johnson  
Clerk of the Council

\_\_\_\_\_  
Councilmember Harold Moss  
Council Chair

15  
16 Approved As To Form Only:

PIERCE COUNTY EXECUTIVE  
John Ladenburg

17  
18 \_\_\_\_\_  
19 Deputy Prosecuting Attorney

\_\_\_\_\_  
Approved \_\_\_\_\_ Vetoed \_\_\_\_\_  
this \_\_\_\_\_ day of \_\_\_\_\_, 2003.

20 Date of Publication of  
21 Notice of Public Hearing:

22 Effective Date of Ordinance:  
23  
24  
25