



City of Longview

1525 Broadway
Longview, WA 98632
www.ci.longview.wa.us

City Council

Mayor MaryAlice Wallis
Mayor Pro Tem Michael Wallin
Council Member Ruth Kendall
Council Member Chet Makinster
Council Member Steve Moon
Council Member Christine Schott
Council Member Hillary Strobel

Thursday, December 17, 2020

7:00 PM

Virtual Meeting

NOTICE IS HEREBY GIVEN, in accordance with RCW Chapter 42.30, that the City Council of the City of Longview, Washington, will conduct a virtual Zoom meeting on Thursday, December 17th, at 7:00 p.m.

For information about Zoom accessibility, please contact the City Clerk's Office at 360-442-5041.

Please click the link below to join the meeting:

<https://us02web.zoom.us/j/89855309580>

Telephone options (you may need to try more than one number if you receive a busy signal):

Dial any of the following numbers:

1-253-215-8782

1-669-900-6833

1-346-248-7799

1-408-638-0968

1-646-876-9923

1-301-715-8592

1-312-626-6799

Meeting ID: 898 5530 9580

Written comments may be submitted to the City Council in advance by emailing the City Clerk's Office at cityclerk@ci.longview.wa.us or by mailing your comments to P.O. Box 128, Longview, WA 98632. If you are using the Zoom application on a device such as a computer or smart phone, please use the "raise hand" feature to indicate that you'd like to speak during Constituents' Comments or on an agenda item. If you are connected by phone, please dial *9.

1. CALL TO ORDER
2. INVOCATION*/FLAG SALUTE
3. ROLL CALL
4. APPROVAL OF MINUTES
5. CHANGES TO THE AGENDA
6. PRESENTATIONS & AWARDS
7. CONSTITUENTS' COMMENTS (Thirty Minutes)
8. FOLLOW-UP TO PAST CONSTITUENTS' COMMENTS
9. PUBLIC HEARINGS
10. BOARD & COMMISSION RECOMMENDATIONS

20-000519 APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS

RECOMMENDED ACTION:
APPROVE RECOMMENDED APPOINTMENTS

20-000550 MINT FARM INDUSTRIAL PARK (MFIP) - CC&R AMENDMENTS

RECOMMENDED ACTION:
MOTION TO APPROVE THE AMENDMENTS TO SECTION 3.2(C) OF THE MFIP CC&RS AS RECOMMENDED BY THE PLANNING COMMISSION IN CONCURRENCE WITH THE MINT FARM INDUSTRIAL PARK PROPERTY OWNER'S ASSOCIATION.

11. ORDINANCES & RESOLUTIONS

20-000518 ORDINANCE NO. 3435: AMENDING THE 2019-2020 BIENNIAL BUDGET (2ND READING)

RECOMMENDED ACTION:
MOTION TO ADOPT ORDINANCE NO. 3435.

20-000547 ORDINANCE NO. 3437: ADOPTING THE 2018 BUILDING CODES

RECOMMENDED ACTION:
MOTION TO ADOPT ORDINANCE NO. 3437 ADOPTING CHAPTERS 51-11C, 51-11R, 51-50, 51-51, 51-52, 51-56 AND 51-57 OF THE WASHINGTON ADMINISTRATIVE CODE AS AMENDED AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER FEBRUARY 1, 2021.

20-000548 ORDINANCE NO. 3438: UPDATING AND AMENDING CHAPTER 18.10 OF THE LONGVIEW MUNICIPAL CODE

RECOMMENDED ACTION:

MOTION TO ADOPT ORDINANCE NO. 3438 AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER FEBRUARY 1, 2021.

20-000546 ORDINANCE NO. 3439: UPDATING AND AMENDING CHAPTER 16.30 OF THE LONGVIEW MUNICIPAL CODE

RECOMMENDED ACTION:

MOTION TO ADOPT ORDINANCE NO. 3439 AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER FEBRUARY 1, 2021.

20-000552 RESOLUTION NO. 2348: LAW ENFORCEMENT RECORDS SERVICES AGREEMENT

RECOMMENDED ACTION:

MOTION TO ADOPT RESOLUTION NO. 2348 AND AUTHORIZE THE CITY MANAGER TO SIGN THE INTERLOCAL AGREEMENT WITH COWLITZ COUNTY FOR AFTER-HOURS SERVICES.

20-000555 RESOLUTION 2349: PROVIDING FOR A TEMPORARY SUSPENSION OF THE BUSINESS AND OCCUPATION TAX FOR CERTAIN BUSINESSES

RECOMMENDED ACTION:

MOTION TO APPROVE RESOLUTION NO. 2349 PROVIDING FOR A TEMPORARY SUSPENSION OF THE BUSINESS AND OCCUPATION TAX FOR CERTAIN BUSINESSES.

12. MAYOR'S REPORT

13. COUNCILMEMBERS' REPORTS

14. CONSENT CALENDAR

20-000549 APPROVAL OF CLAIMS

FIRST HALF DECEMBER ACCOUNTS PAYABLE

15. CITY MANAGER'S REPORT

20-000551 2021 STATE LEGISLATIVE AGENDA

RECOMMENDED ACTION:

MOTION TO ADOPT THE 2021 STATE LEGISLATIVE AGENDA.

20-000554 GENERAL FUND FINANCIAL REVIEW - 3RD QUARTER

RECOMMENDED ACTION:

NO ACTION REQUIRED.

16. **MISCELLANEOUS**

20-000553 EXECUTIVE SESSION: REAL ESTATE TRANSACTION

17. **ADJOURNMENT**

NEXT REGULAR COUNCIL MEETINGS:
THURSDAY, JANUARY 14, 2021 - 7:00 P.M.
THURSDAY, JANUARY 28, 2021 - 7:00 P.M.

NEXT COUNCIL WORKSHOPS:
THURSDAY, JANUARY 7, 2021 - 6:00 P.M. STATE LEGISLATIVE AGENDA



CITY OF LONGVIEW

Agenda Summary

APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS

RECOMMENDED ACTION:
APPROVE RECOMMENDED APPOINTMENTS.

CITY ATTORNEY REVIEW: N/A

SUMMARY STATEMENT:

At the end of 2020, some terms on several City boards and commissions will expire or some members are resigning.

The following boards and commissions are appointed by the city manager and require council concurrence. City manager Kurt Sacha recommends the following appointments:

Appeal Board of Adjustment:

- Mark Backstrom, reappointment to a 5-year term that will expire 12/31/2025.
- Roger Peters, reappointment to a 5-year term that will expire 12/31/2025.
- Arthur Chang, appointment to an unexpired 5-year term that will expire 12/31/2021

Golf Advisory Committee:

- Kimberly Higgins, reappointment as the Women's Club rep to 1-year term that will expire 12/31/2021.
- Kenneth Pence, reappointment as the Men's Club rep to 1-year term that will expire 12/31/2021.
- Rick Parrish, reappointment to a 3-year term that will expire 12/31/2023.

The following boards and commissions are appointed by the mayor and require council concurrence. Mayor MaryAlice Wallis recommends the following appointments:

Accessibility Advisory Committee:

- Bill Josh, representing the local business community, reappointment to a 3-year term that will expire 12/31/2023.
- Scott Carson, representing City of Longview Parks & Recreation services, reappointment to a 3-year term that will expire 12/31/2023.
- Sarah McCoy, representing disability at large, reappointment to a 3-year term that will expire 12/31/2023.

Library Board:

- Susan Supola, reappointment to a 5-year term that will expire 12/31/2025.
- Christina Smith, appointment to an unexpired 5-year term that will expire 12/31/2021.

- David Knoyle, appointment to an unexpired 5-year term that will expire 12/31/2022.

A committee of three council members (Chet Makinster, Ruth Kendall, and MaryAlice Wallis) reviewed applications and recommend the following appointments to be appointed by the city council:

Complete Streets Advisory Committee:

- Clark Carroll, reappointment to a 2-year term that will expire 12/31/2022.
- Elizabeth Stratton, reappointment to a 2-year term that will expire 12/31/2022.
- George Winn, appointment to a 2-year term that will expire 12/31/2022.

Downtown Advisory Committee:

- Brad Whittaker, reappointment to a 3-year term that will expire 12/31/2023.
- Allan Rudberg, reappointment to a 3-year term that will expire 12/31/2023.
- Susan Supola, appointment to a 3-year term that will expire 12/31/2023.
- Christopher Reeves, appointment to a 3-year term that will expire 12/31/2023.

Historic Preservation Commission:

- Cam Hanna, reappointment to a 3-year term that will expire 12/31/2023.
- Arthur Chang, appointment to a 3-year term that will expire 12/31/2023.

Lodging Tax Advisory Committee:

- Bill Marcum reappointed to a 1-year term that will expire 12/31/2021.

Parks & Recreation Board:

- Spencer Boudreau, reappointment to a 3-year term that will expire 12/31/2023.
- Rayleen Aguirre, reappointment to a 3-year term that will expire 12/31/2023.
- Antonio DaSilva, reappointment as the student rep to a 3-year term that will expire 12/31/2023.

Project Longview:

- Gitta Makinster, reappointment to a 3-year term that will expire 12/31/2023.
- Valerie Tinney, reappointment to a 3-year term that will expire 12/31/2023.
- Bill Marcum, reappointment to a 3-year term that will expire 12/31/2023.
- Ned Piper, reappointment to a 3-year term that will expire 12/31/2023.
- Tamra Webb, as a citizen rep, appointment to a 3-year term that will expire 12/31/2023.
- Carol Bales, as a citizen rep, appointment to a 3-year term that will expire 12/31/2023.
- Sean Turpin, as a business-at-large rep, appointment to a 3-year term that will expire 12/31/2023.
- Russ Strobel, as a Historic Preservation Commission liaison, appointment to a 3-year term that will expire 12/31/2023.
- Erik Halvorson, as a major employer rep, appointment to a 3-year term that will expire 12/31/2023.
- Tracy Walstead, as an education rep, appointment to a 3-year term that will expire 12/31/2023.

Sister City Commission:

- Marie Boisvert, reappointment to a 3-year term to expire on 12/31/2023.
- Erin Harnish, reappointment to a 3-year term to expire on 12/31/2023.
- Kandyce Lewis, reappointment to a 3-year term to expire on 12/31/2023.
- Sean Turpin, reappointment to a 3-year term to expire on 12/31/2023.

As an FYI:

Additionally, the city manager has made the following appointments that **do not** require council concurrence:

Stormwater Advisory:

- Matt Swanson, reappointment to a 2-year term to expire on 12/31/2022.
- Carol Ruiz, reappointment to a 2-year term to expire on 12/31/2022.
- Dean Gehrman, reappointment to a 2-year term to expire on 12/31/2022.
- Stephen Kendall, appointment to a 2-year term to expire on 12/31/2022.

Visual Arts Commission:

- Steve Moon, reappointment to a 3-year term to expire on 12/31/2023.
- Tracy Walstead, appointment to a 3-year term to expire on 12/31/2023.

Additionally, the mayor has made the following appointments that **do not** require council concurrence:

Housing Opportunities of SW Washington:

- Susan Lantz, appointment to a 5-year term that will expire 12/31/2025.
- David Vasquez, appointment to a 5-year term that will expire 12/31/2025.

STAFF CONTACT:

Mayor MaryAlice Wallis, Council Appointments Committee
Ruth Kendall, Council Appointments Committee
Chet Makinster, Council Appointments Committee
Kurt Sacha, City Manager



City of Longview

Agenda Summary

MINT FARM INDUSTRIAL PARK (MFIP) - CC&R AMENDMENTS

RECOMMENDED ACTION:

MOTION TO APPROVE THE AMENDMENTS TO SECTION 3.2(C) OF THE MFIP CC&RS AS RECOMMENDED BY THE PLANNING COMMISSION IN CONCURRENCE WITH THE MINT FARM INDUSTRIAL PARK PROPERTY OWNER'S ASSOCIATION.

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Strengthen economic conditions & create new opportunities.

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

On November 5, 2020 the Mint Farm Industrial Park Property Owners' Association (MFIPPOA) met to consider the second amendment to amended and restated declaration of protective covenants, conditions, restrictions, easements and agreements for the Mint Farm Industrial Park. The proposed amendment was submitted by Scott Dahlquist representing Weyerhaeuser Real Estate Development Corporation, owner of the majority of the remaining undeveloped Phase 2 properties in the Mint Farm Industrial Park.

The MFIP CC&Rs provide guidance for the amendment process. Section 11.7 of the MFIP CC&Rs states:

AMMENDMENT. This Declaration may be amended only by a written instrument duly recorded with the Cowlitz County Auditor's office. A proposed amendment must be approved by a simple majority of the total votes of owners (including the City of Longview to the extent of its ownership of Lots) and shall not contravene any condition of the plat approval established by the Entity of City of Longview. Notification of any termination, extension, modification, or amendment shall be provided to the Entity of City of Longview Department of Community Development, and if the termination, extension, modification, or amendment constitutes a major change such termination, extension, modification, or amendment shall not become effective until approved by the Entity of Longview after review and recommendations by the Entity of City of Longview Planning Commission. Any amendment to the Declaration imposing more onerous restrictions or any method of imposing or amount of assessments other than as permitted herein as to any Lot or other land ownership shall require the unanimous approval of the Owners. (Underlined for emphasis)

The amendment considered and approved by the MFIPPOA involved change to Section 3.2(c) of the MFIP CC&Rs to read as follows:

3.2 PERMITTED USES.

(c) **Commercial Uses.** This category expressly permits (i) storage, warehouse and distributions facilities, and ancillary and related uses in connection with warehouse and distribution facilities including, but not limited to, the retail sale of goods stored at such facilities, where manufactured or assembled on- or off-site (provided the principal uses of any Lot remain Light Industrial, Heavy Industrial and/or non-retail Commercial Uses) and (ii) wholesaling and the display of products or commodities only if manufactured, assembled or associated with a product line of a business on-site. Except as set forth in this subsection, this use does not include retailing, unless intended for the incidental benefit of the Light Industrial Uses, Heavy Industrial Uses and Commercial Uses permitted in the Mint Farm Industrial Park.

The remainder of said Section 3.2, being subsections (a), (b) and (d) thereof (Light Industrial Uses, Heavy Industrial Uses, and Services Uses), shall remain the same.

On December 9, 2020 the Planning Commission considered the matter of the MFIPPOA amendment. The

Planning Commission review of the MFIPPOA amendment included the following findings:

1. The MFIP is located in the Heavy Industrial HI Zoning District
2. The amendment as approved by the MFIPPOA is not inconsistent with the Permitted Land Uses in the HI Zoning District

In light of the preceding findings, the Planning Commission review of the MFIPPOA amendment resulted in the Planning Commission forwarding a recommendation for approval of the MFIPPOA amendment to Section 3.2(c) of the MFIP CC&Rs by the Longview City Council.

STAFF CONTACT:

Kurt Sacha, City Manager

John Brickey, Director of Community & Economic Development

Attachments: None



City of Longview

Agenda Summary

ORDINANCE NO. 3435: AMENDING THE 2019-2020 BIENNIAL BUDGET (2ND READING)

RECOMMENDED ACTION:

MOTION TO ADOPT ORDINANCE NO. 3435.

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Continue effective financial management

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

The subject ordinance has been prepared to amend the 2019-2020 biennial budget to authorize expenditures unforeseen at the time the 2019-2020 biennial budget was adopted. These amendments affect the Community Development Block Grant Fund, Criminal Justice Assistance Fund, Capital Projects Fund, Sanitary Fund, Equipment Rental Reserve Fund, Facility Maintenance Fund, Unemployment Compensation Fund and the Employee Benefits Reserve Fund in the 2019-2020 biennial budget.

Budget amendment ordinances require two readings before the Council. This evening's reading represents the second reading of Ordinance 3435.

STAFF CONTACT:

Kurt Sacha, City Manager

Attachments:

1. ORDINANCE NO 3435

ORDINANCE NO. 3435

An Ordinance relating to public expenditures and declaring an emergency under the provisions of RCW 35A.34.150, fixing the amount of money required to meet such emergencies and authorizing the expenditure of money not provided for in the 2019-2020 biennial budget of the City.

WHEREAS, on December 19, 2018, the City Council of the City of Longview adopted the biennial budget of the City of Longview for 2019-2020; and

WHEREAS, it was thereafter determined by said City Council that additional funds are available and that additional expenditures should be authorized, and said matters were not contemplated at the time of the adoption of said 2019-2020 biennial budget:

NOW, THEREFORE, the City Council of the City of Longview do ordain as follows:

Section 1. That the Community Development Block Grant Fund of the 2019-2020 City of Longview biennial budget shall be, and is hereby, amended as follows:

- a) Revenue shall be increased to provide for federal CARES Act funds granted through the Community Development Block Grant program: \$427,350.00
- b) Community Development Block Grant Fund expenditures shall be increased to provide for micro-enterprise grants, rent and utility payment assistance for low and moderate income households: \$427,350.00

Section 2. That the Criminal Justice Assistance Fund of the 2019-2020 City of Longview biennial budget shall be, and is hereby, amended as follows:

- a) Beginning fund balance in the amount of \$224,000; COVID -19 Prevention & Response Funds in the amount of \$42,000; and Improving Criminal Justice Responses (ICJR) grant revenues in the amount of \$25,000 shall be utilized to improve responses to domestic violence and provide for police public safety program and equipment expenditures: \$291,000.00
- b) Criminal Justice Assistance Fund expenditures shall be increased to provide for Improving Criminal Justice Responses (ICJR) to domestic Violence, dating violence and sexual assault; COVID-19 Prevention & Response; and police tactical equipment expenditures: \$291,000.00

Section 3. That the Capital Projects Fund of the 2019-2020 City of Longview biennial

budget shall be, and is hereby, amended as follows:

- a) Capital Project Fund resources shall be increased to account for Housing Opportunities of Southwest Washington's share of project expenditures for the Columbia Theatre painting project; FEMA's Assistance to Firefighters Grant for an automatic sprinkler system at Station #81; a reduction of \$161,430 in est. ending fund balance and an increase in beginning fund balance in the amount of \$711,590 to provide for the RA Long Park Plaza for improvements: \$716,070.00
- b) Capital Projects Fund appropriation shall be increased to provide for Fire Station #81 fire sprinkling system; Columbia Theatre painting project; and completion of the RA Long Park Plaza improvements: \$716,070.00

Section 4. That the Sanitary Fund of the 2019-2020 City of Longview biennial budget shall

be, and is hereby, amended as follows:

- a) Beginning resources required to balance shall be modified to provide for increased costs associated with recycling collection, net sorting costs and waste disposal fees: \$245,000.00
- b) Sanitary Fund expenditures shall be increased to provide for recycling collection, net sorting costs and waste disposal fees: \$245,000.00

Section 5. That the Equipment Rental Fund of the 2019-2020 City of Longview biennial

budget shall be, and is hereby, amended as follows:

- a) Beginning fund balance shall be utilized to provide for propane auto gas conversions; additional costs associated with fire pumper equipment replacement; storm water equipment and urban forestry equipment: \$705,000.00
- b) Equipment Rental Reserve appropriations shall

be increased to provide for expenditures associated with propane auto gas conversions; replacement of Fire Department pumper; Storm Water equipment; and Urban Forestry equipment: \$705,000.00

Section 6. That the Facility Maintenance Fund of the 2019-2020 City of Longview biennial budget shall be, and is hereby, amended as follows:

- a) Revenue shall be increased to provide for federal CARES Act Response and Recovery funds provided to assist with COVID-19 related expenditures and beginning resources required to balance shall be adjusted to provide for increased operations and maintenance costs associated with maintaining the City's facilities: \$291,000.00
- b) Facility Maintenance Fund expenditures shall be increased to provide for COVID-19 related expenditures together with increased operations and maintenance costs associated with maintaining the City's facilities: \$291,000.00

Section 7. That the Unemployment Compensation Fund of the 2019-2020 City of Longview biennial budget shall be, and is hereby, amended as follows:

- a) Beginning resources required to balance shall be increased to provide for unanticipated costs for unemployment compensation: \$100,000.00
- b) Unemployment Compensation Fund expenditures shall be increased to provide for unemployment compensation associated with the COVID-19 pandemic: \$100,000.00

Section 8. That the Employee Benefits Reserve Fund of the 2019-2020 City of Longview biennial budget shall be, and is hereby, amended as follows:

- a) Beginning resources required to balance shall be modified to provide for vacation/sick leave costs associated with departing employees: \$95,000.00
- b) Employee Benefits Reserve Fund expenditures shall be increased to provide for vacation/sick leave costs

associated with departing employees:

\$95,000.00

Section 9. That by reason of the facts herein before set forth, an emergency is hereby declared under the provisions of RCW 35A.34.150, and it is hereby ordered that the foregoing appropriations and budget amendments be approved in excess of the 2019-2020 biennial budget for the purposes stated herein.

Section 10. This ordinance shall be in full force and effect from and after five (5) days from its passage and publication.

Passed by the City Council this _____ day of December, 2020. Approved by the Mayor this _____ day of December, 2020.

M A Y O R

ATTEST:

City Clerk
APPROVED AS TO FORM:

City Attorney

Published: _____



City of Longview

Agenda Summary

ORDINANCE NO. 3437: ADOPTING THE 2018 BUILDING CODES

RECOMMENDED ACTION:

MOTION TO ADOPT ORDINANCE NO. 3437 ADOPTING CHAPTERS 51-11C, 51-11R, 51-50, 51-51, 51-52, 51-56 AND 51-57 OF THE WASHINGTON ADMINISTRATIVE CODE AS AMENDED AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER FEBRUARY 1, 2021.

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Preserve and enhance neighborhoods

Enhance public safety and emergency response

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

The Legislature of the State of Washington has enacted RCW Chapter 19.27 which adopted the International Building Code, the International Residential Code, the International Mechanical Code, the Uniform Plumbing Code and Uniform Plumbing Code Standards with an implementation date of February 1, 2021. The adopted codes will be applicable throughout the State of Washington in all counties and cities in substitution and replacement of all prior codes. Local amendments have been kept to a minimum in an attempt to provide for a reasonable degree of inter-jurisdictional consistency. The permit fees reflected in this code adoption are the same fees currently assessed with no increase proposed at this time.

STAFF CONTACT:

John Brickey, Director of Community and Economic Development

Attachments:

1. ORD NO 3437 Building Codes Adoption 2018

Ordinance No. 3437

An Ordinance adopting chapters 51-11C, 51-11R, 51-50, 51-51, 51-52, 51-54A and 51-56 of the Washington Administrative Code and amending LMC Section 16.2.020, regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures in the City of Longview; providing for the issuance of permits and collection fees therefore; and providing that this ordinance shall be in full force and effect from and after February 1, 2021.

WHEREAS, the Legislature of the State of Washington has enacted RCW chapter 19.27 which adopted the International Building Code, the International Residential Code, the International Mechanical Code, and the Uniform Plumbing Code, and provided that such codes shall be applicable throughout the State of Washington, in all counties and cities, in substitution and replacement of all prior codes; and

WHEREAS, the Washington State Building Codes Council has adopted, in the Washington State Administrative Code, chapters 51-11C (2018 International Energy Conservation Code, Commercial), 51-11R (2018 International Energy Conservation Code, Residential), 51-50 (2018 International Building Code), 51-51 (2018 International Residential Code), 51-52 (2018 International Mechanical Code), and 51-56 (2018 Uniform Plumbing Code); and

WHEREAS, by reason of such enactment, it is necessary that the City of Longview adopt such codes; and

WHEREAS, the effective date of the application of such International Codes has been set at February 1, 2021 by the Washington State Legislature;

NOW, THEREFORE, the City Council of the City of Longview, Washington, do ordain as follows:

SECTION 1. That Title 16 of the Longview Municipal Code shall be and is hereby amended reading as follows:

16.02.010 Adoption of International Building Codes.

That Washington State Administrative Code Chapters 51-11C (~~2015~~ 2018 International Energy Conservation Code, Commercial), 51-11R (~~2015~~ 2018 International Energy Conservation Code, Residential), 51-50 (~~2015~~ 2018 International Building Code), 51-51 (~~2015~~ 2018 International Residential Code), 51-52 (~~2015~~ 2018 International Mechanical Code), and 51-56 (~~2015~~ 2018 Uniform Plumbing Code), together with amendments thereof and additions thereto, one (1) copy of each of which is on file in the office of the City Clerk of the City of Longview, shall be and is hereby adopted as the Building Code of the City of Longview for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and

facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code on file in the office of the City Clerk of the City of Longview are hereby referred to, adopted, and made a part hereof, as if fully set out in this Ordinance, with the additions, insertions, deletions and changes, if any, prescribed in this chapter.

16.02.020 Administrative provisions:

For the purpose of providing administrative provisions for the Building Code of Longview, including WAC chapters 51-11C, 51-11R, 51-50, 51-51 and 51-52, 51-56, Subchapter 1 of WAC chapter 51-50 is hereby amended to read as follows:

Section 101.1

These regulations shall be known as the *Building Code* of the City of Longview, Washington, sometimes hereinafter referred to in this chapter as “this code.”

Section 101.4.2, Mechanical, is amended to read as follows: The provisions of the International Mechanical Code as amended by WAC 51-52 as adopted herein shall apply to the installation, alteration, repairs and replacement of mechanical systems, including equipment, appliances, fixtures, fittings and/or appurtenances including ventilating, heating, cooling, air-conditioning and refrigeration systems, incinerators and other energy-related systems.

Section 101.4.3 Plumbing, is amended to read as follows:

The provisions of the Uniform Plumbing Code as amended by WAC 51-56 as adopted herein shall apply to the installation, alteration, repair and replacement of plumbing systems, including equipment, appliances, fixtures, fittings and appurtenances, and where connected to a water or sewage system and all aspects of a medical gas system. The provisions of the State of Washington requirements for private sewage disposal shall apply to private sewage disposal systems.

Section 101.4.4 Property Maintenance, is amended to read as follows:

The provisions of the *International Property Maintenance Code* and Longview Municipal Code Chapter 16.32 (Unfit Dwellings and Structures) shall apply to all structures and premises; all equipment and facilities; all light, ventilation, space heating, sanitation, life and fire safety hazards; the responsibilities of owners, operators and occupants; and the occupancy of existing premises and structures.

Section 101.4.6 Energy, is amended to read as follows:

The provisions of the State of Washington Energy Code as set forth in WAC 51-11 shall apply to all matters governing the design and construction of buildings for energy efficiency.

Section 101.4.8 Electrical, is added to read as follows:

The provisions of the National Electrical Code as adopted in Longview Municipal Code Chapter 16.24 shall apply to the installation of electrical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and appurtenances thereto.

Section 102.6 Existing Structures, is amended to read:

The legal occupancy of any structure existing on the date of adoption of this code shall be permitted to continue without change, except as is specifically covered in this code, or the *International Fire Code* as set forth in LMC Title 18, or as is deemed necessary by the building official for the general safety and welfare of the occupants and the public.

Section 103.3 Deputies is amended to read:

In accordance with the prescribed procedures of the City of Longview and with the concurrence of the appointing authority, the building official shall have the authority to appoint a deputy building official, the related technical officers, inspectors, plan examiners and other employees. Such employees shall have powers as delegated by the building official.

Section 104.1 General, is amended to read:

The building official is hereby authorized and directed to enforce the provisions of this code, including any requirements or regulations imposed on a project as a condition of a land use approval process, as those conditions relate to permit issuance as required in Section 105.3.1 and issuance of a certificate of occupancy as required in Section 110.2.1. The building official shall have the authority to render interpretations of this code and to adopt policies and procedures in order to clarify the application of its provisions. Such interpretations, policies and procedures shall be in compliance with the intent and purpose of this code. Such policies and procedures shall not have the effect of waiving requirements specifically provided for in this code.

Section 105.2 Work exempt from permit, is amended as follows:

Subsections 1, 2, 4, 6 and 12 of section 105.2 are deleted.

Subsection 11 of section 105.2 is amended to read as follows:

Swings and other playground equipment.

Section 108.3 Temporary Power, is amended to read:

The building official is authorized to give permission to temporarily supply and use power in part of an electric installation before such installation has been fully completed and the final certificate of completion has been issued. The part covered by the temporary certificate shall comply with the requirements specified for temporary lighting,

heat or power in the National Electrical Code as set forth in Longview Municipal Code Chapter 16.24.

Section 109.2 Schedule Permit fees, is amended as follows:

On buildings, structures, electrical, gas, mechanical, and plumbing systems or alterations requiring a permit, a fee for each permit shall be charged and paid in accordance with the established fee schedules as set forth in Section 109.2.1, 109.2.1.1, 109.2.1.2, 109.2.1.3, 109.2.2, and 109.2.3.

Section 109.2.1 is hereby added, reading as follows:

Section 109.2.1 Building Permit Fee

The fee for each building permit shall be as set forth in Table 1-A herein.

Table 1-A – Building Permit Fees

TOTAL VALUATION	FEE
\$1.00 to \$500.00	\$31.30
\$501.00 to \$2,000.00	\$31.30 for the first \$500.00 plus \$4.25 for each additional \$100.00, or fraction thereof, to and including \$2,000.00
\$2,001.00 to \$25,000.00	\$98.45 for the first \$2,000.00 plus \$18.80 for each additional \$1,000.00, or fraction thereof, to and including \$25,000.00
\$25,001.00 to \$50,000.00	\$523.00 for the first \$25,000.00 plus \$13.25 for each additional \$1,000.00, or fraction thereof, to and including \$50,000.00
\$50,001.00 to \$100,000.00	\$848.75 for the first \$50,000.00 plus \$9.44 for each additional \$1,000.00, or fraction thereof, to and including \$100,000.00
\$100,001.00 to \$500,000.00	\$1,310.00 for the first \$100,000.00 plus \$7.60 for each additional \$1,000.00, or fraction thereof, to and including \$500,000.00
\$500,001.00 to \$1,000,000.00	\$4,263.24 for the first \$500,000.00 plus \$6.32 for each additional \$1,000.00, or fraction thereof, to and including \$1,000,000.00
\$1,000,001.00 and up	\$7,394.00 for the first \$1,000,000.00 plus \$5.20 for

Table 1-A – Building Permit Fees

TOTAL VALUATION		FEE
		each additional \$1,000.00, or fraction thereof
Other Inspections and Fees:		
1.	Inspections outside of normal business hours	\$62.00 per hour ¹ (minimum charge – two hours)
2.	Reinspection fees	\$62.00 per hour ¹
3.	Inspections for which no fee is specifically indicated	\$62.00 per hour ¹ (minimum charge – one-half hour)
4.	Additional plan review required by changes, additions or revisions to plans	\$62.00 per hour ¹ (minimum charge – one-half hour)
5.	For use of outside consultants for plan checking and inspections, or both	Actual Costs ²
6.	Investigation fee for work commenced prior to obtaining a permit	100% of usual permit fee

1. Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

2. Actual costs include administrative and overhead costs.

Section 109.2.1.1 is hereby added, reading as follows:

Section 109.2.1.1 Inspection Fee – Manufactured Housing

The fees for inspections of manufactured housing situated in a mobile home park shall be as follows:

(a) Single-wide \$132

(b) Double-wide \$165

(c) Triple-wide \$197

Section 109.2.1.2 is hereby added, reading as follows:

Section 109.2.1.2 Inspection Fee – Wood Stoves

The fees for inspection of free-standing wood stoves shall be the sum of \$47.

Section 109.2.1.3, Plan Review Fees, is added as follows:

When submittal documents are required by Section 107, a plan review fee shall be paid at the time of submitting the submittal documents for plan review. Said plan review fee for reviews relating to the provisions of the International Residential Code for One- and Two-Family Dwellings shall be 65 percent of the building permit fee and said plan review fee for all other reviews shall be 70 percent of the building permit fee as shown in Table 1-A. The plan review fees specified in this section are separate fees from the permit fees specified in Section 109.2.1 and are in addition to the permit fees.

A building plan for one and two-family dwellings may be used repetitively upon request of the applicant and approval of the building official. When approved, the “Same As” plan shall be retained on file as a master plan. A building master plan may be used repetitively provided:

- 1) All “Same As” development shall occur within the code cycle under which the master plan is approved.
- 2) All “Same As” development shall occur within the same subdivision.
- 3) The initial application submittal shall include three (3) complete sets of plans, including all supporting documentation, and one (1) limited set of plans consisting of a site plan, floor plan and exterior elevations only.
- 4) All subsequent “Same As” applications shall not deviate from the approved master plan.
- 5) Payment of all appropriate fees. The plan review fee for “Same As” plans submitted subsequent to the initial submittal shall be reduced to 30% of the building permit fee.

When submittal documents are incomplete or changed so as to require additional plan review or when the project involves deferred submittal items as defined in Section 107.3.4.2, an additional plan review fee shall be charged at the rate shown in Table 1-A.

Section 109.2.2 is hereby added, reading as follows:

Section 109.2.2 Mechanical Permit Fee

The fee for each mechanical permit shall be as set forth in Table 2-A herein.

Table 2-A Mechanical Permit Fees	
Permit Issuance	
1. For the issuance of each mechanical permit	\$28.50

Table 2-A Mechanical Permit Fees	
2. For issuing each supplemental permit for which the original permit has not expired, been canceled or finalized	\$14.25
Unit Fee Schedule	
(Note: The following do not include permit-issuing fee.)	
Equipment	
1. For the installation or relocation of each of the following pieces of equipment:	\$20.50
• Furnace – forced air or gravity (includes ducts and vents) • Boiler • Compressor and/or Absorption System (includes heat pumps) • Evaporative Coolers • Air Handler (Not part of an HVAC system) • Ventilation system (Not part of an HVAC system) • Ventilation hood (includes associated ductwork) • Fireplace Insert, Gas fireplace • Incinerator • Fire damper, smoke damper or combination fire/smoke damper • Equipment regulated by the mechanical code but not specifically listed	
2. Repairs or addition to each piece of equipment or system	\$18.25
Vents	
1. For the installation of the following:	\$10.25
• Appliance vent (for a piece of equipment not requiring mechanical permit) • Ventilation fan connected to single vent	
Piping Systems	
1. For the installation of each of the following piping systems up to four outlets:	\$7.15
• Gas piping • Hazardous Process Piping • Non-Hazardous Process Piping	

Table 2-A Mechanical Permit Fees		
2.	For the installation of each outlet exceeding four	\$3.15
Other Inspections and Fees		
1.	For any of the following services:	\$62
	• Inspections outside of normal business hours, per hour • Re-inspection fees assessed under provisions of Section 116.6, per inspection • Inspections for which no fee is specifically indicated, per hour • Additional plan review required by changes, additions or revisions to plans or to plans for which an initial review has been completed (minimum charge – one-half hour)	
2.	*Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.	
3.	Investigation fee for work commenced prior to obtaining a permit	100% of usual permit fee

Section 109.2.3 is hereby added, reading as follows:

Section 109.2.3 Plumbing Permit Fee

The fee for each plumbing permit shall be as set forth in Table 3-A herein.

Table 3-A Plumbing Permit Fees		
Permit Issuance		
1.	For issuing each permit	\$28.50
2.	For issuing each supplemental permit	\$14.25
Unit Fee Schedule (in addition to items 1 and 2 above)		
Fixtures, devices and equipment		
1.	For the installation or relocation of each of the following:	\$9.15
	• Each fixture requiring a trap (includes piping and backflow protection for that fixture) • Water heater (includes vent) • Industrial waste interceptor	

Table 3-A Plumbing Permit Fees		
- Grease trap - Water treatment equipment - Lawn sprinkler system (includes backflow protection) - Backflow Preventer Equipment regulated by the plumbing code but not specifically listed (piping and backflow protection therefor)		
2.	Repairs or addition to each fixture, piece of equipment or system	\$9.15
Building Sewer		
1.	For the installation of each building sewer or trailer park sewer	\$20.50
Gas Piping System		
1.	For the installation of each gas piping system up to four outlets	\$7.15
2.	For the installation of each outlet exceeding four	\$3.15
Other Systems		
1.	Rainwater systems – Per drain (inside building)	\$9.15
2.	Private sewage disposal system	\$32.50
3.	Graywater system	\$32.50
4.	Installation and testing of reclaimed water system	\$38.75*
5.	Annual testing of reclaimed water system	\$38.75*
6.	For each medical gas piping system for a specific gas – up to five outlets or inlets	\$62
7.	For each additional medical gas outlet over five outlets	\$7.15
Other Inspections and Fees		
1.	For any of the following services:*	\$62
- Inspections outside of normal business hours, per hour - Re-inspection fees assessed under provisions of Section 103.5.6, per inspection - Inspections for which no fee is specifically indicated, per hour		
Additional plan review required by changes, additions or revisions to plans or to plans for which an initial review has been completed		

Table 3-A Plumbing Permit Fees		
(minimum charge – one-half hour)		
2.	*Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.	
3.	Investigation fee for work commenced prior to obtaining a permit	100% of usual permit fee

*Per hour for each hour worked or the total hourly cost to the jurisdiction, whichever is greater. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of all the employees involved.

Section 109.6 is hereby added, reading as follows:

Section 109.6 Fee Refunds

The Building Official may authorize the refunding of fees as follows.

1. The full amount of any fee paid hereunder which was erroneously paid or collected.
2. Not more than 80 percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.
3. Not more than 80 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan review effort has been expended.

The building official shall not authorize the refunding of any fee paid, except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

Section 113, Board of Appeals, is amended to read as follows:

Section 113.1 General – Appeal Board of Adjustment. In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this code, the Appeal Board of Adjustment, as established by LMC chapter 19.12, shall have jurisdiction as provided in said chapter 19.12.

Section 114, Violations, is amended to read as follows:

Section 114.1 Unlawful acts. It shall be a misdemeanor for any person, firm or corporation to erect, construct, alter, extend, repair, move, remove, demolish or occupy any building, structure or equipment regulated by this code, or cause same to be done, in conflict with or in violation of any of the provisions of this code.

16.02.030 Additions, insertions, deletions and changes to WAC chapter 51-51:

The following sections of the *International Residential Code* as set forth in Washington Administrative Code chapter 51-51 are hereby amended to read as follows:

Chapter 1 of WAC 51-51 is deleted in its entirety.

Table R301.2(1) Climatic, and Geographic Design Criteria established:

Ground Snow Load:	25 psf
Wind Speed (mph):	IRC Section 301.2
Seismic Design Category:	D1
Subject to Damage From Weathering	Moderate
Frost Line Depth:	6 inches
Termite:	Slight to Moderate
Decay:	Slight to Moderate
Winter Design Temp:	20 Degrees F
Ice Shield Underlayment Req.:	No
Flood Hazards:	FIS December 16, 2015 FIRM December 16, 2015
Air Freezing Index:	N/A
Mean Annual Temperature:	50 Degrees F

16.02.040 Additions, insertions, deletions and changes to WAC chapter 51-52:

Chapter 1 of WAC 51-52 is deleted in its entirety.

16.02.060 Additions, insertions, deletions and changes to WAC chapter 51-56:

Chapter 1 of WAC 51-56 is deleted in its entirety.

~~Sec. 605.2 Valves, is amended to read as follows:~~

~~A fullway valve controlling all outlets shall be installed on the discharge side of each water meter and on each unmetered water supply. Water piping supplying more than one building on any one premises shall be equipped with a separate fullway valve to each building, so arranged that the water supply can be turned on or off to any individual or separate building; provided however, that supply piping to a single family residence and building accessory thereto, may be controlled on one valve. All required shutoff or~~

control valves shall be readily accessible. The valve controlling all outlets on the discharge side of the water meter shall be located within 18 inches of said meter, or at an otherwise well marked location as approved by the Administrative Authority. A fullway valve shall be installed on the discharge piping from water supply tanks at or near the tank. A fullway valve shall be installed on the cold water supply pipe to each water heater at or near the water heater.

Section 610.8.1 Size of meter and building supply pipe—using Table 6-6, is amended to read as follows:

The size of the meter and building supply pipe shall be determined as follows:

- (1) Determine the available pressure at the water meter or other source of supply;
- (2) Subtract one-half (1/2) pound per square inch pressure (3.4 kPa) for each foot (305 mm) of difference in elevation between such source of supply and highest water supply outlet in the building or on the premises;
- (3) Use the “pressure range” group within which this pressure will fall using Table 6-5;
- (4) Select the “length” column which is equal to or longer than the required length;
- (5) Follow down the column to a fixture unit value equal to or greater than the total number of fixture units required by the installation;
- (6) Having located the proper fixture unit value for the required length, sizes of meter and building supply pipe as found in the two left hand columns shall be applied. Final determination of water meter size shall be by the Department of Public Works. No building supply pipe shall be less than three-quarter (3/4) inch (20 mm) in diameter.

Section 719.1 Clean-outs, is amended to read as follows:

Cleanouts shall be placed outside the building near the connection between the building drain and the building sewer and extended to grade. Additional building sewer cleanouts shall be installed at intervals not to exceed one hundred (100) feet (30480 mm) in straight runs, for each aggregate horizontal change in direction exceeding one hundred thirty-five (135) degrees (2.36 rad), and at the property line. Cleanouts located at the property line shall be provided with an approved cleanout access box.

Sec. 1011.0 Auto Wash Racks, is amended to read as follows:

Minimum Requirements for Auto Wash Racks.

Every private or public wash rack and/or floor or slab used for cleaning machinery or machine parts shall be adequately protected against storm or surface water and shall drain or discharge into an approved oil/water separator (clarifier), acceptable to the jurisdiction, connected to the sanitary sewer system.

Sec. 1014.0 Grease Interceptors, is amended to read as follows:

Grease Interceptors

~~When, in the judgement of the Administrative Authority, waste pretreatment is required, an approved type grease trap complying with the provisions of this section shall be installed and at all times kept in proper working order in the waste line leading from sinks, drains, and other fixtures or equipment in the following establishments: restaurants, cafes, lunch counters, cafeterias, bars and clubs, hotels, hospitals, sanitariums, factory or school kitchens, or other establishments where grease may be introduced into the drainage or sewer age system in quantities that can effect line stoppage or hinder sewage treatment or private sewage disposal. A grease interceptor is not required for individual dwelling units or for any private living quarters. Plans shall be submitted to and approval obtained from the Administrative Authority prior to the installation of any waste pretreatment facilities in any food establishment set forth in this section.~~

SECTION 2. This ordinance shall be in full force and effect from and after February 1, 2021.

Approved by _ votes of the City Council this 10th day of December, 2020.

Approved by the Mayor this 10th day of December, 2020.

M A Y O R

APPROVED AS TO FORM:

City Attorney

ATTEST:

City Clerk



City of Longview

Agenda Summary

ORDINANCE NO. 3438: UPDATING AND AMENDING CHAPTER 18.10 OF THE LONGVIEW MUNICIPAL CODE

RECOMMENDED ACTION:

MOTION TO ADOPT ORDINANCE NO. 3438 AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER FEBRUARY 1, 2021.

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Enhance public safety and emergency response

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

The Legislature of the State of Washington enacted RCW Chapter 19.27 which adopted the International Fire Code ("Fire Code") and made it applicable throughout the State of Washington to all counties and cities. The Fire Code is set forth in chapter 51-54A of the Washington Administrative Code ("WAC"); 2018 updates have been made to the WAC, in substitution and replacement of the 2015 Fire Code. The City of Longview adopts the Fire Code under chapter 18.10 of the Longview Municipal Code. Local amendments to the International Fire Code are also set forth in that same chapter, to clarify and standardize those sections of the Fire Code that are not specific or otherwise addressed. This ordinance updates chapter 18.10 to reflect the 2018 updates of the Fire Code and to make any other necessary changes to the local amendments. The permit fees will remain the same as currently assessed with no increase proposed at this time.

STAFF CONTACT:

Jim Kambeitz, Fire Chief
Jon Dunaway, Fire Marshal

Attachments:

1. ORD NO 3438 Fire Code Adoption 2018

AN ORDINANCE AMENDING AND UPDATING CHAPTER 18.10 OF THE LONGVIEW MUNICIPAL CODE TO BRING IT IN COMPLIANCE WITH THE 2018 UPDATES TO THE INTERNATIONAL FIRE CODE, AND REAFFIRM THE ADOPTION OF CHAPTER 51-54A OF THE WASHINGTON ADMINISTRATIVE CODE, INCLUDING ANY LOCAL AMENDMENTS THEREOF, REGULATING, GOVERNING AND SAFEGUARDING OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS ARISING FROM THE STORAGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS AND DEVICES, AND FROM CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE OCCUPANCY OF BUILDINGS AND PREMISE AS HEREIN PROVIDED; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; AND PROVIDING THAT SUCH ORDINANCE SHALL BECOME EFFECTIVE ON AND AFTER FEBRUARY 1, 2021.

WHEREAS, the legislature of the State of Washington enacted RCW chapter 19.27 which adopted the International Fire Code, and provided that such code shall be applicable throughout the State of Washington, in all counties and cities, in substitution and replacement of all prior codes; and

WHEREAS, the Washington State Building Code Council has adopted, in the Washington State Administrative Code, chapter 51-54A (International Fire Code); and

WHEREAS there are 2018 updates to the International Fire Code; and

WHEREAS, the City created Chapter 18.10 of the Longview Municipal Code to adopt the application of the International Fire Code to the City; and

WHEREAS, there are also local amendments included in Chapter 18.10 of the Longview Municipal Code which are to clarify and standardize those sections of the International Fire Code that are not specific or otherwise addressed; and

WHEREAS, the permit fees reflected in Chapter 18.10 of the Longview Municipal Code shall remain as currently assessed with no increase proposed at this time; and

WHEREAS, Chapter 18.10 of the Longview Municipal Code should be modified and readopted to acknowledge the adoption of the International Fire Code, including any updates and/or modifications; and

WHEREAS, the updates to the 2018 International Fire Code are effective on February 1, 2021 and as such the updates to Chapter 18.10 of the Longview Municipal Code should become effective on that same date; and

NOW, THEREFORE, the City Council of the City of Longview do ordain as follows:

Section 1. That Chapter 18.10 of the Longview Municipal Code shall be, and is hereby, amended to read as follows; provided manifest and numbering errors shall be corrected prior to publication:

Chapter 18.10

INTERNATIONAL FIRE CODE

Sections:

- 18.10.010 Adoption of International Fire Code.
- 18.10.020 Additional definitions.
- 18.10.030 Smoke alarms – RCW adopted by reference.
- 18.10.040 Family child day care homes.
- 18.10.050 Building plans – Submitted to fire marshal.
- 18.10.060 Fire code permit, plan review and inspection fees.
- 18.10.070 Establishment of limits of districts in which storage of flammable or combustible liquids in outside aboveground tanks is to be prohibited.
- 18.10.080 Establishment of limits of districts in which storage of liquefied petroleum gas is to be restricted.
- 18.10.090 Establishment of limits of districts in which storage of flammable cryogenic fluids in stationary containers is to be prohibited.
- 18.10.100 Additions, insertions, deletions and changes to Chapter 51-54A WAC (Fire Code).

18.10.010 Adoption of International Fire Code.

Chapter 51-54A WAC (20185 International Fire Code), and Appendices B, E, F and G to said International Fire Code, together with all future amendments thereof and additions thereto, one copy of which is on file in the office of the city clerk of the city of Longview, shall be and is hereby adopted as the fire code of the city of Longview for regulating, governing and safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said fire code on file in the office of the city clerk of the city of Longview are hereby referred to, adopted, and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in this chapter. As used in this chapter the term “fire code” shall mean the International Fire Code hereby adopted by this chapter. (Ord. 3322 § 1, 2016; Ord. 3246 § 1, 2013; Ord. 3136 § 1, 2010; Ord. 3000 § 1, 2007; Ord. 2896 § 1, 2004).

18.10.020 Additional definitions.

- (1) Whenever the word “jurisdiction” is used in this chapter (fire code), or in Appendices B, E, F, and G, it shall mean the city of Longview.
- (2) Whenever the words “department of fire prevention” are used in this chapter (fire code), or in Appendices B, E, F, and G, they shall mean the fire prevention division of the Longview fire department.
- (3) Whenever the words “fire code official” are used in this chapter (fire code), or in Appendices B, E, F, and G, they shall mean the fire marshal of the Longview fire department. (Ord. 3322 § 1, 2016; Ord. 3246 § 1, 2013; Ord. 3136 § 1, 2010; Ord. 3000 § 1, 2007; Ord. 2896 § 1, 2004).

18.10.030 Smoke alarms – RCW adopted by reference.

RCW 43.44.110 is adopted by reference. A copy thereof shall be filed in the office of the city clerk/director of finance for use and examination by the public. (Ord. 3322 § 1, 2016; Ord. 3246 § 1, 2013; Ord. 3136 § 1, 2010; Ord. 3054 § 1, 2008; Ord. 3000 § 1, 2007; Ord. 2896 § 1, 2004).

18.10.040 Family child day care homes.

The purpose of this section is to provide minimum standards of safety for family child day care homes.

(1) Family Child Day Care Home Defined. A “family child day care home” is a child day care facility, licensed by the state, located in the dwelling of the person or persons under whose direct care and supervision the child is placed, for the care of 12 or fewer children, including children who reside at the home.

(2) Permit Required. A permit shall be obtained from the fire department prior to operating any family child day care home operation within the city limits.

(3) Approval by Building Code. Family child day care home operations shall be conducted only in structures approved for habitation by the building code.

(4) Exiting. All rooms used for day care purposes shall be provided with at least two exits, one of which may be an openable escape and rescue window meeting the requirements of the building code.

(5) Fire Protection. Family child day care homes shall be provided with at least one 2-A, 10-BC portable fire extinguisher installed and maintained in accordance with the fire code.

(6) Automatic Smoke Alarm. Every sleeping area shall be protected by an operational automatic smoke alarm installed in accordance with its listing. (Ord. 3322 § 1, 2016; Ord. 3246 § 1, 2013; Ord. 3136 § 1, 2010; Ord. 3000 § 1, 2007; Ord. 2896 § 1, 2004).

18.10.050 Building plans – Submitted to fire marshal.

When plans are submitted to the building department of the city for a permit to construct a building of other than single-family or duplex residence use, the plans will also be submitted to the fire marshal for approval of fire and life safety requirements set forth in the International Building Code, the International Fire Code and any other such provisions of the Longview Municipal Code. (Ord. 3322 § 1, 2016; Ord. 3246 § 1, 2013; Ord. 3136 § 1, 2010; Ord. 3000 § 1, 2007; Ord. 2896 § 1, 2004).

18.10.060 Fire code permit, plan review and inspection fees.

(1) For installation or alteration of any of the required construction permits as listed in the fire code, Section 105.7, a permit fee will be assessed based on value as amended by Chapter 16.02 LMC, Table 1-A.

(2) Plan review fees for required construction permits shall be 70 percent of the permit fee.

(3) A fee of \$62.00 shall be collected for all operational permits required by the fire code, Section 105.6. Where more than one operational permit is required at the same premises, the fee for each additional permit shall be one-half of the original fee.

(4) A fee of \$62.00 shall be collected for all special event reviews and inspections for the purpose of reviewing fire department access routes, general fire protection requirements, life safety requirements or other reviews conducted pursuant to the international codes, standards and ordinances adopted by the city.

(5) A fee of \$20.00 shall be collected annually for the inspection of certificate of occupancy permits required under International Building Code Chapter 1, Section 111.

(6) Building plan review fees as required by LMC 18.10.050 for calculation of required fire flows, review of fire department access routes, general fire protection requirements, life safety requirements or other reviews conducted pursuant to the international codes, standards and ordinances adopted by the city shall be five percent of the building permit fee designated by Chapter 16.02 LMC, Table 1-A, except for group R-3 and U occupancies.

(7) Reinspections, preliminary inspections and other special inspections required or requested shall be calculated at \$62.00 per hour. (Ord. 3322 § 1, 2016; Ord. 3311 § 1, 2015; Ord. 3246 § 1, 2013; Ord. 3234 § 1, 2012; Ord. 3190 § 1, 2011; Ord. 3156 § 1, 2010; Ord. 3136 § 1, 2010; Ord. 3069 § 1, 2008; Ord. 3027 § 1, 2007; Ord. 3000 § 1, 2007; Ord. 2971 § 1, 2006; Ord. 2946 § 1, 2005; Ord. 2908 § 1, 2004; Ord. 2896 § 1, 2004).

18.10.070 Establishment of limits of districts in which storage of flammable or combustible liquids in outside aboveground tanks is to be prohibited.

(1) The limits referred to in Section 5704.2.9.6.1 of the fire code in which storage of flammable or combustible liquids in outside aboveground tanks is prohibited are established as follows: in all of the classified use districts listed in LMC 19.06.070 except for industrial districts light industrial-A district, light industrial-B district and heavy industrial district; provided, however, that class II combustible liquids in quantities not exceeding 660 gallons may be stored for the purpose of providing electrical generation power for emergency systems in all of the classified districts listed in LMC 19.06.070 in aboveground tanks approved by the fire prevention division and subject to the provisions of Chapter 57 of the fire code; and provided further, that quantities of class II combustible liquids exceeding 660 gallons and up to 2,000 gallons may be stored for the purpose of providing electrical generation power for emergency systems in all of the classified districts listed in LMC 19.06.070 in aboveground tanks which are listed as both “protected” and “fire-resistant” in accordance with UL Standard 2085, approved by the fire prevention division, and subject to the provisions of Chapter 57 of the fire code.

(2) The limits referred to in Section 5706.2.4.4 of the fire code, where flammable or combustible liquids are prohibited, are established as follows: all of the classified use districts as listed in LMC 19.06.070 except for industrial districts light industrial-A district, light industrial-B district and heavy industrial district. (Ord. 3322 § 1, 2016; amended during 9/15 supplement; Ord. 3246 § 1, 2013; Ord. 3175 § 4, 2011; Ord. 3136 § 1, 2010; Ord. 3000 § 1, 2007; Ord. 2959 § 1, 2006; Ord. 2896 § 1, 2004).

18.10.080 Establishment of limits of districts in which storage of liquefied petroleum gas is to be restricted.

(1) The limits referred to in Section 6104.2 of the fire code, in which bulk storage of liquefied petroleum gas is restricted, are as follows: all of the classified use districts listed in LMC 19.06.070 except for industrial districts light industrial-A district, light industrial-B district and heavy industrial district.

(2) Retail sales of liquefied petroleum gas shall be restricted in all classified use districts listed in LMC 19.06.070 except for industrial districts light industrial-A district, light industrial-B district, heavy industrial district and commercial/industrial district, and commercial districts NC, CBD, GC, RC and O/C. The maximum capacity for storage containers in NC, CBD, GC, RC and O/C districts shall be 1,200 gallons water capacity. (Ord. 3322 § 1, 2016; amended during 9/15 supplement; Ord. 3246 § 1, 2013; Ord. 3202 § 8, 2012; Ord. 3175 § 4, 2011; Ord. 3136 § 1, 2010; Ord. 3000 § 1, 2007; Ord. 2896 § 1, 2004).

18.10.090 Establishment of limits of districts in which storage of flammable cryogenic fluids in stationary containers is to be prohibited.

The limits referred to in Section 5806.2 of the fire code, in which storage of flammable cryogenic fluids in stationary containers is prohibited, are established as follows: all of the classified use districts listed in LMC 19.06.070 except for industrial districts light industrial-A district, light industrial-B district and heavy industrial district. (Ord. 3322 § 1, 2016; amended during 9/15 supplement; Ord. 3246 § 1, 2013; Ord. 3175 § 4, 2011; Ord. 3136 § 1, 2010; Ord. 3000 § 1, 2007; Ord. 2896 § 1, 2004).

18.10.100 Additions, insertions, deletions and changes to Chapter 51-54A WAC (Fire Code).

(1) Section 101.1 of the fire code is amended to read as follows:

101.1 Title.

These regulations shall be known as the Fire Code of the City of Longview, hereinafter sometimes referred to in this chapter as “this code.”

(2) Section 105.7 of the fire code is amended to read as follows:

105.7 Required construction permits.

The fire code official is authorized to issue construction permits for work as set forth in Sections 105.7.1 through 105.7.2~~72~~.

(3) Section 105.7.2~~64~~ of the fire code is added to read as follows:

105.7.2~~64~~ Refrigeration systems.

A construction permit is required for installation or modification to a mechanical refrigeration system having a refrigerant circuit containing more than 220 pounds (100 kg) of Group A1 or 30 pounds (14 kg) of any other group refrigerant.

- (4) Section 105.7.272 of the fire code is added to read as follows:

105.7.272 Technical assistance.

A construction permit is required for the technical assistance provisions of the Fire Code in accordance with Section 104.7.2.

- (5) Section 1098.1 of the fire code is amended to read as follows:

1098.1 Appeal Board of Adjustment.

The Appeal Board of Adjustment, as created and established in LMC 19.12.010, is hereby empowered to hear and decide appeals of orders, decisions, or determinations made by the fire code official relative to the application and interpretation of this Fire Code.

- (6) Section 11009.4 of the fire code is amended to read as follows:

11009.4 Violation penalties.

Persons who shall violate a provision of this Fire Code or who shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directives of the fire code official, or of a permit or certificate used under provisions of this Fire Code, shall be guilty of a misdemeanor. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

- (7) Section 1124.4 of the fire code is amended to read as follows:

1124.4 Failure to comply.

Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be guilty of a misdemeanor.

- (8) Section 503 of the fire code is amended to read as follows:

The provisions of WAC 51-54A-0503 that restates Section 503.1 and deletes Sections 503.1.1, 503.1.2, 503.1.3, 503.2, 503.3, 503.4, and 503.4.1 is deleted and retained by the city.

- (9) Section 503.2.3 of the fire code is amended to read as follows:

503.2.3 Surface.

Fire apparatus access roads shall have an unobstructed width of 20 feet, and provided with an all-weather driving surface a minimum of 16 feet in width designed and engineered to support the imposed loads of fire apparatus. Unless otherwise approved by the fire code official, an all-weather surface shall mean well maintained and paved or otherwise hard-surfaced with asphaltic or Portland cement concrete.

- (10) Section 503.2.5 of the fire code is amended to read as follows:

503.2.5 Dead-ends.

Dead-end fire apparatus access roads in excess of 150 feet length shall be provided with a turnaround. The turning radius of access roadway turnarounds shall be not less than 40 feet or 80 feet in diameter.

Exception: Alternate methods of creating access roadway turnarounds may be approved by the fire code official. Approved turnarounds may include such designs as a hammerhead arrangement, a graveled circle 80 feet in diameter, or an intersecting road.

(11) Section 503.2.7 of the fire code is amended to read as follows:

503.2.7 Grade.

The gradient for a fire apparatus access road shall not exceed 15 percent.

Exceptions:

(a) Access roads leading to buildings fully protected by automatic sprinkler systems may exceed 15 percent grade.

(b) When there are not more than two Group R, Division 3, or Group U Occupancies, the requirements of this section may be modified.

(12) Section 505.1 of the fire code is amended to read as follows:

505.1 Address numbers.

New and existing buildings shall have approved address numbers, building numbers or approved building identification placed in a position that is plainly legible and visible from the street or road fronting the property and at the rear of the property if there is an improved alley. Additionally, structures not fronting a public street or an alley shall also have approved numbers placed at the front and back of the building so as to be plainly visible from points as determined by the city fire marshal. These numbers shall contrast with their background. Numbers shall be a minimum of 5 inches high with a minimum stroke width of 0.5 inch and shall not be sight obscured.

(13) Section 507.5 of the fire code is amended to read as follows:

507.5 Fire hydrant systems.

Fire hydrant systems shall comply with Sections 507.5.1 through 507.5.10.

(14) Section 507.5.2 of the fire code is amended to read as follows:

507.5.2 Inspection, testing and maintenance of fire hydrants.

Fire hydrant systems shall be subject to periodic tests as required by the fire code official. Fire hydrant systems shall be maintained in an operative condition at all times and shall be repaired where defective. Hydrants shall be flow tested a minimum of every five years in a manner approved by the fire code official. Flow tests results shall be maintained by the city water department and made available upon request of the fire department. Additions, repairs, alterations and servicing shall comply with approved standards.

(15) Section 507.5.3 of the fire code is amended to read as follows:

507.5.3 Private fire service mains and water tanks.

Private fire service mains and water tanks shall be periodically inspected, tested and maintained in accordance with NFPA 25 at the following intervals:

1. Private fire hydrants (all types): Inspection annually and after each operation; flow test and maintenance annually.
2. Fire service main piping: Inspection of exposed, annually; flow test every 5 years.
3. Fire service main piping strainers: Inspection and maintenance after each use.

Inspection, testing and maintenance of private fire service systems located on private property shall be the responsibility of the owner, lessee, or other person in charge of the premises. Records of required inspections, testing and maintenance shall be forwarded to the city water department not less than annually.

(16) Section 507.5.7 of the fire code is added to read as follows:

507.5.7 Number and distribution of fire hydrants.

At least one hydrant shall be provided for each 1,500 gallons of required fire flow. Required hydrants shall be so located that a minimum of one hydrant is provided within 400 feet of all portions of exterior walls where openings are permitted by the building code. Unless determined by the fire code official to be impractical, all required fire hydrants shall be equally spaced not to exceed 500 feet and placed a minimum distance of 40 feet from the structure or facility being protected as measured along fronting streets and fire apparatus access roadways.

Exceptions:

(a) Additional fire hydrants may be required when special hazards exist as described in Section 901.4.4 of the Fire Code.

(b) Hydrants located on the opposite side of arterial streets, streets of four or more lanes, or streets provided with median dividers, which would prevent fire department access will not be considered as meeting fire flow requirements.

(c) When a fixed water supply system is not available, an approved fire department mobile water supply may be considered as meeting minimum hydrant requirements for structures or facilities requiring less than 1,500 gpm fire flow.

(d) Dead-end streets shall have at least one hydrant located within 250 feet of the street end.

(e) When fire department connections are required, one hydrant shall be located within 100 feet of the fire department connection unless otherwise approved by the fire code official due to impractical conditions.

(17) Section 507.5.8 of the fire code is added to read as follows:

507.5.8 Water main size.

Water mains serving fire hydrants shall be a minimum of six inches in diameter. Water mains installed to meet fire flow requirements shall be engineered to supply the required flow at a minimum of 20 psi.

(18) Section 507.5.9 of the fire code is added to read as follows:

507.5.9 Fire hydrant visibility.

Hydrants shall not be visibly obstructed or have hydrant visibility impaired within a distance of 50 feet along fronting streets or access roads where fire department vehicles may be responding. In areas where required hydrant visibility cannot be effectively maintained, approved signs or street markers may be installed.

(19) Section 507.5.10 of the fire code is added to read as follows:

507.5.10 Fire hydrant marking.

Fire hydrants located on public or private property where vehicles could be parked shall have all curbs painted yellow or otherwise appropriately marked by the owner, lessee or other person in charge of premises to prohibit parking or other uses within 15 feet of a hydrant. In cases where curbs do not exist, approved signs or street markers may be installed. All hydrants shall be painted yellow.

(20) Section 901.6.32 of the fire code is amended to read as follows:

901.6.32 Fire protection system maintenance records.

Records of all system inspections, tests, and maintenance required by the referenced standards shall be maintained on the premises for a minimum of 3 years and made available to the fire code official upon request. Records of required annual system inspections, tests, and maintenance shall be forwarded to the fire department annually.

(21) Chapter 56 of the fire code is amended by the addition of the following sections:

5601.1 Scope.

The possession, manufacture, storage, handling, sale and use of explosives and explosive materials shall be governed by chapter 296-52 WAC and this chapter. The manufacture or storage of explosives or explosive materials shall be prohibited in all of the classified use districts listed in LMC 19.06.070 except for heavy industrial district and for temporary storage at construction job sites for periods not to exceed one year. The manufacture, storage, handling, sale and use of fireworks shall be governed by chapter 212-17 WAC and this chapter.

5601.1.6 Consumer fireworks permitted.

Notwithstanding any provision to the contrary contained in Section 5601.1 of the Fire Code, "consumer" fireworks, as permitted by WAC 212-17, shall be permitted within the City of Longview.

5601.1.7 Adoption of State law by reference.

As authorized by RCW 35A.13.180 and 35A.12.140, the city council hereby adopts by reference Chapter 70.77 of the Revised Code of Washington, entitled "State Fireworks Law," together with amendments thereof and additions thereto. One copy of said RCW chapter 70.77 with amendments and additions thereto shall be filed in the office of the City Clerk/Director of Finance of said City for use and examination by the public.

5601.1.8 Retail sales permit requirements.

The number of retail sales permits which the city may issue for the sale of consumer fireworks in any one calendar year shall not exceed ten (10). No retail sales permit shall entitle the holder thereof to more than one location. All retail sales permits shall be nontransferable. The fire

marshal or designee shall make inspections and approvals of all retail sales locations to verify compliance with WAC 212-17 and the Fire Code prior to the conduct of sales from such locations. All retail sales locations shall be inspected between June 23 and June 28, and such other times determined appropriate by the fire marshal. It is the responsibility of the applicant to meet all legal requirements and to request inspection at least 24 hours in advance of starting the retail sale of fireworks. Failure to comply with any of the provisions of WAC 212-17 or the Fire Code shall be grounds for revocation of a permit.

5601.1.9 Retail sales permit fee.

The annual retail sales permit fee for each retail sales permit issued hereunder shall be \$100.00, which shall be paid to the City Clerk at the time such license is issued. All retail sales permits shall expire at the end of the calendar year in which they are issued. Said fee shall be paid in full regardless of the month during any calendar year that said permit is issued and shall not be refunded.

5601.1.10 Application for retail sales permit.

All applications for retail sales permit to sell fireworks in the City:

1. Shall be made on or prior to the second Tuesday in May of each year. Applicants for each such permit shall be notified by the fire code official of the fire department or designee of the granting or rejection of their application for license on or before the first Monday in June of each calendar year.
2. Shall set forth the proposed location of the fireworks stand from which such sales shall be made.
3. Shall be accompanied by proof of insurance as specified in RCW 70.77.270, and shall include an endorsement of such insurance naming the City as an insured thereunder.
4. Shall be in writing; show the corporate name of the applicant, if any; be signed by duly authorized officer of the applicant; and contain the address to which the notice is to be sent by the fire code official of the fire department or designee of the granting or rejecting of the application.

5601.1.11 Preference.

In granting retail sales permits hereunder, preference may be given to applicants who held permits for such sales issued by the City during the previous calendar year and to applicants that had a firework stand for the retail sale of fireworks for three (3) or more years in an area to be annexed by the city.

5601.1.12 Copy of State license to be filed.

Before a retail sales permit to sell fireworks or conduct a public display of fireworks shall be issued, the applicant for such permit shall file with the City Clerk of the City a copy of the license issued to such applicant by the State of Washington in accordance with RCW Chapter 70.77.

(Ord. 3322 § 1, 2016; amended during 9/15 supplement; Ord. 3246 § 1, 2013; Ord. 3136 § 1, 2010; Ord. 3109 § 1, 2009; Ord. 3088 § 1, 2009; Ord. 3000 § 1, 2007; Ord. 2896 § 1, 2004).

Section 2. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance and the same shall remain in full force and effect. The City of Longview hereby declares that it would have passed this ordinance, and each section, subsection, clause or

phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 3. That nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. That the City of Longview City Clerk is hereby ordered and directed to cause this Ordinance to be published.

Section 5. Any act consistent with the authority and prior to the effective date of this Ordinance is hereby ratified and affirmed.

Section 6. This Ordinance shall be in full force and effect from and after February 1, 2021.

Passed by the City Council this day of _____, 2020.

Approved by the Mayor this day of _____, 2020.

MAYOR

ATTEST

Kaylee Cody
City Clerk

APPROVED AS TO FORM

James McNamara
City Attorney



City of Longview

Agenda Summary

ORDINANCE NO. 3439: UPDATING AND AMENDING CHAPTER 16.30 OF THE LONGVIEW MUNICIPAL CODE

RECOMMENDED ACTION:

MOTION TO ADOPT ORDINANCE NO. 3439 AND PROVIDING THAT THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT FROM AND AFTER FEBRUARY 1, 2021.

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Preserve and enhance neighborhoods

Address quality of place issues

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

The Legislature of the State of Washington enacted RCW Chapter 19.27 which adopted the International Building Code (IBC) and the International Property Maintenance Code (IPMC) by reference (IBC Section 101.4.4) and made it applicable throughout the State of Washington to all counties and cities. 2018 updates to the IPMC have been made to the WAC, in substitution and replacement of the previous Property Maintenance Code. The City of Longview adopts the IPMC with local amendments under chapter 16.30 of the Longview Municipal Code. Existing amendments will remain and no new amendments are proposed with the exception of section numbering changes for consistency with the 2018 IPMC.

STAFF CONTACT:

John Brickey, Director of Community and Economic Development

Attachments:

1. ORD NO 3439 IPMC Adoption 2018

AN ORDINANCE OF THE CITY OF LONGVIEW ADOPTING THE 2018 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE, REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS AND STRUCTURES; BY PROVIDING THE STANDARDS FOR SUPPLIED UTILITIES AND FACILITIES AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO ENSURE THAT STRUCTURES ARE SAFE, SANITARY AND FIT FOR OCCUPATION AND USE; AND THE CONDEMNATION OF BUILDINGS AND STRUCTURES UNFIT FOR HUMAN OCCUPANCY AND USE, AND THE DEMOLITIONS OF SUCH EXISTING STRUCTURES IN THE CITY OF LONGVIEW; PROVIDING FOR THE ISSUANCE OF NOTICES AND COLLECTION OF FEES AND FINES THEREFOR; AND PROVIDING THAT SUCH ORDINANCE SHALL BECOME EFFECTIVE ON AND AFTER FEBRUARY 1, 2021.

WHEREAS, the City Council of the City of Longview finds that unkempt, unsafe, unsanitary and otherwise improperly maintained premises and structures, sidewalks and easements within the City, in addition to the obvious hazards which these conditions pose to the public health, safety and welfare, adversely affect the value, utility and habitability of property within the City as a whole and specifically cause substantial damage to adjoining and nearby property;

WHEREAS, property which is merely unkempt is believed to reduce the value of adjoining property by a significant amount, and when there are sufficient properties which are unkempt, unsightly and dangerous, the habitability and economic well-being of the City are materially and adversely affected: and

WHEREAS, it is the intent of this code is to create and maintain a safe and healthy environment for the citizens of the City by identifying and reducing the conditions that contribute to injury, illness, devaluation of property, and the incidence of crime through the existence of nuisance conditions on public and private property; and

NOW THEREFORE, the City Council of the City of Longview do ordain as follows:

Section1. That Chapter 16.30 of the Longview Municipal Code shall be, and is hereby, amended to read as follows; provided manifest and numbering errors shall be corrected prior to publication:

Chapter 16.30

PROPERTY MAINTENANCE CODE

Sections:

16.30.110 International Property Maintenance Code adopted – Purpose.
16.30.140 Amendments to International Property Maintenance Code.

16.30.170 Severability.

16.30.110 International Property Maintenance Code adopted – Purpose.

That a certain document, one copy of which is on file in the office of the city clerk of the city of Longview, being marked and designated as the International Property Maintenance Code, 2006 2018 Edition, as published by the International Code Council, be and is hereby adopted as the property maintenance code of the city of Longview, in the state of Washington, for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of notices and collection of fees and fines therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said property maintenance code on file in the office of the city of Longview are hereby referred to, adopted, and made a part hereof, as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in LMC 16.30.140. (Ord. 3044 § 2, 2008).

16.30.140 Amendments to International Property Maintenance Code.

The following sections of the International Property Maintenance Code, 2006 2018 Edition, as adopted in LMC 16.30.110 are hereby amended as follows:

Section 101.1, Title, is amended to read as follows:

101.1 Title. These regulations shall be known as the Property Maintenance Code of the City of Longview, hereinafter referred to as “this code.”

Section 101.3, Intent, is amended to read as follows:

101.3 Intent. This code shall be construed to secure its expressed intent, which is to ensure public health, safety and welfare insofar as they are affected by the continued occupancy and maintenance of structures and premises. Existing structures and premises that do not comply with these provisions shall be declared a public nuisance and shall be abated by repair, rehabilitation, vacation, demolition or removal as to provide a minimum level of health, welfare and safety as required herein. This code is an exercise of the City’s police power, and it shall be liberally construed to effect this purpose.

Section 102.3, Application of other codes, is amended to read as follows:

102.3 Application of other codes. Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the procedures and provisions of the International Building Code, International Fuel Gas Code, International Mechanical Code, International Residential Code, the National Electrical Code and other applicable codes as adopted by this jurisdiction. Nothing in this code shall be construed to cancel, modify or set aside any provision of LMC Title 19, Zoning Code of Longview.

Section 103.1, General, is amended to read as follows:

103.1 General. This code shall be administered by the Community Development Department and the executive official in charge thereof shall be known as the code official.

Sections 103.2, Appointment; 103.3, Deputies; and, 103.4, Liability, are deleted.

Section 103.5, Fees, is amended to read as follows:

103.5 Fees. The fees for activities and services performed by the department in carrying out its responsibilities under this code shall be as indicated in the following schedule.

The fees for requested site inspections of properties within the city, for compliance as set forth herein, shall be as established in Section 16.02, Table 1-A (hourly cost rates) of the Longview Municipal Code.

Section 107.2, Form, is amended to read as follows:

107.2 Form. Such notice prescribed in Section 107.1 shall be in accordance with Chapter 1.33 LMC.

Section 107.3, Method of service, is amended to read as follows:

107.3 Method of service. Notice and orders shall be served in accordance with Chapter 1.33 LMC.

Section 109.6, Hearing, is amended to read as follows:

109.6 Hearing. Any person ordered to take emergency measures shall comply with such order forthwith. Any affected person shall thereafter, upon petition directed to the hearings examiner, be afforded a hearing as described in this code.

Section 111.1, Application for appeal, is amended to read as follows:

111.1 Application for appeal. Any person directly affected by a decision of the code official or a notice or order issued under this code shall have the right to appeal in accordance with Chapter 1.33 LMC.

Sections 111.2, Membership of board; 111.3, Notice of meeting; 111.4, Open hearing; 111.5, Postponed hearing; 111.6, Board decision; 111.7, Court review; and 111.8, Stays of enforcement, are deleted.

Section 201.3, Terms defined in other codes, is amended to read as follows:

201.3 Terms defined in other codes. Where terms are not defined in this code and are defined in the International Building Code, International Fire Code, LMC Title 19 – Zoning Code of Longview, International Plumbing Code, International Mechanical Code, the National Electrical Code or other applicable codes as adopted by this jurisdiction, such terms shall have the meanings ascribed to them as stated in those codes.

Section 201.5, Parts, is amended to read as follows:

201.5 Parts. Whenever the words “dwelling unit,” “dwelling,” “premises,” “building,” “rooming house,” “rooming unit,” “housekeeping unit,” “story,” “structure” or “vehicle” are stated in this code, they shall be construed as though they were followed by the words “or any part thereof.”

Section 202, the following definitions are hereby added or amended to read as follows:

APPROVED SURFACE. Permitted parking and/or storage spaces for all motorized or non-motorized vehicles, machinery and equipment shall be made permanently available for such purposes and be constructed using either asphaltic or Portland cement concrete, and shall be maintained and repaired or replaced if found to be in disrepair.

ATTRACTIVE NUISANCE. All premises within the city which cause the circumstance and/or condition that would reasonably attract any person and such circumstance and/or condition which may constitute a danger to the person(s). Attractive nuisances include, but are not limited to, unused or abandoned refrigerators, freezers or other such large appliances or equipment or any parts thereof; any structurally unsound or unsafe fence or building edifice; any unsecured or abandoned excavation pit, well, cistern, storage tank or shaft; any collection of scrap lumber, trash, vegetation or other similar items; or unattended machinery or equipment, unsecured, abandoned or vacant buildings, open and unattended vehicles or vehicle trunks, or other similar unguarded conditions or situations that would injure or cause injury to any person(s).

BLIGHTED AREA. As defined in Chapter 16.32 LMC.

CAR COVER. A cover that is specifically manufactured and commercially retailed for the purpose of covering a vehicle. This cover can be a cover designed for the specific vehicle or type of vehicle or may be designed for a generic vehicle. The cover must be completely opaque, conceal the vehicle entirely and be securely fastened at all times. Generic tarps are not a permitted car cover.

DIRT AND FILTH. Dirt and filth means and includes, but is not limited to, floor, sidewalk, street and other surface sweepings; discards from vacuum cleaners; soot; ashes; matter removed from gutters and downspouts; accumulations of dust, residue from fire other than soot and ashes; hair from humans and animals; and all other discarded, unused and seemingly worthless goods and commodities not otherwise described in this chapter.

DRIVEWAY. The driveway is the permitted surfaced roadway leading from the public right-of-way to a legal parking space.

GARBAGE. Waste and residue from the preparation, cooking and dispensing of food, and from the handling, storage and sale of food and food products including, but not limited to, discarded food wrappings and containers, paper, plastic and metal products used or intended for use in connection with the storage, sale, preparation or "clean-up" relating to food items; egg shells; used coffee grounds; used tea bags; meat trimmings; entrails of animals, poultry or fish; offal; medical wastes including bandages, syringes, medicines, plaster or other casts; and decomposed putrid material; whether such items are alone or in combination with other materials.

INOPERABLE VEHICLE. A vehicle, either motorized or non-motorized, and/or its parts which cannot be driven or operated upon the public streets for reasons including but not limited to being unlicensed, unroadworthy, wrecked, abandoned, in a state of disrepair, or if motorized, incapable of being moved at least 100 feet under its own power in both forward and reverse gears; except, vehicles specifically designed for off-road use and that are unlicenseable such as ATV's, snowmobiles, and dirt bike motorcycles, will not have their license status used to determine operability.

JUNK. Scrapped, broken, or neglected items and materials. Junk includes items such as plastic, cloth, glass, rags, paper or metals that can be converted into usable articles or stock, or articles that have outlived their usefulness in their original form. Examples of "junk" include, but are not limited to, empty bottles and jars; empty metal, plastic or paper products; discarded engine or motor parts; automobile and truck parts of all descriptions; used tires, wheels and inner tubes; discarded batteries; cardboard; discarded and/or pre-used building materials; discarded and/or pre-used electrical and plumbing materials; broken pieces of concrete; discarded, broken, or neglected electrical, gas or hand-operated appliances; previously used packing materials;

discarded, broken, or neglected household goods and furnishing; or any household item located outdoors that is designed for indoor use; as well as parts and pieces of any of the foregoing.

JUNK VEHICLES. Any vehicle meeting at least three (3) of the following requirements: (a) Is three years old or older; (b) Is extensively damaged, such damage including but not limited to any of the following: a broken window or windshield, or missing wheels, tires, motor, or transmission; (c) Is apparently inoperable; or (d) Has an approximate fair market value equal only to the approximate value of the scrap in it.

LITTER. Tangible personal property which has been unlawfully scattered and/or abandoned in a public place, typically outdoors, as a form of solid waste – material which, if thrown or deposited, creates a danger to public health, safety and welfare. Litter is further defined as either hazardous, reusable-recyclable, non-hazardous, or non-usable material. Litter includes, but is not limited to, polystyrene foam, plastics, cigarette butts, candy and gum wrappers, paper towels, food wastes, chip bags, aluminum and steel beer/soda cans, leather, rubber, clothing, textiles, wood, glass, metal, abandoned tires, vehicle parts, or other such debris that has fallen onto a public right-of-way as a result of negligent litter; litter from trash-hauling vehicles, unsecured loads, or construction sites.

PLANTING, PARKING STRIP. The area of the right-of-way between the constructed curb or edge of the roadway and the adjoining property line, exclusive of any improved sidewalk or any established pedestrian path.

PUBLICLY VISIBLE OR PUBLIC VIEW. Anything that can be seen by a person with normal vision from any sidewalk, street, alley or other public place, or from any building situated on an adjoining property.

PUBLIC NUISANCE. A nuisance consists of doing an unlawful act, or omitting to perform a duty, or permitting an action or condition to occur or exist which intrudes, annoys, injures or endangers the comfort, repose, health or safety of others, is unreasonably offensive to the senses, or which interferes with or disrupts a neighbor's or citizen's ability to freely use or enjoy their properties or public property adjacent to where the nuisance occurs. Such nuisances include, but are not limited to, the following:

- A. Unsecured attractive nuisances;
- B. Conditions or acts which annoy, injure, or endanger the comfort, repose, health, or safety of others;
- C. Conditions or acts which are offensive to the senses;
- D. Conditions or acts which interfere with, obstruct, or tend to obstruct or render dangerous for passage any stream, public park, parkway, square, sidewalk, street, or highway and other rights-of-way in the city;
- E. Illicit discharges into the municipal storm drainage system;
- F. Unauthorized interference with, damage to, or polluting of designated habitat areas, publicly owned restoration sites, streams, creeks, lakes, wetlands, or tributaries and similar areas thereto;
- G. Conditions or acts which obstruct the free use of property so as to essentially interfere with the comfortable enjoyment of life and property;
- H. Conditions or acts which lead to blight and contribute to the deterioration of the neighborhood or adjoining property;
- I. The improper parking or storage of vehicles on any residential lots which impedes the use of yard areas for light, air circulation, recreation, and landscaping;

J. A violation of any City of Longview ordinance; and

K. Those acts or omissions defined in RCW 7.48.140 and 9.66.010.

PREMISES. Any building, lot, parcel, alley, real estate or land or portion of land whether improved or unimproved, including adjacent sidewalks, parking strips and street.

PUBLIC RIGHT-OF-WAY OR RIGHT-OF-WAY. "Right-of-way" means all real property owned or held by the city in fee, or by way of easement, or dedicated to the public and located within the city, and used or intended for use as a street, alley, sidewalk, public way or easement for public or private utilities, whether developed or undeveloped.

SCREENING/SCREENED. A permitted continuous solid fence, landscape planting of sufficient density that is not affected by seasonal change, a continuous wall, chain-link fence combined with commercially designed and manufactured fence slats rated at 90% plus sight obscuring or chain-link fence combined with commercially designed and manufactured privacy/windscreen material rated at 90% plus sight obscuring or combination thereof that is at least 6-feet in height that would effectively screen a property from public view in which it encloses. Any dead or dying portion of the hedge shall be replaced. Fencing and screening materials must be maintained in good repair or replaced if worn or damaged. All gates leading into the enclosed area must also effectively screen the property and be kept closed. Where inoperable vehicle(s) within a screened area are visible from a neighboring structure, a car cover as defined herein, or a permitted temporary structure, must be used to further screen the vehicle. A covering/barrier such as a tarp or similar material is not permitted screening.

SPECIAL INTEREST VEHICLE and/or HISTORIC AUTOMOBILE. Any vehicle as defined above, at least 30 years old on the date of any attempt by Code Official, or a motor vehicle which meets any of the following definitions: (a) A make of motor vehicle which is no longer manufactured; or, (b) A make or model of motor vehicle produced in limited or token quantities; or, (c) A make or model of motor vehicle in the special interest market which has appreciated in value during the past year.

TRASH AND WASTE. Trash and waste means, but is not limited to ashes; leaves; branches and trimmings from trees, shrubs and hedges; discarded Christmas trees; excrement and undigested residue of food eliminated by humans, animals, fish and birds; lawn, yard, garden, shrub and tree trimmings; garbage, junk and filth; discarded clothing of all descriptions; decayed or decaying materials of all kinds and descriptions; and insect-infested materials of all kinds and descriptions; whether such items are alone or in combination with other materials.

UNROADWORTHY. Any vehicle shall be deemed unroadworthy if such vehicle does not have all operational and safety-related components maintained in a manner that makes it legal and safe to operate on the public streets.

VEHICLE. A vehicle includes every device capable of being moved upon a public highway and in, upon, or by which any persons or property is or may be transported or drawn upon a public highway, including but not limited to, automobiles, motorcycles, trucks, buses, motorized recreational vehicles, campers, travel trailers, boat trailers, utility trailers, or other similar devices capable of moving or being moved on public right-of-way, and shall also include parts of vehicles.

WATERCRAFT. A watercraft means any boat, vessel, or other craft used for navigation on or through water. (Does not include kayaks or canoes).

WEEDS. Weeds shall be defined as those plants designated as Class A, B, and C Noxious weeds by the state noxious weed control board, including but not limited to all grasses, dandelions, morning glory, uncontrolled berry bushes, and other weeds, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

YARD. Any open space on a lot or lots.

Section 302.1, Sanitation, is amended to read as follows:

302.1 Sanitation. All exterior property and premises shall be maintained in a clean, safe and sanitary condition. The occupant shall keep that part of the exterior property which such occupant occupies or controls in a clean and sanitary condition free of junk, garbage, trash, rubbish, filth and waste.

Section 302.3, Sidewalks and driveways, is amended to read as follows:

302.3 Sidewalks and driveways. All sidewalks, walkways, stairs, driveways, parking and/or planting strips, parking spaces and similar areas shall be kept in a proper state of repair, and maintained free from encumbrances and hazardous conditions as specified, but not limited to those in Chapter 12.20 LMC.

Section 302.4, Weeds, is amended to read as follows:

302.4 Weeds, grass or vegetation. All premises and exterior property including any unimproved portion of any street or alley to the center thereof, and the portion of any improved street within the area known as the parking strip, bordering on any such lot or lots, land or lands, shall be maintained free from weeds or plant growth in excess of 12 inches or in a state of having gone to seed. All noxious weeds shall be prohibited. All grasses in excess of 12 inches in height shall also be prohibited subject to applicable zoning requirements. Weeds shall be defined as those plants designated as Class A, B, and C Noxious weeds by the state noxious weed control board, including but not limited to all grasses, dandelions, morning glory, uncontrolled berry bushes, and other weeds, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens not in violation of Chapter 16.46 LMC.

Upon failure of the owner or agent having charge of a property to cut and destroy weeds after service of a notice of violation, they shall be subject to prosecution in accordance with Section 106.3 and as prescribed by the authority having jurisdiction. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the owner or agent responsible for the property.

Section 302.8, Motor Vehicles, is amended to read as follows:

302.8 Motor vehicles/vehicles/watercraft. Except as provided for in other regulations, no inoperative or unlicensed motor vehicle, vehicle, watercraft or parts thereof shall be parked, kept or stored on any premises, and no vehicle or watercraft shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled. Painting of vehicles is prohibited unless conducted inside an approved spray booth. Such vehicles shall be declared to be public nuisances which shall be abated and removed as specified in this code; provided that this section shall not apply to the following:

1. A vehicle or part thereof that is stored or parked in a lawful manner on private property in connection with the business of a licensed auto wrecker or licensed vehicle dealer and is fenced according to the provisions of RCW 46.80.130;
2. Any historic automobile, special interest vehicle or inoperable vehicle that is in the process of being restored; provided that all such vehicles and parts thereof which are not licensed or not operable shall be stored or parked within a building in a lawful manner where they are not publicly visible; or properly "screened" from public view and parked or stored on an approved surface outside of required property setbacks; or
3. A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and approved for

such purposes or is “screened” where it is not publicly visible. This work shall be performed in compliance with Section 302.12 and in accordance with applicable zoning regulations.

Section 302.10, Vehicles and/or machinery parts, is added to read as follows:

302.10 Vehicles and/or machinery parts. Except where permitted and licensed as a wrecking yard, all premises within the city shall be maintained free of the existence and maintenance of a storage area, junkyard or dumping ground for the wrecking or dismantling of automobiles, trucks, trailers, house trailers, boats, tractors or other vehicles or machinery of any kind, or for the storing or leaving of worn out, wrecked, inoperative or abandoned automobiles, trucks, trailers, house trailers, boats, tractors or other vehicles or machinery of any kind or of any major parts thereof.

Section 302.11, Vehicle parking/storage, is added to read as follows:

302.11 Vehicle parking/storage. Limitations on the parking of vehicles, boats, trailers, commercial and heavy commercial equipment.

302.11.1 Vehicles. Motor vehicles, or other vehicles not covered in this section, shall be parked or stored on an approved parking surface, shall not be parked in the required property setbacks and shall be in conformance with Chapter 19.78 LMC.

302.11.2 Recreational vehicles, boats, trailers. Recreational vehicles, boats, and trailers shall be parked or stored on an approved parking surface, shall not be parked or stored in required property setbacks and shall be in conformance with Chapter 19.78 LMC.

302.11.3 Machinery and equipment. Machinery and equipment shall be parked, kept or stored on an approved parking surface, shall not be parked or stored in required property setbacks and shall be in conformance with Chapter 19.78 LMC.

302.11.4 Truck tractors, semi-trailers and commercial equipment. Truck tractors, as defined in RCW 46.04.655, and semi-trailers, as defined in RCW 46.04.530, or commercial equipment, shall not be parked or stored in residentially zoned areas, on residential property in other zones, or on sites that have not been permitted, improved and approved for such use. This requirement shall not apply to the parking or storage of agricultural machinery on residential premises to be used for agricultural use allowed by Chapter 19.20 LMC or when equipment is used in conjunction with a permitted or allowed project. These vehicles shall be parked or stored on an approved surface outside of required property setbacks.

Section 302.12, Vehicle and equipment repair on residential premises, is added to read as follows:

302.12 Vehicle and equipment repair on residential premises. Servicing, repairing, assembling, modifying, restoring, or otherwise working on any vehicle on any residential premises shall be subject to the following:

302.12.1 Work shall be limited to the repair and maintenance of vehicles, equipment, or other conveyance currently registered as specified in the Washington Vehicle Code to the occupant or a member of the occupant’s family.

302.12.2 Work is limited to the approved parking surface or garage or approved accessory structure; at no time can repairs be made on the lawn, sidewalk, planting strip or the street.

302.12.3 Only minor repairs such as an oil change, tire repair, small parts change, or minor routine maintenance may be performed outside of a garage or approved accessory structure and only then on an approved parking surface. The associated vehicle(s) in which such minor repairs exceed seven (7) days shall be moved inside of a building that meets applicable code and zoning requirements or be properly “screened” from public view and parked on an approved surface outside of property setbacks.

302.12.4 Work which creates a nuisance shall not be permitted.

Section 302.13, Dangerous fences and structures, is added to read as follows:

302.13 Dangerous fences and structures. All premises within the city shall be maintained free of any fence or other structure which is in a sagging, leaning, fallen, decayed or other dilapidated or unsafe condition.

Section 302.14, Dangerous trees, is added to read as follows:

302.14 Dangerous trees. All premises within the city shall be maintained free of any dead, diseased, infested or dying tree that constitutes a danger to street trees, streets, alleys or sidewalks.

Section 302.15, Obscured public facilities, is added to read as follows:

302.15 Obscured public facilities. All premises within the city shall be maintained free of any object blocking, vine or climbing plants growing into, onto or over any street, tree growing within a public right-of-way or any public hydrant, utility meter, pole, street light, utility device, street sign or public facility or device; or the existence of any uncontrolled, uncultivated or untended shrub, vine or plant growing on, around or nearby any hydrant, standpipe, sprinkler system connection or any other appliance or facility provided for fire protection purposes in such a way as to obscure the view thereof or impair the access thereto.

302.15.1 Overhanging trees and shrubs. Every property owner having any tree or shrub overhanging any street, alley or right-of-way within the city shall prune the branches so that such branches shall not interfere with the unobstructed use of the street, alley, sidewalk or right-of-way or obstruct the view of any street intersection. Trees and shrubs overhanging the street and alley shall be pruned to allow a minimum 14-foot clearance above the entire surface of the street or alley. Trees and shrubs overhanging the sidewalk and/or right-of-way shall be pruned to allow a minimum 8-foot clearance above the entire sidewalk surface and/or right-of-way to the adjoining property line. No person shall, without a written permit of the superintendent of the park department or city manager, cut, prune, rake, climb, injure or remove any living tree in any public right-of-way, park, planting/parking strip or other public place in the city in accordance with LMC 10.32.

Section 302.16, Privies, vaults, cesspools, etc., is added to read as follows:

302.16 Privies, vaults, cesspools, etc. All premises within the city shall be maintained free of any privies, vaults, cesspools, sumps, pits, trenches or like places which create a dangerous condition or are not securely protected from flies and rats, or which are foul or malodorous.

Section 302.17, Hedges, is added to read as follows:

302.17 Hedges. The existence on any real property within the city of a hedge in violation of Chapter 16.46 LMC is a public nuisance.

Section 302.18, Fences, is added to read as follows:

302.18 Fences. The existence on any real property within the city of a fence in violation of Chapter 16.48 LMC is a public nuisance.

Section 302.19, Outdoor wood storage, is added to read as follows:

302.19 Outdoor wood storage. Outdoor wood and firewood shall be neatly stacked not to exceed six (6) feet in height, shall be adequately supported so as not to pose a hazard to person or property, and shall not be placed in any setback or other restricted area on the property in which it is being stored.

Section 302.20, Attractive nuisance, is added to read as follows:

302.20 Attractive nuisance. All premises within the city shall be maintained free of any accessible attractive nuisance.

Section 302.21, Accumulation of dangerous materials, is added to read as follows:

302.21 Accumulation of dangerous materials. All premises within the city shall be maintained free of the existence of any accumulation of materials, substances or objects in a location when the same endangers property, health, safety or constitutes a fire hazard.

Section 302.22, Open storage of materials and furnishings, is added to read as follows:

302.22 Open storage of materials and furnishings. No person shall openly store or keep any equipment, materials or furnishings; or any item that creates an unsightly condition or one that promotes urban blight or public nuisance. This may include, but is not limited to, indoor furniture, household appliances, auto parts, shopping carts or building materials.

Exception: Building materials neatly stacked and stored for no less than sixty (60) days for a construction project permitted with the city. The material must be weather protected, shall not be placed within property setbacks or placed in such a manner that would create a danger to property, health and/or safety.

Section 302.23, Nuisance premises, is added to read as follows:

302.23 Nuisance premises. All premises within the city shall be maintained free of any structure allowing or maintaining prostitution, or where there is the use, sale, manufacturing or distributing of any illegal narcotics or controlled substance, or at which there is a pattern of criminal activity.

Section 302.24, Alley/Public right-of-way maintenance, is added to read as follows:

302.24 Alley/Public right-of-way maintenance. The owner, lessee, occupant or agent thereof, or any person having the care or charge of any property that has alley access or an alley right-of-way easement, shall be responsible for maintaining that portion of the alley that fronts said property up to and including one-half of the apparent alley centerline, and shall keep said alley or alley easement maintained in a clean, safe and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health, safety or welfare. Public right-of-way maintenance shall also include utility easements or parking and/or planting strips. Such blighting problems shall include, but are not limited to: overgrown trees, shrubs, vegetation, weeds and/or grasses; garbage; junk; rubbish; dirt and filth; litter; trash; and waste. This definition shall also include, but not be limited to, such items as couches, loveseats, chairs, mattresses, and other similar household furniture. Such items, if placed in any city alleyway or alley easement, shall be considered a public nuisance and abated within the time established by the city in accordance with Section 106.

Section 302.25, Garage sales, is added to read as follows:

302.25 Garage sales. Sales of secondhand merchandise, conducted from residences, and designated as "garage sales," "estate sales," "yard sales," and/or "moving sales" are allowed without a permit provided they are conducted under the following requirements:

(a) Shall be in conformance with LMC 5.05.110(22), LMC 10.40.060, LMC 11.40.070, Chapter 12.04 LMC, and Chapter 16.13 LMC;

(b) Shall be in conformance with LMC 16.13.030 §1404;

(c) Garage sale displays, signs and merchandise must be removed after/between sales events.

Section 303.1, Swimming pools, is amended to read as follows:

303.1 Swimming pools, spas, and ponds. Swimming pools, spas, hot tubs and/or ponds shall be maintained in a clean and sanitary condition in good repair and shall comply with the provisions of the International Residential Code, Appendix G. Except for regulated wetlands and City-approved structures related to storm drainage systems, all premises within the city shall be maintained free of the existence of all stagnant, pooled water in which mosquitoes, flies or other insects may multiply.

Section 303.2, Enclosures, is amended to read as follows:

303.2 Enclosures. See the International Residential Code, Appendix G, Section AG105, Barrier Requirements.

Section 304.2, Protective treatment, is amended to read as follows:

304.2 Protective treatment. All exterior surfaces, including but not limited to doors, door and window frames, cornices, porches, trim, balconies, decks and fences shall be maintained in good condition. Exterior wood surfaces, other than decay-resistant woods, shall be protected from the elements and decay by painting or other protective covering or treatment. All siding and masonry joints as well as those between the building envelope and the perimeter of windows, doors, and skylights shall be maintained weather resistant and water tight. Tarp use for weather protection may not exceed 30 days. All metal surfaces subject to rust or corrosion shall be coated to inhibit such rust and corrosion and all surfaces with rust or corrosion shall be stabilized and coated to inhibit future rust and corrosion. Surfaces designed for stabilization by oxidation are exempt from this requirement.

Section 304.3, Premises identification, is amended to read as follows:

304.3 Premises identification. Buildings shall have approved address numbers placed in a position to be plainly legible and visible from the street or road fronting the property, and at the rear of the property if there is an improved alley. Additionally, structures not fronting a public street or an alley shall also have approved numbers placed at the front and back of the building so as to be plainly visible from points as determined by the city building official. These numbers shall contrast with their background. Address numbers shall be a minimum of 5 inches (127 mm) high with a minimum stroke width of 0.5 inch and shall not be sight obscured.

Section 304.7, Roofs and drainage, is amended to read as follows:

304.7 Roofs and drainage. The roof and flashing shall be sound, tight and not have defects that admit rain. Tarp use for weather protection may not exceed 30 days. Roof drainage shall be adequate to prevent dampness or deterioration in the walls or interior portion of the structure. Roof drains, gutters and downspouts shall be maintained in good repair and free from obstructions. Roof water shall not be discharged in a manner that creates a public nuisance.

Section 304.14, Insect screens, is deleted.

Section ~~307.4~~ 308.1, Accumulation of rubbish or garbage, is amended to read as follows:

307.4 308.1 Accumulation of rubbish or garbage. All exterior property and premises, and the interior of every structure, shall be free from any accumulation of rubbish, junk, trash, filth, waste or garbage.

Section ~~307.2~~ 308.2, Disposal of rubbish, is amended to read as follows:

~~307.2~~ 308.2 Disposal of rubbish. Every occupant of a structure shall dispose of all rubbish, junk, trash, filth, waste or garbage in a clean and sanitary manner by placing such rubbish, junk, trash, filth, waste or garbage in approved containers as provided for in Chapter 7.12 LMC, or by taking it to an approved disposal facility.

~~307.2.1~~ 308.2.1 Rubbish/garbage storage facilities. The owner of every occupied premises shall maintain approved covered containers for rubbish, junk, trash, filth, waste or garbage, and the owner of the premises shall be responsible for the removal of rubbish, junk, trash, filth, waste or garbage from the premises.

~~307.2.2~~ 308.2.2 Dangerous and/or discarded appliances. Except when stored within a building, as defined in Section R202 of the International Residential Code, refrigerators, household appliances, and similar equipment shall not be discarded, abandoned or stored on any premises within the City.

Section ~~307.3~~ 308.3, Disposal of garbage, is amended to read as follows:

~~307.3~~ 308.3 Disposal of garbage. Every occupant of a structure shall dispose of garbage in a clean and sanitary manner by placing such garbage in an approved garbage container as provided for in Chapter 7.12 LMC or by taking it to an approved disposal facility.

~~307.3.1~~ 308.3.1 Containers. The operator of every establishment producing garbage shall maintain, and at all times cause to be utilized, approved containers as set forth in Chapter 7.12 LMC.

~~307.3.2~~ 308.3.2 Undumped garbage or rubbish containers. All premises within the city shall be maintained free of the existence of any garbage or rubbish containers or any can, bag, box or other device, which is filled to 50 percent or more of its capacity with garbage, trash, rubbish, waste, dirt or filth, and which has remained upon such premises for more than 14 successive days.

Section ~~307.4~~ 308.4, Containers – within the public right-of-way, is added to read as follows:

~~307.4~~ 308.4 Containers – within the public right-of-way. No residential or commercial solid waste or recycling cart shall be placed along a public street, alley or right-of-way, on a public sidewalk, or on other public property any sooner than 24 hours before the time of collection. All residential and commercial solid waste and recycling carts placed in the public right-of-way for collection shall be removed from those public areas within 24 hours of the time of collection, except when such established day for collection falls on a designated holiday in which case collection will be conducted on the next succeeding workday, and the containers shall be removed and replaced to their appropriate storage location by the morning following collection.

Section ~~307.5~~ 308.5, Rubbish and garbage exceptions, is added to read as follows:

~~307.5~~ 308.5 Rubbish and garbage exceptions. The following shall not be a violation of this section.

A. Compost piles less than four feet in height and six feet in diameter at ground level, and 30 feet or more from any dwelling, and four feet or more from adjoining properties.

- B. Storm debris within 30 days following a storm event.
- C. Construction residue and debris during and for 14 days following completion of work.
- D. Fallen leaves, tree needles, tree fruit and similar vegetation, during the months of October through April, inclusive.
- E. The accumulation and temporary storage, in containers designated for such purposes, of “recyclable” materials pursuant to a program of recycling adopted by the city; provided, however, that such containers must not be publicly visible or they must be made available to the city’s garbage or “recycle contractor” within 14 days after having been filled to 50 percent or more of their capacity.
- F. Uncultivated, uncut or untended weeds, grass, bushes or other vegetation not constituting a health or fire hazard, existing in a natural state on undeveloped, agricultural, industrially zoned, “open space” or “green belt” areas.

Section 505.1, General, is amended to read as follows:

505.1 General. Every sink, lavatory, bathtub or shower, drinking fountain, water closet or other plumbing fixture shall be properly connected to either a public water system or to an approved private water system. All kitchen sinks, lavatories, laundry facilities, bathtubs and showers shall be supplied with hot or tempered and cold running water in accordance with the Uniform Plumbing Code.

Section 507.1, General, is amended to read as follows:

507.1 General. Drainage of roofs and paved areas, yards and courts, and other open areas on the premises shall not be discharged in a manner that creates a public nuisance.

A. It is a Class I Civil Infraction for any person to break, damage, destroy, uncover, deface or tamper with any structure or facility which is part of the stormwater runoff and erosion control system.

B. It is a Class I Civil Infraction for any person who is responsible to do so, to fail to maintain stormwater runoff and/or erosion control facilities and structures as required by this chapter and by the Guidelines. Each calendar day that a violation occurs constitutes a separate offense. In addition, the City may institute injunctive, mandamus, or other appropriate action or proceedings for the enforcement of this chapter.

Section 602.2, Residential occupancies, is amended to read as follows:

602.2 Residential occupancies. Dwellings shall be provided with heating facilities capable of maintaining a room temperature of 68° F (20° C) in all habitable rooms, bathrooms and toilet rooms.

Section 602.3, Heat supply, is amended to read as follows:

602.3 Heat supply. Every owner and operator of any building who rents, leases or lets one or more dwelling units or sleeping units on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply heat to maintain a temperature of not less than 68° F (20° C) in all habitable rooms, bathrooms, and toilet rooms.

Exceptions: When the outdoor temperature is below the winter outdoor design temperature for the locality, maintenance of the minimum room temperature shall not be required provided that the

heating system is operating at its full design capacity. The winter outdoor design temperature for the locality shall be as indicated in LMC 16.02.030.

Section 602.4, Occupiable work spaces, is amended to read as follows:

602.4 Occupiable work spaces. Indoor occupiable work spaces shall be supplied with heat to maintain a temperature of not less than 65 °F (18° C) during the period the spaces are occupied.

Section 604.2, Service, is amended to read as follows:

604.2 Service. The size and usage of appliances and equipment shall serve as a basis for determining the need for additional facilities in accordance with the National Electrical Code. Dwelling units shall be served by a three-wire, 120/240 volt, single phase electrical service having a rating of not less than 60 amperes.

Section 606.1, General, is amended to read as follows:

606.1 General. Elevators, dumbwaiters and escalators shall be maintained in compliance with ASME A17.1 and the L&I Elevator rules. The most current certification of inspection shall be on display at all times within the elevator or attached to the escalator or dumbwaiter, or the certificate shall be available for public inspection in the office of the building operator. The inspection and tests shall be performed at not less than the periodical intervals listed in ASME A17.1, Appendix N, except where otherwise specified by the authority having jurisdiction.

Section 702.3, Locked doors, is amended to read as follows:

702.3 Locked doors. All means of egress doors shall be readily openable from the side from which egress is to be made without the need for keys, special knowledge or effort, except where the door hardware conforms to that permitted by the Uniform Building Code.

~~Section 704.2, Smoke alarms, is amended to read as follows:~~

~~**704.2 Smoke alarms.** Single or multiple station smoke alarms shall be installed and maintained in Groups R-1, R-2, R-3, R-4 and in dwellings not regulated in Group R occupancies, regardless of occupant load at all of the following locations...~~

~~Section 704.4, Interconnection, is amended to read as follows:~~

~~**704.4 Interconnection.** Where more than one smoke alarm is required to be installed within an individual dwelling unit in Group R-1, R-2, R-3, R-4 and in dwellings not regulated as Group R occupancies, the smoke alarms shall be interconnected in such a manner that the activation of one alarm will activate all of the alarms in the individual unit. The alarm shall be clearly audible in all bedrooms over background noise levels with all intervening doors closed.~~

(Ord. 3122 § 4, 2010; Ord. 3087 §§ 1 – 5, 2009; Ord. 3044 § 2, 2008).

16.30.170 Severability.

If any one or more section, subsections or sentences of this chapter are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this chapter and the same shall remain in full force and effect. (Ord. 3044 § 2, 2008).

Section 2. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining

portions of this ordinance and the same shall remain in full force and effect. The City of Longview hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 3. That nothing in this Ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 4. That the City of Longview City Clerk is hereby ordered and directed to cause this Ordinance to be published.

Section 5. Any act consistent with the authority and priority to the effective date of this Ordinance is hereby ratified and affirmed.

Section 6. This Ordinance shall be in full force and effect from and after February 1, 2021.

Passed by the City Council this _____ day of _____, 2020.

Approved by the Mayor this _____ day of _____, 2020.

MAYOR

ATTEST:

Kaylee Cody
City Clerk

APPROVED AS TO FORM

James McNamara
City Attorney



City of Longview

Agenda Summary

RESOLUTION NO. 2348: LAW ENFORCEMENT RECORDS SERVICES AGREEMENT

RECOMMENDED ACTION:

MOTION TO ADOPT RESOLUTION NO. 2348 AND AUTHORIZE THE CITY MANAGER TO SIGN THE INTERLOCAL AGREEMENT WITH COWLITZ COUNTY FOR AFTER-HOURS SERVICES.

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Enhance Public Safety and Emergency Response

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

In March 2020, council directed the Longview police department to sever the current contract for 24/7 law enforcement records services with Cowlitz County and start up their own records division in 2021.

The transition to the new Longview Police Records division is planned to begin on July 1, 2021. As the police department evaluated staffing costs, they found that contracting with Cowlitz County for after-hours services only, would be more economical than hiring enough staff to run a 24/7 operation. In addition to salaries and benefits savings, there are also savings in training, office supplies and other equipment and supplies that are needed when new positions are created. 24/7 operations also have the potential for large overtime amounts if there are vacancies or employee absences that require backfilling in the records division.

The after-hours contract allows the police department to hire two less employees. There is approximately \$35,000 in savings. A new interlocal agreement for after-hours coverage only was developed.

An interlocal agreement is required to enter into a contract with Cowlitz County for law enforcement records services after normal police department business hours.

A resolution is required in order for the City Manager to sign the agreement.

STAFF CONTACT:

Jim McNamara, City Attorney

Robert Huhta, Chief, Longview Police Department

Attachments:

1. Resolution 2348 for After Hours Records Interlocal

Resolution No. 2348

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN INTERLOCAL AGREEMENT WITH COWLITZ COUNTY FOR AFTER HOURS LAW ENFORCEMENT RECORDS SERVICES

WHEREAS, the City of Longview and Cowlitz County both dependent upon Law Enforcement Records services for accurate and timely information; and

WHEREAS, it is the desire of law enforcement agencies within Cowlitz County to have equal access to credible, reliable information pertinent to law enforcement activities in the County in order that each agency may efficiently and effectively provide for the protection of life, liberty and property and promote the safety and well-being of the citizens of Cowlitz County; and

WHEREAS, the City of Longview and Cowlitz County agree to have the Cowlitz County Sheriff's Office manage the Longview Police Department records services after business hours and on weekends and legal holidays; and

WHEREAS, the parties hereto have the authority to enter into Interlocal agreements under Chapter 39.34 Revised Code of Washington for joint and cooperative actions, including provisions to finance joint or cooperative undertakings, and to pay for services provided by one government to another.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Longview as follows:

Section 1. The City Manager is authorized to execute the agreement with Cowlitz County for after-hours records services, which is attached as Exhibit A, and forming a part of this Resolution.

PASSED by the City Council of Longview, Washington, and approved by its Mayor this ____ day of _____, 2020.

Mayor

ATTEST:

City Clerk



City of Longview

Agenda Summary

RESOLUTION 2349: PROVIDING FOR A TEMPORARY SUSPENSION OF THE BUSINESS AND OCCUPATION TAX FOR CERTAIN BUSINESSES

RECOMMENDED ACTION:

MOTION TO APPROVE RESOLUTION NO. 2349 PROVIDING FOR A TEMPORARY SUSPENSION OF THE BUSINESS AND OCCUPATION TAX FOR CERTAIN BUSINESSES.

RESOLUTION NO. 2349 - PROVIDING FOR A TEMPORARY SUSPENSION OF THE BUSINESS AND OCCUPATION TAX FOR CERTAIN BUSINESSES

COUNCIL STRATEGIC INITIATIVE ADDRESSED:

Council Initiative: Strengthen economic conditions and create new opportunities

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

Resolution No. 2349 provides for a Small Business Relief Program intended to assist Longview businesses to survive the current economic climate. The Longview City Council recognizes the hardship on small local businesses resulting from the COVID-19 pandemic. Several area retailers have suffered from business related restrictions and closures. In an effort to support small Longview businesses to survive the economic impacts associated with the pandemic and continue to contribute to the local economy, Council, through Resolution No. 2349 authorizes a Business and Occupation Tax exemption on businesses whose gross proceeds of sales within the City during any calendar quarter is equal to or less than \$50,000.

If approved, the attached Resolution would be effective beginning with the 4th quarter 2020 (October 1, 2020) and remain in effect until such time as the Governor of the State of Washington lifts COVID-19 related restrictions on the opening of businesses, or at such time as the City Council deems appropriate.

STAFF CONTACT:

Kurt Sacha, City Manager

Attachments:

1. Resolution No. 2349 - B&O Tax Relief v3

A RESOLUTION OF THE CITY OF LONGVIEW, WASHINGTON TO PROVIDE A TEMPORARY SUSPENSION OF THE BUSINESS AND OCCUPATION TAX FOR CERTAIN BUSINESSES

WHEREAS, business closures and reduced economic activity associated with the COVID-19 pandemic have had a severe impact on Longview businesses; and

WHEREAS, in order to assist Longview businesses to survive the current economic climate, business related restrictions and closures, and to continue to contribute to the local economy; and

WHEREAS, a temporary and limited reduction in the business and occupation tax is deemed an appropriate means of protecting the economic health and welfare of the entire Longview community.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Longview as follows:

Section 1. Within the limits provided for in Section 2 of this resolution, the gross receipts tax of LMC 5.05.060 shall not apply to any person whose gross proceeds of sales, gross income of the business, and value of products, including by-products, as the case may be, from all activities conducted within the city during any quarter is equal to or less than \$50,000.

Section 2. The provisions of Section 1 of this resolution shall become effective with business activity beginning with the fourth quarter of 2020 (October 1, 2020) and shall apply to taxes due for business conducted through December 31, 2020, and prospectively to taxes due for business conducted in 2021 unless and until such time as the Governor of the State of Washington lifts COVID-19 related restrictions on the opening of businesses, or at such time as the City

Council deems appropriate. However, in no event shall the suspension of taxes provided for in this resolution extend beyond December 31, 2021.

PASSED by the City Council of Longview, Washington, and approved by its Mayor this _____ day of _____, 2020.

Mayor

ATTEST:

City Clerk



City of Longview

Agenda Summary

APPROVAL OF CLAIMS

FIRST HALF DECEMBER ACCOUNTS PAYABLE

Based upon the authentication and certification of claims and demands against the city, prepared and signed by the City's auditing officer, and in full reliance thereon, it is moved and seconded as shown in the minutes of this meeting that the following vouchers/warrants are approved for payment:

FIRST HALF DECEMBER 2020 ACCOUNTS PAYABLE: \$1,283,621.59.

STAFF CONTACT:

John Baldwin, Accountant

Attachments: None



City of Longview

Agenda Summary

2021 STATE LEGISLATIVE AGENDA

RECOMMENDED ACTION:

MOTION TO ADOPT THE 2021 STATE LEGISLATIVE AGENDA.

COUNCIL STRATEGIC INITIATIVE ADDRESSED: ALL

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

Please find attached a “draft” of the city’s 2021 State Legislative Agenda. The City Council reviewed an earlier version of this agenda at a workshop on September 24, 2020, and this version is scheduled for discussion with 19th District legislators on January 7, 2021.

Our state legislative agenda is always a work in progress meaning it is subject to amendment as political and legislative issues change and unanticipated opportunities arise. The city’s legislative agenda identifies issues of interest primarily to the City of Longview, but also there are some issues of interest in the “city family” throughout the state by reference to the Association of Washington Cities’ legislative agenda. This agenda provides guidance to city representatives for communicating with legislators and other state officials about proposed legislation, rule-writing, and the administration of state programs.

STAFF CONTACT:

Kurt Sacha, City Manager

Attachments:

1. 2021 State Draft Legislative Agenda 12-7-20
2. 2021 State Draft Legislative Policy Document 11-2-20
3. Lake Sacajawea one-pager (2021 Agenda)



City of Longview 2021 Legislative Priorities

Lake Sacajawea Renovation Project – Capital Budget Request

Lake Sacajawea is the most heavily used community park in Longview and years of deferred maintenance now require the facilities and grounds to be renovated to meet safety and accessibility standards. The Lake Sacajawea Renovation Project promotes active outdoor recreational use, quality of place, and tourism attraction by allowing the City to continue its commitment to safety, to host large-scale events, and to restore its historic asset. The City respectfully requests **\$950,000** in capital budget funding for the installation of two Portland Loo restroom facilities, removal and installation of historic damaged sidewalks in the highest trafficked area, and restoration of Martin's Dock fishing and pedestrian platform.

The City's community wide survey for the Park and Recreation Comprehensive Plan found that upgrades to park restrooms was the most requested park improvement. The current restroom buildings, built in 1991, have been heavily used, vandalized, and deteriorated past the point of repair. The installation of two Portland Loo restrooms would provide additional privacy, sanitation, and security for park guests. In addition, this project would remove one of the existing restroom facilities and repurpose the other building by turning it into a much needed storage facility. **(\$580,000)**

The Martin's Dock/Hemlock Plaza area at Lake Sacajawea is the highest and heaviest used central area for community events and gatherings such as the City's summer concert series, kids fishing events, triathlons/fun runs, movies at the park, and the Go 4th Festival that brings in over 40,000 people for the 4th of July holiday. Made of timber and built in 1962, the dock has been deteriorating over time, creating cracks in the concrete that have produced a slope towards the water. **(\$215,000)** Further, the two concrete sidewalks that get the highest pedestrian and vehicle use in the park have been badly damaged over the years and have become a safety hazard for tripping; **(\$155,000)** both the dock and the sidewalks no longer meet ADA standards.

Industrial Way/Oregon Way – Transportation Budget Request

The Industrial Way/Oregon Way intersection project is the region's top transportation priority. While \$85 million was included in the Connecting Washington package, WSDOT now estimates that an additional \$15 million is necessary. Completing the project is critical to the region's economic development and mobility. The City of Longview supports solutions to fully fund the project, including local, private, or state investment.

Retain Local Control & Defend Against Unfunded Mandates

Local decisions are best made by elected officials who know their community well. Additionally, small cities cannot afford to expand their breadth of services without assistance from the Legislature. The City of Longview will oppose legislative actions that preempt local authority or pass down unfunded mandates to municipalities.

The City of Longview supports the efforts of the Association of Washington Cities.

City of Longview 2021 Legislative Policies

In addition to the City's 2021 adopted legislative priorities, the City has put forward these following policies. The policy document provides direction to City staff and the City's lobbyists. These are issues that the City will monitor and support along with AWC and other stakeholders but are secondary to the 2021 legislative priorities of the City.

State Environmental Permitting Process: The State of Washington must streamline its environmental permitting processes so that permit decisions are made in a more timely and efficient manner. The communities of southwest Washington, including the City of Longview, have been on the front line as state agencies have turned local projects into extenuated ideological battles. The City supports appropriate environmental review that is balanced with the need for economic development in the region. The state must ensure that its permitting processes do a better job of striking this balance.

Economic Development: The City of Longview supports legislation providing more tools to cities to support economic development in downtown centers, including for commercial and industrial development such as the Beech Street industrial area. The City joins the Association of Washington of Cities in advocating for increment financing tools.

Lower Columbia College: The City supports the efforts of Lower Columbia College, including Capital Budget asks for buildings on campus.

Affordable Housing and Homelessness: The City supports legislative funding for local and statewide affordable housing and homelessness projects. The City also supports their housing partner agency's 2021 legislative requests.



Lake Sacajawea Renovation Funding Request

The City respectfully requests \$950,000 in funding for replacement of two restroom facilities, reconstruction of damaged sidewalks, and restoration of Martin's Dock at historic Lake Sacajawea Park.

Lake Sacajawea Renovation Project

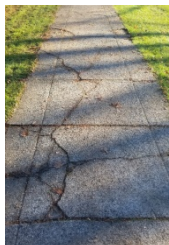
Lake Sacajawea is the most used park in Longview both for day use and for many community events including the Go 4th Festival bringing in 30,000 people, summer concerts and movies at the park, the swim dash splash triathlon, fun runs, and family outdoor adventure that brings in an additional 40,000+ visits to the park outside of its regular heavy daily use. This year specifically, parks saw an even higher use volume as citizens leaned in heavily during this time of crisis and found fresh air, exercise, solace, and a much needed break from stress, anxiety, and depression. During isolation, parks provided the opportunity to stay connected and grounded to the community. Parks are proving to be critical infrastructure in how citizens cope, manage, maintain, and recover during difficult times. This renovation project promotes community, quality of place, and tourism attraction by allowing the City to continue its commitment to providing open natural space, safety, large scale events, and restore its historic asset.



Park Improvements

Restroom Repurpose and Installation (\$580,000)

Updated park restrooms are the number one park request made by citizens. The two current restroom facilities have been heavily used, vandalized, and deteriorated past the point of repair. The City would like to repurpose one facility as storage to aid the large scale events and install two "Portland Loo" style restroom facilities and remove the other facility and replace with a single "Portland Loo" style restroom. Installation of these facilities would increase safety and security and reduce the time and resources spent in the upkeep and maintenance of the aging facilities.



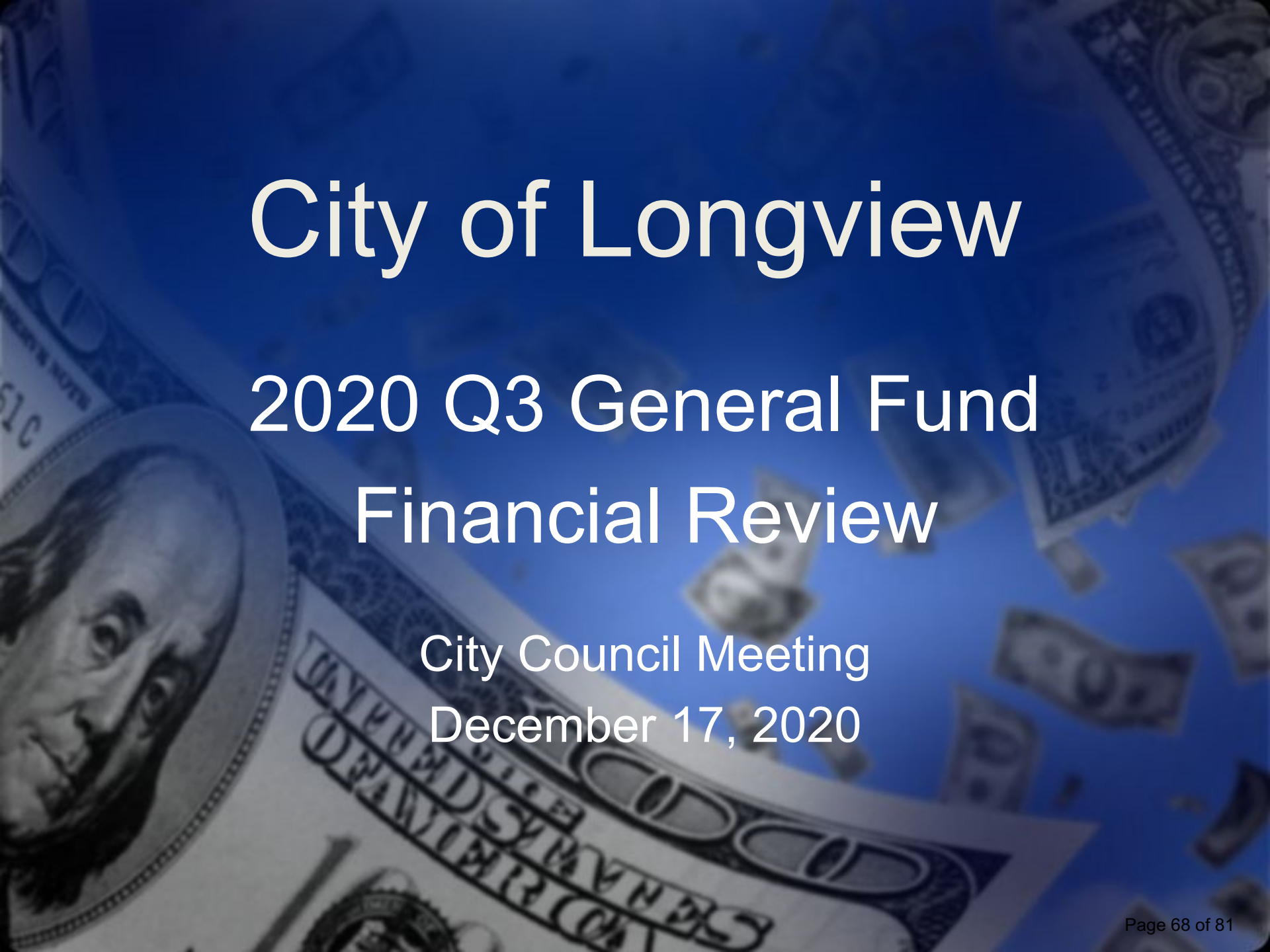
Sidewalks / Hemlock Plaza (\$215,000)

Hemlock Plaza at Lake Sacajawea is the highest and heaviest used area for community events. The sidewalks have been badly damaged over the years with trucks and equipment driving over the sidewalks that were not constructed to take vehicle use. These sidewalks have become a safety hazard for tripping and do not meet ADA standards. The lake is on the National Historic register and the sidewalks are required to be replaced to replicate the original historic patterns.



Martin's Dock (\$155,000)

Martin's Dock is the location for the concert stages and movie screens becoming the main focus during our community events. The dock has been deteriorating over time creating cracks in the concrete and is settling towards the water that no longer meets ADA grade. The dock needs to be raised to create a level surface, reinforce the structure against future settling, and replace any broken panels to reduce tripping hazards.

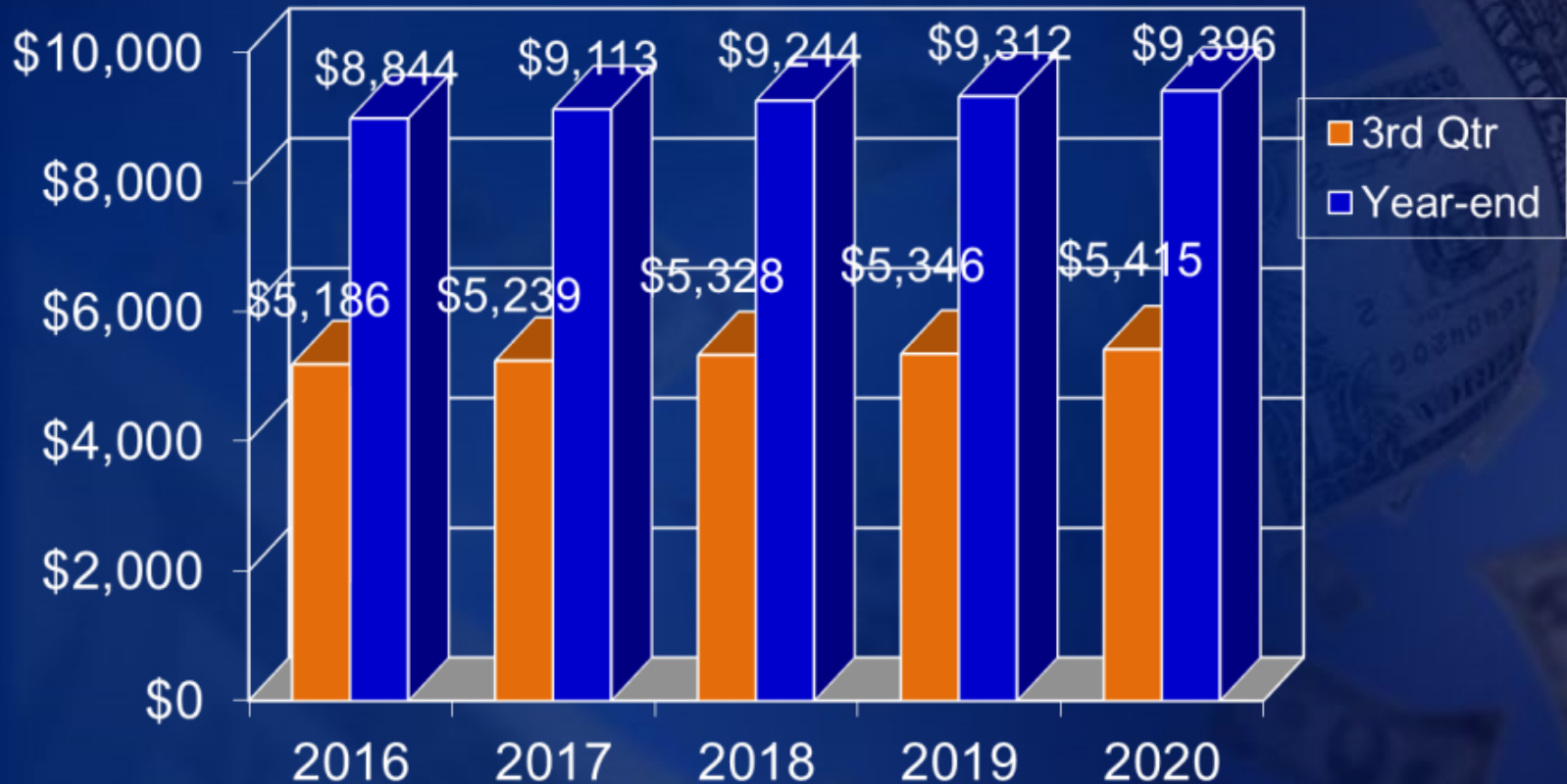
The background of the slide is a collage of US dollar bills. A large, clear image of a \$100 bill featuring Benjamin Franklin is prominent in the lower-left corner. Other bills, including \$20 and \$50 denominations, are scattered across the background, some appearing as if they are falling or floating. The entire background is overlaid with a semi-transparent blue filter.

City of Longview

2020 Q3 General Fund Financial Review

City Council Meeting
December 17, 2020

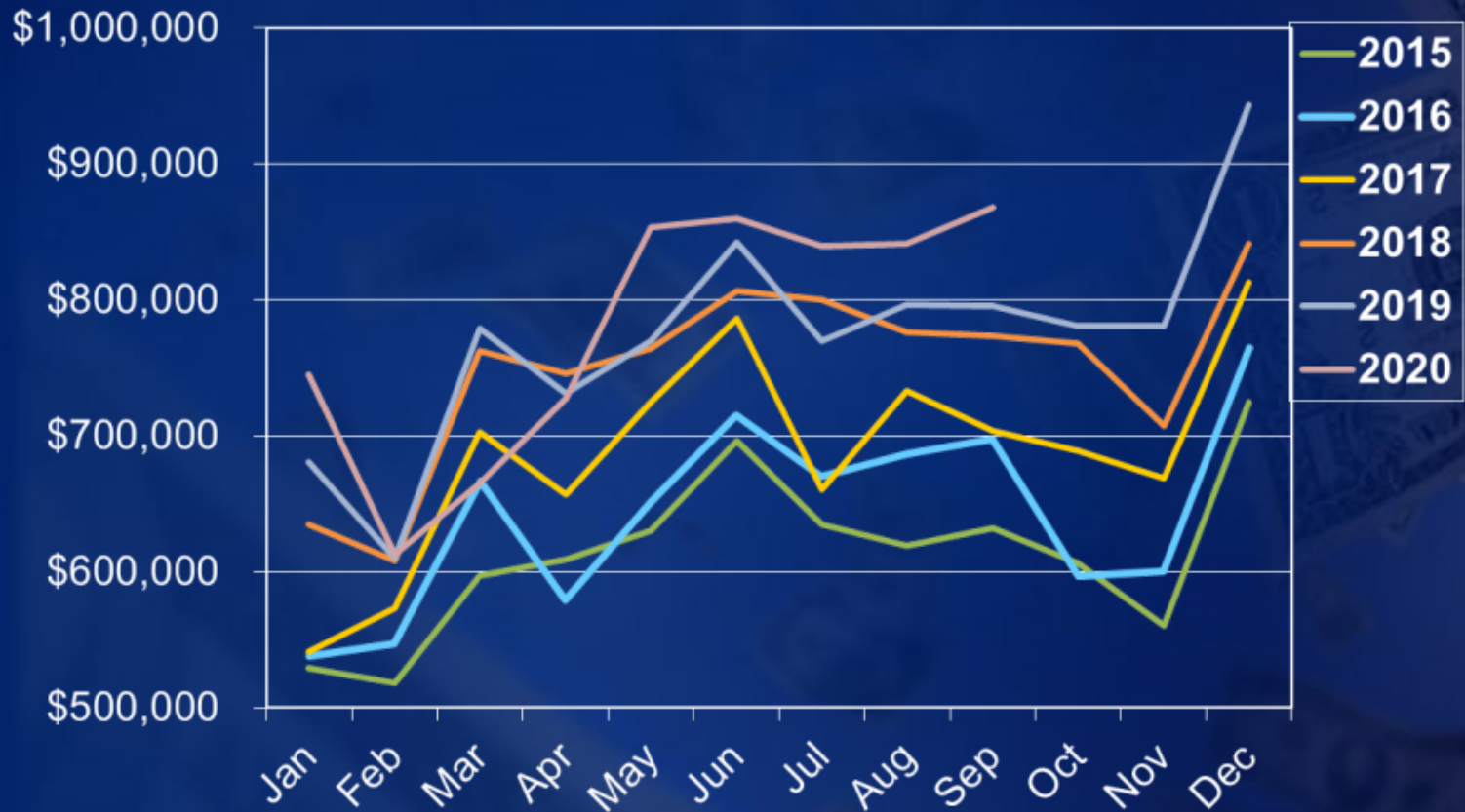
History of Property Taxes (in 000's)



2020 Budgeted Property Tax = \$9,425,000

Comment: "As of September 30, 2020 projected property taxes of \$9.4 million are up 0.9% over 2019." Property taxes in the amount of \$500,000 are dedicated to the Economic Development Fund for the Mint Farm Industrial Park.

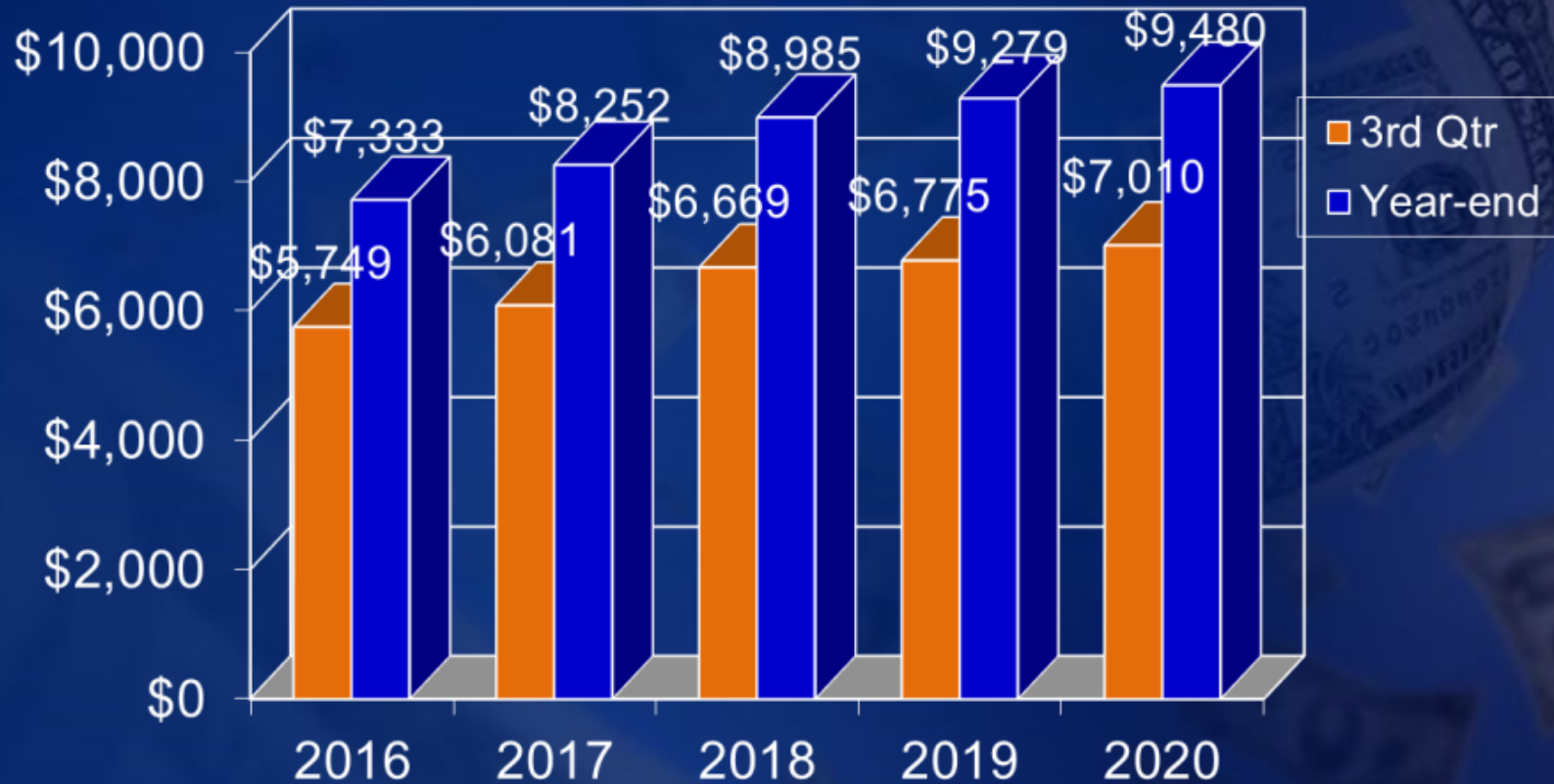
2020 Sales Tax by Month



Comment: "2020 sales tax receipts appear to have returned to pre-COVID levels."

History of Sales Taxes

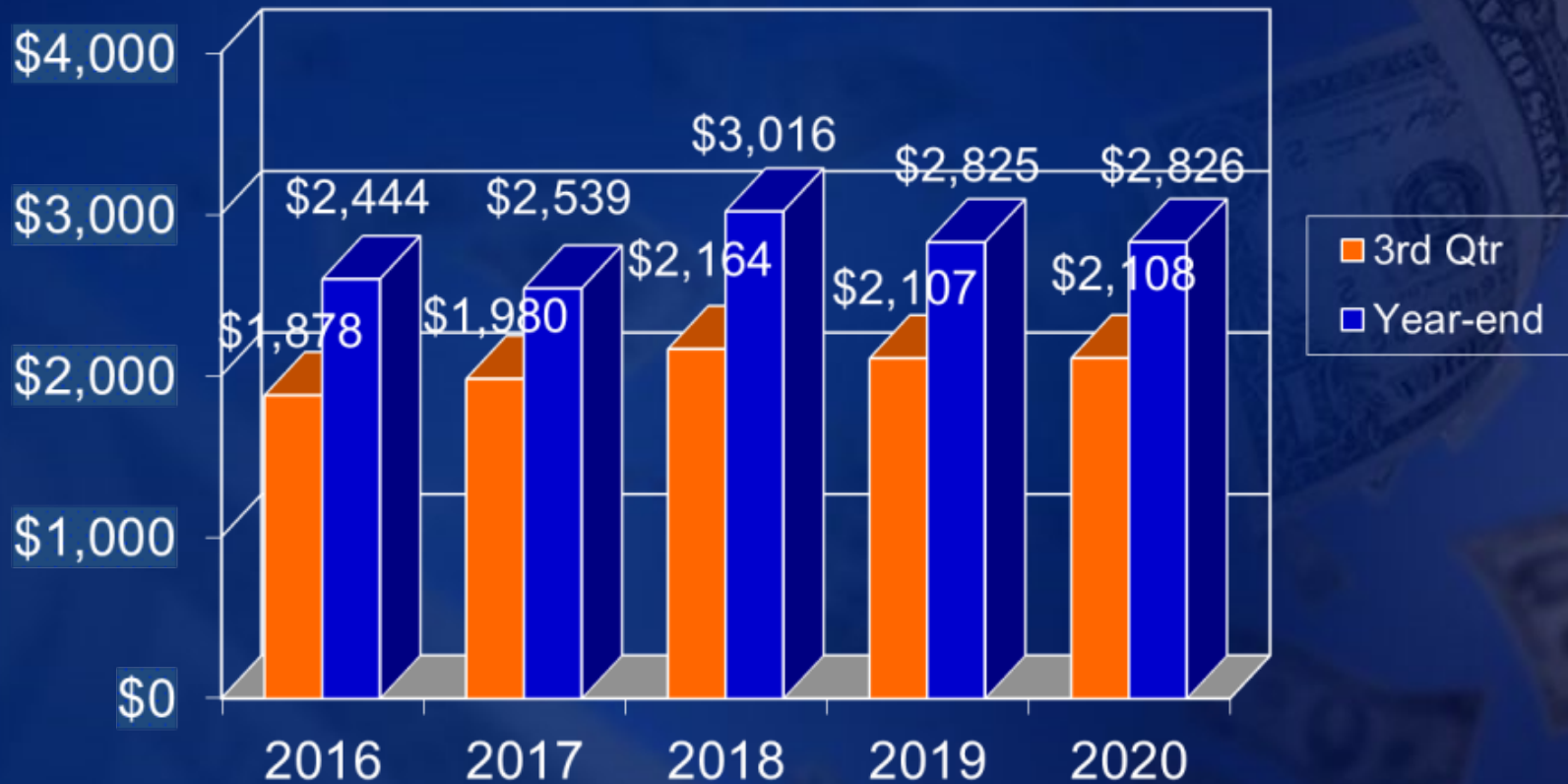
(in 000's)



2020 Budgeted Sales Tax = \$9,131,190

Comment: "As of September 30, 2020, projected 2020 sales tax of \$9.48 million is \$201k more than 2019 sales tax collections of \$9.28m and represents a 2.2% increase."

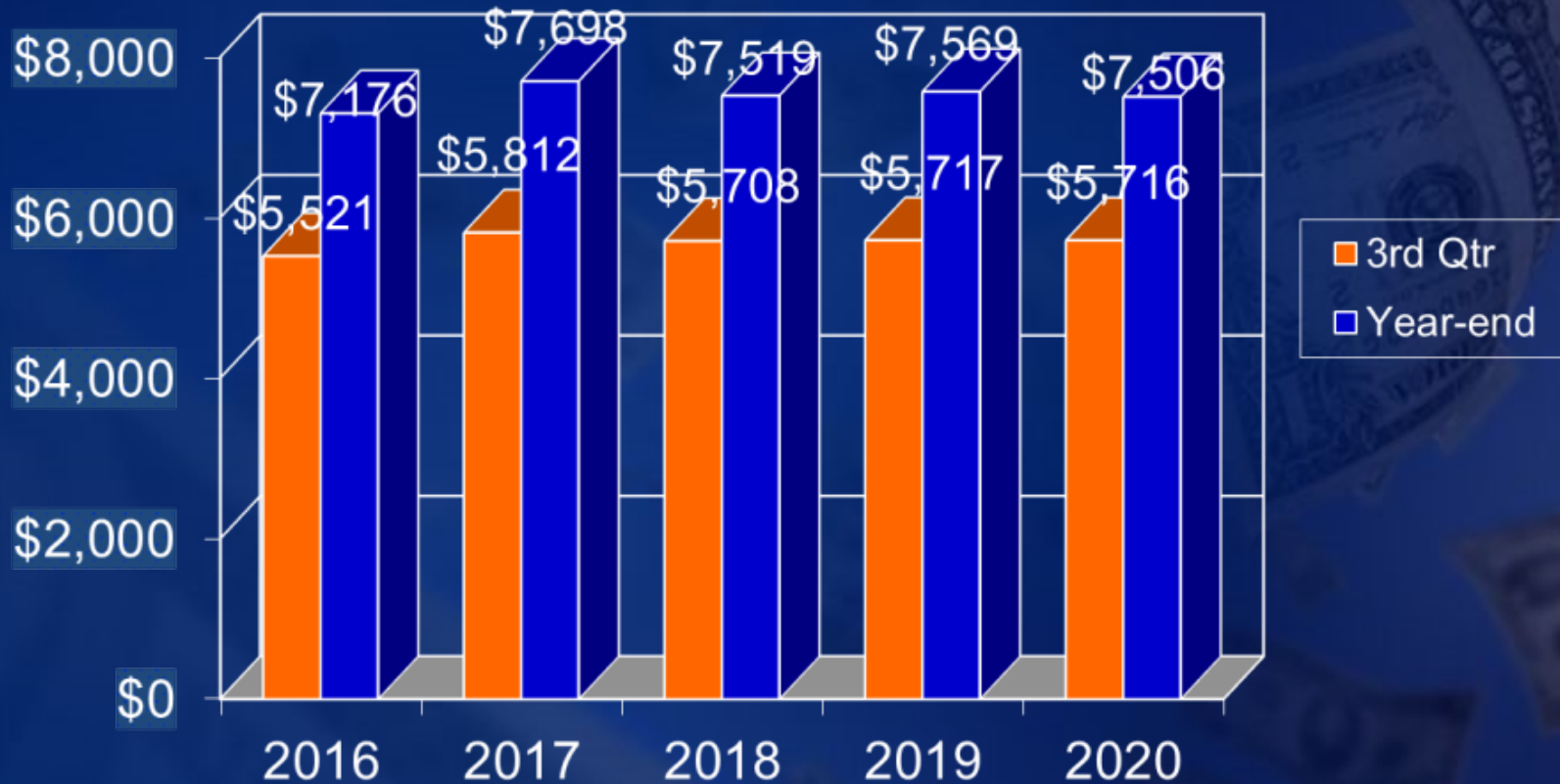
History of Business B&O Taxes (in 000's)



2020 Budgeted B&O Tax = \$2,738,900

Comment: "As of September 30, 2020, projected 2020 Business B&O tax of \$2.826 million is \$1k more than 2019 actual Business B&O tax collections of \$2.825m and represents a 0% increase."

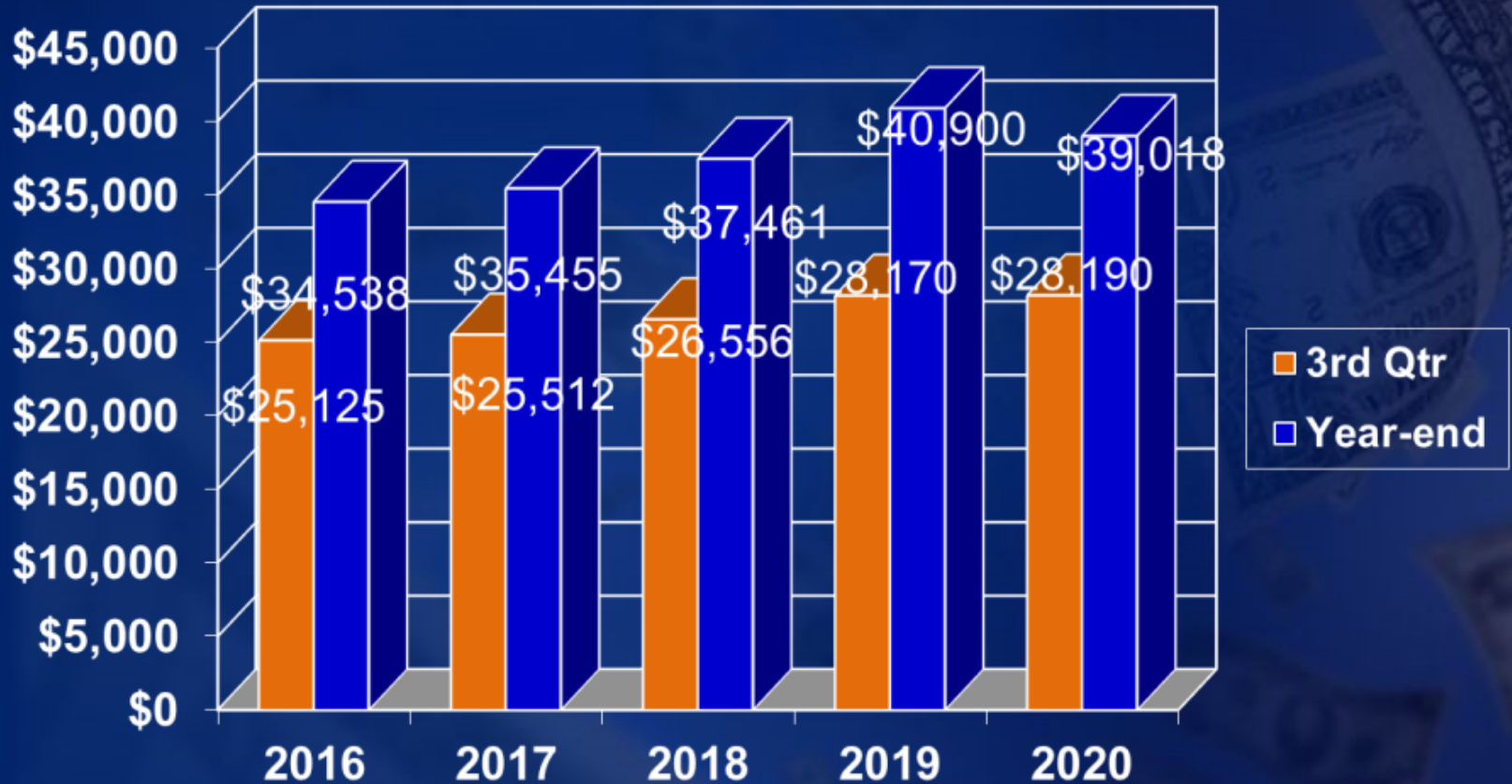
History of Utility B&O Taxes (in 000's)



2020 Budgeted Utility B&O Tax = \$7,869,530

Comment: "As of September 30, 2020, projected 2020 Utility B&O tax of \$7.506 million is \$63k less than 2019 actual Utility B&O tax collections of \$7.569m and \$363k less than budget."

General Fund Revenue (in 000's)



2020 Budgeted Revenue = \$38,565,720

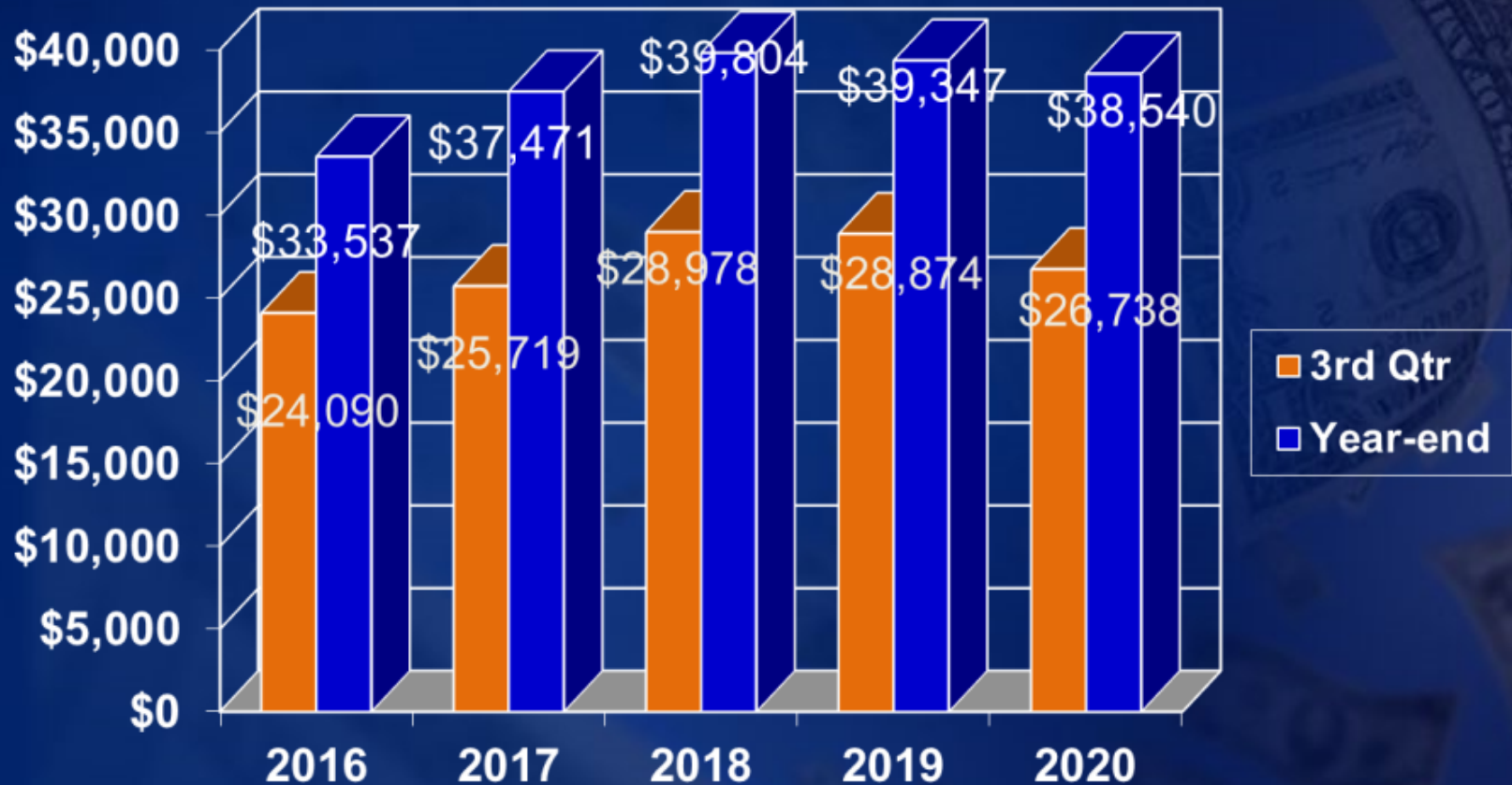
Comment: "2020 General Fund revenue of \$39.0m represents a decrease of \$1.9m or 4.6% from 2019 revenue of \$40.9m."

2020 General Fund Revenue

Revenue:	Budget	Projected
Taxes	\$30,053,620	\$29,977,168
Licenses & Permits	1,021,310	862,295
Intergovernmental	2,589,020	4,255,896
Charges for Services	3,537,420	3,111,658
Fines & Forfeits	441,700	416,492
Miscellaneous	383,200	302,205
Other Proceeds/Transfers	<u>539,450</u>	<u>92,798</u>
Total Revenue	\$38,565,720	\$39,018,512

Comment: "But for Intergovernmental revenues, the City's General Fund sources of revenue are projected to lag behind budget. Intergovernmental revenues have been boosted by the inclusion of GEMT revenue and CARES Act funding."

General Fund Expenditures (in 000's)



2020 Budgeted Expenditures = \$40,768,420

Comment: "Projected 2020 General Fund expenditures of \$38.5m are 94.5% of budget and 807k below 2019 expenditures of \$39.3m."

2020 General Fund Expenditures

Object:	Budget	2020 Projected
Salaries/Benefits	\$28,474,700	\$26,869,172
Supplies/Services	10,700,600	9,703,469
Capital Outlay	58,020	418,240
Debt Service/Transfers	<u>1,535,100</u>	<u>1,549,184</u>
Total Expenses	\$40,768,420	\$38,540,065
Comment: "Projected 2020 expenditures are \$2.2m less than budget and represent 94.5% of budgeted expenditures."		

Departments at a glance

Department:	2020 Budget	2020 Projected
Legislative	\$200,420	\$193,216
Judicial	\$994,250	\$986,673
Executive	\$176,550	\$255,176
Finance	\$1,569,410	\$1,340,506
Human Resources	\$382,580	\$373,983
Legal	\$712,570	\$687,649
Info Technology	\$1,183,350	\$1,079,729
Police	\$12,983,180	\$12,647,725
Fire	\$9,563,930	\$9,819,279
Traffic	\$1,271,880	\$966,596
Street Maintenance	\$1,753,550	\$1,474,667
Engineering	\$1,186,680	\$857,314
Community Dev	\$925,780	\$755,960
Library	\$2,003,240	\$1,856,056
Recreation	\$1,394,190	\$1,068,865
Park Maintenance	\$1,926,190	\$1,694,765
Non-Department	\$2,540,670	\$2,481,909

2020 General Fund Overview

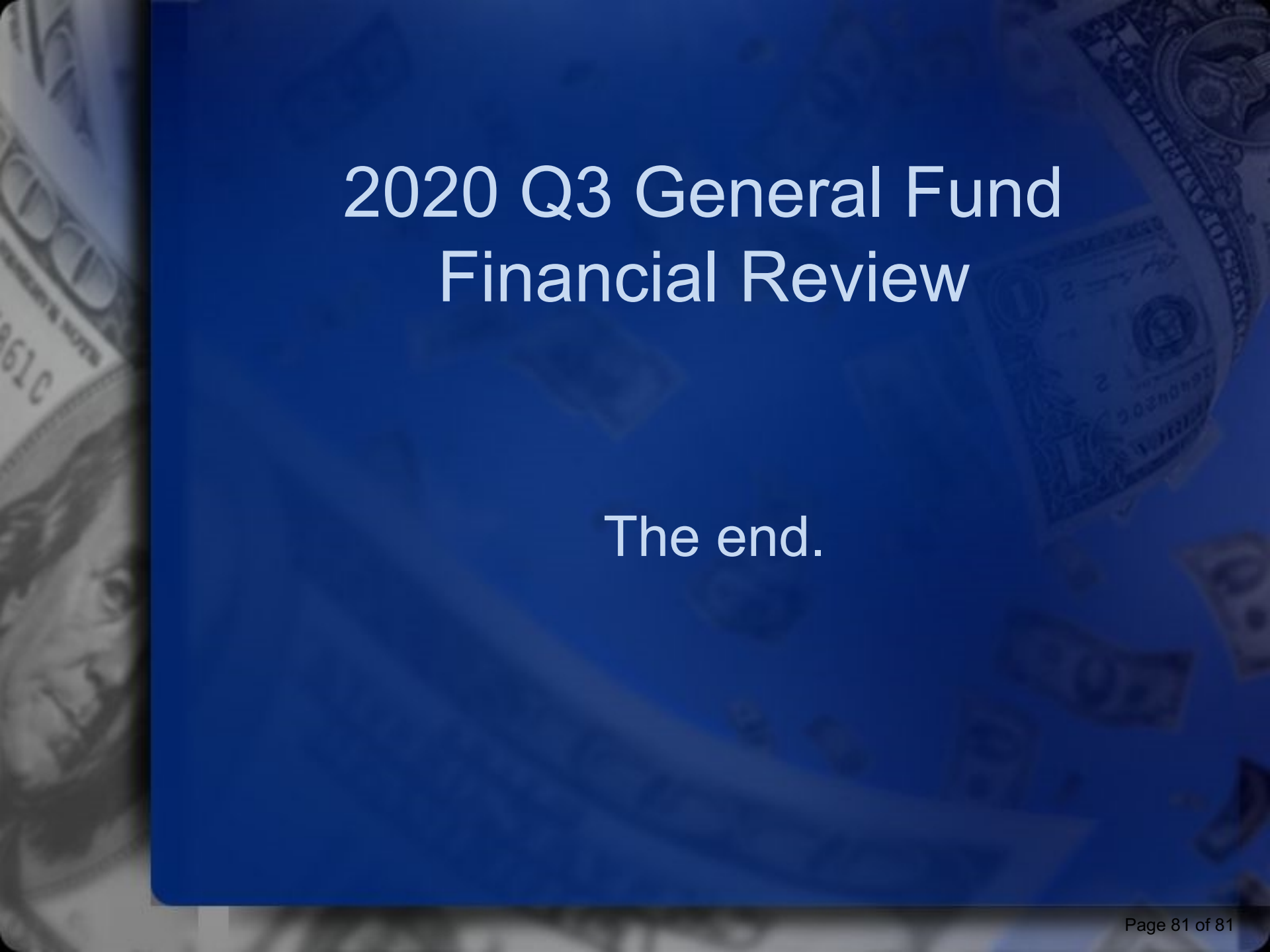
	2020 Budget	2020 Projection
Beg Fund Balance	\$7,796	\$13,571
Revenue	<u>\$38,566</u>	<u>\$39,018</u>
Total Revenue	\$38,566	\$39,018
Expenditures	<u>\$40,768</u>	<u>\$38,540</u>
Total Expenditures	\$40,768	\$38,540
Beg Cash Required	<u>(\$2,202)</u>	<u>\$478</u>
End Fund Balance	\$5,594	\$14,049
% of End Fund Bal	13.7%	36.4%



2021-22 General Fund Overview

with Enhancements (\$000's)

	2021 Budget	2022 Budget
Beg Fund Balance	\$14,049	\$11,726
Revenue	<u>\$39,144</u>	<u>\$39,958</u>
Total Revenue	\$39,144	\$39,958
Baseline Expenditures	\$41,197	\$41,586
Enhancements	<u>+270</u>	<u>+521</u>
Total Expenditures	\$41,467	\$42,107
Beg Cash Required	<u>(2,323)</u>	<u>(2,149)</u>
End Fund Balance	\$11,726	\$9,577
% of End Fund Bal	28.3%	22.7%

The background of the slide features a collage of US dollar bills. On the left, a portion of a \$100 bill with Benjamin Franklin's face is visible. On the right, there are several \$1 bills and a \$2 bill, some of which are partially obscured or overlapping. The bills are set against a dark blue background that has a subtle, lighter blue geometric pattern.

2020 Q3 General Fund Financial Review

The end.