

**CITY COUNCIL AGENDA ITEM**  
CITY OF SHORELINE, WASHINGTON

<b>AGENDA TITLE:</b>	Adopting Ordinance No. 779: Amending the Shoreline Municipal Code Chapter 3.01 Fee Schedule in Relationship to Fee Waiver for Transitional Encampments
<b>DEPARTMENT:</b>	Administrative Services
<b>PRESENTED BY:</b>	Sara Lane, Administrative Services Director Rick Kirkwood, Budget Supervisor
<b>ACTION:</b>	<input checked="" type="checkbox"/> Ordinance <input type="checkbox"/> Resolution <input type="checkbox"/> Motion <input type="checkbox"/> Discussion <input type="checkbox"/> Public Hearing

**PROBLEM/ISSUE STATEMENT:**

The City Council adopted amendments to the Shoreline Municipal Code, Title 20, to provide regulations relating to transitional encampments on March 20, 2017 and Shoreline Municipal Code Chapter 3.01 *Fee Schedule* must be amended to implement those regulations. On April 10, staff presented proposed Ordinance No. 779 (Attachment A) to the City Council to provide for this amendment.

**FINANCIAL IMPACT:**

Adoption of proposed Ordinance No. 779 will not have a financial impact.

**RECOMMENDATION**

Staff recommends that City Council adopt proposed Ordinance No. 779 amending the 2017 fee schedule in relationship to the fee waiver for transitional encampments.

Approved By:            City Manager **DT**    City Attorney **MK**

## BACKGROUND

The City Council adopted amendments to the Shoreline Municipal Code, Title 20, to provide regulations relating to transitional encampments on March 20, 2017 and Shoreline Municipal Code Chapter 3.01 *Fee Schedule* must be amended to implement those regulations. On April 10, staff presented proposed Ordinance No. 779 (Attachment A) to the City Council to provide for this amendment (staff report available here:

<http://cosweb.ci.shoreline.wa.us/uploads/attachments/cck/council/staffreports/2017/staffreport041017-8b.pdf>).

## DISCUSSION

On March 20, 2017, the City Council adopted Ordinance No. 762 amending the Shoreline Municipal Code, Title 20, to provide regulations relating to transitional encampments (staff report available here:

<http://cosweb.ci.shoreline.wa.us/uploads/attachments/cck/council/staffreports/2017/staffreport032017-8a.pdf>). Included within those regulations is a waiver of the temporary use permit application fee for transitional encampments. Action is required by the City Council to amend SMC Chapter 3.01.010 *Planning and community development* and 3.01.800 *Fee waiver* to implement those regulations, as follows:

### **SMC 3.01.010 Planning and community development.**

<b>G. LAND USE</b>		<b>2017 Fee Schedule</b>
17.	Temporary use permit (TUP) <b><u>EXCEPT fee is waived as provided in SMC 20.30.295(d)(2) for Transitional Encampment</u></b>	\$1,500.00
20.	Transitional Encampment	\$0.00

### **SMC 3.01.800 Fee waiver.**

The city manager or designee is authorized to waive the following fees as a city contribution toward events which serve the community and are consistent with adopted city programs:
A. Right-of-way permits (SMC 3.01.010)
B. Facility use and meeting room fees (SMC 3.01.300)
C. Concessionaire permits (SMC 3.01.300)
<del>D. Temporary use permit (SMC 3.01.010) for a transitional encampment sponsored by religious or city-recognized nonprofit organizations on property owned/leased by a religious organization.</del>
<b>ED.</b> The city manager is authorized to designate collection points in the City Hall lobby, Shoreline pool, or Spartan Recreation Center for any charitable organization without charge to be used for the donation of food or goods that will benefit Shoreline residents in need.

## FINANCIAL IMPACT

Adoption of proposed Ordinance No. 779 will not have a financial impact.

## RECOMMENDATION

Staff recommends that City Council adopt proposed Ordinance No. 779 amending the 2017 fee schedule in relationship to the fee waiver for transitional encampments.

## **ATTACHMENTS**

Attachment A: Proposed Ordinance No. 779

**ORDINANCE NO. 779**

**AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, AMENDING CHAPTER 3.01 FEE SCHEDULE OF SHORELINE MUNICIPAL CODE IN RELATIONSHIP TO FEE WAIVER FOR TRANSITIONAL ENCAMPMENTS.**

WHEREAS, on March 20, 2017, the City Council adopted Ordinance No. 762, amending the Shoreline Municipal Code (SMC), Title 20, to provide regulations relating to transitional encampments; and

WHEREAS, included within these regulations is a waiver of the temporary use permit application fee for transitional encampments; and

WHEREAS, an amendment needs to be made to SMC 3.01.010(G) and 3.01.800 to implement the regulations relating to transitional encampments; now therefore

**THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON DO ORDAIN AS FOLLOWS:**

**Section 1. Amendment. Chapter 3.01 Fee Schedule.** The City hereby amends Shoreline Municipal Code 3.01.010(G) *LAND USE* and 3.01.800 *FEE WAIVER* as set forth below:

3.01.010 Planning and community development.	2016 Fee Schedule Fee Based on \$161.25 Per Hour	2017 Fee Schedule
<b>G. LAND USE</b>		
17. Temporary use permit (TUP) <u>EXCEPT fee is waived as provided in SMC 20.30.295(D)(2) for Transitional Encampments</u>	Hourly rate, 2-hour minimum \$322.50	\$1,500.00
<del>20. Transitional Encampment</del>		<del>\$0.00</del>

3.01.800 Fee waiver.
A. Right-of-way permits (SMC 3.01.010)
B. Facility use and meeting room fees (SMC 3.01.300)
C. Concessionaire permits (SMC 3.01.300)
<del>D. Temporary use permit (SMC 3.01.010) for a transitional encampment sponsored by religious or city recognized nonprofit organizations on property owned/leased by a religious organization.</del>
<b>ED.</b> The city manager is authorized to designate collection points in the City Hall lobby, Shoreline pool, or Spartan Recreation Center for any charitable organization without charge to be used for the donation of food or goods that will benefit Shoreline residents in need.

**Section 2. Corrections by City Clerk or Code Reviser.** Upon approval of the City Attorney, the City Clerk and/or the Code Reviser are authorized to make necessary corrections to this ordinance, including the corrections of scrivener or clerical errors; references to other local,

state, or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering and references.

**Section 3. Severability.** Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

**Section 4. Effective Date.** A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. The ordinance shall take effect and be in full force five days after passage and publication.

**PASSED BY THE CITY COUNCIL ON APRIL 24, 2017**

\_\_\_\_\_  
Mayor Christopher Roberts

**ATTEST:**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Jessica Simulcik Smith  
City Clerk

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Margaret King  
City Attorney

Publication Date: \_\_\_\_\_, 2017

Effective Date: \_\_\_\_\_, 2017