

McCleary Regular City Council Meeting

Wednesday, July 13, 2022 – 6:30 PM Zoom Virtual Meeting & McCleary Community Center

Agenda

Join Zoom Meeting

https://zoom.us/j/98861529830?pwd=Y25ZeEhDa3VOTk1wWHpodjhQdCtVdz09

Meeting ID: 988 6152 9830

Passcode: **276660** (253) 215-8782

Call to Order/Flag Salute/Roll Call

Agenda Modifications/Acceptance

Public Hearing - Aquifer Zoning Moratorium Ord.

Special Presentations

1. Timberland Library Presentation

Public Comment - Agenda Items Only

Consent Agenda

- 2. Accounts Payable June 1-15 Ck Numbers 50731-50791 including EFT's totaling \$384,631.62
- 3. Accounts Payable June 16-30 Ck Numbers 50794-50820 including EFT's totaling \$146,353.53

Updates

4. Staff Reports - Water/Wastewater

New Business

- 5. Tenelco Contract Renewal
- 6. Aktivov GIS Hosting and Management
- 7. Confirmation of Sam Patrick as Chief of Police

Old Business

8. Museum Utilities Discussion

Ordinances and Resolutions

Aquifer Zoning Moratorium Ordinance

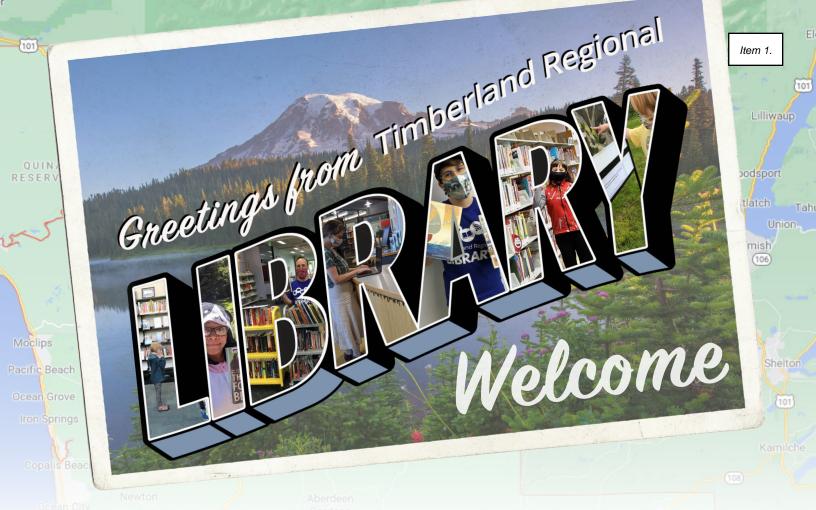
Updates

Public Comment - City Business Only

Executive Session

Mayor Comments

Adjourn



Connecting people, places, and ideas

Congratulations on your recent move! As a Grays Harbor resident, you can sign up (online or in-person) for a free Timberland Regional Library card, opening the doors to a vibrant world of possibilities!

The TRL collection includes books, eBooks, CDs, DVDs, eAudiobooks, eMagazines, Library of Things, Assistive Devices (WATAP), Zines, Birding Backpacks, online resources, and much more!

During COVID our in-person services reflect the current guidelines, please check with your location before your visit at **TRL**.org/plan.

Don't delay, start using your online library card today!

Sign up online at **TRL.**org/how/get-library-card

 Online eCard: eBooks, eAudiobooks, eMagazines, Stream Movies, and online resources/databases

TRL Activities & Resources

Access these resources and more!













Item 1.

Learn, Play, Grow: Weekly live, interactive virtual classes focus on songs, rhymes, movements, and stories. Each program is led by talented library staff.

Grab Bags: Library staff will put together a Library Grab Bag of materials we think you'll love! Request online at TRL.org/grab-bag

Anywhere Book Club: Read, listen, or watch with no waiting on selected titles. Titles change monthly. Variety of levels available.

Virtual Online Events: Programs moved from in-person to online. Check out our calendar for upcoming programs and register for zoom invites. events.TRL.org

Take & Make Activity Bag: Enjoy a craft, with supplies and directions, to complete at home. Variety of ages and available at selected locations, while supplies last.

Summer Library Program: June 1 - August 31 Programs and activities for the whole family. Complete the reading log to earn a prize!















OverDrive: Offers a wide range of ebooks, audiobooks and digital magazines in all genres and works with almost any device

Libby: Download the app on Google Play or Apple App to borrow ebooks and audiobooks powered by OverDrive

Kanopy: Stream over 30,000 indie and classic films

Consumer Reports: Magazine website with buying guides, reviews, and user ratings

Creativebug: Art & craft video classes taught by design experts and artists

Lynda.com: Online classes with topics on software, technology, creative, and business skills

MyTRL: Special student digital account allow students to login to TRL all without needing a physical card

Worksource: Partnership helping job seekers, entrepreneurs and small business owners

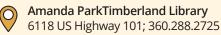
Plan your visit!

Services will vary by location, check with your library or TRL.org/plan



TRL library card gives you access to these locations and an additional nineteen locations in Grays Harbor, Lewis, Mason, and Pacific Counties. For complete list of locations, visit TRL.org/locations

Aberdeen Timberland Library 121 East Market St;360.533.2360



Elma Timberland Library 119 North 1st Street; 360.482.3737

Hoquiam Timberland Library 420 7th Street; 360.532.1710

McCleary Timberland Library 121 South 4th Street; 360.495.3368

Montesano Timberland Library 125 Main Street South; 360.249.4211

Oakville Timberland Library 204 Main Street; 360.273.5305

Westport Timberland Library 101 East Harms Drive; 360.268.0521

Events Calendar

Bookmark our online event calendar for free upcoming programs at events.TRL.org

Bookdrops

As a convenience to you, most checked out items can be returned to any TRL bookdrop. A few specific marked items need to be returned to the location on the item.

Social Media (1900)









Follow our district news on Facebook, Twitter, Instagram and YouTube.

Individual branches are also on social media, varies by location.



BOARD OF TRUSTEES



Nicolette Oliver President/Member-at-Large Thurston County



Jasmine Dickhoff President Elect Grays Harbor County



Bob Hall Pacific County



Brian Zylstra Lewis County



Hal Blanton Member-at-Large Lewis County



Kenneth Sebby Mason County



Vacant Thurston County

Board Approved Projects in 2021

Opening of two new demonstration libraries, West Olympia (Opened Spring 2021) and Hawks Prairie (Opening early 2022).

Requested staffing levels, including salaries and benefits be at 68% of the annual budget. Reached 68% in March 2021.

The extension of the Strategic Direction two additional years to end in 2024.

Approved the purchase of land in Randle, Lewis County for a new Mountain View Timberland Library.

Due to COVID supply chain issues, Mobile Services Vans (approved 2020) were put on hold and are currently in reevaluation for a more cost effective solution within available markets.



Bob Hall retires from the Timberland Regional Library Board of Trustees. With gratitude and appreciation for his dedicated service representing Pacific County as a Trustee from 2006 to 2021.

Timberland Regional Library (TRL) recognizes that we operate within the traditional territories of the Coast Salish people and Chinook people who have been the stewards of these lands since time immemorial. TRL provides library services to Indian tribes, extending beyond the geographic limits of Lewis, Mason, Thurston, Pacific, and Grays Harbor Counties. This acknowledgment reminds us to strive for respectful partnerships with all people, as we search for collective healing and learn how to be better stewards of the indigenous lands we inhabit.

MESSAGE FROM EXECUTIVE DIRECTOR



"A library in the middle of a community is a cross between an emergency exit, a life-raft and a festival. They are cathedrals of the mind; hospitals of the soul; theme parks of the imagination. On a cold rainy island, they are the only sheltered public spaces where you are not a consumer, but a citizen instead." —Caitlin Moran

This quote not only stirs the soul, it also illustrates the role of each of Timberland Regional Libraries' (TRL) 28 libraries (soon to be 29) in our communities, as we entered the second year of the pandemic.

Throughout 2021, working closely with the Board of Trustees and staff, we:

- Continued to focus on equity, diversity and inclusion in the libraries, a wide array of programs and services, collections, Human Resources and more.
- Reclassified 13,000 picture books into 14 general themes so that toddlers, preschoolers and their caregivers could find new reading adventures more easily.
- Added Playaways (preloaded audiobooks for all ages); Vox books for children (talking books in English and Spanish); Launchpads with preloaded STEM and literacy for Birth to 5 years of age; and ABCmouse.com, an early learning (ages 2-8) resource for reading, math and science, and so much more.
- Refreshed Packwood, Raymond, Tenino, North Mason libraries; refreshed exterior at the Hoodsport, Naselle and Amand Park libraries; and more – all to make your libraries more welcoming.
- Opened the 28th library, a "Lucky Day Demonstration" popular collection library at Capital Mall with a 2-year lease.

On behalf of 255 staff and the Board of Trustees, I hope you enjoy the highlights of an extraordinary year,

Cheryl

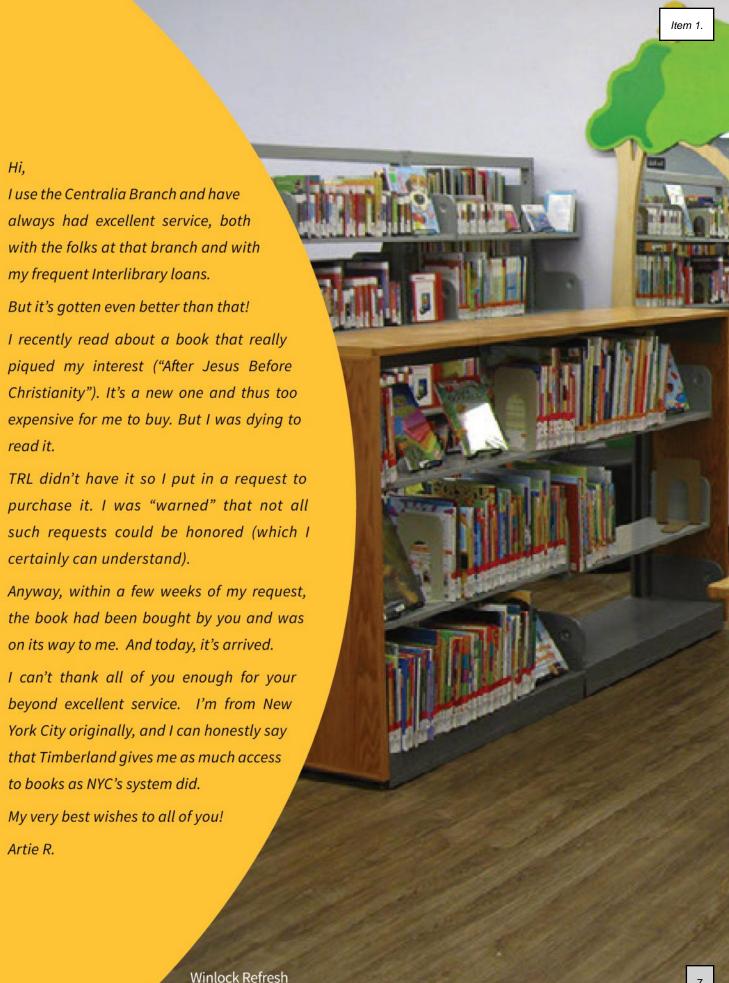


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FOLLOW











CONTACT

Timberland Regional LIBRARY 415 Tumwater Boulevard SW Tumwater, Washington 98501-5799

asklib@TRL.org • 360.943.5001 • TRL.org

2020-2024 STRATEGIC DIRECTION

The Timberland Regional Library Strategic Direction for 2020-2024 was developed through community and staff participation with our Board of Trustees strategic planning committee.

We appreciate the time and effort that was given to understand the needs within the community, identify areas of focus that we assist with, and then align our resources to create positive change in those areas.



MISSION

Welcoming everyone to a vibrant world of possibilities. Connecting people, places, and ideas.

Evolving to meet the needs of our communities.



VISION

Libraries connecting to our communities.



WE VALUE

Access for all. Working together. Diverse communities and ideas. Responsible use of public resources.









BORROW	PARTICIPATE	DISCOVER	CONNECT
Assistive Devices	Storytimes	Legal Forms	Wifi
eBooks and Books	Book Groups	Auto Repair	Printing
Movies	Arts & Crafts	Homework Help	Computers
Audiobooks	Meeting Space	History & Genealogy	Job Search





LOCAL COMMUNITIES

- Sharing local culture.
- Increasing our presence in under-served communities.
- Creating opportunities for inter-generational connection.
 - ✓ New Location in West Olympia
 - ✓ TRL Anywhere Mobile Services
 - ✓ Popup Library
 - ✓ StoryTrails



EQUITY, DIVERSITY, AND INCLUSION

- Reaching those with disabilities and other access barriers.
- Reflecting under-represented groups in our collections, staff, and services.
- Partnering with local agencies and organizations to support diverse communities.
 - ✓ New Location in West Olympia
 - ✓ TRL Anywhere Mobile Services
 - ✓ Playaways, Launchpads, and Vox Books (New Technology)
 - ✓ Celebrating Communities
 - ✓ New Online Resources



CHILDREN FROM BIRTH TO FIVE

- Providing appealing spaces and engaging experiences.
- Clarifying what they need and how to provide for those needs.
- Empowering them to build relationships with the library & within their communities.
 - ✓ Picture Book City
 - ✓ Playaways, Launchpads, and Vox Books (New Technology)
 - ✓ ABCmouse Home Access



NEW FORMATS

PLAYAWAYS, LAUNCHPADS, & VOX BOOKS

Technology to help bridge the gap on learning how to read.

My family loves them so much. These kids will walk forever listening to them. Actually they have walked 8 miles listening to them because I took them on an urban hike trying to find a magical trail from Mission Creek Nature Trail to Priest Point Park and we never found it, but we made it to Priest Point Park and back and the kids didn't kill me because of the play-a-ways. *In the pictures Juniper is listening to Harry* Potter (the first book). I love her reactions so much. Ollie is listening to To Night Owl from Dogfish, which both kids have listened to now. The play-aways have allowed them to connect with books together that they wouldn't have otherwise.

- Amanda L (patron)



CELEBRATING COMMUNITIES



The bug club



Our skin : a first conver... Madison, Mega



Nosotros means us = Un Amari and the Valdivia, Paloma



night brothers Alston, B. B.



Both can be true How to become



a planet Melleby, Nicole



Kingston and the magician...



Ophie's ghosts



ing back Dier.L



How to tell stories to ch... West, Silke Rose



Laziness does not exist :



Mushroom wanderland: a f...



Radical friendship: 7 wa...



Anthropocene reviewed...



The comfort Hain Matt



The daughters of Kobani:



The three mothers: how



ni Can't nmunica...



Monthly girls' Nozak.



Nubia. Real one McKinney, L. L. (Leatrice...

SELF-HELP GUIDE

TEENS

DYSLEXIA



The girl from the sea



A court of silver flames



All the tides of fate



Hollow



Luck of the Titanic



Pumpkin



October is Dyslexia Awareness



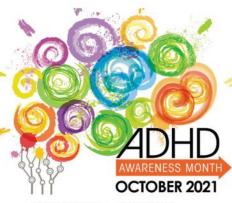
Available at



TRL.org



DYSLEXIA



Myth: Everyone has a little ADHD!

Fact: Everyone does not have a physical difference in their brain.

LIBRARY Learn more at www.ADHDawarenessMonth.org



31 Days and 31 Icons will celebrate the achievements of 31 lesbian, gay, bisexual or transgender Icons.

www.LGBThistoryMonth.com



CELEBRATE

NATIVE AMERICAN

HERITAGE MONTH







Additional titles available on TRL org and TRL OverDrive













LIBRARY



Transform your understanding of gay rights movement and the development of LGBTQ culture and activism around the world with Gale's *Archives of Sexuality and Gender: LGBTQ History and Culture Since 1940.*

NATIVE AMERICAN HERITAGE MONTH

Explore the rich culture and histories of America's Native People with *Gale In Context: U.S. History.*







10 Films to Watch for Hispanic Heritage Month







EAST-SIDESUS













Throughout 2021, TRL
shared out curated book
lists, promoted awareness
campaigns using social
media, designed home page
web banner, and listed online
resources with similar content.

Today I walked into the Olympia branch and saw the entire space opened up. I admit it - I jumped for joy! And I wanted to cry. I have missed my library and all the wonderful staff so so much. The Oly branch is such a special space to me. Thank you for helping us get through the pandemic. You were one of my lifelines. I am deeply grateful for the space and knowledge you share with our community. Patron email

EDI Action Highlight:

to AskLib@TRL.org

Created a special Pride Staff Picks page in celebration of Pride Month. Featured Lambda Literary Award-winning books on homepage.

TRL ANYWHERE MOBILE SERVICES

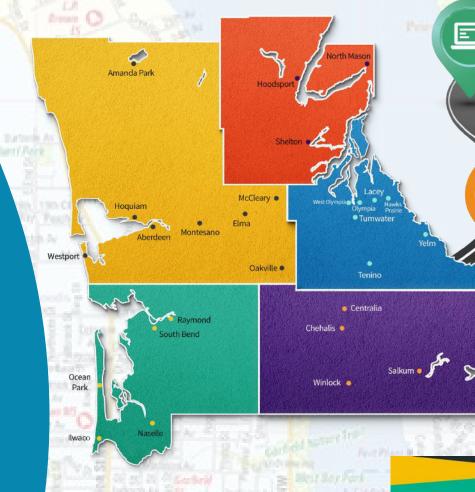
TRL is focused on identifying ways to provide comprehensive services to communities and district residents that do not have access to physical branches due to distance to the branch, hardships, or physical accessibility issues. While we work with partners to secure the vehicles and equipment needed to fully launch our mobile services by the end of 2023, we will provide "Pop-Up Libraries" throughout our 5-county service area. Look for a Pop-Up Library near you!

EDI Action Highlight:

Youth mobile services guide in progress. Will include EDI practices for serving youth and families through mobile services to guide staff.

Organize Community Conversations across the district to engage with the public and start a dialogue. Process started and ongoing.

IST AV SW



FROM OUR PATRONS

Awesome loved it when the Bookmobile came when we lived in small towns. YAY

This makes me so happy for those who can't get to Randle or Salkum libraries.

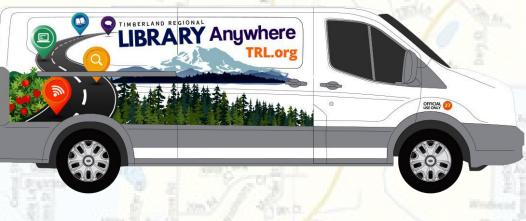
Yay for the community!!!

COWLITZ HISTOR 194 Ma

land

SERVING NEW COMMUNITIES.

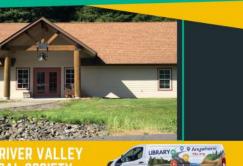






MORTON P-UP LIBRARY

FIRST THURSDAY 1PM-3PM





TAKE HOME BOOKS, DVDS, & MORE. GRAB A TAKE & MAKE CRAFT BAG, PRINT LIBRARY STAFF!

egional LIBRARY • TRL.org







PICTURE BOOK CITY

Genres

Animals: Stories about all kinds of animals, both domestic and wild.

Bedtime: Stories about bedtime, dreams, and saying goodnight.

Community: Stories about making a difference and sharing a world with others. Includes activism, sharing, kindness, neighborhoods, friendship, and more.

Dinosaurs: Stories about, well, dinosaurs!

Emotions: Stories about all the feels! Includes mad, sad, happy, anxious, scared, and more. Explore: Stories about exploring our world and beyond! Includes science, space, nature, and more.

Families: Stories about all the different ways a family can look. Includes new siblings, adoption, divorce, and more.

Go: Stories about planes, trains, and automobiles! Includes all types of vehicles and modes of transportation.

Growing Up: Stories about big life firsts, identity, and selfexpression. Includes potty training, starting school, manners, moving away, neurodiversity, gender identity, and more.

Imagine: Stories about common roles that come up during imaginative play! Includes mermaids, monsters, unicorns, princesses, superheroes, pirates, and more.

Learning: Stories that support early learning needs. Includes ABCs, 123s, colors, shapes, opposites, size, and time.

Popular: Popular characters shelved together.

Seasonal: Stories about holidays, seasons, and seasonal activities. Includes snow, pumpkin patches, holidays of all varieties, and more.

Stories: Books that defy categorization!

EDI Action Highlight:

Began the Picture Book City project included categories that were evaluated and selected through an anti-racism lens. This project will increase accessibility to the collection for young children and their caregivers.









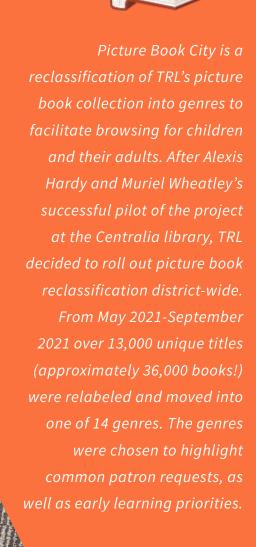
























NEW ONLINE RESOURCES









Visit TRL.org/reference-databases for a list of all available resources.











Available in App Store.

ABCmouse (Home Access): ABCmouse. com offers the most comprehensive online curriculum for children ages 2–8+, including reading and language arts, math, beginning science, social studies, art and music.

Northstar Digital Literacy: Tests your computer skills. Build skills in key areas, and demonstrate knowledge by earning certificates and badges.

PressReader: Get access to more than 7,000 of the world's top newspapers and magazines. Find content from over 120 countries in 60 different languages.

Britannica Escolar (Español):Un excelente recurso digital en español que ayuda a enriquecer el aprendizaje de los estudiantes de primaria y secundaria.

Britannica Moderna (Español): es el portal confiable y actualizado que le brinda una gran variedad de contenidos para desarrollar sus trabajos académicos.

Gale Academic OneFile: Quickly access articles from a database of scholarly journals and trusted periodicals.

Gale Business Insights: Global: Compare global economies, countries, and industries with in-depth analysis on over 400,000 companies.

Gale Business: Entrepreneurship: Learn how to start, finance, or manage your small business.

Gale General OneFile: Access general interest magazines and key serials in a single resource.

Gale in Context: Elementary: Learn about animals, plants, music science, sports, and more.

Gale OneFile: Informe Academico: Una colección de revistas y revistas académicas en español y portugués de texto completo sobre América Latina.

LinkedIn Learning: Learn software, technology, creative, and business skills with over 16,000 courses and expanded language options.



Enjoy a nature walk and a great book at the same time!

¡Disfruta de un paseo por la naturaleza y de un gran libro al mismo tiempo!





2021 STORYTRAILS

Grays Harbor County

Elma Library StoryTrail Westport Library StoryTrail

Lewis County

Centralia Library StoryTrail Mountain View Library StoryTrail Packwood Library StoryTrail Salkum Library StoryTrail

Mason County

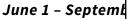
Hoodsport Library StoryTrail North Mason Library StoryTrail

Pacific County

Ilwaco Library StoryTrail Naselle Library StoryTrail Ocean Park Library StoryTrail Raymond Library StoryTrail South Bend Library StoryTrail

Thurston County

Lacey Library StoryTrail
Olympia/West Olympia Library
StoryTrail
Yelm Library StoryTrail



Participates of all ages were able to earn 2 books! Like last year, programs were held over Zoom.
Thank you to the performers:
Teachers of Nature, Javoen Byrd from the Hawk Foundation for Research and Education in African Culture, and Silver Kite.





FIND IT THURSTON COUNTY O I ENCONTRARLO EN THURSTON COUNTY!



Lacey
Olympia
Tenino
Tumwater
Yelm

Visit Thurston County libraries, parks, and other community spaces and find the items on this passport. Visit any Thurston County library (Lacey, Olympia, Tenino, Tumwater, West Olympia, or Yelm), show us your passport, and get a small prize!



EDI Action Highlight:

All Summer Library Program activity logs, school letters, and promotional pieces (videos, social media) available in English and Spanish with different formats (print/digital, audio/text).

Book prizes included several different formats and both Spanish and English options.

#TRLSUMMER2021



Olympia Timberland Item 1. is one of 60 U.S. publibraries that were selected through a competitive application process to become NASA@ My Library Partners. Approximately 150 libraries applied to be part of the program.

NASA@ My Library is a STEM education initiative created to increase and enhance STEAM learning opportunities for library patrons throughout the nation, including geographic areas and populations currently underrepresented in STEAM education.



Timberland Regional Library (TRL) has supported the Latinx Youth Summit (LYS) for 18 years by collaborating with Hispanic Roundtable, local colleges, and other community sponsors to organize the event.

"It is an event...that brings together Latinx high school students from across our five-county region by providing post-secondary education opportunities, a sense of community and joy," said Betsy Storey, Timberland Regional Library public service specialist for the Olympia branch



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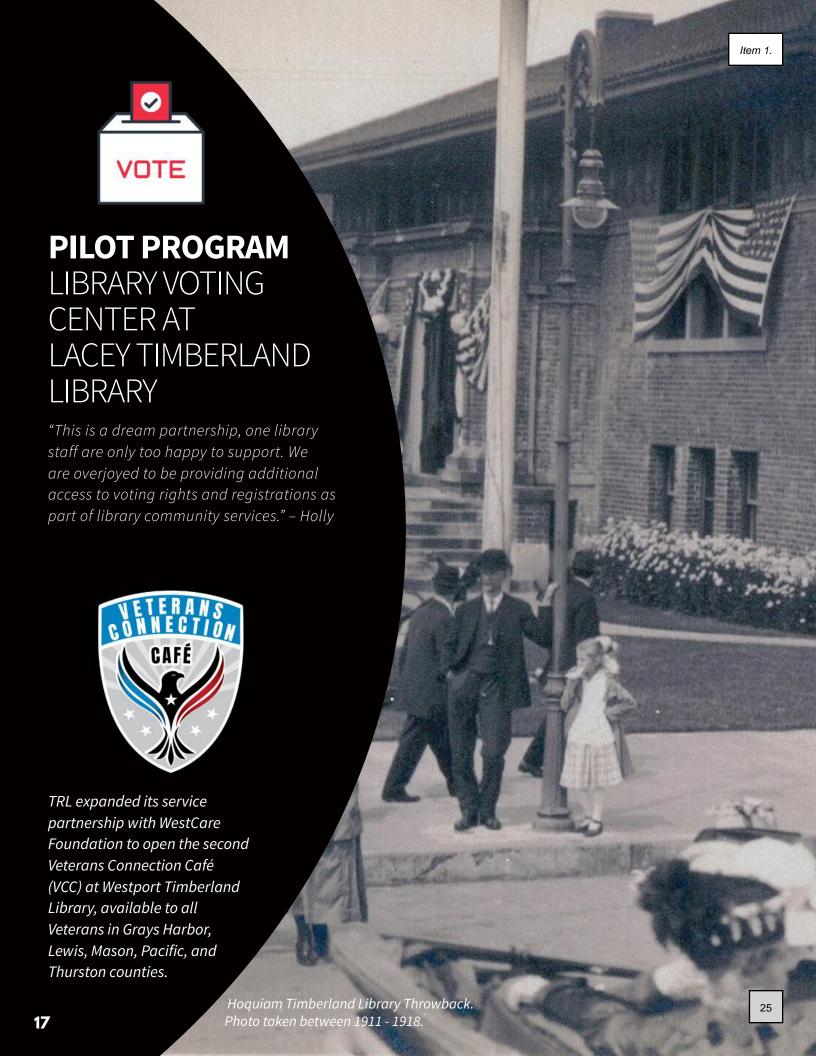
Sign in

Here

Work Source

WorkSource, PacMtn, TRL, and our community partners are an equal opportunity employer/program. Auxiliary aids and services are available upon request to individuals with disabilities.

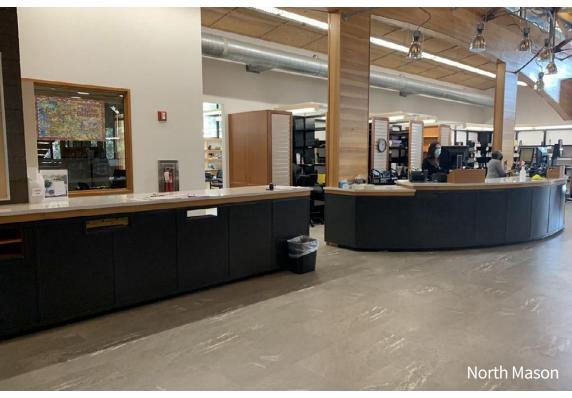
Washington Relay 711





































LIBRARY REFRESHES

- Amanda Park
- Centralia
- Hoodsport
- Lacey
- Mountain View
- Montesano
- Naselle

- Packwood
- Raymond
- Salkum
- Service Center
- Shelton
- Tenino
- Winlock
- North Mason

NEW TAKEOUT WINDOWS

Due to COVID-19 pandemic and resulting in shutdowns, takeout windows were installed in 13 locations to allow staff to continue to serve our patrons.

- Amanda Park
- Hoodsport
- Ilwaco
- Lacey
- Naselle
- North Mason
- Ocean Park

- Olympia
- Packwood
- Salkum
- Tenino
- Westport
- Winlock
- **TOOLS IN THE LIBRARY**

New 2022 Open Hours

Access Wi-Fi (Daily 6 a.m. to midnight)

Computer use

Walkup and online reservations available

Free Print/Scan/Fax

Remote Printing is available for pick-up during library hours

Shelf Checkout Stations

BEHIND THE SCENES

Facilities Report 2020-2021 (View)

Automated Materials Handling Systems (Video)

EDI Action Highlight:

Completed ADA ramp at Ilwaco. Complete ADA Audit of Library Buildings.



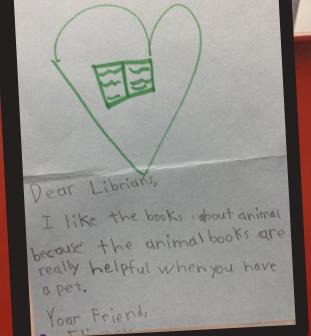
One of our virtual storytime families came to visit in person all the way from Olympia! Our hearts grew two sizes. (Photo: Spring 2021 No mask mandate.)

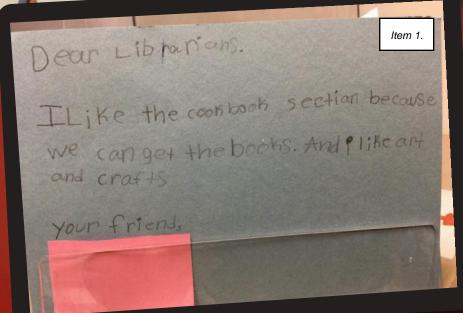
from our Kits!



Daniel was the first to return with his completed Summer Library Program Activities Sheet! Way to go, Daniel! He got a free book and a Certificate of Completion!













Thank You

"Hello! My son was born deaf and now has cochlear implants. We have spent lots of time in audiology and ENT clinics; we have learned about the physical structure of the ear; and we were prepared that his brain might need help learning how to process sound with his implants. However, I never really understood how it all worked; what would be so different with the implants? How does our brain learn to listen?

Earlier this fall I listened to an NPR interview with Nina Kraus about her new book Of Sound Mind. It sounded like it was going to explain the exact things that I had been wondering about, so I checked your catalog to see if it was available as an e-book. It wasn't, so I clicked the "recommend we buy" button and exited the app without giving it much more thought. Within hours, I got an email notifying me that it was now available to check out.

Thank you. Thank you for listening to recommendations and thank you for purchasing this book. It gave me so much insight into ways to help our son's sound mind develop and will make our next audiology visit even more fascinating! I genuinely appreciate all that you do for the community." -Beth P, TRL Patron

"I wanted to thank you for playing such an important role in my kids and my life. It means so much to me to have a memory and connection to a Librarian and community member......Thank you so much for being an extraordinary Librarian and making a difference in this family's life!"

-Andy, Ollie, and Juniper, TRL Patrons

Hello,

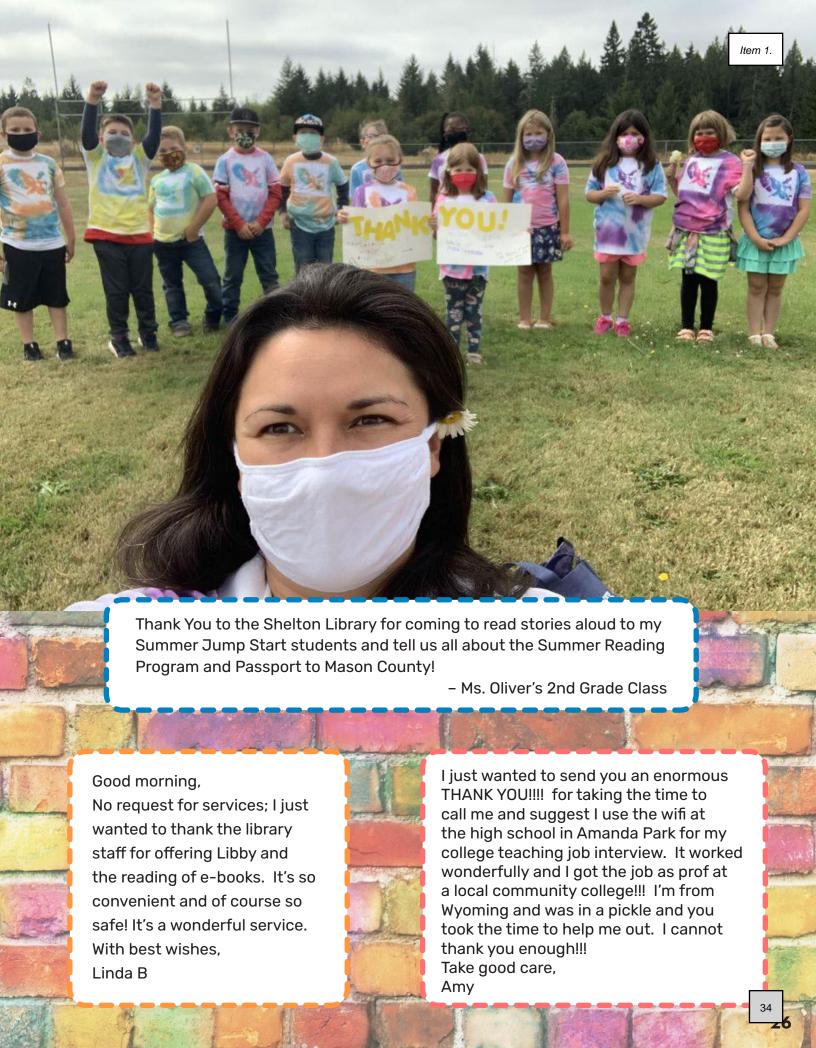
Thank you for these e-newsletters. I've clicked on more links from the most recent one than any other from TRL, and appreciate all the options I never knew existed!

I also want to thank everyone who put together the Story Trails. My daughter and I are not little kids chronologically, but we adore the story at our local walking trail---where we try to learn a little Spanish as well!

Best, Chanel

Just want each of you to know how much you are appreciated... I took for granted that the library would always be open with you all greeting and helping us. Then Covid hit and no more going to the library and kidding with the staff. No more checking out books and DVDs or looking up subjects on the computer, which we don't have at home. What a void without you and all that you do each and every day. I really did a "Happy Dance" when you opened up again. Know that we won't take you or your services for granted again. Thank you soooooo very much for being in the library for us. Stay safe

- Sherry R



Physical Checkouts	2,041,621
OverDrive Total	1,369,333
OverDrive Magazines*	32,580
RBdigital Magazines** .	7,106
Kanopy	70,768

Total Circulation 3,488,901

*OverDrive Magazine total included in the OverDrive Total

PC Print Jobs	235,547
Sheets of Paper Used	862,969

Total Patrons	317,009
Active Patrons	60,697
New OverDrive Patrons	11,649
New Patrons	42,880

Physical Collection Total	827,238
New items/Orders	121,896
Processed Items	106,792







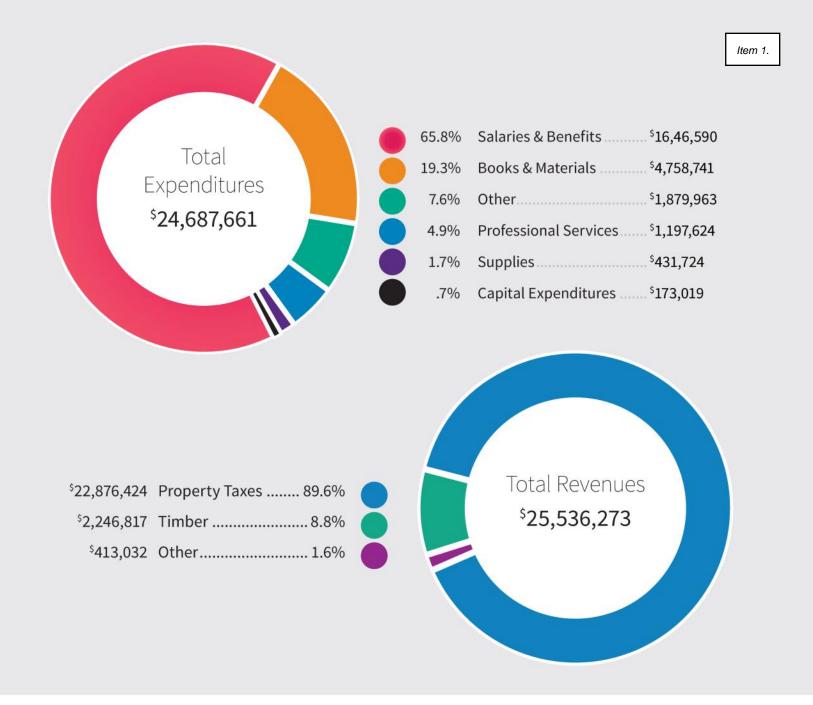
Grab Bags 957 Bags



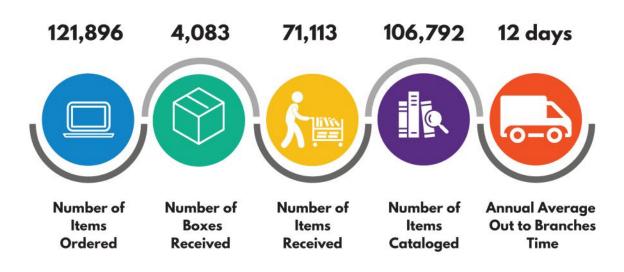
Behind the Scenes

Our librarians are prepared to help find the information and resources you need. Send any questions or issues to asklib@trl.org, or chat with us by clicking on the icon on our website.

^{**}Discontinued 2/1/2021



Turnaround Time for New Collection Items



Timberland Regional Library (TRL) is a public library system that provides library services to the residents of five cou in Southwest Washington State: Grays Harbor, Lewis, Mason, Pacific, and Thurston Counties. TRL is an Intercounty Library District, funded by property taxes and revenue from timber sales nearly \$25.1 million.

GRAYS HARBOR COUNTY

Aberdeen Timberland Library 121 East Market Street; 360.533.2360

Amanda Park Timberland Library 6118 US Highway 101; 360.288.2725

Elma Timberland Library 119 North 1st Street; 360.482.3737

Hoquiam Timberland Library 420 7th Street; 360.532.1710

McCleary Timberland Library 121 South 4th Street; 360.495.3368

Montesano Timberland Library W.H. Abel Memorial Library 125 Main Street South; 360.249.4211

Oakville Timberland Library 204 Main Street; 360.273.5305

Westport Timberland Library 101 East Harms Drive; 360.268.0521

North River School District 2867 North River Road; 360.532.3079

PACIFIC COUNTY

Ilwaco Timberland Library 158 1st Avenue North; 360.642.3908

Naselle Timberland Library 4 Parpala Road; 360.484.3877

Ocean Park Timberland Library 1308 256th Place; 360.665.4184

Raymond Timberland Library 507 Duryea Street; 360.942.2408

South Bend Timberland Library 1st and Pacific; 360.875.5532

Shoalwater Bay Tribal Community Library 4115 State Route 105, Tokeland; 360.267.8190

MASON COUNTY

Hoodsport Timberland Library 40 N Schoolhouse Hill Road; 360.877.9339

North Mason Timberland Library (Belfair) 23081 NE State Rt 3; 360.275.3232

Shelton Timberland Library William G. Reed Public Library 710 W Alder Street; 360.426.1362

THURSTON COUNTY

Hawks Prairie Timberland Library NEW 8205 Martin Way; 360.252.9658

Lacey Timberland Library 500 College Street Southeast; 360.491.3860

Olympia Timberland Library 313 8th Avenue Southeast; 360.352.0595

Tenino Timberland Library 172 Central Avenue West; 360.264.2369

Tumwater Timberland Library 7023 New Market Street; 360.943.7790

West Olympia Timberland Library 625 Black Lake Blvd SW; 360.764.4440

Yelm Timberland Library 210 Prairie Park Street; 360.458.3374

Book Return - Fire District 3, Station 35 3701 Willamette Drive, Lacey

Book Return - West Olympia 1313 Cooper Point Road Southwest

Rainier Book Drop at Rainier City Hall 102 Rochester Street West, Rainier

Nisqually Tribal Library 4820 She-Nah-Num Dr SE; 360.456.5221

LEWIS COUNTY

Centralia Timberland Library 110 South Silver Street; 360.736.0183

Vernetta Smith Chehalis Timberland Library 400 North Market Boulevard; 360.748.3301

Mountain View Timberland Library (Randle) 210 Silverbrook Road; 360.497.2665

Packwood Timberland Library 109 West Main Street; 360.494.5111

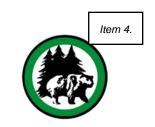
Salkum Timberland Library 2480 US Hghway 12; 360.985.2148

Winlock Timberland Library 322 Northeast 1st Street; 360.785.3461

Morton Centralia College East Kiosk 701 Airport Way; 360.496.5022

Toledo Community Library Kiosk 241 Cowlitz Street; 360.864.4247

As a convenience to you, most checked out items can be returned to any TRL book returns. A few specifically labeled items need to be returned to their original location.



City of McCleary

STAFF REPORT

To:	Mayor Orffer and City Council	
From:	Kevin Trewhella	
Date:	July 1, 2021	
Department:	Water and Wastewater	

Water and Wastewater treatment Plants are operating excellently.

The Department of Ecology has put as part of our Permit that during the warm parts of the year we keep the Effluent from the WWTP below 20 degrees Celsius.

To keep that temperature below 20 C we have a chiller. That chiller is now 17 years old. It is coming to the end of its life expectancy.

On another note, I would like to thank Todd Baun for his years of service for the City of McCleary. He will be missed. I wish him great fortune in whatever he does in the future.

Have a great week!

Kevin Trewhella

AN ORDINANCE OF THE CITY OF MCCLEARY, WASHINGTON, RELATING TO LAND USE AND DEVELOPMENT, ADOPTING A SIX-MONTH MORATORIUM ON ANY PROPERTY DEVELOPMENT WITHIN INDUSTRIAL ZONED, C-2 COMMERCIAL ZONED, R-3 MANUFACTURED HOMES, AND R-1 FAMILY RESIDENTIAL ZONED AREAS ON PROPERTIES GENERALLY LOCATED IN THE WILDCAT CREEK AQUIFER AND CITY WELLHEAD PROTECTED AREAS, WITH ATTENDANT MORATORIUM ON THE FILING AND ACCEPTANCE OF DEVELOPMENT APPLICATIONS FOR, AND THE LOCATION OF, AND ISSUANCE OF PERMITS AND APPROVALS FOR, ANY DEVELOPMENT ON PROPERTIES THEREIN; DIRECTING REVIEW AND CONSIDERATION OF ALLOWED DEVELOPMENT AND USES IN THE WILDCAT CREEK AQUIFER AREA AND CITY WELLHEAD PROTECTED AREAS; PROVIDING THAT THE MORATORIUM SHALL BE IN EFFECT FOR SIX MONTHS, THROUGH JANUARY 12, 2023.

WHEREAS, RCW 35A.63.220 and other applicable statutes and laws, authorize the City Council to impose a moratorium upon development applications for properties, including, but not limited to, applications for division of land and for building permits; and

WHEREAS, RCW 35A.63.220 provides that a City Council may impose such a moratorium without holding a prior public hearing, provided that a public hearing is held within sixty (60) days of the passage of the moratorium; and

WHEREAS, as a result of the continuing development within the Wildcat Creek Aquifer and the City Wellhead Area (hereinafter "Protected Areas"), the City Council wishes to declare a moratorium on the filing or processing, applications for division of lands, (including by way of example and not limitation, platting requests), or for land use or development (including by way of example and not limitation, rezones, conditional uses, variances, or building permits), or applications of any kind or nature that would result in any vesting of development, zoning, or similar rights, as that is provided under the laws of this State, for those lands located within the area outlined on attachment "A" to this Ordinance for a period of six months following the passage of this Ordinance, pursuant to the provisions and limitations of applicable law; and

WHEREAS, when deemed necessary and appropriate, and subject to certain limitations, the City, as a City organized under the provisions of Title 35A of the Revised Code of Washington, has the authority, pursuant to RCW 35A.63.220, and other applicable statutes and laws, to impose a moratorium upon development applications for properties, including, but not limited to, applications for the division of land and for building permits; and

WHEREAS, the Council was provided with information which indicates to them that the imposition of a moratorium is necessary and appropriate for those properties described upon the attachment A; and

WHEREAS, the information provided and the agreements include questions as to the appropriateness of development and utilization of said Protected Areas, the steps necessary to

identify and protect any environmentally sensitive areas, and the propriety of further development and utilization of said Protected Areas; and

WHEREAS, the City continues to be engaged in an environmental review of the Protected Areas and the risk of a serious and continuing pattern of development in the Protected Areas to the City water supply; and

WHEREAS, the City anticipates reviewing any final reports as prepared by the City's staff so as to determine more fully the propriety of development and building upon the property described in Attachment A.

WHEREAS, the City desires to impose an immediate six-month moratorium on the acceptance of development applications for any "development" as defined in McCleary Municipal Code or "permit" as defined in McCleary Municipal Code, for any property within the Protected Area as described in Attachment A;

NOW, THEREFORE, the City Council of the City of McCleary, Washington, does hereby ordain as follows:

Section 1. The City Council finds upon the basis of the previously submitted and current written materials and testimony as follows:

- a. It would be beneficial to the proper development of properties located within the Protected Areas described on Attachment "A" to this Ordinance for the City to authorize the performance of appropriate analysis and study as to the proper development of said properties, such studies will be beneficial to the City of McCleary and its residents, including those who may now or hereafter occupy those properties, subject to this moratorium.
- b. It would be beneficial to the owners of said property and to the residents of the City for the City, in cooperation with said property owners, City residents, and other agencies working on behalf of the City, to develop a more specific plan for the development of said properties.
- c. If individual development proposals on the property described above are allowed to be filed and processed without prior planning taking place, such filing and processing could lead to development and land uses which would neither be consistent with the goals, policies, or recommendations of the Comprehensive Plan, as now existing or hereafter amended, nor facilitate the efficient, effective, integrated and optimum development potential of the land located within the City of McCleary.
- d. The properties located within the area designated on Attachment "A" to this Ordinance, have been identified as areas of the City of McCleary that may be critical to the protection of the City of McCleary aquifer.
- f. If the owners of individual parcels of property within the area described above are allowed to file for, and the City commenced the processing of development proposals or building permits without aquifer protection planning first taking place and being adopted by the City, such development may have a substantially negative impact on the properties themselves, as well as remaining properties within the area and upon the economic development of the City in general.

- g. It is necessary for a coordinated plan for development, taking into account the protection of the City water supply and other planning elements to be developed through the joint efforts of the City and the property owners within the area described above.
- h. A temporary prohibition against the acceptance by the City of development applications, including, but not limited to, applications for the division of land and for building permits for said properties, will not unreasonably detrimentally affect said properties.
- i. Steps are currently underway to determine the environmental review of a permanent solution and long-term protection of the Protected Areas with the aid of State and or Federal authorities.
- k. A time period of six months is an appropriate time during which updating of the Comprehensive Plan may occur, review of zoning classifications be undertaken, further progress made on the environmental impact statement for the long-term solution to aquifer protection, a master plan can be developed and proposed to the City Council for adoption, and other analysis and studies can be completed.
- Section 2. The City Mayor or his designee is authorized and directed to continue to undertake the development of a proposed program of studies and analysis for further study by the Washington State Department of Ecology and others on aquifer protection and the scoping of such a study to achieve the goals set forth in the prior sections for those properties outlined in attachment "A" to this Ordinance and submit his suggestions to the City Council.
- Section 3. The City of McCleary hereby imposes an immediate six-month moratorium of all applications for division of lands, (including by way of example and not limitation, platting requests), or for land use or development (including by way of example and not limitation, rezones, conditional uses, variances, or building permits), or applications of any kind or nature that would result in any vesting of development, zoning, or similar rights, as that is provided under the laws of this State, for those lands located within the area outlined on attachment "A" to this Ordinance.
- Section 4 The moratorium imposed by this Ordinance shall commence on the date of the adoption of this Ordinance. As long as the City holds a public hearing on the moratorium and adopts findings and conclusions in support of the moratorium (as contemplated by Section 7 herein), the moratorium shall not terminate until six (6) months after the date of adoption, or at the time all of the tasks described herein have been accomplished, whichever is sooner. The Council shall make the decision to terminate the moratorium by ordinance, and termination shall not otherwise be presumed to have occurred.
 - **Section 5.** This Ordinance shall not be codified in the McCleary Municipal Code.
 - **Section 6.** This Ordinance may be proposed and adopted upon one reading.
- Section 7. Pursuant to RCW 36.70A.390 and RCW 35A.63.220, the City Council shall hold a public hearing on this moratorium within sixty (60) days of its adoption, or before September 12, 2022 The Council shall hold this hearing on _______, 2022. Immediately after the public hearing, the City Council shall adopt findings of fact on the subject of this moratorium and either justify its continued imposition or cancel the moratorium.

Section 8. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 9. Without an immediate moratorium on the City's acceptance of development applications for property, such applications could become vested, leading to development that could be incompatible with the codes eventually adopted by the City. Therefore, the moratorium must be imposed as a measure to protect the public health, safety and welfare, and to prevent damage to the city public water supply stemming from the submission of a flood of applications to the City in an attempt to vest rights for an indefinite period of time. This Ordinance does not affect any existing vested rights, nor will it prohibit all development in the City, because those property owners with exempt applications/permits, those with previously obtained approvals for development or redevelopment may proceed with processing and development, as the case may be.

Section 10. This Ordinance shall be published by an approved summary consisting of the title.

Section 11. This Ordinance shall take effect upon the fifth day following the day of publication.

THIS ORDINANCE PASSED AND ADOPTED by the City Council of the City of McCleary, Washington, at a regular open public meeting on this 13th day of July, 2022.

ATTEST:	Chris Miller, Mayor
Ann-Marie Zuniga, City Clerk-Treasurer	
APPROVED AS TO FORM:	
Christopher John Coker, City Attorney	

Annex A

Properties by parcel number:

City of McCleary:

Simpson

GHDTF

TENELCO, INC.

2824 Old Hartford Road, Unit A, Lake Stevens, WA 98258 425-397-7770

June 16, 2022

City of McCleary 100 S. Third Street McCleary, WA 98557 kevint@cityofmccleary.com

Re: Transportation and Land Application of Biosolids Contract renewal.

The Service Contract for the Transportation and Land Application of Biosolids between Tenelco, Inc. and The City of McCleary dated September 1, 2021, remains in effect until August 31, 2022. Tenelco Is purposing a new 1-year contract with the minimum load of 25 tons, effective September 1, 2022

The December 2021 reported percentage increase of the Consumer Price Index (CPI) for the Seattle-Tacoma-Bellevue area for all Urban Wage Earners and Clerical Workers (CPI-W) is 7.6% Along with wages and the distance drivers travel is a deciding factor in our new price of 95.33 per wet ton.

We hope to continue working with you and regret any inconvenience this may cause. I have enclosed the revised contract, only the price and dates have changed.

Please sign below in acceptance and return to our office or contact Tenelco at 425-397-7770

Rick Eldredge

President

Tenelco, Inc.

te City of McC

Date

Services Contract For the Transportation and Land Application of Biosolids And Other Related Services

- **1. Parties.** The parties to this contract are City of McCleary (Generator), and Tenelco Inc. (Tenelco), a private corporation registered in the State of Washington (UBI 601 553 220) that provides Biosolids Horticultural Services. Tenelco operates a Beneficial Use Facility, as defined in WAC 173-308-080. Tenelco has the ability to perform land application of biosolids in a lawful manner in appropriate sites and has obtained all necessary permits to do so.
- 2. Biosolids Production and Use. The parties acknowledge and agree that:
 - The generator produces sewage sludge in the form of Class B biosolids (biosolids) as a by-product of its sanitary sewage treatment processes.
 - The generator desires that its biosolids be used beneficially as defined by WAC 173-350-100, i.e. in a manner that does not pose a threat to human health or the environment.
- **3.** Contract to Transport and Apply Biosolids Beneficially. In consideration of the mutual promises and covenants in this contract, and on the terms and conditions of this contract, Tenelco agrees to receive, transport, and perform beneficial land applications of the generators biosolids in compliance with federal, state, and local laws, rules, and regulations.
- **4. Scope of Services.** Tenelco will manage and operate the class B land application program for the Generator, including but not limited to compliance requirements with federal, state, and local laws, rules, and regulations necessary, therefore; all management activities will be coordinated through the following person:

Rick Eldredge 2824 Old Hartford Rd Unit A Lake Stevens, WA 98258 Phone 425-397-7770 Email: teri@tenelco.net

5. Tenelco's Services. With respect to any Class B biosolid

- **5. Tenelco's Services.** With respect to any Class B biosolids tendered by the Generator to Tenelco, Tenelco shall:
 - Take possession of and transport the biosolids to Tenelco facilities or other locations for beneficial use through land application of the biosolids, which may include use thereof on agricultural lands, generally in Eastern Washington as a nutrient-based soil amendment or compost ingredient;
 - Provide and furnish at Tenelco's cost and expense, all materials, machinery, equipment, tools, superintendence, labor, insurance and other accessories and services necessary to provide the beneficial use services in strict conformance with the conditions and prices stated in this contract;
 - Collect and test all necessary soil samples on application sites;
 - Provide information to complete all biosolids reports, annual or otherwise, related to the land application as required by any governing agency, including, but not limited to, the State of Washington Department of Ecology (DOE) and the United States Environmental Protection Agency (USEPA);

- Tenelco will maintain in good standing all applicable and necessary permits, licenses, and approvals of any federal, state, and local government, including and especially a permit to operate a Beneficial Use Facility from the Washington State Department of Ecology.
- Pay all costs for mobilization, demobilization, transportation, and application. This will
 include all cost associated to fuel, labor, repairs, maintenance, permit fees, insurance, and
 other associated costs.
- Tenelco will transport biosolids in trailers capable of hauling 25-29 wet tons.
- Prior to tender, the generator will test the tendered biosolids in accordance with testing procedures that are required by any applicable federal, state, and local law and regulations and provide Tenelco all information required by law or that otherwise necessary for Tenelco to use and manage application of the biosolids in a safe, consistent, and reliable manner. Such information may include test results that show on a dry ton basis, the level of trace metals and pathogens for which testing is required, the percent of solids by weight, and nitrogen content as expressed in terms of total Kjeldahl nitrogen (TKN), ammonium or ammonia and nitrates and nitrites, and a certification that the biosolids meet, at a minimum Class B standards and vector attraction reduction standards as set forth by DOE and USEPA.
- If for any reason the biosolids are tested and do not meet the minimum Class B standards and are deemed unsuitable for beneficial use and are loaded into a Tenelco trailer the Generator will be financially responsible for alternative methods of disposal.
- **6. Tender of Biosolids.** The Generator will regularly tender all of its biosolids that, at the sole discretion of the Generator, are intended for land application as defined in WAC 173-308-080 to Tenelco. The Generator shall not be required to tender any biosolids that are not intended for land application. With respect to any biosolids tendered by the Generator to Tenelco, the Generator shall:
 - Dewater the biosolids and properly and evenly load the biosolids into transport vehicles provided by Tenelco. The Generator shall use its best efforts to load the biosolids transport vehicles to maximum capacity. (See compensation section);
 - Ensure that, at the time of tender, the tendered biosolids meet federal, state, and local standards that govern biosolids, as they currently exist or are hereafter amended;
 - Generator will be responsible for any damages to Tenelco equipment during loading at their cost for repair.
- 7. Tenelco Warranties. Tenelco warrants and represents that it has sufficient facilities, equipment, and personnel, who are sufficiently trained, skilled, knowledgeable, and experienced to perform all functions that are reasonably necessary to lawfully and effectively transport biosolids, operate a beneficial use facility, and apply biosolids in a beneficial manner. Tenelco warrants that its equipment and facilities are and will be maintained in a safe condition, and that they are and will be fit for the particular purposes for which they are used or operated. Tenelco warrants that its personnel will work in a prudent and workmanlike manner. In addition, Tenelco warrants that it has a permit to operate a Beneficial Use Facility from the Washington State DOE, and that it shall maintain the permit in good standing. In the event Tenelco's permit is suspended or revoked for any reason without having other permitted options available for biosolids application, Tenelco shall notify the Generator within 48 hours of the time of suspension or revocation and the Generator shall have the option of terminating this Agreement immediately.

- **8. Initial Term and Renewal Term.** The initial term of this Agreement shall commence on Sept 1, 2022, through August 31, 2023 or job completion. This Agreement shall automatically terminate, without lito the Generator for breach or default for the termination, and without any recourse, remedy, or compensation to Tenelco.
- 9. Compensation for Services. The Generator shall pay Tenelco \$95.33 per wet ton for each scale ton of biosolids tendered by the Generator to Tenelco that Tenelco receives, transports, and beneficially applies pursuant to the provisions of this contract. A 25-ton minimum will be charged for any load transported. In the event fuel prices exceed \$4.00 per gallon a fuel surcharge of the excess cost over \$4.00 per gallon will be charged. In any instance where the Generator loads a transport vehicle with biosolids more than its rated maximum weight capacity, then the Generator may remove any excess biosolids, or pay any penalties that arise from the excess loading.
- 10. Billing. Tenelco shall provide to the Generator, a billing statement that details the services provided hereunder, including the amount of the Generator's biosolids transported by Tenelco during the billing period, relevant load documentation, and any other information that the Generator may reasonably require. Tenelco shall retain records of billing, costs, and other charges pertaining to the Generators account under this agreement for inspection by representatives of the Generator for a period of three (3) years after final payment. Copies of said records shall be made available upon request.
- 11. Payment. The Generator shall pay Tenelco the above identified compensation within 30 days after Tenelco provides an invoice for such services to the Generator. Any payment not made when due shall accrue interest at the rate of one (1%) percent per month or the highest rate permitted by applicable law, whichever is less.
- **12. Taxes.** Each party shall be responsible for the payment of all taxes of whatever nature and source; to the extent that each party is responsible of any such taxes pursuant to law.
- 13. Notices. All notices required under this contract shall be personally delivered or mailed by certified or registered mail, postage prepaid to the following address or to such other address as either party shall specify in written notice so given:

Tenelco Inc.:

Tenelco Inc.
Rick Eldredge President
2824 Old Hartford Rd Unit A
Lake Stevens, WA 98258
425-397-7770
teri@tenelco.net

Generator:

City of McCleary 100 S. Third Street McCleary, WA 98557 360-495-3217

kevin@cityof mccleary.com

- **14. Safety.** Tenelco shall comply with all applicable safety rules and regulations adopted by the United States Department of Labor Occupational Safety and Health Administration (OSHA) or the Industrial Commission of the State of Washington, whichever is more restrictive. The Generator assumes no duty to insure that Tenelco follows the safety rules and regulations.
- **15. Regulations, Orders and Conditions.** Tenelco shall comply with all applicable state, federal, or local laws, regulations, rules, or any other sources of authority, including, but not limited to, court orders, administrative rulings, the regulations in WAC 173-308 and 40 CFR Part 503, the conditions of any applicable beneficial use permit, and so forth.
- **16. Insurance.** Throughout the term of this agreement, Tenelco shall obtain and maintain sufficient levels of liability insurance for bodily injury, death and property damage, and any other insurance that is reasonably necessary to effectuate the purpose of this contract.
- 17. Assignment. Neither party shall voluntarily assign or otherwise transfer any of its rights, interests, or obligations in, to or under this contract without the prior written consent of the other party.
- **18.** Cumulative Rights. The rights and remedies of each party set forth in any provision of this contract are in addition to and do not in any way limit any other rights or remedies afforded to such party by law.19
- 19. Survival. The obligations of the parties under the provisions of this contract that may reasonably be interpreted or construed as surviving the completion, termination or cancellation of this contract shall survive the completion, termination, or cancellation of this agreement.

Tenelco Inc.	A ((/
Dated 6-21-22	by: Murlecce
	Rick Eldredge President
Dated	by:





AKTIVOV LLC

24919 SE 41st Dr Sammamish, Washington 98029 United States

> 425.245.3569 www.aktivov.com

BILL TO

City of McCleary WA

Todd Baun

360-470-9650

toddb@cityofmccleary.com

Invoice Number: MCCLEARY/2022/02

Invoice Date: May 18, 2022

Payment Due: June 20, 2022

Amount Due (USD): \$12,577.95

Items	Quantity	Price	Amount
GIS M Annual unlimited GIS Maintenance and Support - includes GIS data development and edits, ArcGIS Online management on your behalf, data conversion from CAD, GIS Layer maintenance and updates, GIS layers publish and management, incorporate GPS data collected by you, loading as-builts on assets or projects, unlimited cloud space (non-ESRI) etc.	1	\$11,550.00	\$11,550.00
		Subtotal:	\$11,550.00
		McClry22q2 8.9%:	\$1,027.95
		Total:	\$12,577.95
		Amount Due (USD):	\$12,577.95

AN ORDINANCE OF THE CITY OF MCCLEARY, WASHINGTON, RELATING TO LAND USE AND DEVELOPMENT, ADOPTING A SIX-MONTH MORATORIUM ON ANY PROPERTY DEVELOPMENT WITHIN INDUSTRIAL ZONED, C-2 COMMERCIAL ZONED, R-3 MANUFACTURED HOMES, AND R-1 FAMILY RESIDENTIAL ZONED AREAS ON PROPERTIES GENERALLY LOCATED IN THE WILDCAT CREEK AQUIFER AND CITY WELLHEAD PROTECTED AREAS, WITH ATTENDANT MORATORIUM ON THE FILING AND ACCEPTANCE OF DEVELOPMENT APPLICATIONS FOR, AND THE LOCATION OF, AND ISSUANCE OF PERMITS AND APPROVALS FOR, ANY DEVELOPMENT ON PROPERTIES THEREIN; DIRECTING REVIEW AND CONSIDERATION OF ALLOWED DEVELOPMENT AND USES IN THE WILDCAT CREEK AQUIFER AREA AND CITY WELLHEAD PROTECTED AREAS; PROVIDING THAT THE MORATORIUM SHALL BE IN EFFECT FOR SIX MONTHS, THROUGH JANUARY 12, 2023.

WHEREAS, RCW 35A.63.220 and other applicable statutes and laws, authorize the City Council to impose a moratorium upon development applications for properties, including, but not limited to, applications for division of land and for building permits; and

WHEREAS, RCW 35A.63.220 provides that a City Council may impose such a moratorium without holding a prior public hearing, provided that a public hearing is held within sixty (60) days of the passage of the moratorium; and

WHEREAS, as a result of the continuing development within the Wildcat Creek Aquifer and the City Wellhead Area (hereinafter "Protected Areas"), the City Council wishes to declare a moratorium on the filing or processing, applications for division of lands, (including by way of example and not limitation, platting requests), or for land use or development (including by way of example and not limitation, rezones, conditional uses, variances, or building permits), or applications of any kind or nature that would result in any vesting of development, zoning, or similar rights, as that is provided under the laws of this State, for those lands located within the area outlined on attachment "A" to this Ordinance for a period of six months following the passage of this Ordinance, pursuant to the provisions and limitations of applicable law; and

WHEREAS, when deemed necessary and appropriate, and subject to certain limitations, the City, as a City organized under the provisions of Title 35A of the Revised Code of Washington, has the authority, pursuant to RCW 35A.63.220, and other applicable statutes and laws, to impose a moratorium upon development applications for properties, including, but not limited to, applications for the division of land and for building permits; and

WHEREAS, the Council was provided with information which indicates to them that the imposition of a moratorium is necessary and appropriate for those properties described upon the attachment A; and

WHEREAS, the information provided and the agreements include questions as to the appropriateness of development and utilization of said Protected Areas, the steps necessary to

identify and protect any environmentally sensitive areas, and the propriety of further development and utilization of said Protected Areas; and

WHEREAS, the City continues to be engaged in an environmental review of the Protected Areas and the risk of a serious and continuing pattern of development in the Protected Areas to the City water supply; and

WHEREAS, the City anticipates reviewing any final reports as prepared by the City's staff so as to determine more fully the propriety of development and building upon the property described in Attachment A.

WHEREAS, the City desires to impose an immediate six-month moratorium on the acceptance of development applications for any "development" as defined in McCleary Municipal Code or "permit" as defined in McCleary Municipal Code, for any property within the Protected Area as described in Attachment A;

NOW, THEREFORE, the City Council of the City of McCleary, Washington, does hereby ordain as follows:

Section 1. The City Council finds upon the basis of the previously submitted and current written materials and testimony as follows:

- a. It would be beneficial to the proper development of properties located within the Protected Areas described on Attachment "A" to this Ordinance for the City to authorize the performance of appropriate analysis and study as to the proper development of said properties, such studies will be beneficial to the City of McCleary and its residents, including those who may now or hereafter occupy those properties, subject to this moratorium.
- b. It would be beneficial to the owners of said property and to the residents of the City for the City, in cooperation with said property owners, City residents, and other agencies working on behalf of the City, to develop a more specific plan for the development of said properties.
- c. If individual development proposals on the property described above are allowed to be filed and processed without prior planning taking place, such filing and processing could lead to development and land uses which would neither be consistent with the goals, policies, or recommendations of the Comprehensive Plan, as now existing or hereafter amended, nor facilitate the efficient, effective, integrated and optimum development potential of the land located within the City of McCleary.
- d. The properties located within the area designated on Attachment "A" to this Ordinance, have been identified as areas of the City of McCleary that may be critical to the protection of the City of McCleary aquifer.
- f. If the owners of individual parcels of property within the area described above are allowed to file for, and the City commenced the processing of development proposals or building permits without aquifer protection planning first taking place and being adopted by the City, such development may have a substantially negative impact on the properties themselves, as well as remaining properties within the area and upon the economic development of the City in general.

- g. It is necessary for a coordinated plan for development, taking into account the protection of the City water supply and other planning elements to be developed through the joint efforts of the City and the property owners within the area described above.
- h. A temporary prohibition against the acceptance by the City of development applications, including, but not limited to, applications for the division of land and for building permits for said properties, will not unreasonably detrimentally affect said properties.
- i. Steps are currently underway to determine the environmental review of a permanent solution and long-term protection of the Protected Areas with the aid of State and or Federal authorities.
- k. A time period of six months is an appropriate time during which updating of the Comprehensive Plan may occur, review of zoning classifications be undertaken, further progress made on the environmental impact statement for the long-term solution to aquifer protection, a master plan can be developed and proposed to the City Council for adoption, and other analysis and studies can be completed.
- Section 2. The City Mayor or his designee is authorized and directed to continue to undertake the development of a proposed program of studies and analysis for further study by the Washington State Department of Ecology and others on aquifer protection and the scoping of such a study to achieve the goals set forth in the prior sections for those properties outlined in attachment "A" to this Ordinance and submit his suggestions to the City Council.
- Section 3. The City of McCleary hereby imposes an immediate six-month moratorium of all applications for division of lands, (including by way of example and not limitation, platting requests), or for land use or development (including by way of example and not limitation, rezones, conditional uses, variances, or building permits), or applications of any kind or nature that would result in any vesting of development, zoning, or similar rights, as that is provided under the laws of this State, for those lands located within the area outlined on attachment "A" to this Ordinance.
- Section 4 The moratorium imposed by this Ordinance shall commence on the date of the adoption of this Ordinance. As long as the City holds a public hearing on the moratorium and adopts findings and conclusions in support of the moratorium (as contemplated by Section 7 herein), the moratorium shall not terminate until six (6) months after the date of adoption, or at the time all of the tasks described herein have been accomplished, whichever is sooner. The Council shall make the decision to terminate the moratorium by ordinance, and termination shall not otherwise be presumed to have occurred.
 - **Section 5.** This Ordinance shall not be codified in the McCleary Municipal Code.
 - **Section 6.** This Ordinance may be proposed and adopted upon one reading.
- Section 7. Pursuant to RCW 36.70A.390 and RCW 35A.63.220, the City Council shall hold a public hearing on this moratorium within sixty (60) days of its adoption, or before September 12, 2022 The Council shall hold this hearing on _______, 2022. Immediately after the public hearing, the City Council shall adopt findings of fact on the subject of this moratorium and either justify its continued imposition or cancel the moratorium.

Section 8. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 9. Without an immediate moratorium on the City's acceptance of development applications for property, such applications could become vested, leading to development that could be incompatible with the codes eventually adopted by the City. Therefore, the moratorium must be imposed as a measure to protect the public health, safety and welfare, and to prevent damage to the city public water supply stemming from the submission of a flood of applications to the City in an attempt to vest rights for an indefinite period of time. This Ordinance does not affect any existing vested rights, nor will it prohibit all development in the City, because those property owners with exempt applications/permits, those with previously obtained approvals for development or redevelopment may proceed with processing and development, as the case may be.

Section 10. This Ordinance shall be published by an approved summary consisting of the title.

Section 11. This Ordinance shall take effect upon the fifth day following the day of publication.

THIS ORDINANCE PASSED AND ADOPTED by the City Council of the City of McCleary, Washington, at a regular open public meeting on this 13th day of July, 2022.

ATTEST:	Chris Miller, Mayor
Ann-Marie Zuniga, City Clerk-Treasurer	
APPROVED AS TO FORM:	
Christopher John Coker, City Attorney	

Item 9.

Annex A

Properties by parcel number:

City of McCleary:

Simpson

GHDTF