



DAYTON CITY COUNCIL

111 S. 1st Street, Dayton, WA 99328

PRELIMINARY AGENDA

REGULAR MEETING

Monday, February 8, 2016

7:00 p.m.

Craig George, Mayor

1. **CALL TO ORDER**
 - A. Roll Call
2. **CONSENT AGENDA – Action**
 - A. January 11, 2016 City Council Meeting Minutes
 - B. Financial Voucher Warrants as audited by the Finance Committee
 - C. January 2016 Payroll Warrants
3. **SPECIAL GUESTS AND PUBLIC COMMENT**
 - A. Andrew Holt, Chamber of Commerce – Request for certain street closures in 2016
4. **COMMITTEE/BOARD/COMMISSION REPORTS**
5. **REPORTS OF CITY OFFICERS**
6. **UNFINISHED BUSINESS**
7. **NEW BUSINESS**
 - A. **ACTION:** Affirm Mayor George’s Appointments/Re-Appointments to the Dayton Historic Preservation Commission: 1) Carol Lane - Term: February 2016 – January 2019; 2) Chrissy Talbott – Term: February 2016 – January 2019; 3) Carol Rahn – Term: February 2016 – January 2020
 - B. **ACTION:** Authorize Ordinance No. 1891 - Concerning the Discharge of Fireworks During Extreme Fire Danger; Amending Chapter 9-28 of the Dayton Municipal Code Amending Certain Sections of Ordinance No. 1786 and Ordinance No. 1840.
 - C. **ACTION:** Authorize Ordinance No. 1892 - Amending Title 7 of the Dayton Municipal Code Adding Chapter 4, Engine Compression Or “Jake” Brakes
 - D. **ACTION:** Authorize Memorandum of Agreement between the City of Dayton and the Local 1191-CD Union
 - E. **ACTION:** Authorize Resolution No. 1277 - Authorizing The Scope Of Work And Public Participation Plan For The Historic Preservation Policy, Code And Process Update Project.
 - F. **ACTION:** Authorize Ordinance No. 1893 – Amending Title 1 of the DMC, Creating Chapter 23 for the Position of Code Compliance Officer
8. **FINAL PUBLIC COMMENT**
9. **ADJOURN**

City Clerk

From: Karen Scharer <kscharer@daytonwa.com>
Sent: Wednesday, January 27, 2016 9:49 PM
To: Craig George
Cc: tcole@daytonwa.com
Subject: Feb. 8 Agenda - DHPC & DPC Appointments & Reappointments
Attachments: Carole Lane 2016-1-25.pdf

Craig:

I'm please to forward Carole Lane's requests for appointment to the DHPC. Carole has attended the last 3 meetings (Nov., Dec., and Jan.) and has taken the time to meet with both myself and commissioners to become more familiar with the DHPC duties and current projects. Carol is also a resident of the Washington Street Historic District. Please see her letter attached.

With Carol's appointment, the DHPC will have a resident from each of the 3 historic districts on the commission.

Additionally, we have two current commissioners who are requesting reappointment.

Dayton Historic Preservation Commission:

New Appointment – Carol Lane, 115 E Washington Ave. , Dayton, to Positon No.5, 3 year term. Term begins as of Council confirmation (Feb. 8, 2016) until January 31, 2019.

Reappointment- Chrissy Talbott, 500 E RICHMOND AVE, Dayton, to Position No. 6, 3 year term. Term begins as of Council confirmation (Feb. 8, 2016) until January 31, 2019.

Dayton Planning Commission:

Reappointment - Carol (Eslick) Rahn., 1207 S 5th St, Dayton to a four year term. Term begins on March 1, 2016 and ending Feb, 29, 2020.

Best regards,

Karen J Scharer, AICP

Planning Director
Direct Line & Cell 509-540-6747
kscharer@daytonwa.com

Office Hours – M-TH 9 am – 4 pm
Alternative Appointment Times by Request

City of Dayton - 111 S. 1st Street - Dayton, WA 99328
City Hall 509-382-2361 - City Fax 509-382-2539
www.daytonwa.com

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www.avast.com

1-25-16

Appointment to the Dayton Historical Commission

I feel an important aspect of Dayton is preservation of the historical buildings, appearance and demeanor of the city.

The function of the Dayton Historical Preservation Commission is essential to inform and educate property owners and oversee the interpretation and implementation of interior standards and adopted guidelines.

I purchased a house built in 1887. It is within the registered Washington St Historical District, and I am maintaining it in the original manner.

So as an owner of a historical building, the concept of having standards and guidelines is beneficial to the owners and the City. The ability to present a historical town is pleasing both economically and picturesquely.

I would appreciate the consideration of this letter as my request for appointment to the commission. Mike Smith has encouraged me to join, and by attending the November and December 2015 meetings, I have observed the mechanization and interactions of the members, and I feel an incentive to become a member.

Thank you,

A handwritten signature in cursive script, appearing to read "Carole A Lane".

Carole A Lane



ORDINANCE NO. 1891

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON, CONCERNING THE DISCHARGE OF FIREWORKS DURING EXTREME FIRE DANGER; AMENDING CHAPTER 9-28 OF THE DAYTON MUNICIPAL CODE AMENDING CERTAIN SECTIONS OF ORDINANCE NO. 1786 AND ORDINANCE NO. 1840.

WHEREAS, City of Dayton ("City") has previously adopted various rules, regulations and ordinances related to the sale, manufacture, storage and discharge of fireworks within the City's municipal boundaries, including but not limited to Ordinance Nos. 1786 and 1840;

WHEREAS, City Council recognizes that there are circumstances where conditions present a high risk and danger to the public if fireworks are discharged and it is the intent of the Council to authorize the Fire Marshal in consultation with the Mayor, various local fire officials and law enforcement officials to declare such emergency and prohibit the discharge of fireworks under such exigent circumstances or conditions; and

WHEREAS, it has been determined that it is in the best interest of the community for purposes of public safety to regulate the discharge of fireworks within the municipal boundaries.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON, DO ORDAIN AS FOLLOWS:

SECTION 1. AMENDMENT. Chapter 9-28 of the Dayton Municipal Code shall be amended as follows:

9-28.155 Fireworks - During periods of extreme fire danger or exigent circumstances.

During times of extreme fire danger or exigent circumstances, the Fire Marshal may prohibit the igniting, firing, setting-off, or otherwise discharging of all fireworks after consultation with the Mayor, Columbia County Fire District 3, Columbia County Sheriff's Office and any other applicable agencies.

SECTION 2. SEVERABILITY. If any section, subsection, paragraph, sentence, clause or phrase of this ordinance is declared unconstitutional or invalid for any reason, such decision shall not affect the validity of the other remaining parts which shall remain in full force and effect.

SECTION 3. EFFECTIVE DATE: A summary thereof of this Ordinance

consisting of its title shall be published in the official newspaper of the City, and shall take effect and be in full force after the date of its publication as provided by law.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF DAYTON, WASHINGTON, AT A REGULAR MEETING THIS _____ DAY OF _____, 2016.

City of Dayton, Washington

By: Craig George, Mayor

Attest:

By: Trina Cole, City Clerk-Treasurer

APPROVED AS TO FORM:
Menke Jackson Beyer, LLP

Quinn Plant, City Attorney

ORDINANCE SUMMARY BY TITLE ONLY FOR PUBLICATION PURPOSES
ORDINANCE NO. 1891

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON,
WASHINGTON, CONCERNING THE DISCHARGE OF FIREWORKS DURING
EXTREME FIRE DANGER; AMENDING CHAPTER 9-28 OF THE DAYTON
MUNICIPAL CODE AMENDING CERTAIN SECTIONS OF ORDINANCE
NO. 1786 AND ORDINANCE NO. 1840.

SECTION 1. AMENDMENT.
SECTION 2. SEVERABILITY.
SECTION 3. EFFECTIVE DATE.

The full text of Ordinance 1891 adopted the _____ day of
February, 2016 is available for examination at the City Clerk's
Office, 111 S. 1st St., Dayton, WA during normal business hours,
Monday-Thursday, 8:00 a.m. to 4:00 p.m.

By: /s/ Craig George, Mayor
Attest: /s/ Trina Cole, City Clerk-Treasurer
Approved as to form: /s/ Quinn P. Plant, City Attorney

Published:
The Times

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ORDINANCE NO. 1892

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON,
WASHINGTON AMENDING TITLE 7 OF THE DAYTON MUNICIPAL CODE
ADDING CHAPTER 4, ENGINE COMPRESSION OR "JAKE" BRAKES

WHEREAS, the City Council of the City of Dayton find that the use of motor vehicle brakes which are activated or operated by the compression of the engine of a motor vehicle disturbs and disrupts the public peace and quiet and, therefore, find that it would be in the best interests of public health, safety and general welfare to prohibit the use of such brakes except in emergency situations,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON, DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1. AMENDING TITLE 7 OF THE DAYTON MUNICIPAL CODE. Title 7 of the Dayton Municipal code shall be amended by adding Chapter 4, Engine Compression or "Jake" Brakes that shall read as follows:

Title 7 Chapter 4
ENGINE COMPRESSION OR "JAKE" BRAKES

- Sections:
- 7-4.010 Definitions.
- 7-4.020 Prohibition.
- 7-4.030 Exemptions
- 7-4.030 Violation - Penalty.
- 7-4.040 Posting of signs.

7-4.010 Definitions.

- A. Unless otherwise expressly stated, the following terms shall for the purpose of this code, have the meanings shown in this section:
 - 1. "Compression brake" or "Jake brakes" means a motor vehicle brake which is activated or worked by the compression of the engine of a motor vehicle,
 - 2. "Non-muffled engine compression brake" is a compression brake which is not effectively muffled to prevent excessive noise.

7-4.020 Prohibition.

The application of non-muffled engine compression brakes with the corporate limits of the City of Dayton is prohibited, except when necessary for the protection of persons and/or property which cannot be avoided by application of an alternative braking system.

7-4.030 Exemptions.

A. The following exemptions in the use of compression breaks shall apply:

1. Noise caused by the application of engine compression brakes which is effectively muffled;
2. If the application of a non-muffled engine compression brake is necessary for the health, safety, and welfare of the City; or
3. Sounds created by emergency equipment for emergency purposes.

7-4.040 Violation - Penalty.

A. Violation of this chapter shall constitute a traffic infraction, and shall be punished by a penalty as follows:

1. First (1st) Offense: \$550 per violation;
2. Second (2nd) Offense: \$1,062; and
3. Third (3rd) and subsequent Offenses: \$1,575

7-4.050 Posting of signs.

A. The Public Works Director shall post, at reasonable locations upon the boundaries of the City, signs indicating "Un-muffled Compression Brakes Prohibited," or substantially similar wording.

SECTION 2. SEVERABILITY. If any section, paragraph, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that they would have passed this ordinance and each section, paragraph, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, paragraphs, clauses, or phrases may subsequently be found by competent authority to be unconstitutional or invalid.

SECTION 3. EFFECTIVE DATE. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of its publication.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF DAYTON, WASHINGTON, AT A REGULAR MEETING THIS _____ DAY OF _____, 2016.

City of Dayton

By: Craig George, Mayor

Attested By:

By: Trina Cole, City Clerk-Treasurer

Approved as to form:
Menke Jackson Berry, LLP

By: Quinn Plant, City Attorney

ORDINANCE SUMMARY BY TITLE ONLY FOR PUBLICATION PURPOSES
ORDINANCE NO. 1892

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON,
WASHINGTON AMENDING TITLE 7 OF THE DAYTON MUNICIPAL CODE
ADDING CHAPTER 4, ENGINE COMPRESSION OR "JAKE" BRAKES

Section 1. Amending Title 7 of the Dayton Municipal Code.

Section 2. Severability.

Section 3. Effective Date.

The full text of Ordinance 1892 adopted the _____ day of
February, 2016 is available for examination at the City Clerk's
Office, 111 S. 1st St., Dayton, WA during normal business hours,
8:00 a.m. to 4:00 p.m.

By: /s/ Craig George, Mayor

Attested: /s/ Trina Cole, City Clerk-Treasurer

Approved as to form: /s/ Quinn Plant, City Attorney

Published: February 2016

The Times

7(D)



 ORIGINAL



~~This is the Employer/City's What If Off The Record Bottom Line Package Proposal. This is a confidential package proposal. This package proposal is valid for thirty (30) days from the date of receipt and shall automatically expire on the thirty first (31) day.~~

MEMORANDUM OF AGREEMENT

THE CITY OF DAYTON (CITY)

AND

**COUNCIL 2 WASHINGTON STATE COUNCIL OF COUNTY AND CITY
EMPLOYEES - LOCAL 1191-CD - Municipal Employees (UNION)**

The purpose of this Memorandum of Agreement (MOA) is to memorialize the City and Union agreement to settle the 2016 wage increase and 2016 insurance on an expedited basis. Also, the purpose of this MOA is to reflect the City and the Union agreement to keep certain Articles, identified below, open for continued negotiations during 2016 for language changes which will be proposed by the City's management labor attorney and negotiator.

I.

The UNION and CITY agree to the following 2016 amendments:

ARTICLE XVII - INSURANCE

17.1 For the 2016 term of the Agreement, the City will contribute the full premium for the employee only for medical coverage, under WPS Plan A or a similar plan with like coverage. The Union and the City agree to open negotiations for new insurance sometime during the life of this Agreement due to the elimination of AWC Plan A.

17.2 For the term of the Agreement, the City will contribute the full premium required to maintain dental insurance for employee only, under Washington State Council of County and City Employees Dental Trust Plan V.

17.3 For the term of the agreement, the City will contribute the full monthly premium, for \$10,000 life insurance coverage for each employee.

17.4 For the term of the agreement, the City will contribute the full monthly premium required to maintain the vision insurance under AWC Plan Option 1 (with no deductible)

ARTICLE XVIII - WAGES

18.1 Effective January 1, 2016, the Employer will implement a three percent (3%) across the board wage increase. The revised pay plan shall be reflected in Appendix "A" as calculated by management. In addition, the Employer will increase the entry level of the Wage Schedule in Appendix "A" by \$1.50 per hour as calculated by management.

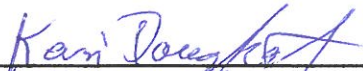
II.

The UNION and CITY agree to continue negotiations about the following articles during 2016 in accordance with Chapter 41.56, RCW to be effective in 2016:

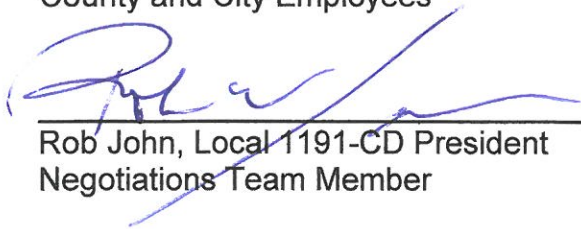
1. ARTICLE IV - MANAGEMENT RIGHTS
2. ARTICLE V - DISCIPLINARY ACTION
3. ARTICLE VI - GRIEVANCE PROCEDURE
4. ARTICLE VII - SENIORITY, PROMOTIONS, LAYOFF & RECALL
5. ARTICLE X - SICK LEAVE
6. ARTICLE XII - WORKING REGULATIONS
7. ARTICLE XV - NEGOTIATIONS
8. ARTICLE XVI - GENERAL PROVISIONS
9. ARTICLE XVII - INSURANCE
10. ARTICLE XXI - TERMINATION
11. APPENDIX "A"

IN WITNESS WHEREOF, the parties have agreed to this MOA on this
_____ day of January, 2016.

FOR THE UNION:



Kevin Dougherty, Staff Representative
Council 2, Washington State Council of
County and City Employees



Rob John, Local 1191-CD President
Negotiations Team Member

FOR THE EMPLOYER:

Craig George, Mayor
City of Dayton

Trina Cole, City Clerk/Treasurer
City of Dayton

Represented by:

Anthony F. Menke, Management
Attorney

7(E) 

RESOLUTION NO. 1277

CITY OF DAYTON, WASHINGTON

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON
AUTHORIZING THE SCOPE OF WORK AND PUBLIC PARTICIPATION PLAN FOR THE
HISTORIC PRESERVATION POLICY, CODE AND PROCESS UPDATE PROJECT.**

WHEREAS, the City of Dayton 2016 work program for the Dayton Planning Department includes the Historic Preservation Policy, Code and Process Update Project.

WHEREAS, code provisions of Dayton Municipal Code (DMC) 5-18 are not fully consistent with city policy, other DMC Chapters and provisions within DMC 5-18.

WHEREAS, the City recognizes a number of South Side Historic District and Washington Street Historic District property owners are frustrated with the requirements and processing of a Certificate of Appropriateness (COA) under the Dayton Municipal Code Chapter 5-18 and as stakeholders, they desire for their comments and testimony to be considered by the city.

WHEREAS, the Dayton Historic Preservation Commission provided comment on the draft the scope of work, schedule and public participation plan for this project at their January 27, 2016 regular meeting.

WHEREAS, the City considers it in the best public interest to identify the scope, schedule and public participation plan of this project to clarify opportunities for stakeholder and public comment; and for agreement as to the process steps of the project;

NOW, THEREFORE, the City Council of the City of Dayton, Washington does hereby resolve as follows:

The City will utilize the scope of work, schedule and public participation plan for the Historic Preservation Policy, Code and Process Update Project to guide this project (included as Exhibit A).

PASSED by the City Council of the City of Dayton, Washington this ____ day of February, 2016.

Craig George, Mayor

Attest:

Trina Cole, City Clerk-Treasurer

CITY OF DAYTON
Scope of Work
Historic Preservation Policy, Code and Process Update Project

A. GLOSSARY

COA – Certificate of Appropriateness

DHPC – Dayton Historic Preservation Commission

DMC – Dayton Municipal Code

DMC 5.18 - Dayton Municipal Code Chapter 5.18, Historic Preservation Chapter

SSHD – South Side Historic District

Reference is used with the “Local” (Register) or “National Register” of Historic Places.

STV – Special Tax Valuation

WSHD – Washington Street Historic District

Reference is used with the “Local” (Register) or “National Register” of Historic Places.

B. PROBLEM STATEMENTS

1. DMC 5-18. is organized and/or subtitled, so as to result in tendency for misinterpretation. Sections of the code have been either miss-quoted and/or miss-applied. One example is the interpretation of DMC 5-18.02(C.) as applied to individual properties in the Dayton Register of Historic Places and as applied to properties within a Dayton Register Historic District.
2. Code provisions of this Chapter are not fully consistent with city policy, other DMC Chapters and provisions within DMC 5-18.
3. A number of SSHD and WSHD property owners are dissatisfied with the requirements for COAs under DMC Chapter 5-18 Code and consider the code to disregard individual property rights.*

C. GOALS OF PROJECT

1. Adopt Historic Preservation Code amendments consistent with the Comprehensive Plan and with wide support by stakeholders (individual and district property owners, DAHP, DHPC, DPC, city staff and community groups).
3. Eliminate inconsistencies with City Policy within the Historic Preservation Code.
4. Develop consistencies between city policy, Historic Preservation Codes, DHPC Rules, and application forms. Also, eliminate redundancy in Historic Preservation Codes and DHPC Rules.
5. Develop provisions to allow for exceptions when a property owner has a financial hardships.
6. Reduce review time of COAs and STVs, while maintaining compliance with the Open Public Meetings Act.

D. DELIVERABLES & RESPONSIBILITIES

	Planning Dept.	DHPC	DPC	CC
Survey for SSHD and WSHD property owners & tabulate results	L	R		
Develop Key Options for policy and code amendments	L	R ¹		
Open house / Workshops – Education displays & materials encouraging Input for Key Options	L	R ¹		
Public Hearings – Public Testimony			L	R (optional)
Written Recommendations	R	R	R	
Draft Ordinance	L	S		
Adopt Amendments	S			L
Revise Rules and Forms	S	L		

L = Lead Responsibility R = Responsibility S = Support
¹DHPC appointed subcommittee

E. TIMELINE

See attached schedule.

****Background:***

There are strong differing opinions of district property owners regarding individual property rights, and also the need for all owners to preserve the historic character their homes and the districts.

The local WSHD and SSHD were each created by the Dayton City Council in 2008 and 2009 respectfully. District(s) formation occurred after residents of each district cast a majority vote in favor of forming their district. In 2015, a number of WSHD and SSHD property owners came forward during DHPC meetings to explain that before the vote in 2008 they understood a district property owner could choose (at a future date) to have their property removed from a district. Codes were available for public review and community meetings were held in Oct. 2008 where it was clearly stated that property owners would not have an option to withdraw (from the district) should the district be formed. However, previous versions of COA application instructions at the time were confusing and easily misinterpreted. The COA application reference to property owners “opting out” of their individual property listing on the Dayton Register was misinterpreted by some to allow property owners in districts the choice of “opting out” of a district.

Schedule – Historic Preservation Code Review / Update –2016

Timeline	Task	Notes
10-2015 - 11/2015	Residential District Survey	
1/2016	Scope of Work	
1/2016	Process/Public Participation Plan	(P/P)
1/2016	Survey Prepared for DDHD	Send with Open house notice
1/2016	DHPC recommendations on P/P	
2/2016	Council approval of P/P	
Staff analytical work		
12/2015 – 4/2016	Identify code revision options (DMC 5-18 & DMC 11-07) for: districts, COA, process, DHPC membership, Update data, history/background information, district ownership information	
City/DHPC Open House and Workshops		
Wed. 2/24/2016	Open house and Workshop focus on: Moving Forward - Options for Districts & Permit review process	2 - 4 pm & 5 -7 pm prior to DHPC Regular Meeting
Sat. 2/27/2016	Open house and Workshop focus on: Moving Forward - Options for Districts & Permit review process	10 am – 1 pm
Mon. 2/29/2016	Open house and Workshop focus on: Moving Forward - Permit review process options	4 – 6 pm and 6:30 – 8 pm (only City staff)
DHPC Meetings, Review Recommendation		
3/23/2016	DHPC discussion of workshops held and options for policy and code change	
TBD	2 nd Meeting Discussion	Direction given to City Planning Staff for DHPC recommendation
TBD	3 rd Meeting Discussion <u>Optional</u>	Direction given to City Planning Staff for DHPC recommendation
4/27/2016	Recommendation on amendments <i>Alternative rec. may be provided by staff.</i>	Forward to DPC for public hearing
SEPA & Public Hearing Notice		
5/2016	Conduct SEPA review	Analyze environmental consequences that would result from the proposed changes.
5/2016	Send Notice of SEPA TD & Hearing	30 days prior to public hearing

5-6/2016	Send Commerce 60 Day Notice of Intent to Adopt	
Dayton Planning Commission (DPC) review and hearing		
5/17/2016	Planning Commission review of revisions to the comprehensive plan and development regulations.	Comprehensive Plan changes only if needed.
6/21/2016 & TBD	Planning Commission public hearing(s) on amendments	
6/2016	Planning Commission discussion of hearing testimony and possible modifications	Staff prepares draft ordinance
7/2016	Planning Commission Recommendation on amendments	Updated ordinance forwarded to State Dept. of Commerce .
City Council review and action		
7-8/2016	Schedule City Council study sessions on proposed amendments and Planning Commission recommendation(s) & Alternatives	
8-9/2016	<u>Optional</u> - City Council public hearing on proposed amendments	
9/2016	City Council Action	
9/2016	Publish Notice of Adoption in paper	
9/2016	Submit final Ordinance to State	
Rules and Forms Update		
9/2016 – 10/2016	DHPC drafts and approves rule and form changes consistent with amendments.	

**DAYTON HISTORIC PRESERVATION
CODE AND PROCESS
PROJECT 2016**

PUBLIC PARTICIPATION PLAN

1. Purpose and mission

Public participation is an essential part of the City of Dayton’s planning process. This public participation program provides the framework for public input on the review, amendment, and ultimate update of the city’s Historic Preservation Code DMC 5-18.

In designing this program, the City of Dayton attempts to involve the broadest cross-section of the community, particularly encouraging involvement of both groups and individuals.

2. Early and continuous participation

From the onset of the process, including the creation of the participation program, the city staff will seek public involvement by using methods that include surveys, information bulletins, and distribution lists for all interested parties to receive regular notices, meeting advertisements, and a webpage with up to date content. The public will be well advised of the opportunities for involvement and particularly encouraged to participate in providing views and comments on key options available for code and process updates.

The following groups of stakeholders have been identified and each (along with individuals) will be given notice of initial opportunities to comment and to also request emailed notice of future opportunities.

Stakeholders groups currently identified:

- Dayton City Council
- Dayton Mayor and City Staff
- DPC - Dayton Planning Commission
- DHPC – Dayton Historic Preservation Commission
- DDHD – Downtown Dayton Historic District property owners
- SSHD – South Side Historic District property owners
- WSHD – Washington Street Historic District property owners
- Individual -Dayton Register of Historic Places property owners
- DAHP – WA ST Department of Archeology and Historic Preservation
- Dayton Chamber of Commerce (Downtown Merchants)

3. Communication and information

City staff will encourage participation through outreach and educational efforts, including a webpage with bi-monthly updates. A bulletin-type publication posted, and updated regularly at City Hall. This bulletin is designed to describe the opportunities for public involvement, and provide contact information, including the web site, and email, address for public inquiry and comment.

4. Public meetings and notice

All public meetings will be advertised by formal public notices posted and published in consistent locations including City Hall, Dayton Library, "The Waitsburg Times" (local weekly newspaper). Interested parties will be further notified through an email notice distribution list.

5. Provisions for open discussion and written comments

Public workshops will be advertised and made accessible to a broad audience of stakeholders. Discussion will be ensured and encouraged by designated time for facilitated discussion. Public hearings will be held prior to adoption of amendments.

Written comments will be accepted and encouraged at all venues and in various forms, including email messages and facsimiles. Notice of public comments periods will encourage written comments and provide contact information. Comments should be addressed to the City of Dayton Planning Dept., 111 S. 1st Street, Dayton, Washington 99328; 509-540-6747; or (E-mail Address) kscharer@daytonwa.com.

Planning staff will encourage public comments be in writing so they can be forwarded to the DHPC, DPC and be officially recognized as part of the public hearing process.

6. Consideration of public comments

All comments on draft proposals and alternatives will be accepted and brought to the attention of the DHPC and DPC for their consideration prior to their decision to forward a recommendation. Written comments will also be available to each City Council Member and will be kept on file for public review. Those commenting will receive notification of opportunities for further involvement and commenting, should new opportunities be added.

7(F) 

ORDINANCE NO. 1893

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON,
WASHINGTON AMENDING TITLE 1 OF THE DAYTON MUNICIPAL
CODE, ADDING A NEW CHAPTER, 23, CREATING THE POSITION OF
CODE COMPLIANCE OFFICER

WHEREAS, the City Council of the City of Dayton ("Council") desires to protect, promote, and improve the health, safety and welfare of citizens residing within the City by ensuring the compliance with the ordinances in force within the City; and

WHEREAS, the Council has determined that the creation of a code compliance officer to enforce certain local ordinance provides a desirable method for code compliance;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF DAYTON, WASHINGTON DO HEREBY ORDAIN AS FOLLOWS:

SECTION 1. AMENDING TITLE 1 OF THE DAYTON MUNICIPAL CODE. Title 1 of the Dayton Municipal code shall be amended by adding Chapter 23, Code Compliance Officer that shall read as follows:

TITLE 1 CHAPTER 23
CODE COMPLIANCE OFFICER

Sections:

- 1-23.010 Position created.
- 1-23.020 Duties of code compliance officer.
- 1-23.030 Authority to issue civil infractions.
- 1-23.040 Compensation.
- 1-23.050 Procedures.

1-23.010 Position created.

There is hereby created the position of code compliance officer which shall be a city employee. The code compliance officer or designee shall be appointed by and serve at the pleasure of the mayor.

1-23.020 Duties of code compliance officer.

- A. The code compliance officer or designee shall include, but not be limited to, the following duties and responsibilities:

1. To investigate and enforce the provisions of the Dayton Municipal Code, with the exception of the criminal offenses as described in Title 9 of this code;
2. Respond to citizen complaints and reports from other agencies and departments on alleged violations of city zoning and related municipal codes, including, but not limited to substandard structures, zoning violations, debris, unsanitary conditions, and abandoned or inoperative vehicles;
3. Inspect, single-family homes, apartment buildings, businesses, vacant lots, building, structures, and public right of ways to ensure compliance with city zoning, health and safety requirements, and any other related municipal codes and standards;
4. Interpret, educate and enforce municipal codes and ordinances to members of the general public, contractors, business owners and other interested groups;
5. To perform such other duties and responsibilities as may be assigned from time to time by the mayor or designee.

1-23.030 Authority to issue civil infractions.

The code compliance officer or designee shall hereby have the authority to issue a civil infraction on behalf of the city for violations of the Dayton Municipal Code that shall be punishable pursuant to Titles 3, 4, 5, 6, 7, 8, 10, 11, 12, 17, 19 and 21 of the Dayton Municipal Code and such uncodified ordinances as the code compliance officer deems appropriate.

1-23.040 Compensation.

The code compliance officer shall receive compensation and personnel benefits as the city council shall from time to time provide.

1-23.050 Procedures.

All procedures of DMC Title 21 shall be followed, as applicable, when attending to code compliance matters.

SECTION 2. SEVERABILITY. If any section, paragraph, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not

affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that they would have passed this ordinance and each section, paragraph, subsection, clause or phrase thereof irrespective of the fact that any one or more sections, paragraphs, clauses, or phrases may subsequently be found by competent authority to be unconstitutional and invalid.

SECTION 3. EFFECTIVE DATE. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of its publication.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF DAYTON, WASHINGTON, AT A REGULAR MEETING THIS _____ DAY OF _____, 2016.

City of Dayton, Washington

By: Craig George, Mayor

Attested:

By: Trina Cole, City Clerk-Treasurer

APPROVED AS TO FORM:
Menke Jackson Beyer, LLP

Quinn Plant, City Attorney

ORDINANCE SUMMARY BY TITLE ONLY FOR PUBLICATION PURPOSES
ORDINANCE NO. 1893

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DAYTON,
WASHINGTON AMENDING TITLE 1 OF THE DAYTON MUNICIPAL
CODE, ADDING A NEW CHAPTER, 23, CREATING THE POSITION OF
CODE COMPLIANCE OFFICER.

Section 1. Amending Title 1 of the Dayton Municipal Code.

Section 2. Severability.

Section 3. Effective Date.

The full text of Ordinance 1893 adopted the 9th day of March,
2015 is available for examination at the City Clerk's Office,
111 S. 1st St., Dayton, WA during normal business hours, 8:00
a.m. to 4:00 p.m.

By: /s/ Craig George, Mayor

Attest: /s/ Trina Cole, City Clerk-Treasurer

Approved as to form: /s/ Quinn Plant, City Attorney

Published: February 11, 2016

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