



AGENDA

Long Beach City Council Workshop at 6:00 p.m.

**Long Beach City Council Meeting
Regular City Council May 6, 2013 at 7:00 p.m.**
Long Beach City Hall - Council Chambers
115 Bolstad Avenue West

WORKSHOP BEGINS AT 6:00 PM

+ WS 13-10 – Discussion of sewer maintenance program – TAB – A

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

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

CONSENT AGENDA - TAB – B

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, April 15, 2013 Regular City Council meeting.
- Payment Approval List for Warrant Registers 52963 - 53002 & 71270 – 71360 for \$413,445.36

BUSINESS

- AB 13-22 – Stormwater Bond Ordinance No. 893 – TAB – C
- AB 13-24 – Approval of Discovery point plat – TAB - D
- AB 13-25 – Case No. SUP 2013-03 SUP for Event at Chautauqua Lodge– TAB – E
- AB 13-26 – EMS Proclamation for EMS Week – TAB - F
- AB 13-27 – Case # FP 2013-02 – TAB – G
- AB 13-28 - Ferrell: Request for Easement for House Encroachment and for Parking - TAB - H
- AB 13-29 – Approval of Fireworks Stand – TAB – I
- AB 13-30 – Request to fund Basketball Tournament – TAB - J

ORAL REPORTS

• City Council	Mayor	City Administrator	Department Heads
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CORRESPONDENCE AND WRITTEN REPORTS – TAB – K

- Correspondence – Letter to Lord Lowe from our Mayor
- Correspondence – Signage and Use of Banners
- Correspondence – Pictures of stage construction
- Correspondence – Police Report
- Correspondence – Lodging Tax and Sales Tax
- Business License - Everything Blasted; 2300 Washington Ave. N
- Business License – Bliss Construction; Seaview, WA
- Business License – Mostly Hats; 304 Pacific Ave. S
- Business License – Ifocus Consulting, Inc.; Astoria, OR
- Business License – DPR Builders & Developers, Inc.; Ocean Park, WA
- Business License – Complete Mobile Truck Repair; Clatskanie, OR
- Business License – Lifeguard Northwest, Inc.; Kent, WA
- Business License – Woods’ Family Lawn; Ocean Park, WA

FUTURE CITY COUNCIL MEETING SCHEDULE

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

May 20, - 7:00 pm – City Council Meeting

June 3 – 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

TAB

A



**CITY COUNCIL
WORKSHOP BILL
WS 13-09**

Meeting Date: May 6, 2013

AGENDA ITEM INFORMATION		
SUBJECT: <i>Waste Water discussion using a product to breakdown grease in the lift stations and collection system.</i>	<i>Originator:</i>	
	Mayor	
	City Council	
	City Administrator	
	City Attorney	
	City Clerk	
	City Engineer	
	Community Development Director	
	Finance Director	
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
COST: N/A	Water/Wastewater Supervisor	DZ, RW
	Other:	
SUMMARY STATEMENT: <i>Waste water treatment plant operator Ralph Warner would like to discuss options for breaking down grease and the benefits associated with removing the grease from the lift stations and distribution system.</i>		

TAB

B

TAB

B

LONG BEACH CITY COUNCIL MEETING

APRIL 15, 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.

CONSENT AGENDA

Minutes, April 1, 2013 Regular City Council Meeting
Payment Approval List for Warrant Registers 52921-52962 & 71182-71269 for \$274,086.52
C. Linhart made the motion to approve the consent agenda with C. Phillips seconding the motion. 4 Ayes 0 Nays, motion passed.

EXECUTIVE SESSION

C. Linhart made the motion to go into Executive Session to discuss filling the vacant council seat. C. Phillips seconded the motion. 4 Ayes 0 Nays, motion passed. The executive Session will be for approximately 10 minutes.

Mayor Andrew explained the voting will take place by ballot and in the event of a tie the Mayor breaks the tie. There was a tie between Natalie Hanson and Tom Werner, with the Mayor breaking the tie by choosing Natalie Hanson.

BUSINESS

AB-13-21 Public Hearing Ordinances 889, 890, 891 & 892

Gayle Borchard, Community Development Director, presented the agenda bill. This is a required public hearing prior to adoption of the ordinance and the annual amendments to Titles 10-11-12 & 13. Mayor Andrew opened the public hearing at 7:17 p.m. and asked for comments. Being no comments, the Mayor closed the public hearing at 7:18 p.m. **C. Phillips made the motion to approve the agenda bill with C. Linhart seconding the motion. 4 Ayes 0 Nays, motion passed.**

AB 13-22 Stormwater Bond Ordinance No 893

This agenda item has been postponed

AB 13-20 beachdog Contract

David Glasson, Finance Director, presented the agenda bill explaining the contract is the final version with beachdog.com to promote the city through the Specials for Service Members and Social Media for 2013. **C. Perez made the motion to approve the agenda bill with C. Phillips seconding the motion. 3 Ayes 0 Nays 1 Abstain (C. Murry), motion passed.**

ORAL REPORTS

C. Linhart, C. Perez, C. Murry, C. Phillips, Mayor Andrew, Gene Miles, City Administrator, Gayle Borchard, Community Development Director, David Glasson, Finance Director and Chief Wright contributed to oral reports.

CORRESPONDENCE AND WRITTEN REPORTS

Correspondence – EDC Letter

Correspondence - Well City Award letter

Correspondence – PD Report

Business License – Davidson Construction Inc.; Damascus, OR

Business License – Coastal Corner Market; 1304 Pacific Ave South

PUBLIC COMMENT

Ned Bittner, Head Basketball Coach for Ilwaco High School, asked for \$300 sponsorship for 2 tournaments being held in June 2013. The request will be on the agenda for the next council meeting.

ADJOURNMENT

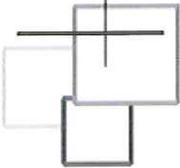
C. Phillips made the motion to adjourn at 7:44 p.m. with C. Linhart seconding the motion. 4 Ayes 0 Nays, motion passed.

Mayor

ATTEST:

City Clerk

Register



Number	Name	Print Date	Clearing Date	Amount
6067982				
Bank of Pacific				
Check				
<u>52963</u>	Binion, Jacob	4/19/2013		\$1,284.91
<u>52964</u>	Bledsoe, Linda	4/19/2013		\$840.77
<u>52965</u>	Borchard, Gayle	4/19/2013		\$1,748.16
<u>52966</u>	Busby, Randy Scott	4/19/2013		\$1,927.54
<u>52967</u>	Cutting, Jeffrey G.	4/19/2013		\$1,700.51
<u>52968</u>	Daulton, Alan T	4/19/2013		\$638.46
<u>52969</u>	Ducham, Ronald E	4/19/2013		\$671.45
<u>52970</u>	Fitzgerald, Rick E.	4/19/2013		\$1,386.42
<u>52971</u>	Gilbertson, Bradley K	4/19/2013		\$1,330.99
<u>52972</u>	Glasson, David R.	4/19/2013		\$2,384.50
<u>52973</u>	Goulter, John R.	4/19/2013		\$1,470.55
<u>52974</u>	Gray, Karen	4/19/2013		\$800.38
<u>52975</u>	Gray, Rick R.	4/19/2013		\$1,661.84
<u>52976</u>	Hurf, Timothy M.	4/19/2013		\$1,498.68
<u>52977</u>	Huffman, Leroy H	4/19/2013		\$735.34
<u>52978</u>	Kirby, Gary E	4/19/2013		\$823.04
<u>52979</u>	Kitzman, Michael	4/19/2013		\$1,965.27
<u>52980</u>	Luehe, Paul J	4/19/2013		\$1,590.79
<u>52981</u>	Martin, Kevin R	4/19/2013		\$1,603.13
<u>52982</u>	Payroll Vendor	4/19/2013		Void
<u>52983</u>	Miles, Eugene S	4/19/2013		\$2,757.01
<u>52984</u>	Mortenson, Tim	4/19/2013		\$2,087.98
<u>52985</u>	Myers, Ragan S.	4/19/2013		\$1,317.64
<u>52986</u>	Ostgaard, Loretta G	4/19/2013		\$1,311.93
<u>52987</u>	Padgett, Timothy J	4/19/2013		\$1,592.26
<u>52988</u>	Russum, Richard	4/19/2013		\$1,318.56
<u>52989</u>	Warner, Ralph D.	4/19/2013		\$2,031.31
<u>52990</u>	Wright, Flint R	4/19/2013		\$2,263.94
<u>52991</u>	Zuern, Donald D.	4/19/2013		\$1,904.61
<u>52992</u>	Meling, Casey K	4/19/2013		\$1,485.45
<u>52993</u>	AFLAC	4/19/2013		\$375.35
<u>52994</u>	Association of WA Cities	4/19/2013		\$12,773.20
<u>52995</u>	City of Long Beach - Fica	4/19/2013		\$9,614.24
<u>52996</u>	City of Long Beach - FWH	4/19/2013		\$7,730.16
<u>52997</u>	Dept of Labor & Industries	4/19/2013		\$1,686.64
<u>52998</u>	Dept of Retirement Systems	4/19/2013		\$7,695.79

Number	Name	Print Date	Clearing Date	Amount
52999	Dept of Retirement Systems Def Comp	4/19/2013		\$1,158.00
53000	Hartford Life Insurance	4/19/2013		\$325.00
53001	Teamsters Local #58	4/19/2013		\$188.50
53002	United Employee Benefit Trust (UEBT)	4/19/2013		\$6,553.00
71270	Tangly Cottage Garden	4/16/2013		\$1,087.69
71271	Wright, Flint	4/16/2013		\$17.00
71272	Glasson, David	4/16/2013		\$17.00
71273	Corral Drive IN	4/18/2013		\$61.50
71274	Warner, Ralph	4/18/2013		\$143.51
71275	Tom Sutherland	4/18/2013		\$332.00
71276	Cascade Columbia Distribution CO	4/22/2013		\$2,633.62
71277	Loyalty Days	4/24/2013		\$2,803.30
71278	Williamson, Dave	4/25/2013		\$70.91
71279	Ridout, Heather	4/25/2013		\$6.42
71280	Covel, TinaMarie	4/25/2013		\$28.49
71281	City of Long Beach	4/25/2013		\$600.00
71282	Employment Security Dept	4/25/2013		\$2,662.40
71283	Caldwell, Tye	4/29/2013		\$300.00
71284	Lindstrom Construction	4/30/2013		\$217,960.38
71285	Postmaster	4/30/2013		\$325.92
71286	Tangly Cottage Garden	5/1/2013		\$1,021.00
71287	Glasson, David	5/3/2013		\$145.21
71288	Burger, Beverly	5/3/2013		\$1,757.00
71289	Active Enterprises, Inc.	5/3/2013		\$332.48
71290	Airgas USA LLC	5/3/2013		\$17.64
71291	All Safe Mini Storage	5/3/2013		\$760.00
71292	Alpine Products Inc	5/3/2013		\$757.73
71293	ALS ENVIRONMENTAL	5/3/2013		\$1,026.00
71294	AlSCO-American Linen Div.	5/3/2013		\$375.85
71295	Arts Auto Parts Inc.	5/3/2013		\$380.00
71296	Association of WA Cities	5/3/2013		\$180.00
71297	Astoria Janitor & Paper Supply	5/3/2013		\$1,544.29
71298	Backflow Management Inc	5/3/2013		\$1,500.00
71299	Bailey's Saw Shop	5/3/2013		\$59.92
71300	Beachdog.com Inc.	5/3/2013		\$349.27
71301	Boyle, Sue	5/3/2013		\$224.78
71302	Brat Wear	5/3/2013		\$1,010.82
71303	Ced - Consolidated	5/3/2013		\$674.38
71304	CenturyLink	5/3/2013		\$1,697.67
71305	Chinook Observer	5/3/2013		\$476.80
71306	City of Long Beach	5/3/2013		\$75.00
71307	Clark, Baylee	5/3/2013		\$39.54
71308	Evergreen Septic Service	5/3/2013		\$808.50
71309	Fastenal Industrial & Construction	5/3/2013		\$13.87
71310	Ford Electric	5/3/2013		\$70.07
71311	Fosse Farms	5/3/2013		\$1,920.00

Number	Name	Print Date	Clearing Date	Amount
71312	Furrow Pump	5/3/2013		\$696.86
71313	Goelz, Doug	5/3/2013		\$1,500.00
71314	Hach Company	5/3/2013		\$394.07
71315	Hall, Wesley	5/3/2013		\$75.00
71316	Haskin, Katie	5/3/2013		\$1,139.80
71317	Hatch, John	5/3/2013		\$100.00
71318	IBS, Inc.	5/3/2013		\$982.27
71319	K & L Supply, Inc.	5/3/2013		\$1,924.99
71320	KING COUNTY FINANCE	5/3/2013		\$200.00
71321	L.N. Curtis & Sons	5/3/2013		\$1,137.07
71322	Law Enforcement Equip	5/3/2013		\$54.42
71323	Lawson Products, Inc.	5/3/2013		\$261.91
71324	Long Beach Commercial Security	5/3/2013		\$43.12
71325	Nisbett, Don Artist	5/3/2013		\$1,500.00
71326	North Coast Truck Parts	5/3/2013		\$665.00
71327	Oman & Son Builders	5/3/2013		\$384.46
71328	Otak	5/3/2013		\$5,667.00
71329	Pacific Art & Office Supply	5/3/2013		\$47.41
71330	Pacific County Fire District #1	5/3/2013		\$350.00
71331	Pacific County Sheriff's	5/3/2013		\$90.00
71332	Peninsula Sanitation	5/3/2013		\$1,309.14
71333	Peninsula Visitors Bureau	5/3/2013		\$12,441.67
71334	PENNYAR, WILLIAM	5/3/2013		\$1,000.00
71335	PERFORMANCE LIGHTING SOLUTIONS	5/3/2013		\$150.87
71336	Pitney Bowes Inc	5/3/2013		\$400.00
71337	Pollardwater.com	5/3/2013		\$405.06
71338	Public Utility District 2	5/3/2013		\$10,360.12
71339	Quill Corporation	5/3/2013		\$700.43
71340	Radio Shack	5/3/2013		\$52.77
71341	Recall Secure Destruction Services	5/3/2013		\$156.92
71342	Sea Western Fire	5/3/2013		\$995.00
71343	Sid's Iga	5/3/2013		\$49.86
71344	Standard Insurance Co.	5/3/2013		\$1,400.50
71345	SUNSET AUTO PARTS, INC	5/3/2013		\$1,051.29
71346	Terex Utilities West	5/3/2013		\$1,072.64
71347	Traffic Safety Supply Co.	5/3/2013		\$321.60
71348	Unum Life Insurance	5/3/2013		\$45.60
71349	Visa	5/3/2013		\$3,109.18
71350	WA Asphalt Pavement Assoc.	5/3/2013		\$90.00
71351	WA Finance Officers Assoc	5/3/2013		\$50.00
71352	Wadsworth Electric	5/3/2013		\$466.56
71353	Western Display Fireworks	5/3/2013		\$4,500.00
71354	Whitney Equipment Co. Inc	5/3/2013		\$5,004.08
71355	Wilcox & Flegel Oil Co.	5/3/2013		\$1,878.25
71356	WILLAPA PAPER SERVICE	5/3/2013		\$200.00
71357	Wirrkala Construction	5/3/2013		\$5,639.01

Number	Name	Print Date	Clearing Date	Amount
71358	World Kite Museum	5/3/2013		\$2,166.67
71359	Xylem Water Solutions U.S.A., Inc	5/3/2013		\$2,263.80
71360	Zero Waste Usa, Inc	5/3/2013		\$449.70
959746	Tangly Cottage Garden	4/16/2013		\$0.00
	Total		Check	\$413,445.36
	Total		6067982	\$413,445.36
	Grand Total			\$413,445.36

TAB

C

TAB

C



**CITY COUNCIL
AGENDA BILL
AB 13-22**

Meeting Date: May 6, 2013

AGENDA ITEM INFORMATION

SUBJECT: Stormwater Bond Ordinance, Ordinance No. 893	<i>Originator:</i>	
	Mayor	
	City Council	
	City Administrator	GM
	City Attorney	
	City Clerk	
	City Engineer	
	Community Development Director	
	Finance Director	DG
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
	COST: \$550,000	Water/Wastewater Supervisor
	Other:	

SUMMARY STATEMENT: AN ORDINANCE OF THE CITY OF LONG BEACH, WASHINGTON, PROVIDING FOR THE ISSUANCE OF A STORMWATER REVENUE BONDS IN THE PRINCIPAL AMOUNT OF \$550,000 TO PROVIDE FUNDS TO PAY PART OF THE COST OF THE NORTH END DRAINAGE PROJECT; AUTHORIZING THE SALE OF THE BONDS TO THE BANK OF THE PACIFIC; AND FIXING THE TERMS AND COVENANTS OF THE BOND.

RECOMMENDED ACTION: *Adopt the ordinance.*

No. R-1

\$550,000

UNITED STATES OF AMERICA
STATE OF WASHINGTON
CITY OF LONG BEACH
STORMWATER REVENUE BOND, 2013

MATURITY DATE: JUNE 1, 2023

INTEREST RATE: 3.40%

REGISTERED OWNER: BANK OF THE PACIFIC

PRINCIPAL AMOUNT: FIVE HUNDRED FIFTY THOUSAND AND NO/100 DOLLARS

The CITY OF LONG BEACH, WASHINGTON (the "City"), a municipal corporation duly organized and existing under the laws of the State of Washington, promises to pay to the Bank of the Pacific (the "Registered Owner") but solely from the Stormwater Revenue Bond Fund (the "Bond Fund") of the City, established by the Bond Ordinance (defined herein). This Bond is issued pursuant to Ordinance No. 893 of the City adopted on May 6, 2013 (the "Bond Ordinance").

This Bond shall bear interest at the rate of 3.40% per annum (computed on the basis of a 365/366 day year for actual number of days elapsed) and shall accrue from the date hereof. Principal of and interest on this Bond shall be payable in semiannual amortized installments in the amount of \$33,093.52 on each June 1 and December 1, commencing December 1, 2013, with final payment of principal and interest nevertheless due on the Maturity Date; provided, the last payment shall be in an amount equal to the remaining principal and interest due on the Bond. If any installment of principal and interest is not paid when due, the City shall be obligated to pay interest on that installment at the same rate provided herein from and after its due date until that installment is paid in full.

This Bond, designated as the "Stormwater Revenue Bond, 2013," is issued by the City in fully registered form to provide funds to pay part of the costs of the construction of the North End Drainage Project and other capital stormwater projects approved by the Council, all as set forth in the Bond Ordinance.

Installments of principal of and interest on this Bond are payable in lawful money of the United States of America and shall be paid by check or draft mailed, or by electronic transfer, by the City Finance Director (the "Bond Registrar") on or prior to the payment date to the Registered Owner at its address appearing on the books or records maintained by the Bond Registrar. The last installment of principal and interest shall be payable upon presentation and surrender of this Bond by the Registered Owner at the office of the Bond Registrar.

This Bond is payable solely out of the Bond Fund, into which fund the City irrevocably pledges to set aside and pay from Net Revenue and ULID Assessments amounts necessary to pay the principal of and interest on this Bond when due and to maintain a reserve, if necessary and required, all at the times and in the manner provided in the Bond Ordinance. This pledge shall constitute a lien and charge upon

the Net Revenue and ULID Assessments prior and superior to any other lien and charge whatsoever, and is on a parity of lien with any Future Parity Bonds.

THIS BOND IS A SPECIAL AND LIMITED OBLIGATION OF THE CITY PAYABLE ONLY FROM THE SOURCES IDENTIFIED HEREIN AND IN THE BOND ORDINANCE AND IS NOT A GENERAL OBLIGATION OF THE CITY, THE STATE OF WASHINGTON OR ANY OTHER POLITICAL SUBDIVISION THEREOF. THIS BOND DOES NOT CONSTITUTE A CHARGE UPON ANY GENERAL FUND OR UPON ANY MONEY OR OTHER PROPERTY OF THE CITY, THE STATE OF WASHINGTON OR ANY OTHER POLITICAL SUBDIVISION THEREOF NOT SPECIFICALLY PLEDGED THERETO BY THE BOND ORDINANCE.

The City may prepay this Bond prior to maturity as provided in the Bond Ordinance.

Reference is made to the Bond Ordinance for other covenants and declarations of the City and other terms and conditions upon which this bond has been issued, which terms and conditions are made a part hereof by this reference. The City irrevocably and unconditionally covenants that it will keep and perform all the covenants of this Bond and of the Bond Ordinance. Reference also is made to the Bond Ordinance for the definitions of the capitalized terms used and not otherwise defined herein.

This Bond shall not be valid or become obligatory for any purpose until the Certificate of Authentication hereon has been signed by the Bond Registrar.

The Bond may be transferred only in whole and only if endorsed in the manner provided thereon and surrendered to the Bond Registrar. Any transfer shall be without cost to the owner or transferee and shall be noted in the Bond Register. The Bond Registrar shall not be obligated to transfer the Bond during the 15 days preceding any payment date or prepayment date.

The installments of interest or principal and interest on this Bond shall be paid only to the Registered Owner as described herein and to no other person or entity, and this Bond may not be assigned except on the Bond Register.

It is hereby certified that all acts, conditions and things required by the Constitution and statutes of the State of Washington to exist, to have happened, been done and performed precedent to and in the issuance of this Bond have happened, been done and performed.

IN WITNESS WHEREOF, the City of Long Beach, Washington, has caused this Bond to be signed with the manual or facsimile signatures of the Mayor and City Clerk, and the seal of the City to be impressed or a facsimile thereof to be imprinted hereon, as of this 20th day of May, 2013.

CITY OF LONG BEACH, WASHINGTON

By _____
Mayor

[SEAL]

By _____
City Clerk

Dated of Authentication: May 20, 2013

CERTIFICATE OF AUTHENTICATION

This bond is the fully registered City of Long Beach, Washington, Stormwater Revenue Bond, 2013, described in the Bond Ordinance.

By _____
Finance Director, City of Long Beach
As Bond Registrar

ASSIGNMENT

For value received, the undersigned Registered Owner does sell, assign and transfer unto:

(name, address and social security or other identifying number of assignee)

the within-mentioned Bond and irrevocably constitutes and appoints _____
to transfer the same on the Bond Register with full power of substitution in the premises.

DATED: _____.

Registered Owner
(NOTE: The signature above must correspond with the name of the Registered Owner as it appears on Page 1 of this Bond in every particular, without alteration or enlargement or any change whatsoever.)

Signature Guaranteed:

(NOTE: Signature must be guaranteed pursuant to law.)

CITY OF LONG BEACH, WASHINGTON

ORDINANCE NO. 893

AN ORDINANCE OF THE CITY OF LONG BEACH, WASHINGTON, PROVIDING FOR THE ISSUANCE OF A STORMWATER REVENUE BOND IN THE PRINCIPAL AMOUNT OF \$550,000 TO PROVIDE FUNDS TO PAY PART OF THE COST OF THE NORTH END DRAINAGE PROJECT; AUTHORIZING THE SALE OF THE BOND TO THE BANK OF THE PACIFIC; AND FIXING THE TERMS AND COVENANTS OF THE BOND.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LONG BEACH, WASHINGTON, DO ORDAIN as follows:

Section 1. Definitions. As used in this ordinance, the following words shall have the following meanings:

“Annual Debt Service” for the applicable series of Parity Bonds for any year means all the interest, plus all principal, and plus all mandatory redemption and sinking fund installments for that year, less all bond interest payable from the proceeds of any such bonds in that year.

“Average Annual Debt Service” means the sum of the Annual Debt Service for the remaining years to the last scheduled maturity of the applicable series of bonds divided by the number of those years, except that for purposes of computing the reserve requirement for the Parity Bonds, the estimated amount of bonds to be redeemed prior to maturity may be taken into account if required under federal arbitrage regulations.

“Bank” means Bank of the Pacific, Long Beach, Washington.

“Bond” means the \$550,000 principal amount of the City’s Stormwater Revenue Bond, 2013, issued pursuant to this ordinance.

“Bond Fund” means that special fund of the City known as the Stormwater Revenue Bond Fund created by this ordinance for the payment of the principal of and interest on the Parity Bonds.

“Bond Register” means the books or records maintained by the Bond Registrar for the purpose of registration of the Bond.

“Bond Registrar,” initially, means the Finance Director of the City. At any time following the issuance of the Bond, however, the Finance Director may determine to appoint a different Bond Registrar, including, but not limited to the fiscal agency of the State of Washington. The term “Bond Registrar” also shall include any successor Bond Registrar appointed by the Finance Director as permitted by law.

“City” means the City of Long Beach, Washington, a municipal corporation duly organized and existing under and by virtue of the laws of the State of Washington.

“Code” means the United States Internal Revenue Code of 1986, as amended, and the applicable rules and regulations promulgated thereunder.

“Construction Account” means the account of the City designated by the Finance Director for the purpose of paying costs of the Project.

“Council” means the City Council of the City as the same shall be duly and regularly constituted from time to time.

“Coverage Requirement” means Net Revenue, together with the collection of ULID Assessments, at least equal to 1.00 times the Maximum Annual Debt Service in any current year on the Parity Bonds outstanding.

“Debt Service Account” means the account of that name created in the Bond Fund for the payment of the principal of, premium, if any, and interest on the Parity Bonds.

“Future Parity Bonds” means all stormwater revenue bonds of the City issued after the date of the issuance of the Bond, the payment of the principal of and interest on which constitutes a charge or lien on the Revenue of the System and ULID Assessments equal in rank with the charge and lien upon such revenue and assessments required to be paid into the Bond Fund to pay and secure the payment of the principal of and interest on the Bond.

“Installment Payment Dates” mean the first days of each June and December, commencing with December 1, 2013, to and including the Maturity Date of the Bond.

“Maintenance and Operation Costs of the System” means the actual and necessary costs of maintaining and operating the System, including reasonable amounts for administration, overhead, insurance and other similar costs, but excluding depreciation, the costs of capital additions, replacements or improvements to the System, debt service, municipal taxes and payments to the City in lieu of taxes.

“Maturity Date” means June 1, 2023.

“Maximum Annual Debt Service” means the maximum amount of Annual Debt Service which will mature or come due in the current year or any future year.

“Net Revenue” means the Revenue of the System less the Maintenance and Operation Costs of the System.

“Offer” means the offer of the Bank to purchase the Bond.

“Parity Bonds” means the Bond and any Future Parity Bonds.

“Project” means the construction of the North End Drainage Project and other capital stormwater projects approved by the Council.

“Registered Owner” means the person named as the registered owner of the Bond in the Bond Register.

“Reserve Account” means the account of that name created in the Bond Fund for the purpose of securing the payment of the principal of and interest on the Parity Bonds.

“Revenue Fund” means the Stormwater Revenue Fund into which fund the City has pledged and bound itself to pay all of the Revenue of the System as collected.

“Revenue of the System” means all earnings, revenue and money received by the City from or on account of the operation of the System, except ULID Assessments, and including the income from investments of money in the Revenue Fund and Bond Fund or from any other investment thereof except the income from investments irrevocably pledged to the payment of revenue bonds pursuant to a plan of retirement or refunding. “Revenue of the System” shall also include federal or state reimbursements of operating expenses that are included as Maintenance and Operation Costs of the System.

“System” means the existing stormwater system of the City as added to, extended and improved for as long as any Parity Bonds remain outstanding.

“ULID” means a Utility Local Improvement District.

“ULID Assessments” means all assessments levied and collected in any ULID of the City created for the acquisition or construction of additions to and extensions and betterments of the System, if such assessments are pledged to be paid into the Bond Fund (less any prepaid assessments permitted by law to be paid into a construction fund or account). ULID Assessments shall include installments thereof and any interest or penalties which may be due thereon.

Section 2. Recitals. The Council finds and determines that:

1. The City now owns, operates and maintains the System as the stormwater system.

2. The City is in need of the North End Drainage Project and it is in the best interest of the City that the City undertake various improvements at the System.

3. The Bank has offered to purchase the Bond according to the terms set forth herein and in their Offer.

4. The Council has determined it to be in the best interests of the City to issue a Stormwater Revenue Bond, 2013 in the aggregate principal amount of \$550,000 (the "Bond") to provide funds for defraying all or a portion of the cost of the Project.

5. Based on the foregoing, it is in the City's best interest to authorize the issuance and delivery of the Bond to the Bank upon the terms set forth in this ordinance.

Section 3. Findings and Determinations. The Council finds and determines that the Revenue of the System and benefits to be derived from the operation and maintenance of the System at the rates to be charged for utility services from the System will be more than sufficient to meet all Maintenance and Operation Costs of the System and to permit the setting aside into the Bond Fund out of the Revenue of the System amounts sufficient to pay the principal of and interest on the Bond when due. The Council declares that in fixing the amounts to be paid into the Bond Fund under this ordinance it has exercised due regard for Maintenance and Operation Costs of the System and has not obligated the City to set aside and pay into the Bond Fund a greater amount of Revenue of the System than in its judgment will be available over and above such Maintenance and Operation Costs of the System.

Section 4. Authorization and Description of the Bond. For the purpose of paying part of the costs of the Project and financing costs of issuance of the Bond, the City shall now issue and sell the Bond in the principal amount of \$550,000. The Bond shall be designated the "City of Long Beach, Washington, Stormwater Revenue Bond, 2013," shall be in fully registered

form, shall be numbered R-1, and shall be dated the date of its delivery to the Bank, as initial purchaser. The Bond shall bear interest at the rate of 3.40% per annum, and shall be computed on the basis of a 365/366-day year and the actual number of days elapsed. Principal and interest on the Bond shall be payable in equal semiannual amortized installments on each Installment Payment Date to the Maturity Date or earlier redemption of the Bond; provided, the last payment shall be in an amount equal to the remaining principal and interest due on the Bond. The installment payments are set forth in the Offer, which is attached hereto as Exhibit A (unless such installment payments are otherwise recalculated through earlier prepayment of the Bond as provided by Section 7 of this ordinance).

The Bond shall be payable solely from the Revenue of the System as described herein and shall not be a general obligation of the City.

Section 5. Appointment of Bond Registrar; Registration and Transfer of the Bond.

The Finance Director of the City is appointed as Bond Registrar for the Bond. The Bond Registrar shall keep, or cause to be kept, at its principal office, sufficient books for the registration and transfer of the Bond which shall at all times be open to inspection by the City. The Bond Registrar shall serve as the City's authenticating agent, transfer agent, registrar and paying agent for the bond and shall comply fully with applicable federal and state laws and regulations respecting the carrying out of those duties. The Bond Registrar is authorized, on behalf of the City, to authenticate and deliver the Bond in accordance with the provisions of the Bond and this ordinance and to carry out all of the Bond Registrar's powers and duties under this ordinance.

The Bond shall be issued only in registered form as to both principal and interest and recorded on the Bond Register. The Bond may be transferred only in whole and only if endorsed

in the manner provided thereon and surrendered to the Bond Registrar. Any transfer shall be without cost to the owner or transferee and shall be noted in the Bond Register. The Bond Registrar shall not be obligated to transfer the Bond during the 15 days preceding any Installment Payment Date or prepayment date.

Section 6. Payment of Bond. Installments of principal of and interest on the Bond shall be payable in lawful money of the United States of America and shall be paid by check or draft mailed, or by electronic transfer, by the Bond Registrar on the Installment Payment Date to the registered owner at the address appearing on the Bond Register 15 days prior to the Installment Payment Date, except that the last installment of principal and interest shall be payable upon presentation and surrender of the Bond by the registered owner at the office of the Bond Registrar. Notwithstanding the foregoing, the City may engage in any payment program established by the registered owner from time to time, so long as the City can engage in such program under Washington law. The Bond Registrar shall cancel and destroy the Bond following the surrender and payment in full of the Bond.

Section 7. Optional Prepayment and Notice. The City may, at any time, prepay the entire unpaid principal of the Bond or such lesser portion as the City may determine of the unpaid principal amount thereof. Upon prepayment of a portion of the principal of the Bond, the amount of the semiannual installments of principal and interest shall remain unchanged but shall be recalculated to reflect the reduction in the principal amount remaining unpaid and the resulting increase in the portion of each installment payment credited to the principal of the Bond. The final Installment Payment Date shall be adjusted to reflect the prepayment and increased amount applied to principal from each installment payment.

Bond Registrar, or issued by the City, such Bond may nevertheless be authenticated, delivered and issued and upon such authentication, delivery and issuance, shall be as binding upon the City as though those who signed the same had continued to be such officers of the City. The Bond may also be signed and attested on behalf of the City by such persons as at the actual date of execution of such Bond shall be the proper officers of the City although at the original date of such Bond any such person shall not have been such officer of the City.

Section 10. Bond Fund; Payments into Bond Fund. The Bond Fund shall be created in the office of the Finance Director, which fund is divided into the Debt Service Account and the Reserve Account. So long as the Bond is outstanding against the Bond Fund, the City shall set aside and pay into the Bond Fund all ULID Assessments on their collection and, out of the Net Revenue, into the Debt Service Account prior to each Installment Payment Date, an amount, together with other money on deposit therein, sufficient to pay the interest or principal and interest next coming due.

When the total amount in the Bond Fund shall equal the total amount of principal and interest for all outstanding Parity Bonds to the last maturity thereof, no further payment need be made into the Bond Fund; provided, however, any such money so paid into the Bond Fund shall be used to retire the Parity Bonds at the earliest possible date.

If there shall be a deficiency in the Debt Service Account in the Bond Fund to meet maturing installments of either principal or interest, as the case may be, such deficiency shall be made up from the Reserve Account by the withdrawal of cash therefrom for that purpose. Any deficiency created in the Reserve Account by reason of any such withdrawal shall then be made up from ULID Assessment payments and the Net Revenue first available after making necessary provisions for the required payments into the Debt Service Account. The money in the Reserve

Account shall otherwise be held intact and may be applied against the last Bond payment, except that if the Reserve Account is fully funded, any money in excess of the reserve requirement may be withdrawn and expended for the purpose of prepaying the Bond or for any other lawful System purpose.

The City may provide for the purchase, redemption or defeasance of any Parity Bonds by the use of money on deposit in any account in the Bond Fund as long as the money remaining in those accounts is sufficient to satisfy the required deposits in those accounts for the remaining Parity Bonds outstanding.

All money in the Bond Fund may be kept in cash or deposited in institutions permitted by law in an amount in each institution not greater than the amount insured by a state or the Federal Government, or may be invested in readily marketable securities backed by the full faith and credit of the United States of America maturing (or subject to sale by the City) maturing not later than the date when the funds are required for the payment of principal of or interest on the outstanding Parity Bonds (for investments in the Debt Service Account) or having a guaranteed redemption price prior to maturity and, in no event, maturing later than the last maturity of any remaining outstanding Parity Bonds (for investments in the Reserve Account). Earnings from investments in the Debt Service Account shall be deposited in that account if necessary to pay debt service and, if not, then into the Revenue Fund. Income from investments in the Reserve Account shall be deposited in that account until the amount therein is equal to the reserve requirement for the Bond or the reserve requirement of all Parity Bonds and thereafter shall be deposited in the Debt Service Account or the Revenue Fund.

The City may create sinking fund accounts or other accounts in the Bond Fund for the payment or securing the payment of Parity Bonds as long as the maintenance of such accounts does not conflict with the rights of the owners of the Parity Bonds.

A series of Future Parity Bonds may establish a reserve account requirement for the issue of Future Parity Bonds. Except for withdrawals therefrom as authorized herein, the Reserve Account shall be maintained at such reserve requirement amount for the Bond at all times so long as the Bond is outstanding.

If the City fails to set aside and pay into the Bond Fund the amounts set forth above, the owner of any of the outstanding Parity Bonds may bring action against the City and compel such setting aside and payment.

Section 11. Revenue Fund; Flow of Funds. The Revenue Fund has been created in the office of the Finance Director as a special fund of the City designated the Stormwater Revenue Fund. All of the Revenue of the System shall be deposited in the Revenue Fund as collected. The Revenue Fund shall be held separate and apart from all other funds and accounts of the City, and the Revenue of the System deposited in the Revenue Fund shall be used only for the following purposes and in the following order of priority:

- (a) To pay the Maintenance and Operation Costs of the System;
- (b) To pay the interest of any Parity Bonds;
- (c) To pay the principal of and any sinking fund requirements for any Parity Bonds;
- (d) To make all payments, if any, required to be made into the Reserve Account for any Future Parity Bonds;

(e) To pay and secure obligations having a lien upon the Revenue of the System and the money in the Revenue Fund junior and inferior to the lien thereon for the payment of the principal of and interest on any Parity Bonds; and

(f) To retire by redemption or purchase any outstanding revenue obligations of the City, to make necessary additions, betterments, improvements, replacements and repairs to or extension of the System, or for any other lawful City purposes.

Section 12. Pledge of Revenue and Lien Position; Revocation of Right to Issue Prior Lien Bonds. The Net Revenue and ULID Assessments are pledged to the payment of the Parity Bonds, and the Parity Bonds shall constitute a lien and charge upon such Net Revenue and ULID Assessments prior and superior to any other charges whatsoever.

Section 13. General Covenants. The City hereby covenants and agrees with the owners of Parity Bonds at any time outstanding, as follows:

(a) It will establish, maintain and collect such rates and charges for stormwater service so long as the Bond or any of the Parity Bonds are outstanding which will make available for the payment of the principal of and interest on such bonds as the same accrue, together with the collection of other Net Revenue and of ULID Assessments, an amount equal to the Coverage Requirement.

(b) It will at all times maintain and keep the System in good repair, working order and condition, and also will at all times operate the System and the business in connection therewith in an efficient manner and at a reasonable cost.

(c) It will not sell, lease, mortgage, or in any manner encumber or dispose of all of the property of the System unless provision is made for the payment into the Bond Fund of an amount sufficient to pay the principal of and interest on the Parity Bonds then outstanding and

that it will not sell, lease, mortgage, or in any manner encumber or dispose of any part of the property of the System that is used, useful and material to the operation thereof, unless provision is made for replacement thereof, or for payment into the Bond Fund of the total amount of revenue received from such disposition which shall not be less than an amount which shall bear the same ratio to the amount of the Parity Bonds then outstanding as the Revenue of the System available for debt service for such outstanding bonds for the twelve months preceding such sale, lease, encumbrance or disposal from the portion of the System sold, leased, encumbered or disposed of bears to the Revenue available for debt service for the outstanding Parity Bonds from the entire System for the same period. Any such money so paid into the Bond Fund shall be used to retire the Parity Bonds at the earliest possible date.

(d) While any of the Parity Bonds remain outstanding, it will keep proper and separate accounts and records in which complete and separate entries shall be made of all transactions relating to the System, and it will furnish the original purchaser or purchasers of the Parity Bonds or any subsequent owner or owners thereof, at the written request of such owner or owners, operating and income statements of the System in reasonable detail covering any calendar year when they are available.

(e) Except as permitted by law, it will not furnish stormwater disposal service to any customer whatsoever free of charge.

(f) It will carry the type of insurance on its System property in the amounts normally carried by private stormwater utility companies engaged in the operation of stormwater systems, and the cost of such insurance shall be considered part of the operating and maintaining of such System or, in lieu thereof, may self-insure or participate in a joint intergovernmental insurance pool assuring the same coverage as is carried by such private stormwater companies.

(g) It will pay all Maintenance and Operation Costs of the System and the debt service requirements of the Parity Bonds and otherwise meet the obligations of the City as set forth in this ordinance.

Section 14. Future Parity Bonds. The City reserves the right to issue Future Parity Bonds if the following conditions are met and complied with at the time of issuance of those additional bonds:

(a) There shall be no deficiency in the Bond Fund.

(b) The ordinance providing for the issuance of the Future Parity Bonds shall provide that all assessments and interest thereon which may be levied in any ULID created for the purpose of paying, in whole or in part, the principal of and interest on those Future Parity Bonds, shall be paid directly into the Bond Fund.

(c) The ordinance providing for the issuance of such Future Parity Bonds shall provide for the payment of the principal thereof and interest thereon out of the Bond Fund.

(d) The ordinance providing for the issuance of such Future Parity Bonds shall provide for the payment of an amount equal to the reserve requirement, if any, for those Future Parity Bonds into the Reserve Account in the Bond Fund from the Future Parity Bond proceeds or, to the extent that reserve requirement is not funded from Future Parity Bond proceeds, within five years from the date of issue of the Future Parity Bonds from ULID Assessments, if any, levied and first collected for the payment of the principal of and interest on those Future Parity Bonds and, to the extent that ULID Assessments are insufficient, then from Net Revenue in five approximately equal amount payments.

(e) The ordinance authorizing the issuance of such Future Parity Bonds shall provide for the payment of sinking fund requirements into the Bond Fund for any Term Bonds to

be issued and for regular payments to be made for the payment of the principal of such Term Bonds on or before their maturity, or, as an alternative, the mandatory redemption of those Term Bonds prior to their maturity date from money in the Debt Service Account.

(f) There shall be on file with the City either:

(i) a certificate of the Finance Director of the City demonstrating that the Net Revenue for any 12 consecutive calendar months out of the immediately preceding 18 calendar months, together with the annual assessments reasonably anticipated to be collected in any ULID created to pay, in whole or in part, those Future Parity Bonds proposed to be issued, shall be equal to the Coverage Requirement for each year thereafter; or

(ii) a certificate of a licensed professional engineer experienced in the design, construction and operation of municipal utilities, or from a certified public accountant, a certificate showing that in his or her professional opinion the Net Revenue for any 12 consecutive calendar months out of the immediately preceding 18 calendar months, together with the annual assessments reasonably anticipated to be collected in any ULID created to pay, in whole or in part, those Future Parity Bonds proposed to be issued, shall be equal to the Coverage Requirement for each year thereafter.

The certificate, in estimating the Net Revenue available for debt service, shall use the historical Net Revenue for any 12 consecutive months out of the 18 months immediately preceding the month of delivery of the Future Parity Bonds. Net Revenue may be adjusted to reflect:

(A) Any changes in rates in effect and not being charged or expressly committed by ordinance to be made in the future;

(B) Income derived from customers of the System that have become customers during the 12 consecutive month period or thereafter adjusted to reflect one year's net revenue from those customers;

(C) Revenue from any customers to be connected to the System who have paid the required connection charges;

(D) Revenue received or to be received which is derived from any person, firm, corporation or municipal corporation under any executed contract for stormwater or other utility service, which revenue was not included in the historical Net Revenue; and

(E) The engineer's or accountant's estimate of the Net Revenue to be derived from customers to connect within 30 days after the date of the certificate to any additions to and improvements and extensions of the System to be paid for out of the proceeds of the sale of the additional Future Parity Bonds or other additions to and improvements and extension of the System then under construction and not fully connected to the facilities of the System when such additions, improvements and extensions are completed.

If Future Parity Bonds proposed to be so issued are for the sole purpose of refunding outstanding stormwater revenue bonds, such certification of coverage shall not be required if the amount required for the payment of the principal and interest in such year for the refunding bonds is not increased over the amount required for the bonds to be refunded thereby and the maturities of such refunding bonds are not extended beyond the maturities of the bonds to be refunded thereby.

Nothing herein contained shall prevent the City from issuing revenue bonds to refund maturing Parity Bonds for the payment of which money is not otherwise available.

Section 15. Junior Lien Bonds. Nothing in this ordinance shall prevent the City from issuing stormwater revenue bonds or like obligations which are a charge upon the Revenue of the System junior or inferior to the charge thereon of the Parity Bonds or from pledging the payment of assessments into a fund or account created to pay and secure the payment of the principal of and interest on such junior lien bonds or obligations as long as such assessments are levied in a utility local improvement district or districts created in connection with carrying out the improvements to be constructed from the proceeds of the sale of such junior lien bonds or obligations.

Section 16. Application of Bond Proceeds. The Finance Director of the City is hereby authorized to deposit proceeds of the Bond into the Construction Fund to be used to pay the costs of the Project and to pay the costs of issuing the Bond.

Section 17. Refunding or Defeasance of the Bond. The City may issue refunding bonds pursuant to the laws of the State or use money available from any other lawful source to pay when due the principal of and interest on any Bond, or any portion thereof included in a refunding or defeasance plan, and to redeem and retire, refund or defease all of the principal amount of such Bond (hereinafter collectively called the “defeased Bond”) and to pay the costs of the refunding or defeasance. If money and/or noncallable “government obligations” (as defined by chapter 39.53 RCW) maturing at a time or times and bearing interest in amounts (together with money, if necessary) sufficient to redeem and retire, refund or defease the defeased Bond in accordance with its terms are set aside in a special trust fund or escrow account irrevocably pledged to that redemption, retirement or defeasance of the defeased Bond (hereinafter called the “trust account”), then all right and interest of any Registered Owner of the defeased Bond in the covenants of this ordinance and in the funds obligated to the payment of

the defeased Bond shall cease and become void. Any Registered Owner of the defeased Bond shall have the right to receive payment of the principal of and interest on the defeased Bond from the trust account. The City shall include in the refunding or defeasance plan such provisions as the City deems necessary for notice of the defeasance to be given to any Registered Owner of the defeased Bond and to such other persons as the City shall determine, and for any required replacement of a Bond certificate for the defeased Bond. The defeased Bond shall be deemed no longer outstanding, and the City may apply any money in any other fund or account established for the payment or redemption of the defeased Bond to any lawful purposes as it shall determine.

Section 18. Sale of the Bond. The Bond shall be sold to the Bank in accordance with the Offer, which is attached hereto as Exhibit A, and the acceptance of such Offer, and the fee specified therein, is hereby ratified and confirmed. If there are any inconsistencies between the Offer and this ordinance, this ordinance shall govern.

The proper officials of the City are hereby authorized and directed to do all things necessary for the prompt execution and delivery of the Bond and the items required to be delivered to the Bank under the terms of its Offer and for proper use and application of the proceeds of sale thereof.

Section 19. Reporting Requirements. With respect to the Bond, the City is exempt from the official statement and ongoing disclosure requirements of the Securities and Exchange Commission Rule 15c2-12 under the Securities Exchange Act of 1934.

The City hereby covenants and agrees for as long as the Bond remains outstanding, it will provide annually to the Bank copies of its audited annual financial report, each annual budget of the City as they become available, and other information as may be reasonably requested by the Bank.

Section 20. Tax Covenants; Designation of the Bond as a “Qualified Tax-Exempt Obligation.”

(a) *Preservation of Tax Exemption for Interest on the Bond.* The City covenants that it will take all actions necessary to prevent interest on the Bond from being included in gross income for federal income tax purposes, and it will neither take any action nor make or permit any use of proceeds of the Bond or other funds of the City treated as proceeds of the Bond at any time during the term of the Bond which will cause interest on the Bond to be included in gross income for federal income tax purposes. The City also covenants that it will, to the extent the arbitrage rebate requirements of Section 148 of the Code are applicable to the Bond, take all actions necessary to comply (or to be treated as having complied) with those requirements in connection with the Bond, including the calculation and payment of any penalties that the City has elected to pay as an alternative to calculating rebatable arbitrage, and the payment of any other penalties if required under Section 148 of the Code to prevent interest on the Bond from being included in gross income for federal income tax purposes.

(b) *Post-Issuance Compliance.* The Finance Director is authorized and directed to review and update the City’s written procedures to facilitate compliance by the City with the covenants in this Section 20 and the applicable requirements of the Code that must be satisfied after the date of its issuance to maintain the tax treatment of the Bond and the receipt of interest thereon.

(c) *Designation of the Bond as a “Qualified Tax-Exempt Obligation.”* The City designates the Bond as a “qualified tax-exempt obligation” for the purposes of Section 265(b)(3) of the Code, and makes the following findings and determinations:

(i) the Bond is not a “private activity bond” within the meaning of Section 141 of the Code;

(ii) the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds and other obligations not required to be included in such calculation) which the City and any entity subordinate to the City (including any entity that the City controls, that derives its authority to issue tax-exempt obligations from the City, or that issues tax-exempt obligations on behalf of the City) will issue during the calendar year in which the Bond is issued will not exceed \$10,000,000; and

(iii) the amount of tax-exempt obligations, including the Bond, designated by the City as “qualified tax-exempt obligations” for the purposes of Section 265(b)(3) of the Code during the calendar year in which the Bond is issued does not exceed \$10,000,000.

Section 21. Severability. If any one or more of the covenants or agreements provided in this ordinance to be performed on the part of the City shall be declared by any court of competent jurisdiction to be contrary to law, then such covenant or covenants, agreement or agreements, shall be null and void and shall be deemed separable from the remaining covenants and agreements in this ordinance and shall in no way affect the validity of the other provisions of this ordinance.

Section 22. Prior Acts. All acts taken pursuant to the authority of this ordinance but prior to its effective date are hereby ratified and confirmed.

Section 23. Effective Date. This ordinance shall be effective five days from and after its passage, approval and publication as required by law.

PASSED by the Council of the City of Long Beach, Washington, and approved by its Mayor at a regular meeting thereof held this 6th day of May, 2013.

CITY OF LONG BEACH, WASHINGTON

By _____
Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

Bond Counsel

CERTIFICATE

I, the undersigned, City Clerk of the City of Long Beach, Washington, (the "City") and keeper of the records of the City Council (the "Council"), hereby certifies as follows:

1. The attached copy of Ordinance No. ____ of the Council (the "Ordinance"), is a full, true and correct copy of an ordinance duly passed at a regular meeting of the Council held at the regular meeting place thereof on May 6, 2013, as that ordinance appears on the minute book of the City; and the Ordinance will be in full force and effect five days after publication in the City's official newspaper.

2. A quorum of the members of the Council was present through the meeting and a majority of those members present voted in the proper manner for the passage of the Ordinance.

IN WITNESS WHEREOF, I have hereunto set my hand this ____ day of May, 2013.

CITY OF LONG BEACH, WASHINGTON

City Clerk

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**CITY COUNCIL
AGENDA BILL
AB 13-24**

Meeting Date: May 6, 2013

AGENDA ITEM INFORMATION

SUBJECT: Case No. FP 2013-01 (continuation of SSDP 2012-01) – Approve Discovery Point Final Plat, Phase 1	<i>Originator:</i>	
	Mayor	
	City Council-Steven Linhart	
	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	
COST: none	Other:	

SUMMARY STATEMENT: On September 27, 2012 the Long Beach Hearing Examiner conditionally approved a Preliminary Plat of 6 lots for Anatoliy Gurnik dba Discovery Development for a development named Discovery Point. The Applicant is asking that a 2-lot Phase 1 final plat be approved. Attached is a memo describing the final plat approval process. In essence, if the final plat meets the conditions set forth in the approval of the preliminary plat as well as several statutory requirements, the Council's approval of the final plat is ministerial – that is, it must be granted and no additional conditions may be attached. Staff has reviewed the plat, site conditions, the conditions of the prior approval, and the statutory requirements and finds that the final plat meets all requirements, except the following:

1. In order to preserve the integrity of required sidewalks, the applicant asks to construct the sidewalks after house construction is complete. Staff recommends a surety bond guaranteeing construction of the sidewalks by the developer, or if necessary by the City.
2. The City has not received proof that the second installment of taxes (those generally due in October) have been paid. However, this requirement can be met at a later date, and must be met before the Assessor will assign parcel numbers and lots can be sold. According to the Assessor, this is not an unusual situation and plats are frequently approved and held until the full year's taxes are paid.

RECOMMENDED ACTION: Approve the Phase 1 Final Plat for Discovery Point.

City of Long Beach
Department of Community Development

Memo

To: Long Beach City Council
From: Gayle Borchard
CC: Mayor Andrew
file
Date: May 6, 2013
Re: Case No. FP 2013-01 (continuation of SSDP 2012-01)
Discovery Point Phase 1 Final Plat (2 lots only)

Council:

Anatoliy Gurnik representing Discovery Development applied for and received conditional approval from the hearing examiner for a preliminary plat of Discovery Point, comprising 6 lots on a 4.6-acre parcel partially in the shoreline area located along the south side of Pioneer Road West. Mr. Gurnik has applied for a Phase 1 final plat (of Lots 1 and 2 only, not located in the shoreline are) so he may now subdivide those two lots and build two single family residences.

According to Municipal Research the following applies to the approval of a Final Plat:

Final plat approval, which must be made by the legislative body [RCW 58.17.100], is in the nature of a ministerial, non-discretionary process; that is, if the applicant meets the terms of preliminary approval and the plat conforms with state law and local ordinances, final approval must be granted. [RCW 58.17.170]

Among the statutory requirements for final plat approval are: recommendation for approval by the local health department or the agency that would be furnishing sewer and water; approval by the city or county engineer; a complete survey; and certification that all taxes and delinquent assessments for the property have been paid. [See RCW 58.17.150; RCW 58.17.160; RCW 58.17.165] Final plats must be approved, disapproved, or returned to the applicant for modification within 30 days of the filing of the final plat application, unless the applicant consents to an extension. [RCW 58.17.140]

Terms of Preliminary Plat Approval

The conditions of the preliminary plat approval and the status of each are as follows:

1. The development, including any development by other than the Applicant, shall comply in all respects with the requirements of the City of Long Beach Shoreline Master Program.

Development has not yet occurred; City of Long Beach personnel will ensure future development complies with the City's SMP. The subject Phase 1 is not located in the shoreline area.

2. The development, including any development by other than the Applicant, shall comply in all respects with the applicable sections of the City of Long Beach Unified Development regulations.

Development has not yet occurred, however, all physical elements of the proposed plat evaluated by City staff to date comply with the City's unified development regulations; City of Long Beach personnel will ensure future development complies with the City's Unified Development Code.

3. The development, including any development by other than the Applicant, shall comply in all respects with the applicable sections of the City of Long Beach Zoning regulations.

All proposed plans evaluated by City staff to date comply with the City's zoning regulation and City of Long Beach personnel will ensure future development complies with the City's zoning regulations.

4. The development, including any development by other than the Applicant, shall comply in all respects with the applicable sections of the City of Long Beach Building regulations.

All proposed plans evaluated by City staff to date comply with the City's building regulations; City of Long Beach personnel will ensure future development complies with the City's building regulations.

5. The development, including development by other than the Applicant, shall comply in all respects with the requirements of the City of Long Beach Critical Areas regulations.

Critical Areas of concern for this project are wetlands. The applicant made a good faith and effective effort to avoid and minimize impacts and to mitigate for minor residual impacts.

6. The development, including any development by other than the Applicant, shall comply in all respects with the City of Long Beach Development Guidelines for Public Works.

Water and sewer are already at the propose Phase 1 lots. Staff recommends that sidewalks be constructed after homes are built, so that heavy construction equipment doesn't tear them up. Staff also recommends the applicant execute a surety bond in the amount of 150% the value of the sidewalks to ensure they are constructed by the applicant, or can be constructed by the City.

7. The development, including development by other than the Applicant, shall comply in all respects with the City's Flood Damage Prevention regulations.

All proposed plans evaluated by City staff to date comply with the City's flood damage prevention regulations; City of Long Beach personnel will ensure future development complies with the City's flood damage prevention regulations.

8. The Applicant and subsequent property owners shall comply with all conditions and mitigation measures set forth in the Mitigated Determination of Non-Significance

(MDNS) for this proposed project.

City of Long Beach personnel will ensure future development complies with the City's Unified Development Code.

9. All new utility systems such as power, cable TV, telephone, etc. shall be buried underground. Design and installation of the systems shall be conducted by the franchised utility company and the design shall be submitted to the City Engineer for review and approval prior to installation.
Power/telecomm have been installed, are buried underground, and their designs were reviewed by the appropriate utility or agency before their installation.
10. Due to the large expanse of wetland buffer onsite, fill shall be sourced and acquired at an identified offsite location (or it shall come from foundation excavation for the homes) prior to removal and subsequent placement.
City staff shall ensure this condition is met.
11. The developer shall be required, upon completion of the water and sanitary sewer systems, and prior to acceptance by the City, to furnish the City with a written guarantee covering all material and workmanship for a period of two years after the date of final acceptance and the developer shall make all necessary repairs during that period at his own expense, if such repairs are necessitated as the result of furnishing poor materials and/or workmanship.
At the time of this writing, this guarantee was not yet delivered to the City. However, staff does not believe that should hold up the approval, rather, staff believes this can be obtained quickly and that the City should withhold execution of the final plat until it these items are obtained, but not withhold the actual approval.
12. Engineering inspection and testing shall be conducted at the developer's expense for construction of the extension of Pioneer Road and the driveway extension to Lot 6 in addition to the water, sanitary sewer, stormwater conveyance systems.
These systems already exist and any engineering testing conducted at the time was conducted at the Applicant's expense.
13. Pioneer Road sidewalks shall meet federal and state ADA and accessibility requirements, and shall be separate from the vehicle travel way.
The sidewalks will be completed later, per above; City of Long Beach personnel will ensure they meet all requirements.
14. Because the roadway extension to Lot 6 would be partially located within public right-of-way, the roadway may not be gated or otherwise blocked to deny access. The roadway terminus shall have a hammerhead turning radius suitable for large trucks, RVs, and fire equipment
The roadway to Lot 6 is not part of the Phase 1 final plat.
15. The free-span bridge shall be designed to American Association of State Highway and Transportation Officials (AASHTO) standards [if applicable and/or equivalent].
The free-span bridge serving Lot 6 is not part of the Phase 1 final plat.
16. The developer shall furnish the City "as-built" drawings of the potable water, sanitary sewer, and stormwater systems within 30 calendar days after completion of the work.

Don Zuern, the City's Water and Sewer Department Director has reviewed the infrastructure improvements in the field and has approved them.

17. Construction pursuant to any permit issued by the City shall not begin and is not authorized until twenty-one days from the date of filing of the hearing examiner's decision, or until all review proceedings initiated within twenty-one days from the date of such filing have been terminated; except as provided in RCW 90.58.140 (5)(b).

No construction started within 21 days of the preliminary plat approval, and no appeal was made to the shorelines hearing board.

18. The Applicant or any other developer of the subject property shall be bound by conditions of any other conditioned City approval, including and not limited to design review, exceptions, JARPAs and SSDPs.

To date, all conditions have been met; City of Long Beach personnel will ensure future development complies with all other conditions of approval.

19. The conditions of this and other conditioned City approvals for Case No SSDP 2012-01 are mandatory requirements. Failure to comply with conditions of this approval may result in the approval being rescinded, and possibly the Applicant or subsequent developers being cited and fined under the Long Beach City code.

To date, no enforcement action has been necessary.

Other Statutory Requirements

RCW 58.17.150 states as follows:

Each preliminary plat submitted for final approval of the legislative body shall be accompanied by the following agencies' recommendations for approval or disapproval:

- (1) Local health department or other agency furnishing sewage disposal and supplying water as to the adequacy of the proposed means of sewage disposal and water supply;
The City Water, Wastewater, and Roads and Recreation department heads have reviewed the infrastructure constructed to date and approved it.
- (2) Local planning agency or commission, charged with the responsibility of reviewing plats and subdivisions, as to compliance with all terms of the preliminary approval of the proposed plat subdivision or dedication;
The City's Hearing Examiner and Director of Community Development have reviewed the preliminary plat and the latter has reviewed the final plat for compliance with all terms of the preliminary approval, as demonstrated in this memo and find that the plat complies with all requirements of the City and of the preliminary plat.
- (3) City, town or county engineer.
The City's Engineer reviewed all plans prior to construction and approved them.

RCW 58.17.160 states as follows:

Each and every plat, or replat, of any property filed for record shall:

- (1) Contain a statement of approval from the city, town or county licensed road engineer or by a licensed engineer acting on behalf of the city, town or county as to the layout of streets, alleys and other rights-of-way, design of bridges, sewage and water systems, and other structures.
The Engineer's statement is on the final plat, and can be signed by the Engineer at any time.
- (2) Be accompanied by a complete survey of the section or sections in which the plat or replat is located made to surveying standards adopted by the division of engineering services of the department of natural resources pursuant to RCW 58.24.040.
The final plat, including all required information is complete and a copy attached.
- (3) Be acknowledged by the person filing the plat before the auditor of the county in which the land is located, or any other officer who is authorized by law to take acknowledgment of deeds, and a certificate of said acknowledgment shall be enclosed or annexed to such plat and recorded therewith.
This acknowledgement is part of the plat.
- (4) Contain a certification from the proper officer or officers in charge of tax collections that all taxes and delinquent assessments for which the property may be liable as of the date of certification have been duly paid, satisfied or discharged.
All taxes have not yet been paid for 2013 as of the date of this memo (the first installment has been paid). However, according to Assessor Bruce Walker, the plat may be recorded, but the parcel numbers will not be assigned to the newly created lots until all 2013 taxes are paid in full. The Assessor also states that it is not an unusual circumstance for a final plat to be locally approved, recorded, and then held at the Assessor's office for tax certification. Lots may not be sold until the Assessor establishes assessor's parcel numbers to the newly created lots, so there is no jeopardy to the City by approving this final plat in the absence of tax certification.

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**CITY COUNCIL
AGENDA BILL
AB 13-25**

Meeting Date: May 6, 2013

AGENDA ITEM INFORMATION		
SUBJECT: Case No. SUP 2013-03 – Special Use Permit for an Event at the Chautauqua Lodge	<i>Originator:</i>	
	Mayor	
	City Council-Steven Linhart	
	City Administrator	
	City Attorney	
	City Clerk	
	City Engineer	
	Community Development Director	GB
	Finance Director	
	Fire Chief	
	Police Chief	
COST: none	Streets/Parks/Drainage Supervisor	
	Water/Wastewater Supervisor	
	Other:	
<p><i>SUMMARY STATEMENT:</i> Kevin and Candy Fink, owners of Reddog Tattoo, a business located in Long Beach, request a special use permit to allow some outdoor activities associated with an event they are proposing to sponsor at the Chautauqua Lodge over the Labor Day Weekend. [The event would also have approximately 20 indoor vendors.] The outdoor activities include vending, food, live music, and a beer garden (the latter operated by the Lion’s Club). Several non-profit organizations will benefit from this event. Mr. and Mrs. Fink will attend the council meeting to explain the event further. A staff report is attached that evaluates this event and its potential effects on the nearby community, and also identifies conditions that would manage these potential effects.</p>		
<p><i>RECOMMENDED ACTION:</i> Conditionally approve SUP 2013-03.</p>		

City of Long Beach
Department of Community Development

STAFF REPORT

TO: City Council
CASE No.: SUP 2013-03
Event with Outside Elements in the S3R Zone
APPLICANT: Kevin Fink, Reddog Tattoo
SITE ADDRESS: Chautauqua Lodge
AUTHORITY: Special Use Permit Review by City Council Pursuant to
Section 12-11-14, Long Beach City Code
DATE: May 6, 2013

BACKGROUND

The applicant requests approval of SUP 2013-03, which proposes a temporary land use¹, specifically a publicly-attended entertainment and vending event at the Chautauqua Lodge over two days of the Labor Day weekend. Some of the event will take place inside the Chautauqua event center, and some will take place outdoors in the parking lot immediately south and adjacent to the event center. (Location map attached)

The event includes the following:

1. Set up will occur Friday, August 30. Actual event activities will occur Saturday and Sunday, August 31 and September 1.
2. Up to twenty (20) vendors located inside the Chautauqua Lodge conference building will be tattooing, selling sidelines, and competing in challenges.
3. Several outdoor booths will be representing area non-profits, providing food, or vending.
4. An outdoor beer garden will be operated by the Long Beach Lions.
5. There will be live music outside on Saturday and Sunday.

The subject property is located in the S3R – Shoreline Resort Restricted zone.

PROCEDURAL INFORMATION

Authorizing Ordinances: Long Beach City Code Title 12, Zoning Regulations, section 12-11-14: Special Use Permits:

¹ **TEMPORARY USE:** A land-use activity that occurs for a specific and limited period of time, typically authorized by a special use permit. [12-2-1]

For events, uses, and other activities not specifically addressed by this title, an applicant may apply to the city council for a special use permit. The issuance of a special use permit is at the discretion of the City Council. The City Council may impose such conditions as are deemed necessary to mitigate impacts including, but not limited to, noise, lighting, traffic and hours of operation. A special use permit shall not be used to permanently permit a use that would otherwise be prohibited by the zone district in which the property is situated. A special use permit shall have an expiration date that is no more than one (1) year after the approval date. Upon application, the city council may grant a single extension of a special use permit.

The applicant requests a temporary use; therefore, review and final action are by the city council.

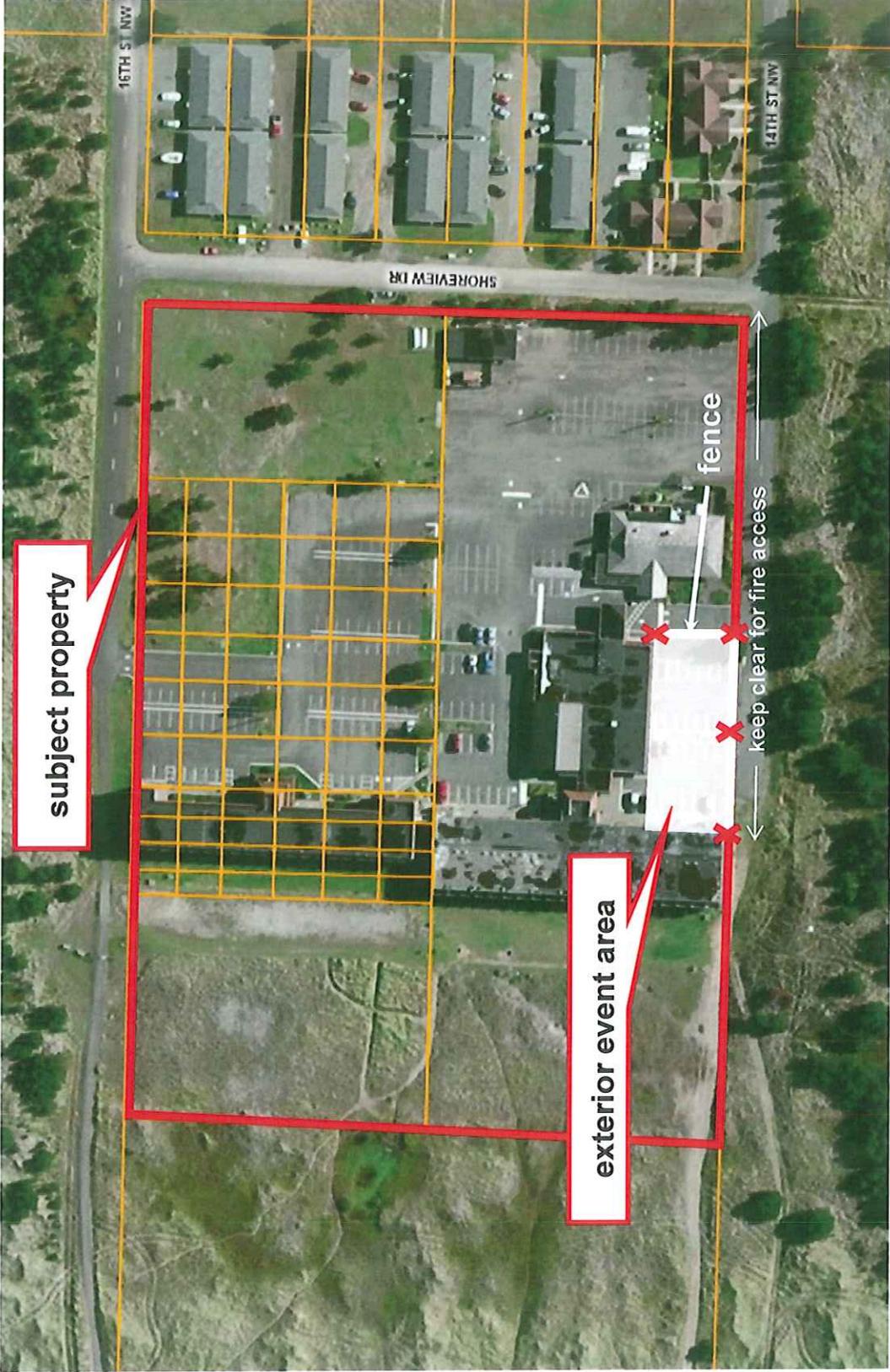
ANALYSIS

Staff reviewed this proposal, and did not identify any issues that could not be addressed via conditions of approval.

STAFF RECOMMENDATION

Staff recommends **CONDITIONAL APPROVAL**, based on the applicant's request and description of his event, and subject to the following conditions:

1. The applicant must obtain a two-day itinerant vendor license from the city's finance director prior to the first day of the event. [4-1-3(C)(1)]
2. Music or other outdoor activities that are audible within the living space of nearby residences may not begin until noon and must cease by 10 PM. [5-5-3; 5-5-4]
3. The beer garden may not begin operation before noon and must cease operation by 10 PM.
4. There must be a minimum of two (2) security personnel on site from start of activities until close of activities each day.
5. Each tattoo artist actually creating on site is required to have all necessary state licensing and must be insured.
6. The beer garden must have all proper permits in place and must be adequately insured.
7. Any food vendor must have proper licensing and permits in place.
8. The area encompassing the beer garden and music must be fenced off with temporary 6' fencing as shown on the attached location map.
9. A minimum of two (2) portable restrooms must be provided inside the fenced area and maintained.
10. Fire access along 14th Street must be maintained, and cars may not park along the roadway immediately south of the outdoor portion of the event.



Case No. SUP 2013-03

Location Map

Reddog Tattoo at Chautauqua Lodge
Special Use Permit: Tattoo Convention in the S3R Zone

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**CITY COUNCIL
AGENDA BILL
AB 13-26**

Meeting Date: May 6, 2013

AGENDA ITEM INFORMATION		
SUBJECT: 2013 EMS Proclamation for EMS Week		<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	
COST: N/A	Water/Wastewater Supervisor	
	Other:	
SUMMARY STATEMENT: This is an annual EMS proclamation for our local emergency medical service.		
RECOMMENDED ACTION: Mayor reads and presents the proclamation.		

EMERGENCY MEDICAL SERVICES WEEK 2013



WHEREAS, emergency medical services is a vital public service; and

WHEREAS, the members of emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators and others; and

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week; now

NOW THEREFORE, I Robert Andrew, Mayor, Long Beach, Washington in recognition of this event do hereby proclaim the week of May 19-25, 2013, as

EMERGENCY MEDICAL SERVICES WEEK

*With the theme, **EMS: One Mission. One Team**, I encourage the community to observe this week with appropriate programs, ceremonies and activities.*

Mayor, Long Beach, Washington

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**CITY COUNCIL
AGENDA BILL
AB 13-27**

Meeting Date: May 6, 2013

AGENDA ITEM INFORMATION

SUBJECT: Case No. BLA 2013-02 – Request to waive the strict application of 11-4E-4(A)(4)

Originator:

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:	

COST: N/A

SUMMARY STATEMENT: As part of the settlement between Discovery Land Holding and the Anchorage, the parties entered into a settlement that in part requires 10,000 square feet (SF) of Discovery Land Holding property abutting the western boundary of the Anchorage be moved into Anchorage ownership via a boundary line adjustment (BLA). It is proposed this land be equally added to Lots 1-4 of Block 13, Plat of Pioneer. These 4 lots abut the land to be granted the Anchorage and are identical in shape (rectangular) and size (5,000 SF each). The minimum lot size in the AC–Accommodations zone is 10,000 SF, and so the existing 4 lots are non-conforming as to area. If the BLA is executed to result in 4 symmetrical lots, the preferred outcome, each lot would increase in size by 2,500 SF, and would then be 7,500 SF in area each, still non-conforming, but less so. The Director must make findings, and among these required findings is the following:

11-4E-4: COMMUNITY DEVELOPMENT DIRECTOR REVIEW AND DECISION:

- A. The community development director will evaluate the boundary line adjustment request in relation to the current comprehensive plan and zoning district requirements in making his/her decision. The director may approve an application for a boundary line adjustment provided the following criteria are met:
 - 4. The lots, tracts or parcels resulting after the boundary line adjustment shall meet all dimensional requirements specified for the applicable zone as pursuant to title 12 (Zoning) of this code;

To achieve the desired result, a result that is markedly better than the current condition, the Director asks that you allow an exception to the strict application of this criteria, based on the site-specific and legal circumstances of this BLA only.

RECOMMENDED ACTION: Grant an exception to the strict application of 11-4E-4(A)(4) for Case No. BLA 2013-02 based on a unique set of circumstances that are site specific and legal to this BLA, and that achieve a better outcome than could otherwise be achieved.

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**CITY COUNCIL
AGENDA BILL
AB 13-28**

Meeting Date: May 6, 2013

AGENDA ITEM INFORMATION

SUBJECT: Ferrell: Request for Easement for House Encroachment and for Parking	<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	
COST: N/A	Water/Wastewater Supervisor	
	Other:	

SUMMARY STATEMENT: Gary and Linda Ferrell own property at the southwest corner of Ocean Beach Boulevard South and 14th Street Southwest. Their house encroaches into the right-of-way of 14th SW. In staff's opinion, how large that encroachment is remains open to debate. The Ferrells request an easement to accommodate the encroachment of the home plus parking. Staff does not see harm in providing the easement necessary for the location and maintenance of the house. However, the easement should state that if that portion of the home located in the easement is damaged more than 50% of its fair market value, that portion of the home may not be re-built in the right-of-way, and the easement is to be extinguished. Allowing parking in the easement is a matter of convenience and not necessity, and staff does not support setting this precedent – it allows one citizen to use a public right-of-way for a non-necessary private use, and may be a gift of public resources. In addition, if the City needs to use its right-of-way, the easement would prohibit that – understandable for a house, but not for a parking lot when the applicants have plenty of area for parking outside the right-of-way available to them. Staff does not believe the Ferrells should be prohibited from using the area for parking, simply that an easement should not be granted for that purpose.

RECOMMENDED ACTION: Grant an easement to the Ferrells for the location of the home and to maintain the home. Deny an easement for parking.



Linda and Gary Ferrell

Request for an Easement
Location Map

Recd
4/19/13

Gayle

Thank you for all your help at our meeting!

Since we are asking the city to consider granting an easement for the building encroachment of 2.31 feet into 14 St. right-of-way, we would like to see if they would be willing to consider an easement for building encroachment and parking area (See map) we would not use right-of-way as part of yard.

* If this is approved that would leave 14th right-of-way at 28 feet.

Thank You!
Sue
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ARN 10112122110

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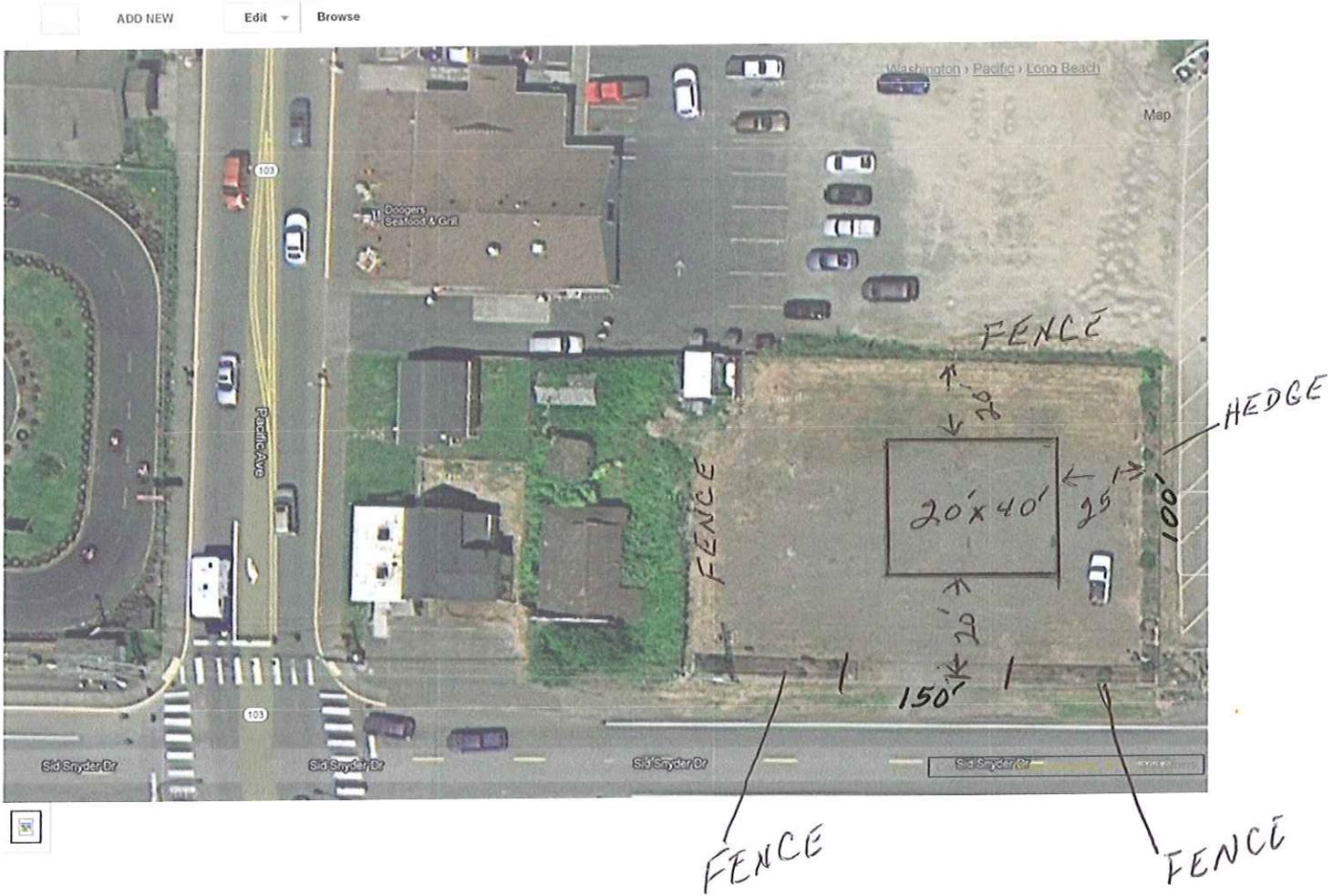
**CITY COUNCIL
AGENDA BILL
AB 13-29**

Meeting Date: May 6, 2013

AGENDA ITEM INFORMATION		
SUBJECT: Request for Fireworks Stand for July 2013.		<i>Originator:</i>
	Mayor	
	City Council	
	City Administrator	GM
	City Attorney	
	City Clerk	
	City Engineer	
	Community Development Director	
	Finance Director	DG
	Fire Chief	
	Police Chief	
	Streets/Parks/Drainage Supervisor	
COST: N/A	Water/Wastewater Supervisor	
	Other:	

SUMMARY STATEMENT: Attached is a request for a fireworks stand for the 4th of July. Also attached are the relevant sections of City Code for Council review. Currently we have the Lions Clubs and Mr. Lee already approved for this year. We have also been in contact with the Oman family about a stand at 7th South and Pacific.

RECOMMENDED ACTION: Approve fireworks stands as temporary outdoor merchandising in the OT and S4 zones and declare the 4th of July as a festival for fee purposes and authorize the staff to issue special use permits for the stands at locations determined by the City Administrator for up to four stands.

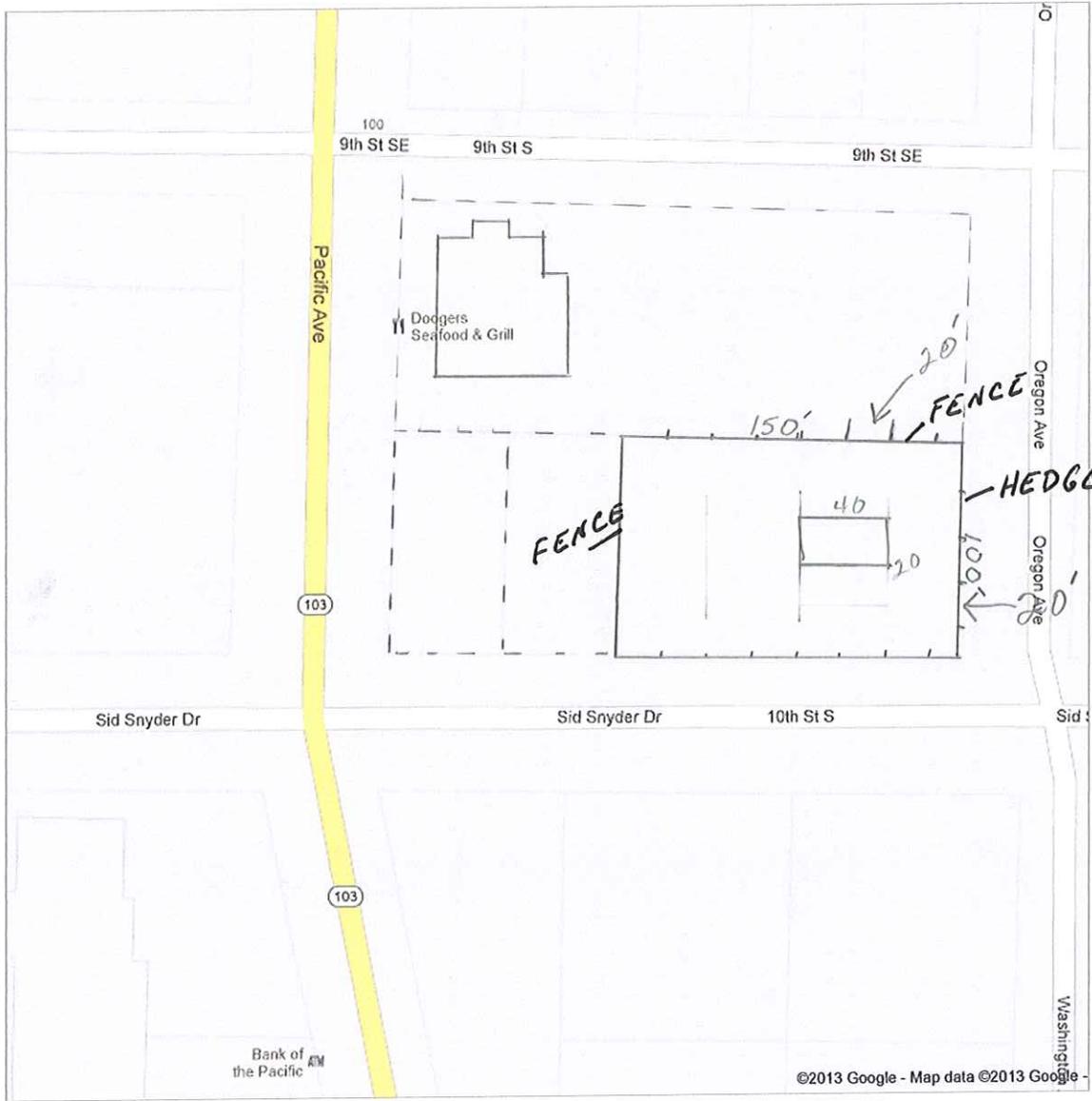


DAY STAR MINISTRIES



Address Sid Snyder Dr
Long Beach, WA 98631

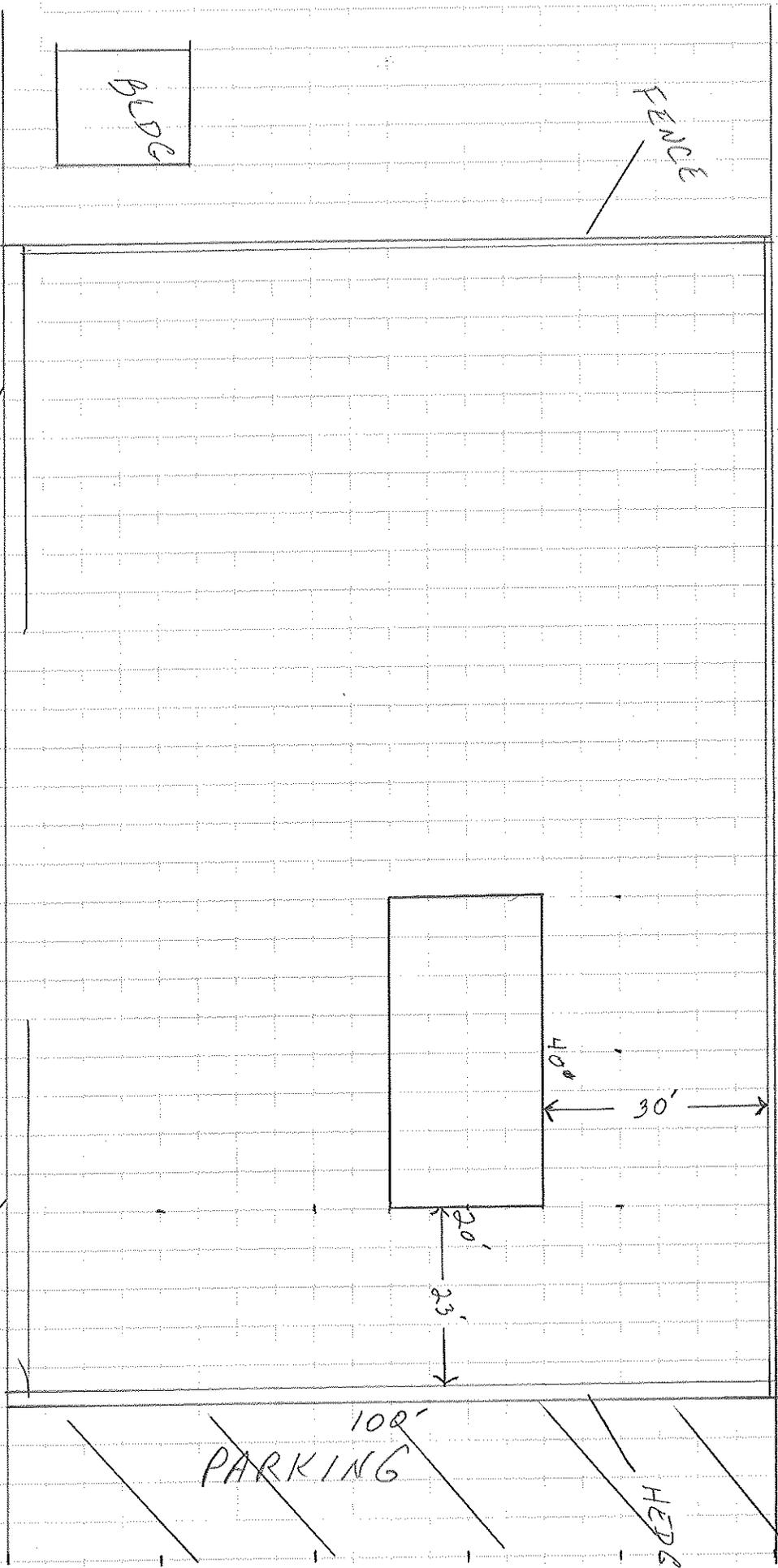
Get Google Maps on your phone
Text the word "GMAPS" to 466453

DAY STAR MINISTRIES

DOUGER'S

DAY STAR MINISTRIES



150'

FENCE

FENCE

FENCE

SID SYNDER DRIVE

FENCE

100'
PARKING

HEDGE

OREGON

**APPLICATION
FOR RETAIL FIREWORKS STAND PERMIT**

WWT9907

TO:	Governing body of city, town, or county in which fireworks stand will be located.	DATE OF APPLICATION:	03.13.13
Applicant Name: DAY STAR MINISTRIES		Address, City, State: 2120 MILWAUKEE WAY, TACOMA,, WA 98421	
Sponsor (If other than applicant): WELDON PIOR		Address, City, State: 2120 MILWAUKEE WAY, TACOMA,, WA 98421	
Location of proposed fireworks stand: [Enclose drawing of stand location] 101 PACIFIC AVE SE LONG BEACH, WA VACANT LOT			
Manner and place of storage prior, during, and after sales dates: ON SITE WITH SECURITY			
State Licensed Fireworks Supplier: American Promotional Events NW 2120 Milwaukee Way, Tacoma, WA 98421			

FIREWORKS STAND PERMIT

For The Fireworks Sales Year Of: 2012
(Must be conspicuously displayed at all times while the stand is open to the public)

By virtue of having been granted a license by the State of Washington and this permit from CITY OF LONGBEACH the local governing authority, the named person, firm or organization is hereby authorized to sell U.N. 0336 1.4G Consumer fireworks at the location designated herein between the following date and times:

Sales For July 4th

Sales For December 31st

From: _____ From: _____

To: _____ To: _____

Sponsor: DAY STAR MINISTRIES

Location: VACANT LOT 101 PACIFIC AVE SE LONGBEACH, WA

/s/ _____
Signature of Official Granting Permit

/s/ _____ FOR WELDON PIOR
Signature of Applicant

Title: _____ Agency: _____

Date: _____ Permit Number: _____

Licensee Name: DAY STAR License Number: 01384



CERTIFICATE OF LIABILITY INSURANCE

11/1/2013

DATE (MM/DD/YYYY)

3/19/2013

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Lockton Companies, LLC 3280 Peachtree Road NE, Suite 800 Atlanta GA 30305 (404) 460-3600	CONTACT NAME:	
	PHONE (A/C, No, Ext):	FAX (A/C, No):
	E-MAIL ADDRESS:	
	INSURER(S) AFFORDING COVERAGE	
	INSURER A: Scottsdale Insurance Company	NAIC # 41297
INSURED 1359629 American Promotional Events, Inc. DBA TNT Fireworks, Inc. P.O. Box 1318 4511 Helton Drive Florence AL 35630	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	
	INSURER G:	

COVERAGES WWT9907 **CERTIFICATE NUMBER:** 12256532 **REVISION NUMBER:** XXXXXXX

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC	Y	N	CPS1612503	11/1/2012	11/1/2013	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/POP AGG \$ 2,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS			NOT APPLICABLE			COMBINED SINGLE LIMIT (Ea accident) \$ XXXXXXXX BODILY INJURY (Per person) \$ XXXXXXXX BODILY INJURY (Per accident) \$ XXXXXXXX PROPERTY DAMAGE (Per accident) \$ XXXXXXXX \$ XXXXXXXX
	UMBRELLA LIAB <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION \$			NOT APPLICABLE			EACH OCCURRENCE \$ XXXXXXXX AGGREGATE \$ XXXXXXXX \$ XXXXXXXX
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A	NOT APPLICABLE			<input type="checkbox"/> WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ XXXXXXXX E.L. DISEASE - EA EMPLOYEE \$ XXXXXXXX E.L. DISEASE - POLICY LIMIT \$ XXXXXXXX

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)
 Located at Vacant Lot 101 Pacific Ave SE Long Beach, WA (WWT9907) Certificate holder is an additional insured on the General Liability as required by written contract subject to policy terms, conditions, and exclusions.

CERTIFICATE HOLDER

CANCELLATION

12256532 City of Long Beach Day Star Ministries PO Box 310 Long Beach WA 98631	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

Washington State Patrol
Fire Protection Bureau
Office Of The State Fire Marshal

WWT9907 14844

Washington State Fireworks License

License is Non-Transferable and Valid for Only One Stand

Licensee Information

Day Star Ministries
2120 Milwaukee Way
Tacoma, WA 98421

License Number: WSPFL-01384

Stand Information

Contact Person: Weldon Pior
Phone Number: (503) 338-9512
County: Pacific
Stand Number: SN-07611

Date of Expiration: January 31, 2014
Date of Issue: February 15, 2013

Stand Location:

3000-420-012 (R 9/05)


State Fire Marshal Signature
Detach this wallet card and carry with you for verification of certification.

Washington State Patrol
Fire Protection Bureau
Office Of The State Fire Marshal

14844

ANNUAL FIREWORKS STAND LICENSE

Licensee: Day Star Ministries
Contact Person: Weldon Pior
License Number: WSPFL-01384
Stand Number: SN-07611
Date of Expiration: January 31, 2014
Location: [Blank]



[Signature]
State Fire Marshal Signature

[Signature]
Licensee Signature

4.40 Old Town District (OT)

4.43 Conditional Uses

(5). Outdoor merchandising vending, and dining. - Outdoor merchandising, vending and dining may be allowed if such merchandising is associated with a business operating out of an adjacent building. No businesses shall operate solely in an open air environment. Special occasions and festivals may be allowed upon approval by the City Council.

4.97 Shoreline Conservancy District (S4):

4.97.03 Permitted Uses

(6). Temporary, mobile open-air food or retail establishments operating as supplements to existing businesses in the OT, OTW, C1, or C2 zones, subject to special approval by the City Council.

6.13 OUTDOOR MERCHANDISING The display of goods for sale out-of-doors may be allowed only by a conditional use permit. Limitations on length of time, placement of goods, and screening may be applied. Temporary displays for periods not to exceed 30 consecutive days, or 60 days in a calendar year, may be approved by Special Use Permit of the City Council.

6.14 SPECIAL USE PERMIT For events and other activities not specifically addressed by this ordinance, an applicant may apply to the City Council for a Special Use Permit.

Itinerant Vendor - any person, persons, partnerships or corporation who has no permanent physical place of business within city limits, does not make regular stops within the city at the request of local persons or businesses and who desires on an intermittent basis to sell products or services within city limits.

TAB

J

TAB

J



**CITY COUNCIL
AGENDA BILL
AB 13-30**

Meeting Date: May 6, 2013

AGENDA ITEM INFORMATION		
SUBJECT: Funding for summer basketball tournament.	<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	
COST: \$300.00	Water/Wastewater Supervisor	
	Other:	
SUMMARY STATEMENT: At the April 15, Council meeting there was a request from Ned Bittner the basketball coach at Ilwaco HS.		
RECOMMENDED ACTION: <i>Approve using lodging tax funds to help promote tourism in our area.</i>		

TAB

K

TAB

K



Post Office Box 310
115 Bolstad Avenue West
Long Beach, WA 98631
Telephone 360-642-4421
FAX 360-642-8841

April 19, 2013

His Lord Lowe of Long Beach
11 Mostyn Street
Kingsland, Auckland
New Zealand 1021

Subject: On the Occasion of Your 70th Birthday

My Dearest Lord Lowe,

By way of introduction, I am the Mayor of Long Beach, Washington, U.S.A., located along the indisputably Longest Beach in the World, facts be damned. There is a kinship – albeit, somewhat smoldering – amongst those of us presiding over our respective longest beaches in the world, and as your kinsman I heartily congratulate you on reaching your 70th year. Although I do hear it's all downhill from there.

I understand your Long Beach is also known as Waikanae, translating to “the waters of the yellow-eyed mullet.” Fascinating. Our Long Beach is known as nothing else, and translates to “an extensive expanse of silica-based granular material.” So you see, we both preside over beaches whose monikers are of a deep and romantic nature.

Your Long Beach certainly appears to have it all – water sports of many varieties, swimming beaches, entertainments of all sorts, good food, and a nearby nature reserve where slithery eels live. Did I mention we have a whole lot of sand? Our famous riptides and undertows sweep the beaches daily, protecting us from having to view pasty folk in Speedos. And our brisk ocean breezes rid the beach of trash, children, and compact vehicles.

But back to the task at hand – celebrating your 70th birthday. Happy birthday my dear friend! May you long reign over your Long Beach, as I reign over mine. Please allow me to provide you the benefit of my years of experience regarding form of government: a benevolent dictatorship works well. And when the rabble don't demur, quickly dispatch the benevolence. Oh, and never go out in public without full military regalia – it is elegance defined, it intimidates the great unwashed, and best of all it is a total chick magnet. Party on, Lord Lowe!

With my best and fondest wishes,

Robert E. Andrew
Mayor, City of Long Beach, Washington



Gayle Borchard

From: Sarah Lowe <sarahboore@hotmail.com>
Sent: Sunday, April 21, 2013 11:42 PM
To: Gayle Borchard
Subject: Long live the Lord!
Attachments: Lord Lowe of Longbeach.jpg; _Certification_.htm

Gayle!!!

We had the party on Friday nigh (hence the delay in getting back to you as I wanted to post you a photo of the man himself...sorry, the Lord himself!!).....Well here he is - now formally sworn is as 'Lord Lowe of Longbeach'.....and wallowing in all his 70th year glory!! I don't think we'll ever hear the end of it, I may need to come to your Longbeach to escape from Rick!

Thank-you so much for the letter from Mayor Robert Andrew, it went down a treat with all the shocked guests, and especially with the man himself - Rick! It was read out to the 100 guests, all of whom were very amused with the comments made by the 'Americans'!! - I especially like the comments about full military regalia being a chick magnet and how your tides protect you from people in speedos - If only we Kiwi's were so lucky.....

Given the normal red tape associated with officialdom, I was really surprised/impressed that you and your mayor went well out of your way to get into the party mode to prepare such a great letter, and even on official letterhead!! He will never forget such as gesture, and neither will my husband and I...thank-you so much Gayle and Mayor Bob. You truly have made a Longbeach Kinship that will last, and if you ever need the favour returned, don't hesitate to ask!.....and remember you can visit this Longbeach ANYTIME!

Forever in your debt,

Sarah

From: planner@longbeachwa.gov
To: sarahboore@hotmail.com
Subject: RE: Lord Lowe of Longbeach
Date: Fri, 12 Apr 2013 16:11:59 -0700

Sarah, I thought it might be fun to have my Mayor write a letter to your Lord (well, not THE Lord, but you catch my drift. . .). I was gob-smacked when he said yes, and even put it on City letterhead. So, here you have it. We here in the "other Long Beach" all hope Lord Lowe enjoys his big day! Best, Gayle

From: Sarah Lowe [mailto:sarahboore@hotmail.com]
Sent: Wednesday, April 10, 2013 4:18 PM
To: Gayle Borchard
Subject: RE: Lord Lowe of Longbeach

So lovely to get your email!!!!!!!!!!!!

That is brilliant Gayle.....your poor dad, just shows you how offensive one can be, quite innocently - which is even funnier right!?? :-) Yeah I recall you guys call what we British would call a 'bum-bag' a 'fanny-pack' - that always made me laugh as we too have the same meaning for fanny as your dad found out! I have now been here for about 11 years now and there is still the odd word that is new to me in how it is used.....

You sound like the perfect person to write some stuff for Rick, he'll just love it, and by the way he is not one to get offended and can see a funny side to even the most dodgy of things, good black humour! Believe me he too needs watching I'm affraid.

Go for gold in your write up, make it as offensive as you can and enjoy taking the piss!!

Hear from you soon!!! :-)

Sarah

From: planner@longbeachwa.gov
To: sarahboore@hotmail.com
Subject: RE: Lord Lowe of Longbeach
Date: Wed, 10 Apr 2013 09:12:09 -0700

Dear Sarah,

I am sure we can come up with something appropriately inappropriate and thoroughly insulting suited to such an auspicious occasion. Give me a day or two, and I'll send you a snarky bit.

Since this is all in fun the language will be casual, and since I do not know Australian slang, it is possible I'd use a word that's truly offensive so e-mail seems best, that you might be able to catch the possible mis-step. I'm prone to mis-steps, as are the rest of my kind. For example, when my father - who has quite a mouth - visited Australia he tried to soften the verbal blow by avoiding the word "ass" and instead using the American word for "butt", which is - brace yourself - "fanny". He used the word repeatedly (women falling by the wayside with the vapors, unnoticed entirely by the ugly American) until someone finally told him to shut his filthy mouth. So you see, we do need watching.

Having heard that homely tale, I understand if you call this entire endeavor off. If you do not, however, expect to hear from me in a few days.

My very best regards,

Gayle Borchard

Community Development Director

City of the real (despite Lord Lowe's best efforts) Long Beach

From: Sarah Lowe [<mailto:sarahboore@hotmail.com>]

Sent: Tuesday, April 09, 2013 10:48 PM

To: planner@longbeachwa.gov; Sarah Lowe

Subject: Lord Lowe of Longbeach

Importance: High

Dear Gayle,

I am contacting you from New Zealand. My father-in-law (Rick Lowe) who turns 70 in a couple of weeks time has just received the title 'Lord Lowe of Longbeach', he bought it as his local beach in NZ is unofficially known as Longbeach (in Waikanae, NZ). Although it has nothing to do with Washington's Long Beach (!), he is having a 70th Birthday party on 19th April and I wondered if I could ask that you as could write a couple of lines to be read out at his party when we officially hand him his title as a kind of funny joke given the similarity in the name Long Beach! I'm thinking something funny like your department is focussed on community development and that having him as your Lord is going against any development plans you have....in fact you would be going backwards!! You have not heard of him.....etc.

Would something like this be possible??? He has got a great sense of humour and we would love your office to be involved in such a plan for him on such a special evening! I hope that it would only take you a couple of minutes to write and hope that you are able to, it would be very special for him, and us!!!! You can Email me this (which would be quicker given that his party is on the 19th April - very close), or post to the address below - 11 Mostyn Street, Kingsland, Auckland, New Zealand 1021.

Regards,
Sarah Lowe

City of Long Beach
Department of Community Development

Memo

To: Long Beach Businesses with Signage
From: Gayle Borchard – 360/642-4421 or planner@longbeachwa.gov
CC: Mayor Andrew
City Council
file
Date: April 16, 2013
Re: Signage and Use of Banners

Merchants,

Since the visitor season will be upon us before we know it, and you may be getting ready to spruce up or add/replace signage, I'd like to take the opportunity to provide you information about the use of banners. Attached to this memo are relevant portions of the Long Beach city code.

To summarize the key points of the attached code:

1. All banners are temporary signs.
2. Temporary signs, including banners, count against the total square footage of allowed signage, and in total may not exceed thirty two (32) square feet.
3. You can have one (1) banner per street frontage.
4. Banners must advertise special events, grand openings, and promotions. They are not allowed to be used in place of permanent signage for a business.
5. Temporary signs, including banners, may be displayed for a total of 60 days per year.

That is just a summary of what the city thinks are the key points – if you use banners or are planning to, please make sure to read the attached and get familiar with it.

Having been a merchant in Long Beach, I know getting a memo from the city planner isn't how I'd like to start my day. But banners do seem to be proliferating in Long Beach, and the city gets complaints about them all the time. Visitors and residents alike contact us to say they look flimsy and cheap - not a great statement about any business. Also, for the sake of fairness, most business owners follow city laws whether they like them or not, and a few breaking city laws without consequence is just wrong. The playing field needs to be evened up.

That I can recall, only two banners that are currently displayed received permits from the city, and the others are therefore illegal signs pursuant to city code section 12-14-13(A)(1), and must be immediately removed, at the latest by April 30th. You may be cited and fined if the banners are not taken down by that date.

Please contact me if you have any questions about this, if you believe you have a permit for your banner(s), or if you are planning on investing in a banner for the upcoming season.

REGARDS,


SECTION 12-2, DEFINITIONS:

Banner: A flexible substrate on which copy or graphics may be displayed.

Banner Sign: A sign utilizing a banner as its display surface.

Illegal Sign: A sign erected without a permit, a sign not permitted by the sign matrix and all other regulations in chapter 14 of this title with the exception of legal nonconforming signs, exempt signs, and temporary signs that fulfill the regulations provided in section 12-14-9, "Temporary Signs", of this title [Title 12, Zoning].

Temporary Sign: A sign intended to display either commercial or noncommercial messages of a transitory or temporary nature, such as a banner. Portable signs, not including sandwich board signs, or any sign not permanently embedded in the ground, or not permanently affixed to a building or sign structure that is permanently embedded in the ground, are considered temporary signs. Banners, balloons, and pennants are temporary signs, regardless of the manner by which they are affixed to a building or to the ground.

SECTION 12-14-5, SIGN ALLOCATION:

SIGN MATRIX

Zone	Total Signage Allocation	Permitted Signs	Prohibited Signs
S3, S3R, S3M, AC	Group sign of 3 SF per dwelling unit up to 24 SF per street frontage for multi-family developments; 100 SF for commercial developments, plus 1 4-SF sign per commercial occupant	Wall signs; monument signs; temporary signs	Temporary signs for home occupations; off premises signs; projecting signs; portable signs; illuminated, moving, or flashing signs
OT and OTW - each single business property	50 SF for the first street frontage and 25 SF for each additional street frontage, including 1 freestanding sign not to exceed 15 SF	Wall signs; projecting signs; freestanding signs; off premises signs; way finding signs; temporary signs; individual letter signs	Internally illuminated signs; moving or flashing signs
OT and OTW - each multiple-tenant building	2 SF per linear foot of street frontage up to 150 SF, including 1 freestanding sign up to 35 SF	Wall signs; projecting signs; freestanding signs; off premises signs; way finding signs ⁽²⁾ ; temporary signs; individual letter signs	Internally illuminated signs; moving or flashing signs
OT and OTW - each multiple-building complex	1 SF per linear foot of street frontage up to 75 SF, including 1 freestanding sign up to 25 SF; 1 wall sign not to exceed 1 SF per foot of wall frontage per business	Wall signs; projecting signs; freestanding signs; off premises signs; way finding signs ⁽²⁾ ; temporary signs; individual letter signs	Internally illuminated signs; moving or flashing signs

C1, C2, LI, RC - each single business property	100 SF, including 1 freestanding sign not to exceed 25 SF	Wall signs; projecting signs; freestanding signs; internally illuminated signs ⁽¹⁾ ; off premises signs; way finding signs ⁽²⁾ ; temporary signs; individual letter signs	Moving or flashing signs
C1, C2, LI, RC - each multiple- tenant building	2 SF per linear foot of street frontage up to 175 SF, including 1 freestanding sign up to 50 SF	Wall signs; projecting signs; freestanding signs; internally illuminated signs ⁽¹⁾ ; off premises signs; way finding signs ⁽²⁾ ; temporary signs; individual letter signs	Moving or flashing signs
C1, C2, LI, RC - each multiple- building complex	1 SF per linear foot of street frontage up to 100 SF, including 1 freestanding sign up to 50 SF; in addition, each business may have 1 wall sign not to exceed 1 SF per linear foot of wall frontage	Wall signs; projecting signs; freestanding signs; internally illuminated signs ⁽¹⁾ ; off premises signs; way finding signs ⁽²⁾ ; temporary signs; individual letter signs	Moving or flashing signs

Note:

1. Internally illuminated signs permitted in C1 and RC only, provided the signs are located on frontage facing Pacific Avenue. Internally illuminated signs shall count against the sign allocation at a 2:1 ratio. Each square foot of internally illuminated sign shall be calculated as two (2) square feet.
2. Way finding signs are permitted in OT, RC, C1, P and PR zones only, subject to city council approval.

SECTION 12-14A-16, PROJECTIONS OVER PUBLIC WAYS:

B. Banners: Banners extending over streets or walkways are permitted in the old town (OT) zone only with the approval of the administrator; such approval shall be granted only for banners related to an event of community interest.

12-14-10: TEMPORARY SIGNS:

Temporary signs shall be permitted in all zoning districts and only in conjunction with a special event or promotion as provided in section 12-14A-12 of this title and subject to the following limitations:

- A. No more than one such sign may be displayed on any property.
- B. Temporary signs located on a single residential lot shall be limited to not greater than four (4) square feet per side and are not permitted for home occupations.
- C. Temporary signs for all other zones shall not exceed an aggregate of thirty two (32) square feet.
- D. No temporary sign shall be displayed for more than sixty (60) days in a calendar year.
- E. No temporary sign shall contain any component that moves or flashes.
- F. No temporary sign shall interfere with the vision clearance triangle.
- G. Temporary signs shall be located on the same property as the special event or promotion.

12-14A-12: SPECIAL PROMOTION, EVENT AND GRAND OPENING SIGNS:

Temporary signs and other signs displayed to advertise special promotions, events and grand openings shall be permitted for all business and industrial zones, subject to the following requirements and limitations:

- A. **Limitation on Number:** Such signs shall be limited to one sign per street front.
- B. **Time Limitation on Display:** Such signs may be displayed for not more than a total of sixty (60) days in any calendar year. Group promotions that are conducted as part of a community event shall not be counted toward the sixty (60) day limit on promotions.
- C. **Area:** The aggregate area of all such signs shall not exceed thirty two (32) square feet.
- D. **Illumination Prohibited:** Such signs shall not be internally illuminated.

12-14-12, NONCONFORMING SIGNS:

(A) Signs Allowed Subject to Limitations

(2) No billboard or temporary sign shall be considered to be a legal nonconforming sign.

(C) Nonconforming Sign permits

(1) Eligibility: An on premises or off premises nonconforming sign may be issued a nonconforming sign permit. Nonconforming sign permits shall not be issued for illegal, prohibited, or temporary signs.

12-14-13: ILLEGAL SIGNS:

A. Illegal Signs Described; Exceptions: An "illegal sign" is:

- 1. A sign erected without a permit;
- 2. A sign not permitted by the sign matrix in section 12-14-5 of this chapter; or
- 3. A sign not conforming to all other regulations in this chapter, including article A. Exceptions are: a) legal nonconforming signs; b) exempt signs; and c) temporary signs that fulfill the regulations provided in this chapter, including article A.

B. Conformance Required, or Removal: The owner thereof or the person or firm using an illegal sign shall, upon written notice by the building inspector, forthwith in the case of immediate danger, and in any case within not more than ten (10) days, make such sign conform to the provisions of this chapter, or shall remove it. If within ten (10) days, the order is not complied with, the building inspector may remove or cause such signs to be removed at the expense of the owner and/or the user of the sign. In the case of immediate danger to public safety, the building inspector shall have the authority to immediately remove or cause to be removed any sign, at the expense of the owner. Such removal shall occur only after the building inspector attempted to contact the owner of the sign.

12/21



9214



41



416





4/22



4/22



4/24

Grumman Olson

QUALITY PROJECT
CONSTRUCTED BY
S.A.W.
CONSTRUCTION
CO. INC.
818-2441



Long Beach Police

P.O. Box 795
Long Beach, WA 98631

lbpchief@centurytel.net

Phone 360-642-2911
Fax 360-642-5273

05-01-13

Page 1 of 5

To: Mayor Andrew and Long Beach City Council

From: Chief Flint R. Wright

Ref.: Monthly Report for April 2013

During the month of April the Long Beach Police Department handled the following cases and calls:

Long Beach

442 Total Incidents

Aid Call Assists: 1

Alarms: 6

Animal Complaints: 6

Assaults: 7

Assists: 109

(Includes 6 Law Enforcement Agency Assists Outside City Boundaries)

Burglaries: 1

Disturbance: 25

Drug Inv.: 3

Fire Call Assists: 1

Follow Up: 98

Found/Lost Property: 17

Harassment: 15

Malicious Mischief: 4

MIP – Alcohol: 0

MIP – Tobacco: 0

Missing Person: 1

Prowler: 2

Runaway: 1

Security Checks: 46

Suspicious: 31

Thefts: 7

Traffic Accidents: 3

Traffic Complaints: 12

Traffic Tickets: 2

Traffic Warnings: 16

Trespass: 10

Warrant Arrests: 11

Welfare Checks: 7

Ilwaco

274 Total Incidents

Aid Call Assists: 1

Alarms: 2

Animal Complaints: 2

Assaults: 4

Assists: 48

Burglaries: 1

Disturbance: 5

Drug Inv.: 3

Fire Call Assists: 0

Follow Up: 84

Found/Lost Property: 4

Harassment: 11

Malicious Mischief: 1

MIP – Alcohol: 3

MIP – Tobacco: 0

Missing Person: 3

Prowler: 0

Runaway: 1

Security Checks: 60

Suspicious: 8

Thefts: 5

Traffic Accidents: 2

Traffic Complaints: 5

Traffic Tickets: 0

Traffic Warnings: 6

Trespass: 2

Warrant Arrests: 5

Welfare Checks: 8

On April 3rd and 4th members of the department participated in "active shooter training" in Naselle. Some of the topics covered included the evolution of active shooter incidents, active shooter response, tactics and movement and treating the wounded. This training involved the use of "simunition" non lethal training ammo and was sponsored by the Department of Homeland Security. Some of the overtime for the training was paid for by Homeland Security.

I met with a John Martin on the 10th. He is with the Western States Information Network (WSIN). WSIN is part of a nationwide intelligence data base that we are going to be utilizing. There is no cost to the city and it connects us with law enforcement agencies from around the United States. As a member we will have access to information on suspects, analytical products, proactive analysis on case investigations and access to special equipment such as tracking systems, video packages, and many other investigative tools at no cost to us. WSIN even provides free training. Long Beach has been a member of WSIN for many years but has never taken advantage of their services until now. WSIN is a governmental agency.

On April 11th I gave a presentation at Ilwaco High School to students regarding a possible career in law enforcement. Different members of our community talked to juniors and seniors about what we look for in job applicants. A copy of a thank you card sent to me for my participation is attached.

Also on the 11th I, along with Loretta and Officer Casey Meling, participated in the annual Well Spring Community Network town hall event. This year Well Spring did a carnival type event. It was a great success. It was well attended and all the participants seemed to be having a good time.

On the 18th the department installed a "drug return collection unit" at our office. This provides a place for people to bring medications they need to get rid of. They can put their old medications in the drop box and we will maintain custody of them. When we do our "prescription drug take back events" we will ship the medications we have collected in the box to the DEA to be destroyed. The cost of the unit was \$995.00. The police department paid for third, Well Spring Community Network paid for a third and Peninsula Pharmacies paid for the remaining third.

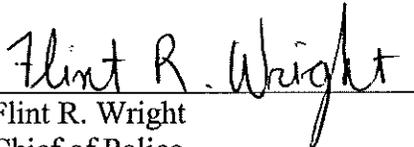
I attended training on April 19th put on by Washington Cities Insurance Authority. The training dealt with having difficult conversations with employees and staff members.

On April 26th I attended a class titled "Exceptional Service In The Public Sector". The class dealt with topics like dealing with the angry person, avoiding confrontations, avoiding an "us vs. them" attitude and identifying good service. For those of you reading this who are thinking, "I wonder if Flint was ordered to take this class?", the answer is no! I just thought that a refresher course in this couldn't hurt.

On April 27th Officer Casey Meling assisted Well Spring Community Network with a prescription drug take back event. Approx. 26 pounds of prescription drugs were turned in to be destroyed.

I met with Sheriff Johnson and the Chief's of Police of the other cities in Pacific County on the 30th. We discussed many issues including concerns about the drug task force. The effectiveness of the task force is a concern to all of us and I will give you more information about the issue as we move into budget in the fall.

Attached is a letter of appreciation written by a Miss. Falkenberg for actions taken by Officer Casey Meling. Casey is a fine officer and this letter demonstrates another example of why I am so proud to have him as a member of the Long Beach Police Department.


Flint R. Wright
Chief of Police

Flint,

Thank you so much for speaking to our students. You gave them good information & were entertaining! A winning combo.

We are already looking forward to next year, & please give us feedback as to how we can improve this event!

Thanks again, Boys & Girls
Meredith & Club

Humaira Falkenberg
PO Box 648
Ilwaco, WA 98624

Casey,
you are truly an
amazing officer. Thanks,
for always doing such a
great job.

Chief Wright
P.D. there is ~~now~~ no way a
Detective or Portland officer
would ever do this.

April 10th, 2013

Chief Flint Wright
Long Beach Police Department
PO Box 795
Long Beach, WA 98631

Dear Chief Wright:

I want to bring to your attention the great service of Officer Casey Meling. On or about April 2nd, around 9:30pm, Officer Meling had pulled me over for a headlight out on my car in Long Beach. I had already replaced the headlight some time ago and it appeared to be not working again. I had spare bulbs in the car. Officer Meling offered to put the bulb in for me.

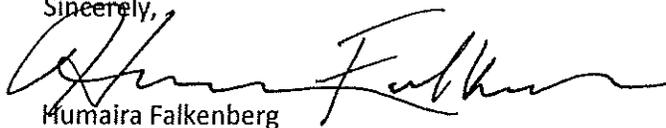
Another quality of Officer Meling, I want to point out was his patience and sense of humour. When I was pulled over, I couldn't find my purse which contained my driver's license and insurance. I spent a little time looking for it but to no avail. Frustrated, I offered to show him my ski pass with my picture and business card for the purposes of identification. I then thought that maybe I left the purse at home.

Officer Meling asked if someone from home could find my purse and call in the driver's license number. Of course, I live alone so no one could assist. Officer Meling then followed me to Ilwaco so that I may get my purse. He asked for my street address in Ilwaco, and shamefully, I don't know it. Sounding like a total space cadet, I think I said, "it's across the fire hall, the little grey house with two raised beds, on Spruce St." Jeepers, I thought, this doesn't look good but with his patience, we arrived at my house in Ilwaco. I invited him in while I searched for my purse but to no avail again. I was a gasped and embarrassed! Now, I was really getting nervous. Then I thought it is possible the purse was in the car so I searched the car again. Sure enough, the purse was hiding under jacket in the back seat.

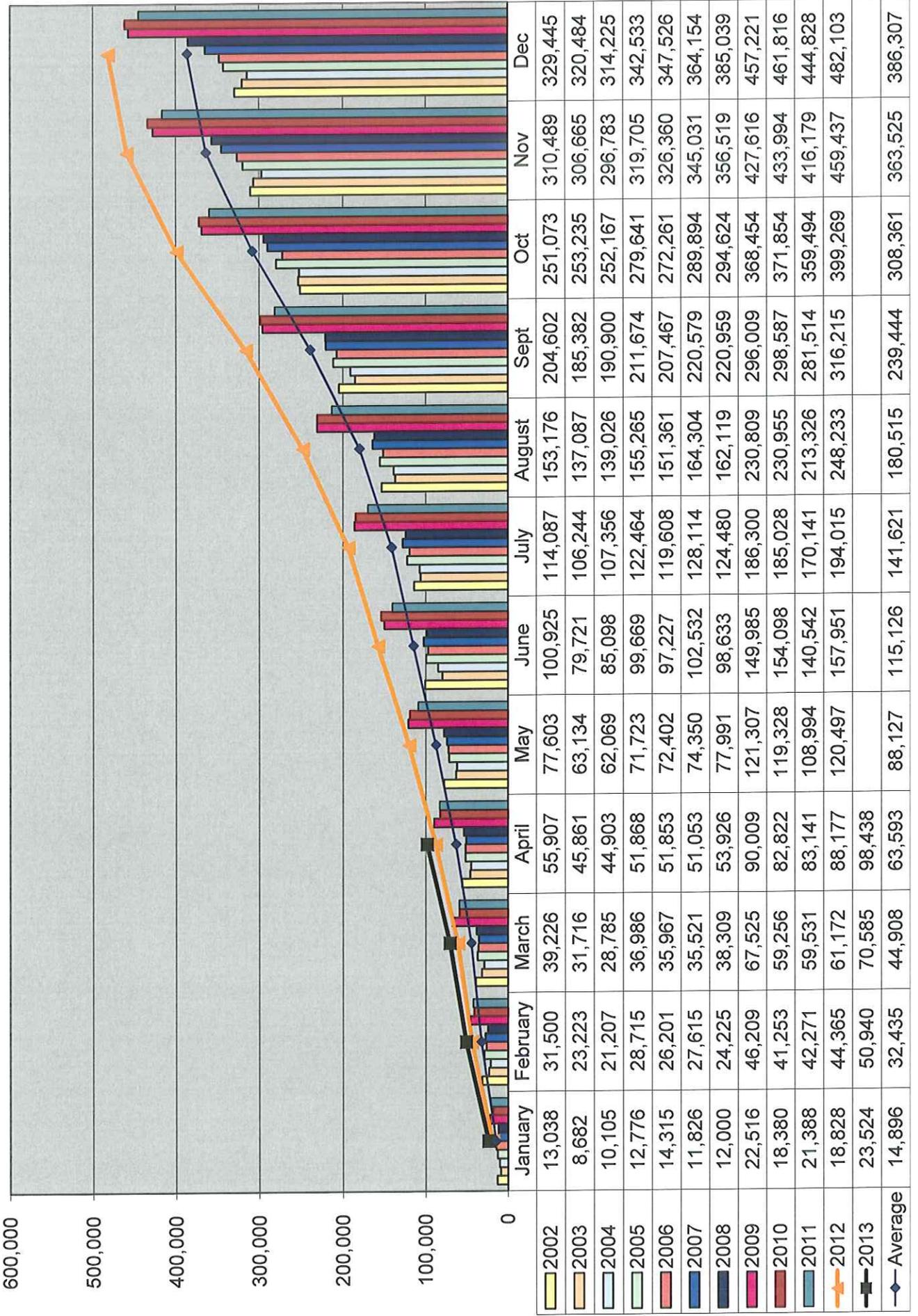
Upon finding the purse, I jumped with sheer joy. But then, I couldn't find my driver's license. So I had to spend what felt like an hour looking for my driver's license inside my purse. All the while, I was thinking, this officer must think I'm a space head. I did find my driver's license and all was in the clear. I was ecstatic with joy. I think Officer Meling had a good laugh too. He didn't cite me but did do his adherence to the law.

What I most appreciated about my dealing with Officer Meling was the small town congeniality, his patience and service. I am not certain that I would have received the same level of courtesy in Seattle or Tacoma or Portland. I am so thankful to live here in our small community. Thank you for your leadership in hiring good people serve our community.

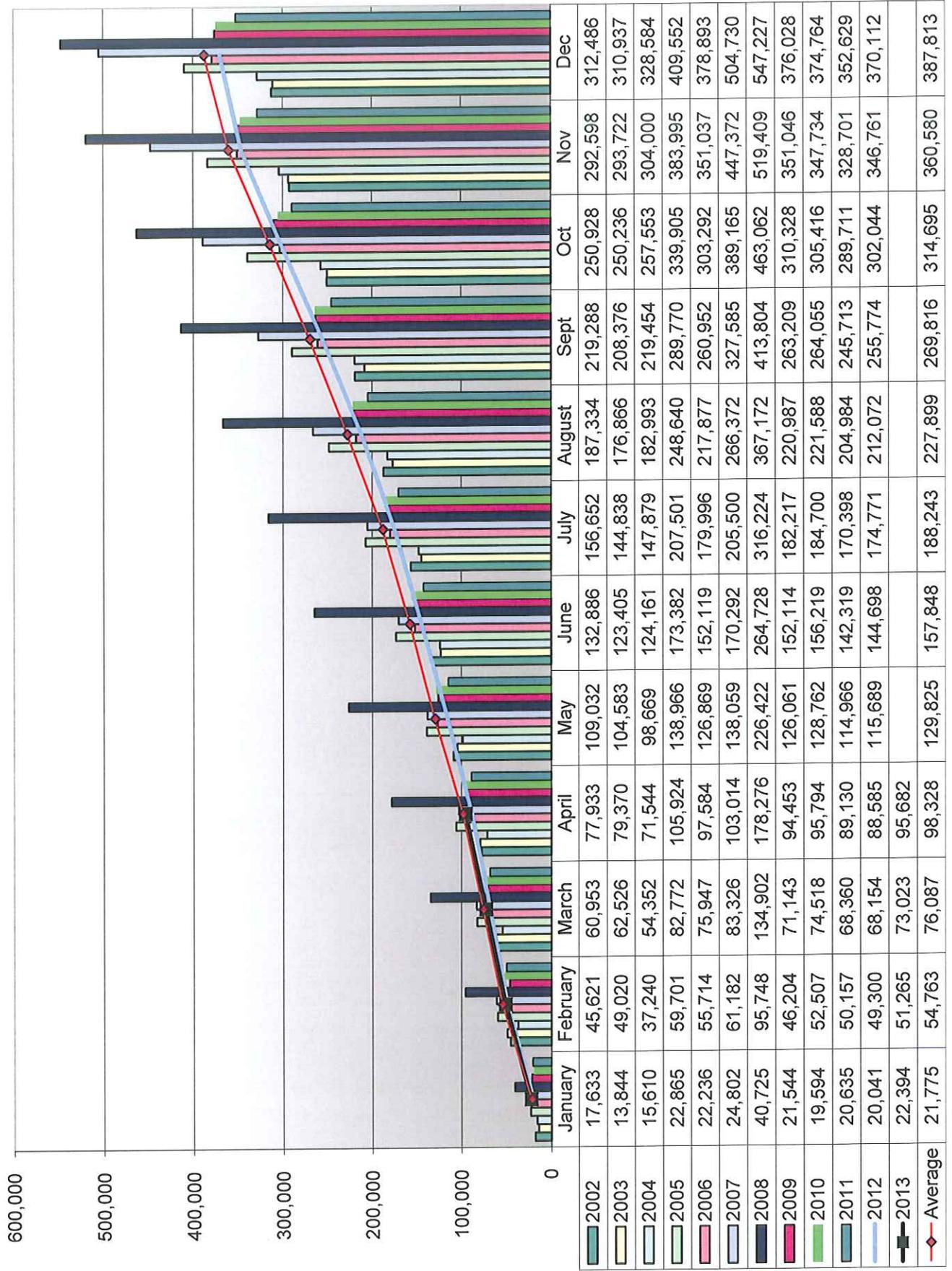
Sincerely,


Humaira Falkenberg

Lodging Tax Collections



Sales Tax Collections



LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: Sole Proprietor

UBI Number : 601 620 027 001 0002
Application ID : 2013 112 4740
Application Received Date: 04 22 2013

Legal Entity Name : DARYL JOHN SHEPARD

Fees : \$125.00
Expiration Date: 04 30 2014

Firm Name : EVERYTHING BLASTED

Location Phone/FAX: (360) 642-8252 (000) 000-0000

Business Open Date: 01 02 2013

Location Address : 2300 WASHINGTON AVE N
LONG BEACH WA 98631 3814

Mail Addr: PO BOX 833
LONG BEACH WA 98631 0833

In City Limits: Y

Product/Serv Desc: Retail, Services
Retail, Services CUSTOM ETCHING AND SANDBLASTING ON PLATE, MUGS, GL
ASS AND STAINLESS STEEL. MOSTLY ON CUSTOMERS PRODUCTS, SOME INTERNET AND LOCAL RETAIL SALES.

Operator Comments:

Previous Business License: N

Square Footage: 240

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

Conducting Business From Residence: Y Customers visiting business premises? N

Hazardous/Flammable Materials: N

Emergency Contact 1: DARYL SHEPARD JOHN SHEPARD

(541) 660-1598
(360) 244-1218

Emergency Contact 2: HOLLI LYNN KEMMER

Email Address: 2012sandman@gmail.com

Additional Business Activities:

Account Status: Pending Approval

Zoning	21	4/25/13	Fire	
Building	4B		Police	
Finance			Planning	
Comments:				

*4/25/13 - left voicemail
re: signage regulations
asked them to call me,
JB*

LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: Sole Proprietor
Legal Entity Name : BRENDA SUE BLISS

UBI Number : 600 320 232 002 0002
Application ID : 2013 112 5645
Application Received Date: 04 22 2013

Firm Name : BLISS CONSTRUCTION

Fees : \$125.00
Expiration Date: 04 30 2014

Location Phone/FAX: (360) 642-4539 (000) 000-0000

First Date of Business: 04 23 2013

Location Address : 909 30TH ST
SEAVIEW WA 98644 2002

Mail Addr: PO BOX 1483
LONG BEACH WA 98631 1483

In City Limits: N

Product/Serv Desc: Services
Services BUILDING CONSTRUCTION

Operator Comments:

Previous Business License: Y

Square Footage: 0

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

Email Address: bbliss@lighthouseproperty.com

Additional Business Activities:

General/Specialty Contractor # 600 320 232 Unable to verify Contractor license number in the Contractor database.

Account Status: Pending Approval

Zoning	H/HS	90	4/26/12	Date	Fire	Date
Building				Date	Police	Date
Finance				Date	Planning	Date
Comments:						

LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: LLC

UBI Number : 603 279 012 001 0001
Application ID : 2013 105 5185
Application Received Date: 04 15 2013

Legal Entity Name : BLACK FEDORA, LLC

Firm Name : MOSTLY HATS
Fees : \$125.00
Expiration Date: 04 30 2014

Location Phone/FAX: (360) 642-8626

Business Open Date: 03 03 2013

Location Address : 304 PACIFIC AVE S #C
LONG BEACH WA 98631 3937

Mail Addr: PO BOX 1132
LONG BEACH WA 98631 1132

In City Limits: Y

Product/Serv Desc: Retail

Retail RETAIL SALES OF HATS AND ACCESSORIES FOR WOMEN, CH
ILDREN, AND MEN.

Operator Comments:

Previous Business License: N

Square Footage: 500

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

Conducting Business From Residence: N

Hazardous/Flammable Materials: N

Emergency Contact 1: KAREN ELISE WHITMORE

(253) 332-9129

Emergency Contact 2: TAMMIE DIANIE LEWIS

(253) 332-7650

Email Address: karen.whitmore@gmail.com

Additional Business Activities:

Account Status: Pending Approval

Zoning	SP	4/17/12	Fire	
Building			Police	
Finance			Planning	
Comments:				

✓ 4-18-13

Report: AGY064P2
710-LBL BLSD020

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

Date: 04 11 2013
Page: 1

LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: Profit Corporation

UBI Number : 603 292 367 001 0001

Legal Entity Name : IFOCUS CONSULTING, INC.

Application ID : 2013 101 4393

Application Received Date: 04 11 2013

Firm Name : IFOCUS CONSULTING, INC.

Fees : \$125.00

Expiration Date: 04 30 2014

Location Phone/FAX: (503) 338-7443

First Date of Business: 04 01 2013

Location Address : 100 39TH ST STE 201
ASTORIA OR 97103 2455

Mail Addr: 100 39TH ST STE 201
ASTORIA OR 97103 2455

In City Limits:

Product/Serv Desc: Services
Services COMPUTER NETWORK SERVICES. INFORMATION TECHNOLOGY
SERVICES.

Operator Comments:

Previous Business License: N

Square Footage: 0

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

Email Address: info@ifocus.us

Additional Business Activities:

Account Status: Pending Approval

Zoning	H/A	B	4/17/13	Fire		Date
Building				Police		Date
Finance				Planning		Date
Comments:						

LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: Profit Corporation

UBI Number : 602 585 697 001 0001
Application ID : 2013 105 4218
Application Received Date: 04 15 2013

Legal Entity Name : DPR BUILDERS & DEVELOPERS, INC.

Fees : \$125.00
Expiration Date: 04 30 2014

Firm Name : DPR BUILDERS & DEVELOPERS, INC.

Location Phone/FAX: (360) 665-4225 (360) 665-4226

Location Address : 24818 U ST
OCEAN PARK WA 98640 4255

First Date of Business: 04 15 2013

Mail Addr: PO BOX 996
OCEAN PARK WA 98640 0996

In City Limits: N

Product/Serv Desc: Services
Services RESIDENTIAL CONSTRUCTION, LOT CLEARING, SEPTIC INS
TALLATION 8/06 FLAT CONCRETE WORK

Operator Comments:

Previous Business License: Y

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

Email Address: dprbuilders@centurytel.net

Additional Business Activities:

General/Specialty Contractor # DPRBLDI945NU

Contractor license number verified in the Contractor database. Expires: 08 11 2014

Account Status: Pending Approval

Zoning	FD	4/16/13	Fire	
Building			Police	
Finance			Planning	
Comments:				

✓ 4-17-13

LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: Sole Proprietor

UBI Number : 603 034 980 001 0001

Legal Entity Name : STEPHEN EMERY KELLEY

Application ID : 2013 105 4275

Application Received Date: 04 15 2013

Firm Name : COMPLETE MOBILE TRUCK REPAIR

Fees : \$125.00

Expiration Date: 04 30 2014

Location Phone/FAX: (503) 728-1898

(000) 000-0000

First Date of Business: 04 15 2013

Location Address : 164 SE 7TH ST
CLATSKANIE OR 97016 2851

Mail Addr: 164 SE 7TH ST
CLATSKANIE OR 97016 2851

In City Limits:

Product/Serv Desc: Services
Services MOBILE MECHANIC SERVICES

Operator Comments:

Previous Business License: N

Square Footage: 0

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

Email Address: cmtrs@hotmail.com

Additional Business Activities:

Account Status: Pending Approval

Zoning	<i>NSK GP</i>	<i>4/16/13</i>	Fire	_____	Date
Building	_____	_____	Police	_____	Date
Finance	_____	_____	Planning	_____	Date
Comments:	_____	_____	_____	_____	_____

✓ 4-17-13

LONG BEACH GENERAL BUSINESS

New Application / Final

Business Structure: Sole Proprietor

Legal Entity Name : MICHAEL DALE WOODS

Firm Name : WOODS' FAMILY LAWN

Location Phone/FAX: (360) 642-0502

Location Address : 27611 Y LN
OCEAN PARK WA 98640 4550

In City Limits: Y

Product/Serv Desc: Services
Services LAWN MOWING

Operator Comments: REOPEN ACCT

Previous Business License: N

Additional Business Activities:

Account Status: Pending Approval

Square Footage: 0

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

UBI Number : 602 484 195 002 0001
Application ID : 2013 107 5243
Application Received Date: 04 17 2013

Fees : \$125.00
Expiration Date: 04 30 2014

First Date of Business: 04 18 2013

Mail Addr: PO BOX 1013
OCEAN PARK WA 98640 1013

Zoning	NA	4/22/13	Fire	
Building	Q		Police	
Finance			Planning	
Comments:				