



## ABERDEEN CITY COUNCIL

June 24, 2015

### COUNCIL MEETING AGENDA

7:15 p.m. Third Floor, City Hall

### COMMITTEE OF THE WHOLE

- A. Guest Speakers
- B. Additions to Agenda
- C. Department Heads
- D. Mayor's Report
- E. Non-Standing Committee Reports

### COUNCIL MEETING

- I. ROLL CALL
- II. FLAG SALUTE
- III. APPROVAL OF MINUTES
- IV. PUBLIC COMMENT Re: Agenda Items (Please limit your comments to 3 minutes)
- V. FINANCE COMMITTEE
  - A. Committee Chair Report
  - B. Approval of Expenditures
    - 1. Recommend approval of expenditures and payroll.
  - C. Reports & Communications
    - 1. Report from Finance and the Parks Director recommending that the City Council authorize the Mayor and Finance Director to sign the Splash entertainment contract with Joe Ty.
- VI. PUBLIC WORKS
  - A. Committee Chair Report
  - B. Public Hearings
    - 1. This is the date set for public hearing to receive comments on the 2016-2021 Six Year Transportation Improvement Plan for the City of Aberdeen.
  - C. Reports & Communications
    - 1. Report from Public Works and the Public Works Director recommending that the City Council pass the resolution adopting the 2016-2021 Six Year Transportation Improvement Plan.
  - D. Resolutions
    - 1. Resolution establishing a Six Year Transportation Improvement Plan for the period of 2016-2021 for which local, state and federal funds, if available, will be expended.
  - E. Ordinances
    - 1. First reading of Bill No. 15-06 amending the official zoning map of the City of Aberdeen, being AMC § 17.08.020 as amended, by rezoning certain described property between Simpson Ave. and Sumner St., from Thornton St. to Myrtle St., from (C-R) Commercial Residential to (C-G) General Commercial.

**VII. PUBLIC SAFETY**

- A. Committee Chair Report
- B. Reports & Communications
  - 1. Report from Public Safety, the Chief of Police and Fire Chief recommending that the Mayor be authorized to sign the Multi-Jurisdictional Mitigation Plan Letter of Agreement.
- C. Ordinances
  - 1. First reading of Bill No. 15-07 adopting a six month moratorium prohibiting the licensing, location, and permitting of facilities for the wholesale storage and sales of liquid, solid, or gasified petroleum in the City of Aberdeen, State of Washington.
  - 2. First reading of Bill No. 15-08 adopting a six month moratorium prohibiting the licensing, location, and permitting of automobile racing events or facilities in the City of Aberdeen, State of Washington.
  - 3. First reading of Bill No. 15-09 authorizing the operation of wheeled all-terrain vehicles (WATV) in the City of Aberdeen and adopting a new chapter in the AMC regulating the use of WATV within city limits.

**VIII. SPECIAL AGENDA ITEMS**

- A. Reports & Communications
  - 1. Report from Parks Board and Director of Parks recommending that Council authorize the addition of Cobain Landing into the City of Aberdeen parks system.

**IX. CITY COUNCIL COMMENT PERIOD**

**X. PUBLIC COMMENT PERIOD** (Please limit your comments to 3 minutes)

**EXECUTIVE SESSION**

The City of Aberdeen does not discriminate against or exclude anyone from participation in public meetings. Requests for assistance should be made by contacting the Finance Department at 360-537-3236, 48 hours in advance of the meeting. Thank you.

**CITY OF ABERDEEN  
COMMITTEE REPORT**

**Mr. Mayor:** Hon. Bill Simpson

**The Members of  
Your Committee On:** Finance Committee and the Parks Director

**In Reference To:** 2015 Splash Entertainment

***Background:***

The City of Aberdeen has contracted with Joe Ty in the past for the services of band at the 4<sup>th</sup> of July Splash Festival. This contract is similar to the contracts for the same services in the past.

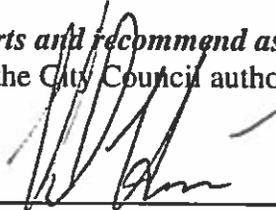
The Aberdeen Parks Department is requesting that the attached contract be approved to Joe Ty for band performance at 12:30 p.m. on July 4<sup>th</sup>. The contract amount is \$500.00.

A signed agreement is due on or before July 1, 2015.

Funding for this activity has been included in the 2015 budget.

***Reports and recommend as follows:***

That the City Council authorize the Mayor and Finance Director to sign the Joe Ty contract.

  
\_\_\_\_\_  
Karl Harris, Parks & Recreation Director

\_\_\_\_\_  
Tim Alstrom, Chair

\_\_\_\_\_  
Denny Lawrence, Vice Chair

Reported: June 10, 2015

21

\_\_\_\_\_  
Jeff Cook

Adopted:

\_\_\_\_\_  
Pete Schave



# Five Star Dealerships 2015 SPLASH FESTIVAL

## ENTERTAINMENT CONTRACT

The Five Star Dealerships 2014 SPLASH Festival is in agreement with Joe Ty to perform for the SPLASH Festival on Saturday, July 4th from 12:30 p.m.—1:30 p.m.

Joe Ty is to be paid \$500.00 for services as entertainment. Payment must be made by July 4, 2015, and to be made payable to Joe Ty .

It is agreed that Joe Ty will furnish a musical performance at the SPLASH Festival on July 4, 2015, from 12:30 p.m.—1:30 p.m. It is understood that Joe Ty executes this agreement as an independent contractor and is not an employee of the purchaser.

Joe Ty agrees to hold the Five Star Dealerships, the City of Aberdeen and SPLASH Festival harmless for possible injury incurred on or off stage during their performance, or during the load in and load out of the venue. The City of Aberdeen Five Star Dealerships SPLASH Festival will provide the stage and power, and sound system.

This contract cannot be canceled except by mutual, written consent of both the City of Aberdeen SPLASH Festival and Joe Ty .

This agreement becomes a legal contract when signed by an authorized representative and represents the terms of performance and compensation for services rendered. The undersigned have reviewed the terms and conditions of this agreement and show approval by their signature.

[Signature]  
Entertainer's Signature

6/1/2015  
Date

2402 Judd St NE  
Entertainer's Address

(360)485-6718  
Entertainer's Phone Number

533-213301  
Social Security Number or Taxpayer ID Number



[Signature]  
SPLASH Festival Representative

6-8-15  
Date

City of  
Aberdeen



**Public Works Administration**  
200 E. Market St. • Aberdeen, WA 98520-5207  
Tel (360) 537-3228 or (360) 537-3224

## NOTICE OF HEARING

THE CITY OF ABERDEEN WILL BE CONDUCTING A PUBLIC HEARING ON WEDNESDAY, JUNE 24, 2015 AT 7:15 PM IN THE CITY COUNCIL CHAMBERS ON THE THIRD FLOOR OF ABERDEEN CITY HALL ON THE FOLLOWING MATTER:

- ADOPTION OF THE 2016 - 2021 CITY OF ABERDEEN SIX YEAR TRANSPORTATION IMPROVEMENT PLAN

THE PUBLIC IS INVITED TO ATTEND AND TO OFFER COMMENTS ON THE PROPOSED PLAN. COPIES OF THE AFOREMENTIONED ARE AVAILABLE FOR REVIEW. PLEASE CONTACT PUBLIC WORKS AT (360) 537-3228 OR 537- 3224 FOR FURTHER INFORMATION, OR FORWARD WRITTEN COMMENTS TO THE PUBLIC WORKS DEPARTMENT AT 200 E. MARKET STREET, ABERDEEN, WA 98520-5207.

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MALCOLM BOWIE, P.E.  
PUBLIC WORKS DIRECTOR  
CITY OF ABERDEEN

**LEGISLATIVE DEPARTMENT  
CITY OF ABERDEEN**

MR. MAYOR:

THE MEMBERS OF  
YOUR COMMITTEE ON: Public Works and the Public Works Director

TO WHOM IT WAS REFERRED: Consideration and Adoption of the 2016 – 2021 City of Aberdeen Six Year Transportation Improvement Plan

REPORTS AS FOLLOWS: In accordance with the RCW 35.77.010 city staff has prepared the perpetual advanced 2016 – 2021 City of Aberdeen Transportation Improvement Plan (TIP) which is available for review. A public hearing will be held on June 24<sup>th</sup> for any comments on the proposed plan. The approved program will be filed with the Secretary of Transportation in accordance with said RCW. Selected projects will be incorporated into State Transportation Improvement Plan. (STIP).

THEREFORE, IT IS RECOMMENDED: That the City Council pass the resolution adopting the City's 2016 through 2021 Transportation Improvement Plan.

\_\_\_\_\_  
Malcolm Bowie  
Public Works Director

\_\_\_\_\_  
CHAIRMAN

Reported \_\_\_\_\_, 2015

Adopted \_\_\_\_\_, 2015

\_\_\_\_\_  
COMMITTEE



**RESOLUTION No. 2015 - \_\_\_\_**

**A RESOLUTION ESTABLISHING THE CITY OF ABERDEEN'S SIX YEAR TRANSPORTATION IMPROVEMENT PLAN FOR THE PERIOD OF 2016 – 2021 FOR COORDINATED TRANSPORTATION PROGRAM EXPEDITURES.**

**WHEREAS**, pursuant to the provisions of RCW 35.77.010, the City of Aberdeen has prepared the perpetually advanced Six Year Transportation Improvement Plan for the time period of 2016 through 2021, which includes proposed improvements for motorized and non-motorized modes of transportation for which local, state and federal funds, if available, will be expended; and,

**WHEREAS**, the City Council of the City of Aberdeen, having held a public hearing on the City of Aberdeen's Six Year Transportation Improvement Plan on June 24, 2015 at 7:15 P.M. at the City Hall in Aberdeen, Washington; and,

**WHEREAS**, any public comments in regards to the Transportation Improvement Plan as prepared by the City of Aberdeen for the ensuing six (6) years in the City of Aberdeen have been fully considered; **NOW, THEREFORE**,

**BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ABERDEEN:**

That the attached Six Year Transportation Improvement Plan for the period of 2016 through 2021 is hereby adopted.

**BE IT FURTHER RESOLVED:**

That copies of said Six Year Transportation Improvement Plan for the period of 2016 through 2021, together with copies of this Resolution be filed with the Secretary of the Department of Transportation.

**PASSED AND APPROVED** on \_\_\_\_\_, 2015.

\_\_\_\_\_  
Bill Simpson, Mayor

ATTESTED:

\_\_\_\_\_  
Kathryn Skolrood, Finance Director

**ORDINANCE NO.**

**AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ABERDEEN, BEING ABERDEEN MUNICIPAL CODE SECTION 17.08.020 AS AMENDED, BY REZONING CERTAIN DESCRIBED PROPERTY BETWEEN SIMPSON AVENUE AND SUMNER STREET, FROM THORNTON STREET TO MYRTLE STREET, FROM (C-R) COMMERCIAL RESIDENTIAL TO (C-G) GENERAL COMMERCIAL.**

**WHEREAS**, the Planning Commission of the city of Aberdeen, pursuant to AMC 17.64.020A, is requesting rezone of 13 city blocks between Simpson Avenue and Sumner Street, running from Thornton Street to the city limits at Myrtle Street, more fully described below;

**WHEREAS**, the Planning Commission conducted a public meeting on said rezone on April 30, 2015, and received one public comment in support and no comments in opposition, and has recommended approval of the request;

**WHEREAS**, the City Council having held a public hearing on May 27, 2015, considered potential environmental impacts, the report of the Planning Commission, and the absence of any public comment against the requested rezone; **NOW, THEREFORE**,

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ABERDEEN:**

**SECTION 1. FINDINGS OF FACT AND CONCLUSIONS.** The City Council adopts the recommended findings and conclusions contained in Aberdeen Planning Commission & Staff Report #2015-01 as presented at the open public hearing held on May 27, 2015, as hereby amended to find that a SEPA determination of DNS has been issued for the proposed rezone.

**SECTION 2. ZONING MAP AMENDED.** The Zoning Map of the City of Aberdeen, as established in AMC 17.08.020, is hereby amended to include the rezone of Blocks 8 through 14 of the Hoquiam Addition to the city of Aberdeen and Blocks 7 through 12 of Rice's Addition to the city of Aberdeen from C-R to C-G. The city planner shall revise the Zoning Map of the

city of Aberdeen to reflect the change in the zoning district and indicate the number of the ordinance adopting the change.

**SECTION 3. SEVERABILITY.** Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any other person or situation.

**SECTION 4. PUBLICATION BY SUMMARY.** The Finance Director is authorized and directed to publish the attached summary in lieu of this ordinance.

**SECTION 5. EFFECTIVE DATE.** This ordinance shall take effect immediately upon its passage, signing, and publication.

**PASSED and APPROVED** this \_\_\_ day of June, 2015.

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Bill Simpson, Mayor

**ATTESTED:**

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Kathryn Skolrood, Finance Director

**Public Safety Committee  
Legislative Report**

**Mr. Mayor;**

**The Members Of Your Committee On:** Public Safety, the Chief of Police and Fire Chief,

**To Whom Was Referred:** Request authorization for the Mayor to sign the Letter of Agreement and enter into a partnership with other entities including Grays Harbor County to participate in the development of a Multi-Hazard Mitigation Plan.

**Report As Follows:** The Multi-Hazard Mitigation Plan for Grays Harbor County will expire in 2017. In anticipation of that event, Grays Harbor County will be applying for a Pre Disaster grant to pay for the 2017 Grays Harbor County Multi-Hazard Mitigation Plan. All cities, fire districts, the PUD, the Port of Grays Harbor, Grays Harbor Community Hospital, Summit Pacific Hospital, and Grays Harbor College are eligible to participate. If we receive the grant, there will be no cost to any participant other than your assistance at necessary meetings and time needed for your jurisdiction to participate in the planning process.

**Recommend As Follows:** That the Mayor be authorized to sign the Multi-Jurisdictional Mitigation Plan Letter of Agreement.

\_\_\_\_\_  
Robert Torgerson, Chief of Police

\_\_\_\_\_  
Tom Hubbard, Fire Chief

\_\_\_\_\_  
Bill Simpson, Mayor

\_\_\_\_\_  
Kathryn Skolrood, Finance Director

Reported, June 24, 2015

Adopted \_\_\_\_\_ 2015

**Public Safety Committee**

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
Committee Member

\_\_\_\_\_  
Committee Member

\_\_\_\_\_  
Committee Member

## **Grays Harbor County Hazard Mitigation Plan**

### **MULTI- JURISDICTIONAL MITIGATION PLAN** **LETTER OF AGREEMENT**

THIS AGREEMENT is made and entered into by and between Grays Harbor County Department of Emergency Management and City of Aberdeen committing the jurisdiction's participation in the process to review, amend, and update a Multi-Jurisdictional Hazard Mitigation Plan, formalizing the planning process, and establishing a Hazard Mitigation Planning Committee providing for a public involvement process and setting a schedule for completion, pursuant to the Disaster Mitigation Act of 2000 (44 CFR 201.6).

**WHEREAS**, the Federal Disaster Mitigation Act of 2000 requires that for all disasters declared on or after November 1, 2004, local and tribal government applicants for sub-grants following any disaster, must have an approved local mitigation plan in accordance with 44 CFR 201.6 prior to receipt of Hazard Mitigation Grant Program project funding; and

**WHEREAS**, the Federal Disaster Mitigation Act of 2000 requires that for Hazard Mitigation Grant Program project funding on or after November 1, 2003, local and tribal government applicants must have an approved local mitigation plan in accordance with 44 CFR 201.6 prior to receipt of project funding; and

**WHEREAS**, the City of Aberdeen in partnership with other entities including Grays Harbor County, is participating in the review, amendment, and update of an existing Multi-Jurisdictional Hazard Mitigation Plan; and

**WHEREAS**, the local mitigation plan represents the commitment of jurisdictions to reduce risks from multiple hazards, serving as a guide for decision makers as they commit resources to reducing the effects of natural hazards, and is in the public interest to proceed with the multi-jurisdictional grant application and planning process in a timely manner; and

**WHEREAS**, an open public involvement process is essential to the development of an effective plan, and the process will be coordinated with affected jurisdictions, agencies, businesses, academia and other private and non-profit interests in the county to insure a comprehensive approach to mitigating the effects of natural disasters; and

**WHEREAS**, the plan shall include documentation of the planning process and a risk assessment that provides the factual basis for activities proposed in the strategy to reduce losses, sufficient to enable each jurisdiction to identify and prioritize appropriate mitigation actions, a detailed mitigation strategy that provides the blueprint for reducing the potential losses identified in the risk assessment, a five-year cycle for plan maintenance, and documentation of formal adoption by each participating jurisdiction; and

**THEREFORE**, is mutually agreed that

- 1) The jurisdiction of the City of Aberdeen authorizes participation in a Multi-Jurisdictional Hazard Mitigation Plan review, amend, and update process;
- 2) That the planning process be organized to prepare the plan through a Hazard Mitigation Planning Committee composed of public representatives and staff from those jurisdiction departments that will be implementing the majority of the plan's recommendations;
- 3) That the public be involved through invitation to comment during the planning process using a variety of means such as public meetings, public information activities, and written comments;
- 4) That a draft plan will be presented to each jurisdiction for consideration and action;
- 5) That the process be concluded by the end of the grant agreement.

Signature: \_\_\_\_\_  
Bill Simpson, Mayor  
\_\_\_\_\_  
City of Aberdeen

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

Signature: \_\_\_\_\_  
Rick Scott, Sheriff/Director,  
Grays Harbor Department of Emergency Management

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

# Planning Partner Expectations Grays Harbor County Multi-Hazard Mitigation Plan-Update

## PLANNING PARTNER EXPECTATIONS

### ACHIEVING DMA COMPLIANCE FOR ALL PLANNING PARTNERS

One of the goals of the multi-jurisdictional approach to hazard mitigation planning is to achieve compliance with the Disaster Mitigation Act (DMA) for all participating members in the planning effort. There are several different groups who will be involved in this process at different levels. In order to provide clarity, the following is a general breakdown of those groups: the planning team, and those actually responsible for the plan's written development; the Steering Committee, which represent members from the planning partnership that serve as the oversight body, assuming responsibility for many of the planning milestones prescribed for this process to help reduce the burden of time required by each planning partner; the planning partners are those jurisdictions or special purpose districts that are actually developing an annex to the regional plan; and the planning stakeholders, which are the individuals, groups, businesses, academia, etc., from which the planning team gains information to support the various elements of the plan.

DMA compliance requires that participation be defined in order to maintain eligibility with respect to meeting the requirements which allow a jurisdiction or special purpose district to develop an annex to the base plan. To achieve compliance for *all* partners, the plan must clearly document how each planning partner that is seeking linkage to the plan participated in the plan's development. The best way to do this is to clearly define "participation". For this planning process, "participation" is defined by the following criteria:

✓ **The Estimated level of effort.** It is estimated that the total time commitment to meet these "participation" requirements for a planning partner not participating on the Steering Committee would be *approximately 40 hours over the nine (9) to 12 month period*. Approximately sixty percent of this time would be allocated to meeting items F through L described below. This time is reduced somewhat for special purpose districts.

✓ **Participate in the process.** As indicated, it must be documented in the plan that each planning partner "participated" in the process to the best of your capabilities. There is flexibility in defining "participation," which can vary based on the type of planning partner (i.e.: City or County, vs. a Special Purpose District) involved. However, the level of participation must be defined at the on-set of the planning process, and we must demonstrate the extent to which this level of participation has been met for each partner. This planning process may elect to utilize a Steering Committee that will assume responsibility for many of the planning milestones prescribed for this process to help reduce the burden of time required by each planning partner. This committee will be representative of the whole body. This committee will meet periodically (frequency to be determined by the committee) throughout the process and provide direction and guidance to the planning team. Steering Committee meetings are not mandatory meetings for all planning partners. If you are not on the committee, your attendance is not mandatory at every meeting; however, it is our hope that all planning partners will attempt to remain engaged with this process. The planning team will also request support from the partnership during the public involvement phase of the planning process. Support could be in the form of providing venues for public meetings, attending these meetings as meeting participants, providing technical support, etc.

- ✓ **Duration of planning process.** This process is anticipated to take nine (9) to 12 months to complete (not including state and FEMA review). It will be easy to become disconnected with the process objectives if you do not participate in some of these meetings to some degree.
- ✓ **Facility Update.** One option for this planning effort will be the opportunity to identify critical and essential facilities. Each planning partner will be requested to update their facilities list for use during the risk assessment. If the list is not updated, Hazus default data will be utilized. Updating this list provides a much more detailed analysis.
- ✓ **Consistency Review.** All planning partners will be asked to identify their capabilities during this process. This capability assessment will require a review of existing documents (plans, studies and ordinances) pertinent to each jurisdiction to identify policies or recommendations that are consistent with those in the "base" plan or have policies and recommendations that complement the hazard mitigation initiatives selected (i.e.: comp plans, basin plans or hazard specific plans).
- ✓ **Action/Strategy Review.** All previous planning partners will be required to perform a review of the strategies from their respective prior action plan to: determine those that have been accomplished and how they were accomplished; and why those that have not been accomplished were not completed. Note – even if your plan has expired, it is still considered an update, and not a new plan. The planning team will be available to assist with this task.
- ✓ **Plan must be adopted by each jurisdiction.**

One of the benefits to multi-jurisdictional planning is the ability to pool resources. This means more than monetary resources. Resources such as staff time, meeting locations, media resources, technical expertise will all need to be utilized to generate a successful plan. In addition, these resources can be pooled such that decisions can be made by a peer group applying to the whole and thus reducing the individual level of effort of each planning partner. If the planning partnership elects to proceed in this fashion, this will be accomplished by the formation of a steering committee made up of planning partners and other "stakeholders" within the planning area. The size and makeup of this steering committee will be determined by the planning partnership during our kick-off meeting. This body will assume the decision making responsibilities on behalf of the entire partnership. This will streamline the planning process by reducing the number of

meetings that will need to be attended by each planning partner. The assembled Steering Committee for this effort will meet regularly on an as-needed basis as determined by the planning team, and will provide guidance and decision making during all phases of the plan's development.

With the above participation requirements in mind, each planning partner will be asked to aid this process by being prepared to develop its own section of the plan. To be an eligible planning partner in this effort, each Planning Partner will be asked to provide the following:  
A. A "Letter of Intent to participate" or Resolution to participate to the Planning Team (see exhibit A).

B. Designate a lead point of contact for this effort. This designee will be listed as the hazard mitigation point of contact for your jurisdiction in the plan.

C. Identify their hourly rate of pay for this point of contact, which will be used to calculate the in-kind match for the grant that is funding this project.

D. Approve the Steering Committee (if the planning partnership elects to utilize the Steering Committee method).

E. If requested, provide support in the form of mailing list, possible meeting space, and public information materials, such as newsletters, newspapers or direct mailed brochures, required to implement the public involvement strategy developed during this planning process.

F. Participate in the process. There will be many opportunities as this plan evolves to participate. Opportunities such as:

- a. Steering Committee or Planning Team meetings
- b. Public meetings or open houses
- c. Workshops/ Planning Partner specific training sessions
- d. Public review and comment periods prior to adoption

At each and every one of these opportunities, attendance will be recorded. Attendance records will be used to document participation for each planning partner. Thresholds will be established as minimum levels of participation at the initial kick-off meeting. While attendance at every meeting will not be practical, each planning partner should attempt to attend as many meetings and events as possible, but must attend the minimum established.

G. There will be **mandatory** workshops that all planning partners will be required to attend. These workshops will cover specific items, one of which will be the proper completion of the jurisdictional annex template which is the basis for each

partner's jurisdictional chapter in the plan. Failure to have a representative at these mandatory workshops will disqualify the planning partner from participation in this effort. The scheduling for these workshops will be far enough in advance to allow the planning partners to attend.

H. In addition to participation in the mandatory workshops, each partner will be required to complete their annex document, and provide it to the planning team in the time frame established. Technical assistance in the completion of these annexes will be available from the planning team, but the actual writing of the annex document is the responsibility of each planning partner. Failure to complete your annex in the required time frame *may* lead to disqualification from the partnership.

I. Each partner will be asked to perform a "consistency review" of all technical studies, plans, ordinances specific to hazards to determine the existence of any not consistent with the same such documents reviewed in the preparation of the County (parent) Plan.

J. Each partner will be asked to review the Risk Assessment and identify hazards and vulnerabilities specific to its jurisdiction. Contract resources will provide the jurisdiction specific mapping and technical consultation to aid in this task, but the determination of risk and vulnerability will be up to each partner (through a facilitated process during one of the mandatory workshops).

K. Each partner will be asked to review and determine if the mitigation recommendations chosen in the parent plan will meet the needs of its jurisdiction. Projects within each jurisdiction consistent with the parent plan recommendations will need to be identified and prioritized, and reviewed to determine their benefits vs. costs.

L. Each partner will be required to create its own action plan that identifies each project, who will oversee the task, how it will be financed and when it is estimated to occur.

M. Each partner will be required to formally adopt the plan.

Planning tools and instructions to aid in the compilation of this information will be provided to all committed planning partners. Each partner will be asked to complete their annexes in a timely manner and according to the timeline established during the initial planning meeting.

**\*\* Note\*\*:** Once this plan is completed, and FEMA approval has been determined for each partner, maintaining that eligibility will be dependent upon each partner implementing the plan implementation-maintenance protocol identified in the plan.

15 - 07

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ADOPTING A SIX MONTH MORATORIUM PROHIBITING THE LICENSING, LOCATION, AND PERMITTING OF FACILITIES FOR THE WHOLESALE STORAGE AND SALES OF LIQUID, SOLID, OR GASIFIED PETROLEUM IN THE CITY OF ABERDEEN, STATE OF WASHINGTON.**

**WHEREAS**, in the first quarter of 2015 alone there have been several explosions and fires of rail-borne tank cars carrying Bakken crude oil and many of these cars were of the “safety modified” type of car designed to carry that product safely;

**WHEREAS**, local jurisdictions are not capable of adequately dealing with the explosions and fires involving petroleum-laden rail cars;

**WHEREAS**, the city of Aberdeen has very serious concerns about the safety of the public, public services, and public infrastructure, all of which would be placed in serious jeopardy by the addition of new wholesale liquid, solid, and gasified petroleum storage and sales facilities;

**WHEREAS**, federal regulations announced the first week of April 2015 governing rail cars hauling flammable crude petroleum prohibit public disclosure of train movement and location information;

**WHEREAS**, RCW 35.22.690 authorizes adoption of moratoriums by First Class cities;

**WHEREAS**, the adoption of this ordinance is exempt from the requirements of a threshold determination under the State Environmental Policy Act pursuant to WAC 197-11-880;

**WHEREAS**, discussion regarding the establishment of zoning laws, both in city council and with the public, could take many weeks to reach a policy decision; **NOW, THEREFORE**,

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ABERDEEN:**

**SECTION 1. MORATORIUM ADOPTED.** Pursuant to RCW 35.22.690 and RCW 35.63.200, a moratorium is hereby imposed prohibiting the licensing, location, and permitting of facilities for the wholesale storage and sales of liquid, solid, or gasified petroleum within the city limits of Aberdeen.

**SECTION 2. DURATION OF MORATORIUM.** This moratorium shall remain in effect for six months from the effective date of this ordinance unless terminated earlier as pursuant to the term as set forth in Section 4.

**SECTION 3. EXISTING FACILITIES AND PERMIT APPLICATIONS.** This moratorium shall not affect existing storage facilities previously permitted by the city or vested rights of applicants who have filed completed permit applications with the city prior to the effective date of this ordinance.

**SECTION 4. PUBLIC HEARING DATE.** A public hearing shall be held pursuant to RCW 35.63.200 during the regular city council meeting of Wednesday, July 22, 2015, at 7:15 pm, in the Aberdeen city council chambers.

**SECTION 5. SEVERABILITY.** Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any other person or situation.

**SECTION 6. EFFECTIVE DATE.** This ordinance is hereby declared and designated a public emergency ordinance necessary for the protection of public health and safety and for the protection of public property and shall be effective immediately upon its adoption.

**SECTION 7. PUBLICATION BY SUMMARY.** The Finance Director is authorized and directed to publish the attached summary in lieu of this ordinance.

**PASSED and APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Bill Simpson, Mayor

**ATTESTED:**

\_\_\_\_\_  
Kathryn Skolrood, Finance Director

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE ADOPTING A SIX MONTH MORATORIUM PROHIBITING THE LICENSING, LOCATION, AND PERMITTING OF AUTOMOBILE RACING EVENTS OR FACILITIES IN THE CITY OF ABERDEEN, STATE OF WASHINGTON.**

**WHEREAS**, automobile racing events or facilities are not designated as permitted, conditional, or special uses in any zoning district in the city of Aberdeen;

**WHEREAS**, permitting automobile racing events or facilities under the criteria established by AMC 17.56.020 (Temporary amusements and public assembly) does not adequately address the safety and environmental impacts of automobile racing;

**WHEREAS**, RCW 35.22.690 authorizes adoption of moratoriums by First Class cities;

**WHEREAS**, the adoption of this ordinance is exempt from the requirements of a threshold determination under the State Environmental Policy Act pursuant to WAC 197-11-880;

**WHEREAS**, a moratorium on permitting automobile racing events or facilities is required in order to allow sufficient time to draft Comprehensive Plan and Aberdeen Zoning Code and other Municipal Code amendments and to present such amendments to the Planning Commission and City Council through the City's amendment process; **NOW, THEREFORE**,

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ABERDEEN:**

**SECTION 1. MORATORIUM ADOPTED.** Pursuant to RCW 35.22.690 and RCW 35.63.200, a moratorium is hereby imposed prohibiting the licensing, location, and permitting of automobile racing events or facilities within the city limits of Aberdeen. This moratorium shall not apply to low-speed "Go-Karts" or similar miniature vehicles primarily constructed for use by indoor or outdoor amusement parks.

**SECTION 2. DURATION OF MORATORIUM.** This moratorium shall remain in effect for six months from the effective date of this ordinance.

**SECTION 3. EXISTING FACILITIES AND PERMIT APPLICATIONS.** This moratorium shall not affect existing automobile racing facilities previously permitted by the city

or vested rights of applicants who have filed completed permit applications with the city prior to the effective date of this ordinance.

**SECTION 4. PUBLIC HEARING DATE.** A public hearing shall be held pursuant to RCW 35.63.200 during the regular city council meeting of Wednesday, July 22, 2015, at 7:15 pm, in the Aberdeen city council chambers.

**SECTION 5. SEVERABILITY.** Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any other person or situation.

**SECTION 6. EFFECTIVE DATE.** This ordinance is hereby declared and designated a public emergency ordinance necessary for the protection of public health and safety and for the protection of public property and shall be effective immediately upon its adoption.

**SECTION 7. PUBLICATION BY SUMMARY.** The Finance Director is authorized and directed to publish the attached summary in lieu of this ordinance.

**PASSED and APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Bill Simpson, Mayor

**ATTESTED:**

\_\_\_\_\_  
Kathryn Skolrood, Finance Director

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AUTHORIZING THE OPERATION OF WHEELED ALL-TERRAIN VEHICLES (WATV) IN THE CITY OF ABERDEEN AND ADOPTING A NEW CHAPTER IN THE ABERDEEN MUNICIPAL CODE REGULATING THE USE OF WATV WITHIN CITY LIMITS.**

**WHEREAS**, RCW 46.09.455(1)(d) prohibits WATV and Off-Road Vehicle (ORV) operation on streets and highways within the city limits unless authorized by local ordinance;

**WHEREAS**, the city of Aberdeen has adopted the state Model Traffic Ordinance, including those sections which regulate WATV definitions, licensing, equipment, and operation (WAC 308-330-197), and, pursuant to RCW 46.09.360, has determined that additional restrictions should be imposed as a condition of WATV operation within the city limits; **NOW, THEREFORE**,

**BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ABERDEEN:**

**SECTION 1. NEW CODE CHAPTER ADOPTED.** The following chapter is hereby added to the Aberdeen Municipal Code:

Chapter 10.18 AMC – Wheeled All-Terrain Vehicles

Section 10.18.010 – Definitions.

Section 10.18.020 – WATV Operation on City Streets.

Section 10.18.030 – Penalties.

Section 10.18.010 – Definitions. “Wheeled All-Terrain Vehicle (WATV)” means a four wheeled vehicle where operator and passenger sit side by side in the vehicle, manufactured primarily for recreational non-highway all-terrain use, as further defined by the state Model Traffic Ordinance adopted by the city of Aberdeen (Chpt. 10.04 AMC).

Section 10.18.020 – WATV Operation on City Streets. Any person operating a WATV on city streets or alleys must comply with the following requirements, in addition to all state requirements for registration, operation, WATV use permits, and equipment laws:

A. WATV operators must be at least 18 years of age and must possess a current valid driver's license; no parent or legal guardian of a person under the age of 18 shall knowingly allow the underage person to operate a WATV in violation of this ordinance;

- B. The maximum speed limit for operation of a WATV is 35 mph or the posted limit, whichever is lower;
- C. WATV's must be operated in single-file with enough space between each WATV for a full-sized vehicle to pass each WATV safely;
- D. WATV's must be operated with all four wheels of the WATV on the roadway; no shoulder driving is permitted, except for slowing to allow vehicle traffic to pass.

Section 10.12.030 – Penalties for violations. Failure to perform any act required, or the performance of any act prohibited, in this chapter shall be a traffic infraction enforced as provided in Chapter 1.10 AMC, unless otherwise provided under state law or ordinance.

**SECTION 2. SEVERABILITY.** Should any section, subsection, paragraph, sentence, clause or phrase of this ordinance or its application to any person or situation be declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this ordinance or its application to any other person or situation.

**SECTION 3. PUBLICATION BY SUMMARY.** The Finance Director is authorized and directed to publish the attached summary in lieu of this ordinance.

**SECTION 4. EFFECTIVE DATE.** This ordinance shall take effect immediately upon its passage, signing, and publication.

**PASSED and APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Bill Simpson, Mayor

ATTESTED:

\_\_\_\_\_  
Kathryn Skolrood, Finance Director

**CITY OF ABERDEEN  
COMMITTEE REPORT**

**Mr. Mayor:** Hon. Bill Simpson

**The Members of  
Your Committee On:** Park Board

**In Reference To:** Cobain Landing

***Background:***

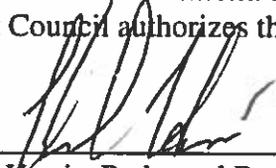
In 1967, Kurt Cobain was born in Aberdeen Washington. He went on to cofound the internationally famous band Nirvana and write about the "muddy banks of the Wishkah".

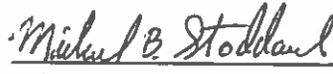
In 2011, several volunteers, led by Tory Kovak, built Cobain Landing in Kurt's honor. The volunteers are no longer able to maintain the area, so the Parks Department has begun maintaining the location.

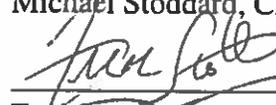
In honor of his outstanding contributions to the world of music, the Aberdeen Parks Board would like to include Cobain Landing as part of the parks inventory.

***Reports and recommend as follows:***

That Council authorizes the addition of Cobain Landing into the City of Aberdeen, parks system.

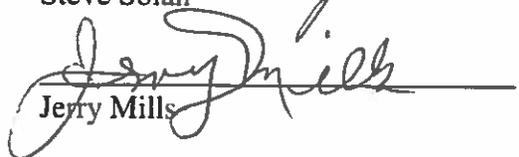
  
\_\_\_\_\_  
Karl Harris, Parks and Recreation Director

  
\_\_\_\_\_  
Michael Stoddard, Chair

  
\_\_\_\_\_  
Fred Scott

  
\_\_\_\_\_  
Sharon Schermer

  
\_\_\_\_\_  
Steve Solan

  
\_\_\_\_\_  
Jerry Mills

Reported: June 11, 2015

Adopted: