



## AGENDA

**Long Beach City Council Workshop at 5:00 p.m.**

**Long Beach City Council Meeting**

**Regular City Council February 19, 2013 at 7:00 p.m.**

Long Beach City Hall - Council Chambers

115 Bolstad Avenue West

### 5:00 PM CALL TO ORDER

- + WS 13-03 – Tour the new treatment facility, meet at 201 Pioneer Road West - **TAB – A**
- + WS 13-04 – Discuss North Long Beach Drainage project with our engineer – **TAB - B**

### 7:00 PM CALL TO ORDER; PLEDGE OF ALLEGIANCE; AND ROLL CALL

Call to order Mayor Andrew, Council Member Linhart, Council Member Maxson,  
And roll call Council Member Perez, Council Member Murry, and Council Member Phillips

### CONSENT AGENDA - TAB - C

All matters, which are listed within the consent section of the agenda, have been distributed to each member of the Long Beach City Council for reading and study. Items listed are considered routine by the Council and will be enacted with one motion unless a Council Member specifically requests it to be removed from the Consent Agenda to be considered separately. Staff recommends approval of the following items:

- Minutes, May February 4, 2012 Regular City Council meeting.
- Payment Approval List for Warrant Registers 52560 - 52805 & 70943 – 71013 for \$166,672.68

### BUSINESS

- **AB 13-07 – Public Hearing and possible Ordinance adoption– TAB – D**
- **AB 13-08 – Design Review of Performing Arts Stage – TAB – E**
- **AB 13-09 - Verna Oller Aquatic Center Trust Fund deposition – TAB – F**
- **AB 13-10 – Performing Arts Stage Bid Results and direction – TAB G**
- **AB 13-11 – Executive Session and possible settlement of Legal Issues – TAB H**

### ORAL REPORTS

- **City Council Mayor City Administrator Department Heads**

### CORRESPONDENCE AND WRITTEN REPORTS – TAB – I

- **Correspondence – Ragan’s report**
- **Business License – Sweet Celebrations; 101 Pacific Ave S #3**
- **Business License – His Supper Table; 911 Pacific Avenue North**
- **Business License – Richard Clark Strong; Outside City limits**

### FUTURE CITY COUNCIL MEETING SCHEDULE

The Regular City Council meetings are held the 1<sup>st</sup> and 3<sup>rd</sup> Monday of each month at 7:00 PM and may be preceded by a workshop commencing at 6:00 PM.

March 4 – 7:00 pm – City Council Meeting

March 18 – 7:00 pm- City Council Meeting

### PUBLIC COMMENT

At this time, the Mayor will call for any comments from the public on any subject whether or not it is on the agenda for any item(s) the public may wish to bring forward and discuss. Preference will be given to those who must travel. **Please limit your comments to five minutes. The City Council does not take any action or make any decisions during public comment.** To request Council action during the Business portion of a Council meeting, contact the City Administrator at least one week in advance of a meeting.

### ADJOURNMENT

American with Disabilities Act Notice: The City Council Meeting room is accessible to persons with disabilities. If you need assistance, contact the City Clerk at (360) 642-4421 or advise City Clerk at the meeting.

**TAB - A**



**CITY COUNCIL  
WORKSHOP BILL  
WS 13-03**

**Meeting Date: February 19, 2013**

<b>AGENDA ITEM INFORMATION</b>		
<b>SUBJECT: Tour the Recently Opened KLEAN Rehab Facility</b>	<i>Originator:</i>	
	Mayor	
	City Council	
	City Administrator	
	City Attorney	
	City Clerk	
	City Engineer	
	Community Development Director	GB
	Finance Director	
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
	Water/Wastewater Supervisor	
<b>COST: N/A</b>	Other:	
<b>SUMMARY STATEMENT: Field trip! Be at the facility, located at the old Oceanview Convalescent Center on Pioneer Road West at 5pm.</b>		

**TAB - B**



**CITY COUNCIL  
WORKSHOP BILL  
WS 13-04**

**Meeting Date: February 19, 2013**

<b>AGENDA ITEM INFORMATION</b>		
<b>SUBJECT: North Washington Drainage project update with city Engineer Edward Hodges</b>	<i>Originator:</i>	
	Mayor	
	City Council	
	City Administrator	
	City Attorney	
	City Clerk	
	City Engineer	Ed Hodges
	Community Development Director	
	Finance Director	
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
	Water/Wastewater Supervisor	
<b>COST: N/A</b>	Other:	
<b>SUMMARY STATEMENT:</b> Update on the progress and challenges of the project.		

CURRAN-McLEOD, INC.  
CONSULTING ENGINEERS

6655 S.W. HAMPTON STREET, SUITE 210  
PORTLAND, OREGON 97223

February 15, 2013

**MEMORANDUM**

**TO:** Gene Miles, City of Long Beach

**FROM:** Edward Hodges, P.E. *EPA*

**RE:** North Washington Street Drainage Improvements Project - Summary of Additional Costs

Gene:

Attached with this memorandum is a summary of actual costs to date and anticipated total cost for the North Washington Street Drainage Improvements Project. We have also attached the cost of repaving Washington, 18<sup>th</sup> and Oregon Streets as well.

As we discussed in our meeting on Tuesday, February 12, 2013 the project has seen cost increases due to utility conflicts. The most significant cost increases have been caused by the presence of previously unknown sewer, water and electrical utilities located at the intersection of 18<sup>th</sup> and Oregon Streets and south along Oregon between 18<sup>th</sup> and 16<sup>th</sup> Streets. Please note that costs to date would have been substantially higher if the City had not been as proactive as it has been in assisting the Contractor with repairs.

We have also seen an increase in project costs due to the observed condition of storm utilities encountered along during construction. In many cases, such as the intersections of 18<sup>th</sup>, 17<sup>th</sup> and 16<sup>th</sup> Street and Oregon, the existing catch basin and piping systems were found to have completely failed, thus necessitating the replacement of the structures in order for drainage to occur in these locations.

Based upon the cost of utility conflicts already encountered, Curran-Mcleod, Inc. has estimated the additional costs that may be required for completion of the remainder of the project east along 18<sup>th</sup> and north and south along Washington Street. We are obviously hopeful that additional costs will be lower, but based upon the number of unexpected utility conflicts encountered to date, most likely we will spend some or all of this estimated amount.

On the positive side, the project will have a significant impact or eliminate many long standing drainage issues in the areas of the City located east of 103 and the to the north of 16th and of Pioneer Streets.

Please let me know if you have questions and or concerns about this memo or the attached costs.

Ed

**CURRAN-MCLEOD, INC.**  
**15-Feb-13**  
**City of Long Beach**  
**North Washington Street Drainage Improvements**  
**Summary of Costs To Date and Anticipated Total Project Cost**

Engineering (Design and Construction Admin. To Date)	\$	21,860
Survey (To Date)	\$	15,000
Construction Oversight (To Date)	\$	4,500
Sub-Total (To-Date)	\$	<b>41,360</b>

Bid Cost Schedule A & B North Washington Drainage Improvements		
Low Bidder Lindstrom and Sons Construction Inc.		
Schedule A	\$	223,814
Schedule B	\$	68,714
Sub-Total	\$	<b>292,528</b>

Approved Change Orders (Includes Grinding and Backfill of Drains on Pioneer)	\$	51,412
Pending Change Orders	\$	35,900
Anticipated Change Orders on 18th and Washington Street	\$	35,000
Anticipated Additional Engineering and Observation	\$	7,500
Paving Deduct (To be applied to Paving of Washington and Oregon)	\$	(32,000)
Sub-Total	\$	<b>97,812</b>
Total Estimated Project Cost:	\$	<b>431,700.49</b>

Total Estimated Cost Paving Washington, Oregon and 18th Streets \$ **153,831**  
 (Estimate assumes 3" thickness on Washington and 2" on 18th and Oregon with GeoFabric, 4" of leveling rock on all streets and grinding on Washington)

**CURRAN-MCLEOD, INC.**  
**15-Feb-13**  
**City of Long Beach**  
**North Washington Street Drainage Improvements**  
**Summary of Approved and Pending Change Orders**

No.	Status	Desc.		
CO No. 1	Approved	Grinding on 18th and Oregon	\$	8,300
CO No. 2	Approved	Concrete fill for Abandoned 24" on Pioneer	\$	12,720
CO No. 3	Approved	New Catch Basins, Piping at 103/Pioneer and Utility conflicts	\$	5,618
CO No. 5	Approved	New Catch Basins, Piping at 18th/Oregon and Utility conflicts	\$	3,641
CO No. 6	Approved	Relocate Water and Sewer at 18th and Oregon	\$	5,265
CO No. 7	Approved	Relocate Power Lines and Drain Piping at 18th and Oregon	\$	3,389
CO No. 8	Approved	Relocate Unknown 2 inch Water Main on Oregon	\$	5,679
CO No. 9	Approved	Remove Replace Failed Catch Basin on Oregon	\$	1,210
CO No. 10	Approved	Repair/Relocate Sewer Laterals and Water Services on Oregon	\$	2,413
CO No. 11	Approved	Test Pits For Locating Unknown Utilities	\$	860
CO No. 12	Approved	Extra Manhole to remedy Sewer/ Storm conflict on 18th ROW	\$	2,318
Sub Total:			\$	<b>51,412</b>
CO No. 13	Pending	Extra Dewatering For Utility Conflicts	\$	10,000.00
CO No. 14	Pending	17th Intersection Catch Basins	\$	4,000.00
CO No. 15	Pending	16th Intersection Catch Basins	\$	4,500.00
CO No. 16	Pending	Relocate/New Water Main on Oregon Between 17th and 16th	\$	10,000.00
CO No. 17	Pending	Sewer Laterals Reconstruction on Oregon, 17th to 16th	\$	2,500
CO No. 18	Pending	New Manholes on Oregon	\$	4,900
Sub Total:			\$	<b>35,900</b>
Anticipated Change Orders on 18th and Washington Street			\$	<b>35,000</b>
<b>Grand Total</b>			\$	<b>122,312</b>



**CITY COUNCIL  
AGENDA BILL  
AB 13-11**

**Meeting Date: February 19, 2013**

<b>AGENDA ITEM INFORMATION</b>		
<b>SUBJECT:</b> Legal Issues and possible Settlement  <b>EXECUTIVE SESSION</b>	<i>Originator:</i>	
	Mayor	
	City Council	
	City Administrator	
	City Attorney	Doug Goelz
	City Clerk	
	City Engineer	
	Community Development Director	
	Finance Director	
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
	Water/Wastewater Supervisor	
<b>COST:</b> N/A	Other:	
<b>SUMMARY STATEMENT:</b> The City attorney has requested that we have an Executive Session to discuss legal issues.		
<b>RECOMMENDED ACTION:</b> If the council chooses to make a decision, it has to happen on an open public meeting.		

**TAB - C**

## LONG BEACH CITY COUNCIL MEETING

FEBRUARY 4, 2013

### CALL TO ORDER

Mayor Andrew called the meeting to order at 7:00 p.m. and asked for the Pledge of Allegiance.

### ROLL CALL

Gene Miles, City Administrator, called roll with C. Linhart, C. Perez, C. Murry, C. Phillips and Mayor Andrew present. C. Maxson was absent.

### CONSENT AGENDA

Minutes, January 22, 2013 Regular City Council meeting

Payment Approval List for Warrant Registers 52720-52757 & 70887-70942 for \$157,512.28

**C. Linhart made the motion to approve the consent agenda with C. Perez seconding the motion. 4 Ayes 0 Nays 1 Absent (C. Maxson), motion passed.**

### BUSINESS

AB 13-03      Surplus Vehicle

David Glasson, Fire Chief, presented the agenda bill. He explained the fire department has received some wild land firefighting equipment and the department does not use the 1966 International 75' platform truck enough to keep it. He is requesting that it be declared surplus with a minimum bid of \$1500. **C. Phillips made the motion to approve the agenda bill with C. Linhart seconding the motion. 4 Ayes 0 Nays 1 Absent (C. Maxson), motion passed.**

AB 13-04      Public Hearing for Ordinance 887

AB 13-05      Public Hearing for Ordinance 887a

Gayle Borchard, Community Development Director, presented the two agenda bills. Ordinance 887 pertains to revised Title 5, Chapter 7; Public Nuisances and Ordinance 887a is in regards to a fully revised Title 14: Enforcement Procedures. Mayor Andrew opened the public hearing at 7:05 p.m. and asked for comments. David Boley commented that in some cities marijuana growing would be considered a public nuisance and is asking if that is the case with this ordinance? Being no more comments Mayor Andrew closed the public hearing at 7:07 p.m. **C. Linhart made the motion to approve Ordinance 887 and Ordinance 887a, with C. Murry seconding the motion. 4 Ayes 0 Nays 1 Absent (C. Maxson), motion passed.**

AB 13-06      Resolution 2013-01 Amendments and additions to Personnel Policy

Gene Miles, City Administrator, presented the agenda bill explaining these changes are due to state law and suggestions from the State Auditor's Office. It pertains to credit card usage. **C. Phillips made the motion to approve the resolution with C. Linhart seconding the motion. 4 Ayes 0 Nays 1 Absent (C. Maxson), motion passed.**

**ORAL REPORTS**

C. Linhart, C. Perez, C. Murry, C. Phillips, Mayor Andrew, Gene Miles, Ctiy Administrator, David Glasson, Finance Director and Fire Chief, Chief Wright and Gayle Borchard, Community Development Director presented reports.

**CORRESPONDENCE AND WRITTEN REPORTS**

Correspondence – Sales Tax and Lodging Tax  
Correspondence – PD report for January 2013  
Correspondence – Don McGuire’s letter to Legislature  
Business License – Heating Solutions LLC; Astoria< OR

**PUBLIC COMMENT**

David Boley spoke on alternative fitness to help with pain management and marijuana collective gardening. Don McGuire commented on crosswalk lights.

**ADJOURNMENT**

**C. Phillips made the motion to adjourn at 7:47 p.m. with C. Linhart seconding the motion. 4 Ayes 0 Nays 1 Absent (C. Maxson), motion passed.**

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Mayor

ATTEST:

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City Clerk



# Warrant Register

Check Periods: 2013 - February - First

I, THE UNDERSIGNED DO HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED HEREIN AND THAT THE CLAIM IS A JUST, DUE AND UNPAID OBLIGATION AGAINST THE CITY OF LONG BEACH, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND CERTIFY TO SAID CLAIM.

Council Member \_\_\_\_\_ Council Member \_\_\_\_\_ Finance Director \_\_\_\_\_

Number	Name	Print Date	Clearing Date	Amount
52760	Andrew, Robert E.	2/5/2013		\$394.95
52761	Binion, Jacob	2/5/2013		\$1,469.04
52762	Bledsoe, Linda	2/5/2013		\$828.61
52763	Borchard, Gayle	2/5/2013		\$1,748.08
52764	Busby, Randy Scott	2/5/2013		\$1,795.13
52765	Cutting, Jeffrey G.	2/5/2013		\$1,886.81
52766	Fitzgerald, Rick E.	2/5/2013		\$1,374.84
52767	Gilbertson, Bradley K	2/5/2013		\$1,271.72
52768	Glasson, David R.	2/5/2013		\$2,384.74
52769	Goulter, John R.	2/5/2013		\$1,470.07
52770	Gray, Karen	2/5/2013		\$769.32
52771	Gray, Rick R.	2/5/2013		\$1,762.20
52772	Huff, Timothy M.	2/5/2013		\$1,422.72
52773	Kaino, Kris	2/5/2013		\$1,015.75
52774	Kitzman, Michael	2/5/2013		\$1,965.11
52775	Linhart, Steven P	2/5/2013		\$266.95
52776	Payroll Vendor	2/5/2013		Void
52777	Martin, Kevin R	2/5/2013		\$1,666.89
52778	Maxson, Don W	2/5/2013		\$266.95
52779	Meling, Casey K	2/5/2013		\$1,876.63
52780	Miles, Eugene S	2/5/2013		\$2,753.18
52781	Mortenson, Tim	2/5/2013		\$2,074.50
52782	Murry, Del R	2/5/2013		\$266.95
52783	Myers, Ragan S.	2/5/2013		\$1,424.28
52784	Ostgaard, Loretta G	2/5/2013		\$1,311.90
52785	Padgett, Timothy J	2/5/2013		\$1,504.47
52786	Perez, Arthur Mark	2/5/2013		\$266.95
52787	Phillips, Gerald S	2/5/2013		\$266.95
52788	Russum, Richard	2/5/2013		\$1,256.77

Number	Name	Print Date	Clearing Date	Amount
52789	Turner, Michael S.	2/5/2013		\$792.60
52790	Warner, Ralph D.	2/5/2013		\$1,995.59
52791	Wright, Flint R	2/5/2013		\$2,263.94
52792	Zuern, Donald D.	2/5/2013		\$1,904.29
52793	Payroll Vendor	2/5/2013		Void
52794	Luethe, Paul J	2/5/2013		\$1,734.99
52795	AFLAC	2/5/2013		\$375.35
52796	Association of WA Cities	2/5/2013		\$15,188.06
52797	City of Long Beach - Fica	2/5/2013		\$9,844.48
52798	City of Long Beach - FWH	2/5/2013		\$7,794.87
52799	Council Gift Fund	2/5/2013		\$60.00
52800	Dept of Labor & Industries	2/5/2013		\$1,455.92
52801	Dept of Retirement Systems	2/5/2013		\$7,494.14
52802	Dept of Retirement Systems Def Comp	2/5/2013		\$1,158.00
52803	Hartford Life Insurance	2/5/2013		\$325.00
52804	Teamsters Local #58	2/5/2013		\$183.50
52805	United Employee Benefit Trust (UEBT)	2/5/2013		\$6,553.00
70943	Miles, Gene	2/4/2013		\$137.54
70944	Zuern, Donald	2/4/2013		\$103.00
70945	Warner, Ralph	2/4/2013		\$103.00
70946	Burger, Beverly	2/6/2013		\$1,176.00
70947	Jerry Kettwig	2/4/2013		\$2,300.00
70948	Zuern, Donald	2/8/2013		\$293.80
70949	A Coastal Lock-n-Key LLC	2/15/2013		\$0.00
70950	Active Enterprises, Inc.	2/15/2013		\$799.02
70951	Addy Lab, Lic	2/15/2013		\$185.00
70952	Airgas USA LLC	2/15/2013		\$19.02
70953	ALS ENVIRONMENTAL	2/15/2013		\$534.00
70954	American Messaging	2/15/2013		\$73.31
70955	Backflow Management Inc	2/15/2013		\$1,500.00
70956	Beachdog.com Inc.	2/15/2013		\$1,743.17
70957	Beachler Enterprise, Inc.	2/15/2013		\$348.00
70958	Calvert Technical Services	2/15/2013		\$700.00
70959	Cashmere Valley Bank	2/15/2013		\$4,854.56
70960	CenturyLink	2/15/2013		\$1,743.53
70961	Chinook Observer	2/15/2013		\$422.80
70962	City of Long Beach	2/15/2013		\$1,331.39
70963	Coast Rehabilitation Services	2/15/2013		\$292.00
70964	CURRAN-MCLEOD, INC	2/15/2013		\$1,456.00
70965	Cutting, Jeff	2/15/2013		\$300.00
70966	DAVIS WRIGHT TREMAINE LLP	2/15/2013		\$1,187.50
70967	Davis, Lynn	2/15/2013		\$1,198.80
70968	Dennis Company	2/15/2013		\$701.64
70969	Department of Health	2/15/2013		\$2,223.59
70970	Department of Licensing	2/15/2013		\$36.00
70971	Dept. of Ecology	2/15/2013		\$1,764.72

Number	Name	Print Date	Clearing Date	Amount
70972	Dooley Enterprises Inc.	2/15/2013		\$2,550.70
70973	E.S. Constant Company	2/15/2013		\$15.13
70974	Englund Marine Supply	2/15/2013		\$82.80
70975	Evergreen Rural Water of	2/15/2013		\$390.00
70976	Fastenal Industrial & Construction	2/15/2013		\$45.64
70977	Ferguson Enterprises, Inc #3001	2/15/2013		\$1,440.66
70978	Ford Electric	2/15/2013		\$4,136.42
70979	Galls, AN Aramark Co.	2/15/2013		\$255.23
70980	Goelz, Doug	2/15/2013		\$1,500.00
70981	Hach Company	2/15/2013		\$1,175.02
70982	K & L Supply, Inc.	2/15/2013		\$707.32
70983	Kulbel, Jim	2/15/2013		\$1,198.80
70984	Long Beach Commercial Security	2/15/2013		\$10.78
70985	Martin, Kevin	2/15/2013		\$93.00
70986	Mccall Tire Center	2/15/2013		\$605.71
70987	Meling, Casey	2/15/2013		\$28.00
70988	Northwest Festival & Events Convention	2/15/2013		\$370.00
70989	Orman & Son Builders	2/15/2013		\$757.58
70990	One Call Concepts, Inc.	2/15/2013		\$18.48
70991	Otak	2/15/2013		\$363.00
70992	Owen Equipment	2/15/2013		\$3,305.38
70993	Pacific Art & Office Supply	2/15/2013		\$82.59
70994	Pacific County Auditor	2/15/2013		\$8,022.59
70995	Peninsula Sanitation	2/15/2013		\$1,140.43
70996	PENoyAR, WILLIAM	2/15/2013		\$1,000.00
70997	People Saver Program	2/15/2013		\$245.00
70998	Quill Corporation	2/15/2013		\$445.82
70999	Sid's Iga	2/15/2013		\$46.69
71000	Snap ON Tools	2/15/2013		\$1,023.02
71001	South District Court	2/15/2013		\$1,166.67
71002	SUNSET AUTO PARTS, INC	2/15/2013		\$2,741.91
71003	Taft Plumbing	2/15/2013		\$202.58
71004	Total Battery & Auto	2/15/2013		\$586.42
71005	TURNER, MICHAEL S	2/15/2013		\$136.10
71006	U.S Cellular	2/15/2013		\$351.17
71007	Wabo	2/15/2013		\$695.00
71008	Washington Tour Alliance	2/15/2013		\$85.00
71009	Waspc	2/15/2013		\$120.00
71010	Wilcox & Flegel	2/15/2013		\$1,214.10
71011	Wilcox & Flegel Oil Co.	2/15/2013		\$3,295.63
71012	World Kite Museum	2/15/2013		\$1,500.00
71013	Zee Medical Service Co.	2/15/2013		\$108.73
	<b>Total</b>		<b>Check</b>	<b>\$166,672.68</b>
	<b>Grand Total</b>			<b>\$166,672.68</b>

**TAB - D**



**CITY COUNCIL  
AGENDA BILL  
AB 13-07**

**Meeting Date: February 19, 2013**

**AGENDA ITEM INFORMATION**

<b>SUBJECT: Case No. RZ 2013-01: Proposed Reclassification of 111 3<sup>rd</sup> Street SE from OT- Old Town to P-Public Zone. Public Hearing and Possible Ordinance Adoption</b>	<i>Originator:</i>	
	Mayor	
	City Council	
	City Administrator	
	City Attorney	
	City Clerk	
	City Engineer	
	Community Development Director	GB
	Finance Director	
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
	Water/Wastewater Supervisor	
Other:		
<b>COST: N/A</b>		

**SUMMARY STATEMENT:** The City purchased Veterans' Field, a previously privately owned parcel, and put it into public use for the past 2 years; no conflicts with adjacent uses have been reported. The property should be reclassified (rezoned) to reflect its public ownership and use. To rezone the parcel, the City is required to conduct two public hearings, one conducted by the Planning Commission (this occurred February 12, with no public testimony or comment given), and the other conducted by the Council. Both the Commission and Council are required to consider the matter (staff report as presented to the Planning Commission attached), and the Commission is required to make a recommendation to the Council; that Commission recommendation has been made and is attached. The City Council must consider public input as well as the recommendation of the Planning Commission, make findings, and decide the matter. If the Council decides to rezone the parcel, it must adopt an ordinance to do so. Ordinance No. 888 (attached) would enact this reclassification and change the zoning map. The text of the zoning code does not need to be revised. The Appearance of Fairness Doctrine applies to this quasi-legislative decision.

**RECOMMENDED ACTION: Conduct public hearing, approve rezone and adopt Ordinance No. 888.**

**City of Long Beach  
Department of Community Development**

**STAFF REPORT**

**TO:** Long Beach Planning Commission  
**SUBJECT:** Application to Reclassify Veterans' Field from OT – Old Town to P – Public and the Revise the City's Zoning Map  
Case No. RZ 2013-01: Veterans' Field  
**APPLICANT:** City of Long Beach  
**SITE ADDRESS:** 111 3<sup>rd</sup> Street SE  
**DATE:** February 12, 2013

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**BACKGROUND**

The of Long Beach purchased property known as Assessor's Parcel 10111632224 in downtown Long Beach for use as a as a public park. The subject property is an approximately 28,485 square feet (SF) in area. Since purchasing the vacant land, the City used the property for public purposes, including a weekly farmers' market, construction of a tribute to U.S. veterans, installation of a small a small storage facility, and construction of a performing arts stage. The property is zoned OT - Old Town. Because the property is in public use, and will continue to be in public use, the City seeks to reclassify the property as Public, and to revise the City's zoning map to reflect this change. No revision to the zoning code text or to the Comprehensive Plan is necessitated by this proposed change.

**PROPERTY DETAILS**

**Property Address and Location:** 111 3<sup>rd</sup> Street Southeast. Between 2<sup>nd</sup> Street Southwest and 3<sup>rd</sup> Street Southeast from Oregon Avenue westward to the Long Beach Police Station and the back of the existing Funland building. (see attached location map)

**Legal Description:** That property described in Deed Book 9301, Page 1200. NW ¼ of SW ¼, Section 16, Township 10N, Range 11W; W.M. (see attached complete legal description)

**Comprehensive Plan Future Land Use Map Designation:** Visitor Commercial.

**Zoning:** OT – Old Town, City seeking to reclassify that to P – Public.

**Site Description:** The site is a square-shaped parcel located in downtown Long Beach. There are public parcels to the west and to the south. Currently, there is a storage shed, a flag plaza, and the foundation of a performing arts stage on site, with the rest in maintained grass. The subject site currently serves as a public park and gathering place.

**Vicinity Characteristics:**

AREA	LAND USE PLAN	ZONING	EXISTING CONDITIONS
NORTH	Visitor Commercial	OT	Commercial
SOUTH	Public	P	Public parking lots
EAST	Single Family Residential	R1	Single family residences
WEST	Visitor Commercial	OT	Commercial

**Utilities and Services:**

- Water: At site, City of Long Beach
- Sewer: Available, City of Long Beach
- Transportation: Oregon Avenue, 2<sup>nd</sup> and 3<sup>rd</sup> Streets SE, transit downtown Long Beach
- Public Education: Ocean Beach School District.
- Electricity: At site, Pacific County PUD No. 2
- Stormwater and
- Drainage: At site, City of Long Beach
- Cable: Available from Charter Communications and several satellite providers.
- Solid Waste: Available from Peninsula Sanitation
- Police and Fire: City of Long Beach Police and City of Long Beach Fire Departments
- Medical and
- Emergency Facilities: City of Long Beach EMS, Medix Ambulance Service, and Ocean Beach Hospital District No. 3
- Library: Timberland Regional Library in Ilwaco and Ocean Park
- Public Parks and
- Recreation Area (s): Numerous park and recreation areas within the City of Long Beach and within Pacific County including this site

Public Transit: Pacific Transit District Service available including Dial-A-Ride

Flood Zone: Zone B - 100 year shallow (undetermined)

## PROCEDURAL INFORMATION

### Authorizing Ordinances

City code **section 12-2-3** vests the City Council with the authority to approve or deny applications for reclassification of property zoning, upon public hearings being conducted by both the Planning Commission and the Council. Both the Commission and Council must evaluate such a request against seven (7) criteria (see analysis, below), both must make findings, and the Commission must make a recommendation to the Council.

**Procedural Requirements, Preliminary Plat:** Requirements for acting on rezones (reclassifications) of the type sought under this case are set forth in City code **section 12-3-3 (A) through (G)**.

### Process Schedule

Jan 21, 2013: Notice of Application and of Hearings distributed to all property owners located within 300 feet of the subject property

Jan 21-Feb 6: Public comment period

Jan 23 & Feb 6: Public Notice published in the Chinook Observer

Feb 12: Hearing at Planning Commission

Feb 19: Hearing at City Council

## PUBLIC COMMENTS

As of the date of the printing of this staff report (February 7, 2013), no comments had been received from the public. The deadline for comments was February 6, 2012.

## ANALYSIS

Pursuant to City code **section 12-3-3(D)**, the Commission and Council must consider seven (7) criteria when evaluating a requested property-specific zoning reclassification.

The analysis below is intended as input to the Planning Commission's independent analysis and decision. The following analysis includes evaluation of the proposed property reclassification (rezone) relative to the seven required criteria.

1. The reclassification is substantially related to the public health, safety, or welfare.  
*This reclassification reflects City policy of purchase and development of a property for uses that would directly benefit the public by providing public recreational facilities, public entertainment facilities, a tribute to those who served the public in the military, and facilities that would stimulate economic development in downtown Long Beach. The proposed reclassification meets this criterion.*
- 

2. The reclassification is warranted due to changed circumstances, or due to the need for additional land supply in the proposed land use zone classification, or the proposed zoning classification is appropriate for reasonable development of the subject property.

*The reclassification is warranted due to changed circumstances because the property has passed from private to public ownership. In addition, the reasonable development of the site under public ownership is different than that under private ownership. The use under public ownership and zoning is more focused on public welfare; under its current zoning, use would be focused on private profit. Reclassification will allow public-benefit use to occur. The proposed reclassification meets this criterion.*

---

3. The affected property is suitable for development in general conformance with zoning standards under the proposed land use zone classification.

*Pursuant to City code **section 12-8A-2**, permitted uses in the P – Public zone include Parks and recreational facilities, interpretive facilities, performing arts centers, and publically-owned theaters. The current use of the site is as a park, as an interpretive plaza paying tribute to veterans, and as a public stage (same as public theater use). The City plans to complete the public stage, currently a foundation; finalize the veteran tribute, and to continue to develop the park. These uses are completely compatible with Public zoning, and the proposed reclassification meets this criterion.*

---

4. The reclassification will not be materially detrimental to uses or properties in the immediate vicinity of the subject property or incompatible with such uses.

*The City has tested whether the use of the property for public purposes is*

*compatible with Public zoning by “phasing” the public uses: building only the foundation of a stage and using temporary cover to that foundation to see if there would be public interest in the area. Also, the City has allowed seasonal events on the property, including a farmers’ market, to see if the public would use the area. In addition, the City has monitored the tribute site to see if the public uses that site. In all cases – the stage, the seasonal events, and the tribute, the City has seen the public has interest in using the site. The farmers’ market alone brings approximately 10,500 to 11,000 members of the public to the site during its 20-week market period. In no instance has the City had a complaint from the public - neither downtown business owners nor nearby residents - regarding public use of the property. The property has proven to be completely compatible with public uses, and the proposed reclassification meets this criterion.*

---

5. The reclassification has merit and value for the community as a whole.

*See above analysis. In recent years the property has been converted from a derelict house and grassy/sandy area to a landscaped community gather spot that has drawn residents and visitors alike to downtown Long Beach to enjoy the town and build community. The proposed reclassification meets this criterion.*

---

6. The text amendment or reclassification is in accord with the comprehensive plan.

*Comprehensive Goal 1-4 states: Create unique destinations and memorable public places that strengthen the character and the experience of Long Beach. One of the strategies for implementing that goal is Strategy 1-4-g: Create places for people to gather and sit throughout the City but especially in the Old Town Area. Reclassification of the property would allow the City to continue to implement this strategy. While this property would be classified Public rather than visitor commercial, the site allows for a measure of commercial activity, such as the farmers’ market, and so actually can continue to serve as quasi-commercial at the same time it serves as a public resource. The proposed reclassification meets this criterion.*

---

7. The text amendment or reclassification complies with all other applicable criteria and standards of the Long Beach City Code.

*Staff has determined that the Critical Areas Ordinance, the Shoreline Management Program, and SEPA do not apply to this reclassification. Staff has reviewed the Long Beach code relative to this proposed reclassification, and finds*

*the proposal does not fundamentally conflict with City code or the Comprehensive Plan. The proposed reclassification meets this criterion.*

---

## **SUGGESTED FINDINGS**

Staff provides the Planning Commission of the City of Long Beach, Washington the following suggested findings of fact as input to the Commission's own evaluation of Case No. RZ 2013-01. Staff recommends the Commission make the following affirmative findings:

1. Case No. RZ 2013-01 complies with relevant portions of the City's Comprehensive Plan, adopted via Ordinance 838, as may be amended.
2. Case No. SSDP 2012-01 complies with relevant portions of the City's Zoning Regulations, adopted via Ordinance 849, as may be amended.

## **SUGGESTED ACTION**

Based on the analysis and suggested findings of fact, above, staff recommends the Planning Commission make a recommendation to the Long Beach City Council to APPROVE case No. RZ 2013-01.

## **ATTACHMENTS**

1. Location map
2. Complete legal description

# City of Long Beach Planning Commission

## MEMORANDUM

**TO:** Long Beach City Council

**SUBJECT:** Recommendation Regarding Case No. RZ 2013-01  
Reclassify Zoning of Veteran's Field from OT – Old Town to P – Public

**FROM:** Long Beach Planning Commission  
Wellington Marsh, Chair  
Curtis Epping  
Lesley Ferguson

Kathleen Graham  
William Stidham

**DATE:** February 12, 2013

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HONORABLE MAYOR AND MEMBERS OF THE COUNCIL:

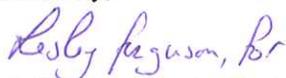
On behalf of the Planning Commission, it is my privilege to forward our recommendation regarding reclassification (rezoning) of the area known as Veterans' Field from the OT – Old Town zone to the P – Public zone. Pursuant to **section 11-2A-1(A)** of the Long Beach City code, the Planning Commission has conducted a public hearing on the matter, considered the matter, made findings, and offers the Council our recommendation. Pursuant **section 12-3-3(D)**, the findings made by the Commission are as follows:

1. The reclassification is substantially related to the public health, safety, and welfare; and
2. The reclassification is warranted due to changed circumstances, specifically, the property has been obtained by the City and is and will continue to be used for public purposes; and
3. The property is suitable for development in general conformance with zoning standards under the proposed land use zone classification of P – Public; and
4. The reclassification will not be materially detrimental to uses or properties in the immediate vicinity of the subject property or incompatible with such uses as the property has been used for public purposes for two years without conflict with neighboring properties; and
5. The reclassification has merit and value for the community as a whole by allowing its development for public recreational and economic development purposes; and
6. The reclassification is in accord with the comprehensive plan; and
7. The reclassification complies with all other applicable criteria and standards of the Long Beach City Code.

It is the Commission's understanding the City will conduct a second public hearing, consider the matter including this Commission's recommendation, and make the final determination regarding this proposed zoning reclassification.

The Commission recommends the Council APPROVE RECLASSIFICATION of Veterans' Field from OT – Old Town to the P – Public zone, and ADOPT the mechanism necessary to accomplish this rezone.

Sincerely,



Wellington Marsh, Chair

## ORDINANCE No. 888

**AN ORDINANCE OF THE CITY OF LONG BEACH, PACIFIC COUNTY,  
WASHINGTON, PROVIDING FOR RECLASSIFICATION OF ZONING FOR  
ASSESSOR'S PARCEL NUMBER 10111632224, A PARCEL COMMONLY KNOWN AS  
VETERANS' FIELD LOCATED AT 111 3<sup>RD</sup> STREET SOUTHEAST AND PROVIDING  
FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT**

**WHEREAS**, the City of Long Beach acquired Assessor's Parcel Number 10111632224 in October 2010, transferring it from private to public ownership; and,

**WHEREAS**, the City of Long Beach improved the property, began to use it for public purposes, and has continued to use it for these purposes for two years with no land use conflicts resulting; and,

**WHEREAS**, the City of Long Beach desired to reclassify the parcel from its current zoning designation OT – Old Town to P – Public to better reflect the property's actual use; and,

**WHEREAS**, the Long Beach Planning Commission made required public notification and conducted a public hearing, considered the matter, made findings, and made recommendations to the City Council; and,

**WHEREAS**, the Long Beach City Council made required public notification and conducted a public hearing, considered the matter, and considered the planning Commission's recommendation; and,

**WHEREAS**, the City Council adopts the following Finding of Fact:

1. The reclassification is substantially related to the public health, safety, and welfare; and
2. The reclassification is warranted due to changed circumstances, specifically, the property has been obtained by the City and is and will continue to be used for public purposes; and
3. The property is suitable for development in general conformance with zoning standards under the proposed land use zone classification of P – Public; and
4. The reclassification will not be materially detrimental to uses or properties in the immediate vicinity of the subject property or incompatible with such uses as the property has been used for public purposes for two years without conflict with neighboring properties; and
5. The reclassification has merit and value for the community as a whole by allowing its development for public recreational and economic development purposes; and
6. The reclassification is in accord with the comprehensive plan; and
7. The reclassification complies with all other applicable criteria and standards of the Long Beach City Code.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LONG BEACH DOES  
ORDAIN AS FOLLOWS:**

**Section 1. Parcel Zoning Reclassified**

Assessor's Parcel Number 10111632224, described in the deed found at Auditor's File No. 8128845, shall be reclassified from the Old Town zoning district to the Public zoning district. Any development of the parcel shall comply with the guidelines, laws, and regulations of the City of Long Beach that apply to the Public zoning district.

**Section 2. Severability Clause.**

If any provision of this Ordinance or its application to any person or circumstances is held invalid, the remainder of the Ordinance, or the application of the provision to other persons or circumstances is not affected.

**Section 3. Repeal of conflicting ordinances**

All existing Ordinances are hereby repealed insofar as they may be in conflict with this ordinance.

**Section 4. Effective Date.**

This Ordinance shall be in full force and effect five days from and after its passage, approval, and publication in the manner required by law.

Passed this 19th day of February 2013.

AYES 0

NAYS 0

ABSENT 0

ABSTENTIONS 0

\_\_\_\_\_  
Robert E. Andrew, Mayor

ATTEST:

\_\_\_\_\_  
David Glasson, City Clerk



**Case No. RZ 2013-01**

City of Long Beach

311 3<sup>rd</sup> Street Southeast

Reclassify from OT – Old Town to P – Public



1715-b north pacific avenue • long beach, washington 98631  
(360) 642-4454 • fax (360) 642-4054  
www.hlb-otak.com

## Legal Description of Lot 25 "As Adjusted"

For Epping-Fate

June 30, 2010

Portions of Parcels A and B, as identified in Deed Book 9301, Page 1200, Pacific County Auditor's Office, more particularly described as follows:

Beginning at the Northwest corner of Lot 25, Plat of Long Beach, according to the plat recorded in Volume D-1 of Plats at Page 6 in the Office of the Pacific County Auditor;

Thence along the West line of said Lot 25, South  $04^{\circ}33'15''$  West, a distance of 45.00 feet to the Southwest corner of said Lot 25, Plat of Long Beach;

Thence along South line of said Lot 25, South  $85^{\circ}26'45''$  East, a distance of 183.00 feet to the Northwest corner of the intersection of South 3<sup>rd</sup> Street and Oregon Avenue;

Thence along the West right-of-way of Oregon Street, North  $04^{\circ}33'15''$  East, a distance of 180.00 feet to the Southwest corner of the intersection of South 2<sup>nd</sup> Street and Oregon Avenue;

Thence along the South right-of-way of 2<sup>nd</sup> Street, North  $85^{\circ}26'45''$  West, a distance of 150.00 feet to a point;

Thence South  $04^{\circ}33'15''$  West, a distance of 135.00 feet to a point on the North line of Lot 25, Plat of Long Beach;

Thence along the North line of said Lot 25, North  $85^{\circ}26'46''$  West, a distance of 33.00 feet to the Point of Beginning.

Subject to a 10.00 wide easement for ingress, egress and utilities, more particularly described as follows:

Beginning at the Northwest corner of the above described parcel;

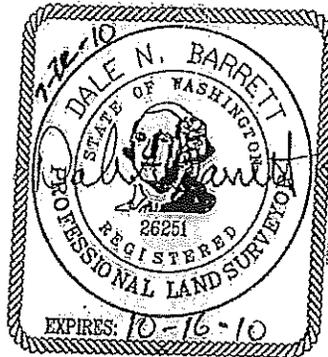
Thence along the West line of the above describe parcel, South  $04^{\circ}33'15''$  West, a distance of 135.00 feet;

Thence South  $85^{\circ}26'45''$  East, a distance of 10.00 feet;

Thence North  $04^{\circ}33'15''$  East, a distance of 135.00 feet to a point on the South right-of-way of South 2<sup>nd</sup> Street;

Thence along the South right-of-way of South 2<sup>nd</sup> Street, North  $85^{\circ}26'45''$  West, a distance of 10.00 feet to the **Point of Beginning**.

Located in Section 16, Township 10 North, Range 11 West of the Willamette Meridian and containing 28,485.00 Square Feet.



**TAB - E**



**CITY COUNCIL  
AGENDA BILL  
AB 13-08**

**Meeting Date: February 19, 2013**

<b>AGENDA ITEM INFORMATION</b>		
<b>SUBJECT: Case No. DR 2013-02: Design Review of the Veterans' Field Performing Arts Stage</b>	<i>Originator:</i>	
	Mayor	
	City Council	
	City Administrator	
	City Attorney	
	City Clerk	
	City Engineer	
	Community Development Director	GB
	Finance Director	
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
	Water/Wastewater Supervisor	
<b>COST: N/A</b>	Other:	
<p><b>SUMMARY STATEMENT:</b> City proposes to build the second phase of the downtown performing arts stage. Phase 1 was the foundation and Phase 2 is the actual structure. The Planning Commission analyzed the design (staff report attached) and made a recommendation (also attached). The final determination on this matter is by the Council, who must make findings, with input from the Commission.</p>		
<p><b>RECOMMENDED ACTION:</b> <i>Evaluate design, make findings, and approve DR 2013-02.</i></p>		

**City of Long Beach**  
**Department of Community Development**

**STAFF REPORT**

**TO:** Long Beach Planning Commission  
**SUBJECT:** Case No. DR 2013-02  
Performing Arts Stage on Veterans' Field  
**APPLICANTS:** City of Long Beach  
**SITE ADDRESS:** 311 Oregon Avenue South  
**DATE:** February 12, 2013

---

**BACKGROUND**

Due to a pending rezone, it is expected the subject property will be located in the P – Public zoning district on or about February 25, 2013, and design review is required pursuant to **section 12-10-3(A)** of the Long Beach City code. The property is a generally square lot located in downtown Long Beach between the police station and Oregon Avenue (see location map). The subject property has been recently developed with a public plaza, a storage shed, and the foundation to the subject project. The area of the subject property is approximately 28,485 square feet (SF).

The City proposes to build an approximately 1,850 SF performing arts stage at the subject site.

**PROCEDURAL INFORMATION**

**Authorizing Ordinances:** Long Beach City Code Title 12, Zoning Regulations, **section 12-10-5(C)**. More specifically as follows:

“The city council shall review and act upon any design review application not included in subsections A and B of this section. Prior to its review, the city council shall receive a recommendation from the city administrator and the planning commission.” The proposed project is not identified as reviewable by the Planning Director or the Planning Commission. Therefore, design review and final action are by the Council with input from staff and a recommendation from the Commission.

## **ANALYSIS**

Below are relevant sections of the Long Beach City code, and an analysis of whether or not the project as proposed conforms to City code. Breaks in sequencing occur where sections of the code that are not relevant to this proposal have been omitted.

---

### **Intent**

**Section 12-6B-1** describes the intent of the P zoning district: The intent of the P – Public district is to provide for public and quasi-public government facilities, and to ensure that there is a compatible relationship between such uses and the surrounding area. The P public district implements the P Public land use designation of the City of Long Beach Comprehensive Plan.

*The project as proposed would serve as a public performing arts facility on public land. This land has been used publicly for more than a year without conflicts to adjacent and properties. The project as proposed meets the intent of the P zone.*

---

### **Permitted Uses**

**Section 12-8A-2(A)** sets forth permitted uses (“uses by right”) in the P zoning district: performing arts centers and publicly-owned theaters are allowed as permitted uses.

*The City proposes to construct a performing arts stage, which would primarily have characteristics of a performing arts center, and secondarily as a public theater, both permitted uses. The project as proposed conforms to City code.*

---

### **Standards**

**Section 12-8A-4** sets forth standards in the P zone:

**A1. Lot Size:** There is no minimum lot size.

*The project as proposed conforms to code.*

---

**A2. Lot Coverage:** There is no maximum lot coverage.

*The project as proposed conforms to code.*

---

**A.3 Setbacks:** There are no setbacks, except as may be determined through design review.

*The existing foundation is setback 20 feet from 3<sup>rd</sup> Street Southeast and 5 feet from Oregon Avenue South. The project as proposed conforms to code.*

---

**B. Building Height:** The maximum building height shall be the building height for the zone district most closely associated with the property, except the City Council, upon recommendation from the Planning Commission, may grant additional height, provided an affirmative finding is made that:

1. The additional height is necessary for the use of the building; and
2. The building design, scale and massing is compatible with the surrounding area.

*The height to the top of the proposed stage is 34 feet from adjacent grade; the subject parcel is adjacent to and its land use is most like OT –Old Town, where maximum building heights are 35 feet pursuant to City code section 12-6A-4(B)(1). The project as proposed conforms to code.*

---

**C. Signs:** As provided for in chapter 14, including article A, of this title.

*While the City will include signage in the proposed project, that signage has not yet been designed, and will undergo separate design review in the future.*

---

**D. Parking:** As provided for in chapter 12 of this title. **Section 12-12-2** defines off-street parking requirements for specific uses; none of these uses exactly matches the proposed use. Under this circumstance the code calls for the sufficiency of off-street parking to be evaluated on a case-by-case basis during design review.

*Immediately south and across 3<sup>rd</sup> Street Southeast are 3 large paved public parking lots. These lots in combination with other public street parking provide in excess of 200 free public parking spaces. This parking should be sufficient for any event at the proposed stage. The project as proposed conforms to code.*

**E. Design Review:** All new construction, additions, and exterior alterations shall be subject to design review.

*The City is subjecting itself to its own design review process. The project as proposed conforms to code.*

---

**F. Landscaping:** As provided for in chapter 13 of the zoning code.

*The subject property is already landscaped. The project as proposed conforms to code.*

---

**G. Maximum Building Size:** Ten thousand (10,000) square feet per floor.

*The proposed stage would be approximately 1,850 square feet. The project as proposed conforms to code.*

---

**H. Density:** No maximum.

*The project as proposed conforms to code.*

---

### **Design Criteria for the P Zoning District**

**Section 12-10A-4** sets out the intent of and specific design criteria for the P zoning district (as well as several other districts). Following are the relevant sections of the municipal code; a break in the sequencing occurs where sections that are not relevant to this proposal have been omitted.

---

**A. Intent:** Generally, the intent of these districts is to provide for public uses and activities. Architectural styles should be those most associated with the area surrounding the property. To accommodate the specific needs of public uses, some flexibility in design standards may be necessary. There should be greater design latitude for properties not adjacent to any zone in which design review is required. For facilities in natural areas, structures should blend with the natural setting of the dunes.

*The subject property is an extension of downtown uses and architecture, and the early seashore or Craftsman theme of design would be expected. The project as proposed would display early seashore theme through use of natural cedar shingles, painted trim, exposed deep rafter ends to mimic corbels, mullioned windows, and a prominent, distinctive, and attractive cupola. It also displays Craftsman influence through its distinctive broken pitch roofline. This building to some extent reflects the architecture of the City's very distinctive and attractive downtown gazebo. The project as proposed conforms to code.*

---

**B1. Roofs:** Pitched roofs of not less than five to twelve (5:12) are required, unless it is determined by the reviewing authority that such a roof pitch would not be compatible with the function or location of the building or structure.

*The project as designed has multiple rooflines, and even multiple pitches within single rooflines. The pitch of the cupola would be a steep 12:12. Both the main roof and the secondary roofs would have broken pitches with most of the roof a 7:12, and the lower 1/3 at 4:12. Overall, the roofs of the proposed building conform to code, with a minority portion slightly less than code to achieve a distinctive and attractive style that would be compatible with both the function and location of the structure. The project as proposed generally conforms to code.*

---

**B2. Wood Siding:** The siding material shall be one that is allowed in the zone district most closely associated with the property. Cedar shingle, board and batten, lap or clapboard siding is preferred.

*The building as proposed would be clad 100% in natural cedar shingle, with a reveal not to exceed 8 inches. The project as proposed conforms to code.*

---

**B3. Finishes:** Natural, painted or stained finishes are permitted.

*The building will be clad in natural cedar, and will have a natural oil finish. The project as proposed conforms to code.*

---

**B4. Trim:** Trim should be provided around all windows, doors and to accent the architecture of the building. Trim should be painted in a contrasting color, but may be left unfinished if the exterior siding material is also unfinished.

*The building will be trimmed in wood, painted white or cream, a traditional early seashore combination. The project as proposed conforms to code.*

---

**B5. Building Form and Scale:** Building forms and features are encouraged that will be compatible with surrounding neighborhoods, help to break up the mass of buildings, and provide scale to pedestrians. Where appropriate, features such as canopies or porches should be used at entrances. Long walls should have offsets or use elements such as bays and porches, especially on street facades. Roofs should have changes in height or projecting features such as cross gables, dormers, cupolas.

*The building is proposed to have 2 wings to offset the mass of the central main stage. The rooflines of the wings are at a different level than the main roof, to add interest and balance. There will be a substantial cupola to add interest and character to the building. Two transom windows on the wings will add visual interest, breaking up two large walls. The project as proposed conforms to code.*

---

**B6. Screening:** Trash receptacles and ground-placed HVAC units shall be screened from public view by landscaping, fencing, or other appropriate method.

*There will be no HVAC at this site. Trash receptacles are already on site, and each sits within an individual screening enclosure. This practice will continue. The project as proposed conforms to code.*

---

## **FACILITIES AND INFRASTRUCTURE**

**Water:** Water service is on site.

**Sewer:** Sewer service is available, and on site at adjacent properties.

**Access:** Access will be from Pacific Highway, Oregon Avenue South, and 2<sup>nd</sup> and 3<sup>rd</sup> Streets Southeast.

## **STAFF RECOMMENDATION**

Staff recommends APPROVAL, based on the design as submitted, and subject to the following findings:

### **Findings:**

1. The proposal complies with the Comprehensive Plan and other adopted city policies;
2. The proposal meets the requirements of the Title 12, Zoning Ordinance, of the City of Long Beach Municipal Code;
3. The proposal satisfies the criteria and purposes of Title 12, Chapter 10 – Design Review Criteria;
4. The proposal is consistent with the City’s Design Guidelines.
5. That minor portion of the roof less than 5:12 in pitch would be compatible with the function and location of the proposed building.

### **Conditions:**

1. None.

## **ATTACHMENTS**

Location map

Drawings



**Case No. DR 2013-02**

City of Long Beach

111 3<sup>rd</sup> Street Southeast

Reclassify from OT – Old Town to P – Public

## Design Changes

---

Below are changes to the project design that occurred after plans were delivered to the City. These are reflected as clouded items on the plan set, the numbers on the plan set in triangles reflect the numbers below. Therefore, item  on the plan set is note 3, below.

1. All items identified as concrete based siding or building materials are to be natural cedar. Shingles are to be No. 1.
2. All Simpson ties and connectors are to be hot-dipped galvanized.
3. Roofing is to be 50-year architectural.
4. The interior toe plate is to be  $\frac{3}{4}$  X 5- $\frac{1}{2}$  (reduced from  $\frac{3}{4}$  X 7- $\frac{1}{2}$ )
5. The ceiling-wide grid is to be a lighting pipe rack or equivalent, on 4'-0" centers as part of your design-build of the electrical system.
6. On both the eastern and western facing walls, a 2'-0" X 14'-0" fixed light paned window has been added.
7. No brick veneer. No aesthetic treatment of the vertical surfaces of the stage foundation.
8. The louvered vent is to be of wood.
9. Trim is to be painted white, cedar shingles to be oiled.

# City of Long Beach Planning Commission

## MEMORANDUM

**TO:** Long Beach City Council

**SUBJECT:** Recommendation Regarding Case No. DR 2013-02  
Design Review of the Veterans' Field Performing Arts Stage

**FROM:** Long Beach Planning Commission  
Wellington Marsh, Chair  
Curtis Epping  
Lesley Ferguson

Kathleen Graham  
William Stidham

**DATE:** February 12, 2013

---

HONORABLE MAYOR AND MEMBERS OF THE COUNCIL:

On behalf of the Planning Commission, it is my privilege to forward our recommendation regarding design review of the proposed Veterans' Field Performing Arts Stage. Pursuant to **section 12-10-5(C)** of the Long Beach City code, the Planning Commission has conducted a review of the subject structure, considered the matter and analyzed the proposed design relative to the design requirements and lot standards of the City of Long Beach, and made findings as follow:

1. The proposal complies with the Comprehensive Plan and other adopted city policies;
2. The proposal meets the requirements of the Title 12, Zoning Ordinance, of the City of Long Beach Municipal Code;
3. The proposal satisfies the criteria and purposes of Title 12, Chapter 10 – Design Review Criteria;
4. The proposal is consistent with the City's Design Guidelines.
5. That minor portion of the roof less than 5:12 in pitch would be compatible with the function and location of the proposed building.

It is the Commission's understanding the City Council will consider the matter including this Commission's recommendation, and make the final determination regarding this proposed design review.

The Commission recommends the Council APPROVE design of the Veterans' Field Performing Arts Stage as presented in Case No. DR 2013-02.

Sincerely,



Wellington Marsh, Chair

**TAB - F**



**CITY COUNCIL  
AGENDA BILL  
AB 13-09**

Meeting Date: February 19, 2013

**AGENDA ITEM INFORMATION**

<b>SUBJECT: Verna Oller Aquatic Center Trust Fund deposition</b>	<i>Originator:</i>	
	Mayor	RA
	City Council	
	City Administrator	
	City Attorney	
	City Clerk	
	City Engineer	
	Community Development Director	
	Finance Director	
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
<b>COST: N/A</b>	Water/Wastewater Supervisor	
	Other:	

**SUMMARY STATEMENT:** *The Swimming Pool Task Force, appointed by the Mayor has spent a great deal of time an effort to determine the best way to possible make Ms. Oller's dream of a local swimming pool a reality in Long Beach. After a great deal of research the Task Force is recommending to the City Council that the money not be taken for the construction of a pool by the City as the ongoing operational costs would be prohibitive.*

**RECOMMENDED ACTION:** *Approve and notify Guy Glenn Sr of this official City decision.*

TAB - G



**CITY COUNCIL  
AGENDA BILL  
AB 13-10**

**Meeting Date: February 19, 2013**

<b>AGENDA ITEM INFORMATION</b>		
<b>SUBJECT:</b> Performing Arts Stage Bid Results and direction.	<i>Originator:</i>	
	Mayor	
	City Council	
	City Administrator	
	City Attorney	
	City Clerk	
	City Engineer	
	Community Development Director	
	Finance Director	DG
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
<b>COST:</b> N/A	Water/Wastewater Supervisor	
	Other:	
<p><b>SUMMARY STATEMENT:</b> The bids are scheduled to close on Friday, February 15, 2013 at 3:00. Bids will be tallied and provided to the council in time for the meeting. Once we know the estimates, staff can then proceed to apply to the Templin foundation with a grant request.</p>		
<p><b>RECOMMENDED ACTION:</b> Depending on bid results, authorize staff to proceed with the grant application.</p>		

**TAB — H**



**CITY COUNCIL  
AGENDA BILL  
AB 13-11**

**Meeting Date: February 19, 2013**

<b>AGENDA ITEM INFORMATION</b>		
<b>SUBJECT:</b> Legal Issues and possible Settlement  <b>EXECUTIVE SESSION</b>	<i>Originator:</i>	
	Mayor	
	City Council	
	City Administrator	
	City Attorney	Doug Goelz
	City Clerk	
	City Engineer	
	Community Development Director	
	Finance Director	
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
	Water/Wastewater Supervisor	
	Other:	
<b>COST:</b> N/A		
<b>SUMMARY STATEMENT:</b> The City attorney has requested that we have an Executive Session to discuss legal issues.		
<b>RECOMMENDED ACTION:</b> If the council chooses to make a decision, it has to happen on an open public meeting.		

**TAB - I**

Report: AGY064P2  
710-LBL BLSD020

State of Washington  
Business Licensing Service  
Agency Requirements Document (ARD)

Date: 02 13 2013  
Page: 1

LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: Sole Proprietor

UBI Number : 603 275 675 001 0001  
Application ID : 2013 044 4480  
Application Received Date: 02 13 2013

Legal Entity Name : RICHARD CLARK STRONG

Fees : \$125.00  
Expiration Date: 02 28 2014

Firm Name : RC STRONG CONSTRUCTION

Location Phone/FAX: (541) 840-2583 (000) 000-0000

First Date of Business: 05 01 2013

Location Address : 20757 WAGONTIRE WAY  
BEND OR 97701 8669

Mail Addr: PO BOX 5518

BEND OR 97708 5518

In City Limits:

Product/Serv Desc: Services  
Services TIME SHARE RESORTS REMODEL

Operator Comments:

Previous Business License: N

Square Footage: 0 Applying as Non Profit Business: N  
501(C) Received: -

Email Address: rcstrong@yahoo.com

Additional Business Activities:

General/Specialty Contractor # N/A

Unable to verify Contractor license number in the Contractor database.

Account Status: Pending Approval

Zoning	N/A	2/13/13	Fire	
Building			Police	
Finance			Planning	
Comments:				

Report: AGY064P2  
710-LBL BLS020

State of Washington  
Business Licensing Service  
Agency Requirements Document (ARD)

Date: 02 13 2013  
Page: 1

LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: Non Profit Corporation

UBI Number : 601 891 702 001 0002  
Application ID : 2013 044 4986  
Application Received Date: 02 13 2013

Legal Entity Name : HIS SUPPER TABLE

Firm Name : HIS SUPPER TABLE THRIFFT STORE  
Fees : \$125.00  
Expiration Date: 02 28 2014

Location Phone/FAX: (360) 642-4105 (000) 000-0000

Business Open Date: 03 01 2013

Location Address : 911 PACIFIC AVE N  
LONG BEACH WA 98631 3996

Mail Addr: PO BOX 1487  
OCEAN PARK WA 98640 1487

In City Limits: Y

Product/Serv Desc: Retail  
Retail USED CLOTHING AND HOUSEHOLD ITEMS SOLD IN THE THRI  
FT STORE PROVIDES FOR MEAL PROGRAM

Operator Comments:

Previous Business License: N

Square Footage: 0

Applying as Non Profit Business: Y  
501(C) Received: -

Conducting Business From Residence: N

Hazardous/Flammable Materials: N

Emergency Contact 1: ROBERT SALISBURY

(360) 665-2583

Emergency Contact 2: CARL LARSON

(360) 642-4070

Email Address: hisupportable@yahoo.com

Additional Business Activities:

Account Status: Pending Approval

Zoning	RC 4B	3/14/13	Fire	
		Date		Date
Building			Police	
		Date		Date
Finance			Planning	
		Date		Date
Comments:				

LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: Sole Proprietor

Legal Entity Name : ANGELA COX

Firm Name : SWEET CELEBRATIONS

Location Phone/FAX: (360) 244-1697 (000) 000-0000

Location Address : 101 PACIFIC AVE S # 3  
LONG BEACH WA 98631 4019

In City Limits: Y

Product/Serv Desc: Retail  
Retail BAKE AND SELL CUPCAKES AND OTHER SWEETS

Operator Comments:

Previous Business License: Y

Square Footage: 0

Applying as Non Profit Business: N  
501(C) Received: -

Conducting Business From Residence: N

Emergency Contact 1: ANGELA COX

Emergency Contact 2: GREGORY D MCLEOD

Email Address: ANGDCOX@YAHOO.COM

Additional Business Activities:

Hazardous/Flammable Materials: N  
(360) 244-1697  
(360) 642-4489

Account Status: Pending Approval

*2/1/13 - see AngelenCox  
will be cupcakes, cake balls,  
sweetshop, we discussed  
signature issues & made some  
small talk to her before  
purchasing sign - CP*

		Date
Zoning	Fire	
Building	Police	
Finance	Planning	
Comments:		