



Legislation Passed August 6, 2024

The Tacoma City Council, at its regular City Council meeting of August 6, 2024, adopted the following resolutions and/or ordinances. The summary of the contents of said resolutions and/or ordinances are shown below. To view the full text of the document, click on the bookmark at the left of the page.

Resolution No. 41498

A resolution authorizing an increase to the contract with Ahlers Cressman & Sleight, PLLC, in the amount of \$100,000, plus applicable taxes, for a cumulative total of \$600,000, budgeted from various departmental funds, for the I-5/Portland Avenue to Port of Tacoma Road, Northbound High Occupancy Vehicle Project, "T" Street Utility Corridor - Direct Negotiation Waiver, Contract No. CW2235033.

[Chris Bacha, City Attorney; Geoffrey M. Smyth, P.E., Interim Director, Environmental Services]

Resolution No. 41499

A resolution authorizing an increase to the contract with Reed Trucking & Excavating, Inc., in the amount of \$380,000.00, plus applicable taxes, for a cumulative total of \$4,861,195.80, budgeted from Streets Initiative Fund and Environmental Services Stormwater Fund, for unforeseen sub-surface conditions and quantity underruns - Specification No. PW23-0051F.

[Josh Lauer, Project Manager; Ramiro A. Chavez, P.E. PgMP, Director/City Engineer, Public Works]

Resolution No. 41500

A resolution conferring the honorary street name "Bill Evans Place" for North 27th Street between North Proctor Street and North Madison Street.

[Brennan Kidd, P.E. PTOE, Assistant Division Manager; Ramiro A. Chavez, P.E. PgMP, Director/City Engineer, Public Works]

Resolution No. 41501

A resolution authorizing the execution of a Collective Bargaining Agreement with the Sheet Metal, Air, Rail, and Transportation Workers - Transportation Division, Conductors Unit, retroactive to July 1, 2021, through June 30, 2027.

[Dylan Carlson, Labor Relations Division Manager; Chris Bacha, City Attorney]

Resolution No. 41502

A resolution authorizing the execution of a Letter of Agreement with the International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit, regarding compensation for employees in the classification of Biosolids Supervisor.

[Dylan Carlson, Labor Relations Division Manager; Chris Bacha, City Attorney]

Resolution No. 41503

A resolution authorizing the execution of a Letter of Agreement with the International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit, regarding the accretion of the classifications of Hydro Park Supervisor and Assistant Hydro Park Supervisor.

[Dylan Carlson, Labor Relations Division Manager; Chris Bacha, City Attorney]

Resolution No. 41504

A resolution authorizing the execution of a Letter of Agreement with the International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit, regarding a new classification entitled Water Electrical and Controls Field Supervisor.

[Dylan Carlson, Labor Relations Division Manager; Chris Bacha, City Attorney]

Ordinance No. 28974

An ordinance amending Chapter 11.05 of the Municipal Code, relating to the Model Traffic Ordinance, by amending various sections to better align with current business practices; and adding a new Section 11.05.246, entitled "Obstruct bike lane or path" and a new Section 11.05.255, entitled "Permit Parking Only Zones - violation", to add parking management tools to enhance safety and utilization of the right-of-way.

[Eric Huseby, Assistant Division Manager; Ramiro A. Chavez, P.E. PgMP, Director/City Engineer, Public Works]



RESOLUTION NO. 41498

1 A RESOLUTION related to the purchase of materials, supplies or equipment, and
2 the furnishing of services; authorizing the increase of Contract
3 No. CW2235033 with Ahlers Cressman & Sleight, PLLC, in the amount of
4 \$100,000, plus applicable taxes, for a cumulative total of \$600,000, budgeted
5 from the City's Wastewater and Stormwater funds, for the I-5/Portland
6 Avenue to Port of Tacoma Road, Northbound HOV Project, "T" Street Utility
7 Corridor.

8 WHEREAS the City has complied with all applicable laws and processes
9 governing the acquisition of those supplies, and/or the procurement of those
10 services, inclusive of public works, as is shown by the attached Exhibit "A,"
11 incorporated herein as though fully set forth, and

12 WHEREAS the Board of Contracts and Awards has concurred with the
13 recommendation for award as set forth in the attached Exhibit "A"; Now, Therefore,

14 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

15 Section 1. That the Council of the City of Tacoma concurs with the Board of
16 Contracts and Awards to adopt the recommendation for award as set forth in the
17 attached Exhibit "A."

18 Section 2. That the proper officers of the City are hereby authorized to
19 increase Contract No. CW2235033 with Ahlers Cressman & Sleight, PLLC, in the
20 amount of \$100,000, plus applicable taxes, for a cumulative total of \$600,000,
21 budgeted from the City's Wastewater and Stormwater funds, for the I-5/Portland
22
23
24
25
26



Avenue to Port of Tacoma Road, Northbound HOV Project, "T" Street Utility
Corridor, consistent with Exhibit "A."

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney



RESOLUTION NO. 41499

1 A RESOLUTION related to the purchase of materials, supplies or equipment, and
2 the furnishing of services; authorizing the increase and extension of Contract
3 No. CW2260547 with Reed Trucking & Excavating, Inc., in the amount of
4 \$380,000.00, plus applicable taxes, for a cumulative total of \$ 4,861,195.80,
5 budgeted from the Streets Initiative and Stormwater funds, for unforeseen
6 sub-surface conditions and quantity underruns, pursuant to Specification No.
7 PW23-0051F.

8 WHEREAS the City has complied with all applicable laws and processes
9 governing the acquisition of those supplies, and/or the procurement of those
10 services, inclusive of public works, as is shown by the attached Exhibit "A,"
11 incorporated herein as though fully set forth, and

12 WHEREAS the Board of Contracts and Awards has concurred with the
13 recommendation for award as set forth in the attached Exhibit "A"; Now, Therefore,

14 BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

15 Section 1. That the Council of the City of Tacoma concurs with the Board of
16 Contracts and Awards to adopt the recommendation for award as set forth in the
17 attached Exhibit "A."

18
19
20
21
22
23
24
25
26



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Section 2. That the proper officers of the City are hereby authorized to increase Contract No. CW2260547 with Reed Trucking & Excavating, Inc., in the amount of \$380,000.00, plus applicable taxes, for a cumulative total of \$4,861,195.80, budgeted from the Streets Initiative and Stormwater funds, for unforeseen sub-surface conditions and quantity underruns, pursuant to Specification No. PW23-0051F, consistent with Exhibit "A."

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney



RESOLUTION NO. 41500

1 BY REQUEST OF MAYOR WOODARDS AND DEPUTY MAYOR HINES

2 A RESOLUTION conferring the honorary street name “Bill Evans Place” for
3 North 27th Street between North Proctor Street and North Madison Street.

4 WHEREAS, in accordance with Resolution No. 41009, which adopted
5 the amendments to the City’s Policy on Place Names and Name Changes,
6 honorary street naming requests are reviewed and vetted at several levels:
7 Mayor’s Office, individual departments/divisions, and the Council’s Infrastructure,
8 Planning, and Sustainability Committee (“IPS”), and
9

10 WHEREAS the final review and decision to approve naming requests lies
11 with the City Council, and

12 WHEREAS City staff reviewed the naming proposal in accordance with the
13 City’s adopted policy and presented the findings to the IPS Committee, and

14 WHEREAS, on July 10, 2024, the IPS Committee unanimously approved
15 forwarding the proposal to the full City Council for consideration, and

16 WHEREAS, if the proposed resolution is adopted, two new additional
17 honorary street name signs—displaying “Bill Evans Pl.” will be provided at each end
18 of the North 27th Street block from North Proctor Street to North Madison Street,
19
20 and
21

22 WHEREAS the existing and official street name of North 27th Street will
23 remain in effect, and the honorary naming/signs will only be informational, and

24 WHEREAS Bill Evans was a public leader whose incredible efforts have left
25 a mark on our community, having served on the Tacoma City Council, helping
26



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

found the Tacoma Sister Cities organization, and running a local small business and providing community leadership in the Proctor Business District through actions such as saving the Blue Mouse Theatre, and his legacy will continue to shine for generations to come; Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the Council of the City of Tacoma hereby confers the honorary street name of "Bill Evans Pl." to North 27th Street from North Proctor Street to North Madison Street.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 41501

1 A RESOLUTION related to collective bargaining; authorizing the execution of a
 2 Collective Bargaining Agreement with Sheet Metal, Air, Rail and
 3 Transportation Workers – Transportation Division, Conductor Unit,
 retroactive to July 1, 2021, through June 30, 2027.

4 WHEREAS the City has, for years, adopted the policy of collective
 5 bargaining between the various labor organizations representing employees and
 6 the administration, and

7
 8 WHEREAS this resolution allows for the execution of a six-year Collective
 9 Bargaining Agreement (“CBA”) between the City and Sheet Metal, Air, Rail and
 10 Transportation – Transportation Division (“Union”), on behalf of the employees
 11 represented by said Union, and

12 WHEREAS the bargaining unit consists of approximately 37 budgeted,
 13 full-time equivalent positions located within Tacoma Rail, and

14
 15 WHEREAS the agreement was approved by the Public Utility Board at its
 16 meeting on July 24, 2024, and

17 WHEREAS the journey level Conductor hourly base wage will increase by
 18 the amount referenced in the table below, and increases will be applied
 19 retroactively for Conductors employed at Tacoma Rail as of the date of City Council
 20 ratification of the agreement:
 21

July 1, 2021	July 1, 2022	July 1, 2023	July 1, 2024	July 1, 2025	July 1, 2026
3.0%	3.0%	3.0%	5.0%	3.0%	2.0%

22
 23
 24
 25
 26 and



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

WHEREAS effective the first of the month following ratification of the agreement, the employee medical insurance premium share will be changed to mirror that of other City employees per the terms of the Joint Labor Committee Agreement, currently \$50/month for employee only coverage and \$100/month for employee plus family coverage; and in recognition of concessions made during negotiations, each Conductor employed on the date of Council ratification will receive a one-time, lump sum payment of \$1,000, and

WHEREAS the agreement also includes the elimination of eligibility to receive longevity pay for employees hired into the Unit after the Council ratification of the agreement; the elimination of the historic "wellness" program which rewarded employees for the non-use of sick leave; a change in the processing of annual Personal Time Off ("PTO") cash out requests to be consistent with TMC 1.12.248.B.5(e); edits made to provisions related to union dues necessary to comply with the Janus court decision; and the provision that unused accruals of PTO upon retirement or death will be contributed to a Voluntary Employee Beneficiary Association ("VEBA") Health Reimbursement Arrangement plan; the Union may vote to opt in/out of the VEBA program no more than once per year, and

WHEREAS other changes to the agreement include the preservation of "daily mark" for scheduling of work shifts; changes to overtime order of call, and preserving use of the Double Time list prior to the use of single Conductor crews; changes to the use of single-Conductor crews; elimination of outdated remote reporting rules; clarification that sick pay, unplanned PTO, and Critical Stress pay



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

are not considered service performed when calculating overtime eligibility; updates and improvements to the article on Personal Time Off to provide greater opportunities for the use of PTO; adjustments to streamline the Dispute Resolution process and timeline; and establishment of a “Critical Incident Stress Plan” providing up to two scheduled shifts of paid relief from duty following an employee’s close connection with a workplace accident/incident that could be reasonably expected to impair a directly involved employee’s ability to perform their job duties safely, and

WHEREAS it appears in the best interests of the City that the CBA negotiated by said Union and the City be approved; Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to execute the six-year Collective Bargaining Agreement between the City and the Sheet Metal, Air, Rail and Transportation – Transportation Division, Conductor Unit, effective



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

retroactive to July 1, 2021, through June 30, 2027, said document to be substantially in the form of the agreement on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Requested by Public Utility Board
Resolution No. U-11466



RESOLUTION NO. 41502

1 A RESOLUTION relating to collective bargaining; authorizing the execution of a
2 Letter of Agreement negotiated between the City of Tacoma and the
3 International Brotherhood of Electrical Workers, Local 483, Supervisors'
4 Unit, regarding compensation for employees in the classification of
5 Biosolids Supervisor.

6 WHEREAS the City has, for years, adopted the policy of collective
7 bargaining between the various labor organizations representing employees and
8 the administration, and

9 WHEREAS Resolution No. 41051, adopted October 25, 2022, authorized the
10 execution of the four-year Collective Bargaining Agreement ("CBA") between the
11 City of Tacoma and the International Brotherhood of Electrical Workers, Local 483,
12 Supervisors' Unit ("Union"), on behalf of the employees represented by said Union,
13 and

14 WHEREAS this resolution authorizes the execution of a Letter of Agreement
15 ("LOA") between the City of Tacoma and the International Brotherhood of Electrical
16 Workers, Local 483, Supervisors' Unit, ("Union"), on behalf of the employees
17 represented by said Union, and

18 WHEREAS in late 2022, the City and the Union ("Parties") finalized a
19 collective bargaining agreement ("CBA") effective January 1, 2022, to December
20 31, 2025, and during the bargaining process, the Parties determined that there
21 were limited external market comparators for the Biosolids Supervisor (CSC 5097)
22 classification, and
23
24
25
26



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

WHEREAS the Parties saw value in avoiding future salary compression between the Biosolids Supervisor and the Biosolids Coordinator and agreed to a ten percent (10%) differential between the classifications, and

WHEREAS effective retroactive to January 1, 2024, the Master Gardener Certification and the Washington Organic Recycling Compost Certification will be required qualifications for the Biosolids Supervisor and all future employees hired or promoted into the classification will be required to have the certifications prior to advancing to Step 5, and

WHEREAS in acknowledgement of 1) making the certifications required; 2) incorporating the certification pay into the base rate of pay in 2024; 3) eliminating additional certification pay described in Section 14.1.C; and 4) maintaining the 10 percent differential, the City will provide the following wage adjustments as follows:

Code	Classification	January 1, 2023	January 1, 2024	January 1, 2025
5097	Biosolids Supervisor	1.75%	2.5% + 5.0%	2.50%

WHEREAS it appears in the best interest of the City that the LOA negotiated by said Union and the City be approved; Now, Therefore,



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to execute the Letter of Agreement negotiated between the City of Tacoma and the International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit, regarding compensation for employees in the classification of Biosolids Supervisor, said document to be substantially in the form of the document on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 41503

1 A RESOLUTION relating to collective bargaining; authorizing the execution of a
2 Letter of Agreement with the International Brotherhood of Electrical Workers,
3 Local 483, Supervisors' Unit, regarding the accretion of the classifications of
4 Hydro Park Supervisor and Assistant Hydro Park Supervisor.

4 WHEREAS the City has, for years, adopted the policy of collective
5 bargaining between the various labor organizations representing employees and
6 the administration, and

7
8 WHEREAS Resolution No. 41051, adopted October 25, 2022, authorized the
9 execution of a four-year Collective Bargaining Agreement ("CBA") between the City
10 and the International Brotherhood of Electrical Workers ("IBEW"), Local 483,
11 Supervisors' Unit ("Union"), on behalf of the employees represented by said Union,
12 as well as a Letter of Agreement ("LOA") between the City and Union, and

13
14 WHEREAS this resolution authorizes the execution of a LOA as negotiated
15 with the IBEW, Local 483, Supervisors' Unit, and

16
17 WHEREAS the letter covers approximately eight (8) budgeted, full-time
18 equivalent positions located within Tacoma Public Utilities, and

19
20 WHEREAS the Public Utility Board approved Resolution U-11465 on
21 July 24, 2024, and

22
23 WHEREAS employees in the classifications of Hydro Parks Supervisor
24 and Assistant Hydro Parks Supervisor have selected IBEW, Local 483, as their
25 exclusive bargaining representative for purposes of collective bargaining and
26 this was certified by the Public Employment Relations Commission on
June 9, 2023, and



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

WHEREAS the classifications will be amended to be part of the classified service and will be designated as overtime category “D”, and will not be eligible for overtime or compensatory time off, and

WHEREAS the agreement provides for the classifications to be recognized and incorporated into and covered by the terms of the IBEW, Local 483, Supervisors’ Unit, and

WHEREAS, in addition, effective retroactive to the execution of a “Christie Agreement” on June 10, 2024, the classifications will receive a general wage increase of 2.75 percent, and the wage scale will be reduced from 9 steps to 5 steps, and

WHEREAS initial placement of employees in the revised 5 step range will be based on employee tenure in the position, and

WHEREAS each Hydro Parks Supervisor and Assistant Hydro Parks Supervisor employed on the date of City Council approval will receive a one-time, lump sum payment of \$1,000 and employees will be eligible to receive longevity pay, and

WHEREAS it appears in the best interest of the City that the LOA negotiated by said Union and the City be approved; Now, Therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to execute the Letter of Agreement negotiated between the City of Tacoma and the International



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Brotherhood of Electrical Workers, Local 483, Supervisors' Unit, said document to be substantially in the form of the document on file in the office of the City Clerk.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 41504

1 A RESOLUTION relating to collective bargaining; authorizing the execution of a
2 Letter of Agreement negotiated between the City of Tacoma and the
3 International Brotherhood of Electrical Workers, Local 483, Supervisors'
4 Unit, regarding a new classification entitled Water Electrical and Controls
5 Field Supervisor.

6 WHEREAS the City has, for years, adopted the policy of collective
7 bargaining between the various labor organizations representing employees and
8 the administration, and

9 WHEREAS Resolution No. 41051, adopted October 25, 2022, authorized the
10 execution of the four-year Collective Bargaining Agreement ("CBA") between the
11 City of Tacoma and the International Brotherhood of Electrical Workers, Local 483,
12 Supervisors' Unit ("Union"), on behalf of the employees represented by said Union,
13 and

14 WHEREAS the City and Union have reached an agreement regarding a new
15 classification to the CBA, and

16 WHEREAS the City and Union have negotiated a Letter of Agreement
17 ("LOA") which provides for the creation of a new classification of Water Electrical
18 and Controls Field Supervisor which will be part of the classified service, hourly,
19 overtime eligible, and represented and covered by the terms of the CBA, and
20

21 WHEREAS it appears in the best interest of the City that the LOA negotiated
22 by said Union and the City be approved; Now, Therefore,
23

24
25
26



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to execute the Letter of Agreement negotiated between the City of Tacoma and the International Brotherhood of Electrical Workers, Local 483, Supervisors' Unit, said document to be substantially in the form of the document on file in the office of the City Clerk

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28974

1 AN ORDINANCE relating to traffic; amending Chapter 11.05 of the Municipal
2 Code, relating to the Model Traffic Ordinance, by amending various
3 sections to better align with current business practices; and adding a
4 new Section 11.05.246, entitled “Obstruct bike lane or path” and a new
5 Section 11.05.255, entitled “Permit Parking Only Zones - violation”, to
6 add parking management tools to enhance safety and utilization of the
7 right-of-way.

8 WHEREAS Public Works through their Parking Services group has been
9 working to identify areas of the Tacoma Municipal Code (“TMC”) that need
10 updating to align those provisions with current business practices, modernize
11 the application of the parking system laws, and address areas of developing
12 and emerging need in the parking services context, and amending outdated
13 Revised Code of Washington (“RCW”) references as they relate to automated
14 enforcement, and

15 WHEREAS the proposed amendments are as follows: 1) add a new
16 section, Section 11.05.246, entitled “Obstruct bike lane or path,” to prohibit the
17 obstruction of designated bike lanes and to provide an enforcement option for
18 violations, which will address the emergent and continuing need for
19 enforcement and seeks to redress impacts to bicycle accessibility in designated
20 pathways; 2) add a new section, Section 11.05.255, entitled “Permit Parking
21 Only Zones – violation,” which identifies the prohibited and allowable parking
22 behaviors in permit parking only zones and provides the penalty for violations;
23 3) amend Section 11.05.250 to allow for the creation and administration of
24 permit parking only zones, to provide administrative authority and flexibility to
25 specified City personnel, and to provide for corollary enforcement options when
26



end users do not appropriately comply with such zone use restrictions; 4)
1 amend Section 11.05.605 to reflect the new additions, Sections 11.05.246 and
2 11.05.255; and 5) amend Sections 11.05.707 and 11.05.708 to modernize the
3 language therein to account for the developing ability of end-users of the City's
4 Parking System to pay for parking through authorized online or digital
5 applications and to permit enforcement options where users do not
6 appropriately comply with such payment requirements, and
7

8 WHEREAS the recommended updates to the TMC will specify how
9 parkers can electronically pay to park, and the ramifications for failing to
10 appropriately do so where the end user does not otherwise utilize the pay and
11 display physical payment option, and
12

13 WHEREAS the recommended updates will further provide authority for
14 the development and administration of permit parking only zones throughout
15 the City that will help mitigate impacts of parking stressors, contribute to the
16 vitality of the City's business corridors, and ensure those attempting to
17 patronize and visit businesses and places of interest within the City have
18 access to parking to do so, and
19

20 WHEREAS the current City policy for its parking system is to maximize
21 the use of the right-of-way while encouraging utilization of parking to all users,
22 manage the parking supply by using the 85 percent rule with the intent of
23
24
25



accommodating existing and new economic growth, and mitigate any impacts
1 on the adjacent neighborhoods, and

2 WHEREAS since the COVID-19 pandemic, parking behaviors have
3 shifted dramatically in certain areas and priority users in downtown and
4 business districts remain the customer, client, and visitor, but there are still
5 pockets of lower performing blocks that can benefit from an extended stay
6 permit, and
7

8 WHEREAS the proposed amendments would allow the City to create
9 new tools that will proactively allocate appropriate roadway space to account
10 for business patronage, visitors, and corresponding parking turnover, and
11 would further allow staff to create permit parking only zones to better align with
12 the strategy of maximizing use of the right-of-way in areas that may have an
13 underlying need for parking resources and where the City has historically
14 implemented no parking treatments, and also provide parking enforcement with
15 the ability to redress the vehicular obstruction of bicycle lanes or paths as the
16 TMC currently lacks a specific and appropriate tool for this purpose, and
17

18 WHEREAS the proposed amendments will support Parking Services
19 efforts to continue to provide vital services to the ongoing functionality of the
20 City's roadways and corridors; Now, Therefore,
21
22



BE IT ORDAINED BY THE CITY OF TACOMA:

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

Section 1. That the City Council hereby adopts the Recitals of this Ordinance as its formal legislative findings.

Section 2. That Chapter 11.05 is hereby amended, by amending various sections, and adding a new Section 11.05.246, entitled “Obstruct bike lane or path,” and a new Section 11.05.255, entitled “Permit Parking Only Zones – violation,” as set forth in the attached Exhibit “A.”

Section 3. That the City Clerk, in consultation with the City Attorney, is authorized to make necessary corrections to this ordinance, including, but not limited to, the correction of scrivener’s/clerical errors, references, ordinance numbering, section/subsection numbers, and any references thereto.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



EXHIBIT "A"

CHAPTER 11.05
MODEL TRAFFIC ORDINANCE

Sections:

11.05.010 Model Traffic Ordinance adopted.

* * *

[11.05.246 Obstruct bike lane or path.](#)

11.05.250 City Traffic Engineer regulates and designates on-street parking restrictions.

[11.05.255 Permit Parking Only Zones – violation.](#)

* * *

[11.05.246 Obstruct Bike lane or path– violation.](#)

[No person shall stop, stand, or park a vehicle on or adjacent to a trail, path, lane, or other way which has been designated for the use of bicycles in such a manner as to obstruct or restrict the use of any portion thereof. This section does not apply to emergency vehicles when in service or maintenance vehicles engaged in authorized maintenance work. Violation of this section is a parking infraction subject to a penalty of not less than \\$30.](#)

* * *

11.05.250 City Traffic Engineer regulates and designates on-street parking restrictions.

The City Traffic Engineer, or designee, has the authority to establish on-street parking restrictions to regulate the flow of traffic and/or parking. Such restrictions include, without limitation, Loading Zones, One-Hour Parking, Two-Hour Parking, No Parking Anytime, Disabled Parking, and similar designations. [This includes the authority to establish, expand, and dissolve permit parking only zones and the authority to create the rules and regulations related to permit application, acquisition, award, denial, and revocation.](#) No such parking restrictions shall apply to law enforcement or other emergency vehicles when in service.

* * *

[11.05.255 Permit Parking Only Zones – violation.](#)

[No person shall stop, stand, or park a vehicle in an established and posted or marked permit parking only zone unless:](#)

[A. a current and valid permit or other authorization issued by the City and required as a condition for parking is displayed on the vehicle as authorized by the permit or other authorization, in a conspicuous location, and as otherwise required by applicable law, rule or regulation; or,](#)

[B. the vehicle is not displaying a physical permit but has been otherwise authorized to park in such zone through the City's permit application process and the vehicle's license plate number has been listed or recorded as an authorized vehicle in the City's records maintained for such purposes; or,](#)

[C. a card or decal issued pursuant to RCW 46.19.030, as it exists or as hereinafter amended, is displayed in a prominent place on the vehicle.](#)

[Violation of this section shall constitute a parking infraction subject to a monetary penalty of not less than \\$30.00.](#)



* * *

11.05.605 Parking penalties.

The following tabular list of penalties shall be provided for each violation of the Model Traffic Ordinance sections under RCW 46.61 and WAC 308.330:

TMC Reference	Description	Penalty
11.05.135	Expired Vehicle License Under 2 Months - Parked	\$86
11.05.135	Expired Vehicle License Over 2 Months - Parked	\$171
11.05.135	No Month/Year License Tab - Parked	\$86
11.05.135	Altered/Illegible License Plate(s) - Parked	\$171
11.05.135	Missing License Plate(s) - Parked	\$86
11.05.140	Taxicabs - Prohibited parking areas	\$25
11.05.160	Construction - Special Permit Required	\$50
11.05.170	Overtime Parking	\$25
11.05.190	Move Vehicle to Avoid Time Limit	\$50
11.05.230	Parking for Extended Periods	\$35
11.05.236	Residential Zone - Parking Restricted	\$30
11.05.245	Parked Within 2' of Another Vehicle	\$30
11.05.246	Obstruct Bike lane or path	\$30
11.05.255	Permit Parking Only Zones	\$30
11.05.390	No Parking Anytime	\$35

* * *

11.05.707 Parking payment device violations.

Each violation of sections A through ~~G~~E shall be punishable by a penalty in an amount of not less than \$25.00.

A. No person shall stop, stand, or park, or permit a vehicle within his control to be parked in any parking meter space while the parking meter for such space displays the words "Violation," "Expired," or the international symbol for "No Parking," or otherwise indicates that the meter is out of order; provided that this section does not apply to a vehicle properly displaying an unexpired valid proof of payment receipt issued by a parking pay station.

B. No person shall stop, stand or permit a vehicle within his control to be parked in any parking space controlled by a "pay and display" parking pay station without displaying on the vehicle an unexpired proof of payment receipt issued by a parking pay station.

C. No person shall stop, stand or permit a vehicle within his control to be parked in any parking space controlled by a "pay by space" parking pay station beyond the amount of time purchased for that space.

D. It is unlawful to park or permit to be parked any vehicle in a space controlled by a "pay-by-space" parking pay station without payment properly recorded as described by the instructions posted on the parking payment device.

E. The prohibitions in this section shall not apply to the act of parking or to the necessary time required to activate the time on the parking meter or to obtain a parking pay station receipt, or as indicated by signposting, to the parking of a vehicle in a restricted parking zone.



~~F. The prohibitions in this section shall not apply on free parking days.~~

1 F. No person shall stop, stand or permit a vehicle within such person's control to be parked in any
2 parking space controlled by a "pay by plate" parking pay station beyond the amount of time purchased
3 for that space.

4 G. In parking locations where mobile applications or other digital platforms are authorized for use by
5 the City to pay for parking using such authorized method, and a person elects to use such alternative in
6 lieu of complying with the otherwise applicable pay and display parking requirements, no person shall
7 stop, stand, or permit a vehicle within his or her control to be parked in any such location without
8 complying with the payment requirements of the mobile application or other digital platform.

9 ~~HF. The prohibitions in this section shall not apply on free parking days.~~

10 * * *

11 **11.05.708 Improper parking receipt display.**

12 It is unlawful to park or permit to be parked any vehicle in a space controlled by a "pay and display"
13 parking pay station without properly displaying proof of payment as described in this section, or without
14 complying with the requirements of an authorized mobile or digital parking payment platform
15 authorized by the City for parking purposes. For parallel parking on one- and two-way streets, proper
16 display of proof of payment requires affixing the receipt dispensed by the parking pay station inside the
17 vehicle to the front seat's side window nearest the curb in such a manner that the expiration time and
18 date are readily visible from the exterior. For front-and rear-end angle parking, proper display of proof
19 of payment means affixing the receipt to the interior of the side window next to the driver's seat of the
20 vehicle in such a manner that the expiration time and date are readily visible from the exterior. For
21 motorcycles, receipts shall be affixed on the headlight cover. No more than one receipt shall be
22 displayed. For authorized mobile or digital payments no display of proof of payment is required. Failure
23 to comply with this section shall be punishable by a penalty in an amount of not less than \$15.00.

24 * * *