

ORDINANCE NO. _____

AN ORDINANCE of the City of Port Angeles, Washington amending portions of the Port Angeles Municipal Code relating to fees, rates, and other charges.

WHEREAS, the City of Port Angeles charges various fees for services, permits, licenses, and other costs; and

WHEREAS, City fees and rates are currently scattered throughout the Port Angeles Municipal Code ("PAMC"), making review and update of such fees and rates cumbersome; and

WHEREAS, the City desires to transition to adoption of separate fee and rate schedules outlining each fee and rate charged by the City, to be adopted by resolution and updated annually, as necessary; and

WHEREAS, adoption of separate fee and rate schedule resolutions necessitates amendments throughout the PAMC;

THE CITY COUNCIL OF THE CITY OF PORT ANGELES DO HEREBY ORDAIN
AS FOLLOWS:

Section 1. Sections of the Port Angeles Municipal Code related to fees, rates, and other charges are hereby amended as follows:

TITLE 1

1.25.030 – Waiver of fees.

Fees may be waived by the City Manager if necessary to support the poor or infirm.

A. Temporary waiver of permit fees

1. All fees, not mandated by the state, are hereby suspended until September 1, 2024 for all construction that meets the following criteria:

a. Accessory dwelling units (ADUs), duplexes, triplexes, townhouses, cottage developments, and multifamily developments;

- b. Used for long-term residential housing; and
 - c. Reserved for families at or below 80% area median income (AMI) until September 2028.
 - d. The owner or developer has submitted an application that demonstrates the construction is eligible for the waiver.
2. The Department of Community and Economic Development is authorized and directed to administer this program and to design and make available to applicants the process, procedures, and forms that will be used to determine the applicant's eligibility for this waiver no later than August 1, 2022.

TITLE 2

2.18.075 - Appeal fees.

~~The City Manager is authorized, concurrently with the City Council, to establish uniform fees for filing appeals to be heard by the Hearing Examiner. Fees established by the City Manager shall not become effective until notice of the fees is given to the City Council.~~ Filing fees for appeals to the Hearing Examiner are set forth in a resolution authorized by Chapter 1.25 PAMC.

2.20.030 - Charge for services.

~~As approved by resolution of the City Council, the Police Department may establish reasonable fees for specifically enumerated services and the issuance of permits. All fees collected shall be deposited in the general fund of the City. Fees for services and permits issued by the Police Department are set forth in a resolution authorized by Chapter 1.25 PAMC.~~

2.48.015 – Fees

Fees for cemetery services, merchandise, and lots, graves, crypts, niches, plots, tracts, or parcels of land in the platted portion of the cemetery property are set forth in a resolution authorized by Chapter 1.25 PAMC. Payment for burial, inurnment, or entombment must be received 24 hours prior to any service being provided. The cemetery sexton will only accept payment from the legal deed owner or designee.

2.48.030 – ~~Lots~~ Prices. Resale of lots.

~~The schedule of prices of all lots, graves, crypts, niches, plots, tracts, or parcels of land in the platted portion of the cemetery property shall be fixed and adopted by resolution of the City Council and filed in the office of the City Clerk. Such schedule of prices may be changed or altered by like resolutions of the City Council from time to time, as in its judgment may be necessary or proper. No lots, graves, crypts, or niches shall be resold to third parties and the legal deed owner agrees to resell the property, merchandise, and/or services only to the City of Port Angeles at the original sale price or for the amount previously paid by the purchaser. Third-party resales of lots, graves, crypts, or niches are prohibited, except for resales of property, merchandise, and/or services from the legal deed owner to the City at the original sale price or for the amount previously paid by the purchaser.~~

2.48.110 - ~~Graves—Opening and closing Charge Procedure.~~ Graves—Opening and closing.

~~All graves shall be opened and closed by City Parks & Recreation employees. A charge, payable in advance, shall be made for each opening and closing. Grave opening and closing will be completed by City Parks & Recreation employees.~~

2.48.120 - Graves—Liner, wall requirements.

No interment will be permitted in the cemetery without the cemetery sexton's approval of the outer burial container. Outer burial containers delivered by third parties will be charged a placement fee. The charge must be paid in advance by the ~~representative of the deceased~~ deceased's representative and will not be accepted from the delivery company or other funeral homes and cemeteries.

2.74.065 - Costs of providing copies of public records.

A. No fees for locating records. No fee shall be charged for locating public documents and making them available for copying or inspection.

B. *Charges for copying.* The City Council has founded and declared that it would be unduly burdensome for the City to calculate its actual costs for providing copies of public records. ~~Therefore, the City shall charge the fees set out below; provided, that if the total charge for copies would be less than \$5.00 no fee shall be charged or collected:~~

- ~~1. Fifteen cents per page for photocopies of public records, printed copies of electronic public records when requested by the person requesting records, or for the use of agency equipment to photocopy public records;~~

- ~~2. Ten cents per page for public records scanned into an electronic format or for the use of agency equipment to scan the records;~~
- ~~3. Five cents per each four electronic files or attachment uploaded to email, cloud-based data storage service, or other means of electronic delivery;~~
- ~~4. Ten cents per gigabyte for the transmission of public records in an electronic format or for the use of agency equipment to send the records electronically. The agency shall take reasonable steps to provide the records in the most efficient manner available to the agency in its normal operations; and~~
- ~~5. The actual cost of any digital storage media or device provided by the agency, the actual cost of any container or envelope used to mail the copies to the requestor, and the actual postage or delivery charge.~~

The charges set out in subsections B.1 through B.5 above, may be combined to the extent that more than one type of charge applies to copies produced in response to a particular request.

Therefore, the fees for providing public records are set forth in a resolution authorized by Chapter 1.25 PAMC.

C. Deposit. ~~Before beginning to make~~ making copies, the Public Records Officer may require the requestor to pay a deposit of up to ten percent of the estimated costs of copying or scanning all the ~~records selected by the requestor~~ requested records. The Public Records Officer may also require the requestor pay payment ~~of the remainder of the copying/scanning costs before providing all the records, or the payment of pay~~ the costs of copying/scanning an installment before providing that installment. The Public Records Officer will not charge sales tax for ~~copies or scans of public records~~ but if the records are sent to a third party for copying/scanning, that third party may charge sales tax and the requestor will be responsible for payment of that tax as well as the third party's actual charges ~~for copies or scans~~ public records scanned in house. The City ~~shall~~ may charge fees for customized services pursuant to RCW 42.56.120(3).

~~C. Costs of mailing. In addition to any costs charged pursuant to subsection B above, and without limitation by the \$5.00 minimum set out in B above, the City may also charge the actual costs of shipping such public records, including the cost of postage or delivery charges and the cost of any container or envelope used.~~

~~D. Payment. Payment may be made by cash, check, debit card, credit card, or money order made payable to the City.~~

~~E~~D. *Other copying charges.* ~~The Public Records Act generally governs copying charges for public records, but several specific statutes govern charges for specifically identified records. The following non-exhaustive list provides some examples: RCW 46.52.085 (charges for traffic accident reports); RCW 10.97.100 (copies of criminal histories) and RCW 70.58.107 (charges for birth certificates). Where applicable, the City will charge the amount authorized pursuant to such other statutes rather than as provided under the Act governing copying charges for specific types of public records.~~

~~F~~E. *Use of outside vendor.* ~~The City is not required to copy/scan records at its own facilities. The City can may send the project to a commercial copying/scanning center and bill the requestor for the amount charged by the vendor or arrange with the requestor to pay the vendor directly. The City can arrange with the requestor to pay the vendor directly. The City cannot charge the default per page copying/scanning charge when its cost at a vendor is less.~~

TITLE 3

CHAPTER 3.70 – FEES, is repealed in its entirety.

3.72.030 - Special assessment.

~~The businesses in the PBIA shall be subject to the provisions of a special assessment authorized by RCW 35.87A.010. The estimated rate of levy of the annual assessment is:~~

Annual Assessment Business			Area
2004	2005	2006 and thereafter	
\$120.00	\$140.00	\$160.00	Less than 1,000 sq. ft.
\$200.00	\$233.00	\$266.00	1,000 — 5,000 sq. ft.
\$300.00	\$350.00	\$400.00	5,000 or more sq. ft.

~~This assessment shall be billed in quarterly installments.~~

~~For the purpose of said rates of assessment, "business area" shall be defined as gross business and business support space. Businesses which provide up to 50 percent of their off street parking needs (per City parking requirements) will have their annual assessment reduced by one assessment level; however, no one will pay less than the rate for less than 1,000 square feet. In addition to the annual assessments, businesses starting operation in the PBIA after September 15, 1985, shall pay a one-time special assessment of \$100.00.~~

The rate for the annual assessment for businesses in the PBIA is set forth in a resolution authorized by Chapter 1.25 PAMC and will be billed in quarterly. For the purpose of assessment, "business area" is defined as gross business and business support space. Businesses which provide up to 50 percent of their off-street parking needs (per City parking requirements) will have their annual assessment reduced by one assessment level.

3.64.030 - Creation of accounts authorized—Alternative.

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B. Prior to authorizing an account receivable, completion and approval of a credit application and payment of a credit check fee is required in the amount set forth in ~~Chapter 3.70 PAMC~~ a resolution authorized by Chapter 1.25 PAMC.

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TITLE 5

5.04.080 - Fee.

~~For all businesses which require a business license, unless otherwise provided by this title, the license fee shall be as set forth in Chapter 3.70 PAMC.~~ Unless otherwise provided by this Title, the business licensing fees are set forth in a resolution authorized by Chapter 1.25 PAMC.

5.04.090 - Term.

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B. Any applicant who intends to conduct a business temporarily may apply for a temporary business license for a period of one to three months, ~~for which the fee shall be as set forth in Chapter 3.70 PAMC.~~

C. Upon receipt of an affidavit attesting to the loss, theft, or destruction of an otherwise valid license not caused by the willful misconduct of the licensee, the Clerk will reissue a license for the duration of the license period, ~~to said licensee upon receipt of the fee as set forth in Chapter 3.70 PAMC.~~

5.04.130 - Multiple businesses at one location.

Any person engaged in two or more businesses at the same location ~~shall is only be~~ required to obtain one license for the combined businesses ~~and, unless otherwise specifically provided, the license fee for combined businesses conducted at the same location shall be \$25.00.~~

5.04.140 - Same business—Multiple locations.

Any person conducting the same type of business at two or more permanent locations ~~shall be required to~~ must obtain a separate license for each place of business. ~~The fee for each additional license shall be as set forth in Chapter 3.70 PAMC.~~

Section **5.04.250 – Fees**, is repealed in its entirety.

Section **5.20.040 – Number of dances authorized – Fee**, is repealed in its entirety.

5.36.040 - For-hire vehicle business license required.

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D. The annual for-hire business license fee is set forth in ~~Chapter 3.70 PAMC~~ and shall be paid in full at the time of submitting all initial and renewal applications: a resolution authorized by Chapter 1.25 PAMC.

5.37.125 - License and other related fees.

The fee for a vehicle license issued under PAMC 5.37.030 and for a driver's license issued under PAMC 5.37.100 is set forth in ~~PAMC 3.70.010~~ a resolution authorized by Chapter 1.25 PAMC. The fee is not subject to proration.

5.50.030 - License application.

In addition to all other information required for a business license application, an applicant for an adult entertainment business license must pay a license fee as set forth in ~~Chapter 3.70 PAMC~~ a resolution authorized by Chapter 1.25 and provide the following information: ...

5.52.050 - License—Fee.

~~A. The fee for any outdoor music festival shall be based upon the reasonably expected attendance at such festival, and shall be as set forth in Chapter 3.70 PAMC.~~

~~B. If, after the festival, the actual attendance exceeded the reasonably expected attendance upon which the fee amount was based, the applicant shall immediately remit to the City the amount required for a license for the festival, based upon that actual attendance.~~

The fee for any outdoor music festival is set forth in a resolution authorized by Chapter 1.25 PAMC.

TITLE 7

7.01.035 - ~~Responsibility for payment of costs and fees.~~ Costs and fees – Waivers - Responsibility of owners.

~~It is the responsibility of the owner of every animal treated, impounded, and/or destroyed under this title to pay the costs of treatment, transportation, housing, impoundment, euthanasia, and fees for such animal. Abandonment of the animal does not relieve the owner of such responsibility.~~

~~It is unlawful for the owner of animals treated, impounded, and/or adopted pursuant to the provisions of this Title to fail to or refuse to pay the impound fees, transportation, boarding, veterinary care, licensing, adoption, euthanasia costs, fines, restitution or other required fees or costs as set forth in this title. Violations shall be a misdemeanor. Any provider, other than the City of Port Angeles, of services under this ordinance, including but not limited to transportation, medical veterinary services, boarding, or euthanasia, shall seek payment directly from the owner of the animal and shall not seek or be entitled to payment from the City of Port Angeles, except that the provider may seek payment from the City of Port Angeles when the animal is referred to the provider by the City and the owner is unknown. In cases where the animal is referred to the provider by the City and the animal is not wearing a license tag, scanning for microchip is unsuccessful, and no owner is known, medical care may be limited by the City to providing humane euthanasia of the animal.~~

A. All fees required by this Title are set forth in a resolution authorized by Chapter 1.25 PAMC.

B. Reasonable costs—Determination. The Chief of Police is authorized to determine the reasonable costs for transportation, boarding, euthanasia, disposal, and veterinarian services provided to the City by the Animal Control Authority.

C. Waiver or pro-ratio of fees and costs. The Chief of Police is authorized to waive or pro-rate dog and cat licensing fees, registration fees, and impound fees and costs, in whole or in part, when doing so would further the goals of the Animal Control Authority and be in the public interest, taking the following into account:

1. Requests to waive license fees pursuant to RCW 49.60.380 for a guide or service dog will be granted;
2. Requests to waive license fees for a current or retired law enforcement K-9 dog will be granted;
3. The effect on the owner, the animal's welfare, and the animal control authority, if the fees or costs are not waived and no payment is received;

4. In the case of an impound, the reason for the impound;
 5. The reason or basis for the violation, the nature of the violation, the duration of the violation, and the likelihood the violation will recur; and
 6. The total amount of the fees charged as compared to the gravity of the situation.
- D. It is unlawful for the owner of animals treated, impounded, and/or adopted pursuant to the provisions of this Title to fail to or refuse to pay the impound fees, transportation, boarding, veterinary care, licensing, adoption, euthanasia costs, fines, restitution or other required fees or costs. Violations are a misdemeanor. Abandonment of the animal does not relieve the owner of such responsibility. Any provider, other than the City of Port Angeles, of services under this Title, including but not limited to transportation, medical veterinary services, boarding, or euthanasia, must seek payment directly from the owner of the animal and may not seek and is not entitled to payment from the City of Port Angeles, except that the provider may seek payment from the City when the animal is referred to the provider by the City and the owner is unknown. In such cases and where the animal is not wearing a license tag, scanning for microchip is unsuccessful, and no owner is known, medical care may be limited by the City to providing humane euthanasia of the animal.

7.01.040 - Animal shelter.

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D. Shelter Officers employed by the shelter ~~shall have the authority to collect license and impound fees. fees as set forth in section 3.70.120 PAMC, and impound fees and costs as set forth in section 3.70.120 PAMC.~~

7.02.010 - Dog and cat licensing—Regulations.

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E. ~~All license fees, late penalties, and service charges collected under the provisions of this section, other than civil penalties and criminal fines, are set forth in Chapter 3.70 PAMC.~~ The animal control authority may, at its discretion, temporarily reduce license or other fees at special events or clinics held to encourage compliance with this ordinance.

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7.03.040 - Potentially dangerous dog—Registration, requirements, annual fee.

A. ~~The owner of a dog declared potentially dangerous shall register said dog and pay the initial registration fee as set forth in section 3.70.120 PAMC within ten days of notification as provided for in section 7.03.030, provided that if the owner requests a hearing within the ten-day period, the owner shall not be required to pay such registration fee until after the hearing officer makes a determination that said dog is potentially dangerous.~~ In addition to any other dog license fees, the owner of a dog declared potentially dangerous must register the dog and pay the initial registration fee within ten days of notification as provided in PAMC 7.03.030. If the owner requests a hearing within the ten-day period, the owner will not be required to pay such registration fee unless and until the hearing officer determines the dog is potentially dangerous.

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C. ~~The owner of a dog declared potentially dangerous shall~~ must renew the registration annually and pay the renewal fee ~~for the year as set forth in section 3.70.120 PAMC.~~ The renewal fee includes the dog licensing fee.

D. ~~A dog license fee already paid by the owner, as set forth in section 3.70.120 PAMC, shall not be applied toward the cost of the initial registration; however, in the second and subsequent years, the cost of renewal shall include licensing.~~ Any person who brings a dog or animal into the City of Port Angeles that has been declared dangerous or potentially dangerous by another jurisdiction is required to register such dog or animal with the Animal Control Authority within 24 hours, or on the first business day following the bringing of the animal into the City limits, and further to comply with all requirements as set forth by the Animal Control Authority and this Chapter.

7.03.050 - Dangerous dog—Certificate of registration, requirements.

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B. ~~The owner of a dangerous dog shall pay an initial registration fee as set forth in section 3.70.120 PAMC and thereafter pay an annual registration fee as set forth in section 3.70.120 PAMC. A dog license fee already paid by the owner, as set forth in section 3.70.120 PAMC, shall not be applied toward the cost of the initial registration; however, on the second and subsequent years, the cost of registration shall include licensing.~~ The owner of a dangerous dog must pay an initial registration fee and a renewal fee for each subsequent year. A dog license fee is not applied toward the cost of the initial registration; however, licensing is included in the cost of registration renewal.

7.03.100 - List of potentially dangerous and dangerous dogs.

A list of potentially dangerous and dangerous dogs shall be maintained by the Animal Control Authority. The list shall be made available to the public for normal copying costs, ~~per section 3.70.010.D.~~ The list shall include the general description of the dog and the address at which the dog is normally kept.

7.05.030 - Quarantine at the shelter—Procedures. PARTIAL

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C. Any animal impounded and/or quarantined at the shelter shall not be released until the owner or other authorized person pays impound fees and costs ~~as set forth in section 3.70.120 PAMC.~~ The owner or other authorized person redeeming an unlicensed dog over the age of six months ~~shall~~ must also pay the license fee, and late penalty fee, if applicable, ~~as set forth in section 3.70.120 PAMC.~~

D. Any animal surrendered by its owner may be humanely destroyed by euthanasia after the end of the quarantine period and after examination by a licensed veterinarian. The owner ~~shall~~ must pay impound fees and costs ~~as set forth in section 3.70.120 PAMC.~~

7.06.040 - Redemption of impounded animals.

In addition to other fees required by this chapter, persons redeeming animals must pay fees as required for impound, transportation, boarding, vaccination, veterinary care, licensing, and adoption.

A. Any dog or cat impounded ~~pursuant to the provisions of section 7.02~~ may be redeemed by the owner or other authorized person upon payment of the impound fees and costs ~~as set forth in section 3.70.120 PAMC.~~ The owner or other authorized person redeeming an unlicensed dog over the age of six months must pay ~~twice (two times)~~ two times the license fee, ~~any late penalty fee if applicable~~ any applicable late penalty fee, and a ~~\$100.00~~ deposit for animals ~~for which rabies vaccinations are not current~~ without current rabies vaccinations. The deposit will be refunded when the animal is vaccinated and proof of vaccination is presented to the Shelter Officer.

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Section **7.06.060 – Fees and payment**, is repealed in its entirety.

TITLE 9

9.20.030 - Display fireworks permits.

Any person, firm or corporation intending to sell, possess, or discharge display fireworks within the City, ~~shall be required as a condition of such sale, possession or discharge, to secure from the City Clerk~~ must obtain a permit for such activities and pay the fee set forth in a resolution authorized by Chapter 1.25 PAMC. The City Clerk is directed to issue such permits only if the application is approved by the City Fire Marshal, and the applicant is in compliance with the terms of this chapter and with Chapter 70.77 RCW. ~~of the Revised Code of Washington upon application and payment of the permit fee of \$500.00.~~

9.50.050 - Fees—Corrective actions—Disconnection.

~~For City response to any false emergency alarms, the City of Port Angeles is, at the discretion of the Police Chief or the Fire Chief (as appropriate), entitled to recover fees from the owner as follows~~ For City response to any false emergency alarms, the City may assess a fee, as set forth in a resolution authorized by Chapter 1.25 PAMC, to the owner as follows:

A. ~~For a response to premises at which no other false alarm has occurred within the proceeding 180-day period, hereinafter referred to as a "first response," no fee shall be charged. No fee will be assessed for a response to premises at which no other false alarm has occurred within the proceeding 180-day period (the "first response").~~

B. ~~Upon a second response to the premises within 180 days after a first response, the City shall be entitled to assess a \$50.00 fee. A fee may be assessed upon a second response to the premises within 180 days after a first response.~~ The owner of the alarmed premises must report to the Police Chief or Fire Chief, as appropriate, in writing:

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C. ~~For a third response to the premises within 180 days after a second response, the City of Port Angeles shall be entitled to assess a fee of \$100.00. A fee may be assessed for a third response to the premises within 180 days after a second response.~~ If said third false alarm or any succeeding false alarm occurs as a result of failure to take necessary corrective action, the Police Chief or the Fire Chief may order the owner to disconnect such alarm until such time as verification of corrective action is provided to the Police Chief or Fire Chief; provided, however, that no disconnect will be ordered for any premise required by law or regulation to have an alarm system in operation.

TITLE 11

11.08.040 - Permit—Application.

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~~D. The application shall be accompanied by the permit and inspection fees required by this chapter.~~

11.08.060 - Permit—Fee.

~~A permit fee shall be charged by the City for the issuance of a permit for work in a right-of-way, which fee shall be in addition to all other fees for permits or charges relative to any proposed work and shall include the cost of restoration. The amount of such fee shall be established by the City Council by resolution, and may be changed by further resolution from time to time as may be necessary. A fee, as set forth in a resolution authorized by Chapter 1.25 PAMC, is required for a permit for work in a right-of-way, in addition to all other fees for permits or charges relative to any proposed work.~~

11.08.065 - Inspection—Fee—Deposit required.

After approval of the plans and specifications, the City Engineer will provide the applicant with an estimate of the construction inspection fee ~~which shall be separate from and in addition to any permit fee. A permit for construction will be issued only after the permit fee has been paid and deposit of the inspection fee has been made with the City Treasurer in an amount as set forth in a resolution authorized by Chapter 1.25 PAMC, which is in addition to any permit fee and must be paid as a deposit prior to permit issuance.~~ If the City Engineer determines that the remaining funds on deposit are not adequate to pay for the inspections required to project completion, the applicant will be so notified and provided with an estimate of the amount of additional fee deposit required. This additional fee will be deposited with the City Treasurer prior to depletion of the funds on deposit. Any monies unexpended from the deposit will be refunded to the depositor upon completion and acceptance of the project.

11.12.120 - Fee.

~~A. The application, including applications for renewals, shall be accompanied by the necessary application fee, as set forth in Chapter 3.70. Application and renewal fees are set forth in a resolution authorized by Chapter 1.25 PAMC.~~

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11.14.110 - Fees and compensation.

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B. *Right-of-way license, master permit or facilities lease—Application and review fee.* The application must be accompanied by the necessary fee deposit as set forth in ~~Chapter 3.70 PAMC~~ a resolution authorized by Chapter 1.25 PAMC. The Public Works and Utilities Director or designee may require the applicant to deposit additional sums if it appears that the initial deposit or subsequent deposits will be exhausted prior to the final action by the City on an application for issuance, renewal, transfer or modification of a master permit, right-of-way license, or facilities lease. The applicant will not be entitled to further consideration by the City of its requested action until the required additional deposit has been deposited with the City. The applicant may be refunded the unexpended deposit balance, less a nonrefundable filing charge upon written request within 60 days of the application being withdrawn, abandoned, or denied.

C. Use permit fee. Prior to actual construction, every applicant for a right-of-way license or master permit must obtain a right-of-way use permit and pay the fees pursuant to Chapter 1.25 PAMC. ...

11.14.160 - Television cable franchise required.

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G. Application fee.

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2. The initial deposit for the consideration of an application for issuance, renewal, transfer, or modification of a franchise ~~shall be in the amount of \$5,000.00, which deposit shall be submitted with the application~~ is set forth in a resolution authorized by Chapter 1.25 PAMC. The City of ~~Port Angeles~~ Port Angeles may, as costs are incurred, draw upon the deposit to recover its administrative costs, including, but not limited to, the reasonable cost of outside consultants retained by the City related to the City's consideration and processing of a franchise. The City, at any time, may require the applicant to deposit additional sums prior to further consideration if it appears that the initial deposit or subsequent deposits will be exhausted prior to the final action on the application. In the event the amount of the deposit of an applicant is in excess of the amount needed for City review, the applicant will be refunded any such excess amount. In addition, upon franchise or license approval the

applicant must reimburse the City for its publication expenses incurred in connection with the granting of a franchise or license within 30 days after the City furnishes a statement of such expenses.

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TITLE 12

CHAPTER 12.04 - PARKS AND RECREATION FULL SECTION

12.04.015 – Fees.

A. Fees for recreation and City facility rentals are set forth in a resolution authorized by Chapter 1.25 PAMC. When the following terms are used in the Fee Schedule, the definitions below apply:

1. "Category I" means any City-sponsored, co-sponsored, or City-supported activity. A City-supported activity is one that the City either plans, conducts, controls, or in which the City actively participates.

2. "Category II" means any non-profit group or organization or community function, except political or religious organizations.

3. "Category III" means all activities that are not Category I or Category II.

4. "Resident" means persons whose primary residence is in the City, and businesses and organizations that have their principal place of business or operations within the City.

5. "Non-resident" means all persons, businesses, and organizations that are not a resident.

B. The City Manager is authorized to establish fees for Parks and Recreation special events and activities not otherwise included pursuant to Chapter 1.25 PAMC.

12.04.140 - Metal Detecting—Coin Recovery.

A. Permit required.

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~~2. An annual fee in the amount set forth in Chapter 3.70 PAMC will be charged for the issuance of a permit for coin recovery~~ An annual fee set forth in a resolution authorized by Chapter 1.25 PAMC will be charged for a coin recovery permit.

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12.08.060 – ~~Fee Schedule~~ Fees.

~~The Parks & Recreation Director shall prepare a schedule of fees for the use of the Vern Burton Memorial Community Center and the Port Angeles Senior and Community Center, which shall be~~

~~subject to adoption by ordinance of the City Council.~~ Fees for the use of the Vern Burton Memorial Community Center and the Port Angeles Senior and Community Center are set forth in a resolution authorized by Chapter 1.25 PAMC. When the following terms are used in the Fee Schedule, the definitions below apply:

A. "Category I" means any City-sponsored, co-sponsored, or City-supported activity. A City-supported activity is one that the City either plans, conducts, controls, or in which the City actively participates.

B. "Category II" means any non-profit group or organization or community function, except political or religious organizations.

C. "Category III" means all activities that are not Category I or Category II.

D. "Resident" means persons whose primary residence is in the City, and businesses and organizations that have their principal place of business or operations within the City.

E. "Non-resident" means all persons, businesses, and organizations that are not a resident.

12.10.070 – Fee schedule Fees.

~~The Parks & Recreation Director shall prepare a schedule of fees for the use of the City Hall Council Chambers and lobby area. This schedule shall be set forth in Chapter 3.70 PAMC.~~ Fees for the use of the City Hall Council Chambers and lobby area are set forth in a resolution authorized by Chapter 1.25 PAMC. When the following terms are used in the Fee Schedule, the definitions below apply:

A. "Category I" means any City-sponsored, co-sponsored, or City-supported activity. A City-supported activity is one that the City either plans, conducts, controls, or in which the City actively participates.

B. "Category II" means any non-profit group or organization or community function, except political or religious organizations.

C. "Category III" means all activities that are not Category I or Category II.

D. "Resident" means persons whose primary residence is in the City, and businesses and organizations that have their principal place of business or operations within the City.

E. "Non-resident" means all persons, businesses, and organizations that are not a resident.

12.12.110 - Regulation of City Pier boat moorage.

A. Transient moorage facilities:

1. ~~No boat or other vessel, other than recreational boats, shall use the transient moorage facilities at the City Pier. All operators of vessels mooring overnight are required to self-register and pay a moorage fee as set forth in Chapter 3.70 PAMC.~~ The transient moorage facilities at the City Pier is limited to use by recreational boats only. All operators of vessels mooring overnight are required to self-register and pay a moorage fee as set forth in a resolution authorized by Chapter 1.25 PAMC.

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B. North Pier moorage area:

1. Commercial ships, boats and vessels, cruise ships or recreational craft over 30 feet in length, may be permitted to moor on the north side of the permanent City Pier dock. ~~The fees for such moorage shall be as set forth in Chapter 3.70 PAMC.~~ Moorage fees are set forth in a resolution authorized by Chapter 1.25 PAMC.

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TITLE 13

13.06.190 - Pretreatment charges and fees.

~~The City shall adopt fees to offset its costs of setting up and operating the City's Pretreatment Program. Charges and fees may include:~~

- ~~A. Fees for wastewater discharge permit applications or permit modifications, including the cost of processing such applications;~~
 - ~~B. Fees for monitoring, inspection, and surveillance procedures including the cost of collection and analyzing a user's discharge, and reviewing monitoring reports submitted by users;~~
 - ~~C. Fees for reviewing and responding to accidental discharge procedures and construction;~~
 - ~~D. Fees for filing appeals;~~
 - ~~E. Fees to recover administrative and legal costs associated with the enforcement activity taken by the Director to address noncompliance; and~~
 - ~~F. Other fees as the City may deem necessary to carry out the requirements contained herein.~~
- ~~These fees relate solely to the matters covered by this chapter and are separate from all other fees, fines, and penalties chargeable by the City.~~

~~Charges and fees shall be as set forth in Chapter 3.70 PAMC. Pretreatment charges and fees are set forth in a resolution authorized by Chapter 1.25 PAMC.~~

13.12.010 - General provisions applicable to all services.

...

B. When a request for residential service requires an extension or re-arrangement of distribution facilities to serve new loads or residential customers, or when a request for non-residential service requires a new transformer and/or an extension of distribution facilities to serve new loads or non-residential customers, the Public Works and Utilities Department will determine the amount of service extension costs, if any, and all applicable taxes to be paid by the customer prior to actual construction. Non-residential service extension costs shall include all design and construction labor, material, overhead, taxes, and transformer costs. Residential service extension costs do not include transformer material costs which are charged at the time of home construction ~~accordance with PAMC 3.70.105, paragraphs (A) or (B).~~

...

D. If a request for residential service is canceled in writing after the service extension costs determined in paragraph B. above have been paid to the ~~Public Works and Utilities Department~~, a refund may be issued to the original payer, less any actual construction costs incurred plus cancellation fees ~~in accordance with PAMC 3.70.105.J~~.

...

K. All fees required by this Chapter are set forth in a resolution authorized by Chapter 1.25.

13.12.015 - Time of use electric rate.

For customers requesting an optional time of use electric rate schedule, the monthly rates for electricity consumed ~~shall be in accordance with sections 13.12.031, 13.12.0401, 13.12.0411, 13.12.0421, 13.12.044, and 13.12.061~~ are set forth in a resolution authorized by Chapter 1.25. The monthly rate includes all applicable taxes. Heavy load hours are all hours from 6:00:00 a.m. to 1:59:59 p.m., Monday through Saturday. Medium load hours are all hours from 2:00:00 p.m. to 9:59:59 p.m., Monday through Saturday. Light load hours are all other hours Monday through Saturday, all day Sunday and all day on North American Electric Reliability Corporation specified holidays. Pacific Prevailing Time applies (Pacific Standard Time or Pacific Daylight Time, as applicable).

13.12.020 - Uniform electric rate.

The monthly rate for electricity consumed ~~shall be in accordance with sections 13.12.030, 13.12.040, 13.12.041, 13.12.042, 13.12.043, 13.12.060 and 13.12.073~~ are set forth in a resolution authorized by Chapter 1.25. The monthly rate includes all applicable taxes. Heavy load hours are all hours from 6:00:00 a.m. to 9:59:59 p.m., Monday through Saturday. Light load hours are all other hours Monday through Saturday, all day Sunday and all day on North American Electric Reliability Corporation specified holidays. Pacific Prevailing Time applies (Pacific Standard Time or Pacific Daylight Time, as applicable).

13.12.025 - Rate class assignment.

The Director of Public Works and Utilities will assign each customer to the electric rate class that most appropriately reflects the service provided to that customer as follows:

A. Schedule R-03—Residential service.

1. *Applicability.* This schedule applies throughout the City for domestic uses in single-family residences, individual apartments or farms. Separately metered services incidental to single-family residential and farm service may be served under this schedule.

2. *Character of service.* Sixty cycle, alternating current, 120/240 volts nominal, single phase service will be furnished under this schedule, supplied through a single meter and one point of delivery.

B. Schedule GS-03—General service.

1. *Applicability.* This schedule applies to all accounts not covered by other rate schedules with the following types of service:

- a. 120/208 or 120/240 volts, single or three phase, service panel of 400 amps or smaller.
- b. 240/480 or 277/480 volts, three phase, service panel of 200 amps or smaller.
- c. Municipal traffic signal and street lights. The base charges for municipal traffic signals and street lights includes maintenance of existing luminaries and controls by the Public Works and Utilities Department.
- d. Municipal emergency management systems. The municipal emergency management system and City's security cameras base charge shall apply to systems with a normal operating load of 150 watts or less, which shall not be required to be metered.
- e. Cable television system and other communications systems, single phase power supplies in accordance with Section 10.2 of Ordinance No. 3116.
- f. Pole attachment fees. City-owned unmetered security camera system and wireless access points are exempt from PAMC 13.14.040.

2. *Character of service.* Sixty-cycle, alternating current at such phase and voltage as the City may have available will be furnished under this schedule, applied through a single meter and one point of delivery.

C. Schedule GD-03—General service demand.

1. *Applicability.* This schedule applies to all not covered by other rate schedules with the following types of service:

- a. 120/208 or 120/240 volts, single or three phase, service panel larger than 400 amps.
- b. 240/280 or 277/480 volts, three phase service panel larger than 200 amps.

2. *Character of service.* Sixty cycle, alternating current at such phase and voltage as the City may have available will be furnished under this schedule, applied through a single meter and one point of delivery.

D. Schedule NP-03—Nonprofit.

1. *Applicability.* This schedule applies to all nonprofit tax-deductible organizations.
2. *Character of service.* Sixty cycle, alternating current at such phase and voltage as the City may have available will be furnished under this schedule, applied through a single meter and one point of delivery.

E. Schedule GD-04—General service demand—Primary metered.

1. *Applicability.* This schedule applies to all accounts not covered by other rate schedules with the following types of service:
 - a. 120/208 or 120/240 volts, single or three phase, service panel larger than 400 amps.
 - b. 240/480 or 277/480 volts, three phase service panel larger than 200 amps.
 - c. When electric current is measured at primary voltage and delivery to the customer is at secondary voltage.
2. *Character of service.* Sixty cycle, alternating current at such phase and voltage as the City may have available will be furnished under this schedule, applied through a single meter and one point of delivery.

F. Schedule PS-03—Primary service—Customer owned.

1. *Applicability.* This schedule applies to all accounts which own and operate a primary voltage distribution system.
2. *Character of service.* Service to be furnished under this schedule is unregulated three phase, 60 cycle, alternating current at primary voltage, 12.5 KV nominal. Service under this schedule shall be provided and metered at the point(s) of interconnection of the distribution facilities of the customer and the City.
3. In addition to the rates under this schedule, customer payment to the City is required for any and all maintenance and repair work performed on City equipment on the load side of the meter, including, but not limited to, repair and/or replacement of all City owned facilities. These include but are not limited to cables, terminations, and transformers.

G. Schedule PS-04—Primary service—City owned.

1. *Applicability.* This schedule applies to all accounts where the City owns and operates a primary voltage distribution system when electric current is measured at primary voltage and delivery to the customer is at secondary voltage.

2. *Character of service.* Service to be furnished under this schedule is unregulated three phase, 60 cycle, alternating current at primary voltage, 12.5 KV nominal.

H. Schedule IT-11—Industrial transmission.

1. *Applicability.* This schedule applies to all accounts where power is taken at transmission voltage.

2. *Character of service.* Service to be furnished under this schedule is unregulated three-phase 60 cycle, alternating current at transmission voltage, 69 KV nominal.

3. *Point of delivery.* Service under this schedule is provided and measured where the customer's facilities interconnect with the facilities of the City and the Bonneville Power Administration.

4. *Service policy.* Service under this schedule is subject to the customer service policies of the City.

5. *Rate and charges.* The monthly rates and charges for service hereunder is the sum of the amounts determined in accordance with this subsection and as set for in Chapter 1.25 PAMC. Such charges also include all costs, charges, surcharges, adjustment charges and penalties, and conditions incurred by the City and attributable to customer, including, but not limited to, those applicable under the BPA agreement, the TRM, BPA rate schedules and general rate schedule provisions, network agreement, tariffs, and general rate schedule provisions.

a. *Definitions:* Initially capitalized words used herein have the meaning set forth in the BPA agreement, the Tiered Rate Methodology, or as defined below:

"BPA" means the Bonneville Power Administration.

"BPA Agreement" means the agreement between the City and BPA, dated December 1, 2008, Contract No. 09PB-13093, as amended from time to time.

"CHWM" means the City's Contract High Water Mark.

"Customer" means the person or entity that purchases power from the City, using the service governed by this section. "Customer" may hereafter be abbreviated as "Cu."

"Customer facility" means facilities or premises owned by the customer and served by power purchased pursuant to this section.

"Demand" means the amount of energy delivered to the customer at the point of delivery (as measured in whole kilowatts) integrated over the 60-minute period during the City's CSP. For purposes of such calculation, the 60-minute periods shall begin at the beginning of each whole hour and run for 60 consecutive minutes until the end of such whole hour.

"Network agreement" means the agreement between the City and the BPA, dated September 20, 2006, Contract No. 0TX-124433, as amended from time to time.

"RHWM" means the City's Rate Period High Water Mark.

"Tiered Rate Methodology" means BPA's policy for calculating wholesale power rates, adopted in the Administrator's Final Record of Decision issued in September, 2009, and as amended from time to time.

b. Elements for calculating rates and charges:

i. Cu CHWM. Customer will have a CHWM amount ("Cu CHWM") of 53.351 aMW.

ii. Cu CDQ. Customer will have the following monthly CDQs ("Cu CDQ"): as follows:

<u>January</u>	<u>14,760 kW</u>	<u>July</u>	<u>14,238 kW</u>
<u>February</u>	<u>11,974 kW</u>	<u>August</u>	<u>15,113 kW</u>
<u>March</u>	<u>14,913 kW</u>	<u>September</u>	<u>13,541 kW</u>
<u>April</u>	<u>14,913 kW</u>	<u>October</u>	<u>19,262 kW</u>
<u>May</u>	<u>22,190 kW</u>	<u>November</u>	<u>14,423 kW</u>
<u>June</u>	<u>13,546 kW</u>	<u>December</u>	<u>7,366 kW</u>

c. Customer charge.

The customer charge (Cu CO) is the portion of the City's customer charges for a month to be paid by customer.

The Cu CC each month is calculated by the following formula:

$$\text{Cu CC} = [\text{CuCHWM} \div \text{CHWM}] \times \text{CMCC}$$

Where:

Cu CHWM is the amount set out in section b.1., above.

CHWM is 86.755 aMW.

CMCC is the City's customer charge for the month.

No credit on the Cu CC will be given or paid for using electricity in amounts less than the Cu CHWM.

d. Demand charges for service.

The customer demand charge (Cu DC) is the demand charges for a month to be paid by customer.

The Cu DC each month is calculated by the following formula:

$$\text{Cu DC} = [(\text{Cu CSP} - \text{Cu AHLH}) - \text{Cu CDQ}] \times \text{DR}$$

Where:

Cu CSP is the demand of the customer facility (in kilowatts) during the City's CSP in each month.

Cu CDQ is the amount set out in section b. above.

Cu AHLH is the average of the customer facility's actual hourly Tier 1 loads during the HLH in each month in kilowatts.

DR is the demand rate charged to the City.

No credit will be given or paid for using demand in amounts less than the Cu CDQ.

e. Load shaping charges and credits.

The customer load shaping charge (Cu LSC) is the load shaping charges for a month to be paid by customer.

The Cu LSC each month is calculated by the following formula:

$$\text{Cu LSC} = (\text{Cu AL} - \text{Cu SSL}) \times \text{LSR}$$

Where:

Cu LSC is the net of the load shaping charges and credits for a month apportioned to customer, with customer paying net load shaping charges to the City, and the City paying net load shaping credits to customer, less an amount calculated by the City using the load shaping adjustment true-up rate.

Cu AL is customer's monthly HLH and LLH loads.

Cu SSL is customer's shaped system load as set out below.

LSR is the load shaping rate applicable to HLH and LLH periods.

f. Taxes: An amount calculated to recover the actual tax obligation of the electric utility and City for State public utilities tax and City public utility tax and any other applicable taxes. In addition, customer must pay each month any and all Federal, State, local and City taxes as may be levied, imposed or due, which arise from, or in connection with the provision of electric service to customer pursuant to this ordinance.

g. Calculation of utility taxes: The customer shall pay to the City each month the amount necessary to fully satisfy the City's obligation for State and local utility taxes. For utility tax

purposes, the gross income from the customer is the sum of fees and charges required by this subsection, plus the amount necessary to satisfy the City's obligation for State and local utility taxes.

h. Rates and charges for service: The City has no obligation to provide service to the customer facility in excess of Cu CHWM and its Cu CDQ. If the customer facility takes service in excess of its Cu CHWM and/or its Cu CDQ, customer will pay the City all costs, charges, surcharges and penalties attributable to such service.

i. If the City pays or receives a load shaping charge true-up adjustment charge or credit in any fiscal year, then a pro-rata portion of such charge or credit will be apportioned to customer as determined by the City, plus an amount calculated by the City using the load shaping adjustment true-up rate.

I. Schedule L-03—Lighting.

1. *Applicability.* This schedule applies to all approved unmetered yard and area lights.

2. *Installation.* Yard or area lights are available upon request. Upon approval by the Public Works and Utilities Department, lights will be installed only on existing utility-owned poles for the use and convenience of customers. A one-year contract for service will be required before the light will be installed. Customer ownership of lighting is limited to existing lights only.

3. *Maintenance.* The Public Works and Utilities Department retains ownership of the area lighting. Maintenance of City owned lights is the responsibility of the Public Works and Utilities Department. Maintenance of customer owned lights is the responsibility of the customer.

J. Schedule MW-03—Municipal water pumping.

1. *Applicability.* This schedule applies to municipal water pumping facilities where the connected load is greater than 500 kVA.

2. *Restrictions.* Timers approved by the Public Works and Utilities Department shall be installed to prevent pumping during restricted hours as determined by the Department.

3. *Character of service.* Service to be furnished under this schedule is three phase, 60 cycle, alternating current at such phase and voltage as the City may have available will be furnished under this schedule, applied through a single meter and one point of delivery.

Section **13.12.030 - Schedule R-03—Residential service**, is repealed in its entirety

Section **13.12.031 – Reserved**, is repealed in its entirety.

Section **13.12.040 - Schedule GS-03—General service**, is repealed in its entirety.

Section **13.12.0401 - Reserved**, is repealed in its entirety.

Section **13.12.041 - Schedule GD-03—General service demand**, is repealed in its entirety.

Section **13.12.0411 – Reserved**, is repealed in its entirety.

Section **13.12.042 - Schedule NP-03—Nonprofit**, is repealed in its entirety.

Section **13.12.0421 – Reserved**, is repealed in its entirety.

Section **13.12.043 - Schedule GD-04—General service demand—Primary metered**, is repealed in its entirety.

Section **13.12.044 – Reserved**, is repealed in its entirety.

Section **13.12.060 - Schedule PS-03—Primary service—Customer owned** is repealed in its entirety.

Section **13.12.061 – Reserved**, is repealed in its entirety.

Section **13.12.065 - Schedule PS-04—Primary service—City owned**, is repealed in its entirety.

Section **13.12.066 – Reserved**, is repealed in its entirety.

Section **13.12.071 - Schedule IT-11—Industrial transmission**, is repealed in its entirety.

Section **13.12.072 - Schedule L-03—Lighting**, is repealed in its entirety.

Section **13.12.073 - Schedule MW-03—Municipal water pumping**, is repealed in its entirety.

Section **13.12.075 – Reserved**, is repealed in its entirety.

13.12.110 - Electrical work permits and fees.

~~The fees for electrical inspections performed by the City pursuant to state statute and City ordinance shall be in accordance with Chapter 3.70 PAMC, which may be amended from time to time. The~~ fees for electrical inspections performed by the City are set forth in a resolution authorized by Chapter 1.25 PAMC.

13.12.120 - Contract and administration charge.

~~A contract and administration charge, in the amount set forth in Chapter 3.70 PAMC, shall be charged to any person or entity proposing a power generating project that would be integrated with the City's electrical distribution system. This fee shall be for the purpose of compensating the City for the costs of negotiating and preparing contracts and accomplishing the necessary engineering for integrating the project into the City's system and shall be collected before such costs are incurred. A~~

contract and administration charge will be charged to any person or entity proposing a power generating project that would be integrated with the City's electrical distribution system for the purpose of compensating the City for the costs of negotiating and preparing contracts and accomplishing the necessary engineering.

13.14.010 - General provisions.

The purpose of this chapter is to ensure the safe and efficient use of overhead lines on City-owned poles within the City's rights-of-way or public utility easements and to compensate the City for the use of the poles. This chapter establishes provisions necessary to ensure compliance with: Chapter 11.14 Telecommunications, Chapter 1.25, Fees, Rates, and Charges ~~Chapter 3.70 Revenues and Fees~~, Chapter 5.04 Licensing, Chapter 5.80 Taxation, Chapter 11.08 Construction or Excavation Work Within Rights-of-Way, Chapter 11.12 Right-of-Way Use, and Chapter 17.52 Wireless Telecommunications Towers and Facilities, Chapter 296-45 Washington Administrative Code (WAC) and the City's standard construction practices and specifications.

This chapter applies to all current or future electric and telecommunication system entities that attach lines, equipment, or other devices to City-owned poles, also referred to as "grantees" or "joint pole users".

This chapter does not apply to joint pole users who have agreements with the city for existing line, equipment or device attachments, which agreements precede the effective date of this ordinance and are not terminated by the parties. This chapter does apply, however, to new line, equipment or device attachments proposed after the effective date of this ordinance.

13.14.040 - Pole attachment fees.

On or about July 1st of each year, the City acting in cooperation with joint pole users will determine the total number of grantee's pole contacts on City-owned poles as of the preceding day.

The grantee ~~shall~~must pay the City an annual rental fee covering the calendar year in which the count is made within 30 days after the bill has been submitted. The grantee may receive credit against the annual rental fee ~~payable to the City~~ for the total number of City pole contacts on grantee-owned poles as of the preceding day. The annual rental rate for each pole attachment ~~shall be calculated as set forth in Chapter 3.70 PAMC~~ is set forth in a resolution authorized by Chapter 1.25 PAMC. The

fee shall be paid within 30 days after the bill has been submitted and shall cover the calendar year in which the count is made. Applicable taxes of other jurisdictions are not included in the City's bill.

13.16.010 - Utility accounts—~~Authorized officers designated~~ Fees.

A. The City Manager, ~~or his designee, shall~~ will keep an account for electric current, water, sewer and solid waste service used by any person, business, or other entity within the City, and for the monthly Medic I Program charge to be paid by every utility account within the City.

B. ~~The City Manager, or his designee, shall place against these accounts all charges for electric current, water, and sewer and solid waste service used by that person, business or other entity and for the monthly Medic I Program charge to be paid by every utility account. Such charges shall be made in accordance with the terms of those ordinances of the City establishing the rates and fees for those services. All rates, charges and fees for electric current, water, and sewer and solid waste service, monthly Medic I Program, or other provision of utility service are set forth in a resolution authorized by Chapter 1.25 PAMC.~~

C. ~~The City Manager, or his designee, shall also place against these accounts any service charges or other charges connected with the provision of utility service, in accordance with the terms of those ordinances of the City establishing the rates for those types of services.~~

13.16.015 - Creation of account—Deposits.

A. ~~At the time an account is requested and before it is authorized, the City Manager or his designee shall require the person requesting services to either make a deposit with the City of Port Angeles or present a copy of a verifiable prior utility credit rating deemed suitable to assure with certainty that the account with the City of Port Angeles will not become delinquent. A deposit, if required, will normally be based on 60 days of average residential/utility charges for the unit type for which services are requested indicated in the following schedule:~~

1. Single family, \$250.00

2. Multi family, \$125.00

~~For the purpose of this section, single family units are defined as structures designed for occupancy by a single family only, containing a complete kitchen unit. Structures which are not single family residences include, but are not limited to, duplexes, fourplexes, apartments and condominiums. Nothing in this chapter shall prevent the City requiring additional or new deposits when conditions such as chronic delinquencies warrant. At the time an account is requested and before it is authorized,~~

the person requesting services must either make a deposit with the City or present a copy of a verifiable prior utility credit rating deemed suitable to assure with certainty that the account with the City of Port Angeles will not become delinquent.

For the purpose of this section, single-family units are defined as structures designed for occupancy by a single housekeeping unit only, containing a complete kitchen unit, and does not include duplexes, fourplexes, apartments, condominiums, and other multi-family structures. Nothing in this chapter prevents the City from requiring additional or new deposits when conditions such as chronic delinquencies warrant.

...

13.16.040 - Bills—Notice of delinquent account.

...

E. An account which has become delinquent and for which a notice of delinquency is issued, may be assessed a penalty fee ~~in accordance with City policy defining chronic delinquencies in the amount set forth in Chapter 3.70 PAMC.~~

For the purposes of this subsection, when an account receives a third penalty during any consecutive 12-month period, the City Manager ~~or his designee may further request a deposit or additional deposit be submitted in accordance with section 13.16.050 PAMC 13.16.050, along with payment for, or arrangements thereof for to pay, the delinquent charges due.~~

...

13.16.050 - Disconnection or field collection of utility services.

...

~~B. The fee for field collection of utility services shall be as set forth in Chapter 3.70 PAMC.~~

~~C. The fee for collection by certified mail shall be as set forth in Chapter 3.70 PAMC.~~

~~D. Fees for reconnection shall be those in effect for regular connections of water and electric service and may vary if reconnection is made during regular office hours or after office hours.~~

13.18.020 - Billing procedure.

...

E. Notice of a supplemental billing ~~shall will~~ be sent to the recipient of unauthorized or unmetered utility services. The supplemental bill ~~shall will~~ be added to the next regular utility bill and ~~shall will~~

be collected under the normal collection procedures. The notice of a supplemental billing ~~shall~~ will consist of the following:

...

3. Penalty fee, ~~pursuant to section 13.18.040 in the amount set forth in Chapter 3.70 PAMC~~ pursuant to PAMC 13.18.040.

...

13.18.040 - Penalty fee.

For each single instance of receipt of unauthorized or unmetered utility services, a penalty fee ~~shall~~ be assessed in the amount set forth in Chapter 3.70 PAMC will be assessed.

13.32.040 - New residential service connection fee.

A. ~~The fee for new residential water service connections, including the meter, shall be as set forth in Chapter 3.70 PAMC~~ A fee will be charged for new residential water service connections, including the meter.

...

13.32.050 - New commercial or industrial service connection fee.

A. For all commercial and/or industrial services, and for all residential services larger than two-inch diameter irrespective of meter size, prior to commencement of any work by the City the owner or applicant ~~shall~~ must pay a deposit in an amount of the City estimate of cost for the construction work and the work ~~shall~~ will be thereafter billed on the basis of actual cost of installations plus administrative overhead. The applicant ~~shall~~ will be refunded any underrun or billed any overrun of the actual cost difference in the estimated cost including administrative overhead except when the actual cost is within \$50.00 of the estimate.

B. In no event shall the charge be less than the charge for a two-inch service.

13.36.030 - Special or emergency turnon or turnoff fees.

~~Whenever a request is made of the Department for an~~ A fee will be charged for emergency turnoff/
~~or turnon or temporary water service discontinuance; provided that for of water service to any~~
~~premises, which necessitates immediate action, the following charges shall be made therefor:~~

- ~~A. Emergency turnoff;/turnon fee during regular hours —the fee amount shall be as set forth in Chapter 3.70 PAMC with the City will refund 50 percent of the fee to be refunded upon satisfactory proof that the resident/home owner has installed an appropriate shutoff,; otherwise full fee is charged; except that the~~ The fee may be waived by the Director if the turnon-/turnoff can be accomplished during the normal course of business and schedules of the crews.;
- ~~B. Emergency turnoff, turnon fee outside of regular working hours the fee shall be the amount set forth in Chapter 3.70 PAMC.~~

13.36.080 - Water quality test.

The Department will conduct a water quality test of a customer's water at the request of the customer. ~~If as a result of the test, the Department determines that there is a problem within the City water system that needs to be corrected by the City, the cost of the test shall be waived by the Department. If as a result of the test the Department determines that there is no problem within the City water system that needs to be corrected by the City, the customer shall be charged the amount set forth in Chapter 3.70 PAMC. The test fee will be waived if the Department determines that there is a problem within the City water system that needs to be corrected by the City, otherwise, the customer will be~~ charged a test fee.

13.40.060 - Water meter test deposit.

~~A. The amount of the deposit shall be as follows:~~

- ~~1. For testing five eighths inch to 1 1/2 inch meters, \$50.00;~~
- ~~2. For testing two inch meters and larger, \$70.00.~~

~~B. The person requesting the test shall be billed the actual cost for the meter test minus the deposit made.~~

A fee will be charged and a deposit required for water meter testing.

13.44.010 - Monthly residential flat rate.

~~The monthly residential flat rate for each service shall be \$105.25 starting January 1, 2023. The flat rate shall~~ The monthly residential flat rate will be charged to each single-family residence served by a separate meter and to each residence served by a common meter. If requested by a customer served by a separate meter, the customer may be transferred to the metered rate specified in ~~section~~ PAMC

13.44.020, provided that first an amendment to any existing easement that specifies a flat rate is granted by the easement property owner and approved by the Public Works and Utilities Director.

13.44.020 - Monthly non-discounted residential metered rate—Within City.

A monthly customer rate will be charged for water service to single-family residences within the corporate limits of the City of Port Angeles. For the purposes of this section, "single-family residences" are defined as structures designed for occupancy by a single family housekeeping unit only, containing a complete kitchen unit ~~Structures which are not "single-family residences" include, but are not limited to, duplexes, fourplexes, apartments, and rooming houses., and does not include duplexes, fourplexes, apartments, rooming houses, or other multi-family structures.~~ The base rate charge is specified below:

<u>Service Size</u>	<u>Effective January 1, 2023</u>
<u>with 5/8-inch meter</u>	<u>\$40.86</u>
<u>with 3/4-inch meter</u>	<u>\$40.86</u>
<u>1-inch meter</u>	<u>\$40.86</u>
<u>1 1/2-inch meter</u>	<u>\$40.86</u>
<u>2-inch meter</u>	<u>\$40.86</u>

~~B. Metered consumption for up to 1,000 cubic feet shall be 2.521 for 2023 for each 100 cubic feet consumed.~~

~~C. Additional consumption up to 1,500 cubic feet shall be 3.186 for 2023 for each 100 cubic feet consumed.~~

~~D. Additional consumption beyond 1,500 cubic feet shall be 3.841 for 2023 for each 100 cubic feet consumed.~~

~~E. The monthly residential rate for those qualifying for discounts per section 13.20 PAMC, regardless of meter sizes, shall be:~~

Discount amount	Effective January 1, 2023
25% Discount	\$30.64
35% Discount	\$26.56

~~F. 25% discount metered consumption per cubic feet shall be 1.941 for 2023 for each 100 cubic feet consumed.~~

~~G. 35% discount metered consumption per cubic feet shall be 1.682 for 2023 for each 100 cubic feet consumed.~~

13.44.025 - Commercial and all other monthly metered rates.

~~A. The following monthly customer charges are applicable to the commercial customer classification of water services within the corporate limits of the City of Port Angeles. The customer charge is based upon size of the meter. The customer charges for commercial are as follows: A monthly customer rate based upon meter size will be charged to commercial water service customers within the City of Port Angeles.~~

Service Size	Effective January 1, 2023
with 5/8 inch meter	\$45.46
with 3/4 inch meter	\$45.46
1 inch meter	\$77.99
1 1/2 inch meter	\$132.21
2 inch meter	\$197.27
3 inch meter	\$370.76
4 inch meter	\$565.94

Service Size	Effective January 1, 2023
6-inch meter	\$1,108.09
8-inch or 10-inch meter	\$1,758.68

B. ~~Metered consumption charge for services described in subsection A above shall be \$2.596 for each 100 cubic feet consumed for 2023.~~ A monthly customer rate based upon meter size will be charged to municipal water service customers within the City of Port Angeles.

C. ~~The following monthly customer charges are applicable to the municipal customer classification of water services within the corporate limits of the City of Port Angeles. The customer charge is based upon size of the meter. The customer charges for municipal are as follows:~~ A monthly customer rate based upon meter size will be charged to non-taxable federal water service customers within the City of Port Angeles.

Service Size	Effective January 1, 2023
with 5/8-inch meter	\$43.41
with 3/4-inch meter	\$43.41
1-inch meter	\$74.48
1-1/2-inch meter	\$126.25
2-inch meter	\$188.38
3-inch meter	\$354.05
4-inch meter	\$540.43

D. ~~Metered consumption charge for services described in subsection C above shall be 2.479 for each 100 cubic feet consumed for 2023.~~

~~E. The following monthly customer charges are applicable to the non-taxable federal customer classification of water services within the corporate limits of the City of Port Angeles. The customer charge is based upon size of the meter. The customer charges for non-taxable federal are as follows:~~

Service Size	Effective January 1, 2023
with 5/8 inch meter	\$42.19
with 3/4 inch meter	\$42.19
1-inch meter	\$72.37
1-1/2 inch meter	\$122.68
2-inch meter	\$183.05
3-inch meter	\$344.04
4-inch meter	\$525.15
6-inch meter	\$1,028.24
8-inch meter	\$1,631.94

~~F. Metered consumption charge for services described in subsection E above shall be 2.409 for each 100 cubic feet consumed for 2023.~~

13.44.030 - Industrial usage rate—Within City.

~~A. For the purposes of this section, "industrial customers" are defined as customers whose average monthly potable water consumption is in excess of 350,000 cubic feet per month, where such average is computed by dividing total annual month period by 12; provided, that this rate shall not apply to public wholesale customers of the City, whose rate shall be established by contract as set forth in PAMC 13.44.060.~~

~~B. Metered consumption shall be \$2,364 for 2023 for each 100 cubic feet consumed.~~

A monthly customer rate will be charged industrial customers within the City of Port Angeles. For the purposes of this section, "industrial customers" are defined as customers whose average monthly potable water consumption is in excess of 350,000 cubic feet per month, where such average is computed by dividing total annual month period by 12; provided, that this rate does not apply to public wholesale customers of the City, whose rate shall be established by contract as set forth in PAMC 13.44.060.

13.44.040 - Rate for user outside City limits. FULL SECTION

All water service furnished to a user outside the City limits ~~shall~~will be charged at the rate of 150 percent of the schedule for rates and charges ~~as set forth herein or as amended~~. This section ~~shall~~does not apply to the resale rate and wholesale contract sales.

13.44.050 - Irrigation rate.

~~The following monthly customer charges are applicable~~ A monthly customer rate based on meter size will be charged to agriculture and residential and commercial landscaping irrigation service within the ~~corporate limits of the~~ City of Port Angeles. For the purposes of this section, the irrigation rate is available for separately metered services used exclusively for agricultural and irrigation purposes. ~~The charge is based upon size of the meter as specified below:~~

Service Size	Effective January 1, 2023
with 5/8 inch meter	\$37.08
with 3/4 inch meter service	\$37.08
1-inch meter	\$68.15
1 1/2 inch meter	\$119.92
2-inch meter	\$182.05
3-inch meter	\$347.72

Service Size	Effective January 1, 2023
4-inch meter	\$534.10

~~Metered consumption shall be \$2,479 for 2023 for each 100 cubic feet consumed.~~

13.44.055 - Resale rate.

~~In circumstances under which the Director determines pursuant to PAMC 13.32.020.F that it is appropriate to allow a customer to furnish City water to a subsequent purchaser for the purpose of resale or transfer of the water outside of Port Angeles, the rates and conditions for such water shall be as follows:~~

~~A. The regular monthly and usage metered rates for the water service at which the water is obtained shall continue to apply.~~

~~B. A surcharge shall be paid for water consumption in excess of 100,000 gallons at the rate of \$0.00670 per gallon for 2023. This surcharge reflects the commodity value of water for resale or transfer as well as the fact that such irregular purchases of City water are not required to pay service connection or latecomer system development charges as do other new customers of the water utility and the fact that single, large purchases of water can have a negative impact on the City's water utility and source of supply.~~

~~C. Said surcharge may be used for special water utility purposes such as water system or water quality improvement projects.~~

~~D. Any fees charged by the customer to the subsequent purchaser shall be subject to the approval of the Director.~~

~~E. The purchaser shall be required to execute a hold harmless agreement, acknowledging that the City makes no representations as to the quality of the water and indemnifying the City and its officials and employees against any claims, lawsuits, or damages that may result directly or indirectly from the purchase of water from the City of Port Angeles.~~

The Director may approve the resale or transfer of City water by a customer to a subsequent purchaser outside of Port Angeles pursuant to PAMC 13.32.020(F), subject to the following conditions:

A. In addition to payment of a surcharge, the regular monthly and usage metered rates for the water service at which the water is obtained continue to apply. The surcharge may be used for special water utility purposes such as water system or water quality improvement projects. Any fees charged by the customer to the subsequent purchaser are subject to the Director's approval.

B. The purchaser is required to execute a hold harmless agreement, acknowledging that the City makes no representations as to the quality of the water and indemnifying the City and its officials and employees against any claims, lawsuits, or damages that may result directly or indirectly from the purchase of water from the City of Port Angeles.

13.44.060 - Wholesale contract sales.

The amount to be paid by wholesale customers ~~shall~~will be established by contract. Wholesale contracts in force and effect prior to January 1, 2009 shall have all consumption charges based on the rate ~~specified in subsection 13.44.020.B~~ as set forth in a resolution authorized by Chapter 1.25 PAMC.

13.44.070 - Rates—Temporary service and fire hydrant water use.

...

B. The use of water for construction purposes ~~shall~~will be allowed, where available, to construct or reconstruct any building or structure or settle trenches or fills upon approval of an application and payment of a temporary service fee as set forth in a resolution authorized by Chapter 1.25 PAMC. ~~A monthly customer charge based on meter size will be charged. Before commencing such usage, application therefor shall be made to the department and a temporary service fee shall be paid in accordance with subsection 3.70.110.G PAMC. Monthly customer charges shall be paid at a rate specified in subsection 13.44.025.A. Metered consumption shall be paid for at a rate described in subsection 13.44.025.B.~~

...

13.44.090 - Service charge.

Whenever the department responds to a request outside of regular working hours for assistance to investigate a deficiency in water service to any premises and it is determined that the deficiency is the result of improper operation or maintenance of the customer's plumbing, a charge ~~will be made~~

is required to defray a portion of the cost of responding to the request in the amount of \$235.00 City's cost of responding as set forth in Chapter 1.25 PAMC.

13.48.040 - Inspection—Fee—Deposit required.

After approval of the plans and specifications, the Department ~~shall~~will provide the petitioner with an estimate of the construction inspection fee. A permit for construction will be issued after the inspection fees and estimated main connection charges as set forth in a resolution authorized by Chapter 1.25 PAMC have been deposited with the City Treasurer. At such time as the Director determines the remaining funds are not adequate to provide necessary inspection for project completion, ~~the petitioner shall be notified of such and the City will notify the petitioner with an estimate of additional inspection fee required will be provided.~~ The additional fees ~~shall~~must be deposited with the City Treasurer prior to depletion of the funds on deposit. Any moneys unexpended from the inspection deposit upon completion of the project ~~shall~~will be returned to the petitioner.

13.54.035 - General provisions applicable to all services.

...

B. A utility service fee, ~~in accordance with PAMC 3.70.010.B.3. for each occurrence, shall~~ will be charged when a vehicle must return to collect a refuse container where: the person has not placed the container in the appropriate place of collection; the person has not set out the container in accordance with the scheduled date and time; the person set out an overloaded container; or where the container was blocked by a parked vehicle; provided, no fee ~~shall~~will be assessed until the responsible person is notified that a fee will be charged in such instances.

C. It is unlawful for any person in possession, charge or control of any premises in the City, knowing that refuse has been deposited on the premises by the elements, animals, or other causes, to fail to clean up such refuse so deposited in a period of 24 hours. If the refuse is not cleaned up within 24 hours, the City may clean up the refuse and assess the person for the costs of cleanup and administration. ~~Such bill shall be a minimum of \$100.00.~~

...

13.54.040 - Solid waste rates collections.

~~The rates for solid waste services shall be in accordance with sections 13.54.050 through 13.54.120 and include all applicable taxes. The rates for solid waste services in Schedules R-01 through R-04~~

~~and C 01 through C 04 shall apply to each person that receives solid waste services. The rates, charges, and schedules for solid waste collection, recycling, and yard waste services are set forth in a resolution authorized by Chapter 1.25 PAMC.~~

Section **13.54.050 - Schedule R-01—Residential weekly service**, is repealed in its entirety.

Section **13.54.060 - Schedule R-02—Residential every other week service**, is repealed in its entirety.

Section **13.54.070- Schedule R-03—Residential yard waste service**, is repealed in its entirety.

Section **13.54.095 – Reserved**, is repealed in its entirety.

Section **13.54.100 - Schedule C-02—Commercial, Municipal and Federal 300-gallon service**, is repealed in its entirety.

Section **13.54.105 – Reserved**, is repealed in its entirety.

Section **13.54.110 - Schedule C-03—Commercial recycling service**, is repealed in its entirety.

Section **13.54.120 - Schedule C-05—Commercial temporary service**, is repealed in its entirety.

Section **13.54.125 - Schedule I-03—Industrial temporary service**, is repealed in its entirety.

13.54.130 - Lien for unpaid garbage collection services. FULL SECTION

~~Upon failure to pay the charges for garbage, recycling and yard waste collection services as set forth in this chapter, the amount thereof shall become a lien against the property for which the garbage collection service is rendered. Said lien shall be~~ There will be a lien against the property for the delinquent charges for garbage, recycling and yard waste collection services, subject to foreclosure as provided in RCW 35.21.140 and 35.21.150, by filing with the County Auditor a notice of the City's lien, specifying the charges, the period covered by the charges, and giving the legal description of the premises sought to be charged.

13.54.150 - Recycling, yard waste, and cardboard recycling requirements. PARTIAL SECTION

A. ~~Single dwellings and multiple dwellings up to four units may receive the residential recycling service and residential yard waste service. Commercial buildings and industrial facilities receiving solid waste collection services in accordance with sections 13.54.090 through 13.54.120 PAMC may receive the commercial cardboard recycling service at no additional charge. The rate per person for semi-weekly collection of a cardboard recycling container for a commercial building or industrial~~

~~facility that does not receive solid waste collection service shall be \$15.84 per month.~~ The Port Angeles School District, and other commercial buildings not otherwise receiving recycling service and when approved by the Director, may participate in the commercial recycling service for their facilities located within the City limits of Port Angeles.

...

Section **13.57.020 – Rates**, is repealed in its entirety and replaced as follows:

13.57.020 – Rates – Contracts - Director’s authority.

A. The solid waste processing facility rates are set forth in a resolution authorized by Chapter 1.25 PAMC, subject to the following conditions.

1. Collection entities.

a. The City will pay the collection entity charges for municipal solid waste received at the transfer station from the contractor for the Blue Mountain Drop Box operation under the service agreement. The City will pay the collection entity charges for yard waste received at the transfer station from the contractor for curbside collection of yard waste under the service agreement.

b. Collection entities that do not provide the City an exemption certificate in accordance with WAC 458-20-250(7) are deemed self-haulers for purposes of determining rates.

2. The self-hauler rate may be waived or reduced by up to 50 percent subject to the following requirements:

The person requesting a waiver or reduction must submit a written application to the Director at least 30 days before disposal of refuse at the transfer station. The Director will accept or deny the application before refuse is disposed at the transfer station.

A waiver may be available for disposal of refuse which is collected as part of a beautification or cleanup program, such as the annual Transfer Station Benefit Dump Day, Clallam County Chain Gang, and Washington State Department of Transportation Adopt a Highway Program, which must dispose of litter.

A reduction may be available for disposal of refuse, which is collected as part of the annual City of Sequim Benefit Dump Day.

A reduction may be available to charitable, nonprofit organizations, such as the Salvation Army, St. Vincent DePaul, and Serenity House, the primary purpose of which is provide necessary support for the poor or infirm and which must dispose of unusable donated items. Pursuant to Chapter 35.83 RCW, a reduction may be applied to the Housing Authority of Clallam County for self-haul of materials left by tenants who vacate housing authority premises and for disposal of demolition debris.

All waivers or reductions approved by the Director shall be valid for 30 days and shall be limited to projects that further the public health, safety, or welfare, enhances the environment, or is otherwise in the public interest for parties of the interlocal agreement.

Applications approved by the Director must be presented to the scale house attendant at the time of disposal.

B. The City may enter into contracts with rates other than as set forth in a resolution authorized by Chapter 1.25 PAMC, provided that such rates cover the cost of providing the service and the contract provides a benefit to the City not otherwise obtained.

C. The Director is authorized to:

1. Establish a different sales price for Class A Compost in response to operating conditions; provided that such price recovers the compost cost ; the price provides a benefit to the City not otherwise obtained; the City Manager, Mayor and Council members of the Utility Advisory Committee are notified; and that the alternate price expires 90 days after adoption by the Director, unless formally ratified by the City Council, in which event the price shall remain in effect to the end of the calendar year.

2. Enter into payment plans and voluntary lien agreements with property owners participating in: (1) a local government voluntary compliance agreement; or (2) a voluntary property clean up, in lieu of nuisance abatement, assisted by a nonprofit organization, such as the Clallam County Hoarding Task Force.

13.57.030 - Disposal regulations.

...

C. The Director may issue transfer station scale house reader cards, and collection entities and self-haulers ~~shall~~ must use reader cards in accordance with the waste acceptance policy. Collection entities ~~shall have vehicle tare weight determined by the City, shall only use the reader card for the vehicle it was issued for, and shall always use the outer inbound scale unless otherwise specified by~~

~~the Director.~~ The City will determine collection entity vehicle tare weight. Collection entities must use the reader card only for the vehicle for which it was issued and must use the outer-inbound scale unless otherwise specified by the Director. Self-haulers shall must always use the reader card at the inner-inbound and inner-outbound scales, unless otherwise specified by the Director. Self-haulers shall pay a utility service fee in accordance with PAMC 3.70.010.B.4 for an initial reader card and each replacement for a card that has been lost, or misplaced, or damaged not due to normal wear and tear. In the event a reader card is lost or misplaced by a collection entity or self-hauler, the person responsible for reader card shall be is required to pay for all transactions at the transfer station scale house until the Director is notified in writing that the reader card has been lost or misplaced and a replacement card is obtained.

D. It is unlawful for any person to enter ~~the disposal area of~~ any solid waste processing facility disposal area except when an attendant is present during the designated hours of operation. Self-haulers must place such refuse where directed by the attendant ~~and shall pay those fees as set forth by the City Council.~~

...

13.61.010 - Purpose.

The purpose of this chapter is to establish ~~fees for service by,~~ and general rules and regulations for the service and extension of service from, the sewer system of the City of Port Angeles, and to promote the public health, safety, and general welfare of the users of the sewer system, in accordance with standards established by the City, County, State and Federal governments.

13.61.110 - Permit application and issuance.

...

C. The permit application the fee ~~shall be accompanied by the fee required by this chapter or any resolution pursuant thereto~~ is set forth in a resolution authorized by Chapter 1.25 PAMC.

...

13.61.160 - Fees.

~~The fee for such permit shall be as set forth in Chapter 3.70 PAMC.~~ All sewer fees, including, but not limited to, permit, connection/reconnection, alteration/repair, and capping fees, are set forth in a resolution authorized by Chapter 1.25 PAMC.

13.62.200 - Extensions—Inspection—Fee—Deposit required. FULL SECTION

After approval of the plans and specifications, the ~~d~~Department will provide the petitioner with an estimate of the construction inspection fee. A ~~permit for construction~~ construction permit will be issued after the inspection fees and estimated main connection charges as set forth in a resolution authorized by Chapter 1.25 PAMC have been deposited with the City Treasurer. If the Director determines that the remaining funds are not adequate to provide necessary inspection for project completion, the City will notify the petitioner with an estimate of additional inspection fee required. The additional fees must be deposited with the City Treasurer prior to depletion of the funds on deposit. Any monies unexpended from the inspection deposit upon completion of the project will be returned to the petitioner.

13.63.090 - Annual charge.

A. The owners of all real property in the City containing impervious surfaces ~~shall be assessed an annual stormwater utility charge at the rate as set forth in this section~~ must pay a monthly stormwater utility charge at the rate set forth in a resolution authorized by Chapter 1.25 PAMC.

B. ~~Single family and duplex residential fees.~~

~~1. Effective January 1, 2022, the annual stormwater utility charge for each non-discounted single family and duplex residential property shall be \$204.06.~~

~~2. Effective January 1, 2022, the annual stormwater utility charge for single family and duplex residential property for those qualifying for discounts per section 13.20 PAMC shall be \$153.05 for 25% discount eligible and \$132.64 for 35% discount eligible.~~

City streets, State highways, private streets with storm and surface facilities in place meeting City standards, and other public or private owned properties or portions thereof having their own NPDES permitted storm and surface water runoff facilities which do not discharge to City facilities are exempt from the monthly charges.

C. ~~The annual stormwater utility charge for all commercial, industrial, or multiple dwelling property shall be calculated by dividing the total impervious area in square feet by 3,000 square feet, times the rate of \$203.03. The minimum annual fee for a commercial, industrial, or multiple dwelling property shall be not less than the annual fee rate of \$203.03 and the maximum annual fee shall be not more than 25 times that rate.~~

D. ~~The annual stormwater utility charge for all non-taxable federal property shall be calculated by dividing the total impervious area in square feet by 3,000 square feet, times the rate of \$193.55 The~~

~~minimum annual fee for a non-taxable federal property shall not be less than the annual fee rate of \$193.55 and the maximum annual fee shall be not more than 25 times that rate.~~

~~E. City streets, state highways, private streets with stormwater and surface facilities in place meeting City standards, and other public or private-owned properties or portions thereof having their own NPDES-permitted storm[water] and surface water runoff facilities which do not discharge to City facilities shall be exempt from the annual charges set forth in this section.~~

13.63.100 – Rebates and rate adjustments.

A. Stormwater rebates may be issued for retrofit, new development or redevelopment projects that meet the following conditions:

1. Overall project with less than 5,000 square feet of new or replaced hard surfaces, and implements two or more of the following:

- a. Permeable pavement;
- b. Compost amended soils per BMP T5.13 in all disturbed area not covered by new improvements;
- c. Rain gardens designed and maintained in accordance with the Department of Ecology's SWMMWW (2014).

2. LID facilities and best management practices (BMPs) listed in subsection A.1 above, must be designed and maintained in accordance with the Department of Ecology's SWMMWW (2014).

~~3. Stormwater rebates as available funding allows include the following:~~

- ~~a. Permeable pavement: \$1.00 per square foot towards materials, up to a maximum rebate of \$1,000.00 per household or business.~~
- ~~b. Compost amended soils: Voucher for ten cubic yards of Garden Glory compost.~~
- ~~c. Rain gardens: Rebate for materials to install a rain garden, up to a maximum rebate of \$1,000.00, per household or business.~~

Overall project is less than the minimum requirement #5 threshold (see Chapter 5 of the City of Port Angeles Urban Service Standards and Guidelines) or is a retrofit project that implements a rain garden.

~~B. Stormwater rebates may be issued for retrofit, new development, or redevelopment project that meet the following conditions:~~

- ~~1. Overall project is less than the minimum requirement #5 threshold (see Chapter 5 of the City of Port Angeles Urban Service Standards and Guidelines) or is a retrofit project that implements a rain garden.~~
- ~~2. Rain gardens must be designed and maintained in accordance with the Department of Ecology's SWMMWW (2014).~~
- ~~3. Stormwater rebates as available funding allows include a rebate for materials to install a rain garden, up to a maximum rebate of \$1,000.00, per household or business.~~

A property owner may request a rate adjustment to the monthly charge, only if the property contains no hard surfaces or if the property owner disagrees with the City's rate calculations. A request for an adjustment must be submitted in writing to the Director of Public Works and Utilities. If the property contains no hard surfaces, the rate will be adjusted to zero. If the City's calculations are incorrect, the rate will be adjusted accordingly. Approved adjustments will be applied prospectively except that the City will reimburse the property owner for overcharges paid for the year during which the adjustment is requested and for the prior year.

~~C. A property owner may request a rate adjustment to the annual charge set forth in PAMC 13.63.100, only if the property contains no hard surfaces or if the property owner disagrees with the City's calculations of the rate, or the amount of hard surface area used by the City in calculating the rate, under PAMC 13.63.100.C. A request for an adjustment shall be submitted in writing to the Director of Public Works and Utilities. If the property contains no hard surfaces, the rate shall be adjusted to zero. If the City's calculations or amount of hard surfaces under PAMC 13.63.100.C is incorrect, the rate shall be adjusted accordingly. Approved adjustments will be applied prospectively except that reimbursement for overcharges paid by the property owner will be made by the City for the year during which the adjustment is requested and for the prior year. Any person aggrieved by a decision of the Director of Public Works and Utilities relating to a request for a rate adjustment authorized by PAMC 13.63.110 may appeal the Director's decision to the City Manager within 30 days of the date of the Director's decision. The City Manager's decision is final.~~

~~D. Any person aggrieved by a decision of the Director of Public Works and Utilities relating to a request for a rate adjustment authorized by PAMC 13.63.110 may appeal the Director's decision to the City Manager within 30 days of the date of the Director's decision. The City Manager's decision shall be final.~~

13.63.350 - Extensions—Inspection—Fee—Deposit required.

After approval of the plans and specifications, the ~~d~~Department will provide the petitioner with an estimate of the construction inspection fee. A ~~permit for construction~~ construction permit will be issued after the inspection fees and estimated main connection charges set forth in a resolution authorized by Chapter 1.25 PAMC have been deposited with the City Treasurer. If the Director determines that the remaining funds are not adequate to provide necessary inspection for project completion, ~~the petitioner shall be notified of such and an estimate~~ the City with notify the petitioner with an estimate of additional inspection fee required. The additional fees ~~shall~~ must be deposited with the City Treasurer prior to depletion of the funds on deposit. Any monies unexpended from the inspection deposit upon completion of the project ~~shall~~ will be returned to the petitioner.

13.63.410 - Inspection.

...

~~D. The Council shall establish fees for stormwater related inspections. Inspection fees shall be detailed in the PAMC 3.70.110.~~ Stormwater related inspection fees are set forth in a resolution authorized by Chapter 1.25 PAMC.

13.64.060 - Fees.

~~Each discharger shall be billed on a monthly basis for the volume that is discharged at the sewage treatment plant. Fees shall be as established in PAMC 3.70.110.M; provided that when a long term septage hauler contract is made, no annual fee shall be charged.~~ Each discharger must pay an annual fee in addition to a monthly fee for the volume that is discharged at the sewage treatment plant as set forth in a resolution authorized by Chapter 1.25 PAMC; provided that no annual fee is required for a long-term septage hauler under contract with the City. Such contract must be for a term of at least one year. For purposes of determining the rate ~~under PAMC 3.70.110.M.2~~, fresh waste is waste that has not begun to decompose or waste chemically treated to reduce BOD and suspended solid loading. Fresh waste has a BOD5 loading less than 400 mg/l and a suspended solids loading less than 400 mg/l. All other waste is deemed septic discharge.

13.65.005 – Wastewater rate.

~~The monthly rate for wastewater service shall be in accordance with sections 13.65.010 through 13.65.030. The monthly rate established in sections 13.65.010 through 13.65.030 includes all~~

~~applicable taxes.~~ The monthly rates for wastewater service are set forth in a resolution authorized by Chapter 1.25 PAMC.

13.65.006 - Rate class assignment.

~~The Director of Public Works and Utilities, or his designee, shall assign each customer to a rate class.~~
The Director of Public Works and Utilities will assign each customer to a rate class.

Section **13.65.010 – Single residential unit monthly rate**, is repealed in its entirety.

Section **13.65.020 – Commercial and industrial rate**, is repealed in its entirety.

Section **13.65.025 – Municipal and Federal rates**, is repealed in its entirety.

Section **13.65.030 – Commercial and industrial equivalent plumbing fixture rate**, is repealed in its entirety.

Section **13.65.035 – Reserved**, is repealed in its entirety.

Section **13.65.040 – Rate for customers outside City limits**, is repealed in its entirety.

13.66.020 - Lincoln Street storm sewer connection charge—Amount.

~~The Lincoln Street storm sewer connection charge shall be \$7,096.00 for each platted lot that contains 500 square feet or more of impervious surface.~~ The Lincoln Street storm sewer connection charge is set forth in a resolution authorized by Chapter 1.25 PAMC.

13.67.020 - Milwaukee Drive trunk sewer connection charge—Amount.

~~The Milwaukee Drive trunk sewer connection charge shall be \$150.00, multiplied by the equivalent water meter factor as defined in PAMC 13.69.050.~~ The Milwaukee Drive trunk sewer connection charge is set forth in a resolution authorized by Chapter 1.25 PAMC.

13.68.030 - Application for developer reimbursement agreement.

...

B. The application must be on a form prescribed by the City Engineer and ~~must be accompanied by a nonrefundable application fee as set forth in Chapter 3.70 PAMC~~ include the fee as set forth in a resolution authorized by Chapter 1.25 PAMC.

...

13.68.130 - Administration costs.

~~The City shall add five percent, but not less than \$20.00 nor more than \$500.00, to each developer reimbursement charge as reimbursement for the City's administration costs. Each developer reimbursement charge will include a fee for reimbursement for the City's administration costs as set forth in a resolution authorized by Chapter 1.25 PAMC.~~

13.69.030 - Water system development charge.

~~A. The City Council hereby finds and determines that the capital cost of the City's water system including pumps, well, distribution and transmission lines, reservoirs, rights of ways and easements, has been borne by the City and its water system users. Pursuant to RCW 35.92.025, since such water system will be utilized by newly connecting properties, it is appropriate to establish a reasonable connection charge in order that such property owners bear their equitable share of the capital cost of the system.~~

~~B. Beginning January 1, 2010, the City Council determines that \$1,980.00, which includes all applicable taxes, per equivalent water meter represents a reasonable basis for a fair water system development charge that property owners newly connecting to the City's water system should bear as their equitable share of the capital cost of the system. Beginning January 1, 2011, the City Council further determines that \$2,260.00, which includes all applicable taxes, per equivalent water meter represents a reasonable basis for a fair water system development charge that property owners newly connecting to the city's water system should bear as their equitable share of the capital cost of the system.~~

~~C. In addition to other fees imposed by ordinance or pursuant to agreements, there is hereby imposed, upon the owners of property seeking to provide water service to their property by connecting to the City's water system, a water system development charge determined by multiplying the total number of equivalent water meter factors for the service(s) to be installed by the amount specified in 13.69.030B.~~

The City Council hereby finds and determines that the capital cost of the City's water system including pumps, well, distribution and transmission lines, reservoirs, rights of ways and easements, has been borne by the City and its water system users. Pursuant to RCW 35.92.025, the City has established a reasonable connection charge as set forth in a resolution authorized by Chapter 1.25 PAMC in order that newly connecting properties bear their equitable share of the capital cost of the system. Such charge is in addition to other fees imposed by ordinance or agreements.

13.69.040 - Sewer system development charge.

~~A. The City Council hereby finds and determines that the capital cost of the City's sewer system including the treatment plant, collection lines, pump stations, rights of ways and easements, has been borne by the City and its sewer system users. Pursuant to RCW 35.92.025, since such sewer system will be utilized by newly connecting properties, it is appropriate to establish a reasonable connection charge in order that such property owners bear their equitable share of the capital cost of the system.~~

~~B. The City Council determines that beginning January 1, 2010, \$1,980.00, which includes all applicable taxes, per equivalent water meter represents a reasonable basis for a fair sewer system development charge that property owners newly connecting to the City's sewer system should bear as their equitable share of the capital cost of the system. The City Council further determines that beginning January 1, 2011, \$2,260.00, which includes all applicable taxes, per equivalent water meters represents a reasonable basis for a fair sewer system development charge that property owners newly connecting to the City's sewer system should bear as their equitable share of the capital cost of the system.~~

~~C. In addition to other fees imposed by ordinance or pursuant to agreements upon the owners of property seeking to provide sewer service to their property by connecting to the City's sewer system, they shall pay to the City a sewer system development charge determined by multiplying the total number of equivalent water meter factors for the water service, which contributes to sewer system loadings, to be installed by the amount specified in paragraph B. above.~~

The City Council hereby finds and determines that the capital cost of the City's sewer system including the treatment plant, collection lines, pump stations, rights of ways and easements, has been borne by the City and its sewer system users. Pursuant to RCW 35.92.025, the City has established a reasonable connection charge as set forth in a resolution authorized by Chapter 1.25 PAMC in order that newly connecting properties bear their equitable share of the capital cost of the system. Such charge is in addition to other fees imposed by ordinance or agreements.

13.70.030 - Ediz Hook sewer connection charge—Amount.

~~The Ediz Hook sewer connection charge shall be \$9,574.62, multiplied by the equivalent waste water service factor as calculated by the Director of Public Works and Utilities. The Ediz Hook sewer connection charge is set forth in a resolution authorized by Chapter 1.25 PAMC.~~

13.72.030 - Upper Golf Course Road sewer connection charge—Amount.

~~The Upper Golf Course Road sewer connection charge shall be \$1,964.20 per connection. The Upper Golf Course Road sewer connection charge is set forth in a resolution authorized by Chapter 1.25 PAMC.~~

CHAPTER 13.73 - PART C - FEES

13.73.300 - Utility rate setting.

A. ~~Fee formula. A monthly service fee for the operation of the utility shall be~~is established from time to time by ordinance of the City Council in conformity with RCW 35.21.766. ~~The amount of the fee shall be based upon cost of regulating ambulance service and the cost of providing Medic-I as determined by a cost of service study done pursuant to RCW 35.21.766(3). Those costs, after transport charges and the general fund contribution, shall be divided among Port Angeles residents and occupants based on a combined demand and availability calculation consistent with accepted principles of utility rate setting.~~

~~The rate attributable to costs for availability of the utility shall be uniformly applied across user classifications within the utility. The rate attributable to costs for demand services of the utility shall be established and billed to each utility user classification based on each user classification's burden on the utility. The fee charged by the utility shall reflect a combination of the availability cost and the demand cost. The resulting fee shall be assessed to identifiable use classifications.~~

~~Fees will not exceed the revenue requirements to cover the costs of the utility, as authorized by the City Council by adoption of an annual budget and subsequent amendments.~~

B. ~~Classifications. The monthly service fee shall~~will be collected from each of the following utility user classifications:

1. Residential.
2. Adult family homes.
3. Assisted living facilities.
4. 24-hour nursing facilities.
5. Group homes.
6. Jail facilities.
7. Schools.
8. Commercial/business.
9. City public areas.

The owner or occupant of each unit in such classifications ~~shall be~~ is responsible for payment of this utility fee for the availability and use of ambulance services.

C. Service fee exemptions/reductions.

1. All vacant, unoccupied parcels are exempt from the utility fee.
2. Utility customers may be eligible for the City's Senior and Disabled Low Income Discount pursuant to PAMC Chapter 13.20.
3. Any change in use of a parcel or any other change in circumstance that eliminates application of an exemption from the service fee ~~shall~~ will immediately make the affected property subject to applicable service fees. The service fee ~~shall become~~ is due and payable as of the date of the change in use and ~~shall continue until the parcel again meets exemption requirements~~ the exemption no longer applies.
4. Monthly rates will not be prorated. Initial and final charges may be prorated in accordance with the City's standard utility proration practices.
5. Any customer seeking an exemption from payment of the service fee and/or conversion from covered to exempt status, must file a written petition ~~with the Finance Director seeking a determination as to whether a specific parcel satisfies the exemption requirements set forth in this section~~ for an exemption with the Finance Director.
6. The combined rates charged ~~shall~~ reflect an exemption for persons who are ~~m~~ Medicaid eligible and who reside in a nursing facility, boarding home, adult family home, or receive in-home services.
7. The combined rates charged may reflect an exemption or reduction for designated classes consistent with Article VIII, Section 7 of the State Constitution.
8. The amounts of exemption or reduction ~~shall~~ will be a general expense of the utility, and designated as an availability cost, to be spread uniformly across the utility user classifications.
9. Multiple residential units that are served by a single utility connection ~~shall be given~~ have the option of (1) paying the utility fees for the units as a single combined amount or (2) charging a monthly fee to each unit occupant. Those that select the first option ~~shall be~~ are entitled to a rate adjustment based on average occupancy, and receive a 25 percent reduction from the utility fees ~~calculated pursuant to section 13.73.400~~.
10. Federal or state subsidized multi-family housing complexes that are served by a single utility connection ~~shall~~ will receive a 30 percent reduction in the combined rates charged

from the utility fees ~~calculated pursuant to section 13.73.400.~~ For purposes of ~~the preceding sentence—this subsection,~~ subsidized housing means housing provided to people who are categorized (1) as low-income, and (2) are 65 years of age, or have mental or physical disabilities or who without the subsidized housing, would be homeless.

D. Periodic service fee review. The City Manager ~~or his/her designee~~ will periodically perform financial review and analysis of the utility's revenues, expenses, indebtedness, fees and accounting, and recommend budgets, fee adjustments and financial policy. ~~Based on such review, the City Manager or his designee shall recommend changes, amendments or additions for adoption by the City Council.~~ amendments or additions for adoption by the City Council.

E. The total revenue generated by the rates and charges shall not exceed the total costs necessary to regulate, operate, and maintain an ambulance utility.

13.73.310 - Payment.

The monthly utility charge will be collected in accordance with ~~the normal collection procedures as provided for in~~ Chapter 13.16 PAMC; ~~P~~provided that, customers who have multiple utility accounts will be billed for one monthly charge for each service address.

13.73.330 - Billing for ambulance transports.

Each person who is transported by the City's Medic I Program shall be billed by the City at the rates set ~~in 3.70.095 PAMC~~ forth in a resolution authorized by Chapter 1.25 PAMC. However, each person assessed a monthly utility charge under PAMC 13.73.300 and who is: (1) a City resident, or (2) is an employee of a business within the City ~~(and the person or business is assessed a monthly utility charge under section 13.73.300 of this chapter)~~ shall will not be billed beyond their insurance coverage, and any co-payments and deductibles are deemed to be satisfied by payment of their monthly utility charges, provided the ~~resident or employee~~ person: (1) supplies the City with all requested information and documentation including, but not limited to, insurance information and medical records relative to billing for the ambulance service; and (2) assigns to the City the patient's right to receive payment from all applicable third-party payers.

For the purpose of this section, a City resident refers to a person who ~~has no fixed or established place of residence outside the City, utilizes the dwelling unit inside the City as a fixed abode, and is not a guest, visitor, or other temporary inhabitant~~ and whose sole residence is in the City. A student who is regularly enrolled in an educational institution outside the City, but who would normally and

regularly be a City resident but for attendance at such educational institution, ~~shall be deemed to reside within the City~~ is deemed a resident.

Chapter 13.73 – Part D, which includes section 13.73.400 – Charges established, and section 13.73.410 – Medicaid adjustment, is repealed in its entirety.

13.75.030 - WUGA water connection charge—Amount.

~~The WUGA water connection charge shall be the following:~~

~~A. For Dry Creek Water Association (DCWA) residential customers being disconnected from the DCWA system and connected to the City Water System, the amount shall be equal to the current DCWA Residential Membership share amount refunded to the customer by DCWA, minus both the amount of the water service connection fee (per PAMC 3.70.110.G) and the water system development charge (per PAMC 13.69.030).~~

~~B. For Dry Creek Water Association (DCWA) commercial customers being disconnected from the DCWA system and connected to the City water system, the amount shall be equal to the current DCWA commercial membership share(s) amount(s) refunded to the customer by DCWA, minus both the amount of the water service connection fee (per PAMC 3.70.110.B) and the water system development charge (per PAMC 13.69.030).~~

~~C. For new customers that are not currently served by the DCWA, to whom no DCWA membership share(s) are being refunded, the amount shall be \$3,950.00 plus the product of \$5,085.00, multiplied by the remainder that results when 1.0 is deducted from the equivalent water meter factor, as defined in PAMC 13.69.050.~~

The WUGA water connection charge is set forth in a resolution authorized by Chapter 1.25 PAMC.

13.75.050 - WUGA wastewater charge connection charge—Amount.

~~The WUGA wastewater connection charge shall be \$5,200.00 plus the product of \$2,150.00, multiplied by the remainder that results when 1.0 is deducted from the equivalent water meter factor, as defined in PAMC 13.69.050.~~

The WUGA wastewater connection charge is set forth in a resolution authorized by Chapter 1.25 PAMC.

13.75.090 - WUGA water and wastewater connection charges—When collected.

~~The WUGA water and wastewater connection charges shall be paid upon application for a water or wastewater permit. Connection to the system shall not be made until the WUGA water and wastewater connection charges, standard service connection fees, the system development charges, and any other charges imposed by ordinance have been paid.~~ For existing DCWA customers being disconnected from DCWA and connected to the City water system, ~~these~~ fees must be paid to the City within 14 days of the applicant's receipt of the refunded amount of applicable membership share(s) from DCWA. For all other customers, fees must be paid pursuant to Chapter 1.25.020.

TITLE 14

14.01.090 - Appeals.

...

D. *Filing of appeals.* An appeal ~~may be filed with the Board~~ to the Board may be filed by any person having legal standing or a legal interest in the building or land involved in the appealable issue. ~~Such appeal shall be filed in writing with the City Clerk~~ by filing a written notice of appeal with the City Clerk and paying the fee set forth in a resolution authorized by Chapter 1.25 PAMC within 30 days from the date that notice of any appealable action is served by either personal delivery or by deposit in the United States Mail, except where other service is specifically provided in the construction codes. The filed appeal ~~shall~~ must contain:

...

14.03.040 - Fees.

A. ~~The fees set forth in Chapter 3.70 PAMC shall apply in all instances except as set forth in subsection B. of this section.~~

B. ~~If the work authorized under a sign permit has not been completed within 180 calendar days after the date of issuance of the permit, the permit shall expire and any subsequent work shall require a renewal of the permit and payment of renewal fees, at one-half the original fee. All fees are nonrefundable.~~

~~Any person, firm, or corporation who shall erect, re-erect, construct, alter, or maintain a sign without a permit first having been obtained, except as provided by the Port Angeles Municipal Code, shall as a penalty pay double the amount required by the sign permit fee schedule.~~

The building code fees are set forth in a resolution authorized by Chapter 1.25 PAMC.

14.05.140 - Inspection and permit fees.

A. The fees for electrical work permits ~~shall be as set forth in Chapter 3.70 PAMC~~ are set forth in a resolution authorized by Chapter PAMC.

B. *Block permit.* A firm, corporation, or other entity that has a regularly employed electrical maintenance staff, which is exempted from the requirement to have an electrician certificate of competency by RCW 19.28.610, may ~~may choose to purchase~~ obtain an electrical block permit for work done by in-house electrical personnel rather than a work permit for each installation or alteration in accordance with this section. Work done by contractors ~~shall not be~~ is not included in

~~this~~ a block permit. The Inspector will track work requested under the block permit until an equivalent worth of work is reached, after which additional fees will be charged.

C. A fee of two times the regular permit fee ~~shall~~ will be charged for work ~~that was started without a permit. This provision shall not apply to emergency work, when at the satisfaction of the Inspector such work was urgently necessary,~~ except in the case of an emergency when such work was urgently necessary as determined by the Inspector, making it impractical to obtain a permit prior to commencing the work. A permit must be obtained within 48 hours after the start of such emergency work.

14.21.025 - Inspection fees.

Inspection fees ~~shall be as are~~ are provided in the International Fire Code unless otherwise ~~provided in the Port Angeles Municipal Code~~ set forth in a resolution authorized by Chapter 1.25 PAMC.

14.23.030 - Permits.

A permit ~~shall be~~ is required prior to the installation of commercial fire alarm systems. The fire alarm plan review, inspection, and testing fees ~~shall apply as prescribed in PAMC 3.70.090~~ are set forth in a resolution authorized by Chapter 1.25 PAMC. ~~Non-required systems shall not be subject to said fees~~ No fees apply to non-required systems.

14.26.050 - Appeals.

~~Appeals under this chapter may be granted after payment of a \$50.00 application fee and a hearing by the Fire Chief, Building Official, and member of the building industry appointed by the City Council.~~ Appeals under this chapter may be heard by the Fire Chief, Building Official, and member of the building industry appointed by the City Council upon filing of a written notice of appeal and paying the fee set forth in a resolution authorized by Chapter 1.25 PAMC. Decisions of this body are final and non-appealable.

14.32.060 - Fees.

A. ~~A building moving application shall be accompanied by a building moving permit fee. Said fee is for the building move only and shall be in addition to all other fees for construction or relocation of the building on the new site.~~

~~B. The building moving permit fee shall be established by ordinance of the City Council as set forth in Chapter 3.70.110C PAMC and shall be in the amount necessary to compensate the City for the expense of reviewing and processing plans, conducting inspections, and other services determined to be necessary for the administration and enforcement of the provisions of this chapter.~~

~~C. The building moving permit fee shall be non-refundable.~~

The building moving permit fee is set forth in a resolution authorized by Chapter 1.25 PAMC and is in addition to all other fees for construction or relocation of the building on the new site.

14.32.080 - Permit issuance.

A. ~~The standards for issuance of a building moving permit shall be as follows~~ The City will issue a building moving permit only if the following are met:

1. ~~All fees, including deposit, insurance, permits and application requirements as set forth~~ All requirements in this chapter have been complied with;

...

14.32.110 - Appeal.

~~Any person aggrieved by the action of the Building Official in conditioning or refusing to issue a permit under this chapter shall have the right to appeal such action to the Director of Public Works by filing a notice of appeal with the Building Official within ten calendar days of receiving notice of the action from which appeal is taken.~~ Any person aggrieved by the denial or conditioning of a permit under this chapter may appeal such action to the Director of Public Works by filing a notice of appeal with the Building Official and paying the appeal fee set forth in a resolution authorized by Chapter 1.25 PAMC within ten calendar days following the date of the Building Official's decision.

14.36.040 - Permit.

...

B. *Permit application.* Each permit application ~~shall~~ must be filed with the Building Division by the property owner, lessee, contract purchaser, or other person entitled to possession of the property, or by an authorized agent, on a form provided by the City, and ~~shall contain and~~ include the following:

...

5. ~~Required fee~~ The fee set forth in a resolution authorized by Chapter 1.25 PAMC.

...

~~C. *Permit fee schedule.* A permit fee in an amount as shall from time to time be set by the City Council by resolution shall be paid to the Building Division. *Permit expiration.* If the work authorized under a sign permit has not been completed within 180 calendar days after the permit issuance, the permit will expire and any subsequent work requires a permit renewal and payment of renewal fees.~~

...

14.36.130 - Violation—Penalty.

~~Any person violating any provision of this chapter is guilty of a misdemeanor and shall be punished by a fine not to exceed \$500.00, or 90 days in jail, or both such fine and imprisonment. Each day that a violation continues shall constitute a separate offense.~~

A. Any person violating any provision of this chapter is guilty of a misdemeanor.

B. In addition to any other fines or penalties, any person, firm, or corporation who erects, re-erects, constructs, alters, or maintains a sign without a permit, except as provided by the PAMC, must pay double the required permit fee as a penalty.

14.40.170 - Revocation of permit—Appeals.

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~~B. Upon revocation, the permit holder shall have a right of may appeal to the Hearing Examiner per section 2.18.065 . The holder shall, within ten days of the notice of revocation, give notice to the City Clerk, in writing, the permit holder's intention to appeal the revocation to the Hearing Examiner.~~
PAMC 2.18.065 by filing written notice to the City Clerk and paying the appeal fee set forth in a resolution authorized by Chapter 1.25 PAMC within ten days of the notice of revocation. The Clerk ~~shall~~ will place the ~~permit holder's~~ appeal on the agenda of the next regularly scheduled Hearing Examiner meeting, ~~and forthwith inform the permit holder, in writing, the date, time and location of the meeting and~~ provide written notice of the date, time, and location of the meeting to the permit holder.

...

14.40.180 - Decisions of the Director of Department of Community and Economic Development—Appeals.

A. Any person aggrieved by the decision of the Director of Community and Economic Development may appeal the decision to the Hearing Examiner per ~~section 2.18.065~~ PAMC 2.18.065 by filing written notice to the City Clerk and paying the appeal fee set forth in a resolution authorized by Chapter 1.25 PAMC within 14 days following the date of the Director's decision.

~~B. Appeals shall be submitted to the City Clerk in writing within 14 days following the date of the Director's decision.~~

~~€B.~~ The Hearing Examiner ~~shall~~ will conduct an open record hearing on the appeal of the ~~Director of Community and Economic Development's~~ Director's decision. The Hearing Examiner's decision ~~shall be~~ is final unless appealed to Clallam County Superior Court in accordance with PAMC 18.02.130.

TITLE 15

15.04.250 - Fees.

~~The following fees shall be required for actions by the City in accordance with the provisions of this chapter.~~

The fees for actions by the City in accordance with this Chapter are set forth in a resolution authorized by Chapter 1.25 PAMC.

A. Threshold determination. ~~For every environmental assessment to be performed by the City when the City is lead agency, a fee in the amount established by ordinance and codified in Chapter 3.70 PAMC, shall be required of the proponent of the proposal. A fee is required for every environmental assessment to be performed by the City when the City is lead agency. This fee shall must be collected prior to undertaking the threshold determination, and the time periods provided by this chapter for making a threshold determination shall do not begin to run until payment of the fee.~~

B. Environmental impact statements.

1. For all proposals requiring an EIS for which the City is the lead agency and for which the responsible official determines that the EIS must be prepared by employees of the City, the City may charge ~~and collect~~ a reasonable fee to cover costs incurred by the City in the preparation of an EIS. ~~If it is determined that an EIS is required, applicants shall be advised of and shall~~ Applicants must post bond or otherwise insure payment of such costs.
2. The responsible official may determine that the City will contract directly with a consultant for preparation of environmental documents for activities initiated by some persons or entity other than the City and may bill such costs and expenses directly to the applicant. Such consultants ~~shall will~~ be selected by mutual agreement of the City and applicant after a call for proposals. Applicants may be required to post bond or otherwise insure payment of such costs.
3. If a proposal is modified so that an EIS is no longer required, the responsible official ~~shall will~~ refund any EIS costs collected ~~under divisions 1. and 2. of this subsection which were collected for costs not incurred but not incurred.~~

C. No fee ~~shall will~~ be collected by the City for performing its duties as a consulted agency.

D. The City may charge ~~any person~~ for copies of any document prepared pursuant to ~~the requirements of this chapter, and for mailing thereof, in a manner provided by Chapter 42.17 RCW.~~

E. The City may collect a reasonable fee from an applicant to cover the cost of meeting the public notice requirements of this chapter relating to the applicant's proposal.

15.04.280 - Appeals.

The City of Port Angeles establishes the following administrative appeal procedures under RCW 43.21C.075 and WAC 197-11-680:

A. Any agency or person aggrieved by an action of the City may appeal the City's procedural compliance with Chapter 197-11 WAC for issuance of the following upon paying the appeal fee set forth in a resolution authorized by Chapter 1.25 PAMC:

...

15.08.020 - City of Port Angeles Shoreline Master Program.

...

CHAPTER 7

Administrative Provisions

D. Variances.

1. Variances - *Generally.*

The Shoreline Administrator or otherwise authorized designee shall have the authority to make findings, conclusions and recommendations on shoreline variances. ~~The Hearing Examiner~~ The appointed reviewing body shall have the authority to hear and take action on applications for variances as authorized by subsection A above. The application for a variance shall be made on forms prescribed by the Shoreline Administrator and shall be processed and acted upon in the same manner as is provided for conditional shoreline development permits. If a variance application is not merged with a pending substantial development permit application, the applicant shall pay the City the fee established in ~~PAMC 3.70~~ a resolution authorized by Chapter 1.25 PAMC. All variances issued by the City must be submitted to the Department of Ecology for its approval or disapproval in accordance with RCW 90.58.140(10).

Variances require a public hearing as outlined in subsection A.2 above.

...

E. Permit Application.

1. *Application Process.* The Administrator shall provide the necessary application forms for shoreline substantial development permits, conditional use permits and variance permits.

a. The applicant shall provide, at a minimum, the following information:

1. The most recently updated Joint Aquatics Resource Permit Application (JARPA) form ~~when determined applicable by the Shoreline Administrator.~~
2. The State Environmental Policy Act (SEPA) checklist ~~when determined applicable by the Shoreline Administrator.~~
3. The filing fee in an amount ~~as established in PAMC 3.70~~ payable at the time of the application as set forth in a resolution authorized by Chapter 1.25 PAMC.

...

15.20.110 - Appeals.

...

B. Appeals ~~shall~~ must be submitted to the Planning Division in writing within 14 days following the ~~date of notification of the decision.~~ decision date and include the appeal fee set forth in a resolution authorized by Chapter 1.25 PAMC.

...

15.24.060 - Procedures for wetland permits.

...

C. Permit applications.

...

4. Filing fees: At the time of an application or request for delineation, the applicant ~~shall~~ must pay a filing fee as ~~determined by the Director of Community and Economic Development~~ set forth in a resolution authorized by Chapter 1.25 PAMC. ~~These fees may be used by the Director of Community and Economic Development~~ The City may use these fees to retain expert consultants to provide services pertaining to wetland boundary determinations, functional assessments, and evaluation of mitigation measures. ~~As deemed necessary by the Director of Community and Economic Development~~ The Director of Community and Economic Development may assess additional reasonable fees as needed to monitor and evaluate permit compliance and mitigation measures.

...

15.28.130 - Permit fees.

~~There shall be a non-refundable fee as set forth in Chapter 3.70 PAMC in the amount necessary to compensate the City for the expense of reviewing and processing plans, conducting inspections, providing for outside consulting services, and other services determined to be necessary for the administration and enforcement of the provisions of this chapter. The permit fees are set forth in a resolution authorized by Chapter 1.25 PAMC. Such fees shall only apply only when plans or other documentation are required to be submitted with permit applications for grading and filling or clearing and drainage activity, and no building permit including such activities has been issued. The permit fee shall be paid at the time of submitting plans and other documentation for review. In addition, A~~after approval of the plans and specifications, the City Engineer ~~shall~~ will provide the applicant with an estimate of the construction inspection fee, based upon the inspections which will be necessary as listed in ~~15.28.160 PAMC~~ PAMC 15.28.160. ~~Such inspection fee shall be separate from the above plan review fees. A permit for construction~~ A construction permit will be issued only after the deposit of the inspection fee has been made with the City Treasurer. If the City Engineer determines that the remaining funds on deposit are not adequate to pay for the inspections required for project completion, ~~the applicant will be so notified and provided the City will notify the applicant with an estimate of the amount of additional shall be deposited with the City Treasurer prior to depletion of the funds on deposit fee deposit required. This additional fee must be deposited with the City Treasurer prior to depletion of the funds on deposit.~~ Any monies unexpended from the deposit will be refunded to the depositor upon final completion and acceptance of the project. ~~The basis of the estimate shall be as set forth in Chapter 3.70 PAMC.~~

15.28.210 - Appeals.

Any person or persons aggrieved by any action of the City Engineer pursuant to ~~the provisions of this Chapter may file an appeal as set forth in section 18.08.130 PAMC~~ to the City Manager upon payment of the appeal fee set forth in a resolution authorized by Chapter 1.25 PAMC.

TITLE 16

16.04.050 - Application forms.

...

~~D. The short subdivision application fee shall be as established by ordinance and set forth in Chapter 3.70 PAMC. No such fee shall be refundable after acceptance of an application by the department.~~
The short subdivision application fee is set forth in a resolution authorized by Chapter 1.25 PAMC.

16.04.120 - Appeals.

...

~~B. Appeals shall be submitted~~ Appeals must be submitted with payment of the appeal fee set forth in a resolution authorized by Chapter 1.25 PAMC to the Community and Economic Development Department in writing within 14 days following the date of mailing the decision to the applicant.

...

16.08.050 - Procedure.

...

B. Preliminary approval. The developer or ~~his~~ the developer's surveyor ~~shall then must~~ transmit six (or more if required) copies of the preliminary plat, together with the filing fee set forth in a resolution authorized by Chapter 1.25 PAMC, to the Community and Economic Development Department. ~~The amount of the filing fee shall be as established by ordinance and set forth in Chapter 3.70 PAMC.~~ The Community and Economic Development Department will submit written recommendations to the Planning Commission prior to the Commission's public hearing in which the preliminary plat is on its agenda.

...

16.10.020 - Application.

The following items are required, in quantities specified by the Community and Economic Development Department, for a complete binding site improvement plan (BSIP) application, unless waived by the Planning Director as not being applicable:

A. Complete BSIP application form with fee as set forth in ~~Chapter 3.70 of the Port Angeles Municipal Code~~ a resolution authorized by Chapter 1.25 PAMC.

B. Complete State Environmental Policy Act (SEPA) checklist and fee set forth in a resolution authorized by Chapter 1.25 PAMC.

...

16.10.100 - Appeals.

...

B. Appeals ~~shall~~ must be submitted to the Community and Economic Development Department in writing within 14 days following the date of mailing of the decision to the applicant and ~~shall~~ be accompanied by the ~~required~~ appeal fee as set forth in a resolution authorized by Chapter 3.701.25 PAMC.

...

16.12.050 - Application.

Application for a boundary line adjustment ~~shall~~ must be made to the Community and Economic Development Department and include the fee set forth in a resolution authorized by Chapter 1.25 PAMC. ~~The application form shall be made available at the Community and Economic Development Department.~~ The application ~~shall~~ must include the signatures of all property owners affected by the adjustment. In addition, an 18-inch by 22-inch drawing, drawn to scale, must be provided with the following information:

...

16.12.080 - Appeals.

...

B. Appeals ~~shall~~ must be submitted to the Community and Economic Development Department in writing within 14 days following the date of mailing the decision to the applicant and include the appeal fee set forth in a resolution authorized by Chapter 1.25 PAMC.

...

TITLE 17

17.13.090 - Trailer parks.

...

~~B. Permit fees shall be as set forth in Chapter 3.70 PAMC.~~ Permit fees are set forth in a resolution authorized by Chapter 1.25 PAMC.

...

17.26.065 - Right-of-way use fee.

In addition to the administrative conditional use permit fee, retail stand uses that are to be located within City right-of-way ~~shall also be~~ are required to pay ~~to the City of Port Angeles~~ an annual rental fee as set forth in ~~PAMC 3.70.040~~; a resolution authorized by Chapter 1.25 PAMC ~~which shall be paid prior to initial occupancy~~ on a pro-rata basis for use beginning during the calendar year and must be paid on January 1 of each calendar year thereafter.

17.46.050 - Application procedure.

...

~~C. At the time of submitting an application under this section, the applicant shall pay to the City an initial application fee in the amount of \$1,000.00.~~ The application fee is as set forth in a resolution authorized by Chapter 1.25 PAMC.

...

17.46.060 - Extension of conditional certificate.

The conditional certificate may be extended beyond its initial three-year term by the Director for a period not to exceed 24 consecutive months. The applicant must submit a written request stating the grounds for the extension, ~~accompanied by any processing fee in the amount of \$500.00~~ accompanied by the fee as set forth in a resolution authorized by Chapter 1.25 PAMC. No conditional certificate ~~shall be~~ is eligible for more than one such extension. An extension may be granted if the Director determines that:

...

17.96.080 - Variances.

...

B. *Application requirements.* A request for one or more variances must be made by filing an application, ~~and the required fees as outlined in Chapter 3.70 PAMC,~~ with the Department of Community and Economic Development at least 30 calendar days prior to the review authority's consideration of the application. The application must be accompanied by the materials noted on the application checklist ~~as provided by the Department.~~ The Community and Economic Development Staff may require the applicant and/or representative to furnish such additional written information or supplemental materials as necessary to enable staff and the review authority to ~~determine legal findings for the application about whether or not the variance(s) shall be granted~~ process the application.

...

17.96.090 - Filing fees.

~~A fee for the filing and processing of applications for all permits required by this title shall be paid at the time an application is submitted. The amount of the fee shall be as established by ordinance and set forth in Chapter 3.70 PAMC.~~ The fees for the filing and processing of applications for all permits required by this Title are set forth in a resolution authorized by Chapter 1.25 PAMC.

17.96.150 - Appeals.

Any appeal of a final decision rendered by the Director of Community and Economic Development pursuant to this title ~~shall~~ must be filed with the Hearing Examiner within 15 days of such final decision and include payment of the appeal fee set forth in a resolution authorized by Chapter 1.25 PAMC or be barred.

17.96.170 - Zoning code amendment.

Application. Any person wishing to apply for an amendment to this Zoning Ordinance must submit a completed application and a filing fee ~~in the amount set forth in Chapter 3.70 PAMC~~ as set forth in a resolution authorized by Chapter 1.25 PAMC to the Department of Community and Economic Development, together with any information necessary to comply with the requirements of the State Environmental Policy Act (SEPA) Chapter 43.21C RCW.

TITLE 18

18.04.050 - Comprehensive Plan amendment proposals.

...

B. Comprehensive Plan amendment proposals ~~shall~~ must be accompanied by ~~payment of a processing fee as established in the City's fee ordinance~~ a processing fee as set forth in a resolution authorized by Chapter 1.25 PAMC.

Section 2. - Corrections. The City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of the scrivener's/clerical errors, references to other local, state, or federal laws, codes, rules or regulations, or ordinance numbering, section/subsection numbers and any references thereto.

Section 3. - Severability. If any provisions of this Ordinance, or its application to any person or circumstances, are held invalid, the remainder of the Ordinance, or application of the provisions of the Ordinance to other persons or circumstances, is not affected.

Section 4. - Effective Date. This Ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum. This ordinance shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

PASSED by the City Council of the City of Port Angeles at a regular meeting of said Council held on the ____ day of _____, 2023.

Kate Dexter, Mayor

APPROVED AS TO FORM:

William E. Bloor, City Attorney

ATTEST:

Kari Martinez-Bailey, City Clerk