

CITY OF FIFE, WASHINGTON

ORDINANCE NO. 1801

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 13.08.050 AND 14.10.030 OF THE FIFE MUNICIPAL CODE TO CLARIFY THE DUTIES OF THE FIFE HEARING EXAMINER

WHEREAS, it is appropriate for the City to review its ordinances from time to time; and

WHEREAS, a review of the Fife Municipal Code revealed some inconsistencies regarding appeals; and

WHEREAS, it is the desire of the City Council that the Fife Hearing Examiner have jurisdiction over specific areas of appeals and director decisions; now, therefore,

THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. Section 13.08.050 of the Fife Municipal Code is hereby amended to read as follows:

13.08.050 Property required to connect to public sewer.

In any area under the jurisdiction of the city the owner of each lot or parcel of real property within a utility local improvement district, or any portion of a lot or parcel located within a horizontal plane of 300 feet perpendicular to any permanent wastewater facilities is hereby required, at his or her expense, to connect all applicable plumbing outlets from such building(s) or structure(s) directly to the public sewer, in accordance with the provisions of the FMC. The owners of all such properties located outside the boundary of a utility local improvement district (ULID) shall be required to submit a connection application to the public works department, obtain a building sewer permit and pay all applicable charges and fees and take any other action required by the provisions of the FMC. Exceptions to this section are as follows:

A. When the city or a developer extends permanent sewer service into an area not included within the boundaries of an utility local improvement district (ULID), existing structures in a single drainage area will not be required by the city to connect to the public system unless the owners of such structures voluntarily elect to connect to the public system and pay all fees/capital charges to the utility. If septic tank systems serving existing structures fail, however, then the owners of such existing structures shall be

required to connect to the public sewer system immediately and at their own expense and pay all fees/capital charges to the utility.

B. Additional exemptions inside or outside the boundaries of a ULID may be granted for good cause as determined by the city's director of public works. Such requests shall be in written form to the director and include but not be limited to the following:

1. Applicant's name and address;
2. Reason for the request;
3. Map of applicant's property including location of nearest existing sanitary sewer system;
4. Legal description of property including parcel number; and
5. Cost documentation excluding sewer connection charges.

Decisions by the director may be appealed to the Fife Hearing Examiner for a hearing.

Section 2. Section 14.10.030 of the Fife Municipal Code is hereby amended to read as follows:

14.10.030 SEPA appeals.

Appeals of environmental determinations under SEPA shall be as follows:

- A. Appeals of determinations of nonsignificance and mitigated determinations of nonsignificance are appealable to the hearing examiner. Any appeal must be filed within 14 days of the close of the comment period;
- B. Appeals shall be of the underlying project permit application together with its accompanying environmental determination;
- C. Appeals of an environmental impact statement shall be to the Fife Hearing Examiner as required by law;
- D. Appeals of SEPA determinations other than environmental impact statements shall be subject to all of the provisions of this chapter.

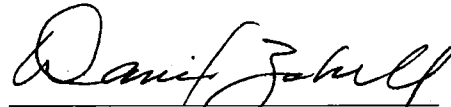
Section 3. Each and every provision of this Ordinance shall be deemed severable. In the event that any portion of this Ordinance is determined by final order of a court of competent jurisdiction to be void or unenforceable, such determination shall

not affect the validity of the remaining provisions thereof, provided the intent of this Ordinance can still be furthered without the invalid provision.

Section 4. This Ordinance shall be in full force and effect five (5) days after publication as required by law. A summary of this Ordinance may be published in lieu of the entire Ordinance, as authorized by State law.

Introduced the 9th day of Oct, 2012.


Passed by the City Council on the 23rd day of Oct 2012.


David K. Zabell, City Manager

ATTEST:


Carol Etgen, City Clerk

APPROVED AS TO FORM:


Loren D. Combs, City Attorney
approved as to form

Published: 10/25/12
Effective Date: Oct 30th, 2012.

Ad Order Confirmation

Ad Order Number 0001346167
PO Number ORD 1789-1812,1815/6/9
Customer Account 220218AIM
Customer CITY OF FIFE
ACCOUNTS PAYABLE,5411 23RD ST E,
FIFE WA 98424-2061 USA

Phone Number 253-922-2489
Phone Number 2
Customer Fax

Payment Method
Total Amount \$1,317.39
Payment Amt \$0.00
Amount Due \$1,317.39

Ad Number 0001346167-01
Sales Rep. legals
Blind Box
Tear Sheets 3
Proofs 0
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Invoice Text: ORD 1789-1812,1815,1816,1819
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Placement Legal
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Product	Start Date	Stop Date	# Inserts
The News Tribune	10/25/2012	10/25/2012	1

LIST OF ORDINANCES PASSED BY
THE CITY OF FIFE
ORDINANCE NO. 1788

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 2.04 AND SECTIONS 2.04.010, 2.04.020, 2.04.030, 2.04.040, 2.04.050, 2.04.060, 2.04.070, 2.04.080, AND 2.04.090 TO THE FIFE MUNICIPAL CODE TO COPY THE CITY'S PUBLIC RECORDS POLICIES AND COMPLY WITH RCW REQUIREMENTS.

ORDINANCE NO. 1790

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 8.04.010 & 8.04.020 OF THE FIFE MUNICIPAL CODE TO CLARIFY NECESSARY AND ENFORCEABLE DEFENSE "NUISANCE"

ORDINANCE NO. 1791

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 16.01.020, 16.01.050, 19.02.030 AND 19.52.030 OF THE FIFE MUNICIPAL CODE TO REMOVE DISCRETIONARY AND INCONSISTENT LANGUAGE

ORDINANCE NO. 1792

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTION 10.04.310 OF THE FIFE MUNICIPAL CODE TO GIVE NOTICE TO LEASHELDERS OF IMPOUNDED VEHICLES AND ALLOW LEFT-HANDER REDEMPTION

ORDINANCE NO. 1793

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, REPEALING CHAPTER 2.18 OF THE FIFE MUNICIPAL CODE TO REMOVE "BUILDING APPROVAL" FROM THE CODE

ORDINANCE NO. 1794

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 8.34.010, 8.34.020, 8.34.045 AND REPEALING 8.34.040 OF THE FIFE MUNICIPAL CODE TO CONFORM TO THE REVISED CODE OF WASHINGTON AND APPLY CONSISTENTLY WITH THE FIFE MUNICIPAL CODE REGARDING SIGNAGE IN CITY AREAS

ORDINANCE NO. 1795

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTION 252.310 AND REPEALING SECTION 2.52.370 OF THE FIFE MUNICIPAL CODE TO REMOVE UNNECESSARY REQUIREMENTS FROM FIFE POLICE DEPARTMENT PROCESSES

ORDINANCE NO. 1796

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 2.08.020, 13.04.200, 13.16.020, 13.16.030, 13.16.040 AND 15.04.100 OF THE FIFE MUNICIPAL CODE TO UPDATE TITLES AND CORRECTLY ADAPT BY REFERENCE CURRENTLY USED SOURCES

ORDINANCE NO. 1797

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 13.04.250 AND 13.18.120 AND AMENDING SECTION 13.08.030 OF THE FIFE MUNICIPAL CODE TO CLARIFY BONDING REQUIREMENTS

ORDINANCE NO. 1798

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTION 6.04.010 AND REPEALING SECTIONS 6.04.020, 6.04.030, 6.04.040, 6.04.050, 6.04.070, 6.04.080, AND 6.04.090 OF THE FIFE MUNICIPAL CODE TO REMOVE OUTDATED PROCEDURES AND ADOPT CURRENT WASHINGTON ADMINISTRATIVE CODE REGULATIONS REGARDING DISEASED AND QUARANTINED ANIMALS

ORDINANCE NO. 1799

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, REPEALING CHAPTER 9.13 OF THE FIFE MUNICIPAL CODE DEFERRING TO THE AUTHORITY OF THE STATE AND STATE DESIGNATED AGENCIES

ORDINANCE NO. 1800

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, REPEALING CHAPTER 5.52 OF THE FIFE MUNICIPAL CODE AS BEING UNNECESSARILY RESTRICTIVE AND NO LONGER NECESSARY TO PRESERVE THE PUBLIC PEACE AND WELFARE

ORDINANCE NO. 1801

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 13.08.050 AND 14.10.030 OF THE FIFE MUNICIPAL CODE TO CLARIFY THE DUTIES OF THE FIFE HEARING EXAMINER

ORDINANCE NO. 1802

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 6.04.100, 6.04.110, 6.18.050, 6.18.120, 12.08.020, 13.32.030, 15.02.050, 17.04.100, AND 19.52.070 AND REPEALING SECTIONS 6.04.130 AND 6.04.170 OF THE FIFE MUNICIPAL CODE TO UPDATE AND KEEP CONFORMITY THROUGHOUT THE FIFE MUNICIPAL CODE

ORDINANCE NO. 1803

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 5.06.020, 9.09.040, 9.13.010, 9.21.010, 9.22.040, 9.23.010, 9.27.010, 9.29.010, 9.33.010, 9.37.010, 9.39.010, 9.43.010, 9.54.010, 9.59.010, 9.59.010, AND 9.77.010 OF THE FIFE MUNICIPAL CODE TO REMOVE INCORPORATION OF FELONIES TO CORRECT CRIMINAL CODE LEVEL, AND TO UPDATE NOW CAPTIONS AS INCORPORATED BY REFERENCE INTO THE FAC

ORDINANCE NO. 1804

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING 17.17.020 OF THE FIFE MUNICIPAL CODE TO DEFINE "MOTOR SPECIES"

ORDINANCE NO. 1805

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 5.01.160, 13.04.220, 13.08.330, AND 13.08.340 OF THE FIFE MUNICIPAL CODE TO CONFORM BASIS OF ENTRY TO CURRENT STATE AND FEDERAL LAW

ORDINANCE NO. 1805

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTION 18.05.160 OF THE FIFE MUNICIPAL CODE TO CLARIFY REQUIREMENTS FOR HIVE PLAT PREPARATION

ORDINANCE NO. 1807

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTION 9.03.040 OF THE FIFE MUNICIPAL CODE TO REMOVE UNACCEPTABLE LANGUAGE AND MORE narrowly tailor the PARALLELISM OF THE CRIME OF LITTERING

ORDINANCE NO. 1808

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 8.21 AND SECTION 8.21.010 AND AMENDING SECTIONS 3.11.020, 3.11.030, 3.70.040, 3.70.050, 3.82.020, 3.16.070, 8.16.030, 8.32.010, 9.22.010, 9.23.010, 9.29.010, 9.41.010, 9.45.010, 9.44.020, 9.51.010, 9.54.010, 9.59.010, 10.04.010, 10.04.020, 10.04.030, 10.04.040, 10.04.050, 10.04.060, 10.04.070, 10.04.080, 10.04.090, 10.04.100, 10.04.110, 10.04.120, 10.04.130, 10.04.140, 10.04.150, 10.04.160, 10.04.170, 10.04.180, 10.04.190, 10.04.200, 10.04.210, 10.04.220, 10.04.230, 10.04.240, 10.04.250, 10.04.260, 10.04.270, 10.04.280, 10.04.290, 10.04.300, 10.04.310, 10.04.320, 10.04.330, 10.04.340, 10.04.350, 10.04.360, 10.04.370, 10.04.380, 10.04.390, 10.04.400, 10.04.410, 10.04.420, 10.04.430, 10.04.440, 10.04.450, 10.04.460, 10.04.470, 10.04.480, 10.04.490, 10.04.500, 10.04.510, 10.04.520, 10.04.530, 10.04.540, 10.04.550, 10.04.560, 10.04.570, 10.04.580, 10.04.590, 10.04.600, 10.04.610, 10.04.620, 10.04.630, 10.04.640, 10.04.650, 10.04.660, 10.04.670, 10.04.680, 10.04.690, 10.04.700, 10.04.710, 10.04.720, 10.04.730, 10.04.740, 10.04.750, 10.04.760, 10.04.770, 10.04.780, 10.04.790, 10.04.800, 10.04.810, 10.04.820, 10.04.830, 10.04.840, 10.04.850, 10.04.860, 10.04.870, 10.04.880, 10.04.890, 10.04.900, 10.04.910, 10.04.920, 10.04.930, 10.04.940, 10.04.950, 10.04.960, 10.04.970, 10.04.980, 10.04.990, 10.04.1000 OF THE FIFE MUNICIPAL CODE TO CONFORM WITH CURRENT THE VERSIONS OF THE REVISED CODE OF WASHINGTON, THE WASHINGTON ADMINISTRATIVE CODE AND THE TACOMA MUNICIPAL CODE AS ADOPTED BY REFERENCE IN THE FIFE MUNICIPAL CODE

ORDINANCE NO. 1809

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 15.75 AND SECTION 15.75.010 TO THE FIFE MUNICIPAL CODE TO CLARIFY INFORMATION SURROUNDING DESIGNATION PERMITS

ORDINANCE NO. 1810

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTIONS 15.32.030 AND 15.32.050 TO THE FIFE MUNICIPAL CODE TO CLARIFY INFORMATION REGARDING FILL/GRADE PLAN REVIEW AND PERMITS

ORDINANCE NO. 1811

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTION 13.04.220 AND AMENDING SECTION 18.05.160 OF THE FIFE MUNICIPAL CODE TO UPDATE THE LIMITATIONS ASSOCIATED WITH PRELIMINARY AND FINAL PLATS

ORDINANCE NO. 1812

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTION 10.37.010 OF THE FIFE MUNICIPAL CODE TO MAKE LEFT-PHASE WASERS CONSISTENT

ORDINANCE NO. 1813

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING THE TITLES TO CHAPTERS 3.60 AND 3.61 OF THE FIFE MUNICIPAL CODE, AMENDING SECTIONS 3.60.030, 3.61.010, 3.61.015, AND 3.61.030 OF THE FIFE MUNICIPAL CODE, AND ADDING SECTION 3.60.037 TO THE FIFE MUNICIPAL CODE, ADDING A UTILITY TAX OF 0% FOR CABLE TELEPHONE, CABLE TELEVISION, AND CABLE INCREASING THE UTILITY TAX FOR NATURAL GAS, TELEPHONE, SEWER, WATER, AND STORM DRAINAGE AND SURFACE WATER MANAGEMENT UTILITY SERVICES TO 0%, AND PROVIDING SUNSET PROVISIONS

ORDINANCE NO. 1816

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, AMENDING SECTION 3.85.020 OF THE FIFE MUNICIPAL CODE REGARDING THE PUBLIC SAFETY FUND

ORDINANCE NO. 1819

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FIFE, PIERCE COUNTY, WASHINGTON, ADOPTING AN IMMEDIATE INTERDICTION ON THE ESTABLISHMENT, LOCATION, OR PERMITTING OF GAMBLING PROMISES, SETTING A PUBLIC HEARING, AND DECLARING THIS ORDINANCE A PUBLIC EMERGENCY ORDINANCE AND THIS BEING THE INTENT THEREOF