

City of Blaine
Request for Council Action
Meeting Date: 2/11/19

Subject: Resolution 1744-18 to replace 1380-04 to include waiver of obstruction permit fees for public events and neighborhood activities

Department: Public Works

Prepared By: _____
(Digital Signature)

Agenda Location: Consent Agenda Council Action Unfinished Business

Attachments:

1. Resolution 1380-04
 2. Draft Resolution 1744-18
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Background/Summary:

Obstruction permits are utilized for events that temporarily close public rights of way or for locating structures in the right of way such as outdoor dining or fences. In 2004, the city resolved to waive permit fees for community events hosted by non-profit or government organizations. Recently, there have been requests for obstruction permits for neighborhood groups for events such as block parties. In order to encourage community spirit and participation in neighborhood activities, this resolution replaces the previous one from 2004 to include these types of functions.

Budget Implications: Current Budget New Budget Request Non-Budgetary

The lost revenue for the few permits that are processed annually is negligible.

Recommendation:

Staff recommends that the Council adopt Resolution 1744-18, replacing Resolution 1380-04, and providing exemptions for street obstruction permits for public events and neighborhood activities.

Reviewed By:

City Manager _____ Finance Director _____ City Clerk _____
(Digital Signature) (Digital Signature) (Digital Signature)

RESOLUTION NO. 1380-04

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLAINE,
WASHINGTON, REPLACING RESOLUTION NO. 1307-01 AND
PROVIDING EXEMPTIONS FOR STREET OBSTRUCTION PERMIT FEES**

WHEREAS, BMC 12.27.120 states that fees shall be established by the City Council by resolution from time to time; and

WHEREAS, Resolution No. 1207-01 adopted a fee schedule for administration of Street Excavation and Street Obstruction Permits, and

WHEREAS, the \$25.00 fee established for the administration of obstruction permits through enactment of Resolution No. 1307-01 is prescribed without exception; and

WHEREAS, the City wishes to support community events through waiver of administrative fees for processing Street Obstruction Permits for certain such events,

NOW, THEREFORE, BE IT RESOLVED that the fees for Obstruction Permits and Street Excavation Permits are hereby established as follows:

Obstruction Permits (BMC 12.27.100):

No fee charged for community-wide events sponsored by non-profit organizations or government entities.

Street Excavation Permits (BMC 12.04.020):

\$25.00 for single sites up to 100 lineal feet of trenching;

\$25.00 for each additional 100 lineal feet up to a maximum fee of \$200.00;

\$25.00 for excavations, regardless of length, covered by a Public Facilities Construction Agreement (i.e., where utilities or other improvements are transferred to the City)

These fees do not apply to water, sewer and electrical connections at property lines, covered by other permits and fees. Projects involving installation of utilities, structures, or other facilities that will remain in the right-of-way but not be transferred to the City require a franchise agreement.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF BLAINE, WASHINGTON,

26 day of July, 2004, and approved by the Mayor on the same day.


Dieter Schugt, Mayor

APPROVED AS TO FORM:


Jonathan K. Sitkin, City Attorney

ATTEST:


Shirley R. Thorsteinson, City Clerk

RESOLUTION NUMBER NO. 1744-18

**A RESOLUTION OF THE CITY OF BLAINE, WASHINGTON
REPLACING RESOLUTION NO. 1380-04, AND
PROVIDING EXEMPTIONS FOR STREET OBSTRUCTION PERMIT FEES**

WHEREAS, BMC 12.27.120 states that fees shall be established by the City Council by resolution from time to time; and

WHEREAS, Resolution No. 1307-01 adopted a fee schedule for administration of Street Excavation and Street Obstruction Permits, and

WHEREAS, the fee established for the administration of obstruction permits through enactment of Resolution No. 1307-01 is prescribed without exception; and

WHEREAS, the City wishes to support community events through waiver of fees for processing Street Obstruction Permits for certain such events, and

WHEREAS, the Resolution 1380-04 established a waiver of Obstruction Permit fees for community-wide public events hosted by non-profits and government entities, and

WHEREAS, the City also wants to exempt community activities that enhance community spirit and encourage neighborhood participation;

NOW, THEREFORE, BE IT RESOLVED that the fees for Obstruction Permits shall be modified as follows:

Obstruction Permits (BMC 12.27.100):

No administrative fee shall be charged for neighborhood or community-wide events, or events hosted by non-profit organizations or government entities. This does not waive the need for insurance, when required, or reimbursement of staff overtime if needed to support the event.

This exemption does not apply to excavation in the right of way or water, sewer and electrical connections at property lines, which are covered by other permits and fees that are established in the Unified Fee Schedule.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF BLAINE, WASHINGTON on the 11th day of February, 2019, and approved by the Mayor on the same day.

CITY OF BLAINE, WASHINGTON

ATTEST/AUTHENTICATE:

Bonnie Onyon
Mayor

Samuel Crawford
City Clerk