



Legislation Passed November 24, 2020

The Tacoma City Council, at its regular City Council meeting of November 24, 2020, 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. 40690

A resolution authorizing the execution of a Letter of Agreement with the International Brotherhood of Electrical Workers, Local 483, Water Division Unit, to create a new classification entitled Water Systems Operations Supervisor.
[Dylan Carlson, Senior Labor Relations Manager; Bill Fosbre, City Attorney]

Resolution No. 40691

A resolution authorizing the execution of a Letter of Agreement with the International Brotherhood of Electrical Workers, Local 483, Water Pollution Control Unit, regarding clarification of holiday pay for employees.
[Dylan Carlson, Senior Labor Relations Manager; Bill Fosbre, City Attorney]

Resolution No. 40692

A resolution authorizing the execution of a Collective Bargaining Agreement with the Teamsters Local Union No. 117, Tacoma Venues and Events Unit, consisting of 23 budgeted full-time equivalent positions, effective January 1, 2021, through December 31, 2021.
[Dylan Carlson, Senior Labor Relations Manager; Bill Fosbre, City Attorney]

Resolution No. 40693

A resolution updating the Planning and Development Services Financial Policy and Fee Schedule, to include the addition of a Fire Construction Permit Fee Section, effective January 1, 2021.
[Corey Newton, P.E., Site and Building Manager; Peter Huffman, Director, Planning and Development Services]

Resolution No. 40694

A resolution approving the General Government Fee Schedule for special and miscellaneous services, to include charges to the public for various departmental services.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Amended Resolution No. 40695

A resolution authorizing the execution of agreements with multiple vendors, in the amount of \$23,061,338, budgeted from a combination of various funds, to provide stability for providers and ensure continued essential services for the Tacoma community during the COVID-19 pandemic, effective January 1, 2021, through December 31, 2022.
[Linda Stewart, Director, Neighborhood and Community Services]

Amended Resolution No. 40696

A resolution directing the City Manager to consider the recommendations in the 2020 Comprehensive Police Staffing Study and upcoming Divertible Calls for Service Study when making staffing decisions for the Tacoma Police Department.

[Council Member McCarthy]

Resolution No. 40697

A resolution directing the City Manager to use the Down Payment and Foreclosure Assistance disparity study, to identify disparities or displacement that resulted in disproportionate homeownership and the inaccessibility of communities of color, and particularly Black communities, to build generational wealth; and to provide an update to the City Council within six months, and recommendations no later than August 2021, to include specific budget and policy recommendations to increase Black homeownership in Tacoma, including the potential consideration of dedicating a percentage of all down payment assistance funds to Black residents.

[Council Member Ushka]

Ordinance No. 28702

An ordinance amending Chapter 1.06 of the Municipal Code, relating to Administration; repealing Chapter 6B.50, relating to Ambulances, and reenacting as a new Chapter 3.11; renaming Title 3 from "Fire" to "Fire and Emergency Medical Services", and adding, amending, and repealing various chapters in Title 3, to modify outdated fee requirements, clarify and add language regarding emergency medical transport, and other administrative updates.

[Teresa Green, Fire Department Manager; Toryono Green, Fire Chief]

Substitute Ordinance No. 28703

An ordinance amending Chapter 12.09 of the Municipal Code, relating to Solid Waste, Recycling, and Hazardous Waste, to adjust the 2021 and 2022 rates and charges to include a 1.5 percent increase, effective January 1, 2021, a 2 percent increase, effective January 1, 2022, and a 5 percent increase in low income elderly and low income disabled discount, effective January 1, 2021.

[Michael P. Slevin III, P.E., Director, Environmental Services]

Ordinance No. 28704

An ordinance amending Chapter 12.08 of the Municipal Code, relating to Wastewater and Surface Water Management - Regulation and Rates, to adjust the 2021 and 2022 rates and charges to include a 1.5 percent increase, effective January 1, 2021, a 2 percent increase, effective January 1, 2022, and a 5 percent increase in the low income elderly and low income disabled discount, effective January 1, 2021.

[Michael P. Slevin III, P.E., Director, Environmental Services]

Ordinance No. 28705

An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.166, entitled "Prepaid residential service - Schedule PR", to allow for payment of electric service in advance of usage, effective January 1, 2021.

[Bill Berry, Rates, Planning, and Analysis Manager; Chris Robinson, Power Superintendent]

Ordinance No. 28706

An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.373, entitled "Electrofuel service pilot - Schedule EF", to allow for electrochemical production of low carbon-content fuels usable for transportation or electrical energy storage, effective April 1, 2021.

[Bill Berry, Rates, Planning, and Analysis Manager; Chris Robinson, Power Superintendent]

Ordinance No. 28707

An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.265, entitled "New large load service - Schedule NLL", to codify the rate to be charged to new large loads to be consistent with other rates, effective April 1, 2021, and April 1, 2022.

[Bill Berry, Rates, Planning, and Analysis Manager; Chris Robinson, Power Superintendent]

Ordinance No. 28708

An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new Section 12.06.372, entitled "Shore power - Schedule SP", to allow ships at the Port of Tacoma to use electric power instead of burning bunker fuel while in port, effective April 1, 2021, and April 1, 2022.

[Bill Berry, Rates, Planning, and Analysis Manager; Chris Robinson, Power Superintendent]

Ordinance No. 28709

An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, to add a new subsection "E", entitled "Customer-Owned Generation", to Section 12.06.215, entitled "General service - Schedule G", to compensate large customer-owned generators for the value of their excess energy, effective January 1, 2021.

[Bill Berry, Rates, Planning, and Analysis Manager; Chris Robinson, Power Superintendent]

Ordinance No. 28710

An ordinance amending Chapter 12.06 of the Municipal Code, relating to Electric Energy - Regulations and Rates, for two rate adjustments of 1.5 percent, effective April 1, 2021, and 2 percent, effective April 1, 2022; and amending Section 12.06.165, to adjust the definition for the threshold of maximum annual household income to qualify for the low-income senior and and/or low-income disabled discount residential service, and increase the amount of discount available for customers who qualify for that service, effective January 1, 2021.

[Bill Berry, Rates, Planning, and Analysis Manager; Chris Robinson, Power Superintendent]

Ordinance No. 28711

An ordinance amending Chapter 12.10 of the Municipal Code, relating to Water - Regulations and Rates, for two rate adjustments of 1.5 percent, effective January 1, 2021, and 2 percent, effective January 1, 2022.

[Jodi Collins, Assistant Water Division Manager; Scott Dewhirst, Water Superintendent]

Ordinance No. 28712

An ordinance amending Ordinance No. 20367, to redirect franchise fee revenues from the Special Revenue Fund, previously the Municipal Cable Television Program Fund, to the General Fund, to allow more flexibility in the use of private cable franchise fees.

[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Ordinance No. 28713

An ordinance authorizing an increase in the 2020 Ad Valorem general property tax revenue collection in terms of both dollars and percentage for the general property tax levy in 2021.

[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Ordinance No. 28714

An ordinance fixing the amount of the Ad Valorem tax levies necessary to identify the amount of the estimated revenues from property tax levies to match estimated expenditures for debt service and other funding requirements.

[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Ordinance No. 28715

An ordinance authorizing an increase for the 2021 Emergency Medical Services property tax levy in terms of both dollars and percentage.

[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Ordinance No. 28716

An ordinance fixing the amount of the Emergency Medical Services levy necessary to identify the amount of the estimated revenues from the property tax levy to match estimated expenditures for debt service and other funding requirements.

[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Substitute Ordinance No. 28717

An ordinance adopting the 2021-2026 Capital Facilities Program of the Comprehensive Plan, and adopting the 2021-2022 Capital Budget.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]

Substitute Amended Ordinance No. 28718

An ordinance adopting the 2021-2022 Biennial Operating Budget.
[Katie Johnston, Budget Officer; Andy Cherullo, Director, Finance]



RESOLUTION NO. 40690

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, Water Division
4 Unit to create a new classification entitled Water Systems Operations
5 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. 40370, adopted July 9, 2019, authorized the
10 execution of the three-year Collective Bargaining Agreement ("CBA") between the
11 City of Tacoma and the International Brotherhood of Electrical Workers, Local 483,
12 Water Division Unit ("Union"), on behalf of the employees represented by said
13 Union, and

14 WHEREAS the City and the Union have negotiated a Letter of Agreement
15 ("LOA") to the CBA which provides that following approval of the Public
16 Employment Relations Commission, the City will recognize the Union as the
17 bargaining representative, for the purposes of collective bargaining, for a
18 classification to be titled Water Systems Operations Supervisor (CSC 5069) and
19 which establishes the rate of pay for said classification, which will be designated as
20 hourly, and eligible for overtime pay, and

21 WHEREAS the LOA was considered and approved by the Public Utility
22 Board at its special meeting of November 18, 2020, and

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

Requested by Public Utility Board
Resolution No. U-11220



RESOLUTION NO. 40691

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, Water Pollution
Control Unit regarding clarification of holiday pay for employees.

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. 40573, adopted March 17, 2020, authorized the
9 execution of the three-year Collective Bargaining Agreement ("CBA") between the
10 City of Tacoma and the International Brotherhood of Electrical Workers, Local 483,
11 Water Pollution Control Unit ("Union"), on behalf of the employees represented by
12 said Union, and

13
14 WHEREAS the City and Union have negotiated a Letter of Agreement
15 ("LOA") to the CBA to provide that employees working on an actual holiday should
16 receive the appropriate holiday pay, rather than when the holiday is observed, and

17 WHEREAS it appears in the best interest of the City that the LOA negotiated
18 by said Union and the City be approved; Now, Therefore,
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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, Water Pollution Control 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. 40692

1 A RESOLUTION related to collective bargaining; authorizing the execution of a
2 one-year Collective Bargaining Agreement between the City and the
3 Teamsters Local Union No. 117, Tacoma Venues and Events Unit, effective
January 1, 2021, through December 31, 2021.

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

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8 WHEREAS this resolution allows for the execution of a one-year Collective
9 Bargaining Agreement ("CBA") between the City and the Teamsters Local Union
10 No. 117, Tacoma Venues and Events Unit ("Union"), on behalf of the employees
11 represented by said Union, and

12 WHEREAS the bargaining unit consists of approximately 23 budgeted,
13 full-time equivalent ("FTE") positions, and

14
15 WHEREAS the CBA maintains the current 2020 rates of pay for the term of
16 this agreement, and

17 WHEREAS other changes include: (1) modification of language in Article 5
18 regarding Union membership and dues, (2) modification of language in Article 13 to
19 allow up to three employees to serve on the Union negotiating committee, and
20 (3) clarification that employees who are subject to layoffs will be provided notice
21 consistent with City of Tacoma Policy 3.01 – Layoff of Permanent/Classified
22 Employees, and

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24 WHEREAS it appears in the best interests of the City that the CBA
25 negotiated by said Union and the City be approved; Now, Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to execute the one-year Collective Bargaining Agreement between the City and the Teamsters Local Union No. 117, Tacoma Venues and Events Unit, effective January 1, 2021, through December 31, 2021, 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



RESOLUTION NO. 40693

1 A RESOLUTION relating to permitting; updating the Planning and Development
2 Services Financial Policy and Fee Schedule, to include the addition of a Fire
3 Construction Permit Fee Section.

4 WHEREAS the Department of Planning and Development Services ("PDS"),
5 transitioned from a General Fund Department to a fee-for-service based Enterprise
6 Fund in 2010, and has since focused on providing effective, and fiscally
7 sustainable permit services, and

8 WHEREAS PDS proposed to modify and enhance the dedicated funds fee
9 structure through Ordinance No. 28701, which was considered by the City Council
10 on November 17, 2020, and proposes to adopt those changes into the PDS
11 Financial Policy and Fee Schedule along with a corresponding CPI-U fee
12 adjustment, and

13
14 WHEREAS if approved, the updated PDS Financial Policy and Fee
15 Schedule will go into effect on January 1, 2021, and

16
17 WHEREAS the updated PDS Fee Schedule also includes the addition of the
18 Fire Construction Permit Fee Section, and

19 WHEREAS periodic review and adjustments to fees are necessary for PDS
20 to provide effective and sustainable permit services, the proposed formal PDS
21 Financial Policy provides guidelines for monitoring the cost of services for permits,
22 and allows the administration to make necessary fee adjustments within the
23 guidelines of the PDS Financial Policy; Now, Therefore,
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BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TACOMA:

That the proper officers of the City are hereby authorized to implement the PDS Financial Policy and Fee Schedule, substantially in the form of the document attached to this Resolution.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



RESOLUTION NO. 40694

1 A RESOLUTION relating to fee schedule rates; approving the General
2 Government Fee Schedule for special and miscellaneous services to
include charges to the public for various departmental services.

3 WHEREAS various departments of the City's General Government
4 provide services to the public and charge the recipients the cost of such
5 services, and

6
7 WHEREAS the cost and description of such services are set forth in a
8 Fee Schedule, which was approved pursuant to prior resolutions and last
9 amended by Resolution No. 40166, adopted November 20, 2018, and

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11 WHEREAS the existing fee schedule rates are not current and need to
12 be adjusted accordingly; Now, Therefore,

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

14 That the City of Tacoma General Government Fee Schedule for special
15 and miscellaneous services, which includes charges to the public for various
16 departmental services and reflects the organization structure, attached hereto
17 as Exhibit "A" and by this reference fully incorporated herein, is hereby
18 approved by the City Council for use in accordance with the terms thereof by
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1 the General Government departments, and such Fee Schedule replaces and
2 supersedes the prior schedule adopted and last amended by
3 Resolution No. 40166.
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5 Adopted _____
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7 _____
8 Attest: Mayor
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11 City Clerk

12 Approved as to form:
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14 _____
15 Deputy City Attorney
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GENERAL GOVERNMENT FEE SCHEDULE

* Previous legislative history follows at the end of this document

This fee schedule summarizes special fees not otherwise provided for by ordinances of the City of Tacoma or statutes of the State of Washington. Copies of records and documents requested by the public are provided at cost of reproduction. The furnishing of records and documents is subject to RCW Chapter 42.56.

Auhtorized by Resolution No. 4016611/20/18

Ref. No.	Originating Department	Description of Service to be Furnished	Exemptions	Fee	Fee Collected By
1	City Attorney	City of Tacoma 3 X 5 Flags		Single-Reverse \$50.00 Double-Sided Nylon (outdoor) \$125.00 Double-Sided Nylon with Gold Fringe (indoor) \$125.00	City Clerk
2	City Attorney	Reproduction of City Council audio tapes		\$2/tape	City Clerk
3	City Manager/Media and Communications/ Cable Communications and Franchise Services	Candidates' statements for Video Voters' Pamphlet	Candidates meeting Auditor's determination of indigence	\$100 studio taping \$50 teleprompter \$50 replay of Primary for General Election	CMO/Media and Communications
4	City Manager/Media and Communications/ Cable Communications and Franchise Services	<u>Platinum</u> – Exclusive Program Sponsor Monthly fee - 6 mo. min. Annual fee		\$1,000 \$12,000	Cable Communications and Franchise Services
		<u>Gold</u> – Exclusive Program Sponsor Monthly fee - 6 mo. min. Annual fee		\$300 \$3,600	
		<u>Silver</u> – Exclusive Program Sponsor Monthly fee - 3 mo. min. Annual fee		\$100 \$1,200	
5	City Manager/Media and Communications/ Cable Communications and Franchise Services	DVD or Blu-Ray (up to 2 hours) - may not be used for commercial use.		\$20 each	CMO/Media and Communications
		BETA and HD XDCAM Dubs/Stock Fee, plus shot fee charge for non-profit/non-commercial use :		BETA stock \$15 each + shot fee. HD XDCAM stock \$25 each + shot fee.	
		Shot fee		\$20	
		BETA and HD XDCAM Dubs/Stock Fee, plus shot fee for use in for-profit productions :		\$100 flat rate Rush rates (less than 72 hour turn around) assessed at 150% of scheduled rate (BETA and HD XDCAM Dubs plus clip or shot fee).	
		Library Research Fee		Hourly staff rate including benefits times number of research hours.	

Ref. No.	Originating Department	Description of Service to be Furnished	Exemptions	Fee	Fee Collected By
6	Tacoma Venues & Events	Film production permit		Commercial Rate: \$100 Student Rate: \$50 All other fees required by Permitting Authority apply.	Tacoma Venues & Events
7	Tacoma Venues & Events	Non-profit; constitutionally protected **we do not conduct mailings for single block neighborhood block parties**		<p>Attendance</p> <p>50-250 ————— \$25 251-1,000 ————— \$50 1,001-10,000 — \$100 10,001-50,000 — \$250 >50,000 ————— \$500</p> <p>A 10% discount will be applied to all applications received more than 60 days prior to the event date. All other fees required by Permitting Authority apply.</p> <p>Base Permit Fee: \$50</p> <p>Mailing Distribution Fee: \$75 per block for each city block or partial city block impacted by the event. First city block included in the Base Permit Fee.</p> <p>Late Application Fee: 10% fee added to all applications received less than 60 days prior to the event.</p>	Planning & Development Services - Fee to be transferred to TVE after Collection
8	Tacoma Venues & Events	Special Events - Commercial		<p>Attendance</p> <p>50-250 ————— \$50 251-1,000 ————— \$100 1,001-10,000 — \$200 10,001-50,000 — \$500 >50,000 ————— \$1000</p> <p>A 10% discount will be applied to all applications received more than 60 days prior to the event date. All other fees required by Permitting Authority apply.</p> <p>Base Permit Fee: \$75</p> <p>Mailing Distribution Fee: \$100 per block for each city block or partial city block impacted by the event. First city block included in the Base Permit Fee.</p> <p>Late Application Fee: 10% fee added to all applications received less than 60 days prior to the event.</p>	Planning & Development Services - Fee to be transferred to TVE after Collection

Ref. No.	Originating Department	Description of Service to be Furnished	Exemptions	Fee	Fee Collected By
9	Finance	Biennial Budget	City departments, other governmental entities, banks holding bonds or performing in a trustee role for the City's indebtedness, rating agencies, and bondholders	\$40	Finance
10	Finance	Capital Facilities Program		\$60	Finance
11	Finance	Comprehensive Annual Financial Report (CAFR)	City departments, other governmental entities, banks holding bonds or performing in a trustee role for the City's indebtedness, rating agencies, and bondholders	\$50	Finance
12	Hearing Examiner	Reproduction of Hearing Examiner's tapes/CDs		\$2/Tape \$2/CD	Hearing Examiner
13	Office of Equity and Human Rights	Crime Free Housing Program Landlord Training class for properties outside the City of Tacoma city limits		\$50	Office of Equity and Human Rights
14	Office of Equity and Human Rights	Equity 101 Training for Community Members	City of Tacoma Staff Members	\$100 per person	Office of Equity and Human Rights
15	Planning and Development Services	Comprehensive Plan Amendments and Land Use Regulatory Code Revisions	A. Fee is not applicable to City of Tacoma general government departments except for the utilities B. Fee is not applicable to Neighborhood Councils or Business Districts with formal written approval submitted to the City by duly elected Board of Directors or community groups involved in ongoing, long-range, planning studies with the Planning and Development Services Department	\$1,400 per application	Planning and Development Services

Ref. No.	Originating Department	Description of Service to be Furnished	Exemptions	Fee	Fee Collected By
16	Planning and Development Services/Historic Preservation	Landmarks Commission Design Review	<p>A. Fees shall be charged only once per project and once fees have been paid no other fees shall be charged for subsequent reviews of the same project during that duration, except for projects that fall under 'B'</p> <p>B. New fees may be charged for subsequent applications for review if the previous application has been denied by a vote of the Landmarks Commission</p> <p>C. General Government-funded City projects are exempt</p>	<p><u>Flat Fees:</u></p> <p>A. Administrative Review Type 1: Permits that require historic preservation review but are appropriate for staff level review: \$60.</p> <p>B. Design Review, Minor Projects: Projects under \$5,000 in project value: \$175.</p> <p>C. Sliding Scale Fees:</p> <p>1 . Single Family: \$175 + \$25 per \$1000 of estimated project cost above \$5,000. Minimum fee per review is \$175 for residential. Maximum fee is \$500.</p> <p>2 . Commercial: under \$1 million in project value: \$30 per \$1,000, above \$5,000. Minimum fee is \$175. Maximum fee is \$2,000.</p> <p>3 . Major Commercial Projects (exceeding \$1 million in project value): \$3,000 + \$10 per additional \$10,000 of project value, to a maximum of \$4,000.</p>	Planning and Development Services
17	Planning and Development Services/Historic Preservation	Review fee for the demolition of properties listed on the Tacoma Register of Historic Places or contributing properties in local historic special review districts	<p>A. Demolitions of garages and other accessory structures in the North Slope Historic Special Review District are exempt from demolition fees for garage demolitions</p> <p>B. Demolition of noncontributing buildings and structures in local special review historic districts</p> <p>C. General Government funded City Departments and agencies of the Federal</p>	\$1,500 per application	Planning and Development Services
18	Planning and Development Services/Historic Preservation	Review of nominations to the Tacoma Register of Historic Places	Nominations initiated by Neighborhood Councils or the City (including City Council Members)	\$100 flat fee	Planning and Development Services
19	Planning and Development Services/Historic Preservation	Review of Special Tax Valuation Applications		\$100 for single family projects; \$300 for commercial	Planning and Development Services
20	Police	Testimony of officer in civil court case	Discretionary waiver by Chief of Police for exceptional cases, [i.e., attorneys acting pro bono (without payment)]	Same as Item 22 with a two (2) hour minimum charge	TPD Budget & Finance
21	Police	Service of process	Court-determined indigents	<p>Service per person \$12</p> <p>Return services \$10</p> <p>Mileage \$.50/mile round trip</p>	TPD Budget & Finance

Ref. No.	Originating Department	Description of Service to be Furnished	Exemptions	Fee	Fee Collected By
22	Police	Tacoma Police Range Use		<p>8 a.m. to 6 p.m. (Monday – Friday): \$60/hour</p> <p>8 a.m. to 6 p.m. (Monday – Friday): \$65/hour</p> <p>6 p.m. to 10 p.m. (Monday – Friday) and 8 a.m. to 10 p.m. Saturday & Sunday: \$120/hour</p> <p>4-hour Minimum for all range reservations.</p> <p>\$240 Range Reservation Cancellation Fee if range reservation is cancelled within 14 days of the reservation.</p> <p>\$120 Range Reservation Cancellation Fee if range reservation is cancelled within 14 to 28 days of the reservation.</p>	TPD Budget & Finance
23	Police	<p>Civil interviews, on-duty, off-duty or first day off, one (1) hour minimum charge for all occurrences. If inter-views occur on or beyond an officer's second day off, there will be a two (2) hour minimum charge. First hour's fee must be paid in advance.</p> <p>Police Chief</p> <p>Assistant Chief</p> <p>Captain</p> <p>Lieutenant</p> <p>Sergeant</p> <p>Detective</p> <p>Police Officer Specialist</p> <p>Police Officer</p> <p>Forensic Supervisor</p> <p>Forensic Specialist</p> <p>Latent Print Examiner</p> <p>Crime Scene Technician</p>	<p>Discretionary waiver by Chief of Police for exceptional cases, [i.e., attorneys acting pro bono (without payment)]</p>	<p>\$180 (\$160 per additional hour)</p> <p>\$169 (\$143 per additional hour)</p> <p>\$135 (\$128 per additional hour)</p> <p>\$118 (\$113 per additional hour)</p> <p>\$96 (\$92 per additional hour)</p> <p>\$85 (\$81 per additional hour)</p> <p>\$85 (\$81 per additional hour)</p> <p>\$78 (\$73 per additional hour)</p> <p>\$89 (\$77 per additional hour)</p> <p>\$77 (\$65 per additional hour)</p> <p>\$85 (\$71 per additional hour)</p> <p>\$77 (\$58 per additional hour)</p>	TPD Budget & Finance
24	Police	<p>Special Events, off-duty three (3) hour minimum</p> <p>Police Officer</p> <p>Supervisor</p> <p>Commander</p>	<p>City-sponsored events that have such a provision in a written agreement; Events put on by the City</p>	<p>\$75/hour</p> <p>\$85/hour</p> <p>\$95/hour</p>	TPD Budget & Finance
25	Public Works/ Facilities Management	Preparation of deeds and easements Management		\$400	Facilities
	Public Works/ Facilities Management	Release of easements		\$400	Facilities
	Public Works/ Facilities Management	Processing of permits to use City Real property		\$400	Facilities
	Various General Government Departments	Printed address labels on computer labels		\$.01/label	Various General Government Departments

Ref. No.	Originating Department	Description of Service to be Furnished	Exemptions	Fee	Fee Collected By
26	City Manager/Public Records Office	Production of public records requested under the Washington State Public Records Act (Chapter 42.56 RCW)*	No fee will be charged if, in the determination of the Public Records Officer, the cost of processing and collecting the fee exceeds the authorized fee amount.	<p>A. \$0.15 per page for photocopies of public records, printed copies of electronic public records when requested by the person requesting records, or for the use by requester of City equipment to photocopy public records.</p> <p>B. \$ 0.10 per page for public records scanned into an electronic format or for the use by requester of City equipment to scan the records.</p> <p>C. \$0.05 per each four electronic files or attachment uploaded to email, cloud-based data storage service, or other means of electronic delivery.</p> <p>D. \$0.10 per gigabyte for the transmission of public records in an electronic format or for the use by requester of City equipment to send the records electronically. The City shall take reasonable steps to provide the records in the most efficient manner available to the City in its normal operations.</p> <p>E. The actual cost of any digital storage media or device provided by the City, the actual cost of any container or envelope used to mail the copies to the requestor, and the actual postage or delivery charge.</p> <p>F. The above fees may be combined to the extent that more than one type of charge applies to records produced in response to a particular request.</p>	Public Records Office
27	City Manager/Public Records Office	Production of public records requested under the Washington State Public Records Act (Chapter 42.56 RCW)* for Body Worn Camera Footage		The City intends to charge requestors at the rate of \$0.49 per minute of Public Disclosure Analysts time to redact body camera videos. The City Will Charge Redaction Costs Based on Actual Redaction Time. This amount does not include benefits paid to the Disclosure Analysts or other overhead costs.	Public Records Office
28	Fire	Above-ground Tank Permit		\$371 per tank	TFD
29	Fire	Underground Tank Installation Permit		\$371 per tank	TFD

Ref. No.	Originating Department	Description of Service to be Furnished	Exemptions	Fee	Fee Collected By
30	Fire	Underground Tank Removal or Decommissioning		\$315 per site; \$138 for residential fuel tanks with capacity of less than 1,100 gallons	TFD
31	Fire	Liquid Petroleum Gas "LPG" Tank Permit		\$140 for tanks with 125-gallon capacity or less; \$315 for all other permanent and temporary installations above 125-gallon capacity	TFD
32	Fire	Assembly Permit-Annual		\$280	TFD
33	Fire	Assembly Temporary Special Event Permit		\$280 operating a fair, carnival, outdoor concert, festival, or other event with groups of 100 people or more gather	TFD
34	Fire	Bonfire Permit - outdoor fire with a fuel diameter greater than 3 feet and a height greater than 2 feet		\$140	TFD
35	Fire	Indoor and Outdoor Booth-Assembly Permit		Number of Booths: \$70 for 1-10; \$140 for 11-20; \$280 for 21-30; \$420 for 31-50; \$560 for 51 or more	TFD
36	Fire	LPG or Natural Gas Use in Assembly Occupancy-Temporary Use		\$175	TFD
37	Fire	LPG Outdoor Assembly-Temporary Use		Number of Users: \$70 for 1-10; \$140 for 11-20; \$280 for 21-30; \$420 for 31-50; \$560 for 51 or more	TFD
38	Fire	Open Flame in Assembly Permit - open flame entertainment, Fire Acts, etc.		\$280	TFD
39		Tents, Canopies, and Membrane Structures Permit - structures over 200 sq. ft. and canopies over 400 sq. ft.		\$280	TFD
40	Fire	Hazardous Materials Permit - Annual - storing, using, or handling in quantities greater than allowed in the IFC	A marine terminal with an Annual Marine Terminal Permit shall not pay this fee.	\$280 per hazardous material by UN Hazard Class	TFD
41	Fire	Hazardous Waste Facility Permit-Annual - storing, using, or handling		\$953	TFD
42	Fire	Special Hazardous Material Permit		\$420 per event	TFD
43	Fire	Application of Flammable Finishes Permit		\$204 annually	TFD
44	Fire	Pyrotechnic Display Permit		\$306 for initial fee; additional fees per hour if fire watch inspector exceeds two hours	TFD
45	Fire	Hot Work Permit - operations including brazing, torch cutting, grinding or electric welding		\$280	TFD
46	Fire	Roofing Operations Permit - open flame for torching down roofing materials or hot tar tanks or kettles		\$280	TFD

Ref. No.	Originating Department	Description of Service to be Furnished	Exemptions	Fee	Fee Collected By
47	Fire	Marine Terminal Permit-Annual - Marine terminal that stores or handles one or more hazardous materials		\$2,802	TFD
48	Fire	Marine Fuel Transfer Permit-Annual		\$280	TFD
49	Fire	Shore to Ship Refueling Permit-Annual		\$351	TFD
50	Fire	Mobile Fueling Site Permit		\$280	TFD
51	Fire	Mobile Fueling Company Permit		\$280; Additional \$102 fee for companies requiring vehicle inspections outside the City of Tacoma	TFD
52	Fire	Advisory Inspection With Written Report		\$280	TFD
53	Fire	Advisory Inspection With No Written Report		\$140	TFD
54	Fire	Federal- or State-Mandated Inspection		\$102	TFD
55	Fire	Alternate Method Review Fee		\$351 for initial fee; additional fee when more than 4 hours of work is performed based on hourly rate of staff time and hours worked	TFD
56	Fire	Re-test Fee for Fire Protections System Acceptance Testing		\$238 per participating staff or the hourly rate of staff multiplied by the hours worked	TFD
57	Fire	Off Duty Hours Inspection Fee - performed outside regular business hours between 7 A.M. and 5 P.M. PST		\$280 per participating staff member four 2 hours or less; \$140 per participating staff member for each additional half-hour beyond 2 hours	TFD
58	Fire	Re-Inspection Fee - Performing an inspection after three inspections with noncompliance as the result		\$210	TFD
59	Fire	Late Fee for Annual Fire Protection System ("FPS") Confidence Test Reports		\$280 for initial fee past 60 days; \$102 for each additional month	TFD
60	Fire	Failure to Monitor an FPS		\$336	TFD
61	Fire	Fire Department Application Review Inspection Fee		\$140	TFD
62	Fire	Public Documents of the Fire Department		\$0.15 per page / \$0.31 per double-sided page	TFD
63	Fire	Nonpublic Records of the Fire Department		\$185 per incident report	TFD
64	Fire	Employee Fire Emergency Procedures Training		\$10 per person	TFD
65	Fire	Fire Safety and Evacuation Planning Training		\$25 per person	TFD
66	Fire	Civil Interview, Trial and Deposition, and Declaration/Affidavit/Statement Fee Schedule		Please see TMC 3.09.040.P	TFD
67	Fire	City's Contractor Fees for Third-Party Inspection, Testing, and maintenance		\$25 per occurrence	TFD's Contractor

Ref. No.	Originating Department	Description of Service to be Furnished	Exemptions	Fee	Fee Collected By
68	Fire	Building Inspection Program Fees Occupancy Groups: 1 - Business, Mercantile, and Miscellaneous 2 - Assembly and Education 3 - Factory, Hazardous, Institutional, and Storage 4 - Residential			
		Base Inspection Fee by Building Area Square Feet		Occupancy Groups 1 2 3 4	
		0 – 1,500		\$ 45 \$102 \$152 \$ 45	TFD
		1,501 – 3,000		\$ 75 \$135 \$186 \$ 45	TFD
		3,001 – 5,000		\$108 \$166 \$219 \$ 45	TFD
		5,001 – 7,500		\$141 \$198 \$253 \$ 45	TFD
		7,501 – 10,000		\$171 \$230 \$286 \$ 45	TFD
		10,001 – 12,500		\$206 \$261 \$318 \$206	TFD
		12,501 – 15,000		\$237 \$291 \$350 \$206	TFD
		15,001 – 17,500		\$267 \$325 \$389 \$206	TFD
		17,501 – 20,000		\$298 \$357 \$420 \$206	TFD
		20,001 – 30,000		\$328 \$390 \$453 \$206	TFD
		30,001 – 40,000		\$362 \$422 \$487 \$362	TFD
		40,001 – 50,000		\$398 \$454 \$518 \$362	TFD
		50,001 – 60,000		\$428 \$486 \$551 \$362	TFD
		60,001 – 70,000		\$459 \$516 \$590 \$362	TFD
		70,001 – 100,000		\$491 \$546 \$622 \$362	TFD
		100,001 – 150,000		\$522 \$577 \$652 \$522	TFD
		150,001 – 200,000		\$558 \$615 \$688 \$522	TFD
		Over 200,000		\$591 \$646 \$719 \$522	TFD
		Additional Follow-Up Inspection Fees		\$181 per hour	TFD
		Inspection Fee Collection Procedure - delinquent accounts		Monthly fee of 1% per month of unpaid balance with a minimum of \$3	TFD
69	Fire	Non-emergent Lift Assistance at Licensed Care Facilities		\$850	TFD
70	Fire	False Alarm Fees - Penalty for signalling or transmitting a fire false alarm.		\$150 per each residential response \$250 per each commercial response	TFD
71	Fire	Patient Transport Rates		\$980 for Basic Life Support (BLS); \$1,220 for Advanced Life Support (ALS); \$20 per mile of transport	TFD

*The City finds that calculating the actual cost of copying, scanning, uploading and otherwise processing the records required to fulfill a public records request would be unduly

1. The City employs over 3000 employees. Because the City's methodology for satisfying public records requests includes each employee conducting a search for and processing

2. The City's Public Records Officer would be required to maintain a record of each employee who contributed to each part of a public records request and potentially charge different

3. The City's Public Records Office has limited staff and the response time to fulfill records requests may be delayed if it is required to calculate the actual costs of processing records



RESOLUTION NO. 40695

1 A RESOLUTION relating to human services; authorizing the execution of
2 agreements with multiple vendors, in the total amount of \$24,061,338,
3 budgeted from a combination of various funds, for the period of January 1,
4 2021, through December 31, 2022, to provide stability for providers and
5 ensure continued essential services for the Tacoma community during the
6 COVID-19 pandemic.

7 WHEREAS, in order to provide stability for providers and ensure continued
8 essential services for the Tacoma community during the COVID-19 pandemic, the
9 City's Neighborhood and Community Services ("NCS") Department notified
10 currently funded providers on March 17, 2020, that it would not require a
11 competitive process to receive funding for NCS contracted services in 2021, and

12 WHEREAS NCS staff has communicated frequently with currently funded
13 providers in order to assess their needs in response to COVID-19 pandemic
14 impacts and their ability to continue providing services, and

15 WHEREAS, after assessing provider needs and in anticipation of prolonged
16 pandemic impacts, NCS has determined that this approach would be carried
17 forward through the 2021-2022 biennium, and

18 WHEREAS, after conducting a review of currently funded contracts, NCS
19 staff presented the proposed 2021-2022 contract allocations to the Human Services
20 Commission ("HSC") at its meeting of November 4, 2020, and the HSC formally
21 approved presentation of the proposed recommendations to the Community Vitality
22 and Safety Committee ("Committee"), and

23 WHEREAS NCS staff presented the proposed funding allocations to the
24 Committee at its meeting of November 12, 2020, and the Committee recommended
25
26



that the proposed allocations be forwarded to the City Council for its consideration,
1 and

2 WHEREAS the proposed funding allocations support programming across a
3 diverse array of services, including aging and disability; community; homeless
4 outreach; homeless supportive services; housing and shelter; transformation and
5 equitable service delivery; violence reduction; wellness; and youth development,
6 and
7

8 WHEREAS these programs primarily target and serve underrepresented
9 communities, and the proposed allocations also include funding that will be
10 available in 2021 for providers that have never received funding for services in the
11 NCS portfolio, with an emphasis on programs that are serving Black, Indigenous
12 and Persons of Color ("BIPOC") individuals and communities, and
13

14 WHEREAS NCS will provide notice of funding availability to expand youth
15 violence intervention and prevention service delivery to provide more culturally
16 relevant approaches to decreasing youth and young adult violence; Now,
17 Therefore,
18

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

20 Section 1. That the proper officers of the City are hereby authorized to
21 enter into agreements with multiple vendors, in the total amount of \$24,061,338,
22 budgeted from a combination of various funds, for the period of January 1, 2021,
23 through December 31, 2022, to provide stability for providers and ensure continued
24 essential services for the Tacoma community during the COVID-19 pandemic, all
25 as more specifically set forth in the attached Exhibit "A."
26



1 Section 2. That the City Manager, or designee, is hereby authorized to take
2 and execute any additional measures or documents that may be necessary to
3 complete these transactions which are consistent with the approved form of the
4 documents referenced by this Resolution, and the intent of this Resolution.

5 Adopted _____
6

7 _____
8 Mayor

9 Attest:
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11 _____
12 City Clerk

13 Approved as to form:
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15 _____
16 Deputy City Attorney
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Exhibit "A"

2021-22 NCS Recommended Allocations by Agency

AGENCY	2021-2022 AMOUNT
A Common Voice	\$ 40,000
Affordable Housing and Treatment (AHAT)	\$ 45,001
Alzheimer Memorial Church	\$ 175,000
Asia Pacific Cultural Center	\$ 188,000
Associated Ministries	\$ 160,000
Boys and Girls Club of South Puget Sound	\$ 128,000
Castelee, Williams & Associates	\$ 60,000
Catholic Community Services	\$ 4,333,573
Colemon & Associates	\$ 60,000
Community Youth Services	\$ 250,000
Comprehensive Life Resources	\$ 2,413,871
Consejo Counseling	\$ 594,177
Dave Purchase Project	\$ 70,000
Emergency Food Network	\$ 95,000
Goodbye Graffiti	\$ 100,000
Greater Lakes	\$ 655,000
Hilltop Action Coalition	\$ 30,000
Hilltop Artists in Residence Program	\$ 40,000
Hopes and Dreams Foundation	\$ 40,000
Korean Women's Association	\$ 614,813
Living Access Support Alliance (LASA)	\$ 1,140,000
Leadership Foundations	\$ 60,000
Low Income Housing Institute (LIHI) - TEMS II	\$ 1,600,000
Making a Difference Foundation	\$ 125,000
Mercy Housing	\$ 40,000
Metropolitan Development Council	\$ 945,508
New Phoebe House Association	\$ 287,752
Nourish Pierce County	\$ 60,000
NW Furniture Bank	\$ 51,000
Peace Community Center	\$ 130,000
Pediatric Interim Care Center Inc.	\$ 140,000
Pierce County AIDS Foundation	\$ 206,000
Pierce County Alliance	\$ 183,887
Pierce County Juvenile Court	\$ 112,320
Pierce County Project Access	\$ 55,200

Pierce County/Crystal Judson Family Justice Center	\$ 840,000
Rainbow Center	\$ 50,000
Rebuilding Hope	\$ 106,000
Rentals and Utilities (Stability Site)	\$ 198,755
Safe Streets	\$ 172,292
Shared Housing	\$ 120,000
Sound Outreach	\$ 40,000
Sprague Pest Solution	\$ 4,000
St Leo's Food Connection	\$ 80,000
Tacoma Area Coalition of Individuals with Disabilities (TACID)	\$ 40,220
Tacoma Community House/REACH Center	\$ 298,800
Tacoma Housing Authority	\$ 337,038
Tacoma Public Schools	\$ 784,670
Tacoma Urban League	\$ 175,000
TeamChild	\$ 311,006
The Rescue Mission	\$ 1,904,840
The Salvation Army	\$ 75,835
Tacoma-Pierce County Health Department	\$ 2,251,580
United Site Services	\$ 400,000
United Way of Pierce County	\$ 50,000
Vadis	\$ 110,000
Valeo Vocation	\$ 160,000
YWCA Pierce County	\$ 322,200
Total	\$ 24,061,338



RESOLUTION NO. 40696

1 BY REQUEST OF COUNCIL MEMBER McCARTHY

2 A RESOLUTION directing the City Manager to consider the recommendations in
3 the 2020 Comprehensive Police Staffing Study and upcoming Divertible
4 Calls for Service Study when making staffing decisions for the Tacoma
Police Department.

5 WHEREAS, in early 2020, the City commissioned a Comprehensive Police
6 Staffing Study to provide an independent and objective assessment of the staffing
7 needs of the Tacoma Police Department ("TPD"), and
8

9 WHEREAS the City contracted with Matrix Consulting for this study, and the
10 report was provided to the City Council on May 25, 2020, and

11 WHEREAS the scope of the study was comprehensive, with a focus on
12 each function within the TPD, and the objectives were to analyze and provide
13 recommendations on the following:
14

- 15 • Current operations and services for all functions within the Police
16 Department, including analysis of workloads, service levels,
staffing, scheduling, and deployment;
- 17 • Comparison of current services and service levels to identify
18 areas of improvement needed to achieve efficiencies;
- 19 • Current staffing needs for all functions to handle law enforcement
20 workloads in the City based on a factual assessment of all
operations; and
- 21 • Operations management, examining current management
22 techniques, and identify opportunities for improvement based on
best practices in policing. Impacts on the collective bargaining
environment were also identified, where appropriate,

23 and

24 WHEREAS the City is in the process of scoping an Alternative Response
25 Study, which is anticipated to be completed by the first quarter of 2021, to
26



provide analysis and recommendations on the feasibility of alternative response to selected calls for services traditionally handled by police officers, but which could be handled by civilian responders, and

WHEREAS the Tacoma Alternative Response Study will examine the incidents which have involved police response and, working with the community and TPD, will evaluate the potential for alternative forms of response to roles involving (1) mental health crises; (2) homelessness; (3) other forms of crisis response; and (4) non-emergency, low-risk community requests for service, and

WHEREAS an examination of the potential alternatives may find that many of these situations will continue to require police officer response, either alone or in conjunction with other service providers (governmental or not-for-profit), and

WHEREAS the Comprehensive Police Staffing Study provides clarity to the City about the gaps in policing services to the community as a whole, and

WHEREAS the proposed Tacoma Alternative Response Study includes several methods of engagement, including a series of community and stakeholder meetings and a survey for TPD employees, to explore alternative staffing options while still working to close the gaps in the City's public safety response; Now, Therefore,



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

That the City Manager is hereby directed to consider the recommendations in the 2020 Comprehensive Police Staffing Study and upcoming Divertible Calls for Service Study, to consult that study where it makes sense when making staffing decisions for the Tacoma Police Department.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney



RESOLUTION NO. 40697

1 BY REQUEST OF MAYOR WOODARDS, DEPUTY MAYOR BLOCKER, AND
2 COUNCIL MEMBERS USHKA AND WALKER

3 A RESOLUTION directing the City Manager to use the Down Payment and
4 Foreclosure Assistance disparity study funded in the proposed 2021–2022
5 Biennial Budget to identify disparities caused by historic racism or
6 displacement caused by gentrification that resulted in disproportionate
7 homeownership and the inaccessibility of communities of color, and
8 particularly Black communities, to build generational wealth, and to provide
9 an update to the City Council within six months of this Resolution; and to
10 bring recommendations to the City Council, no later than August 2021, to
11 address identified disparities, including specific budget and policy
12 recommendations on how to leverage the study results to increase Black
13 homeownership in Tacoma, including the potential consideration of
14 dedicating a percentage of all down payment assistance funds to Black
15 residents in Tacoma.

16 WHEREAS, in June 2020, the City Council adopted Resolution No. 40622,
17 formally acknowledging that the City's existing systems have not adequately
18 served the needs of everyone in our community and, in particular, have not
19 adequately served the needs of Black community members and other community
20 members of color, and further affirmed the City's commitment to improving existing
21 systems for all community members, and

22 WHEREAS systemic racism is deeply rooted in our nation's housing market;
23 redlining and other forms of housing discrimination, going back to slavery, have
24 laid the foundation for a deeply unequal housing experience, and

25 WHEREAS owning a home can increase a family's financial security, but
26 Black people and other people of color significantly lag behind white people in
homeownership rates, a major factor contributing to the racial wealth gap, and



WHEREAS the homeownership gap remains as wide today as it was at the dawn of the 20th century; nationally, nearly 75 percent of white households own their homes, compared with just 44 percent of Black households, and

WHEREAS the City lags behind national numbers for home ownership, with an estimated 50.78 percent of its population owning a home, and there are huge disparities in which residents own the homes they live in, and

WHEREAS state and federal law limit how the City can target its programs based on race and ethnicity; however, the City has administered a race-neutral down payment assistance ("DPA") program, and

WHEREAS, in the 2021-2022 Biennial Budget, the Community and Economic Development Department ("CEDD") will expand and focus the City's Down Payment Assistance Program by developing and implementing a marketing strategy focused on creating wealth-building opportunities among the City's underserved populations, including Black, Indigenous, and People of Color ("BIPOC") households, and

WHEREAS CEDD will conduct a Down Payment and Foreclosure Assistance disparity study funded through Affordable Housing Trust Fund, to be completed in 2021, to determine whether its race-neutral programs are sufficient in addressing the impacts of racism on housing in Tacoma and to determine if the City meets legal requirements to create more specifically anti-racist programming, and

WHEREAS it is imperative that the City does more than study this issue, and commits to taking action on the information gathered in this research, and



WHEREAS the City Manager is directed to use the disparity study to identify
disparities caused by historic racism resulting in disproportionate homeownership
and the inaccessibility of communities of color, and particularly Black communities,
to build generational wealth, and to provide an update and recommendations to the
City Council on how the City can redesign its housing programs to address historic
inequities creating financial racial disparities in the City of Tacoma; Now,
Therefore,

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

Section 1. That the City Manager is hereby directed to use the Down
Payment and Foreclosure Assistance disparity study funded in the proposed
2021-2022 Biennial Budget to identify disparities caused by historic racism or
displacement caused by gentrification that resulted in disproportionate
homeownership and the inaccessibility of communities of color, and particularly
Black communities, to build generational wealth, and to provide an update to the
City Council within six months of this Resolution.

Section 2. That the City Manager is further directed to bring
recommendations to the City Council, no later than August 2021, to address
disparities identified by the study outlined in Section 1 above, to include specific
budget and policy recommendations on how to leverage the results to increase
Black homeownership in Tacoma, including the potential consideration of
dedicating a percentage of all down payment assistance funds to Black residents in
Tacoma.



Section 3. While City administration and the Council may choose to action
on certain reforms or interim changes, the City Manager shall provide the results of
the study and any substantive proposed policy decisions to the Core Coordinating
Team for the Heal the Heart of Tacoma Committee initiative for input on proposed
policy in advance of or concurrent to bringing recommendations to City Council.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

City Attorney



ORDINANCE NO. 28702

1 AN ORDINANCE relating to Tacoma Municipal Code; amending Chapter 1.06 of
2 the Municipal Code, relating to Administration; repealing Chapter 6B.50,
3 relating to Ambulances, and reenacting as a new Chapter 3.11; renaming
4 Title 3 from "Fire" to "Fire and Emergency Medical Services," and adding,
5 amending, and repealing various chapters in Title 3, to modify outdated
6 fee requirements, clarify and add language regarding emergency medical
7 transport, and other administrative updates.

8 WHEREAS an administrative review of the Tacoma Municipal Code's
9 ("TMC") sections on fire and emergency medical services ("EMS") showed a
10 need to update and provide clearer information regarding services provided by
11 the department, align language with current administrative processes, and
12 move fees into the City's General Miscellaneous Fee Schedule, and

13 WHEREAS the City is proposing to rename Title 3 from "Fire" to "Fire
14 and Emergency Medical Services" to better represent the work of the
15 department and promulgate all information regarding fire and EMS into one
16 location, and

17 WHEREAS this proposal would repeal Chapter 6B.50, relating to
18 Ambulances, and move it out of the Tax and License Code and into a new
19 Chapter 3.11 in the Fire and Emergency Services Code, and

20 WHEREAS edits would also provide additional clarity regarding the City's
21 EMS levy and how that levy applies to emergency medical transport; Now,
22 Therefore,
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BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 1.06 of the Tacoma Municipal Code ("TMC") is hereby amended as set forth in the attached Exhibit "A."

Section 2. That the title, and various chapters in Title 3 are hereby added, amended, or repealed, as set forth in the attached Exhibit "B" to modify outdated fee requirements, clarify and add language regarding emergency medical transport, and other administrative updates.

Section 3. That Chapter 6B.50, relating to Ambulances, is hereby repealed as set forth in the attached Exhibit "C."

Section 4. 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 1.06

ADMINISTRATION

* * *

1.06.360 Fire Department.¹

The Fire Department, under the supervision of the Fire Chief, shall: (1) prevent and extinguish fires; (2) protect life and property against loss from fire; (3) remove and control fire hazards; (4) enforce laws and ordinances relating to fires and fire hazards; (5) maintain proper records of fire hazards and fires and matters pertaining thereto; (6) maintain an adequate service training program; (7) maintain an adequate fire alarm system and radio communication system, to be coordinated with a similar system within the Police Department; (8) perform all duties and make all reports required of the Harbormaster; (9) provide emergency medical and medical transportation services; and (109) to perform such other duties as the City Manager may require.

The Fire Chief shall have control of the assignment of all members of the force and the direction of fire work within the City. The Fire Chief shall have all powers provided by Charter, State law and ordinance, relative to the protecting of persons and property from fire hazards, including those powers relating to the demolition of property. The Fire Chief shall be responsible for the construction, repair and maintenance of all facilities of the fire signal and communication system, providing that the City Manager may combine and consolidate the construction, repair and maintenance of all facilities of the fire and police signal and communications systems, including traffic lights and other electrically operated signals and warnings.

* * *

¹ See also Chapter 3.013-04.

EXHIBIT “B”
TITLE 3
FIRE AND EMERGENCY MEDICAL SERVICES

Chapters:

Chapter 3.01	General Provisions	
Chapter 3.02	Fire Prevention Code	Error! Bookmark not defined.
Chapter 3.03	Piers and Wharves	Error! Bookmark not defined.
Chapter 3.04	Fire Department	17
Chapter 3.05	<i>Repealed</i>	Error! Bookmark not defined.
Chapter 3.06	Alarm System	Error! Bookmark not defined.
Chapter 3.07	First Aid and Life-Saving Requirements at Retirement	
	Apartment Complexes	25
Chapter 3.08	Assessment of Fees on Hazardous Chemicals Reported Under EPCRA	27
Chapter 3.09	Fire Code Permits and Fees	Error! Bookmark not defined.
Chapter 3.10	Mobile Fueling Operating and Permitting Requirements	Error! Bookmark not defined.
	defined.	
Chapter 3.11	Emergency Medical Transportation	
Chapter 3.12	Fireworks	Error! Bookmark not defined.

CHAPTER 3.01
GENERAL PROVISIONS

Sections:

<u>3.01.010</u>	<u>Purpose.</u>
<u>3.01.020</u>	<u>Definitions.</u>
<u>3.01.030</u>	<u>Organization of the Department.</u>
<u>3.01.040</u>	<u>Duties of the Fire Chief.</u>
<u>3.01.050</u>	<u>Oath of Member.</u>
<u>3.01.060</u>	<u>Commanding Assistance.</u>
<u>3.01.070</u>	<u>Vicinity of Fire – Authority to Keep Area Clear.</u>
<u>3.01.080</u>	<u>Removal of Property.</u>
<u>3.01.090</u>	<u>Enforcement of Fire Code.</u>
<u>3.01.100</u>	<u>Fee Adjustments.</u>
<u>3.01.110</u>	<u>Waiver to Fees.</u>
<u>3.01.120</u>	<u>Violation – Penalty.</u>

3.01.010 Purpose.

This chapter provides for consistent administration of the City’s Fire & Emergency Medical Services, and related fees, fines, and permits.

3.01.020 Definitions.

For the purpose of this chapter, the following definitions shall apply:

“Chief of the Tacoma Fire Department” or “Fire Chief” means the individual responsible for the management, direction, and control of the City of Tacoma Fire Department.

“Department” means the Tacoma Fire Department unless otherwise addressed.

“Emergency Management” means the preparations for and the carrying out of all emergency functions, other than functions for which the military forces are primarily responsible, to mitigate, prepare for, respond to and recover from emergencies and

disasters, and to aid victims suffering from injury or damage resulting from disasters caused by all hazards, whether natural or man-made, and to provide support for search and rescue operations for persons and property in distress.

"Emergency medical services ("EMS")" means medical treatment and care which may be rendered at the scene of any medical emergency or while transporting any patient in an ambulance to an appropriate medical facility, not to include ambulance transportation involving patient care for which paramedics are not qualified.

"Emergency" or "Disaster" means an event or set of circumstances which: (a) Demands immediate action to preserve public health, protect life, protect public property, or to provide relief to any stricken neighborhood overtaken by such occurrences, or (b) reaches such a dimension or degree of destructiveness as to warrant the City Council proclaiming the existence of a disaster or the Governor declaring a state of emergency in accordance with appropriate local and state statute.

"Fee Schedule" means the General Government schedule of special and miscellaneous fees passed by resolution by the Tacoma City Council.

"Vicinity" mean the area near or surrounding a particular or specific place, in this instance, the City of Tacoma or other jurisdictions the Tacoma Fire Department contracts with to provide fire and/or emergency medical services.

3.01.030 Organization of the Department.

The Chief of the Tacoma Fire Department (the Fire Chief), with the approval of the City Manager, shall have authority to make all necessary rules and regulations for the internal government of said department, and the management and control of all fire houses and equipment thereof belonging to the City, and shall serve as the Administrator of Emergency Management for the City of Tacoma.

3.01.040 Duties of the Fire Chief.

A. In addition to the duties required of them by the City Charter and TMC Chapter 1.06, the Fire Chief shall:

1. At all times supervise and keep in repair and ready for instant use all the property of the City connected with the Fire Department;

2. Certify to all bills against the City chargeable to said Fire Department;

3. Keep a record of the organization of all companies, membership, vacancies, appointments and dismissals, and all notices issued;

4. Issue orders to any other officer or member of the Department, which shall be promptly obeyed;

5. Investigate the cause of all fires that may occur in the City as soon as possible and maintain the appropriate record of such investigation;

6. Maintain a full and complete record of all transactions in said Department, of complaints against members, and the judgment of the Fire Chief thereupon, of time lost by them, and of all property placed in their charge, and such other records as shall be required by the business of the Department, which records shall always be open for the inspection of any member of the City Council;

7. Report at the end of the fiscal year, in writing, upon the condition of the Department, the number of fires that have occurred in the City during the year preceding, and the cause of the same so far as can be ascertained; also the number of buildings destroyed or injured, the names of the owners or occupants of the same, the value of the property destroyed, as near as can be ascertained, and the amount of insurance upon the buildings and other property, which said report shall be filed and preserved in the Office of the City Clerk; and

8. At all times be subject to the control and direction of the City Manager in matters pertaining to the Fire Department.

3.01.050 Oath of Member.

It shall be the duty of the Fire Chief and each member thereof to be qualified by the Fire Chief, by oath or affirmation, that they will faithfully support the Constitution of the United States, and laws of the State of Washington, the Charter and ordinances of the City of Tacoma, and perform to the best of their ability all the duties of their office.

3.01.060 Commanding Assistance.

The Fire Chief, or person in command, shall have power to command such assistance from the inhabitants of the City (not just members of the Fire Department), for the extinguishment of fire and for the preservation of life and property, as may in their judgment be required. In case any person shall neglect or refuse to render assistance as above required, or shall refuse to obey any other lawful order of the officer in command, or shall insult, menace or interfere with any officer or person connected

with the Fire Department on duty, or shall without authority give any order to any member of the Fire Department while on duty, they shall be deemed guilty of a misdemeanor.

3.01.070 Vicinity of Fire – Authority to Keep Area Clear.

The Fire Chief, or representative, may prescribe limits in the vicinity of an emergency incident within which no person excepting those who reside therein, firefighters and police officers, and those admitted by order of any officer of the Fire Department shall be permitted to come.

3.01.080 Removal of Property.

The Fire Chief, or representative, shall have power to cause the removal of any property whenever it shall become necessary for the preservation of such property to prevent the spreading of fire, or to protect adjoining property at an emergency incident scene.

3.01.090 Enforcement of Fire Code.

The Tacoma Fire Department has the authority to uphold and enforce the City's Fire Code as stated in 3.02. As part of enforcing the Fire Code, the Department also has the right to charge fees, fines, and penalties to violators as stated throughout this Title. All fee amounts are outlined in the City of Tacoma's Fee Schedule.

3.01.100 Fee Adjustments.

Beginning January 1, 2021, the fees and charges specified in this title can be adjusted by legislative action of the Tacoma City Council or biennially using the "Seattle-Tacoma-Bremerton, WA Consumer Price Index (CPI) for All Urban Consumers." In January of each year, the CPI for the year end of 2008 shall be compared with the most recent June-to-June index comparison, and the fees and charges shall be adjusted accordingly. Permit fees adjusted by the CPI will be rounded to the nearest \$0.50 for fees under \$10, to the nearest \$1 for fees between \$10 and \$100, and to the nearest \$10 for fees greater than \$100. Total permit fees due at issuance will be rounded to the nearest dollar. The price of all fees, fines, and permits will be displayed in the City's Fee Schedule.

3.01.110 Waiver to Fees.

The Fire Chief or designee may waive fees under the following situations:

A. Construction permit fees by departments and divisions of the City and other public agencies receiving funding for said construction from the City's General Fund.

B. Construction permit fees for multi-family residential housing when all of the following conditions apply:

1. The multi-family residential structure is intended for low-income individuals.

2. The alteration and repair involves some volunteer labor.

3. The alteration and repairs are being constructed by an organization classified as a 501(c)(3) non-profit organization by the Internal Revenue Service.

4. The multi-family residential structure is primarily owned and operated by a 501(c)(3) non-profit organization.

C. If the Fire Chief or designee determine that the original order or notice of non-compliance was invalid or when mitigating circumstances beyond the responsible party's control exist including, but not limited to conflicting enforcement requirements by other agencies or conditions caused by third parties.

D. Prepayment of civil interview fees may be waived under subsection 3.09.040.P TMC for any person who has previously pre-paid interview fees and established a business account in good standing with the Fire Department.

E. Applicants Classified as 501(c)(3). Nonprofit organizations may apply for a waiver of Assembly event permit fees by submitting the Waiver of Fees Request Form.

3.01.120 Violation - Penalty.

Every person convicted of a violation of any part of this chapter shall be punished by a fine not exceeding \$1,000.00, or his/her imprisonment in the jail for a period not exceeding 90 days, or both, in the discretion of the court.

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CHAPTER 3.04— FIRE DEPARTMENT

Sections:

- 3.04.010 — ~~Organization of department.~~
- 3.04.020 — ~~Repealed.~~
- 3.04.030 — ~~Duties of Chief generally.~~
- 3.04.040 — ~~Deputy/Assistant Chiefs — Duties.~~
- 3.04.050 — ~~Repealed.~~
- 3.04.060 — ~~Oath of member.~~
- 3.04.070 — ~~Gambling and intoxicating liquor prohibited.~~
- 3.04.080 —
- 3.04.120 — ~~Repealed.~~
- 3.04.130 — ~~Commanding assistance.~~
- 3.04.140 — ~~Vicinity of fire — Authority to keep area clear.~~
- 3.04.150 — ~~Removal of property for protection.~~
- 3.04.160 — ~~Blowing up buildings.~~
- 3.04.170 — ~~Repealed.~~
- 3.04.180 — ~~Violation — Penalty.~~

3.04.010 — Organization of department.

The Chief of the Tacoma Fire Department, with the approval of the City Manager, shall have authority to make all necessary rules and regulations for the internal government of said department, and the management and control of all fire houses and equipment thereof belonging to the City, and shall serve as the Administrator of Emergency Management for the City of Tacoma.

3.04.020 — Authority of Chief and assistants. *Repealed by Ord. 26023.*

3.04.030 — Duties of Chief generally.

In addition to the duties required of him by the City Charter, the Chief of the Fire Department shall at all times supervise and keep in repair and ready for instant use all the property of the City connected with the Fire Department. He shall certify to all bills against the City chargeable to said Fire Department; shall keep a record of the organization of all companies, membership, vacancies, appointments and dismissals, and all notices issued. All orders issued by him/her to any other officer or member of the Department shall be promptly obeyed. He/she shall investigate the cause of all fires that may occur in the City as soon as possible and maintain the appropriate record of such investigation. He/she shall also maintain a full and complete record of all transactions in said Department, of complaints against members, and the judgment of the Chief of Fire Department thereupon, of time lost by them, and of all property placed in his/her charge, and such other records as shall be required by the business of the Department, which records shall always be open for the inspection of any member of the City Council. He/she shall also report at the end of the fiscal year, in writing, upon the condition of the Department, the number of fires that have occurred in the City during the year preceding, and the cause of the same so far as can be ascertained; also the number of buildings destroyed or injured, the names of the owners or occupants of the same, the value of the property destroyed, as near as can be ascertained, and the amount of insurance upon the buildings and other property, which said report shall be filed and preserved in the office of the City Clerk. He/she shall at all times be subject to the control and direction of the City Manager in matters pertaining to the Fire Department.

3.04.040 — Deputy/Assistant Chiefs — Duties.

Each Deputy/Assistant Chief shall obey the orders of the Chief and shall at all times assist him/her in his/her duties. In case of the absence or disability of the Chief the powers and duties conferred and imposed upon him by this chapter shall devolve on and be performed by the Deputy/Assistant Chiefs respectively in the order of their rank.

3.04.050 Foremen — Duties. *Repealed by Ord. 25573.*

3.04.060 — Oath of member.

It shall be the duty of the Chief of the Fire Department and each member thereof to be qualified by the Fire Chief, by oath or affirmation, that he/she will faithfully support the Constitution of the United States, and laws of the State of Washington, the Charter and ordinances of the City of Tacoma, and perform to the best of his/her ability all the duties of his/her office.

~~3.04.070 — Gambling and intoxicating liquor prohibited.~~

~~No gambling apparatus or intoxicating liquor shall be brought into, used or remain in any building occupied by the Department. And none but members of the Department shall occupy any such building without permission of the Chief of the Fire Department.~~

~~3.04.080 Strangers prohibited in fire house. Repealed by Ord. 25573.~~

~~3.04.090 Rules — Members to have copy. Repealed by Ord. 25573.~~

~~3.04.100 Badges. Repealed by Ord. 25573.~~

~~3.04.110 Rewards. Repealed by Ord. 25573.~~

~~3.04.120 Resignation. Repealed by Ord. 25573.~~

~~3.04.130 — Commanding assistance.~~

~~The Chief of the Fire Department, or person in command, shall have power to command such assistance from the inhabitants of the City not members of the Fire Department, for the extinguishment of fire and for the preservation of life and property, as may in his/her judgment be required. In case any person shall neglect or refuse to render assistance as above required, or shall refuse to obey any other lawful order of the officer in command, or shall insult, menace or interfere with any officer or person connected with the Fire Department on duty, or shall without authority give any order to any member of the Fire Department while on duty, he/she shall be deemed guilty of a misdemeanor.~~

~~3.04.140 — Vicinity of fire — Authority to keep area clear.~~

~~The Chief of the Fire Department, or his/her representative, may prescribe limits in the vicinity of an emergency incident within which no person excepting those who reside therein, firefighters and police officers, and those admitted by order of any officer of the Fire Department shall be permitted to come.~~

~~3.04.150 — Removal of property for protection.~~

~~The Chief of the Fire Department, or his/her representative, shall have power to cause the removal of any property whenever it shall become necessary for the preservation of such property to prevent the spreading of fire, or to protect adjoining property at an emergency incident scene.~~

~~3.04.160 — Blowing up buildings.~~

~~No building or structure of any kind shall be blown up or otherwise destroyed for the purpose of checking the progress of any fire, except in case of absolute necessity, and then only on the order of the Chief of the Fire Department, or in his/her absence upon the order of a Deputy/Assistant Chief of the Fire Department, or in the absence of both, upon the order of the person in command.~~

~~3.04.170 — Intoxicating liquor at fire prohibited. Repealed by Ord. 25573.~~

~~3.04.180 — Violation — Penalty.~~

~~Every person convicted of a violation of any part of this chapter shall be punished by a fine not exceeding \$1,000.00, or his/her imprisonment in the jail for a period not exceeding 90 days, or both, in the discretion of the court.~~

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CHAPTER 3.07—
FIRST-AID-AND-LIFE-SAVING REQUIREMENTS
AT RETIREMENT APARTMENT COMPLEXES

Sections:

- 3.07.010 — Title and purpose.
- 3.07.020 — Definitions.
- 3.07.030 — Requirements.
- 3.07.040 — Violation — Penalty.

3.07.010 — Title and purpose.

This chapter shall be entitled “First Aid and Life-Saving Requirements at Retirement Apartment Complexes.” The purpose of this chapter is to require persons operating retirement apartment complexes to maintain at all times on the premises of such establishments at least one person holding a valid certificate of first-aid and life-saving techniques (a valid certificate is one which is less than three years old). It shall be the responsibility of the Tacoma Fire Department to administer the provisions of this chapter.

3.07.020 — Definitions.

The terms used in this chapter are defined as follows:

- A. “Retirement apartment complex” means any establishment, however named, which is advertised, announced, or maintained for the express or implied purpose of providing a place of residence for senior citizens not related by blood or marriage to the operator of such residence, and which provides some measure of security, including a centralized communications system, as well as providing meals. It shall not include any home, institution, apartment complex or section thereof, which is licensed and regulated under the provisions of State law or regulated under authority of the United States Government.
- B. “Senior citizen” means a person of the age of 55 years or more.
- C. “Person” means any individual, firm, partnership, corporation, company, association, or joint stock association, and the legal successor thereof.
- D. “Staff member” means any person paid to provide services at a given location.

3.07.030 — Requirements.

After June 1, 1988, no person may operate or maintain a retirement apartment complex, as defined in this chapter, within this City without maintaining on the premises at all times a staff member currently certified by the Red Cross or Pierce County Emergency Medical Service to perform first-aid and life-saving techniques. In order to allow for easy visual inspection by Fire Department inspectors, it shall be the responsibility of management of the retirement apartment complex to post on the premises, in a conspicuous location, the certificates of those staff members certified to perform such techniques.

3.07.040 — Violation — Penalty.

Any person violating or failing to comply with any provision of this chapter shall be subject to a civil penalty not exceeding \$1,000.00, enforceable in the Municipal Court of the City of Tacoma.

CHAPTER 3.08 —

ASSESSMENT OF FEES ON HAZARDOUS CHEMICALS REPORTED UNDER EPCRA

Sections:

- 3.08.010 — Purpose, applicability, and intent.
- 3.08.020 — Enforcement.
- 3.08.030 — Definitions.
- 3.08.040 — *Repealed.*
- 3.08.050 — Annual fee schedule.
- 3.08.060 — Specific uses for revenue.
- 3.08.070 — Form provided.
- 3.08.080 — *Repealed.*

3.08.010 — Purpose, applicability, and intent.

The risk to the public from the presence in the community of hazardous chemicals has increased greatly during this century. In order to inform and educate the public about this serious problem, the United States Congress, in 1986, enacted Title III of the Superfund Amendments and Re-Authorization Act, also known as the Emergency Planning and Community Right to Know Act of 1986 (EPCRA). This law requires a number of safety and preparedness measures to be done at the local level, including the appointment of a local emergency planning committee (LEPC), preparation of comprehensive emergency response plans and emergency notification procedures, training and drills, provision of community right to know emergency information to the public, and annual reporting by each facility of the name and quantity of hazardous chemicals located on its premises.

The Federal government also was primarily responsible for the establishment in Tacoma of a siren warning system to protect against attacks by foreign powers. However, in light of recent world events, the federal government no longer financially supports said system. There is now a need to convert this siren system so that it might be utilized to warn Tacoma's citizens of the release into the environment of hazardous chemicals.

The purpose of this chapter is to promote the health, safety, and general welfare of Tacoma's citizens, pursuant to the Washington State Constitution, Article 11, § 11, by providing the funding necessary to support the safety and preparedness programs required by EPCRA and to transform and maintain the siren warning system originally utilized for civil defense purposes into a system to warn of releases of hazardous chemicals. This chapter provides a schedule of fees to be paid for the purpose of funding the said program, which fees are based on the level of hazard and quantity of chemicals located at sites in the City of Tacoma as to which EPCRA reporting is required.

3.08.020 — Enforcement.

The Director of Emergency Management for the City of Tacoma is hereby authorized to enforce this chapter.

3.08.030 — Definitions.

A. "Emergency Planning and Community Right to Know Act" or "EPCRA" means Title III of the Superfund Amendments and Re-Authorization Act of 1986, Sec. 300 et. seq.

B. "MSDS" or "material safety data sheet" means the document developed by the U.S. Department of Labor, Occupational Safety and Health Administration (OSHA) under Section 1901.1200(g) of Title 29 of the Code of Federal Regulations, as that section may be amended from time to time.

C. "Tier One Form" means the Emergency and Hazardous Chemical Inventory Form required by EPCRA § 312 and OSHA under Section 1901.1200(g) of Title 29 of the Code of Federal Regulations, as that section may be amended from time to time (Federal Register Vol., 52 No. 199/Thursday October 15, 1987/Rules and Regulations, page 38367) to provide certain information in aggregate terms for hazardous chemicals in categories of health and physical hazards.

D. "Tier Two Form" means the Emergency and Hazardous Chemical Inventory Form required by EPCRA § 312 and OSHA under Section 1901.1200(g) of Title 29 of the Code of Federal Regulations, as that section may be amended from time to time (Federal Register Vol. 52 No. 199/ Thursday, October 15, 1987/ Rules and Regulations, page 38372) to provide certain information for each hazardous chemical present at the facility.

E. "Local emergency planning committee" or "LEPC" is the committee approved by the State Emergency Response Commission pursuant to EPCRA § 301(c) and is made up of representatives of elected state and local officials, law enforcement, civil defense, fire fighting, first aid, health, local environmental, hospital and transportation personnel, broadcast

and print media, community groups, and certain owners and operators of facilities for the purpose of assisting in the development of comprehensive hazardous materials planning in the community, and shall mean and refer to the Pierce County Local Emergency Planning Committee.

F. "Facility" shall have the meaning set out in EPCRA § 329(4), as that section may be amended from time to time.

G. "Threshold planning quality" or "TPQ" means the quantity of a chemical at which level a facility must report if said amount or more is on site.

H. "State Emergency Response Commission" or "SERC" means the commission appointed by the Governor as required by EPCRA to manage the state responsibilities under EPCRA. In Washington, the SERC consists of the Director of the Department of Ecology, the Director of the Department of Community Development, and the Chief of the Washington State Patrol.

3.08.040 — Annual fees for chemicals. *Repealed by Ord. 25878.*

3.08.050 — Annual fee schedule.

		EHS List	Other Hazardous
Weight	Category	Chemicals	Chemicals
0-99 lbs.	0	\$25	\$0
100-999 lbs.	1	50	0
1,000-9,999 lbs.	2	75	0
10,000-99,999 lbs.	3	100	30
100,000-999,999 lbs.	4	150	35
1,000,000-9,999,999 lbs.	5	200	40
10,000,000-49,999,999 lbs.	6	250	45
50,000,000-99,999,999 lbs.	7	300	55
100,000,000-499,999,999 lbs.	8	350	55
500,000,000-999,999,999 lbs.	9	400	60
1,000,000,000 lbs. or greater	10	500	65

3.08.060 — Specific uses for revenue.

Payment of fees shall be made to the Treasurer of the City of Tacoma. The revenue generated from fees assessed by reason of the presence of hazardous chemicals shall be deposited into the Local Emergency Planning Account of the Miscellaneous Special Revenue Fund of the City of Tacoma, and shall be expended by the City of Tacoma for the following purposes:

A. Purchase, operation, movement, upgrade, replacement, expansion, repair, and maintenance of a siren warning system to provide notification to the public of a chemical release.

B. Development and distribution of public education programs and materials relating to chemical hazards.

C. Dissemination of information to the public about the operation of the siren warning system.

D. Administrative support to pay for the administrative expenses of the LEPC and Community Right-to-Know Program.

E. Training and other programs for the purpose of assisting facilities in their efforts to comply with the requirements of EPCRA.

3.08.070 — Form provided.

The LEPC shall prepare and distribute a work sheet form to each facility reporting under EPCRA so that said facility may enumerate each on-site chemical required to be reported and calculate the amount of fees due. The form shall include spaces to provide the following information:

A. The facility name, mailing address, and 24-hour telephone number.

- ~~B. The name and telephone number of the person completing the form.~~
- ~~C. The name and weight category (from the Tier One Form) of each reported chemical.~~
- ~~D. The amount owed for each chemical and the total amount owed to the City.~~
- ~~E. The name and address of the City department to which the fee should be mailed.~~

~~**3.08.080—Civil penalty. Repealed by Ord. 25878.**~~

CHAPTER 3.09 FIRE CODE PERMITS AND FEES

Sections:

- 3.09.010 Purpose.
- ~~3.09.015 Adjustments~~
- 3.09.020 Definitions.
- 3.09.030 Permits and fees – General Provisions.
- 3.09.032 Construction permits.
- 3.09.035 Construction permits administered by the Prevention and Preparedness Bureau Division.
- 3.09.038 Operational permits and fees.
- 3.09.040 Miscellaneous services and fees.
- 3.09.050 Building Inspection Program fees.
- ~~3.09.060 Waivers to fees.~~

3.09.010 Purpose.

The purpose of this chapter is to establish fees for specific fire code permits as defined in the International Fire Code (“IFC”), adopted by Chapter 3.02 of this code, and for the establishment of fees for specific services performed by Fire Department personnel. All fees outlined in this Chapter, along with their price, are outlined in the City of Tacoma Fee Schedule.

~~3.09.015 Adjustments.~~

~~Beginning January 1, 2010, the fees and charges specified in this chapter shall be adjusted periodically by legislative action of the Tacoma City Council or annually using the “Seattle-Tacoma-Bremerton, WA Consumer Price Index (CPI) for All Urban Consumers.” In January of each year, the CPI for the year end of 2008 shall be compared with the most recent June to June index comparison, and the fees and charges shall be adjusted accordingly. Permit fees adjusted by the CPI will be rounded to the nearest \$0.50 for fees under \$10, to the nearest \$1 for fees between \$10 and \$100, and to the nearest \$10 for fees greater than \$100. Total permit fees due at issuance will be rounded to the nearest dollar.~~

3.09.020 Definitions.

All terminology not defined in this chapter shall be defined as stated in the IFC, as adopted by Chapter 3.02 of this code.

A. Assembly Occupancy. For the purposes of this chapter, a facility designed under the fire and building codes meeting the definition of an “A” Occupancy Classification, including a building not classified as an “A” Occupancy operating under a Temporary Special Events permit, and fairs, large carnivals, outdoor concerts and festivals, and other outdoor events where groups of more than 100 people may gather.

B. Fire Protection License. The license required by the Tacoma Fire Department for persons to engage in the installation, maintenance, sale, and performance of confidence testing for all fire protection systems, including fire extinguisher certification and testing and commercial kitchen hood cleaning.

C. Flammable Finishes. Material coatings in which the material being applied is a flammable liquid, combustible liquid, combustible powder, or flammable or combustible gel coating.

D. Hazard Class. The nine general United Nations hazard classes, which are explosives and blasting agents, gases, flammable liquids, flammable solids and reactive liquids and solids, oxidizers and organic peroxides, toxic or poisonous materials and infectious substances, radioactive materials, corrosive materials, and miscellaneous hazardous materials, as defined by the United Nations hazard class.

E. Hazardous Waste Facility. A business engaged in the receiving, handling, or storing of hazardous waste material.

F. Hazardous Substances or Hazardous Waste ~~Material~~. As defined by RCW 70A.300-105, Hazardous Waste Management, subsection 70A.300-105.010.

G. Hot Work. Operations conducting brazing, torch cutting, grinding, gas or electric welding in a hazardous or Factory occupancy, as defined in the Fire Code. Any location engaged in marine ship repair or construction, any manufacturing operation, or any location systematically using tools for the purpose of conducting hot work. Roofing operations involving the use of open flame, torch down roofing process, and the use of hot tar kettles and tank trucks.

H. Hourly Rate. The current total hourly cost to the jurisdiction, including supervision, overhead, equipment, hourly wages, and fringe benefits of the employee involved.

I. Marine Terminal. Any business that furnishes a wharf, dock, or pier to connect with a highway, rail carrier or pipeline, and/or a water carrier.

J. Marine Fuel Transfer. The transfer of flammable or combustible liquid or gas to or from a vessel or watercraft.

K. Mobile Fueling Company. A company delivering and fueling Class II motor vehicle fuel on an approved site for on-road vehicles.

L. Mobile Fueling Site. The site approved to have on-road vehicles fueled by a Mobile Fueling Company.

M. Nightclub. Facilities meeting the definition established by the state of Washington, as stated in the Washington Building Code, Chapter 51-50 WAC.

N. Person. Any entity, including any person, firm, association, agency, private corporations, or public corporation including any county or municipal corporation, including Tacoma city departments, facilities, and agencies. A responsible person is the person who is legally responsible for obtaining a permit or paying a fee. If more than one person may be legally responsible, the Fire Department may require any of them to obtain the permit or pay the fee.

O. Preengineered Fire Protection System. A system having predetermined flow rates, nozzle pressures, and quantities of agent. These systems have the specific pipe size, maximum and minimum pipe lengths, flexible hose specifications, number of fittings, and number and types of nozzles prescribed by a testing laboratory. The hazards protected by these systems are specifically limited as to type and size by a testing laboratory base upon actual fire tests. Limitations on hazards that can be protected by these systems are contained in the manufacturer's installation manual, which is referenced as part of the listing. These systems typically protect locations such as paint booths and computer server rooms.

3.09.030 Permits and fees – General provisions.

Fees for IFC construction and operational permits shall be paid prior to issuance of the permit and completion of inspection. The fees specified in this chapter shall be doubled in any instance where a person starts or continues work for which a permit fee is required prior to obtaining said permit, provided that in no case shall such fee be less than \$200. This ~~section-chapter~~ shall be subject to the provisions of Section ~~3.09.060~~3.01.110 TMC ~~unless otherwise stated~~. The payment of such double fee shall not relieve any person from full compliance with applicable codes in the execution of the work, nor from any other penalties prescribed by law.

3.09.032 Construction permits.

The following are Fire Protection System Permits and Inspection Fees that shall be collected by the Planning and Development Services Department. These permits and inspection fees may be updated by City Council Action at any time or by Planning and Development Services Department on an annual basis by using the "Seattle-Tacoma-Bremerton, WA Consumer Price Index (CPI) for All Urban Consumers," following the process as explained in 3.01.100.

A. Fire Alarm System Permit. A fee shall be charged for the permitting, plan reviewing, and site inspection of a fire alarm system. ~~The fee shall be \$200 for 50 or fewer devices; \$400 for 51-100 devices; \$600 for 101-200 devices; \$800 for 201-300 devices; \$1,000 for 301-400 devices; and \$1,200 for 401-600 devices. For systems of more than 600 devices, the fee shall be \$2 multiplied by the total number of devices.~~ Each initiating and signaling device shall be counted as a separate device.

B. Commercial Cooking Systems Plan Review and Testing. Any person installing a fire-extinguishing system for a commercial-cooking system shall pay a fee ~~of \$300~~ for plan review and acceptance testing prior to issuance of a permit.

C. Pre-Engineered Systems Plan Review and Testing. Any person installing a pre-engineered fire suppression system consisting of one or more alarm devices and fire-extinguishing system shall pay a fee ~~of \$700~~ for plan review and acceptance testing prior to issuance of a permit, ~~provided that when the number of alarm devices is more than 50, the fee shall be the total of \$700 plus \$2 for each fire alarm device after the first 50.~~

D. Fire Sprinkler Systems Plan Review and Testing. Any person installing a fire sprinkler-extinguishing system shall pay a fee for plan review and acceptance testing prior to issuance of a permit. ~~The fee shall be calculated as follows: \$620 per riser for the first two risers, plus \$30 for each additional riser/control valve, plus \$3 per sprinkler head for more than 20 sprinkler heads.~~ The following shall not be subject to this subsection D: 13D systems for detached single-family dwelling when not required by code or under alternate method and tenant improvements modifying 20 or fewer sprinkler heads.

E. Standpipes Plan Review and Testing. Any person installing a standpipe system shall pay a fee ~~of \$300~~ for plan review and acceptance testing prior to issuance of a permit.

F. Fire Pump Plan Review and Testing. Any person installing a fire pump shall pay a fee ~~of \$500~~ for plan review and acceptance testing prior to issuance of a permit.

G. Sprinkler System Water Supply Plan Review and Testing. Any person installing a sprinkler system water supply shall pay a fee ~~of \$250~~ for plan review and acceptance testing prior to issuance of a permit. 13D systems and 13R systems that are not required by code or under alternate method shall not be subject to this subsection.

H. Tenant Improvement With 20 or Fewer Sprinkler Heads Plan Review and Testing. When making modifications for tenant improvement, any person modifying 6 or fewer sprinkler heads on an existing fire sprinkler system shall pay a fee ~~of \$200~~ for plan review and acceptance testing prior to issuance of a permit. ~~When making modifications for tenant improvement, any person modifying 7-20 sprinkler heads on an existing fire sprinkler system shall be charged and pay a fee of \$400 for plan review and acceptance testing prior to issuance of a permit.~~

I. Requests for Temporary Certificate of Occupancy Inspection and Approval. Any person requesting a temporary Certificate of Occupancy shall pay a fee ~~of \$200~~ for a Fire Department site inspection prior to approval of temporary occupancy.

J. Smoke Control Systems Plan Review and Testing. Any person installing a smoke control system shall pay a plan review fee prior to issuance of a permit. ~~The fee shall be \$200 plus an hourly rate for more than two hours of work and a fee for acceptance testing of \$200 plus an hourly rate for more than two hours of work.~~

K. Additional Fund Fees. In addition to the stated permit fee, additional fees for dedicated funds as outlined in TMC 2.09.040 and the PDS Fee Schedule shall be collected.

3.09.035 Construction permits administered by the Prevention ~~and Preparedness Bureau~~ Division.

The following fees shall be required for each IFC construction permit and for completion of inspection for each permit.

A. Above-ground Tank Permit. A permit is required to install any above-ground tank designed to contain flammable or combustible liquids. The fee shall be ~~\$265~~ per tank.

B. Underground Tank Installation Permit. One permit per site is required to install or alter any underground flammable or combustible liquid tank. The fee shall be ~~\$265~~ per tank.

C. Underground Tank Removal or Decommissioning. A permit is required to remove or decommission any underground flammable or combustible liquid tank. The fee shall be ~~\$225~~ per site. For a residential fuel tank with a capacity of less than 1,100 gallons, the fee shall be ~~\$135~~ less.

D. Liquid Petroleum Gas ("LPG") Tank Permit. A permit is required to install any LPG tank. ~~There shall be a fee of \$100 for tanks of 125-gallon capacity or less. There shall be a fee of \$225 for all other permanent and temporary installations. The fee shall be \$225.~~

3.09.038 Operational permits and fees.

The following fees shall be required for IFC operational permits. Any person with overdue fees may be denied issuance of additional permits until past due fees are paid. Permit applications must be complete to include all required submittals as stated in permit conditions for the subject permit. Permit will be issued when approved. Applicants not approved will be notified of the denial and reasons for denial. These fees are not refundable.

A. Assembly Permits

A1. Assembly Permit-Annual. A permit is required to operate an Assembly Occupancy, as defined in the Building and Fire Code, including, but not limited to, motion picture theaters, symphony and concert halls, theaters, exhibition halls, arenas, and stadiums. ~~The fee is \$200.~~

B2. Assembly Temporary Special Event Permit. A permit is required for Assembly events meeting any of the following:

1a. The use of a building or part of a building that is not classified as an Assembly Occupancy.

2b. An event in an Assembly Occupancy where alterations to the existing exiting configuration, character, or use of the facility are changed in any manner.

3c. Operating a fair, large carnival, outdoor concert, festival, or other event where groups of more than 100 people may gather. ~~The fee is \$200.~~

E3. Bonfire Permit. A permit is required to have an outdoor fire with a fuel diameter greater than three feet and a height greater than two feet. ~~The fee is \$100.~~

~~D4.~~ Indoor and Outdoor Booth-Assembly Permit. A permit is required to operate a booth in Indoor and Outdoor Assembly events. For seasonal events that occur on a weekly basis, the season shall be considered an event. The fee scale for the number of booths is ~~as follows:~~in the Fee schedule.

1-10	=\$50
11-20	=\$100
21-30	=\$200
31-50	=\$300
51 or more	=\$400

~~E5.~~ LPG or Natural Gas Use in Assembly Occupancy-Temporary Use. A permit is required for the use of LPG or Natural Gas for cooking or demonstration and other purposes in an Assembly Occupancy. ~~The fee is \$125.~~

~~F6.~~ LPG Outdoor Assembly-Temporary Use. A permit is required for the use of LPG in Outdoor Assembly events. For seasonal events that reoccur on a weekly basis, the season shall be considered one event. The fee scale for the number of users is ~~as follows:~~in the Fee Schedule.

1-10	=\$50
11-20	=\$100
21-30	=\$200
31-50	=\$300
51 or more	=\$400

~~G7.~~ Open Flame in Assembly Permit. A permit is required for the use of open flame entertainment, such as Fire Acts, the use of candles, and Open flame devices in a place of Assembly. ~~The fee is \$200.~~

~~H8.~~ Tents, Canopies, and Membrane Structures Permit. A permit is required for enclosed tents and membrane structures over 200 sq. ft. and canopies over 400 sq. ft. ~~The fee is \$200.~~

B. Hazardous Materials or Processes

~~A1.~~ Hazardous Materials Permit-Annual. No hazardous material may be stored, used, or handled in quantities greater than the maximum allowable quantities per control area as set forth in the IFC by any occupancy unless and until the occupancy receives an Annual Hazard Permit for the specific hazardous material.

~~1a.~~ No occupancy shall store, use, or handle any permitted hazardous material except under the terms and conditions of the permit. Any occupancy storing, using, or handling any hazardous material under terms or conditions not conforming to its permit shall reapply for an amended permit prior to accepting the hazardous material.

~~2b.~~ A permit fee ~~of \$200~~ shall be paid per one hazardous material if said material falls into more than one UN Hazard Class.

~~3c.~~ A marine terminal with an Annual Marine Terminal Permit shall not pay this fee.

~~4d.~~ Chapter 3.12 TMC shall apply to the storage of fireworks in lieu of this subsection.

~~B2.~~ Hazardous Waste Facility Permit-Annual. Any person in the business of storing, using, or handling hazardous waste material shall obtain a hazardous Waste Facility Permit. ~~The fee is \$680.~~

~~1a.~~ Financial Resources. All private hazardous Waste Facilities shall annually and periodically, as requested by the Fire Chief, demonstrate to ~~his or her~~their satisfaction the financial resources necessary to successfully mitigate a hazardous waste spill and the resulting contamination to complete disposal of all hazardous materials and containers and to clean up the spill at the facility. Proof of adequate insurance or an adequate surety bond shall constitute sufficient demonstration of financial resources. Insurance in the amount of \$1 million per incident, which covers the following risks, shall constitute sufficient resources: property and casualty, loading, unloading, transportation, remedial environmental mitigation, abandonment, and malicious actions. The insurance policy shall identify the City of Tacoma as an additionally named insured thereunder and stipulate that said policy shall provide primary coverage, regardless of other insurance the City may carry on its own behalf. The City, through the Risk Management Office, shall be given not less than 60 days advance written notice of any termination or material change to the policy. No permit shall be deemed valid if the permit holder's insurance policy changes in such a way as to fail to comply with this chapter.

~~2b.~~ Company Plan. No permit shall be issued until the Hazardous Waste Facility provides a written company plan to demonstrate its preparation to:

~~(1)a.~~ respond to a spill and carry out appropriate mitigation measures, and

~~(2)b.~~ completely dispose of all hazardous materials and containers and clean up the facility prior to closure of the facility or when ordered closed by any agency. At a minimum, this plan shall include details on:

~~(1)~~ notification,

~~(2)~~ operator mitigation actions,

~~(3)~~ immediate response available for mitigation assistance,

~~(4)~~ company contracted to clean up or equipment and supplies available by the company to respond and clean up,

~~(5)~~ process for safeguarding contaminated materials on the tanker, and

~~(6)~~ final hazardous waste disposal process.

~~€3.~~ Special Hazardous Material Permit. A permit is required to store, transport on site, dispense, use, or handle hazardous materials in quantities greater than the maximum allowable quantities per control area, as set forth in the IFC when conducted without an Annual Permit. The fee is ~~\$300~~ per event.

~~D4.~~ Application of Flammable Finishes Permit. Any person engaged in the application of flammable finishes shall obtain approval and a permit from the Fire Department. The fee is ~~\$200~~ administered annually.

~~E5.~~ Pyrotechnic Display Permit. No person shall conduct a pyrotechnic display without an approved permit from the Tacoma Fire Department. Additional fees will be incurred if the need for a fire watch inspector exceeds two hours. ~~The initial fee is \$300.~~

6. Plant Extraction Systems - Annual. An operational permit is required to use a plant extraction system for commercial use. The fee would be charged annually.

C. Hot Work

~~A1.~~ Hot Work Permit. A permit is required to conduct operations, including, but not limited to, brazing, torch cutting, grinding, gas or electric welding in a Hazardous or Factory occupancy or location, as defined in the Fire Code. ~~The fee is \$200.~~

~~B2.~~ Roofing Operations Permit. A permit is required to conduct roofing operations with the use of open flame for torch down roofing operations and hot tar tank trucks and tar kettles. ~~The fee is \$200.~~

D. Marine Facilities

~~A1.~~ Marine Terminal Permit-Annual. Any marine terminal that stores or handles one or more hazard classes of hazardous materials shall obtain an Annual Marine Terminal Permit. ~~The fee is \$2,000.~~

~~B2.~~ Marine Fuel Transfer Permit-Annual. Any person conducting a business in Marine Fuel Transfer from a fixed site shall obtain an Annual Marine Fueling Station permit. ~~The fee is \$200.~~

~~€3.~~ Shore to Ship Refueling Permit-Annual. Any person conducting a Marine Fuel Transfer from a vehicle to a vessel shall first obtain approval and a permit from the Fire Department. ~~The fee is \$250.~~

E. Mobile Fueling

~~A1.~~ Mobile Fueling Site Permit. A permit is required to fuel on-road vehicles with the delivery of Class II fuel from a mobile vendor. ~~The fee is \$200.~~

~~B2.~~ Mobile Fueling Company Permit. A permit is required to engage in the delivery to approved sites for the delivery of Class II fuel oil. ~~The fee is \$200.~~ For companies requiring vehicle inspections outside the City of Tacoma, an additional fee ~~of \$100~~ shall be charged.

3.09.040 Miscellaneous services and fees.

The Fire Department shall collect the following additional fees:

A. Advisory Inspection With Written Report. When a person requests a written report for any Fire Department inspection for the purpose of determining possible future needs of a building, or a site inspection for evaluating potential outdoor burns, a written report shall be produced ~~and the fee shall be \$200.~~

B. Advisory Inspection With No Written Report. When a person does not request a written report for any Fire Department inspection for the purpose of determining possible future needs of a building or a site inspection for evaluating potential outdoor burns, no written report shall be required ~~and the inspection fee shall be \$100.~~

C. Federal- or State-mandated Inspection. For any Fire Code inspection requested to fulfill a federal or state mandate, a written report shall be produced ~~and the fee shall be \$100.~~

D. Alternate Method Review Fee. Whenever a building owner or other responsible party proposes to use an alternate material or method to meet the intent or requirement of the Fire Code, the responsible party shall pay a fee for field inspection, research, and analysis performed by Fire Department personnel to evaluate the proposal. An initial fee ~~of \$250~~ shall be paid at the time of submittal for consideration. The applicant shall pay an additional fee when more than four hours of work is performed for field inspection, research, and analysis. The additional fee will be calculated based upon the applicable hourly rate multiplied by the number of staff hours worked multiplied by the number of staff hours worked.

E. Re-test Fee for Fire Protection System Acceptance Testing. A person shall pay a re-test fee for subsequent acceptance inspections under the following circumstances:

1. Whenever a Prevention ~~and Preparedness Bureau~~ Division inspector determines that a fire protection system is not ready for a requested inspection or the applicant fails to appear;
2. Whenever a Prevention ~~and Preparedness Bureau~~ Division inspector determines that the inspection reveals a significantly unacceptable or incomplete system.

The Fire Chief, or ~~his or her~~ designee, may require this fee to be paid prior to additional inspections. The fee shall be a set amount ~~\$170~~ per participating staff personnel, or the hourly rate for participating personnel multiplied by the number of hours worked, whichever is the greater.

F. Off Duty Hours Inspection Fee. When any person requests acceptance testing or Certificate of Occupancy inspection at a time outside the normal business hours of 7 a.m. to 5 p.m. PST of the Prevention ~~and Preparedness Bureau~~ Division, the person shall pay a fee ~~of \$200~~ per participating staff person for an inspection completed within two hours and, thereafter, \$100 a set amount per half hour per staff person for each additional half hour or fraction thereof.

G. Fire Watch. The Fire Chief, or ~~his or her~~ their designee, shall determine when Fire Department personnel must conduct a fire watch due to code requirements, excessive occupant load, the unusual nature of the event, the use of pyrotechnics or fireworks, the existence of hazardous condition, the inoperability of the fire protection system, or other conditions affecting safety at the event or at the property. The person responsible for the facility shall pay a fee ~~of \$200 for the first two hours and \$100 for each subsequent half hour or a fraction thereof.~~ If more than one person is required for the fire watch, the person responsible for the facility shall pay an additional \$100 per half hour, per additional person fee. The Fire Chief or designee may notify the responsible person of the period of the fire watch and the resulting fee prior to the event.

H. Re-Inspection Fee. Whenever Prevention ~~and Preparedness Bureau~~ Division personnel are required to perform an inspection after three inspections by any Fire Department personnel due to noncompliance with Fire Code requirements, the responsible person shall pay a fee ~~in the amount of \$150.~~ This fee shall be charged for each inspection performed by Prevention ~~and Preparedness Bureau~~ Division personnel until compliance with the Fire code requirements has been accomplished. This fee shall be charged each and every time Prevention ~~and Preparedness Bureau~~ Division personnel reinspect a facility for noncompliance with Fire Protection System-monitoring code requirements.

I. Late Fee for Annual Fire Protection System ("FPS") Confidence Test Reports. Any person responsible for the maintenance of an FPS shall be subject to an FPS Tracking Maintenance fee when found by the Fire Department to be in violation of Chapter 901.6 or 901.7 of the IFC, as adopted by Chapter 3.02 TMC. When a person fails to forward results of a valid test to the Prevention ~~and Preparedness Bureau~~ Division within 60 days of the date the testing results are due at the Prevention ~~and Preparedness Bureau~~ Division, the person shall pay an initial fee ~~of \$100~~ and an additional fee ~~of \$100~~ each additional month or portion thereof that the violation continues.

J. Failure to Monitor an FPS. The responsible person shall pay a fee ~~of \$240~~ whenever the person fails to maintain FPS monitoring as required by Chapter 3.02 TMC for a fire alarm system, fire sprinkler system, or other fire protection system.

K. Fire Department Application Review Inspection Fee. A fee ~~of \$100~~ shall be charged for any special application review conducted by the Fire Department when a site inspection is necessary that is not addressed elsewhere in this chapter. This fee shall include but not be limited to site inspections for land use applications and off site improvement requests.

L. Public Records of the Fire Department. A maximum fee ~~of \$0.15~~ per page may be collected for reproduction of any Fire Department record subject to public disclosure in addition to the cost of postage where applicable. For digital information on compact disc, the fees established in Chapter 2.09 TMC shall be charged.

M. Nonpublic Records of the Fire Department. A fee for researching, reproducing, and the releasing of nonpublic records of the Fire Department to insurance companies and their agents under the Arson Fraud Immunity Act shall be assessed at a fee ~~of \$185~~ per incident report.

N. Employee Fire Emergency Procedures Training. The Fire Department is authorized to charge ~~up to \$10~~ per person for employee fire emergency procedures training required by Chapter 3.02 TMC.

O. Fire Safety and Evacuation Planning Training. The Fire Department is authorized to charge ~~up to \$25~~ per person for the fire safety planning classes, evacuation plan development classes, and other fire safety, emergency management, injury prevention, and related classes.

P. Civil Interview, Trial and Deposition, and Declaration/Affidavit/Statement Fee Schedule. A civil interview shall include any conversation with a Fire Department employee regarding ~~his or her~~their knowledge regarding a referenced incident or generalized knowledge relating to expert testimony and written exchange, including, but not limited to, informal interviews, depositions, court testimony, arbitrations and similar hearings, and requests to review and/or sign documents. Any person interviewing a Fire Department employee or asking that an employee review a written statement regarding information obtained in the course of ~~his or her~~their employment shall pay a fee as calculated below. The methodology that shall be used to calculate the appropriate hourly rate to be charged shall be as follows:

1. The City shall select the top step hourly wage rate without longevity for each employee class code at regular time for all appointive and unrepresented employees and at the overtime rate for all classified employees plus 50 percent of that hourly rate as an estimate of the additional charge for employee benefits to determine the base hourly charge. However, for consistency and standardization purposes, interview fees for Prevention ~~and Preparedness Bureau~~Division employees conducting fire investigations shall be calculated by dividing the sum of all individual hourly rates of all employees of all ranks assigned to conduct fire investigations by the total number of employees so assigned.
2. The City shall add to the first hour an additional overhead charge of 15 percent for that hour only to pay the cost to the Fire Department to send notice of any subpoenas or requested appointments to Fire personnel and to make scheduling changes made necessary by the request. A flat fee of \$25 shall also be charged for the first hour only to recover the cost to the Finance Department to prepare the billing invoice; receive, deposit, and receipt the money; and notify the Fire Department to proceed with the request.
3. To the first hour charge rounded to the nearest whole dollar amount shall be added a second hour at the base hourly rate rounded to the nearest whole dollar amount which shall constitute the two-hour minimum charge for service. Any additional hours shall be charged at the base hourly rate rounded to the nearest whole dollar amount.
4. Interviews with Prevention ~~and Preparedness Bureau~~Division staff shall be scheduled by contacting the Prevention ~~and Preparedness Bureau~~Division. All other interviews shall be scheduled by contacting Fire Department headquarters.
5. All persons seeking interviews under this subsection shall pre-pay the two-hour minimum charge. This fee is nonrefundable in the event the requester cancels.
6. Persons desiring preliminary interviews may be given one 15-minute interview without charge.
7. Fees for this service shall be amended annually or as necessary to reflect actual increases in the cost of hourly wage rates for employees, actual increases in the cost of employee benefits reflected as an average percentage of hourly wage rates or the actual cost for overhead as calculated and documented by the Finance Department.

Q. The City shall be authorized to contract with private parties to assist the City to enforce provisions of the fire code requiring timely inspection, testing, and maintenance of fire protection or other required systems. The City's contractors shall be allowed to charge a fee for their service intended to compensate the contractor and assist the City to fund the enforcement of the fire code.

1. The City's contractor's charge to third-party inspection, testing, and maintenance contractors shall be ~~\$25~~ per occurrence.
2. The City's contractor's charge and fees may be amended annually by written consent of both the contractor and the City.

3.09.050 Building Inspection Program fees.

The Fire Chief or ~~his or her~~their designee has the authority to impose a fee for and administer a Building Inspection Program ("BIP"). The BIP shall focus on commercial, industrial, and multi-family buildings for fire and life safety code enforcement purposes.

A. The owners and occupants of any commercial, industrial, or multi-family building that contains any occupancy type, as defined within the adopted Fire Prevention Code, Chapter 3.02 TMC, shall pay the fee(s) for periodic building inspections conducted under the BIP in accordance with the City of Tacoma ~~Fee~~ Schedule listed in Section 3.09.050.B.1 TMC.

B. Inspection Fees Assessed. Beginning January 1, 2019, building inspection fees for periodic fire and life safety code enforcement inspections shall be assessed in accordance with the following base inspection fee schedule based on total building area(s) of each individual occupancy and the relevant occupancy group as defined by the adopted Fire Prevention

Code. The base inspection fees will be increased annually in accordance with the methodology in Section ~~3.09.0153.01.100~~ TMC. The current fee schedule, with all adjustments to BIP Base Inspection Fee table below, are available upon request from the Fire Prevention ~~and Preparedness Bureau~~ Division.

1. BIP Base Inspection Fee Schedule can be found in the City's Fee Schedule or by contacting the Prevention Division.

Building Area Sq. Ft.		Occupancy Group			
Min	Max	1	2	3	4
0	1,500	\$43	\$98	\$146	\$43
1,501	3,000	\$72	\$129	\$178	
3,001	5,000	\$104	\$159	\$210	
5,001	7,500	\$135	\$190	\$242	
7,501	10,000	\$164	\$220	\$274	
10,001	12,500	\$197	\$250	\$305	\$197
12,501	15,000	\$227	\$279	\$335	
15,001	17,500	\$256	\$312	\$372	
17,501	20,000	\$285	\$342	\$403	
20,001	30,000	\$315	\$373	\$434	
30,001	40,000	\$347	\$405	\$466	\$347
40,001	50,000	\$381	\$435	\$497	
50,001	60,000	\$411	\$465	\$528	
60,001	70,000	\$440	\$495	\$565	
70,001	100,000	\$470	\$523	\$596	
100,001	150,000	\$500	\$553	\$625	\$500
150,001	200,000	\$535	\$589	\$659	
200,001	200,001+	\$566	\$619	\$689	

Group 1

~~B – (Business) The use of a building or structure for office, professional or service type transactions.~~

~~M – (Mercantile) Building or structures used for the display and sale of merchandise accessible to the public.~~

~~U – (Miscellaneous) Building or structures of an accessory character and miscellaneous structures not classified in any specific occupancy.~~

Group 2

~~A – (Assembly) The use of a building or structure for the gathering together of persons for the purposes such as civic, social or religious functions, recreation, food or drink consumption or awaiting transportation.~~

~~E – (Educational) The use of a building or structure by 6 or more persons for educational purposes through the 12th grade. (Day Cares: More than 5 children older than 2.5 years of age).~~

Group 3

~~F – (Factory) The use of a building or structure for assembling, disassembling, fabricating, finishing, manufacturing, packaging, repair or processing operations.~~

~~H – (Hazardous) The use of a building or structure that involves the manufacturing, processing, generation or storage of materials that constitutes a physical or health hazard.~~

~~I – (Institutional) The use of a building or structure in which people are cared for or are living in a supervised environment. This includes people having physical limitations because of health or age, are harbored for medical treatment or other care and where people are detained for correctional purposes.~~

~~S – (Storage) The use of a building or structure for storage that is not classified as an "H" Occupancy.~~

Group 4

~~R – (Residential) The use of a building or structure for sleeping purposes.~~

~~Single family and duplex residential buildings are excluded from the inspection program and therefore shall not be assessed inspection fees.~~

a. Occupancy Groups. The below occupancy types are grouped as follows:

(1) Group 1.

B – (Business) The use of a building or structure for office, professional or service type transactions.

M – (Mercantile) Building or structures used for the display and sale of merchandise accessible to the public.

U – (Miscellaneous) Building or structures of an accessory character and miscellaneous structures not classified in any specific occupancy.

(2) Group 2.

A – (Assembly) The use of a building or structure for the gathering together of persons for the purposes such as civic, social or religious functions, recreation, food or drink consumption or awaiting transportation.

E – (Educational) The use of a building or structure by 6 or more persons for educational purposes through the 12th grade. (Day Cares: More than 5 children older than 2.5 years of age).

(3) Group 3.

F – (Factory) The use of a building or structure for assembling, disassembling, fabricating, finishing, manufacturing, packaging, repair or processing operations.

H – (Hazardous) The use of a building or structure that involves the manufacturing, processing, generation or storage of materials that constitutes a physical or health hazard.

I – (Institutional) The use of a building or structure in which people are cared for or are living in a supervised environment. This includes people having physical limitations because of health or age, are harbored for medical treatment or other care and where people are detained for correctional purposes.

S – (Storage) The use of a building or structure for storage that is not classified as an “H” Occupancy.

(4) Group 4.

R – (Residential) The use of a building or structure for sleeping purposes.

Single-family and duplex residential buildings are excluded from the inspection program and therefore shall not be assessed inspection fees.

b. Base Inspection Fees. The base inspection fee shall cover the initial inspection and one follow-up inspection for the purpose of ensuring the correction of any deficiencies or defects noted during the initial inspection.

bc. Additional Follow-Up Inspection Fees. Any additional follow-up inspections beyond the first follow-up inspection necessary to ensure correction of any identified deficiencies or defects shall be billed ~~at a minimum of \$177 fee~~ per hour (one-hour minimum charge with additional time computed in quarter-hour increments) until full compliance is achieved.

ed. The Fire Chief, or designee, is authorized to waive or partially reduce inspection fees in accordance with Section ~~3.09.0603.01.110~~ TMC.

C. Inspection Fee Payment Obligation. The obligation to pay the fees assessed shall fall to the building owners or occupants of the building as determined pursuant to an inspection accounts process established by the BIP. The occupants or building owners identified during the inspection as being responsible for code compliance of the building or space shall be deemed the responsible party for paying the fees.

D. Inspection Fee Collection Procedure. The fees established shall be billed directly to the responsible party. For accounts delinquent for more than 30 days, a monthly fee of one percent per month on the unpaid balance with a minimum of \$3.00 charge shall be assessed to the responsible party. In addition, the Fire Chief or ~~his or her~~ designee may use any other lawful means to collect the obligation, including the use of collection agencies.

E. Inspection Fee Applicability. The BIP fees shall apply equally to all buildings under the jurisdictional authority of the adopted Fire Prevention Code, Chapter 3.02 TMC, unless otherwise determined.

~~3.09.060 Waivers to fees.~~

~~The Fire Chief or his or her designee may waive fees under the following situations:~~

~~A. Construction permit fees by departments and divisions of the City and other public agencies receiving funding for said construction from the City’s General Fund shall be waived.~~

~~B. Construction permit fees for multi-family residential housing shall be waived when all of the following conditions apply:~~

~~1. The multi-family residential structure is intended for low-income individuals.~~

~~2. The alteration and repair involves some volunteer labor.~~

~~3. The alteration and repairs are being constructed by an organization classified as a 501(c)(3) non-profit organization by the Internal Revenue Service.~~

~~4. The multi-family residential structure is primarily owned and operated by a 501(c)(3) non-profit organization.~~

~~C. The Fire Chief or his or her designee shall have the authority to waive re-inspection fees required by Section 3.09.060 TMC if he or she determines that the original order or notice of non-compliance was invalid or when mitigating circumstances beyond the responsible party's control exist including, but not limited to conflicting enforcement requirements by other agencies or conditions caused by third parties.~~

~~D. Prepayment of civil interview fees may be waived under subsection 3.09.040.P TMC for any person who has previously pre-paid interview fees and established a business account in good standing with the Fire Department.~~

~~E. Permit fees may be waived for good cause.~~

~~F. Applicants Classified as 501(c)(3). Nonprofit organizations may apply for a waiver of Assembly event permit fees by submitting the Waiver of Fees Request Form.~~

* * *

CHAPTER 3.11

EMERGENCY MEDICAL TRANSPORTATION

Sections:

- 3.11.010 Definitions.
- 3.11.020 State ambulance license required.
- 3.11.030 Health Department certification required.
- 3.11.040 The City of Tacoma Fire Department is the lead emergency medical services agency.
- 3.11.050 Emergency Medical Transportation services by contract.
- 3.11.060 Patient transportation service rates.
- 3.11.070 Penalty for non-emergent lift assistance at licensed care facilities.

3.11.010 Definitions.

For the purpose of this chapter, the following definitions shall apply:

“Ambulance” means an emergency vehicle designed and used to transport the ill and injured and to provide personnel, facilities, and equipment to treat patients before and during transport.

“Ambulance service” or “ambulance company” means an organization that operates one or more ambulances.

“Advanced Life Support” patient care means invasive patient care requiring the advanced skills of paramedical personnel, as defined in Chapter 35.103.020 RCW, before and during transport.

“Basic Life Support” patient care means non-invasive patient care requiring the skills of emergency medical technician-level personnel, as defined in Chapter 18.73 RCW, and not those skills and procedures possessed by paramedical personnel.

“Emergency medical services (“EMS”)” means medical treatment and care which may be rendered at the scene of any medical emergency or while transporting any patient in an ambulance to an appropriate medical facility, not to include ambulance transportation involving patient care for which paramedics are not qualified.

“Emergency medical transportation” means the process of driving a patient in an ambulance or alternate emergency vehicle from the scene of an incident, who received Basic Life Support or Advanced Life Support, to an appropriate medical facility.

“Lead agency” means the agency which is charged with the responsibility to provide or ensure provision of emergency medical services within the City.

“Patient” means an individual receiving medical care.

“Paramedic” means an individual who has, at a minimum, successfully completed an Emergency Medical Technician (“EMT”) training course, has been trained under the supervision of an approved EMS medical program director to carry out all phases of pre-hospital advanced life support under written or oral authorization of one or more delegated supervising physicians, and has been examined and certified as a paramedic by the Washington State Health Department or the University of Washington’s school of medicine under RCW 18.71.205.

“Transport” means an ambulance or alternate emergency vehicle takes a patient from the scene of an incident to an appropriate medical facility.

3.11.020 State ambulance license required.

It shall be unlawful for any person to engage in the business of ambulance service to carry or transport any sick or injured persons from the scene of any accident, disaster, home, building, or other place within the corporate limits of the City without first obtaining all licenses required by Chapter 18.73 RCW and meeting all minimum requirements promulgated pursuant to RCW 18.73.081 and in the Washington Administrative Code.

3.11.030 Health Department certification required.

Ambulance companies routinely operating within the corporate limits of the City must obtain an annual certificate of approval from the Washington State Health Department. The issuance of this certificate is based on ambulance companies meeting all minimum state ambulance requirements and the Ambulance Rules and Regulations as enacted by the state Board of Health.

3.11.040 The City of Tacoma Fire Department is the lead emergency medical services agency.

The Tacoma Fire Department shall be the lead for emergency medical service in the City and those jurisdictions for which it has assumed such contractual responsibility. The Tacoma Fire Department shall be the primary provider of emergency medical services at the first response Basic Life Support and Advanced Life Support levels within the corporate limits of the City and for those jurisdictions for which the Tacoma Fire Department retains contractual responsibility. The Tacoma Fire Department shall also provide Advanced Life Support and Basic Life Support patient transport for emergency medical services within these areas if Fire Department units are available. Patient transports may be distributed through contractual agreement or other method chosen by the Tacoma Fire Department.

3.11.050 Emergency Medical Transportation services by contract.

The City may contract with a private ambulance service provider or providers for basic life support services at rates and under conditions approved by the City Council. Such contract or contracts may provide, in addition, for such Advanced Life Support services to be provided by a private service provider or providers as the City may require as supplemental to City services.

3.11.060 Patient transportation service rates.

The following procedures are established for patient transport service to users of the City Fire Department Advanced Life Support patient transport service and Basic Life Support patient transport service:

A. Charges to be made.

1. Transport. All persons who are transported by a City Fire Department ambulance shall be charged for all services at the rates as set by ordinance of the City Council, as amended from time to time, provided that the Tacoma Fire Department may adjust the charges yearly for any cost-of-living adjustment ("COLA") increases as measured by the Consumer Price Index, Pacific Cities and U.S. City Average for the Seattle-Tacoma-Bremerton areas. Rates for services and supplies shall be set to provide for recovery of actual costs based upon an average charge, which will be reviewed biennially. Each person transported will be billed for all services provided. EMS members and nonmembers will be billed at the same rate.

2. Treatment and non-transport. All persons who receive Advanced Life Support ("ALS") medical treatment by the Tacoma Fire Department and, who after treatment, decline transportation to a local hospital shall be charged a non-transport fee. EMS members and nonmembers will be billed at the same rate. The base rate shall be subject to biennial COLA increases in the same manner as the transport rates set forth in Subsection 1 above.

B. EMS membership benefits. By reason of special property tax levies for certain emergency medical services which are levied against property within the corporate limits of the City or are levied against property within the corporate limits of a jurisdiction for which the City has assumed contractual EMS responsibility, each resident of the City and of those contractual jurisdictions signing (by recipient or authorized representative) an EMS Membership form containing an affirmation of City residency and an assignment of benefits to the City, together with an appropriate release of medical information, shall become an EMS member and be entitled to membership benefits as herein provided. An EMS member receiving ALS transport or ALS treatment and non-transport by a City Fire Department ambulance shall be deemed to have paid (by reason of the special levy) that portion of the charges incurred which is not payable by third parties and insurers, including, but not limited to, any insurance or medical benefits of any nature available to such member. EMS membership benefits do not include BLS transport services. This EMS membership benefit of coverage of charges in excess of available insurance or medical benefits shall cease when or if:

1. A member ceases to be a resident;

2. A member refuses to provide requested information pertaining to third party coverage or to provide appropriate releases of information and assignment of benefits to the City on forms provided by the City; or

3. Such EMS membership benefit is limited or extinguished by amendment or repeal of this Chapter.

C. Nonmembers. Persons receiving ALS transport or ALS treatment and non-transport by City Fire Department ambulances who are not entitled to an EMS membership shall be required to pay all charges incurred. Where practical, the City, in accordance with procedures to be approved by the Fire Chief, will, with the authorization of a nonmember receiving transport services, first seek payment of charges incurred from such nonmember's insurance or other medical benefit provider, but such nonmember shall remain fully responsible for any amount due which is not paid by such third parties.

D. Medicare and Medicaid. Eligible recipients of Medicare and Medicaid benefits shall be charged as the result of ALS transport or ALS treatment and non-transport by City Fire Department ambulances at only the maximum rate allowed under the Medicare and Medicaid federal programs, and the City shall accept as payment under the Medicare and Medicaid programs only such maximum amount as the City may collect pursuant to the applicable requirements and guidelines of the Medicare and Medicaid programs.

E. Compliance with Medicare and Medicaid requirements. This chapter and charges for ambulance services hereunder shall be construed and implemented in a manner consistent with applicable requirements of the Medicare and Medicaid programs.

3.11.070 Penalty for non-emergent lift assistance at licensed care facilities.

It shall be the policy and practice of the City to discourage the use of the 911 emergency system to dispatch personnel of the Tacoma Fire Department or its contractors and partners for non-emergency patient lift assistance at licensed care facilities.

A. Definitions. For the purpose of this section, the following terms, phrases, words, and their derivations shall have the meanings given:

“Lift assist” means a response by a fire department emergency response unit or the emergency response unit of a private contractor of the City or the unit of another public safety department providing automatic or mutual aid to the City to a state licensed care or nursing facility for the purpose of lifting a fallen patient to a pre-fall position.

“Non-emergent/emergency” means a determination, based upon an assessment by the commanding officer of the emergency response unit, that there is not an emergent medical condition or medical necessity justifying the presence of the emergency unit at the facility.

“Licensed care facility” means a Washington State licensed care or nursing facility, such as a skilled nursing facility, or an assisted living facility. A registered adult family home is not included in the definition of a licensed care facility.

B. Determination of Non-Emergent Lift Assist. Based upon the assessment undertaken by the commanding officer of an emergency response unit dispatched to a licensed care facility and their determination that no emergent medical condition or emergent medical necessity exists, but the staff of the facility desires that emergency response personnel complete a lift assist of a fallen patient, the officer shall declare the incident a non-emergent lift assist in their incident report.

C. Assessment of Penalty. The Fire Chief, or designee, shall be authorized to issue a penalty charge for each incident determined to be non-emergency lift assist at licensed care facilities.

D. Administrative Decision. Notice of the imposition of penalty charges under the provisions of this section shall be sent to the owner or management of the facility where the incident occurred; provided that, with respect to business premises, the owner, manager, or chief administrative agent regularly assigned and employed on the premises at the time of the occurrence shall be presumed to be the appropriate person to receive the notice, unless the City is notified otherwise.

E. Waiver of Imposition. In the event the Fire Chief, or designee, determines that City’s assessment or determination was in error or there were other mitigating facts which the commanding officer did not possess at the time of the incident, the Fire Chief, or designee, may waive imposition of the applicable penalty(ies).

F. Appeal from Administrative Decision. Any party subject to a penalty under the provisions of this section shall have a right of appeal to the Fire Chief, or designee. A notice of appeal must be submitted in writing no later than ten days after issuance of the notice of the penalty and must be directed to the Fire Chief, at the address listed on the notice of penalty. The written appeal should include the penalty reference number and the party’s reasoning why the determination of notice of non-emergency lift assist should be reconsidered. Within 30 days of receipt of a written appeal, an impartial review of the appeal shall be completed and a recommendation shall be presented to the Fire Chief, or designee, for final decision, which will be reported to the appellant in writing. Unless a notice of appeal is properly filed in accordance with this section within ten days of the issuance of notice of penalty, said penalty is deemed final.

EXHIBIT “C”
SUBTITLE 6B
LICENSE CODE

Chapters:

6B.10 General License Provisions
6B.20 Annual Business License
6B.30 Adult Entertainment
6B.40 Alarm Devices
~~6B.50 Ambulances~~
6B.60 Boilers – Engineer and Fireman Certificates

* * *

~~Chapter 6B.50~~
AMBULANCES

Sections:

~~6B.50.010 Definitions.~~
~~6B.50.020 State ambulance license required.~~
~~6B.50.030 Health Department certification required.~~
~~6B.50.040 The City of Tacoma Fire Department is the lead emergency medical services agency.~~
~~6B.50.050 Basic life support services by contract.~~
~~6B.50.060 Ambulance service rates.~~
~~6B.50.070 Penalty for non-emergent lift assistance at licensed care facilities.~~

~~6B.50.010 Definitions.~~

For the purpose of this chapter, the following definitions shall apply:

“Ambulance” means an emergency vehicle designed and used to transport the ill and injured and to provide personnel, facilities, and equipment to treat patients before and during transport.

“Ambulance service” or “ambulance company” means an organization that operates one or more ambulances.

“Advanced Life Support” patient care means invasive patient care requiring the advanced skills of paramedical personnel, as defined in Chapter 18.71 RCW, before and during transport.

“Basic Life Support” patient care means non-invasive patient care requiring the skills of emergency medical technician-level personnel, as defined in Chapter 18.73 RCW, and not those skills and procedures possessed by paramedical personnel.

“Emergency medical services (“EMS”)” means medical treatment and care which may be rendered at the scene of any medical emergency or while transporting any patient in an ambulance to an appropriate medical facility, not to include ambulance transportation involving patient care for which paramedics are not qualified.

“Lead agency” means the agency which is charged with the responsibility to provide or ensure provision of emergency medical services within the City.

“Paramedic” means an individual who has, at a minimum, successfully completed an Emergency Medical Technician (“EMT”) training course, has been trained under the supervision of an approved EMS medical program director to carry out all phases of pre-hospital advanced life support under written or oral authorization of one or more delegated supervising physicians, and has been examined and certified as a paramedic by the Washington State Health Department or the University of Washington’s school of medicine under RCW 18.71.200.

~~6B.50.020—State ambulance license required.~~

~~It shall be unlawful for any person to engage in the business of ambulance service to carry or transport any sick or injured persons from the scene of any accident, disaster, home, building, or other place within the corporate limits of the City without first obtaining all licenses required by Chapter 18.73 RCW and meeting all minimum requirements promulgated pursuant to RCW 18.73.081 and in the Washington Administrative Code.~~

~~6B.50.030—Health Department certification required.~~

~~Ambulance companies routinely operating within the corporate limits of the City must obtain an annual certificate of approval from the Washington State Health Department. The issuance of this certificate is based on ambulance companies meeting all minimum state ambulance requirements and the Ambulance Rules and Regulations as enacted by the state Board of Health.~~

~~6B.50.040—The City of Tacoma Fire Department is the lead emergency medical services agency.~~

~~The Tacoma Fire Department shall be the lead agency for emergency medical service in the City and those jurisdictions for which it has assumed such contractual responsibility. The Tacoma Fire Department shall be the primary provider of emergency medical services at the first response Basic Life Support and Advanced Life Support levels within the corporate limits of the City and for those jurisdictions for which the Tacoma Fire Department retains contractual responsibility. The Tacoma Fire Department shall also provide Advanced Life Support patient transport for emergency medical services within these areas if Fire Department units are available. All other patient transports may be distributed through contractual agreement or other method chosen by the Tacoma Fire Department.~~

~~6B.50.050—Basic life support services by contract.~~

~~The City may contract with a private ambulance service provider or providers for basic life support services at rates and under conditions approved by the City Council. Such contract or contracts may provide, in addition, for such Advanced Life Support services to be provided by a private service provider or providers as the City may require as supplemental to City services.~~

~~6B.50.060—Ambulance service rates.~~

~~The following procedures are established for ambulance service to users of the City Fire Department Advanced Life Support patient transport service:~~

~~A. Charges to be made.~~

~~1. Transport. All persons who are transported by a City Fire Department ambulance shall be charged for all services at the rates as set by ordinance of the City Council, as amended from time to time, provided that the Tacoma Fire Department may adjust the charges yearly for any cost of living adjustment ("COLA") increases as measured by the Consumer Price Index, Pacific Cities and U.S. City Average for the Seattle-Tacoma-Bremerton areas. Rates for services and supplies shall be set to provide for recovery of actual costs based upon an average charge, which will be reviewed annually. Each person transported will be billed for all services provided. EMS members and nonmembers will be billed at the same rate.~~

~~2. Treatment and non-transport. All persons who receive Advanced Life Support ("ALS") medical treatment by the Tacoma Fire Department and who after treatment decline transportation to a local hospital shall be charged a non-transport fee. EMS members and nonmembers will be billed at the same rate. The base rate shall be subject to annual COLA increases in the same manner as the transport rates set forth in Subsection 1 above.~~

~~B. EMS membership benefits. By reason of special property tax levies for certain emergency medical services which are levied against property within the corporate limits of the City or are levied against property within the corporate limits of a jurisdiction for which the City has assumed contractual EMS responsibility, each resident of the City and of those contractual jurisdictions signing (by recipient or authorized representative) an EMS Membership form containing an affirmation of City residency and an assignment of benefits to the City, together with an appropriate release of medical information, shall become an EMS member and be entitled to membership benefits as herein provided. An EMS member receiving transport or ALS treatment and non-transport by a City Fire Department ambulance shall be deemed to have paid (by reason of the special levy) that portion of the charges incurred which is not payable by third parties and insurers, including, but not limited to, any insurance or medical benefits of any~~

nature available to such member. This EMS membership benefit of coverage of charges in excess of available insurance or medical benefits shall cease when or if:

1. A member ceases to be a resident;
2. A member refuses to provide requested information pertaining to third party coverage or to provide appropriate releases of information and assignment of benefits to the City on forms provided by the City; or
3. Such EMS membership benefit is limited or extinguished by amendment or repeal of this chapter.

C. Nonmembers. Persons receiving transport or ALS treatment and non transport by City Fire Department ambulances who are not entitled to an EMS membership shall be required to pay all charges incurred. Where practical, the City, in accordance with procedures to be approved by the Director, will, with the authorization of a nonmember receiving transport services, first seek payment of charges incurred from such nonmember's insurance or other medical benefit provider, but such nonmember shall remain fully responsible for any amount due which is not paid by such third parties.

D. Medicare and Medicaid. Eligible recipients of Medicare and Medicaid benefits shall be charged as the result of transport or ALS treatment and non transport by City Fire Department ambulances at only the maximum rate allowed under the Medicare and Medicaid federal programs, and the City shall accept as payment under the Medicare and Medicaid programs only such maximum amount as the City may collect pursuant to the applicable requirements and guidelines of the Medicare and Medicaid programs.

E. Compliance with Medicare and Medicaid requirements. This chapter and charges for ambulance services hereunder shall be construed and implemented in a manner consistent with applicable requirements of the Medicare and Medicaid programs.

~~6B.50.070—Penalty for non-emergent lift assistance at licensed care facilities.~~

It shall be the policy and practice of the City to discourage the use of the 911 emergency system to dispatch personnel of the Tacoma Fire Department or its contractors and partners for non-emergency patient lift assistance at licensed care facilities.

A. Definitions. For the purpose of this section, the following terms, phrases, words, and their derivations shall have the meanings given:

“Lift assist” means a response by a fire department emergency response unit or the emergency response unit of a private contractor of the City or the unit of another public safety department providing automatic or mutual aid to the City to a state licensed care or nursing facility for the purpose of lifting a fallen patient to a pre-fall position.

“Non-emergent/emergency” means a determination, based upon an assessment by the commanding officer of the emergency response unit, that there is not an emergent medical condition or medical necessity justifying the presence of the emergency unit at the facility.

“Licensed care facility” means a Washington State licensed care or nursing facility, such as a skilled nursing facility, or an assisted living facility. A registered adult family home is not included in the definition of a licensed care facility.

B. Determination of Non-Emergent Lift Assist. Based upon the assessment undertaken by the commanding officer of an emergency response unit dispatched to a licensed care facility and their determination that no emergent medical condition or emergent medical necessity exists, but the staff of the facility desires that emergency response personnel complete a lift assist of a fallen patient, the officer shall declare the incident a non-emergent lift assist in their incident report.

C. Assessment of Penalty. The Fire Chief, or designee, shall be authorized to issue a penalty charge of \$350 for the first incident, \$500 for the second incident, and \$850 for each incident thereafter determined to be non-emergency lift assist at licensed care facilities; provided that, as of January 1, 2020, the authorized penalty charge shall be \$850 per incident without regard to the number of prior incidents.

D. Administrative Decision. Notice of the imposition of penalty charges under the provisions of this section shall be sent to the owner or management of the facility where the incident occurred; provided that, with respect to business premises, the owner, manager, or chief administrative agent regularly assigned and employed on the premises at the

~~time of the occurrence shall be presumed to be the appropriate person to receive the notice, unless the City is notified otherwise.~~

~~E. Waiver of Imposition. In the event the Fire Chief, or designee, determines that City's assessment or determination was in error or there were other mitigating facts which the commanding officer did not possess at the time of the incident, the Fire Chief, or designee, may waive imposition of the applicable penalty(ies).~~

~~F. Appeal from Administrative Decision. Any party subject to a penalty under the provisions of this section shall have a right of appeal to the Fire Chief, or designee. A notice of appeal must be submitted in writing no later than ten days after issuance of the notice of the penalty and must be directed to the Fire Chief, at the address listed on the notice of penalty. The written appeal should include the penalty reference number and the party's reasoning why the determination of notice of non-emergency lift assist should be reconsidered. Within 30 days of receipt of a written appeal, an impartial review of the appeal shall be completed and a recommendation shall be presented to the Fire Chief, or designee, for final decision, which will be reported to the appellant in writing. Unless a notice of appeal is properly filed in accordance with this section within ten days of the issuance of notice of penalty, said penalty is deemed final.~~

~~* * *~~



SUBSTITUTE ORDINANCE NO. 28703

1 AN ORDINANCE relating to solid waste, recycling, and hazardous waste;
2 amending Chapter 12.09 of the Tacoma Municipal Code to adjust 2021
3 and 2022 rates and charges to include a 1.5 percent rate increase to
4 become effective January 1, 2021, a 2.0 percent rate increase to become
effective January 1, 2022, and a 5 percent increase in low income
elderly/low income disabled discount to become effective January 1, 2021.

5 WHEREAS RCW 35.21.152, 35.67.020 and RCW 35.92.020 provide that
6 the City has full authority to operate, control, regulate, and fix the price of
7 services and facilities of a solid waste system, and

8
9 WHEREAS the City has established solid waste systems and regulations
10 governing rates and charges for solid waste services codified in Chapter 12.09 of
11 the Tacoma Municipal Code ("TMC"), and

12 WHEREAS the Environmental Services ("ES") Department, Solid Waste
13 Management Division, working with the Environmental Services Commission
14 ("Commission"), has updated its multi-year rate plan and developed proposed
15 rates for the 2021-2022 Biennium for Solid Waste Management ("SWM")
16 customers, and

17
18 WHEREAS, the recommendations from the Commission, are for 2 percent
19 increases each year, and

20
21 WHEREAS to further address the continuing economic impact of Covid-19
22 upon ratepayers, the Environmental Services Director has proposed a reduction
23 of the recommended rate increase in year 2021 from 2.0 percent to 1.5 percent,
24 and
25
26



1 WHEREAS the Environmental Services Director has proposed 1.5 and
2 2.0 percent rate increases, for solid waste, recycling, and hazardous waste,
3 becoming effective January 1, 2021, and January 1, 2022, respectively, and a
4 5 percent increase in the low income elderly/low income disabled discount
5 from 30 percent to 35 percent would become effective January 1, 2021, and
6

7 WHEREAS, the rates for self-haul disposal have been less than
8 surrounding communities and in-City customers have been subsidizing
9 customers from outside the City, proposed rates have been increased for
10 residential customers outside Tacoma and commercial customers to more
11 closely match those of alternative transfer stations in surrounding communities,
12 and
13

14 WHEREAS, the cost drivers for annual rate adjustments include increased
15 labor costs, green infrastructure and fleet capital costs, and increased costs for
16 recycling due to waste market conditions, and
17

18 WHEREAS the rate adjustments are intended to maintain minimum cost of
19 service rate increases for financial sustainability while being responsive to the
20 financial impacts of Covid-19, and
21

22 WHEREAS financial concerns include the burden placed on customers
23 and impacts on the revenue forecasts for the utilities, and financial assistance
24 for residential customers includes increasing both the breadth and strength of the
25 safety nets, and
26



1 WHEREAS outreach to City Neighborhood Councils and other community
2 groups were coordinated with Tacoma Public Utilities utility outreach and
3 communications activities, and due to Covid-19, meeting participation occurred
4 virtually, and
5

6 WHEREAS, other efforts to reach customers included, bill inserts, website
7 information including feedback tools, mailings and distribution of materials with
8 proposed 2 percent rate increases each year, and
9

10 WHEREAS the City Council has determined that it is reasonable and
11 necessary to adopt rate adjustments to meet the City's obligation to adequately
12 fund the ongoing maintenance, operational, and capital costs of the solid waste
13 utility system, to meet its service obligations to solid waste utility system
14 customers, and to protect the public health, safety and welfare, and
15

16 WHEREAS, in consideration of the foregoing, the City Council finds that
17 an amendment to the TMC, adopting the rate adjustments to the City's solid
18 waste service charges as set forth herein, is reasonable and necessary to meet
19 revenue requirements to cover the costs necessary to maintain a self-supporting
20 and financially viable solid waste utility system; Now, Therefore,
21

22 BE IT ORDAINED BY THE CITY OF TACOMA:

23 Section 1. The above-stated recitals are incorporated by this reference as
24 though fully set forth herein and are adopted as the findings and conclusions of
25 the City Council.
26



1 Section 2. That Chapter 12.09 of the Tacoma Municipal Code is hereby
2 amended as set forth in the attached Exhibit "A."

3 Section 3. That the effective date of this ordinance shall be 12:01 a.m.
4 January 1, 2021.
5

6 Section 4. That the City Clerk, in consultation with the City Attorney, is
7 authorized to make necessary corrections to this ordinance, including, but not
8 limited to, the correction of scrivener's/clerical errors, references, ordinance
9 numbering, section/subsection numbers, and any references thereto.
10

11 Passed _____
12

13 _____
14 Mayor

15 Attest:
16

17 _____
18 City Clerk

19 Approved as to form:
20

21 _____
22 Chief Deputy City Attorney
23
24
25
26



EXHIBIT "A"

CHAPTER 12.09

SOLID WASTE, RECYCLING, AND HAZARDOUS WASTE

* * *

12.09.090 Rate reduction for low-income senior and low-income disabled individuals.

Residential customers who qualify as low income senior or low income disabled under TMC 12.06.165 B shall be eligible for a ~~30~~35 percent reduction from their regular solid waste charges. The determination of low income senior and low income disabled status shall be made as set forth in TMC 12.06.165 B.

Individuals must submit an application documenting such determination for review and acceptance by the Director to qualify for this reduction. The effective date for the rate reduction shall be the first day of the billing period in which the Director's acceptance is granted.

* * *

12.09.110 Residential automated and semi-automated services.

A. Minimum Monthly Service.

	Effective Years	
	2019 <u>2021</u>	2020 <u>2022</u>
Once every other week pick-up 30-gallon (supplied by City)	\$22.79 <u>24.06</u>	\$23.69 <u>24.55</u>

1. Collection personnel shall not be required to negotiate steep ramps or stairs or remove 30-, 45-, 60-, and 90-gallon containers from storage bins in the performance of their duties. Where 30-, 45-, 60-, and 90-gallon residential containers are accessible on ground level in the location designated by Solid Waste Management on the street or alley, within five feet of the curb, street, or alley where a Solid Waste Management collection vehicle can stop legally for collection and loading, the rate shall be:

2019 <u>2021</u> RATES EVERY OTHER WEEK PICKUP RESIDENTIAL BARRELS				
Residential Category	Monthly Rate	Additional Charge for Overload	Each Reload	Each additional yard waste container (after initial two)
Regular Service				
30 gallon	\$22.79 <u>24.06</u>	\$10.00	\$15.00	\$3.00
45 gallon	\$34.18 <u>36.07</u>	\$10.00	\$15.00	\$3.00
60 gallon	\$45.58 <u>48.09</u>	\$10.00	\$15.00	\$3.00
90 gallon	\$68.37 <u>72.14</u>	\$10.00	\$15.00	\$3.00
2-60 gallon	\$91.14 <u>96.18</u>	\$10.00	\$15.00	\$3.00
60 + 90 gallon	\$113.94 <u>120.23</u>	\$10.00	\$15.00	\$3.00
2-90 gallon	\$136.75 <u>144.28</u>	\$10.00	\$15.00	\$3.00



**20202022 RATES EVERY OTHER WEEK PICKUP
RESIDENTIAL BARRELS**

Residential Category	Monthly Rate	Additional Charge for Overload	Each Reload	Each additional yard waste container (after initial two)
Regular Service				
30 gallon	\$24.06 <u>24.55</u>	\$10.00	\$15.00	\$3.00
45 gallon	\$36.07 <u>36.79</u>	\$10.00	\$15.00	\$3.00
60 gallon	\$48.09 <u>49.05</u>	\$10.00	\$15.00	\$3.00
90 gallon	\$72.14 <u>73.58</u>	\$10.00	\$15.00	\$3.00
2-60 gallon	\$96.18 <u>98.10</u>	\$10.00	\$15.00	\$3.00
60 + 90 gallon	\$120.23 <u>122.63</u>	\$10.00	\$15.00	\$3.00
2-90 gallon	\$144.28 <u>147.16</u>	\$10.00	\$15.00	\$3.00

2. Where residential containers and extra containers are accessible on ground level, but farther than five feet from the curb, street, or alley where a Solid Waste Management collection vehicle can stop legally for collection and loading, the following additional carry service charges, measured along the route taken for collection, shall apply to each container:

	Garbage	Recycle & Yard Waste
Over 5 feet to 25 feet	\$4.45 per month	\$4.45 per month
Each additional 25 feet or portion thereof	\$5.55 per month	\$5.55 per month

Carry distances shall be measured along the route necessarily taken for collection.

The above rates apply to each and every can or container collected and loaded from a specific premises

3. An additional charge of \$5.55 per garbage, recycle, and yard waste container per month shall be added when containers are not reasonably accessible, regardless of carrying distance.

4. Residential 300-gallon containers shall initially be placed in position by Solid Waste Management to facilitate the collection operation. Once so placed into service, the containers shall not be removed or relocated by the customer. Each customer sharing a 300-gallon container shall pay a rate commensurate with the services received as determined by Solid Waste Management.

5. There will be no charge for initial delivery or change of containers supplied by Solid Waste Management for new customers. In addition, there will be no charge for delivery or change of containers for existing customers once per premise, per year. Additional deliveries of containers and changes in service due to customer request after the first delivery or change in any calendar year to a premise will be billed at \$30.00 per delivery. Replacement of containers damaged by the normal collection process are not subject to the \$30.00 container delivery or exchange fee.

6. a. A surcharge of \$2.32 per residential account per month shall be added to offset system program cost increases for processing and shipping for recyclable materials resulting from market conditions.

b. A surcharge of \$0.50 per residential account per month shall be added to offset system program costs of increased recycling education programming made necessary as a result of market conditions.¹

* * *

¹ Code Reviser's note: the surcharge rate set forth in TMC 12.09.110.A.6.b, for recycling education programming, shall sunset, and no longer be in force or effect, at 11:59 p.m. on December 31, 2023, per Ordinance No. 28623 § 3.



12.09.120 Commercial services.

Solid Waste Management reserves the right to establish the appropriate level of service. No single unit of a multibusiness complex or building may receive individual container service of less than one cubic yard in capacity unless the subject unit is directly billed by the City for payment of all other public utilities servicing that unit, including electricity, water, surface water, and wastewater. Minimum monthly service for City-owned containers shall be one pickup per week, per month, per container, with the exception of drop-off boxes and compactors. Commercial rates for collection of solid waste shall be as follows:

A. Commercial Barrels.

	Effective Years	
	<u>20192021</u>	<u>20202022</u>
Minimum Monthly Service (20-Gallon):	<u>\$28.7130.22</u>	<u>\$29.0631.73</u>

<u>20192021</u> RATES COMMERCIAL BARRELS				
Commercial Category	Monthly Container Rent *	Monthly Rate (times pickups per week)	Each Additional Pickup	Overload Charge
Regular Service				
20 gallon	na	<u>\$28.7130.22</u>	\$15.00	\$10.00
30 gallon	na	<u>\$37.7139.60</u>	\$15.00	\$10.00
60 gallon	na	<u>\$58.1959.51</u>	\$15.00	\$10.00
90 gallon	na	<u>\$79.7681.88</u>	\$15.00	\$10.00
300 gallon	<u>\$4.0020</u>	\$166.05	\$38.35	\$25.00
Temporary Service				
Commercial Category	Daily Container Rent*	Each Haul Container	Placement Fee	Overload Charge
20 gallon	na	\$15.00	na	\$5.00
30 gallon	na	\$15.00	na	\$5.00
60 gallon	na	\$15.00	na	\$5.00
90 gallon	na	\$15.00	na	\$5.00
300 gallon	\$1.00	\$38.35	\$15.00	\$25.00

*Excluding Washington State Sales Tax



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20202022 RATES COMMERCIAL BARRELS				
Commercial Category	Monthly Container Rent *	Monthly Rate (times pickups per week)	Each Additional Pickup	Overload Charge
Regular Service				
20 gallon	na	\$30.22 31.73	\$15.00	\$10.00
30 gallon	na	\$39.60 41.58	\$15.00	\$10.00
60 gallon	na	\$59.51	\$15.00	\$10.00
90 gallon	na	\$81.88	\$15.00	\$10.00
300 gallon	\$4.00 41	\$166.05	\$38.35	\$25.00
Temporary Service				
Commercial Category	Daily Container Rent*	Each Haul Container	Placement Fee	Overload Charge
20 gallon	na	\$15.00	na	\$5.00
30 gallon	na	\$15.00	na	\$5.00
60 gallon	na	\$15.00	na	\$5.00
90 gallon	na	\$15.00	na	\$5.00
300 gallon	\$1.00	\$38.35	\$15.00	\$25.00

*Excluding Washington State Sales Tax

* * *

F. Commercial Bulk Noncompacted Container Rates.

1. City-owned, drop-off box – minimum charge of \$200.00 per month in addition to rent, if not hauled, provided, this charge will not be assessed to boxes used for the purposes of recycling.
2. City-owned, front-load container used on a temporary basis will be charged \$50.00 per month in addition to rent, if not hauled.
3. City-owned 20-, 30-, 60-, 90-, or 300-gallon container used on a temporary basis will be charged the 20-gallon commercial barrel monthly rate if not hauled.
4. Customer-owned container – minimum charge, if not hauled, will be the 20-gallon commercial barrel monthly rate.
5. An additional \$200.00 charge per haul for drop-off box for same day service.
6. An additional rental charge of \$9.00 per month or \$0.30 per day will be made for any container requiring a cover or extra-strength construction.
7. An additional \$25.00 charge per haul for front-load container for same day service.
8. The following carry service charge shall apply per pick-up for each front-load container (two- to four-cubic yard with casters).

Each front-load container	\$27.00 per pick-up
---------------------------	---------------------

9. An additional \$50.00 charge for each container relocation without a haul (dump).
10. An additional \$50.00 return charge will be billed to customers who have a scheduled haul for their compactor or DOB and the container was not made accessible for hauling when Solid Waste staff arrived.



11. An additional \$25.00 return charge will be billed to customers who have a scheduled haul for their front-load container and the container was not made accessible for hauling when Solid Waste staff arrived.

12. An additional \$10.00 may be charged for containers or compactors that require double-picking.

20192021 RATES				
FRONT LOAD CONTAINERS				
Commercial Category	Monthly Container Rent*	Monthly Rate (times pickups per week)	Each Additional Pickup	Overload Charge
Regular Service				
2 Cubic yard	\$7.80	\$229.24 <u>230.25</u>	\$52.90 <u>53.14</u>	\$25.00
3 Cubic yard	\$8.90	\$290.67 <u>291.17</u>	\$67.08 <u>20</u>	\$30.00
4 Cubic yard	\$10.60	\$352.96 <u>353.40</u>	\$81.45 <u>56</u>	\$35.00
6 Cubic yard	\$13.85	\$475.78	\$109.80	\$40.00
8 Cubic yard	\$15.30	\$600.26	\$138.52 <u>53</u>	\$45.00
Temporary Service				
Commercial Category	Daily Container Rent*	Each Haul Container	Placement Fee	Overload Charge
2 Cubic yard	\$1.00	\$52.90 <u>53.14</u>	\$15.00	\$25.00
3 Cubic yard	\$1.00	\$67.08 <u>20</u>	\$15.00	\$30.00
4 Cubic yard	\$1.00	\$81.45 <u>56</u>	\$15.00	\$35.00
6 Cubic yard	\$1.00	\$109.80	\$15.00	\$40.00
8 Cubic yard	\$1.00	\$138.52 <u>53</u>	\$15.00	\$45.00

*Excluding Washington State Sales Tax



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2020 2022 RATES FRONT LOAD CONTAINERS				
Commercial Category	Monthly Container Rent*	Monthly Rate (times pickups per week)	Each Additional Pickup	Overload Charge
Regular Service				
2 Cubic yard	\$7.80 96	\$230.25	\$53.13 14	\$25.00
3 Cubic yard	\$8.90 08	\$291.17	\$67.19 20	\$30.00
4 Cubic yard	\$10.60 82	\$353.40	\$81.55 56	\$35.00
6 Cubic yard	\$13.85 14.13	\$475.78	\$109.80	\$40.00
8 Cubic yard	\$15.30 61	\$600.26	\$138.52 53	\$45.00
Temporary Service				
Commercial Category	Daily Container Rent*	Each Haul Container	Placement Fee	Overload Charge
2 Cubic yard	\$1.00	\$53.13 14	\$15.00	\$25.00
3 Cubic yard	\$1.00	\$67.19 20	\$15.00	\$30.00
4 Cubic yard	\$1.00	\$81.55 56	\$15.00	\$35.00
6 Cubic yard	\$1.00	\$109.80	\$15.00	\$40.00
8 Cubic yard	\$1.00	\$138.52 53	\$15.00	\$45.00

*Excluding Washington State Sales Tax

2019 2021 RATES DROP OFF BOX			
Commercial Category	Monthly Container Rent*	Each Haul per Container	
Regular Service			
15 Cubic Yard	\$38.90	\$558.67 599.04	
20 Cubic Yard	\$42.45	\$645.46 684.84	
25 Cubic Yard	\$43.25	\$737.59 781.10	
30 Cubic Yard	\$46.05	\$834.80 885.46	
40 Cubic Yard	\$52.15	\$1,023.63 1,086.31	
Temporary Service			
	Daily Container Rent*	Each Haul per Container	Placement Fee
15 Cubic Yard	\$1.50	\$558.67 599.04	\$50.00
20 Cubic Yard	\$1.50	\$645.46 684.84	\$50.00
25 Cubic Yard	\$1.50	\$737.59 781.10	\$50.00
30 Cubic Yard	\$1.50	\$834.80 885.46	\$50.00
40 Cubic Yard	\$1.50	\$1,023.63 1,086.31	\$50.00

*Excluding Washington State Sales Tax



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2020 2022 RATES DROP OFF BOX			
Commercial Category		Monthly Container Rent*	Each Haul per Container
Regular Service			
15 Cubic Yard		\$38.90 39.68	\$570.51 629.00
20 Cubic Yard		\$42.45 43.30	\$652.22 719.09
25 Cubic Yard		\$43.25 44.12	\$743.90 820.16
30 Cubic Yard		\$46.05 46.98	\$843.29 929.74
40 Cubic Yard		\$52.15 53.20	\$1,034.58 1,140.63
Temporary Service			
	Daily Container Rent*	Each Haul per Container	Placement Fee
15 Cubic Yard	\$1.50	\$570.51 629.00	\$50.00
20 Cubic Yard	\$1.50	\$652.22 719.09	\$50.00
25 Cubic Yard	\$1.50	\$743.90 820.16	\$50.00
30 Cubic Yard	\$1.50	\$843.29 929.74	\$50.00
40 Cubic Yard	\$1.50	\$1,034.58 1,140.63	\$50.00

*Excluding Washington State Sales Tax

13. When the weight of the contents of a noncompacted drop-off box exceeds the applicable maximum weight for a truck to safely handle the load, the customer will be charged the commercial disposal tip fee rate for each ton and/or portion of a ton by which the contents exceed the maximum weight of 10 tons.

14. Uncontained loads that are determined to be "Dusty Loads" by Solid Waste Management are subject to rejection or assessment of additional processing fees.

15. Solid Waste Management reserves the right to collect advance payment for container placement and up to four months of charges for rental and service charges associated with the provision of temporary service. The City Treasurer may accept satisfactory securities or surety bond in lieu of cash payment. Such payment or security may be applied toward the payment of service charges whenever the same shall become due. Solid Waste Management reserves the right to require additional advance payment for subsequent service that may be requested by the customer.

FG. Commercial Compactor Container Rates. Commercial rates for collection and disposal of solid waste from customer-owned compactor containers shall be as follows:

1. Customer-owned containers will be charged the 20-gallon commercial barrel rate if no other solid waste service is provided by Solid Waste Management at the location during the month.

2019 2021 RATES FRONT LOAD COMPACTOR CONTAINER	
Commercial Category	Each Container Each Pickup
Regular Service	



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2 Cubic Yard	\$102.76 <u>103.07</u>
3 Cubic Yard	\$196.56 <u>210.58</u>
4 Cubic Yard	\$253.82 <u>273.48</u>
5 Cubic Yard	\$310.75 <u>336.87</u>

2020 <u>2022</u> RATES FRONT LOAD COMPACTOR CONTAINER	
Commercial Category	Each Container Each Pickup
Regular Service	
2 Cubic Yard	\$103.07
3 Cubic Yard	\$209.83 <u>214.80</u>
4 Cubic Yard	\$271.48 <u>278.95</u>
5 Cubic Yard	\$332.86 <u>343.63</u>



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<u>2019</u>2021 RATES	
DROP OFF BOX COMPACTOR	
Commercial Category	Each Container Each Pickup
Regular Service	
10 Cubic Yard	\$737.25
12 Cubic Yard	\$989.43 <u>1,081.39</u>
15 Cubic Yard	\$1,251.83 <u>1,358.03</u>
16 Cubic Yard	\$1,310.76 <u>1,421.71</u>
17 Cubic Yard	\$1,380.57 <u>1,496.63</u>
18 Cubic Yard	\$1,444.70 <u>1,566.96</u>
20 Cubic Yard	\$1,570.53 <u>1,705.97</u>
24 Cubic Yard	\$1,827.38 <u>1,987.29</u>
25 Cubic Yard	\$1,891.06 <u>2,057.00</u>
26 Cubic Yard	\$1,956.88 <u>2,130.92</u>
27 Cubic Yard	\$2,016.63 <u>2,194.25</u>
30 Cubic Yard	\$2,214.06 <u>2,411.14</u>
33 Cubic Yard	\$2,412.50 <u>2,628.07</u>
34 Cubic Yard	\$2,475.48 <u>2,703.21</u>
40 Cubic Yard	\$2,857.06 <u>3,114.14</u>



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2020 2022 RATES DROP OFF BOX COMPACTOR	
Commercial Category	Each Container Each Pickup
Regular Service	
10 Cubic Yard	\$737.25
12 Cubic Yard	\$1,081.39 1,135.46
15 Cubic Yard	\$1,358.03 1,425.93
16 Cubic Yard	\$1,421.71 1,492.80
17 Cubic Yard	\$1,496.63 1,571.46
18 Cubic Yard	\$1,566.96 1,645.31
20 Cubic Yard	\$1,705.97 1,791.27
24 Cubic Yard	\$1,987.29 2,086.66
25 Cubic Yard	\$2,057.00 2,159.84
26 Cubic Yard	\$2,130.92 2,237.46
27 Cubic Yard	\$2,194.25 2,303.97
30 Cubic Yard	\$2,411.14 2,531.69
33 Cubic Yard	\$2,628.07 2,759.47
34 Cubic Yard	\$2,703.21 2,838.37
40 Cubic Yard	\$3,114.14 3,269.85

2. The service charge for other compactor container sizes that may become available shall be determined by Solid Waste Management.

3. When the weight of the contents of a compacted container exceeds the applicable maximum weight for a truck to safely handle the load, the customer will be charged the commercial disposal tip fee rate for each ton and/or portion of a ton by which the contents exceed the maximum weight of 10 tons.

4. Uncontained loads that are determined to be "Dusty Loads" by Solid Waste Management are subject to rejection or assessment of additional processing fees.

5. The following carry service charge shall apply per pick-up for front load compactor (not to exceed two cubic yards).

Each front-load compactor	\$27.00 per pick-up
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* * *

12.09.140 Disposal rates.

All rates are based on 100-pound increments. (Any fraction of 100 pounds will be billed as 100 pounds.)

1. Solid waste generated within a private resident's home or yard, not including material from:



Pounds per load	Within City of Tacoma		Outside City of Tacoma	
	<u>20192021</u>	<u>20202022</u>	<u>20192021</u>	<u>20202022</u>
0 - 400	\$20.00	\$20.00	\$7.25 <u>\$8.50</u> per 100 pounds - minimum charge \$2040.00	\$7.25 <u>\$8.50</u> per 100 pounds - minimum charge \$2040.00
Disposals of more than 400 pounds	\$7.25 per each 100 pounds exceeding the initial 400-pound load	\$7.25 per each 100 pounds exceeding the initial 400-pound load	\$7.25 <u>\$8.50</u> per each 100 pounds exceeding the initial 400-pound load	\$7.25 <u>\$8.50</u> per each 100 pounds exceeding the initial 400-pound load

To qualify for these disposal rates, City residents must present proper documentation in a form that satisfies the requirements of TMC 12.09.130.

2. There shall be no charge for City residential yard waste that is properly prepared and sorted and hauled to the City's public disposal area by the homeowner. This shall apply only to loads consisting of 100 percent yard waste (vegetation). To qualify for this service at no charge, the customer must present at the time of disposal documentation that satisfies the requirements of TMC 12.09.130.B.

3. All material, except Item 1 above:

Pounds per load	
<u>20192021</u>	<u>20202022</u>
\$7.25 <u>\$8.50</u> per 100 pounds; minimum charge of \$2040.00	\$7.25 <u>\$8.50</u> per 100 pounds; minimum charge of \$2040.00

4. Material from nonprofit corporations qualifying under Section 12.09.140.B:

Pounds per load	
<u>20192021</u>	<u>20202022</u>
\$3.63 <u>\$4.25</u> per 100 pounds; minimum charge of \$2040.00	\$3.63 <u>\$4.25</u> per 100 pounds; minimum charge of \$2040.00

* * *



ORDINANCE NO. 28704

1 AN ORDINANCE relating to waste water and surface water management;
2 amending Chapter 12.08 of the Tacoma Municipal Code, related to
3 Wastewater and Surface Water Management – Regulation and Rates,
4 adjusting 2021 and 2022 rates and charges to include a 1.5 percent
5 increase effective January 1, 2021, a 2 percent increase to become
6 effective on January 1, 2022, and a 5 percent increase in the low income
7 elderly/low income disabled discount to become effective January 1,
8 2021.

9 WHEREAS RCW Ch. 35.21, Ch. 35.92 and Ch. 35.67 authorize the City to
10 construct, condemn and purchase, acquire, add to, alter, maintain, and operate
11 wastewater and surface water sewer systems, and to establish the rates
12 therefore, and

13 WHEREAS the City has established wastewater and surface water sewer
14 utility systems and regulations governing rates and charges for wastewater and
15 surface water sewer utility services codified at Chapter 12.08 of the Tacoma
16 Municipal Code (“TMC”), and

17 WHEREAS the Environmental Services (“ES”) Department, working with
18 the Environmental Services Commission (“Commission”), has updated its multi-
19 year rate plan and developed proposed general revenue increases for the
20 2021-2022 Biennium for Wastewater and Surface Water customers, and

21 WHEREAS, the recommendations from the Commission are for 2 percent
22 increases each year, and

23 WHEREAS, to further address the continuing economic impact of Covid-19
24 upon ratepayers, the Environmental Services Director has proposed a reduction
25
26



1 of the recommended rate increase in year 2021 from 2.0 percent to 1.5 percent,
2 and

3 WHEREAS, the Environmental Services Director has proposed 1.5 and
4 2 percent rate increases for wastewater and surface water becoming effective
5 January 1, 2021, and January 1, 2022, respectively, and a five percent increase
6 in the low income elderly/low income disabled discount from 30 percent to
7 35 percent would become effective January 1, 2021, and

9 WHEREAS these rate increases are driven primarily by increases in
10 labor and materials, increased labor costs, increased costs for improvement to
11 aging infrastructure and new infrastructure investments, and additional
12 environmental regulations and requirements, and

14 WHEREAS the rate adjustments are intended to maintain minimum cost
15 of service rate increases for financial sustainability while being responsive to
16 the financial impacts of Covid-19, and

18 WHEREAS financial concerns include the burden placed on customers
19 and impacts on the revenue forecasts for the utilities, financial assistance
20 for residential customers includes increasing both the breadth and strength of
21 the safety nets, and

22 WHEREAS outreach to City Neighborhood Councils and other
23 community groups were coordinated with Tacoma Public Utilities utility outreach
24 and communications activities, and due to Covid-19, meeting participation
25 occurred virtually, and
26



1 WHEREAS, other efforts to reach customers included bill inserts,
2 website information including feedback tools, mailings and distribution of
3 materials all included proposals of 2 percent increases each year, and
4

5 WHEREAS the City Council has determined that it is reasonable and
6 necessary to adopt rate adjustments to meet the City's obligation to adequately
7 fund the ongoing maintenance, operational, and capital costs of the wastewater
8 and surface water sewer utility systems, to meet its service obligations to
9 wastewater and surface water sewer utility systems customers, and to protect
10 public health, safety and welfare, and
11

12 WHEREAS, in consideration of the foregoing, the City Council finds that
13 an amendment to the TMC, adopting the rate adjustments to the City's
14 wastewater and surface water sewer service charges as set forth herein, is
15 reasonable and necessary to meet revenue requirements to cover the costs
16 necessary to maintain self-supporting and financially viable wastewater and
17 surface water sewer utility systems; Now, Therefore,
18

19 BE IT ORDAINED BY THE CITY OF TACOMA:

20 Section 1. The above-stated recitals are incorporated by this reference as
21 though fully set forth herein and are adopted as the findings and conclusions of
22 the City Council.
23

24 Section 2. That Chapter 12.08 of the Tacoma Municipal Code is hereby
25 amended as set forth in the attached Exhibit "A."
26



1 Section 3. That the effective date of this ordinance shall be 12:01 a.m.
2 January 1, 2021.

3 Section 4. That the City Clerk, in consultation with the City Attorney, is
4 authorized to make necessary corrections to this ordinance, including, but not
5 limited to, the correction of scrivener's/clerical errors, references, ordinance
6 numbering, section/subsection numbers, and any references thereto.
7

8 Passed _____
9

10 _____
11 Mayor

12
13 Attest:

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15 _____
16 City Clerk

17 Approved as to form:

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19 _____
20 Chief Deputy City Attorney
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EXHIBIT "A"

CHAPTER 12.08

WASTEWATER AND SURFACE WATER MANAGEMENT – REGULATION AND
RATES

* * *

12.08.320 Discharge of holding tank contents – Charges – Report.

A. A charge shall be made for the total gallons of holding tank waste material discharged at the wastewater treatment plant, and shall be payable to the City Treasurer and credited to the Wastewater Management Fund. The charge shall be as follows:

Effective Date: January 1, ~~2019~~2021:

	From Within the City	From Outside the City
Septic Tank Wastes (Holding, Cesspool, etc.) and Chemical Toilet Wastes	\$14.67 19.70/100 gal.	\$16.14 21.67/100 gal.

Effective Date: January 1, ~~2020~~2022:

	From Within the City	From Outside the City
Septic Tank Wastes (Holding, Cesspool, etc.) and Chemical Toilet Wastes	\$15.26 20.09/100 gal.	\$16.79 22.10/100 gal.

B. Prior to the discharge of any material from holding tanks, the operator will correctly identify the source and contents being disposed. Incomplete or inaccurate reporting may result in the application of the highest chargeable rate.

* * *

12.08.360 Charges and rates for wastewater service inside the City limits.

As permitted by Chapter 35.67 RCW, charges shall be made for the discharge and for the availability for discharge of all sanitary sewage into sanitary sewers. If the Director requires construction of an extension to the sanitary sewer system prior to issuance of a side sewer permit, the charge for availability for discharge shall not be made until such time as the sanitary sewer extension is completed. Unless otherwise determined by the Director, no allowances will be made for vacancies, remodeling, or other such activities unless the water service for the entire facility, building, or mobile home court (two or more units) is turned off by the Water Utility of the City. Charges shall be as follows:

A. Each single-family residence (including those instances where more than one family residence is served through one water meter, as hereinbefore mentioned in TMC 12.08.010) shall be charged a monthly charge computed as follows:

Effective Date: January 1, ~~2019~~2021:

(1) A fixed charge of ~~\$25.87~~27.32 plus

(2) A flow charge calculated at ~~\$4.87~~5.15 per hundred cubic feet (ccf) of water consumption.

Effective Date: January 1, ~~2020~~2022:

(1) A fixed charge of ~~\$26.94~~27.73 plus

(2) A flow charge calculated at ~~\$5.07~~5.23 per hundred cubic feet (ccf) of water consumption.



The water consumption for the flow charge shall be the average monthly use as measured during the most recent months of December, January, February, and March. If the average consumption results in a fractional part of a ccf, the number used for calculating the flow charge shall be rounded to the nearest one-hundredth of a ccf.

B. Multiple-family residences, accessory dwelling units and mobile home courts (two or more units) served through one water meter shall pay a monthly charge per living unit as above, except that the water consumed during the winter months shall be divided by the total number of living units served by the account to determine the per living unit flow volume. If the average consumption per unit results in a fraction, the number used for calculating the flow charge shall be billed to the nearest one-hundredth of a ccf.

It shall be the duty of every person in possession, charge, or control of the entire premises consisting of two or more units, served by the sanitary sewer system, or to which such service is available, to be accountable for payment of each unit.

Where units in multiple-unit residences are separately metered; each unit shall be charged the appropriate single-family residence rate as set forth in subsection A of this section.

* * *

C. In all cases other than residential charges hereinabove set forth, the sewer charge shall be computed and paid as follows:

1. Metered Water Supply. When charges and fees are based upon the water usage, such charges and fees shall be applied against the total amount of water used from all sources unless, in the opinion of the Director, significant portions of water received are not discharged to a sanitary sewer. The total amount of water used from public and private sources will be determined by means of public meters or private meters, installed and maintained at the expense of the user in accordance with Environmental Services Policies and Guidelines. Such public or private meters shall measure flow in cubic feet (cf). Where more than one commercial/industrial facility is served by one water meter, the user group shall be determined by the activities of the largest water consumption user.

2. Metered Wastewater Volume and Metered Diversions. When charges and fees are based upon water usage and where, in the opinion of the Director, a significant portion of the water received from any metered source does not flow into the sanitary sewer because of the principal activity of the user or removal by other means, the charges and fees will be applied against the volume of water discharged from such premises into the sanitary sewer. Any user seeking a reduction in sewer charges and fees based on a diversion of metered water from the sanitary sewer system shall provide the Director written proof of such diversion for the Director's approval. To establish reduced sewer charges and fees based on such diversion, the user shall, unless clearly demonstrated as impractical, install a submeter of a type and at a location approved by the Director and at the user's expense. A credit adjustment for sanitary sewer overcharges may be granted, upon written application by the user, but only for the three-month period immediately preceding the submeter installation.

Such meters shall measure flow in cubic feet (cf) and shall be maintained at the expense of the user and be tested for accuracy at the expense of the user in accordance with Environmental Services Policies and Guidelines. Within 30 days of notification by the Director that meter repair or testing is required, the user shall provide written confirmation that such repair or testing has been accomplished. Failure to provide such confirmation may result in sanitary sewer charges being based upon the metered water source.

3. Users Installing Irrigation Systems. All users installing irrigation systems shall be required to meter the water usage of the irrigation system by installing, at user's expense, either a metered water supply dedicated solely to the irrigation system or a submeter, which the user shall maintain, to calculate the appropriate reduction of sewer charges.

4. Estimated Wastewater Volume.



a. Users Without Source Meters. In cases where, in the opinion of the Director, it is unnecessary or impractical to install meters, the charges and fees may be based upon an estimate of the volume to be discharged, prepared by the Director. A rational method will be used to estimate the quantity of wastewater discharged and may consider such factors as the number of fixtures, seating capacity, population equivalent, annual production of goods and services, or such other determinations of water use necessary to estimate the wastewater volume discharged.

b. Users With Source Meters. In cases where, in the opinion of the Director, users divert a significant portion of their flow from a public sewer, the charges and fees may be based upon an estimate of the flow and volume to be discharged, prepared by the user and approved by the Director. The estimate must include the method and calculations used to determine the wastewater volume and may consider such factors as the number of fixtures, seating capacity, population equivalents, annual production of goods and services, or such other determinations of water use necessary to estimate the wastewater volume discharged.

c. Where the Director determines that the cost to provide sanitary sewer service to a customer or a group of customers is abnormally higher than the cost to provide regular sanitary sewer service to City customers, due to unusual circumstances, the Director may establish a surcharge based upon that incremental higher cost. The Director will notify affected customers prior to implementing the surcharge.

d. Residential customers who qualify as low-income senior or low-income disabled under TMC 12.06.165 B shall be eligible for a ~~30-35~~ percent reduction from the regular sanitary sewer charges. The determination of low income senior and low income disabled status shall be made as set forth in TMC 12.06.165 B. Individuals must submit an application documenting such determination for review and acceptance by the Director to qualify for this reduction. The effective date for the rate reduction shall be the first day of the billing period in which the Director's acceptance is granted.

* * *

12.08.365 Charges for special approved discharges.

A. Discharge to Sanitary Sewer System.

1. The Director may, at his or her discretion, approve discharges to the sanitary sewer system generally for a short-term duration as needed. Application for discharge approval must be accompanied by payment of any fixed administration/application fee(s) and be submitted at least 30 days prior to the requested discharge date.

2. Unless otherwise determined by the Director, the charge for short-term discharges to the sanitary sewer system shall be based on the quantity and strength of the wastewater discharged, according to the rate specified in TMC 12.08.390 of this chapter, in addition to the following annual fixed administration fee:

Effective Date: February 5, 1995: Fixed Fee

<u>Under 5,000 gallons</u>	<u>\$200.00</u>
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<u>Between 5,000 and 20,000 gallons</u>	<u>\$400.00</u>
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<u>Over 20,000 gallons</u>	<u>\$650.00</u>
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3. As determined by the Director, representative samples may be required to be taken for suspended solids (SS) and biochemical oxygen demand (BOD). Sampling may also be required for total petroleum hydrocarbons (TPH) and any other pollutants suspected to be present in the wastewater. Additional samples may be required at the Director's discretion.

* * *

B. Discharge to Storm Drainage System.

1. The Director may, at his or her discretion, approve discharges to the storm drainage system under TMC 12.08.080, as necessary. Application for discharge approval must be accompanied by payment of



any fixed administrative/application fee(s) and be submitted at least 30 days prior to the requested discharge date.

2. The Director, or his or her representative, may require that samples be taken of the proposed discharge to insure compliance with federal, state, and local water quality requirements. Samples will be analyzed based on known and/or suspected pollutants at the site or in the proposed discharge. Sampling and analysis must be completed and reviewed by City staff prior to any discharge to the City's storm drainage system. The Director, or his or her representative, may require additional sampling throughout the duration of the discharge to insure compliance with the above-referenced requirements.

3. Unless otherwise determined by the Director, the charge for discharges of non stormwater to the surface water system under TMC 12.08.080 hereof shall be as set forth herein. This charge will consist of three parts:

Effective Date: January 1, 1997:

- a. An application fee of \$500 per discharge location payable at the time of application of discharge; and
- b. An annual administration fee of \$300 payable no later than January 30 of the year following initiation of discharge and no later than January 30 of each year thereafter if the discharge continues to occur; and
- c. A quantity fee:

Effective Date: January 1, ~~2019~~2021:

~~\$.0021812~~ ~~0023027~~ ~~0022914~~ per gallon discharged.

Effective Date: January 1, ~~2020~~2022:

~~\$.0022575~~ ~~0023487~~ ~~0023372~~ per gallon discharged.

Payments shall be made in a manner and at the frequency determined by the Director.

* * *

12.08.390 Basis for determination of commercial/industrial charges for use of wastewater system by monitored users.

Monitored commercial and/or industrial users shall pay the appropriate charges and fees based upon the wastewater constituents and characteristics. Except for test rate classifications established by the Director pursuant to TMC 12.08.380, these charges and fees for use of the wastewater system shall be computed on the basis of wastewater from a domestic premises with the following characteristics:

BOD - 200 milligrams per liter

Suspended Solids - 225 milligrams per liter

Composite rates per 100 cubic feet (ccf) for existing and new users are/will be developed using the following constituent concentration rates.

Effective Date: January 1, ~~2019~~2021:

Flow	\$4.675 .01
Biochemical oxygen demand(BOD)	\$.006864 007363 per mg/l
Suspended solids	\$.0051792 007363 per mg/l
Monthly fixed charge	\$12.50 13.39 per calendar month

Effective Date: January 1, ~~2020~~2022:

Flow	\$4.865 .17
Biochemical oxygen demand(BOD)	\$.007176 007510 per mg/l
Suspended solids	\$.0054288 007510 per mg/l



Monthly fixed charge ~~\$13.00~~13.80 per calendar month

* * *

12.08.400 Charge for Commercial/Industrial Wastewater User Groups.

The fixed charge for each commercial or industrial user of wastewater system shall be as follows:

Effective Date: January 1, ~~2019~~2021:

~~\$12.50~~13.39 per calendar month

Effective Date: January 1, ~~2020~~2022:

~~\$13.00~~80 per calendar month

In addition each unmonitored commercial or industrial user placed in a user group shall pay the appropriate flow rate per 100 cubic (ccf) as identified in Table II. All restaurants are initially in the Category 8 (Restaurant II) group. Any restaurant customer may petition the Director to be placed in the Category 6 (Restaurant I) group. The customer must provide the Director with documentation that the restaurant has an approved grease retention device to current Uniform Plumbing Code as adopted in Chapter 2.06 of the Tacoma Municipal Code, and as amended thereafter, and Department Policies and Guidelines, and that the customer has an adequate ongoing maintenance program in place for that device. If the Director concurs, the Director will place that restaurant in the Category 6 (Restaurant I) group as long as those conditions are continually met. In the event that those conditions are not continually met, the Director will place the restaurant back into the Category 8 (Restaurant II) group until the conditions of Department Policies and Guidelines are again met.

If, as a result of a rate increase due to an ordinance change, any specific account of a direct commercial and/or industrial customer would receive an increase in wastewater charges that meet the following criteria, that customer will be eligible to receive a one-time rate mitigation credit:

- A. The percentage increase for that specific account is more than twice the City-wide average increase; and
- B. The percentage increase for that specific account is more than 10 percent; and
- C. The dollar increase as a result of the rate increase for that specific account is more than \$1,000 for the 12 months following implementation of that rate increase.

The credit shall apply to the first 12 months of implementation of the ordinance change and be equal to 50 percent of the increased charges that exceed the first \$1,000 increase for that 12-month period. The credit does not apply to any subsequent year's charges due to the same individual City-wide rate increase. The manner and method of applying the credit shall be determined by the Director.

Table II Rates for Commercial and/or Industrial User Groups
Effective Date: January 1, ~~2019~~2021

Billing Category	Constituent Strength limits	Rate (\$/ccf)
Category 8	(BOD 901 + mg/l) (SS 600 mg/l)	\$14.13 <u>15.15</u>
Category 7	(BOD 701-900 mg/l) (SS 700 mg/l)	\$13.67 <u>14.65</u>
Category 6	(BOD 701-900 mg/l) (SS 400 mg/l)	\$12.09 <u>96</u>
Category 5	(BOD 501-700 mg/l) (SS 400 mg/l)	\$10.55 <u>11.31</u>
Category 4	(BOD 301-500 mg/l) (SS 450 mg/l)	\$10.38 <u>11.13</u>
Category 3	(BOD 301-500 mg/l) (SS 0-400 mg/l)	\$8.84 <u>9.48</u>
Category 2	(BOD 200-300 mg/l) (SS 150-400 mg/l)	\$7.02 <u>53</u>
Category 1	(BOD 0-250 mg/l) (SS 0-150 mg/l)	\$6.75 <u>7.24</u>



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Table II Rates for Commercial and/or Industrial User Groups		
Effective Date: January 1, 2020 2022		
Billing Category	Constituent Strength limits	Rate (\$/ccf)
Category 8	(BOD 901 + mg/l) (SS 600 mg/l)	\$14.70 15.61
Category 7	(BOD 701-900 mg/l) (SS 700 mg/l)	\$14.22 15.09
Category 6	(BOD 701-900 mg/l) (SS 400 mg/l)	\$12.58 13.35
Category 5	(BOD 501-700 mg/l) (SS 400 mg/l)	\$10.98 11.65
Category 4	(BOD 301-500 mg/l) (SS 450 mg/l)	\$10.80 11.47
Category 3	(BOD 301-500 mg/l) (SS 0-400 mg/l)	\$9.2077
Category 2	(BOD 200-300 mg/l) (SS 150-400 mg/l)	\$7.3176
Category 1	(BOD 0-250 mg/l) (SS 0-150 mg/l)	\$7.0246

* * *

12.08.460 Minimum charge.

Every premises to which wastewater service is furnished, and every premises to which there is availability for such service shall be charged for such service in accordance with the rates and charges herein placed in effect; provided, however, that in no event shall any such charge be less than as provided below:

Effective Date: January 1, ~~2019~~2021:

~~\$25.87~~27.32 per calendar month

Effective Date: January 1, ~~2020~~2022:

~~\$26.91~~27.73 per calendar month

* * *

12.08.500 Surface water rates and charges

A. Surface water charges shall be based on the square footage area of each parcel of real property and the land use designation of such parcel. The Director shall determine what rate shall apply to each specific parcel in accordance with this section, and the charge resulting from that determination and application of the other factors herein set forth. Upon request, and based on information provided by the parcel owner, the Director may, in his/her sole discretion determine that the City's use of a surface water or storm drainage or collection system on or at a specific parcel benefits the City's storm drain system and is grounds for reducing surface water drainage charges; except that: (1) collection from single premises and concentrating the flow; (2) collection of surface water which is piped through or underneath the surface of a property; or (3) water which flows via a natural drainage course through a property, shall not constitute such grounds.

1. Wetlands maintained and dedicated by deed restriction for mitigation purposes may be eligible for a reduction of a surface water drainage charge under this section.

2. Open space parcels with forested land cover, as that phrase is defined in TMC 12.08.010, shall be charged a monthly surface water rate of ~~\$8.10~~8.7461 per parcel in ~~2019~~2021, and ~~\$8.36~~9.0900 per parcel in ~~2020~~2022.

3. Parcels contiguous with waterfront/direct discharge parcels which are under common ownership and discharge 100 percent of surface water flow to the contiguous waterfront/direct discharge parcel shall be charged the waterfront/direct discharge rate.



B. For purposes of computing surface water rates under this section, the land use designation shall be the principal activity on the parcel as listed in the North American Industry Classification System (NAICS, 2002), prepared by the Statistical Policy Division of the Federal Office of Management and Budget and adopted hereby for this purpose. The land use category for each parcel will place it in one of the five following specific categories, hereinafter referred to as “Basic Categories of Development,” as to each of which the rate per month per 500-square-foot increment of parcel area shall apply:

Effective Date: January 1, ~~2019~~2021:

Basic Category of Development	Rate per Month
Waterfront/Direct Discharge Parcels:	
Undeveloped - First Acre or Less	\$0. 1463 - 1508 per 500 ft ²
Undeveloped - Area in Excess of One Acre	\$0. 0616 - 0621 per 500 ft ²
Light	\$0. 4505 - 4818 per 500 ft ²
Moderate	\$0. 6300 - 6760 per 500 ft ²
Heavy	\$0. 9118 - 9668 per 500 ft ²
Very Heavy	\$1. 2210 - 2948 per 500 ft ²
All Other Parcels:	
Undeveloped – First Acre or Less	\$0. 2899 - 2951 per 500 ft ²
Undeveloped – Area in Excess of One Acre	\$0. 0616 - 0621 per 500 ft ²
Light	\$0. 9015 - 9418 per 500 ft ²
Moderate	\$1. 2393 - 3015 per 500 ft ²
Heavy	\$1. 8224 - 9013 per 500 ft ²
Very Heavy	\$2. 4394 - 5469 per 500 ft ²

Effective Date: January 1, ~~2020~~2022:



Basic Category of Development	Rate per Month
Waterfront/Direct Discharge Parcels:	
Undeveloped - First Acre or Less	\$0. 1493 <u>1524</u> per 500 ft ²
Undeveloped - Area in Excess of One Acre	\$0. 0614 <u>0628</u> per 500 ft ²
Light	\$0. 4770 <u>4876</u> per 500 ft ²
Moderate	\$0. 6693 <u>6828</u> per 500 ft ²
Heavy	\$0. 9572 <u>9765</u> per 500 ft ²
Very Heavy	\$1. 2819 <u>3078</u> per 500 ft ²
All Other Parcels:	
Undeveloped – First Acre or Less	\$0. 2921 <u>2981</u> per 500 ft ²
Undeveloped – Area in Excess of One Acre	\$0. 0614 <u>0628</u> per 500 ft ²
Light	\$0. 9324 <u>9513</u> per 500 ft ²
Moderate	\$1. 2886 <u>3146</u> per 500 ft ²
Heavy	\$1. 8824 <u>9204</u> per 500 ft ²
Very Heavy	\$2. 5216 <u>5724</u> per 500 ft ²

C. Waterfront/direct discharge parcels are those parcels directly abutting Puget Sound with at least 50 feet of frontage, or parcels discharging, by private means, all or substantially all of their surface water directly into the marine waters of Puget Sound. For purposes of computing surface water charges, the area of each parcel shall be rounded to the nearest 500-square foot increment (the area of premises less than 250-square feet shall be set at 500 square feet) and the appropriate rate from Table III shall be multiplied by the number of such increments in the parcel. In addition to the area charge listed above, the City shall charge a monthly fixed fee of:

Effective January 1, ~~2019~~2021: \$8.~~1074~~61

Effective January 1, ~~2020~~2022: \$8.~~369~~0900

D. Single-family residential parcels will be assigned the “Moderate” Basic Category of Development for determination of monthly charges, except that all single-family residential parcels of 15,000 square feet or less inspected by the Environmental Services Department and placed in a different Basic Category of Development shall pay the rate assigned to such Basic Category of Development. Single-family residential parcels of 15,000 square feet or more shall pay at the moderate rate for the first 15,000 square feet and the remainder at the undeveloped rate, unless the parcel is inspected by the Environmental Services Department and placed in a different Basic Category of Development, in which case the first 15,000 square feet shall pay the rate assigned to such Basic Category of Development and the remainder at the undeveloped rate. The fixed charge will be computed only once per parcel per month, regardless of area.



E. Residential customers who qualify as low-income senior or low-income disabled under TMC 12.06.165 B shall be eligible for a ~~30~~35 percent reduction from the regular storm drainage charges. The determination of low income senior and low income disabled status shall be made as set forth in TMC 12.06.165 B. Individuals must submit an application documenting such determination for review and acceptance by the Director to qualify for this reduction. The effective date for the rate reduction shall be the first day of the billing period in which the Director's acceptance is granted.

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ORDINANCE NO. 28705

1 AN ORDINANCE relating to the Department of Public Utilities, Light Division
2 (d.b.a. "Tacoma Power"); amending Chapter 12.06 of the Tacoma
3 Municipal Code, Electric Energy - Regulations and Rates, by adding
4 thereto a new Section 12.06.166, to be known and designated as "Prepaid
residential service - Schedule PR," to allow for payment of electric service
in advance of usage, effective January 1, 2021.

5 WHEREAS the City of Tacoma, through its Department of Public Utilities,
6 Light Division (d.b.a. "Tacoma Power"), frequently receives inquiries about
7 prepayment options for electric service, particularly from vulnerable customer
8 groups, and
9

10 WHEREAS customers with low and/or unstable incomes, or who do not
11 have access to banking services particularly benefit from the cash flow flexibility
12 provided by prepayment services, and
13

14 WHEREAS this service type was formerly piloted as the PAYGO program,
15 and was very popular with customers, and
16

17 WHEREAS the prepayment model allows customers greater understanding
18 of electricity use and control over their electricity costs, and
19

20 WHEREAS one of the anticipated benefits of the Advanced Metering
21 Infrastructure ("AMI") program currently underway is to allow the provision of this
22 type of rate option, and
23

24 WHEREAS Tacoma Power desires to amend Chapter 12.06 of the Tacoma
25 Municipal Code, Electric Energy - Regulations and Rates, by adding a new
26 Section 12.06.166, "Prepaid residential service - Schedule PR," to allow for
payment of electric service in advance of usage, and



WHEREAS the proposed rate schedule is voluntary and facilitates additional bill payment options, which allows customers to choose the method they find easiest to pay their electric bills and retain electric service, and

WHEREAS, by adoption of Public Utility Board Resolution No. U-11205 on October 28, 2020, the proposed TMC amendment was approved, pending confirmation from the City Council; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 12.06 of the Tacoma Municipal Code, Electric Energy - Regulations and Rates, is hereby amended by adding thereto a new Section 12.06.166, to be known and designated as "Prepaid residential service – Schedule PR," as set forth in the attached Exhibit "A," to become effective on January 1, 2021.

Section 2. That the City Clerk, in consultation with the City Attorney, is authorized to make necessary corrections to this ordinance, including, but not



1 limited to, the correction of scrivener's/clerical errors, references, ordinance
2 numbering, section/subsection numbers, and any references thereto.
3

4 Passed _____
5

6 _____
7 Mayor
8

9 Attest:
10

11 _____
12 City Clerk
13

14 Approved as to form:
15

16 _____
17 Chief Deputy City Attorney
18

19 Requested by Public Utility Board
20 Resolution No. U-11205
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EXHIBIT "A"

Chapter 12.06 ELECTRIC ENERGY – REGULATIONS AND RATES

Sections:

- 12.06.010 General application.
- 12.06.020 Definitions.
- 12.06.030 Available voltages.
- 12.06.040 Application for service and contract.
- 12.06.050 Inspection.
- 12.06.060 Equipment and wires.
- 12.06.070 Rearranging lines or equipment.
- 12.06.080 Metering.
- 12.06.090 Connected load.
- 12.06.100 Deposits and connection charges.
- 12.06.110 Billing – Payment of bills and delinquency.
- 12.06.115 Disconnection of electric service.
- 12.06.120 Resale of electric energy prohibited.
- 12.06.130 Diversion of current.
- 12.06.140 Tampering and injury to City equipment.
- 12.06.150 City not liable for damages.
- 12.06.160 Residential service – Schedule A-1. *Effective July 1, 2020.*
- 12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2.
- 12.06.166 Prepaid residential service – Schedule PR. *Effective January 1, 2021.*

* * *

* * *

12.06.166 Prepaid residential service – Schedule PR. *Effective January 1, 2021.*

A. Availability. Available for domestic purposes in residences, apartments, duplex houses, multiple-family dwellings, and residential garages with Advanced Metering Infrastructure installed, subject to billing system availability.

B. Applicability. To single residences and individually metered apartments.

C. Monthly Rate: The sum of the following energy, delivery and customer charges:

1. Energy: The energy rate of the otherwise applicable published rate schedule as set forth in Chapter 12.06.160, Residential service.

2. Delivery: The delivery rate of the otherwise applicable published rate schedule as set forth in Chapter 12.06.160, Residential service.

3. Customer Charge: Calculated on a daily basis: The customer charge of the otherwise applicable published rate schedule as set forth in Chapter 12.06.160, Residential service, multiplied by 12, divided by 365, and rounded to the nearest cent.

4. Exceptions:

For Tacoma Power customers who meet the Applicability criteria as set forth in Chapter 12.06.165, Low-income senior and/or low-income disabled discount residential service, the amounts set forth above shall be reduced in the same proportion as set forth in Section C of that Chapter.

D. Service Conditions.

1. Where load conditions warrant, three-phase electric service may be made available by prior written agreement, subject to metering and billing system availability.

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

* * *



ORDINANCE NO. 28706

1 AN ORDINANCE relating to the Department of Public Utilities, Power Division,
2 (d.b.a. Tacoma Power); amending Chapter 12.06 of the Tacoma Municipal
3 Code, relating to Electric Energy - Regulations and Rates, to add a new
4 Section 12.06.373, entitled "Electrofuel service pilot - Schedule EF," to allow
for electrochemical production of low carbon-content fuels usable for
transportation or electrical energy storage, effective April 1, 2021.

5 WHEREAS along with state and national governments around the world, the
6 City has recognized the threat of climate change and the urgent need to combat it,
7 and

8 WHEREAS the impacts of both climate change and low air-quality
9 attainment fall most heavily on vulnerable communities, and meeting climate-
10 change policy targets will be impossible without substantial electrification of
11 infrastructure traditionally dependent on fossil fuels, and

12 WHEREAS the Electrofuel Pilot tariff will provide service for the
13 electrochemical production of low carbon-content fuels usable for transportation or
14 electrical energy storage, and

15 WHEREAS, production processes for these types of fuels are flexible and
16 under the proposed rate construct, Tacoma Power may request curtailment of
17 electricity consumption of up to 15 percent of a year in times that benefit its retail
18 customer base, such as during periods of high market prices or other electrical
19 system needs, and in return, the Schedule EF customer pays a rate lower than the
20 standard industrial rate, and

21 WHEREAS this proposed rate offering will facilitate the location of electrofuel
22 facilities in the City, and these facilities would transform Tacoma Power's clean,
23 renewable hydropower into a portable, storable fuel able to replace fossil fuels
24 across the region, and
25
26



1 WHEREAS, by adoption of Public Utility Board Resolution No. U-11206 on
2 October 28, 2020, the proposed Tacoma Municipal Code amendment was
3 approved, pending confirmation from the City Council; Now, Therefore,

4 BE IT ORDAINED BY THE CITY OF TACOMA:

5 Section 1. That Chapter 12.06 of the Tacoma Municipal Code is hereby
6 amended as set forth in the attached Exhibit "A."

7 Section 2. That the Electrofuel Pilot tariff is effective April 1, 2021.

8
9 Section 3. That the City Clerk, in consultation with the City Attorney, is
10 authorized to make necessary corrections to this ordinance, including, but not limited
11 to, the correction of scrivener's/clerical errors, references, ordinance numbering,
12 section/subsection numbers, and any references thereto.

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14 Passed _____

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16 _____
Mayor

17 Attest:

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19 _____
20 City Clerk

21 Approved as to form:

22
23 _____
Chief Deputy City Attorney

24
25 Requested by Public Utility Board

26 Resolution No. U-11206



EXHIBIT "A"

Chapter 12.06 ELECTRIC ENERGY – REGULATIONS AND RATES

Sections:

- 12.06.010 General application.
- 12.06.020 Definitions.
- 12.06.030 Available voltages.
- 12.06.040 Application for service and contract.
- 12.06.050 Inspection.
- 12.06.060 Equipment and wires.
- 12.06.070 Rearranging lines or equipment.
- 12.06.080 Metering.
- 12.06.090 Connected load.
- 12.06.100 Deposits and connection charges.
- 12.06.110 Billing – Payment of bills and delinquency.
- 12.06.115 Disconnection of electric service.
- 12.06.120 Resale of electric energy prohibited.
- 12.06.130 Diversion of current.
- 12.06.140 Tampering and injury to City equipment.
- 12.06.150 City not liable for damages.
- 12.06.160 Residential service – Schedule A-1. *Effective July 1, 2020.*
- 12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2.
- 12.06.170 Small general service – Schedule B. *Effective July 1, 2020.*
- 12.06.180 *Repealed.*
- 12.06.190 *Repealed.*
- 12.06.210 *Repealed.*
- 12.06.215 General service – Schedule G. *Effective July 1, 2020.*
- 12.06.220 *Repealed.*
- 12.06.225 High voltage general service – Schedule HVG. *Effective July 1, 2020.*
- 12.06.240 *Repealed.*
- 12.06.250 *Repealed.*
- 12.06.260 Contract industrial service – Schedule CP. *Effective July 1, 2020.*
- 12.06.270 *Repealed.*
- 12.06.280 *Repealed.*
- 12.06.290 Street lighting and traffic signal service – Schedule H-1. *Effective July 1, 2020.*
- 12.06.295 Street lighting service – Schedule H-3. *Effective April 1, 2018.*
- 12.06.300 Private off-street lighting service – Schedule H-2. *Effective July 1, 2020.*
- 12.06.310 Power factor provisions – Schedule P.
- 12.06.314 Tax credit – Schedule TC.
- 12.06.315 *Repealed.*
- 12.06.317 *Repealed.*
- 12.06.318 *Repealed.*
- 12.06.320 Additional rules may be made by director.
- 12.06.330 Customer service policies – Additional rules and regulations.
- 12.06.340 Violations – Penalties – Enforcement.
- 12.06.350 Severability.
- 12.06.360 *Repealed.*
- 12.06.370 Renewable Energy Program.
- 12.06.371 Electric Vehicle Fast Charge – Schedule FC. *Effective January 1, 2019, to December 31, 2031.*
- 12.06.373 Electrofuel service pilot – Schedule EF. *Effective April 1, 2021.*

* * *



* * *

12.06.373 Electrofuel service pilot – Schedule EF. Effective April 1, 2021.

A. Applicability. For new loads with power used for the electrochemical production of fuels usable for transportation or electrical energy storage, where a demand meter is installed, and where the customer does not require the use of Tacoma Power’s distribution facilities. No more than 65 MW of total load shall be served on this schedule. Unless otherwise extended, this rate schedule shall be closed to new customers in 2030.

B. Applicability. Upon the execution of a written Power Service Agreement (Contract) with Tacoma Power, which shall require, among other conditions:

1. Curtailment of the load upon request of Tacoma Power within 10 minutes or less;

2. A maximum number of hours for which Tacoma Power is entitled to curtail load. Such maximum shall be no less than 1,318 hours per year, and Tacoma Power shall reserve the right to elect to curtail for fewer hours;

3. Penalty for failure to curtail load according to Contract requirements;

4. Delivery of power at one primary voltage;

5. Metering at primary voltage but in no case at less than nominal 4,160 volts; and

6. Power factor adjustment to 95 percent lagging or better.

Provisions described above reflect the minimum stringency of Contract terms; additional terms will be added as determined necessary by Tacoma Power.

C. Monthly Rate. The sum of the following volumetric, delivery, and monthly charges:

1. Energy: All energy measured in kilowatt-hours at \$0.033147 per kWh.

2. Delivery: All kilowatts of Billing Demand delivered at \$5.72 per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$7,445.00 per month.

D. Billing Demand. Determined by means of a demand meter, 30-minute interval, reset monthly. The Billing Demand shall be the highest of:

1. The highest measured demand for the month adjusted for power factor, or

2. 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor.

For purposes of the determination of Billing Demand in subsection 2 above, the 11 months of history shall be carried forward from the customer’s previous account(s).

E. Service Conditions.

1. Power factor provision applicable.

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy and delivery services shall apply.

* * *



ORDINANCE NO. 28707

1 AN ORDINANCE relating to the Department of Public Utilities, Light Division
2 (d.b.a. "Tacoma Power"); amending Chapter 12.06 of the Tacoma
3 Municipal Code, Electric Energy - Regulations and Rates, to add a new
4 Section 12.06.265, to be known and designated as "New large load
5 service - Schedule NLL," to codify the rate to be charged to new large
6 loads to be consistent with other rates, to become effective April 1, 2021,
7 and April 1, 2022.

8 WHEREAS the City of Tacoma, through its Department of Public Utilities,
9 Light Division (d.b.a. "Tacoma Power"), is committed to supporting economic
10 development in the City, and

11 WHEREAS Tacoma Power desires to amend Chapter 12.06 of the Tacoma
12 Municipal Code ("TMC"), Electric Energy - Regulations and Rates, to add a new
13 Section 12.06.265, entitled "New large load service – Schedule NLL," to designate
14 the rate for new large electric loads between 8 and 20 MW; currently, the pricing for
15 these loads is specified in Tacoma Power's Electric Rate & Financial Policy, and

16 WHEREAS the proposed TMC amendment will increase transparency for
17 industrial operations considering locating in the area, and restating this rate as a
18 formal tariff in the TMC is consistent with the practice for all other rates, and

19 WHEREAS the rate proposal is designed to assist Economic Development
20 staff in liaising with businesses interested in moving to Tacoma, and

21 WHEREAS expansion of the City's industrial base provides increased
22 employment opportunities, as well as increased tax revenue for City programs, and

23 WHEREAS, by adoption of Public Utility Board Second Amended
24 Resolution No. U-11207 on November 6, 2020, the proposed TMC amendment
25 was approved, pending confirmation from the City Council; Now, Therefore,
26



BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 12.06 of the Tacoma Municipal Code ("TMC"),
Electric Energy - Regulations and Rates, is hereby amended by adding a new
Section 12.06.265, to be known and designated as "New large load service -
Schedule NLL," as set forth in the attached Exhibit "A." This section shall
become effective on April 1, 2021.

Section 2. That Section 12.06.265 of the TMC is hereby amended as set
forth in the attached Exhibit "B," to become effective on April 1, 2022.

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:

Chief Deputy City Attorney

Requested by Public Utility Board
Second Amended Resolution No. U-11207



EXHIBIT "A"

Chapter 12.06 ELECTRIC ENERGY – REGULATIONS AND RATES

Sections:

- 12.06.010 General application.
- 12.06.020 Definitions.
- 12.06.030 Available voltages.
- 12.06.040 Application for service and contract.
- 12.06.050 Inspection.
- 12.06.060 Equipment and wires.
- 12.06.070 Rearranging lines or equipment.
- 12.06.080 Metering.
- 12.06.090 Connected load.
- 12.06.100 Deposits and connection charges.
- 12.06.110 Billing – Payment of bills and delinquency.
- 12.06.115 Disconnection of electric service.
- 12.06.120 Resale of electric energy prohibited.
- 12.06.130 Diversion of current.
- 12.06.140 Tampering and injury to City equipment.
- 12.06.150 City not liable for damages.
- 12.06.160 Residential service – Schedule A-1. *Effective July 1, 2020.*
- 12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2.
- 12.06.170 Small general service – Schedule B. *Effective July 1, 2020.*
- 12.06.180 *Repealed.*
- 12.06.190 *Repealed.*
- 12.06.210 *Repealed.*
- 12.06.215 General service – Schedule G. *Effective July 1, 2020.*
- 12.06.220 *Repealed.*
- 12.06.225 High voltage general service – Schedule HVG. *Effective July 1, 2020.*
- 12.06.240 *Repealed.*
- 12.06.250 *Repealed.*
- 12.06.260 Contract industrial service – Schedule CP. *Effective July 1, 2020.*
- 12.06.265 New large load service – Schedule NLL. *Effective April 1, 2021.*

* * *

* * *

12.06.265 New large load service – Schedule NLL. *Effective April 1, 2021.*

A. Applicability. For new loads or expanding existing loads greater than 8 MW but less than 20 MW within a 12-month period. Loads receiving service under Schedule NLL may receive service under Schedule CP (or a successor rate) after a period of ten consecutive years from the beginning of service if applicable requirements are met.

B. Availability. For major industrial power use upon the execution of a written Power Service Agreement (Contract) with Tacoma Power, which shall require among other conditions:

1. A minimum Contract Demand (as set forth in the Contract) of not less than 8,000 kilowatts and not more than 20,000 kilowatts;

2. Delivery of power at one primary voltage;

3. Metering at primary voltage but in no case at less than nominal 4,160 volts;

4. Power factor adjustment to 95 percent lagging or better; and

5. Service is subject to curtailment and certain notice provisions are applicable.



C. Monthly Rate. The sum of the following power service, delivery, customer and other charges:

1. Power Service Charges:

(a) Energy: All energy measured in kilowatt-hours at \$0.038553 per kWh.

(b) Demand: All kilowatts of Billing Demand delivered at \$5.92 per kW.

(c) Minimum Charge: The Demand Charge.

(d) Contract Demand Overrun: A Contract Demand Overrun charge shall be imposed when the total measured demand (highest 30-minute integrated demand) exceeds the Contract Demand (as set forth in the Contract). Said charge is pursuant to the following formula:

Contract Demand Overrun Charge = MW x 300% x DC

Where: MW = MW of metered Demand in excess of the Contract Demand; DC = Demand Charge.

2. Delivery: All kilowatts of Billing Demand delivered at \$5.20 per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$5,813.25 per month.

D. Billing Demand. Determined by means of a demand meter, 30-minute interval.

1. The Billing Demand shall be the highest of:

(a) The highest measured demand for the month, adjusted for power factor;

(b) 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor; or

(c) 60 percent of the highest Contract Demand (as set forth in the Contract) during any of the preceding 11 months.

E. Service Conditions.

1. Power factor provision applicable; and

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy and delivery services shall apply.

* * *



EXHIBIT "B"

Chapter 12.06 ELECTRIC ENERGY – REGULATIONS AND RATES

Sections:

- 12.06.010 General application.
- 12.06.020 Definitions.
- 12.06.030 Available voltages.
- 12.06.040 Application for service and contract.
- 12.06.050 Inspection.
- 12.06.060 Equipment and wires.
- 12.06.070 Rearranging lines or equipment.
- 12.06.080 Metering.
- 12.06.090 Connected load.
- 12.06.100 Deposits and connection charges.
- 12.06.110 Billing – Payment of bills and delinquency.
- 12.06.115 Disconnection of electric service.
- 12.06.120 Resale of electric energy prohibited.
- 12.06.130 Diversion of current.
- 12.06.140 Tampering and injury to City equipment.
- 12.06.150 City not liable for damages.
- 12.06.160 Residential service – Schedule A-1. *Effective July 1, 2020.*
- 12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2.
- 12.06.170 Small general service – Schedule B. *Effective July 1, 2020.*
- 12.06.180 *Repealed.*
- 12.06.190 *Repealed.*
- 12.06.210 *Repealed.*
- 12.06.215 General service – Schedule G. *Effective July 1, 2020.*
- 12.06.220 *Repealed.*
- 12.06.225 High voltage general service – Schedule HVG. *Effective July 1, 2020.*
- 12.06.240 *Repealed.*
- 12.06.250 *Repealed.*
- 12.06.260 Contract industrial service – Schedule CP. *Effective July 1, 2020.*
- 12.06.265 New large load service – Schedule NLL. *Effective April 1, 202~~2~~¹.*

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12.06.265 New large load service – Schedule NLL. *Effective April 1, 202~~2~~¹.*

A. Applicability. For new loads or expanding existing loads greater than 8 MW but less than 20 MW within a 12-month period. Loads receiving service under Schedule NLL may receive service under Schedule CP (or a successor rate) after a period of ten consecutive years from the beginning of service if applicable requirements are met.

B. Availability. For major industrial power use upon the execution of a written Power Service Agreement (Contract) with Tacoma Power, which shall require among other conditions:

1. A minimum Contract Demand (as set forth in the Contract) of not less than 8,000 kilowatts and not more than 20,000 kilowatts;
2. Delivery of power at one primary voltage;
3. Metering at primary voltage but in no case at less than nominal 4,160 volts;
4. Power factor adjustment to 95 percent lagging or better; and



5. Service is subject to curtailment and certain notice provisions are applicable.

C. Monthly Rate. The sum of the following power service, delivery, customer and other charges:

1. Power Service Charges:

(a) Energy: All energy measured in kilowatt-hours at \$0.03~~93288553~~ per kWh.

(b) Demand: All kilowatts of Billing Demand delivered at \$~~6.045-92~~ per kW.

(c) Minimum Charge: The Demand Charge.

(d) Contract Demand Overrun: A Contract Demand Overrun charge shall be imposed when the total measured demand (highest 30-minute integrated demand) exceeds the Contract Demand (as set forth in the Contract). Said charge is pursuant to the following formula:

Contract Demand Overrun Charge = MW x 300% x DC

Where: MW = MW of metered Demand in excess of the Contract Demand; DC = Demand Charge.

2. Delivery: All kilowatts of Billing Demand delivered at \$5.~~230~~ per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$5,~~928.25813-25~~ per month.

D. Billing Demand. Determined by means of a demand meter, 30-minute interval.

1. The Billing Demand shall be the highest of:

(a) The highest measured demand for the month, adjusted for power factor;

(b) 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor; or

(c) 60 percent of the highest Contract Demand (as set forth in the Contract) during any of the preceding 11 months.

E. Service Conditions.

1. Power factor provision applicable; and

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy and delivery services shall apply.



ORDINANCE NO. 28708

1 AN ORDINANCE relating to the Department of Public Utilities, Light Division
2 (d.b.a. "Tacoma Power"); amending Chapter 12.06 of the Tacoma
3 Municipal Code, Electric Energy - Regulations and Rates, to add a new
4 Section 12.06.372, to be known and designated as "Shore power -
5 Schedule SP," to allow ships at the Port of Tacoma to use electric power
6 instead of burning bunker fuel while in port, effective April 1, 2021, and
7 April 1, 2022.

8 WHEREAS, as long ago as 2008, the City recognized the threat of climate
9 change with its Climate Action Plan, and
10

11 WHEREAS, in April 2016, world leaders from 175 countries recognized the
12 threat of climate change and the urgent need to combat it by adopting the Paris
13 Agreement and working to limit global warming to no more than 1.5°C, and
14

15 WHEREAS increasing numbers of maritime vessels have systems that can
16 accept electric power from shore in lieu of burning fossil fuels while in port, and in
17 California, China, and the United Kingdom, certain ports are mandated to use
18 shore power infrastructure, and
19

20 WHEREAS the Department of Public Utilities, Light Division (d.b.a. "Tacoma
21 Power"), desires to amend Chapter 12.06 of the Tacoma Municipal Code ("TMC"),
22 Electric Energy - Regulations and Rates, to add a new Section 12.06.372, to be
23 known and designated as "Shore power - Schedule SP," to allow ships at the
24 Port of Tacoma ("Port") to use electric power instead of burning bunker fuel while
25 in port, and
26

WHEREAS, by facilitating the electrification of operations in the Port, the
shore power service rate offering encourages the reduction of both greenhouse



gases and other disease-causing noxious emissions, which improves air quality for the entire Tacoma region, and

WHEREAS, under Tacoma Power's current rate structure, shore power usage would be charged under Schedule G, which includes a demand charge, and

WHEREAS, under Schedule G, it would be difficult for terminal operators to allocate demand charges incurred by ships that dock at their terminals; therefore, the proposed rate schedule recovers these revenues from an increased energy charge rather than a demand charge, and

WHEREAS the tariff enables Port marine vessels to use Tacoma Power's clean, renewable hydropower instead of bunker fuel while in port, and

WHEREAS, with installation of shore power facilities, the Port will join a number of West Coast ports providing shore power services, and

WHEREAS Tacoma Power has conducted extensive stakeholder engagement with the Port in developing the proposed rate, and

WHEREAS, by adoption of Public Utility Board Amended Resolution No. U-11208 on October 28, 2020, the proposed TMC amendment was approved, pending confirmation from the City Council; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 12.06 of the Tacoma Municipal Code ("TMC"), Electric Energy - Regulations and Rates, is hereby amended by adding a new Section 12.06.372, to be known and designated as "Shore power - Schedule SP," as set forth in the attached Exhibit "A." This section shall become effective on April 1, 2021.



Section 2. That Section 12.06.372 of the TMC is hereby amended as set forth in the attached Exhibit "B," to become effective on April 1, 2022.

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:

Chief Deputy City Attorney

Requested by Public Utility Board
Amended Resolution No. U-11208



EXHIBIT "A"

Chapter 12.06

ELECTRIC ENERGY – REGULATIONS AND RATES

Sections:

- 12.06.010 General application.
- 12.06.020 Definitions.
- 12.06.030 Available voltages.
- 12.06.040 Application for service and contract.
- 12.06.050 Inspection.
- 12.06.060 Equipment and wires.
- 12.06.070 Rearranging lines or equipment.
- 12.06.080 Metering.
- 12.06.090 Connected load.
- 12.06.100 Deposits and connection charges.
- 12.06.110 Billing – Payment of bills and delinquency.
- 12.06.115 Disconnection of electric service.
- 12.06.120 Resale of electric energy prohibited.
- 12.06.130 Diversion of current.
- 12.06.140 Tampering and injury to City equipment.
- 12.06.150 City not liable for damages.
- 12.06.160 Residential service – Schedule A-1. *Effective July 1, 2020.*
- 12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2.
- 12.06.170 Small general service – Schedule B. *Effective July 1, 2020.*
- 12.06.180 *Repealed.*
- 12.06.190 *Repealed.*
- 12.06.210 *Repealed.*
- 12.06.215 General service – Schedule G. *Effective July 1, 2020.*
- 12.06.220 *Repealed.*
- 12.06.225 High voltage general service – Schedule HVG. *Effective July 1, 2020.*
- 12.06.240 *Repealed.*
- 12.06.250 *Repealed.*
- 12.06.260 Contract industrial service – Schedule CP. *Effective July 1, 2020.*
- 12.06.270 *Repealed.*
- 12.06.280 *Repealed.*
- 12.06.290 Street lighting and traffic signal service – Schedule H-1. *Effective July 1, 2020.*
- 12.06.295 Street lighting service – Schedule H-3. *Effective April 1, 2018.*
- 12.06.300 Private off-street lighting service – Schedule H-2. *Effective July 1, 2020.*
- 12.06.310 Power factor provisions – Schedule P.
- 12.06.314 Tax credit – Schedule TC.
- 12.06.315 *Repealed.*
- 12.06.317 *Repealed.*
- 12.06.318 *Repealed.*
- 12.06.320 Additional rules may be made by director.
- 12.06.330 Customer service policies – Additional rules and regulations.
- 12.06.340 Violations – Penalties – Enforcement.
- 12.06.350 Severability.
- 12.06.360 *Repealed.*
- 12.06.370 Renewable Energy Program.
- 12.06.371 Electric Vehicle Fast Charge – Schedule FC. *Effective January 1, 2019, to December 31, 2031.*
- 12.06.372 *Shore power – Schedule SP. Effective April 1, 2021.*



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12.06.372 Shore power – Schedule SP. Effective April 1, 2021.

A. Applicability. Service under this schedule is applicable to electric service connections to marine vessels with systems that can accept power from shore rather than use onboard power generation systems while in dock and are metered separately from all other commercial loads. To receive service under this schedule, a customer must execute a Power Service Agreement (Contract) with Tacoma Power which shall, at a minimum, include provisions regarding scheduling and curtailments of loads. Tacoma Power reserves the right to curtail service under this schedule due to maintenance or emergency conditions on the Tacoma Power electrical system.

For customers providing all their own transformation from Tacoma Power's distribution-system voltage, a discount for transformer investment and maintenance will be provided by reducing the monthly bill by 0.8 percent. For customers metered on the primary side of a transformer, a discount for transformer losses will be provided by reducing the monthly bill by 1 percent. These discount percentages are additive, and not compounded.

B. Monthly Rate. The sum of the following energy supply, delivery, and customer charges:

1. Energy Supply and Delivery: All energy supplied and delivered in kilowatt-hours at \$0.11713 per kWh.

2. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$81.60 per month.

C. Service Conditions.

1. Customer account holders receiving energy under this rate schedule shall be authorized to recover amounts billed under this schedule from third parties without being held to be in violation of Tacoma Municipal Code 12.06.120.

2. Power factor provision applicable.

3. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.



EXHIBIT "B"

Chapter 12.06 ELECTRIC ENERGY – REGULATIONS AND RATES

Sections:

- 12.06.010 General application.
- 12.06.020 Definitions.
- 12.06.030 Available voltages.
- 12.06.040 Application for service and contract.
- 12.06.050 Inspection.
- 12.06.060 Equipment and wires.
- 12.06.070 Rearranging lines or equipment.
- 12.06.080 Metering.
- 12.06.090 Connected load.
- 12.06.100 Deposits and connection charges.
- 12.06.110 Billing – Payment of bills and delinquency.
- 12.06.115 Disconnection of electric service.
- 12.06.120 Resale of electric energy prohibited.
- 12.06.130 Diversion of current.
- 12.06.140 Tampering and injury to City equipment.
- 12.06.150 City not liable for damages.
- 12.06.160 Residential service – Schedule A-1. *Effective July 1, 2020.*
- 12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2.
- 12.06.170 Small general service – Schedule B. *Effective July 1, 2020.*
- 12.06.180 *Repealed.*
- 12.06.190 *Repealed.*
- 12.06.210 *Repealed.*
- 12.06.215 General service – Schedule G. *Effective July 1, 2020.*
- 12.06.220 *Repealed.*
- 12.06.225 High voltage general service – Schedule HVG. *Effective July 1, 2020.*
- 12.06.240 *Repealed.*
- 12.06.250 *Repealed.*
- 12.06.260 Contract industrial service – Schedule CP. *Effective July 1, 2020.*
- 12.06.270 *Repealed.*
- 12.06.280 *Repealed.*
- 12.06.290 Street lighting and traffic signal service – Schedule H-1. *Effective July 1, 2020.*
- 12.06.295 Street lighting service – Schedule H-3. *Effective April 1, 2018.*
- 12.06.300 Private off-street lighting service – Schedule H-2. *Effective July 1, 2020.*
- 12.06.310 Power factor provisions – Schedule P.
- 12.06.314 Tax credit – Schedule TC.
- 12.06.315 *Repealed.*
- 12.06.317 *Repealed.*
- 12.06.318 *Repealed.*
- 12.06.320 Additional rules may be made by director.
- 12.06.330 Customer service policies – Additional rules and regulations.
- 12.06.340 Violations – Penalties – Enforcement.
- 12.06.350 Severability.
- 12.06.360 *Repealed.*
- 12.06.370 Renewable Energy Program.
- 12.06.371 Electric Vehicle Fast Charge – Schedule FC. *Effective January 1, 2019, to December 31, 2031.*
- 12.06.372 Shore power – Schedule SP. *Effective April 1, 2022⁺.*



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12.06.372 Shore power – Schedule SP. *Effective April 1, 2022*.

A. Applicability. Service under this schedule is applicable to electric service connections to marine vessels with systems that can accept power from shore rather than use onboard power generation systems while in dock and are metered separately from all other commercial loads. To receive service under this schedule, a customer must execute a Power Service Agreement (Contract) with Tacoma Power which shall, at a minimum, include provisions regarding scheduling and curtailments of loads. Tacoma Power reserves the right to curtail service under this schedule due to maintenance or emergency conditions on the Tacoma Power electrical system.

For customers providing all their own transformation from Tacoma Power's distribution-system voltage, a discount for transformer investment and maintenance will be provided by reducing the monthly bill by 0.8 percent. For customers metered on the primary side of a transformer, a discount for transformer losses will be provided by reducing the monthly bill by 1 percent. These discount percentages are additive, and not compounded.

B. Monthly Rate. The sum of the following energy supply, delivery, and customer charges:

1. Energy Supply and Delivery: All energy supplied and delivered in kilowatt-hours at \$0.11~~944713~~ per kWh.

2. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$83.25~~1-60~~ per month.

C. Service Conditions.

1. Customer account holders receiving energy under this rate schedule shall be authorized to recover amounts billed under this schedule from third parties without being held to be in violation of Tacoma Municipal Code 12.06.120.

2. Power factor provision applicable.

3. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.



ORDINANCE NO. 28709

1 AN ORDINANCE relating to the Department of Public Utilities, Power Division,
2 (d.b.a. Tacoma Power); amending Chapter 12.06 of the Tacoma
3 Municipal Code ("TMC"), relating to Electric Energy - Regulations and
4 Rates, by adding a new subsection "E", "Customer-Owned Generation,"
5 to Section 12.06.215, "General service - Schedule G," and renumbering
6 the existing subsections, to compensate large customer-owned
7 generators for the value of their excess energy, effective January 1,
8 2021.

9 WHEREAS large customer-owned electric generation facilities can
10 sometimes produce energy in excess of what is required by the facility at which
11 they are located, and this energy is then transmitted onto Tacoma Power's
12 electric grid, and

13 WHEREAS Tacoma Power has recently received notice that several
14 commercial customers intend to install large solar electric generation facilities,
15 and this rate request is in response to the request of these customers for rate
16 certainty surrounding the excess generation that may result from these
17 installations, and

18 WHEREAS under current law, there are no provisions for compensation
19 for excess customer generation for customer-owned generation facilities with a
20 capacity greater than 100kW, and no obligation for the utility to purchase it, and

21 WHEREAS the proposed rate provisions provide a clear pricing option
22 for energy transmitted to Tacoma Power's system from customer-owned
23 generation facilities with a capacity greater than 100kW, and clarify the
24 ownership of the associated non-power attributes, such as Renewable Energy
25 Credits, and
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WHEREAS the goal of the proposed rate amendments is to ensure that Tacoma Power's other ratepayers do not bear additional expense or burden and the net cost to the utility is negligible, while still providing fair compensation to customers choosing to invest in their own renewable solar (or other distributed energy), and

WHEREAS, pursuant to Tacoma City Charter Section 4.11, revisions to Tacoma Power rates and regulations and the Electric Rate and Financial Policy require approval by the Public Utility Board and City Council, and

WHEREAS, by adoption of Public Utility Board Resolution No. U-11209 on October 28, 2020, the proposed TMC amendment was approved, pending confirmation from the City Council; Now, Therefore,



BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 12.06 of the Tacoma Municipal Code Electric Energy - Regulations and Rates, is hereby amended by adding a new subsection "E", "Customer-Owned Generation," to Section 12.06.215, "General service - Schedule G," and renumbering the existing subsections as set forth in the attached Exhibit "A." This section shall become effective on January 1, 2021.

Section 2. 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:

Chief Deputy City Attorney

Requested by Public Utility Board

Resolution No. U-11209



EXHIBIT "A"

Chapter 12.06 ELECTRIC ENERGY – REGULATIONS AND RATES

Sections:

- 12.06.010 General application.
- 12.06.020 Definitions.
- 12.06.030 Available voltages.
- 12.06.040 Application for service and contract.
- 12.06.050 Inspection.
- 12.06.060 Equipment and wires.
- 12.06.070 Rearranging lines or equipment.
- 12.06.080 Metering.
- 12.06.090 Connected load.
- 12.06.100 Deposits and connection charges.
- 12.06.110 Billing – Payment of bills and delinquency.
- 12.06.115 Disconnection of electric service.
- 12.06.120 Resale of electric energy prohibited.
- 12.06.130 Diversion of current.
- 12.06.140 Tampering and injury to City equipment.
- 12.06.150 City not liable for damages.
- 12.06.160 Residential service – Schedule A-1. *Effective July 1, 2020.*
- 12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2.
- 12.06.170 Small general service – Schedule B. *Effective July 1, 2020.*
- 12.06.180 *Repealed.*
- 12.06.190 *Repealed.*
- 12.06.210 *Repealed.*
- 12.06.215 General service – Schedule G. *Effective July 1, 2020.*
- 12.06.220 *Repealed.*
- 12.06.225 High voltage general service – Schedule HVG. *Effective July 1, 2020.*
- 12.06.240 *Repealed.*
- 12.06.250 *Repealed.*
- 12.06.260 Contract industrial service – Schedule CP. *Effective July 1, 2020.*
- 12.06.270 *Repealed.*
- 12.06.280 *Repealed.*
- 12.06.290 Street lighting and traffic signal service – Schedule H-1. *Effective July 1, 2020.*
- 12.06.295 Street lighting service – Schedule H-3. *Effective April 1, 2018.*
- 12.06.300 Private off-street lighting service – Schedule H-2. *Effective July 1, 2020.*
- 12.06.310 Power factor provisions – Schedule P.
- 12.06.314 Tax credit – Schedule TC.
- 12.06.315 *Repealed.*
- 12.06.317 *Repealed.*
- 12.06.318 *Repealed.*
- 12.06.320 Additional rules may be made by director.
- 12.06.330 Customer service policies – Additional rules and regulations.
- 12.06.340 Violations – Penalties – Enforcement.
- 12.06.350 Severability.
- 12.06.360 *Repealed.*
- 12.06.370 Renewable Energy Program.
- 12.06.371 Electric Vehicle Fast Charge – Schedule FC. *Effective January 1, 2019, to December 31, 2031.*

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12.06.215 General service – Schedule G. Effective July 1, 2020.

A. Availability. For general power use where a demand meter is installed, for standby capacity to customers generating all or a part of their electric power requirements, and for intermittent use. The customer's actual demand as determined by Tacoma Power must exceed 50 kilovolt amperes or total connected load as estimated by Tacoma Power must exceed 65 kilowatts upon initial service energization.

For customers providing all their own transformation from Tacoma Power's distribution system voltage, a discount for transformer investment and maintenance will be provided by reducing the monthly bill by 0.8 percent. For customers metered on the primary side of a transformer, a discount for transformer losses will be provided by reducing the monthly bill by 1 percent. These discount percentages are additive, and not compounded.

B. Monthly Rate. The sum of the following energy, delivery, and customer charges:

1. Energy: All energy measured in kilowatt-hours at \$0.049961 per kWh.

2. Delivery: All kilowatts of Billing Demand delivered at \$8.51 per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$80.00 per month.

4. Exceptions:

(a) Within the City of Fife:

(1) Energy: All energy measured in kilowatt-hours at \$0.049961 per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.51 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$80.00 per month.

(b) Within the City of Fircrest:

(1) Energy: All energy measured in kilowatt-hours at \$0.049961 per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.51 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$80.00 per month.

(c) Within the City of Lakewood:

(1) Energy: All energy measured in kilowatt-hours at \$0.049961 per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.51 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$80.00 per month.

(d) Within the City of Steilacoom:

(1) Energy: All energy measured in kilowatt-hours at \$0.049961 per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.51 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$80.00 per month.

(e) Within the City of University Place:

(1) Energy: All energy measured in kilowatt-hours at \$0.049961 per kWh.



(2) Delivery: All kilowatts of Billing Demand delivered at \$8.51 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$80.00 per month.

C. Billing Demand. Determined by means of a demand meter, 30-minute interval. The Billing Demand shall be the highest of:

1. The highest measured demand for the month adjusted for power factor;

2. 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor; or

3. 100 percent of the standby capacity.

For purposes of the determination of Billing Demand in subsection 2 above, the 11 months of history shall be carried forward from the customer's previous account(s).

D. Standby Capacity. That amount of power requested by written application or estimated by the Director to be made continuously available for exclusive use of the customer.

E. Customer-Owned Generation: Effective January 1, 2021.

1. Any customer taking service under this schedule is eligible to sell to Tacoma Power the quantity of generation that exceeds its actual demand over an hour along with the generation's associated Renewable Energy Credits (REC), as defined by RCW 19.285.030, provided that such a customer:

(a) utilizes solar photovoltaic (PV) arrays sized not greater than 2 MW, or

(b) owns generation and has an agreement with Tacoma Power that provides for:

(i) compensation of excess generation under this rate schedule,

(ii) the purchase of Standby Capacity in the amount of no less than the expected energy output of the generator, and

(iii) the recovery of the cost of integration into Tacoma Power's system.

This section shall not apply to customer-owned generation facilities with a capacity less than 100 kW, which are subject to Tacoma Power's net metering requirements under RCW 80.60.030.

2. To participate, an eligible customer must comply with the following subsections (a), (b), and (c):

(a) Enter into a generator interconnection agreement with Tacoma Power and comply with all its terms. Tacoma Power may adopt any generator interconnection requirements as necessary to protect public safety, system reliability, or other regulatory requirements.

(b) Transfer to Tacoma Power ownership of all environmental, social, REC, and other non-power attributes of the electricity generated in excess of that consumed by the customer. The customer may retain ownership of all environmental, social, REC, and other non-power attributes of the electricity produced by the generator that is consumed on-site.

(c) Pay for a two-way advanced meter that is selected and installed by Tacoma Power at the generator that will be used to measure kilowatt-hours of inbound retail energy consumed by the customer's load and the outbound exported generation. Customers totalizing multiple meters may integrate customer-owned generation into their totalized service consistent with Tacoma Power's policies for meter totalization. Otherwise, meter aggregation across multiple customer premises shall not be permitted.

3. Any electricity produced by the customer's generation may be used to reduce inbound retail electricity consumption in accordance with this schedule.

4. The price Tacoma Power shall pay the customer for the quantity of excess generation delivered to Tacoma Power shall equal the quantity, as measured by the advanced meter over each hour, multiplied by:



1 (a) if available, the applicable Pricing Node of the Real-time Dispatch price of Energy Imbalance Market
2 where the generator is located, as determined by the California Independent System Operator under its
3 market tariff, or

4 (b) a published index price for firm energy at the Mid-Columbia applicable to the time in which energy
5 was delivered;

6 (c) plus \$4.43 for each REC transferred to Tacoma Power.

7 If excess generation is provided during any hour in which the advanced meter fails to record generation,
8 Tacoma Power shall estimate the quantity of excess generation.

9 EE. Service Conditions.

10 1. At the option of Tacoma Power, primary metering may be installed where the service transformers
11 aggregate 500 kVA or more.

12 2. At the option of Tacoma Power, a customer may be transferred to a non-demand metered rate if the
13 customer's actual demand has not exceeded 50 kilovolt amperes in the prior 24-month period.

14 3. Power factor provision applicable.

15 4. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service
16 Policies governing the sale of electric energy shall apply.

17 * * *



ORDINANCE NO. 28710

1 AN ORDINANCE relating to the Department of Public Utilities, Light Division
2 (d.b.a. "Tacoma Power"); amending Chapter 12.06 of the Tacoma Municipal
3 Code, Electric Energy – Regulations and Rates, to provide for two rate
4 adjustments of 1.5 percent effective April 1, 2021, and 2 percent effective
5 April 1, 2022; and amending Section 12.06.165 thereof to adjust the
6 definition for the threshold of maximum annual household income to qualify
7 for the low-income senior and/or low-income disabled discount residential
8 service, and increase the amount of discount available for customers who
9 qualify for that service, to become effective January 1, 2021.

10 WHEREAS the City of Tacoma, Department of Public Utilities, Light
11 Division (d.b.a. "Tacoma Power") revenue requirements analysis for the 24-month
12 rate period of April 1, 2021, through March 31, 2023, indicates a need to increase
13 revenue due to general inflationary increases in operating and capital expenses
14 such as personnel, assessments, and technology upgrades, and

15 WHEREAS Tacoma Power is requesting approval for an overall rate
16 increase of 1.5 percent effective April 1, 2021, and an overall rate increase of
17 2 percent effective April 1, 2022, to generate projected revenue requirements for
18 utility operations, and

19 WHEREAS the proposed rate increases are designed to generate
20 additional revenue to maintain financial metrics (debt service coverage and
21 liquidity) and avoid future rate shocks, and

22 WHEREAS the proposed rate increases are in alignment with industry
23 ratemaking standards and best practices, as well as the Public Utility Board
24 Strategic Directives of Financial Sustainability (SD-2) and Rates (SD-3), and
25 support Tacoma Power's Long-Range Financial Plan, and
26



WHEREAS the proposed amendments also include a change to
1 Section 12.06.165 of the Tacoma Municipal Code, effective January 1, 2021, to
2 adjust the definition for the threshold of maximum annual household income to
3 qualify for the low-income senior and/or low-income disabled discount
4 residential service, and increase the amount of discount available for customers
5 who qualify for that service, and
6

7 WHEREAS Tacoma Power has sought public input through virtual public
8 presentations at Neighborhood Council and City Council meetings in
9 communities served by Tacoma Power, as well as interested community
10 organizations, and
11

12 WHEREAS, pursuant to Tacoma City Charter Section 4.11, revisions to
13 Tacoma Power rates and regulations and the Electric Rate and Financial Policy
14 require approval by the Public Utility Board and City Council, and
15

16 WHEREAS the Public Utility Board approved the proposed amendments
17 at a special meeting held on November 6, 2020, and

18 WHEREAS the recommended changes to the rates, regulations and
19 policies are just, fair, and reasonable, and are in the best interest of the citizens
20 of Tacoma and the customers of Tacoma Power; Now, Therefore,
21

22 BE IT ORDAINED BY THE CITY OF TACOMA:

23 Section 1. That Section 12.06.165 of the Tacoma Municipal Code ("TMC")
24 is hereby amended as set forth in the attached Exhibit "A," to become effective
25 January 1, 2021.
26



Section 2. That Chapter 12.06 of the TMC is hereby amended as set forth in the attached Exhibit "B," to become effective April 1, 2021.

Section 3. That Chapter 12.06 of the TMC hereby amended as set forth in the attached Exhibit "C," to become effective April 1, 2022.

Section 4. 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:

Chief Deputy City Attorney

Requested by Public Utility Board
Amended Resolution No. U-11210

EXHIBIT “A”

Chapter 12.06 Electric Energy – Regulations and Rates

Sections:

* * *

12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2. Effective January 1, 2021.

* * *

* * *

12.06.165 Low-income senior and/or low-income disabled discount residential service – Schedule A-2. Effective January 1, 2021.

A. Availability. Available for domestic purposes in residences, apartments, duplex houses, ~~and~~ multiple-family dwellings, and residential garages.

B. Applicability. To single residences, ~~and~~ individually metered apartments, and residential garages. To Tacoma Power customers who:

1. (a) Are 62 years of age or older, and have a maximum annual household ~~annual~~ income of not more than 45 percent of the Median Family Income as adjusted for Section 8 Income Limit calculations established by the Department of Housing & Urban Development (or its successor agency) for the Tacoma, WA Housing and Urban Development Fair Market Rent Area for the number of individuals in the household ~~150 percent of the poverty guidelines established by the U.S. Department of Health and Human Services (or its successor agency) as computed annually and published in the Federal Register;~~ or

(b) Receive Supplemental Security Income pursuant to 42 USC Sections 1381 through 1383; or

(c) Are disabled and receive income from a disability program as a result of a disability that prevents working consistent with the requirements of 42 USC Section 401 et seq., and have a maximum ~~whose~~ annual household income; of not more than 45 percent of the Median Family Income as adjusted for Section 8 Income Limit calculations established by the Department of Housing & Urban Development (or its successor agency) for the Tacoma, WA Housing and Urban Development Fair Market Rent Area for the number of individuals in the household ~~together with all household members, does not exceed 150 percent of the poverty guidelines established by the U.S. Department of Health and Human Services (or its successor agency) as computed annually and published in the Federal Register for the number of individuals in the household;~~ and

2. Are a single occupant or the head of a household or the spouse of the head of the household; and

3. Reside in the dwelling unit; and

4. Are billed or are the spouse of a person billed by Tacoma Power; and

5. Customers who have been certified eligible by the authorized administering agency on or before January 1, 2021 ~~March 31, 2003~~, and who have an active City of Tacoma Department of Public Utilities (d.b.a. Tacoma Public Utilities) utility account (prior to said date) shall be grandfathered pursuant to the prior income eligibility criteria until such account closes. If a customer closes the active account and does not reestablish a new account within ten business days, or if a customer has never applied for the discount rate, then the customer must apply in accordance with the hereinabove criteria. Eligibility shall be certified by Tacoma Power or in conjunction with the appropriate authorized administering organization(s). Each applicant may be contacted regarding weatherization services.

C. Monthly Rate. ~~70~~ Sixty-five percent of the monthly bill as calculated under Section 12.06.160 of the Tacoma Municipal Code, known as Residential Service - Schedule A-1.

D. Service Conditions.

1. Where load conditions warrant, three-phase electric service may be made available by prior written agreement.

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

* * *

EXHIBIT “B”

Chapter 12.06 Electric Energy – Regulations and Rates

Sections:

- 12.06.010 General application.
- 12.06.020 Definitions.
- 12.06.030 Available voltages.
- 12.06.040 Application for service and contract.
- 12.06.050 Inspection.
- 12.06.060 Equipment and wires.
- 12.06.070 Rearranging lines or equipment.
- 12.06.080 Metering.
- 12.06.090 Connected load.
- 12.06.100 Deposits and connection charges.
- 12.06.110 Billing – Payment of bills and delinquency.
- 12.06.115 Disconnection of electric service.
- 12.06.120 Resale of electric energy prohibited.
- 12.06.130 Diversion of current.
- 12.06.140 Tampering and injury to City equipment.
- 12.06.150 City not liable for damages.
- 12.06.160 Residential service – Schedule A-1. *Effective ~~July~~ April 1, 2021*.
- 12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2. *Effective January 1, 2021.*
- 12.06.170 Small general service – Schedule B. *Effective ~~July~~ April 1, 2021*.
- 12.06.180 *Repealed.*
- 12.06.190 *Repealed.*
- 12.06.210 *Repealed.*
- 12.06.215 General service – Schedule G. *Effective ~~July~~ April 1, 2021*.
- 12.06.220 *Repealed.*
- 12.06.225 High voltage general service – Schedule HVG. *Effective ~~July~~ April 1, 2021*.
- 12.06.240 *Repealed.*
- 12.06.250 *Repealed.*
- 12.06.260 Contract industrial service – Schedule CP. *Effective ~~July~~ April 1, 2021*.
- 12.06.270 *Repealed.*
- 12.06.280 *Repealed.*
- 12.06.290 Street lighting and traffic signal service – Schedule H-1. *Effective ~~July~~ April 1, 2021*.
- 12.06.295 Street lighting service – Schedule H-3. *Effective April 1, 2018.*
- 12.06.300 Private off-street lighting service – Schedule H-2. *Effective ~~July~~ April 1, 2021*.

* * *

* * *

12.06.160 Residential service – Schedule A-1. *Effective ~~July~~ April 1, 2021*.

A. Availability. Available for domestic purposes in residences, apartments, duplex houses, ~~and multiple-family dwellings,~~ and residential garages.

B. Applicability. To single residences, individually metered apartments and per apartment for collectively metered apartments.

C. Monthly Rate. The sum of the following energy, delivery and customer charges:

1. Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.
2. Delivery: All energy delivered in kilowatt-hours at \$0.03~~65695353~~ per kWh.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~5530~~ per month, for all but collectively metered apartments; \$14.~~435~~ per month, for collectively metered apartments.

4. Exceptions:

(a) Within the City of Fife:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~65695353~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~5530~~ per month, for all but collectively metered apartments; \$14.~~435~~ per month, for collectively metered apartments.

(b) Within the City of Fircrest:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~65695353~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~5530~~ per month, for all but collectively metered apartments; \$14.~~435~~ per month, for collectively metered apartments.

(c) Within the City of Lakewood:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~65695353~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~5530~~ per month, for all but collectively metered apartments; \$14.~~435~~ per month, for collectively metered apartments.

(d) Within the City of Steilacoom:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~65695353~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~5530~~ per month, for all but collectively metered apartments; \$14.~~435~~ per month, for collectively metered apartments.

(e) Within the City of University Place:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~65695353~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~5530~~ per month, for all but collectively metered apartments; \$14.~~435~~ per month, for collectively metered apartments.

D. Service Conditions.

1. Where load conditions warrant, three-phase electric service may be made available by prior written agreement.

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

**12.06.165 Low-income senior and/or low-income disabled discount residential service –
Schedule A-2. Effective January 1, 2021.**

A. Availability. Available for domestic purposes in residences, apartments, duplex houses, multiple-family dwellings, and residential garages.

B. Applicability. To single residences, individually metered apartments, and residential garages. To Tacoma Power customers who:

1. (a) Are 62 years of age or older, and have a maximum annual household income of not more than 45 percent of the Median Family Income as adjusted for Section 8 Income Limit calculations established by the Department of Housing & Urban Development (or its successor agency) for the Tacoma, WA Housing and Urban Development Fair Market Rent Area for the number of individuals in the household; or
- (b) Receive Supplemental Security Income pursuant to 42 USC Sections 1381 through 1383; or
- (c) Are disabled and receive income from a disability program as a result of a disability that prevents working consistent with the requirements of 42 USC Section 401 et seq., and have a maximum annual household income of not more than 45 percent of the Median Family Income as adjusted for Section 8 Income Limit calculations established by the Department of Housing & Urban Development (or its successor agency) for the Tacoma, WA Housing and Urban Development Fair Market Rent Area for the number of individuals in the household; and
2. Are a single occupant or the head of a household or the spouse of the head of the household; and
3. Reside in the dwelling unit; and
4. Are billed or are the spouse of a person billed by Tacoma Power; and
5. Customers who have been certified eligible by the authorized administering agency on or before January 1, 2021, and who have an active City of Tacoma Department of Public Utilities (d.b.a. Tacoma Public Utilities) utility account (prior to said date) shall be grandfathered pursuant to the prior income eligibility criteria until such account closes. If a customer closes the active account and does not reestablish a new account within ten business days, or if a customer has never applied for the discount rate, then the customer must apply in accordance with the hereinabove criteria. Eligibility shall be certified by Tacoma Power or appropriate authorized administering organization(s). Each applicant may be contacted regarding weatherization services.

C. Monthly Rate. Sixty-five percent of the monthly bill as calculated under Section 12.06.160 of the Tacoma Municipal Code, known as Residential Service - Schedule A-1.

D. Service Conditions.

1. Where load conditions warrant, three-phase electric service may be made available by prior written agreement.
2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

12.06.170 Small general service – Schedule B. *Effective ~~July~~ April 1, 2021*

A. Availability. For nonresidential lighting, heating, and incidental power uses where a demand meter may be installed. Also for nonresidential incidental power uses where a meter is not installed. The customer's actual demand as determined by Tacoma Power may not exceed 50 kilovolt amperes or total connected load as estimated by Tacoma Power may not exceed 65 kilowatts upon initial service energization.

B. Monthly Rate. The sum of the following energy, delivery and customer charges:

1. Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.
2. Delivery: All energy delivered in kilowatt-hours at \$0.03~~64045207~~ per kWh.
3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$23.~~850~~ per month, for all but unmetered services; \$18.~~5530~~ per month, for unmetered services.
4. Exceptions:
 - (a) Within the City of Fife:
 - (1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.
 - (2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~64045207~~ per kWh.
 - (3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$23.~~850~~ per month, for all but unmetered services; \$18.~~5530~~ per month, for unmetered services.

(b) Within the City of Fircrest:

(1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~64045207~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$23.~~850~~ per month, for all but unmetered services; \$18.~~5530~~ per month, for unmetered services.

(c) Within the City of Lakewood:

(1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~64045207~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$23.~~850~~ per month, for all but unmetered services; \$18.~~5530~~ per month, for unmetered services.

(d) Within the City of Steilacoom:

(1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~64045207~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$23.~~850~~ per month, for all but unmetered services; \$18.~~5530~~ per month, for unmetered services.

(e) Within the City of University Place:

(1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~64045207~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$23.~~850~~ per month, for all but unmetered services; \$18.~~5530~~ per month, for unmetered services.

C. Service Conditions.

1. The maximum allowable total connected motor rating is 7.5 horsepower (5.6 kilowatts) exclusive of motors of 1/4 horsepower and under for standard plug-in applications.

2. At the option of Tacoma Power, a customer may be transferred to a demand metered rate if the customer's actual demand has exceeded 50 kilovolt amperes at least three times in the prior 24-month period.

3. Power factor provision applicable.

4. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

* * *

12.06.215 General service – Schedule G. *Effective ~~July~~ April 1, 2021*.

A. Availability. For general power use where a demand meter is installed, for standby capacity to customers generating all or a part of their electric power requirements, and for intermittent use. The customer's actual demand as determined by Tacoma Power must exceed 50 kilovolt amperes or total connected load as estimated by Tacoma Power must exceed 65 kilowatts upon initial service energization.

For customers providing all their own transformation from Tacoma Power's distribution system voltage, a discount for transformer investment and maintenance will be provided by reducing the monthly bill by 0.8 percent. For customers metered on the primary side of a transformer, a discount for transformer losses will be provided by reducing the monthly bill by 1 percent. These discount percentages are additive, and not compounded.

B. Monthly Rate. The sum of the following energy, delivery, and customer charges:

1. Energy: All energy measured in kilowatt-hours at \$0.0~~5070749961~~ per kWh.

2. Delivery: All kilowatts of Billing Demand delivered at \$8.~~6451~~ per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: ~~\$81.2080.00~~ per month.

4. Exceptions:

(a) Within the City of Fife:

(1) Energy: All energy measured in kilowatt-hours at \$0.05070749961 per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.6451 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: ~~\$81.2080.00~~ per month.

(b) Within the City of Fircrest:

(1) Energy: All energy measured in kilowatt-hours at \$0.05070749961 per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.6451 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: ~~\$81.2080.00~~ per month.

(c) Within the City of Lakewood:

(1) Energy: All energy measured in kilowatt-hours at \$0.05070749961 per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.6451 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: ~~\$81.2080.00~~ per month.

(d) Within the City of Steilacoom:

(1) Energy: All energy measured in kilowatt-hours at \$0.05070749961 per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.6451 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: ~~\$81.2080.00~~ per month.

(e) Within the City of University Place:

(1) Energy: All energy measured in kilowatt-hours at \$0.05070749961 per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.6451 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: ~~\$81.2080.00~~ per month.

C. Billing Demand. Determined by means of a demand meter, 30-minute interval. The Billing Demand shall be the highest of:

1. The highest measured demand for the month adjusted for power factor;
2. 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor; or
3. 100 percent of the standby capacity.

For purposes of the determination of Billing Demand in subsection 2 above, the 11 months of history shall be carried forward from the customer's previous account(s).

D. Standby Capacity. That amount of power requested by written application or estimated by the Director to be made continuously available for exclusive use of the customer.

E. Service Conditions.

1. At the option of Tacoma Power, primary metering may be installed where the service transformers aggregate 500 kVA or more.

2. At the option of Tacoma Power, a customer may be transferred to a non-demand metered rate if the customer's actual demand has not exceeded 50 kilovolt amperes in the prior 24-month period.

3. Power factor provision applicable.

4. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

* * *

12.06.225 High voltage general service – Schedule HVG. *Effective ~~July~~ April 1, 2021*

A. Availability. For customers receiving service from Tacoma Power under this rate schedule prior to April 1, 2021. After April 1, 2021, customers served under this rate schedule who transition their service to another rate schedule shall no longer be eligible for service under this schedule. For general power use where a demand meter is installed and where a customer served does not require the use of Tacoma Power's distribution facilities other than substation transformation. Customers over 8 Megawatts who do not have a Power Service Agreement (Contract) with Tacoma Power will take service under TMC 12.06.215, General service. A Power Service Agreement (Contract) with Tacoma Power is required for customers who begin taking service under TMC 12.06.225 High voltage general service after April 16, 2017. For customers who provide all of their own transformation from Tacoma Power's transmission system voltage, a credit of 20.00 percent will be applicable to the delivery charge.

B. Monthly Rate. The sum of the following energy, delivery, and customer charges:

1. Energy: All energy measured in kilowatt-hours at \$0.044~~830475~~ per kWh.

2. Delivery: All kilowatts of Billing Demand delivered at \$5.~~1103~~ per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,~~715690~~.00 per month.

4. Exceptions:

(a) Within the City of Fife:

(1) Energy: All energy measured in kilowatt-hours at \$0.044~~830475~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~1103~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,~~715690~~.00 per month.

(b) Within the City of Fircrest:

(1) Energy: All energy measured in kilowatt-hours at \$0.044~~830475~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~1103~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,~~715690~~.00 per month.

(c) Within the City of Lakewood:

(1) Energy: All energy measured in kilowatt-hours at \$0.044~~830475~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~1103~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,~~715690~~.00 per month.

(d) Within the City of Steilacoom:

(1) Energy: All energy measured in kilowatt-hours at \$0.044~~830475~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~1103~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,~~715690~~.00 per month.

(e) Within the City of University Place:

(1) Energy: All energy measured in kilowatt-hours at \$0.044~~830475~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~1103~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,~~715690~~.00 per month.

C. Billing Demand. Determined by means of a demand meter, 30-minute interval. The billing demand shall be the higher of:

1. The highest measured demand for the month adjusted for power factor, or
2. 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor.

For purposes of the determination of Billing Demand in subsection 2 above, the 11 months of history shall be carried forward from the customer's previous account(s).

D. Service Conditions.

1. Power factor provision applicable.
2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

* * *

12.06.260 Contract industrial service – Schedule CP. *Effective ~~July~~ April 1, 2021*

A. Availability. For major industrial power use upon the execution of a written Power Service Agreement (Contract) with Tacoma Power, which shall require among other conditions:

1. A minimum Contract Demand (as set forth in the Contract) of not less than 8,000 kilowatts;
2. Delivery of power at one primary voltage;
3. Metering at primary voltage but in no case at less than nominal 4,160 volts;
4. Power factor adjustment to 95 percent lagging or better; and
5. Service is subject to curtailment and certain notice provisions are applicable.

B. Monthly Rate. The sum of the following power service, delivery, customer and other charges:

1. Power Service Charges:

(a) Energy: All ~~Contract Energy (as set forth in the Contract)~~ energy measured in kilowatt-hours at \$0.033~~524038~~ per kWh.

(b) Demand: All kilowatts of Billing Demand delivered at \$5.~~1507~~ per kW.

(c) Minimum Charge: The Demand Charge.

~~(d) Contract Energy Overrun: All energy measured in excess of the Contract Energy (as set forth in the Contract) is subject to a Contract Energy Overrun charge, pursuant to the following formula:~~

~~Contract Energy Overrun Charge = (MWh + Losses) x (THI + Tx) x 120%.~~

~~Where: MWh = the aggregate MWh over the day the customer's total measured daily load was above the Contract Energy amount; Losses = MWh x 1.9%; THI = the highest hourly price observed on the Tacoma Hourly Index within the day of overrun; Tx = applicable BPA or successor organization, transmission rate in \$ per MWh.~~

~~(ed) Contract Demand Overrun: A Contract Demand Overrun charge shall be imposed when the total measured demand (highest 30-minute integrated demand) exceeds the Contract Demand (as set forth in the Contract). Said charge is pursuant to the following formula:~~

Contract Demand Overrun Charge = MW x 300% x DC

Where: MW = MW of metered Demand in excess of the Contract Demand; DC = Demand Charge.

2. Delivery: All kilowatts of Billing Demand delivered at \$4.~~5245~~ per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$~~5,0554,980~~.00 per month.

4. Exceptions:

(a) Within the City of Fife:

(1) Power Service Charges:

(i) Energy: All ~~Contract Energy (as set forth in the Contract)~~ energy measured in kilowatt-hours at \$0.033~~524038~~ per kWh.

(ii) Demand: All kilowatts of Billing Demand delivered at \$5.~~1507~~ per kW.

(iii) Minimum Charge: The Demand Charge.

~~(iv) Contract Energy Overrun: All energy measured in excess of the Contract Energy (as set forth in the Contract) is subject to a Contract Energy Overrun charge, pursuant to the following formula:~~

~~Contract Energy Overrun Charge = (MWh + Losses) x (THI + Tx) x 120%~~

~~Where: MWh = the aggregate MWh over the day the customer's total measured daily load was above the Contract Energy amount; Losses = MWh x 1.9%; THI = the highest hourly price observed on the Tacoma Hourly Index within the day of overrun; Tx = applicable BPA or successor organization, transmission rate in \$ per MWh.~~

(iv) Contract Demand Overrun: A Contract Demand Overrun charge shall be imposed when the total measured demand (highest 30-minute integrated demand) exceeds the Contract Demand (as set forth in the Contract). Said charge is pursuant to the following formula:

Contract Demand Overrun Charge = MW x 300% x DC

Where: MW = MW of metered Demand in excess of the Contract Demand; DC = Demand Charge.

(2) Delivery: All kilowatts of Billing Demand delivered at \$4.~~5245~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$~~5,0554,980~~.00 per month.

C. Billing Demand. Determined by means of a demand meter, 30-minute interval.

1. The Billing Demand shall be the highest of:

(a) The highest measured demand for the month, adjusted for power factor;

(b) 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor; or

~~(c) A demand level equal to the Contract Energy, in average megawatt (as set forth in the Contract); or~~

~~(d)~~ 60 percent of the highest Contract Demand (as set forth in the Contract) during any of the preceding 11 months.

D. Service Conditions.

1. Power factor provision applicable; and

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy and delivery services shall apply.

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12.06.290 Street lighting and traffic signal service – Schedule H-1. Effective ~~July~~ April 1, 2021~~0~~.

A. Availability: Available for:

1. Public street lighting service where the lighting system is in operation during hours of darkness and where the street light system and equipment is owned by the customer, or there have been other suitable prior written arrangements agreed to by Tacoma Power and the applicant; and
2. Traffic controllers, signal lights, warning lights, danger lights, pedestrian lights and similar uses, where the traffic control system and equipment is owned and maintained by the customer.

B. Monthly Rate. Rates stated herein are for (1) unmetered installations [items 1 and 2] where charges are per fixture and shall be applied to the number of installed units on the system as determined by Tacoma Power at the time the billing is rendered, and (2) metered installations [item 3].

1. Street Lighting Units (Unmetered):

(a) Incandescent Lamps:

Nominal Wattage	Energy Charge Per Unit
Up to 150 Watts	\$3.40 \$3.35
151-220 Watts	\$4.99 \$4.92
221-320 Watts	\$7.26 \$7.15
321-520 Watts	\$11.79 \$11.62
521 & Over Watts	\$18.59 \$18.32

(b) High Intensity Discharge Lamps:

Energy Charge Per Unit			
Nominal Wattage	Continuous	Dusk to Dawn	Dusk to 2:20 a.m.
50 Watts	\$2.53 \$2.49	\$1.36 \$1.34	\$0.85 \$0.84
70 Watts	\$3.52 \$3.47	\$1.91 \$1.88	\$1.20 \$1.18
100 Watts	\$5.03 \$4.96	\$2.72 \$2.68	\$1.72 \$1.69
150 Watts	\$7.56 \$7.45	\$4.08 \$4.02	\$2.57 \$2.53
175 Watts	\$8.82 \$8.69	\$4.76 \$4.69	\$2.99 \$2.95
200 Watts	\$10.08 \$9.93	\$5.44 \$5.36	\$3.42 \$3.37
250 Watts	\$12.61 \$12.42	\$6.81 \$6.71	\$4.28 \$4.22
310 Watts	\$15.62 \$15.39	\$8.44 \$8.32	\$5.31 \$5.23
400 Watts	\$20.16 \$19.86	\$10.89 \$10.73	\$6.85 \$6.75
700 Watts	\$35.27 \$34.75	\$19.05 \$18.77	\$12.00 \$11.82
1000 Watts	\$46.19 \$45.51	\$24.95 \$24.58	\$15.71 \$15.48
1500 Watts	\$75.59 \$74.47	\$40.82 \$40.22	\$25.71 \$25.33

(c) At the discretion of Tacoma Power, all lamps may be charged the following equivalent rate: Energy charge for lamp installations at the rate of ~~\$41.99~~³⁷, ~~\$22.69~~³⁵, and ~~\$14.28~~⁰⁷ per month per kilowatt of total connected load for Continuous, Dusk to Dawn, and Dusk to 2:20 a.m. lamps, respectively.

2. Traffic Control Units (Unmetered):

(a)

Unit Type	Energy Charge Per Unit
(1) Red - Amber – Green	
Controllers	<u>\$2.82</u> \$2.78
Heads	<u>\$4.27</u> \$4.21
(2) Flashing	
Controllers	<u>\$1.41</u> \$1.39
Heads	<u>\$2.13</u> \$2.10

(1) Incandescent Lamps:

Unit Type	Energy Charge Per Unit					
	Red	Amber	Green	Flashing	Walk	Wait
8 Inch Bulb	<u>\$2.34</u> \$2.31	\$0.13	<u>\$1.80</u> \$1.77	<u>\$2.13</u> \$2.10		
12 Inch Bulb	<u>\$5.73</u> \$5.65	\$0.31	<u>\$4.37</u> \$4.31	<u>\$5.21</u> \$5.13		
Pedestrian Head					<u>\$2.13</u> \$2.10	<u>\$2.13</u> \$2.10

(2) Light Emitting Diodes (LED) Lamps:

Unit Type	Energy Charge Per Unit					
	Red	Amber	Green	Flashing	Walk	Wait
8 Inch LED	<u>\$0.27</u> \$0.27	\$0.02	<u>\$0.18</u> \$0.18	<u>\$0.25</u> \$0.25		
12 Inch LED	<u>\$0.44</u> \$0.43	\$0.02	<u>\$0.37</u> \$0.36	<u>\$0.40</u> \$0.39		
Pedestrian Head					\$0.25	\$0.25

(3) Neon Lamps:

Unit Type	Energy Charge Per Unit	
	Walk	Wait
Pedestrian Head	\$0.21	<u>\$0.84</u> \$0.83

(4) Controllers:

Unit Type	Energy Charge Per Unit
Traffic	<u>\$2.82</u> \$2.78
Flashing	<u>\$1.41</u> \$1.39

(5) All lamps or controllers not listed above: Energy charge for lamp or controller installations not listed in the above tabulations shall be calculated by multiplying the unit wattage (in kW) x 730 hours x percent active x \$0.057844960 per kWh per month.

3. Street Lighting and Traffic Control Units (Metered): The sum of the following energy, delivery and customer charges:

(a) Energy: All energy measured in kilowatt-hours at \$0.035690 per kWh.

(b) Delivery: All energy delivered in kilowatt-hours at \$0.01~~66575883~~ per kWh.

(c) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$10.~~1500~~ per month.

C. Service Conditions. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

12.06.300 Private off-street lighting service – Schedule H-2. Effective ~~July~~ April 1, 202~~19~~.

A. Availability. Available for outdoor lighting service along private street and roadways, over parking lots, and for general area lighting of private property, but excluding public streets within the City of Tacoma.

B. Character of Service.

1. Lighting under this schedule shall be limited to the hours of darkness when street and highway lights are normally in use. The hours of use shall be regulated by a photoelectric control.

2. Tacoma Power will install, own, and maintain the equipment.

3. Energy will be provided on an unmetered basis.

C. Monthly Rate.

1. High Pressure Sodium Lamps:

Lamp Rating (Watts/Lamp)	Type	Rental Charge
100-Watt	Sodium Vapor	\$14.22 \$14.01
200-Watt	Sodium Vapor	\$18.29 \$18.02
400-Watt	Sodium Vapor	\$36.58 \$36.04

2. All Other Lamps:

Lamp Rating (Watts-Equivalent/Lamp)	Rental Charge
0-200 Watt Equivalent	\$16.26 \$16.02
201-400 Watt Equivalent	\$36.58 \$36.04
401-800 Watt Equivalent	\$56.91 \$56.07
801-1000 Watt Equivalent	\$77.23 \$76.09
1001-1500 Watt Equivalent	\$97.56 \$96.12

3. Additional Equipment: Fixtures will be installed on existing poles. Additional poles required for a lighting installation may be installed at applicant expense. A maximum of three poles will be allowed at a cost of \$624.23 per pole. Ancillary materials will be an additional expense. The customer shall pay the entire installation cost prior to installation.

4. For customers billed under low-income senior and/or low-income disabled discount residential service, Rate Schedule A-2, a discount will be provided by reducing the monthly bill by ~~35~~0 percent.

D. Service Conditions. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

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EXHIBIT “C”

Chapter 12.06 Electric Energy – Regulations and Rates

Sections:

- 12.06.010 General application.
- 12.06.020 Definitions.
- 12.06.030 Available voltages.
- 12.06.040 Application for service and contract.
- 12.06.050 Inspection.
- 12.06.060 Equipment and wires.
- 12.06.070 Rearranging lines or equipment.
- 12.06.080 Metering.
- 12.06.090 Connected load.
- 12.06.100 Deposits and connection charges.
- 12.06.110 Billing – Payment of bills and delinquency.
- 12.06.115 Disconnection of electric service.
- 12.06.120 Resale of electric energy prohibited.
- 12.06.130 Diversion of current.
- 12.06.140 Tampering and injury to City equipment.
- 12.06.150 City not liable for damages.
- 12.06.160 Residential service – Schedule A-1. *Effective April 1, 2022~~1~~.*
- 12.06.165 Low-income/senior and/or low-income/disabled discount residential service – Schedule A-2. *Effective January 1, 2021.*
- 12.06.170 Small general service – Schedule B. *Effective April 1, 2022~~1~~.*
- 12.06.180 *Repealed.*
- 12.06.190 *Repealed.*
- 12.06.210 *Repealed.*
- 12.06.215 General service – Schedule G. *Effective April 1, 2022~~1~~.*
- 12.06.220 *Repealed.*
- 12.06.225 High voltage general service – Schedule HVG. *Effective April 1, 2022~~1~~.*
- 12.06.240 *Repealed.*
- 12.06.250 *Repealed.*
- 12.06.260 Contract industrial service – Schedule CP. *Effective April 1, 2022~~1~~.*
- 12.06.270 *Repealed.*
- 12.06.280 *Repealed.*
- 12.06.290 Street lighting and traffic signal service – Schedule H-1. *Effective April 1, 2022~~1~~.*
- 12.06.295 Street lighting service – Schedule H-3. *Effective April 1, 2018.*
- 12.06.300 Private off-street lighting service – Schedule H-2. *Effective April 1, 2022~~1~~.*

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12.06.160 Residential service – Schedule A-1. *Effective April 1, 2022~~1~~.*

A. Availability. Available for domestic purposes in residences, apartments, duplex houses, multiple-family dwellings, and residential garages.

B. Applicability. To single residences, individually metered apartments and per apartment for collectively metered apartments.

C. Monthly Rate. The sum of the following energy, delivery and customer charges:

1. Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.
2. Delivery: All energy delivered in kilowatt-hours at \$0.03~~82076569~~⁸²⁰⁷⁶⁵⁶⁹ per kWh.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~90~~⁵⁵ per month, for all but collectively metered apartments; \$14.~~36~~⁵ per month, for collectively metered apartments.

4. Exceptions:

(a) Within the City of Fife:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~82076569~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~90~~⁵⁵ per month, for all but collectively metered apartments; \$14.~~36~~⁵ per month, for collectively metered apartments.

(b) Within the City of Fircrest:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~82076569~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~90~~⁵⁵ per month, for all but collectively metered apartments; \$14.~~36~~⁵ per month, for collectively metered apartments.

(c) Within the City of Lakewood:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~82076569~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~90~~⁵⁵ per month, for all but collectively metered apartments; \$14.~~36~~⁵ per month, for collectively metered apartments.

(d) Within the City of Steilacoom:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~82076569~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~90~~⁵⁵ per month, for all but collectively metered apartments; \$14.~~36~~⁵ per month, for collectively metered apartments.

(e) Within the City of University Place:

(1) Energy: All energy measured in kilowatt-hours at \$0.045351 per kWh.

(2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~82076569~~ per kWh.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$17.~~90~~⁵⁵ per month, for all but collectively metered apartments; \$14.~~36~~⁵ per month, for collectively metered apartments.

D. Service Conditions.

1. Where load conditions warrant, three-phase electric service may be made available by prior written agreement.

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

**12.06.165 Low-income senior and/or low-income disabled discount residential service –
Schedule A-2. Effective January 1, 2021.**

A. Availability. Available for domestic purposes in residences, apartments, duplex houses, multiple-family dwellings, and residential garages.

B. Applicability. To single residences, individually metered apartments, and residential garages. To Tacoma Power customers who:

1. (a) Are 62 years of age or older, and have a maximum annual household income of not more than 45 percent of the Median Family Income as adjusted for Section 8 Income Limit calculations established by the Department of Housing & Urban Development (or its successor agency) for the Tacoma, WA Housing and Urban Development Fair Market Rent Area for the number of individuals in the household; or
- (b) Receive Supplemental Security Income pursuant to 42 USC Sections 1381 through 1383; or
- (c) Are disabled and receive income from a disability program as a result of a disability that prevents working consistent with the requirements of 42 USC Section 401 et seq., and have a maximum annual household income of not more than 45 percent of the Median Family Income as adjusted for Section 8 Income Limit calculations established by the Department of Housing & Urban Development (or its successor agency) for the Tacoma, WA Housing and Urban Development Fair Market Rent Area for the number of individuals in the household; and
2. Are a single occupant or the head of a household or the spouse of the head of the household; and
3. Reside in the dwelling unit; and
4. Are billed or are the spouse of a person billed by Tacoma Power; and
5. Customers who have been certified eligible by the authorized administering agency on or before January 1, 2021, and who have an active City of Tacoma Department of Public Utilities (d.b.a. Tacoma Public Utilities) utility account (prior to said date) shall be grandfathered pursuant to the prior income eligibility criteria until such account closes. If a customer closes the active account and does not reestablish a new account within ten business days, or if a customer has never applied for the discount rate, then the customer must apply in accordance with the hereinabove criteria. Eligibility shall be certified by Tacoma Power or appropriate authorized administering organization(s). Each applicant may be contacted regarding weatherization services.

C. Monthly Rate. Sixty-five percent of the monthly bill as calculated under Section 12.06.160 of the Tacoma Municipal Code, known as Residential Service - Schedule A-1.

D. Service Conditions.

1. Where load conditions warrant, three-phase electric service may be made available by prior written agreement.
2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

12.06.170 Small general service – Schedule B. *Effective April 1, 2022*.

A. Availability. For nonresidential lighting, heating, and incidental power uses where a demand meter may be installed. Also for nonresidential incidental power uses where a meter is not installed. The customer's actual demand as determined by Tacoma Power may not exceed 50 kilovolt amperes or total connected load as estimated by Tacoma Power may not exceed 65 kilowatts upon initial service energization.

B. Monthly Rate. The sum of the following energy, delivery and customer charges:

1. Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.
2. Delivery: All energy delivered in kilowatt-hours at \$0.03~~80146404~~ per kWh.
3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$24~~353.85~~ per month, for all but unmetered services; \$18~~.595~~ per month, for unmetered services.
4. Exceptions:
 - (a) Within the City of Fife:
 - (1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.
 - (2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~80146404~~ per kWh.
 - (3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$24~~353.85~~ per month, for all but unmetered services; \$18~~.595~~ per month, for unmetered services.

(b) Within the City of Fircrest:

- (1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.
- (2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~80146404~~ per kWh.
- (3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$24.353~~.85~~ per month, for all but unmetered services; \$18.595 per month, for unmetered services.

(c) Within the City of Lakewood:

- (1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.
- (2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~80146404~~ per kWh.
- (3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$24.353~~.85~~ per month, for all but unmetered services; \$18.595 per month, for unmetered services.

(d) Within the City of Steilacoom:

- (1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.
- (2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~80146404~~ per kWh.
- (3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$24.353~~.85~~ per month, for all but unmetered services; \$18.595 per month, for unmetered services.

(e) Within the City of University Place:

- (1) Energy: All energy measured in kilowatt-hours at \$0.044616 per kWh.
- (2) Delivery: All energy delivered in kilowatt-hours at \$0.03~~80146404~~ per kWh.
- (3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$24.353~~.85~~ per month, for all but unmetered services; \$18.595 per month, for unmetered services.

C. Service Conditions.

1. The maximum allowable total connected motor rating is 7.5 horsepower (5.6 kilowatts) exclusive of motors of 1/4 horsepower and under for standard plug-in applications.
2. At the option of Tacoma Power, a customer may be transferred to a demand metered rate if the customer's actual demand has exceeded 50 kilovolt amperes at least three times in the prior 24-month period.
3. Power factor provision applicable.
4. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

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12.06.215 General service – Schedule G. *Effective April 1, 2022*

A. Availability. For general power use where a demand meter is installed, for standby capacity to customers generating all or a part of their electric power requirements, and for intermittent use. The customer's actual demand as determined by Tacoma Power must exceed 50 kilovolt amperes or total connected load as estimated by Tacoma Power must exceed 65 kilowatts upon initial service energization.

For customers providing all their own transformation from Tacoma Power's distribution system voltage, a discount for transformer investment and maintenance will be provided by reducing the monthly bill by 0.8 percent. For customers metered on the primary side of a transformer, a discount for transformer losses will be provided by reducing the monthly bill by 1 percent. These discount percentages are additive, and not compounded.

B. Monthly Rate. The sum of the following energy, delivery, and customer charges:

1. Energy: All energy measured in kilowatt-hours at \$0.05~~17260703~~ per kWh.
2. Delivery: All kilowatts of Billing Demand delivered at \$8.8164 per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$8~~2.801-20~~ per month.

4. Exceptions:

(a) Within the City of Fife:

(1) Energy: All energy measured in kilowatt-hours at \$0.05~~17260703~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.~~8164~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$8~~2.801-20~~ per month.

(b) Within the City of Fircrest:

(1) Energy: All energy measured in kilowatt-hours at \$0.05~~17260703~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.~~8164~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$8~~2.801-20~~ per month.

(c) Within the City of Lakewood:

(1) Energy: All energy measured in kilowatt-hours at \$0.05~~17260703~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.~~8164~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$8~~2.801-20~~ per month.

(d) Within the City of Steilacoom:

(1) Energy: All energy measured in kilowatt-hours at \$0.05~~17260703~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.~~8164~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$8~~2.801-20~~ per month.

(e) Within the City of University Place:

(1) Energy: All energy measured in kilowatt-hours at \$0.05~~17260703~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$8.~~8164~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$8~~2.801-20~~ per month.

C. Billing Demand. Determined by means of a demand meter, 30-minute interval. The Billing Demand shall be the highest of:

1. The highest measured demand for the month adjusted for power factor;
2. 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor; or
3. 100 percent of the standby capacity.

For purposes of the determination of Billing Demand in subsection 2 above, the 11 months of history shall be carried forward from the customer's previous account(s).

D. Standby Capacity. That amount of power requested by written application or estimated by the Director to be made continuously available for exclusive use of the customer.

E. Service Conditions.

1. At the option of Tacoma Power, primary metering may be installed where the service transformers aggregate 500 kVA or more.

2. At the option of Tacoma Power, a customer may be transferred to a non-demand metered rate if the customer's actual demand has not exceeded 50 kilovolt amperes in the prior 24-month period.

3. Power factor provision applicable.

4. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

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12.06.225 High voltage general service – Schedule HVG. *Effective April 1, 2021.*

A. Availability. For customers receiving service from Tacoma Power under this rate schedule prior to April 1, 2021. After April 1, 2021, customers served under this rate schedule who transition their service to another rate schedule shall no longer be eligible for service under this schedule. For general power use where a demand meter is installed and where a customer served does not require the use of Tacoma Power's distribution facilities other than substation transformation. Customers over 8 Megawatts who do not have a Power Service Agreement (Contract) with Tacoma Power will take service under TMC 12.06.215, General service. A Power Service Agreement (Contract) with Tacoma Power is required for customers who begin taking service under TMC 12.06.225 High voltage general service after April 16, 2017. For customers who provide all of their own transformation from Tacoma Power's transmission system voltage, a credit of 20.00 percent will be applicable to the delivery charge.

B. Monthly Rate. The sum of the following energy, delivery, and customer charges:

1. Energy: All energy measured in kilowatt-hours at \$0.045~~7294830~~ per kWh.

2. Delivery: All kilowatts of Billing Demand delivered at \$5.~~42~~1 per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,7~~5045~~.00 per month.

4. Exceptions:

(a) Within the City of Fife:

(1) Energy: All energy measured in kilowatt-hours at \$0.045~~7294830~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~42~~1 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,7~~5045~~.00 per month.

(b) Within the City of Fircrest:

(1) Energy: All energy measured in kilowatt-hours at \$0.045~~7294830~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~42~~1 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,7~~5045~~.00 per month.

(c) Within the City of Lakewood:

(1) Energy: All energy measured in kilowatt-hours at \$0.045~~7294830~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~42~~1 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,7~~5045~~.00 per month.

(d) Within the City of Steilacoom:

(1) Energy: All energy measured in kilowatt-hours at \$0.045~~7294830~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~42~~1 per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,7~~5045~~.00 per month.

(e) Within the City of University Place:

(1) Energy: All energy measured in kilowatt-hours at \$0.045~~7294830~~ per kWh.

(2) Delivery: All kilowatts of Billing Demand delivered at \$5.~~421~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$1,7~~5045~~.00 per month.

C. Billing Demand. Determined by means of a demand meter, 30-minute interval. The billing demand shall be the higher of:

1. The highest measured demand for the month adjusted for power factor, or

2. 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor.

For purposes of the determination of Billing Demand in subsection 2 above, the 11 months of history shall be carried forward from the customer's previous account(s).

D. Service Conditions.

1. Power factor provision applicable.

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

* * *

12.06.260 Contract industrial service – Schedule CP. *Effective April 1, 2022*

A. Availability. For major industrial power use upon the execution of a written Power Service Agreement (Contract) with Tacoma Power, which shall require among other conditions:

1. A minimum Contract Demand (as set forth in the Contract) of not less than 8,000 kilowatts;

2. Delivery of power at one primary voltage;

3. Metering at primary voltage but in no case at less than nominal 4,160 volts;

4. Power factor adjustment to 95 percent lagging or better; and

5. Service is subject to curtailment and certain notice provisions are applicable.

B. Monthly Rate. The sum of the following power service, delivery, customer and other charges:

1. Power Service Charges:

(a) Energy: All energy measured in kilowatt-hours at \$0.03~~41983524~~ per kWh.

(b) Demand: All kilowatts of Billing Demand delivered at \$5.~~2545~~ per kW.

(c) Minimum Charge: The Demand Charge.

(d) Contract Demand Overrun: A Contract Demand Overrun charge shall be imposed when the total measured demand (highest 30-minute integrated demand) exceeds the Contract Demand (as set forth in the Contract). Said charge is pursuant to the following formula:

Contract Demand Overrun Charge = MW x 300% x DC

Where: MW = MW of metered Demand in excess of the Contract Demand; DC = Demand Charge.

2. Delivery: All kilowatts of Billing Demand delivered at \$4.~~6152~~ per kW.

3. Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$5.~~0155~~.00 per month.

4. Exceptions:

(a) Within the City of Fife:

(1) Power Service Charges:

(i) Energy: All energy measured in kilowatt-hours at \$0.03~~41983524~~ per kWh.

(ii) Demand: All kilowatts of Billing Demand delivered at \$5.~~2545~~ per kW.

(iii) Minimum Charge: The Demand Charge.

(iv) Contract Demand Overrun: A Contract Demand Overrun charge shall be imposed when the total measured demand (highest 30-minute integrated demand) exceeds the Contract Demand (as set forth in the Contract). Said charge is pursuant to the following formula:

$$\text{Contract Demand Overrun Charge} = \text{MW} \times 300\% \times \text{DC}$$

Where: MW = MW of metered Demand in excess of the Contract Demand; DC = Demand Charge.

(2) Delivery: All kilowatts of Billing Demand delivered at \$4.~~6152~~ per kW.

(3) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$5.~~1055~~.00 per month.

C. Billing Demand. Determined by means of a demand meter, 30-minute interval.

1. The Billing Demand shall be the highest of:

(a) The highest measured demand for the month, adjusted for power factor;

(b) 60 percent of the highest measured demand occurring during any of the preceding 11 months after adjustment for power factor; or

(c) 60 percent of the highest Contract Demand (as set forth in the Contract) during any of the preceding 11 months.

D. Service Conditions.

1. Power factor provision applicable; and

2. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy and delivery services shall apply.

* * *

12.06.290 Street lighting and traffic signal service – Schedule H-1. *Effective April 1, 202~~21~~*.

A. Availability: Available for:

1. Public street lighting service where the lighting system is in operation during hours of darkness and where the street light system and equipment is owned by the customer, or there have been other suitable prior written arrangements agreed to by Tacoma Power and the applicant; and

2. Traffic controllers, signal lights, warning lights, danger lights, pedestrian lights and similar uses, where the traffic control system and equipment is owned and maintained by the customer.

B. Monthly Rate. Rates stated herein are for (1) unmetered installations [items 1 and 2] where charges are per fixture and shall be applied to the number of installed units on the system as determined by Tacoma Power at the time the billing is rendered, and (2) metered installations [item 3].

1. Street Lighting Units (Unmetered):

(a) Incandescent Lamps:

Nominal Wattage	Energy Charge Per Unit
Up to 150 Watts	\$3.47 \$3.40
151-220 Watts	\$5.09 \$4.99
221-320 Watts	\$7.40 \$7.26
321-520 Watts	\$12.03 \$11.79
521 & Over Watts	\$18.97 \$18.59

(b) High Intensity Discharge Lamps:

Energy Charge Per Unit			
Nominal Wattage	Continuous	Dusk to Dawn	Dusk to 2:20 a.m.
50 Watts	\$2.57 \$2.53	\$1.38 \$1.36	\$0.87 \$0.85
70 Watts	\$3.57 \$3.52	\$1.94 \$1.91	\$1.22 \$1.20
100 Watts	\$5.11 \$5.03	\$2.76 \$2.72	\$1.74 \$1.72
150 Watts	\$7.68 \$7.56	\$4.14 \$4.08	\$2.61 \$2.57
175 Watts	\$8.95 \$8.82	\$4.83 \$4.76	\$3.04 \$2.99
200 Watts	\$10.23 \$10.08	\$5.52 \$5.44	\$3.47 \$3.42
250 Watts	\$12.80 \$12.61	\$6.91 \$6.81	\$4.35 \$4.28
310 Watts	\$15.86 \$15.62	\$8.57 \$8.44	\$5.39 \$5.31
400 Watts	\$20.46 \$20.16	\$11.05 \$10.89	\$6.95 \$6.85
700 Watts	\$35.80 \$35.27	\$19.34 \$19.05	\$12.18 \$12.00
1000 Watts	\$46.89 \$46.19	\$25.32 \$24.95	\$15.95 \$15.71
1500 Watts	\$76.72 \$75.59	\$41.44 \$40.82	\$26.10 \$25.71

(c) At the discretion of Tacoma Power, all lamps may be charged the following equivalent rate: Energy charge for lamp installations at the rate of ~~\$42.62~~ \$41.99, ~~\$23.03~~ \$22.69, and ~~\$14.50~~ \$14.28 per month per kilowatt of total connected load for Continuous, Dusk to Dawn, and Dusk to 2:20 a.m. lamps, respectively.

2. Traffic Control Units (Unmetered):

(a)

Unit Type	Energy Charge Per Unit
(1) Red - Amber – Green	
Controllers	\$2.88 \$2.82
Heads	\$4.36 \$4.27
(2) Flashing	
Controllers	\$1.44 \$1.41
Heads	\$2.17 \$2.13

(1) Incandescent Lamps:

Unit Type	Energy Charge Per Unit					
	Red	Amber	Green	Flashing	Walk	Wait
8 Inch Bulb	\$2.39 \$2.34	\$0.13	\$1.83 \$1.80	\$2.17 \$2.13		
12 Inch Bulb	\$5.85 \$5.73	\$0.32 \$0.31	\$4.46 \$4.37	\$5.31 \$5.21		
Pedestrian Head					\$2.17 \$2.13	\$2.17 \$2.13

(2) Light Emitting Diodes (LED) Lamps:

Unit Type	Energy Charge Per Unit					
	Red	Amber	Green	Flashing	Walk	Wait
8 Inch LED	\$0.28 \$0.27	\$0.02	\$0.19 \$0.18	\$0.26 \$0.25		
12 Inch LED	\$0.45 \$0.44	\$0.02	\$0.37 \$0.37	\$0.40 \$0.40		
Pedestrian Head					\$0.26 \$0.25	\$0.26 \$0.25

(3) Neon Lamps:

Unit Type	Energy Charge Per Unit	
	Walk	Wait
Pedestrian Head	\$0.22 \$0.21	\$0.86 \$0.84

(4) Controllers:

Unit Type	Energy Charge Per Unit	
	Walk	Wait
Traffic	\$2.88 \$2.82	
Flashing	\$1.44 \$1.41	

(5) All lamps or controllers not listed above: Energy charge for lamp or controller installations not listed in the above tabulations shall be calculated by multiplying the unit wattage (in kW) x 730 hours x percent active x \$0.05~~6900~~~~5784~~ per kWh per month.

3. Street Lighting and Traffic Control Units (Metered): The sum of the following energy, delivery and customer charges:

(a) Energy: All energy measured in kilowatt-hours at \$0.035690 per kWh.

(b) Delivery: All energy delivered in kilowatt-hours at \$0.01~~7704~~~~6657~~ per kWh.

(c) Customer Charge: Calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies: \$10.~~35~~~~45~~ per month.

C. Service Conditions. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

12.06.300 Private off-street lighting service – Schedule H-2. *Effective April 1, 2022*

A. Availability. Available for outdoor lighting service along private street and roadways, over parking lots, and for general area lighting of private property, but excluding public streets within the City of Tacoma.

B. Character of Service.

1. Lighting under this schedule shall be limited to the hours of darkness when street and highway lights are normally in use. The hours of use shall be regulated by a photoelectric control.
2. Tacoma Power will install, own, and maintain the equipment.
3. Energy will be provided on an unmetered basis.

C. Monthly Rate.

1. High Pressure Sodium Lamps:

Lamp Rating (Watts/Lamp)	Type	Rental Charge
100-Watt	Sodium Vapor	<u>\$14.50</u> \$14.22
200-Watt	Sodium Vapor	<u>\$18.66</u> \$18.29
400-Watt	Sodium Vapor	<u>\$37.31</u> \$36.58

2. All Other Lamps:

Lamp Rating (Watts-Equivalent/Lamp)	Rental Charge
0-200 Watt Equivalent	<u>\$16.59</u> \$16.26
201-400 Watt Equivalent	<u>\$37.31</u> \$36.58
401-800 Watt Equivalent	<u>\$58.05</u> \$56.91
801-1000 Watt Equivalent	<u>\$78.78</u> \$77.23
1001-1500 Watt Equivalent	<u>\$99.51</u> \$97.56

3. Additional Equipment: Fixtures will be installed on existing poles. Additional poles required for a lighting installation may be installed at applicant expense. A maximum of three poles will be allowed at a cost of \$624.23 per pole. Ancillary materials will be an additional expense. The customer shall pay the entire installation cost prior to installation.

4. For customers billed under low-income senior and/or low-income disabled discount residential service, Rate Schedule A-2, a discount will be provided by reducing the monthly bill by 35 percent.

D. Service Conditions. Applicable provisions of the Tacoma Municipal Code, General Provisions, and Customer Service Policies governing the sale of electric energy shall apply.

* * *



ORDINANCE NO. 28711

1 AN ORDINANCE relating to the Department of Public Utilities, Water Division,
2 (d.b.a. Tacoma Water); amending Chapter 12.10 of the Municipal Code,
3 relating to Water - Regulations and Rates, for two rate adjustments,
4 effective January 1, 2021, and January 1, 2022.

5 WHEREAS the City of Tacoma, Department of Public Utilities, Water
6 Division (d.b.a. "Tacoma Water"), has requested proposed changes for
7 Chapter 12.10 ("Water - Regulations and Rates") in Title 12 ("Utilities") of the
8 Tacoma Municipal Code ("TMC"), for water rate adjustments effective
9 January 1, 2021, and January 1, 2022, and

10 WHEREAS Tacoma Water serves over 300,000 customers in the greater
11 Tacoma metropolitan area, and

12 WHEREAS in 2019, Tacoma Water delivered approximately 50 million
13 gallons a day and generated about \$90 million in water sales, and

14 WHEREAS, while overall water consumption has remained steady,
15 ongoing costs to maintain the utility have increased, and Tacoma Water is
16 proposing annual rate adjustments of 1.5 percent for 2021, and 2 percent for
17 2022 to meet these ongoing needs, and

18 WHEREAS during the development of this proposal, Tacoma Water
19 conducted a revenue requirement and rate-design that incorporates the
20 2021-2022 budget request, and

21 WHEREAS in preparation for this request, Tacoma Water sought
22 input from customers and members of the public through various meetings
23 such as: franchise city council meetings, neighborhood council meetings,
24 Public Utility Board ("PUB") study sessions, a Government Performance and
25 Finance Committee meeting, a City Council and PUB joint study session,
26



1 and a public hearing, as well as communications being distributed through
2 bill inserts, mailings, the Tacoma Water website, and social media, and

3 WHEREAS based on customer research on affordability, many of
4 Tacoma Water's customers are able to afford low, stable rate adjustments,
5 however, there are customers that are more negatively impacted by rate
6 increases, therefore this proposal also includes an amendment to
7 TMC 12.10.400(h) which provides increases to Tacoma Water's assistance
8 programs, providing larger bill credits and discounts to customers currently in
9 the program, as well as expanding eligibility, and which is effective January 1,
10 2021, and

11 WHEREAS Tacoma Water's revenue requirement analysis for the
12 twenty-four month budget period from January 1, 2021, to December 31,
13 2022, indicates a revenue shortfall of approximately \$4.8 million at current
14 rates, due to general inflationary increases for expenses such as personnel,
15 as well as increases for assessments including additional support for low-
16 income programs, and

17 WHEREAS this proposal is in alignment with industry ratemaking
18 standards and best practices, as well as the PUB's Strategic Directives of
19 Financial Sustainability (SD-2) and Rates (SD-3), and also supports Tacoma
20 Water's Long-Range Financial Plan, and

21 WHEREAS, pursuant to Tacoma City Charter Section 4.11, revisions
22 to Tacoma Water rates and regulations require approval by the Public Utility
23 Board and City Council, and
24
25
26



1 WHEREAS the Public Utility Board approved the proposed amendments
2 at a special meeting held on November 6, 2020; Now, Therefore,

3 BE IT ORDAINED BY THE CITY OF TACOMA:

4 Section 1. That Chapter 12.10 of the Tacoma Municipal Code is hereby
5 amended as set forth in the attached Exhibit "A."
6

7 Section 2. That the water rate adjustments are effective January 1, 2021,
8 and January 1, 2022, and the amendment to TMC 12.10.400(h) is effective
9 January 1, 2021.
10

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

15 Passed _____
16

17 _____
18 Mayor

19 Attest:
20

21 _____
City Clerk

22 Approved as to form:
23

24 _____
Chief Deputy City Attorney

25 Requested by Public Utility Board
26 Amended Resolution No. U-11213

EXHIBIT “A”

Chapter 12.10

WATER – REGULATIONS AND RATES

Sections:

- 12.10.010 Rules established.
- 12.10.020 Definitions.
- 12.10.030 Water service inside/outside City limits.
- 12.10.035 Ability to supply water within City limits.
- 12.10.040 Application for service.
- 12.10.045 Services and meters.
- 12.10.050 Establishment of service account and request for turn-on.
- 12.10.060 Billing.
- 12.10.110 Turn-on and/or - Unauthorized use.
- 12.10.115 Turn-off, turn-on - Responsibility and liability.
- 12.10.120 Turn-off, turn-on - Condemned buildings.
- 12.10.125 Damage of water service installation.
- 12.10.130 Termination of service.
- 12.10.150 Interruption of service.
- 12.10.170 Ownership of water mains and appurtenances.
- 12.10.180 Operation of private water systems.
- 12.10.200 Private contract charges.
- 12.10.220 Cross connections.
- 12.10.250 Water service construction charges.
- 12.10.275 Property-side (private) in public rights-of-way.
- 12.10.300 Fire hydrant installation and relocation.
- 12.10.301 Fire hydrant services fee.
- 12.10.302 System capacity flow testing.
- 12.10.303 *Repealed.*
- 12.10.305 Fire hydrant use (non-fire fighting).
- 12.10.310 System development charge (“SDC”).
- 12.10.315 Water main charge.
- 12.10.350 Premises not abutting a permanent water main.
- 12.10.400 Rates - Inside and outside City limits.
- 12.10.485 City not liable for damages.
- 12.10.490 Protection of public health.
- 12.10.495 South Tacoma Groundwater Protection.
- 12.10.500 Waivers - By Superintendent.
- 12.10.505 Customer service policies - Additional rules and regulations.
- 12.10.515 Violations - Penalties - Enforcement.
- 12.10.520 Severability.
- 12.10.525 Interference with and/or damage to City water system.

* * *

12.10.301 Fire hydrant services fee.

Pursuant to Chapter 70.315 of the Revised Code of Washington, the Water Division will charge and collect all costs associated with providing fire hydrant services from the customers, “Residential Service,” “Commercial and Industrial – General Service,” and “Commercial and Industrial – Large Volume Service” rate categories, following the rate schedules below:

Monthly Hydrant Service Fee

	<u>Rate Effective Dates</u>	
	<u>1/1/2019</u>	<u>1/1/2020</u>
<u>Inside City of Tacoma</u>	<u>\$2.71</u>	<u>\$2.90</u>
<u>Outside City of Tacoma</u>	<u>\$3.48</u>	<u>\$3.75</u>
<u>Monthly Hydrant Service Fee</u>		
	<u>Rate Effective Dates</u>	
	<u>1/1/2021</u>	<u>1/1/2022</u>
<u>Inside City of Tacoma</u>	<u>\$2.94</u>	<u>\$3.00</u>
<u>Outside City of Tacoma</u>	<u>\$3.81</u>	<u>\$3.88</u>

The customer portion of the fire hydrant service fee shall be calculated on a monthly basis, included in the Ready to Serve charge, invoiced and collected pursuant to the applicable customer service policies.

12.10.302 System capacity flow testing.

To determine the capacity of a water system at a particular location for the purpose of a supply for automatic fire sprinkler systems or for other reasons, the Division can conduct a fire flow test using two (2) or more fire hydrants. The fire flow test shall be conducted by the Division upon request and after payment of a fee in the amount of \$350. The fee shall cover the cost of performing the flow test and any necessary system cleanup created by the increased water velocities during the test.

12.10.305 Fire hydrant use (non-fire fighting).

When water service is supplied through the use of a fire hydrant, other than for fire fighting, the proposed use must be disclosed and a permit must be obtained from the Division authorizing the hydrant use. A charge for all costs associated with hydrant and water usage shall be collected by the Division. A fire hydrant meter or a water service and meter may be required under certain circumstances as determined by the Division.

The use of the Division's hydrant without a current permit, using a restricted hydrant or failing to conform to the Division's hydrant operating procedures will result in a penalty of \$1,000 in addition to all other hydrant use charges. Refusal to pay the penalties and charges may be cause for the Division to refuse future hydrant use by the violator and/or discontinue service to the benefited premises.

Persons using a fire hydrant will be responsible for all damages to Division facilities and/or other private facilities that may result from the use of said hydrant. If the person refuses to pay the cost for all damages associated with fire hydrant use, the Division may refuse future service to the customer and/or discontinue water service to the benefited premises.

Applications for fire hydrant use for periods greater than six consecutive months for the purpose of supplying water to a business may require the business to purchase a water service connection of adequate size to accommodate the proposed water usage as determined by the Division. Water service construction charges, SDC, and main charges shall be as specified in TMC 12.10.250, 12.10.310, and 12.10.315.

Fire hydrant use permits in Category 1 and 2 are good for a maximum of one year or until the backflow protection documentation expires, whichever comes first. Upon expiration a new permit application will be required and a new permit fee is due. Hydrant Permit charges will be as follows:

HYDRANT USE CATEGORY AND FEE SCHEDULE

Category	Fee
Category #1 ** Fixed (Single) Site Construction Project	Permit Fee \$100 Meter Deposit for Hydrant \$1,000* Permittee is required to submit meter reads on a monthly basis. Monthly Water Use Charge at the Inside/Outside Commercial Rate plus the Ready to Serve Charge for a 2-Inch Meter Penalty for Unauthorized Use \$1,000
*Deposit to be refunded by the Division after return of the meter and appurtenances. All costs for hydrant and/or meter repairs/replacement caused by improper operation or theft of said equipment shall be deducted from the deposit. Refund of deposit will be initiated after payment of closing/final water bill. Costs exceeding the deposit amount will be billed to customer. ** Subcontractor would be allowed to use same permit as general contractor provided subcontractor meets all cross-connection requirements and name is disclosed at issuance of permit.	
Category #2 *Multiple-Site Hydrant Use (Approved Hydrant Locations)	Permit Fee \$100 Monthly Water Use Charge at the Inside/Outside Commercial Rate (based on estimated consumption**) plus the Ready to Serve Charge for a 2-inch Meter Penalty for Unauthorized Use \$1,000
*Subcontractor would be allowed to use same permit as general contractor provided subcontractor meets all cross-connection requirements and name disclosed at issuance of permit. **Both general and subcontractors are required to submit a monthly log sheet of estimated water consumption per truck	
Category #3	
Short-Term (one day and minimal) Use	\$50 per truck per day* Penalty for Unauthorized Use \$1,000
*Approved hydrant only	

A Division-approved backflow protection assembly shall be installed by the person requesting the use of a fire hydrant. The assembly shall be accompanied by a current backflow assembly test report. The test report shall remain on the site for the duration of the hydrant use. The Division reserves the right to terminate any hydrant permit at any time for security and/or water quality control reasons.

12.10.310 System development charge (“SDC”).

A. A system development charge (“SDC”) shall be levied for each new water service connection to the City water system, for a service upgrade requiring a larger meter, or for any existing service with 3-inch and larger meters that exceeds 150 percent of their highest maximum annual daily average water use. The SDC fee is based on an equitable share of the cost of the entire existing water system and future facilities necessary to accommodate projected growth. This fee is established pursuant to RCW 35.92.025, the City Charter, and this chapter. SDCs are considered contributions for or in aid to construction, and shall be accounted for accordingly. Customer water consumption amounts on and after May 9, 1999, the original effective date of Ordinance No. 26408, will be examined to determine whether additional SDC amount is owed to the Department.

B. For retail meters 5/8-inch through 2-inches, the charge will be based on customer class and meter size.

System Development Charges – 2” Meter Size or Smaller				
Meter Size (Inches)	Residential		Commercial & Other	
	Inside City	Outside City	Inside City	Outside City
	Effective Date			
	1/1/2020	1/1/2020	1/1/2020	1/1/2020
5/8	\$809	\$970	\$1,061	\$1,273
3/4	\$1,213	\$1,456	\$1,592	\$1,910
1	\$2,022	\$2,426	\$2,653	\$3,183
1.5	\$4,043	\$4,852	\$5,306	\$6,367
2	\$6,469	\$7,763	\$8,489	\$10,187

The SDC for a multiple family dwelling unit arrangement to be served by a single meter shall be calculated by taking the number of units in the premise and multiplying by 60 percent of the SDC for a single-family dwelling (5/8-inch meter) . If said premise chooses in the future to separately meter each premise the additional 40 percent of the SDC for a single-family dwelling (5/8-inch meter) shall be due and payable at the time of application for services.

For meters 3-inches and larger, estimates of anticipated average day and peak day water use will be determined by the Division. Peak day is defined as the maximum 24-hour use during summer months of June through, and including, September.

System Development Charges – 3” Meter Size or Larger		
Cost per Gallon	Inside City of Tacoma	Outside City of Tacoma
	Effective Date	
	1/1/2020	1/1/2020
Average Day	\$2.09	\$2.51
Peak Day	\$2.09	\$2.51

The SDC will be the sum of the average day use multiplied by the average day cost/gallon, and the peak day use minus average day use multiplied by the peak day cost/gallon.

As of April 23, 2001, the SDC paid for meters 3-inches and larger will be adjusted annually based on actual usage. If usage is greater than 110 percent of the anticipated average or peak day use during a 12-month period of time, an additional SDC will be charged, using the same methodology for calculating average day and peak day water use and multiplying by the respective SDC cost per gallon in effect at the time of adjustment. This requirement for an additional SDC may be waived upon satisfactory demonstration by the customer that the increased water use was temporary in nature and will return to the originally anticipated level.

C. SDC Exemptions:

1. New water service connections dedicated exclusively for fire protection purposes shall be exempt from payment of the SDC. The conversion of a dedicated fire service to a service for use other than exclusively for fire protection shall require the payment of the SDC as provided for in subsection B above.
2. The Division requires that all new single family dwelling residential combination domestic/fire sprinkler service and meters be served by a 1-inch service and 3/4-inch meter. If a larger size meter is required for fire protection the customer must install separate fire service and domestic services. The customer is required to pay all fees to construct said 1-inch service and 3/4-inch meter and all applicable main charges. When such use is documented through the plan review process, the SDC for a 5/8-inch meter will apply. The monthly customer charge will be at the standard charge for a 3/4-inch meter as set forth in TMC 12.10.400.
3. If a residential customer has an existing 3/4-inch x 5/8-inch service and meter an exchange to a 3/4-inch meter will be allowed if the customer's fire protection engineer determines it will provide adequate flow. All applicable fees will apply. If flow tests after the meter exchange show inadequate flow the customer will be required to pay the additional fees to retire the 3/4" service and install a new 1" service. Residential customers requesting an upgrade to an existing meter to a 3/4-inch meter for a combination domestic/fire sprinkler service will be exempt from payment of the additional SDC when such use is approved through the plan review process. The monthly customer charge will be at the standard charge for a 3/4-inch meter as set forth in TMC 12.10.400.

4. Customers who are requesting a separate water service connection and are being provided with water service by way of another Division customer (i.e., multi-premises connection), shall be exempt from payment of the SDC if:

Billing record exists showing multi-premise rate for each premise on meter.

All premises served by meter of record were constructed prior to October 7, 1991.

D. Existing Facilities:

1. Multiple dwelling unit arrangements currently being served by a single meter shall be exempt from payment of the SDC when changing to separate water service connections for each unit if the original meter was installed prior to October 7, 1991. If the existing meter was installed after October 7, 1991, the customer will be required to pay the 40 percent differential for each individual meter installed as noted in B above.

E. Credit policy for retail customers previously or currently metered:

1. When a request or requirement for a larger meter is made, an SDC credit for the existing meter will be made. The credit for meters up to 2-inches will be the current published SDC amount using the rate in place prior to the requested or required up-sizing. For meters 3-inches and larger, the credit would be calculated based on 150 percent of the highest maximum annual daily average water use derived from billing records. If billing records are not available for a specific meter, the SDC credit calculation will be based on a system-wide use data for that size meter.

2. For situations where meters 3-inches or larger exist and water use will increase, but no change in the meter is required, an SDC will not be required unless the projected use is more than 150 percent of historical use. If the projected use exceeds the 150 percent historical use quantity, an SDC will be calculated for the quantity of water in excess of the 150 percent figure. Prior written commitments to deliver a specific quantity of water, if greater than 150 percent of historical use, will be honored.

3. Credit shall be given for inactive or previously removed meters that can be verified by Division records. The credit will be determined as stated in subsection E.1 above.

Multiple dwelling unit arrangements – Credit for existing multiple dwelling unit meters shall be calculated at 60 percent of the applicable 5/8-inch meter rate per unit and applied to the required SDC if previously served by a single meter.

4. Credits as computed will be subtracted from the determined SDC amount. If an available credit exceeds the SDC amount, the balance shall remain with the parcel previously receiving water service. No refunds shall be allowed for the amount of this credit.

5. All SDC credits are non-transferable unless parcels are combined to facilitate redevelopment.

6. This section is not applicable to the Pulp Mill's existing services.

F. For wholesale meters, as sized by the Division, the SDC will be determined based on the customer's anticipated water use.

1. Estimates of anticipated average day use and peak day water use will be submitted to and approved by the Division. Peak day is defined as the maximum 24-hour use during summer months of June through, and including, September. The average and peak day SDC costs are determined by the charges set forth in the Outside City of Tacoma column of the System Development Charges table for 3" meter size or larger of this section.

The SDC will be the sum of the average day use multiplied by the average day cost/gallon and the peak day use minus average day multiplied by the peak day cost/gallon.

The SDC, as of the effective date of this ordinance, will be adjusted annually based on actual usage. If usage is greater than 110 percent of the anticipated average or peak day use during a 12-month period of time, an additional SDC may be charged using the same methodology for calculating average day and peak day water use and multiplying by the respective SDC cost per gallon in effect at the time of adjustment. This requirement for an additional SDC may be waived upon satisfactory demonstration by the customer that the increased water use was temporary in nature and that water use will return to the originally anticipated level.

2. For situations where an existing wholesale customer is increasing its purchase of water, SDC credit for existing service will be based on either maximum historic use or prior written commitments to deliver a specific quantity of water, whichever is greater.

G. SDCs for meters 2-inches and smaller are payable in full at the time the meter installation is requested. Time payments will be allowed for SDCs for meters 3-inches and larger, for up to ten years, at the discretion of the customer, as follows:

1. When a down payment of 20 percent or more is initially paid, the Division will accept annual payments, with interest, on the unpaid balance calculated using the then current prime rate of interest less 2 percent.

2. When a down payment of at least 10 percent, but less than 20 percent, is initially paid, the Division will accept annual payments, with interest, on the unpaid balance calculated using the then current prime rate of interest.

3. The time payment agreements shall provide that this obligation constitutes a lien on the benefited premises and that the City has the right to terminate water service for any nonpayment of the amounts due on the outstanding balance. In addition, unless the customer is a financially stable public entity, the customer shall be required to provide security such as a financial guarantee bond to guarantee payment of the SDC or make incremental prepayments of the SDC plus interest on the balance of the outstanding total amount of the SDC.

H. Rate Adder to Recover Capital Costs Not Covered by the SDC. In addition to paying the SDC set forth in this section, a customer who proposes to use water for a new or enlarged power plant, and who does not use best available water conservation technology (BAWCT), shall be required to pay, in addition to the applicable water rate, an adder to such rate in accordance with the Division's Customer Service Policy for New Power Plants. The adder shall be calculated to recover over a period of 20 years a portion of the capital costs that are not covered by the SDC for such customer. This present value of the adder (spread over 20 years) will be equivalent to an SDC on that portion of the customer's water consumption that is in excess of the amount of water the customer would have consumed had BAWCT been used. Said customers shall also be required to enter into a water service agreement with the Division, and such agreement shall be submitted to the Public Utility Board for approval.

12.10.315 Water main charge.

Where all or a portion of the premises to be served has not been previously assessed or contributed its share towards the cost of installing a permanent distribution main to serve such premises, or the property does not abut a distribution water main, water service shall be provided upon payment of a water main charge as provided for in this section, in addition to a water service construction charge, in accordance with TMC 12.10.250 and the SDC in accordance with TMC 12.10.310.

If the main is a temporary main and is not acceptable for meeting the water requirements of the customer, the service will be installed and connected to the nearest water main that is acceptable in accordance with TMC 12.10.350, Water main charge - Premises not abutting a water main. If the temporary main is a supply or transmission pipeline, the water service will be installed in accordance with the Customer Service Policies (Direct Service From Supply and Transmission Pipelines).

Credit shall be given for the portion of the property which has been previously assessed or has contributed its share toward the cost of installing a permanent water main. Water main charge shall be based on the frontage of the property served, as determined by the Division, in accordance with the following schedule and subject to the following terms and conditions:

A. Residential Service.

The water main charge shall be based on the frontage of the property served. The minimum charge shall be based on 50 front feet and the maximum charge on 100 front feet.

Commencing 1/1/2007
\$50/per front foot

B. Commercial Service.

Where the property is zoned for the same, the water main charge shall be based on the entire frontage of the property served. The minimum charge shall be based on 50 front feet.

Commencing 1/1/2007
\$50/per front foot

C. Industrial Service.

Where the property is zoned for the same, the water main charge shall be based on the entire frontage of the property served. The minimum charge shall be based on 50 front feet.

Commencing 1/1/2007
\$55/per front foot

D. Water main charges for services abutting a permanent main shall be considered revenue of the Division.

The water main charge herein above provided for shall be credited to and considered as a benefit to the specific property served by said connection. Said property so benefited shall be described and recorded as a part of the Division's permanent records pertaining thereto.

12.10.350 Premises not abutting a permanent water main.

Where the premises to be served is not abutting a permanent water main (as described in the Customer Services Policies) and said premises owner has not previously paid a water main charge, the water service connection will be constructed by the Division to the nearest available temporary or permanent water main that is acceptable for meeting the water requirements of the customer upon application and payment of a temporary water main charge as provided for in TMC 12.10.315 in addition to a service construction charge, in accordance with TMC 12.10.250 and the SDC in accordance with TMC 12.10.310. The water main charge shall be paid to the Division in accordance with and subject to the same terms and conditions as detailed in TMC 12.10.315 above.

All water main charges received where no main abuts subject parcel shall be deposited by the City in the Water Main Deposit Fund and shall be credited to and considered as a benefit to the specific property served by said connection. The property so benefited shall be legally described and recorded as part of the Division's permanent records pertaining thereto.

When a public road is improved or resurfaced by a person where there is currently no water main or said public road has a temporary water main as defined in the Customer Service Policies, it shall be the person's responsibility to extend the water main/system to the extent of the road improvements or to a point that meets the approval of the Division. Said water main/system may be extended using the private contract process, TMC 12.10.200, or by the LID process as set forth in RCW 35.44, and Division standards.

If a permanent water main exists or is being constructed between the existing service and the specific benefited property, said service may be relocated to the permanent main at a point closer to the benefited property at no charge, provided the owner reroutes its property-side water pipe between the new meter location and the property.

Upon the installation of permanent mains, the main charge collected by the City shall be applied toward the payment for said mains for the benefit of the properties in accordance with Division records. The temporary water service will be relocated by the Division to the permanent main abutting the benefited property at no charge. The owner must reroute its property-side water pipe between the new meter location and the property and make the connection. If the property owner does not agree to relocate its property-side water pipe at the time of main installation and requests a service relocation at a later date, the work will be done at the expense of the property owner.

12.10.400 Rates – Inside and outside City limits.

The standard charge for water supplied inside and outside the City for residential, and commercial/industrial use shall consist of a customer charge, also termed a "monthly ready to serve charge," based on the meter size together with the rate for the quantity of water used, and public fire protection fees, where applicable. The standard charge for wholesale shall consist of a monthly ready to serve charge based on contracted peak capacity together with a rate for the quantity of water used.

For water supplied to a single premises which contains multiple dwelling units, i.e., two or more houses under the same ownership, duplexes, apartment buildings, condominiums, mobile home parks, trailer courts, industrial buildings, etc., the monthly charges will be the same as indicated above.

When water is being supplied to an existing multiple premises, i.e., two or more separate premises being served by one service and meter, the "monthly ready to serve charge" will be based on either the existing meter size or on a 5/8-inch meter size for each premises served, whichever is the greater charge.

When more than one service supplies a premises, the consumption of water for each meter shall be computed separately.

A. Standard charges:

1. The monthly ready to serve charge shall be calculated on a monthly basis, invoiced, and collected pursuant to the applicable customer service policies in accordance with the following schedule for residential, commercial/industrial, and commercial/industrial large volume.

Residential, Commercial & Large Volume — Ready to Serve Charge

Meter Size (Inches)	Inside City of Tacoma		Outside City of Tacoma	
	Rate Effective Dates			
	1/1/2019	1/1/2020	1/1/2019	1/1/2020
5/8	\$24.76	\$24.95	\$29.94	\$30.21
3/4	\$35.79	\$35.98	\$43.18	\$43.45
1	\$57.84	\$58.03	\$69.64	\$69.91
1.5	\$112.96	\$113.15	\$135.78	\$136.05
2	\$179.11	\$179.30	\$215.16	\$215.43
3	\$333.46	\$333.65	\$400.38	\$400.65
4	\$553.96	\$554.15	\$664.98	\$665.25
6	\$1,105.21	\$1,105.40	\$1,326.48	\$1,326.75
8	\$1,766.71	\$1,766.90	\$2,120.28	\$2,120.55
10	\$2,538.46	\$2,538.65	\$3,046.38	\$3,046.65
12	\$3,723.65	\$3,723.84	\$4,468.61	\$4,468.88

Residential, Commercial & Large Volume – Ready to Serve Charge				
Meter Size (Inches)	Inside City of Tacoma		Outside City of Tacoma	
	Rate Effective Dates			
	1/1/2021	1/1/2022	1/1/2021	1/1/2022
5/8	\$25.32	\$25.83	\$30.67	\$31.28
3/4	\$36.51	\$37.25	\$44.09	\$44.98
1	\$58.89	\$60.08	\$70.95	\$72.38
1.5	\$114.84	\$117.15	\$138.09	\$140.86
2	\$181.98	\$185.64	\$218.66	\$223.05
3	\$338.64	\$345.45	\$406.65	\$414.82
4	\$562.44	\$573.75	\$675.21	\$688.78
6	\$1,121.94	\$1,144.50	\$1,346.61	\$1,373.68
8	\$1,793.34	\$1,829.40	\$2,152.29	\$2,195.56
10	\$2,576.64	\$2,628.45	\$3,092.25	\$3,154.42
12	\$3,779.57	\$3,855.56	\$4,535.77	\$4,626.95

The monthly ready to serve charge shall be in accordance with the following schedule for parks and irrigation.

Parks and Irrigation—Ready to Serve Charge				
Meter Size (Inches)	Inside City of Tacoma		Outside City of Tacoma	
	Rate Effective Dates			
	1/1/2019	1/1/2020	1/1/2019	1/1/2020
5/8	\$11.03	\$7.35	\$13.23	\$8.82
3/4	\$16.54	\$11.03	\$19.85	\$13.23
1	\$27.57	\$18.38	\$33.08	\$22.05
1.5	\$55.13	\$36.75	\$66.15	\$44.10
2	\$88.20	\$58.80	\$105.84	\$70.56
3	\$165.38	\$110.25	\$198.45	\$132.30
4	\$275.63	\$183.75	\$330.75	\$220.50
6	\$551.25	\$367.50	\$661.50	\$441.00
8	\$882.00	\$588.00	\$1,058.40	\$705.60
10	\$1,267.88	\$845.25	\$1,521.45	\$1,014.30
12	\$1,860.47	\$1,240.31	\$2,232.57	\$1,488.38

<u>Parks and Irrigation – Ready to Serve Charge</u>				
<u>Meter Size (Inches)</u>	<u>Inside City of Tacoma</u>		<u>Outside City of Tacoma</u>	
	<u>Rate Effective Dates</u>			
	<u>1/1/2021</u>	<u>1/1/2022</u>	<u>1/1/2021</u>	<u>1/1/2022</u>
<u>5/8</u>	<u>\$3.68</u>	<u>\$0.00</u>	<u>\$4.42</u>	<u>\$0.00</u>
<u>3/4</u>	<u>\$5.51</u>	<u>\$0.00</u>	<u>\$6.61</u>	<u>\$0.00</u>
<u>1</u>	<u>\$9.19</u>	<u>\$0.00</u>	<u>\$11.03</u>	<u>\$0.00</u>
<u>1.5</u>	<u>\$18.38</u>	<u>\$0.00</u>	<u>\$22.06</u>	<u>\$0.00</u>
<u>2</u>	<u>\$29.40</u>	<u>\$0.00</u>	<u>\$35.28</u>	<u>\$0.00</u>
<u>3</u>	<u>\$55.13</u>	<u>\$0.00</u>	<u>\$66.16</u>	<u>\$0.00</u>
<u>4</u>	<u>\$91.88</u>	<u>\$0.00</u>	<u>\$110.26</u>	<u>\$0.00</u>
<u>6</u>	<u>\$183.75</u>	<u>\$0.00</u>	<u>\$220.50</u>	<u>\$0.00</u>
<u>8</u>	<u>\$294.00</u>	<u>\$0.00</u>	<u>\$352.80</u>	<u>\$0.00</u>
<u>10</u>	<u>\$422.63</u>	<u>\$0.00</u>	<u>\$507.16</u>	<u>\$0.00</u>
<u>12</u>	<u>\$620.16</u>	<u>\$0.00</u>	<u>\$744.19</u>	<u>\$0.00</u>

The monthly ready to serve charge shall be in accordance with a wholesale customer's contracted peak capacity in MGD times the monthly rate.

Wholesale—Ready to Serve Charge		
Range in MGD (million gallons per day)	Rate Effective Date	
	1/1/2020	
For each MGD of contracted peak capacity	\$1,276.20	
Wholesale – Ready to Serve Charge		
Range in MGD (million gallons per day)	Rate Effective Dates	
	1/1/2021	1/1/2022
For each MGD of contracted peak capacity	\$2,584.40	\$2,636.09

2. The schedule of rates for water used shall be as follows and billed to the nearest CCF (100 cubic feet or approximately 748 gallons):

Residential Service—Rate per CCF				
Range in CCF (100 cubic feet)	Inside City of Tacoma		Outside City of Tacoma	
	Rate Effective Dates			
	1/1/2019	1/1/2020	1/1/2019	1/1/2020
Winter Tier: For each CCF of water consumption during the winter months of October through and including May	\$2.011	\$2.132	\$2.413	\$2.558
Summer Tier 1: For the first five CCF of water consumption per month during the summer months of June through and including September	\$2.011	\$2.132	\$2.413	\$2.558
Summer Tier 2: For each CCF of water consumption over five CCF during the summer months of June through and including September	\$2.514	\$2.665	\$3.016	\$3.198
Residential Service – Rate per CCF				
Range in CCF (100 cubic feet)	Inside City of Tacoma		Outside City of Tacoma	
	Rate Effective Dates			
	1/1/2021	1/1/2022	1/1/2021	1/1/2022
Winter Tier: For each CCF of water consumption during the winter months of October through and including May	\$2.164	\$2.207	\$2.597	\$2.648
Summer Tier 1: For the first five CCF of water consumption per month during the summer months of June through and including September	\$2.164	\$2.207	\$2.597	\$2.648
Summer Tier 2: For each CCF of water consumption over five CCF during the summer months of June through and including September	\$2.705	\$2.759	\$3.246	\$3.310

Commercial and Industrial—General Service—Rate per CCF

Range in CCF (100 cubic feet)	Inside City of Tacoma		Outside City of Tacoma	
	Rate Effective Dates			
	1/1/2019	1/1/2020	1/1/2019	1/1/2020
For each CCF of water consumption	\$2.209	\$2.298	\$2.651	\$2.758

<u>Commercial and Industrial – General Service – Rate per CCF</u>				
<u>Range in CCF (100 cubic feet)</u>	<u>Inside City of Tacoma</u>		<u>Outside City of Tacoma</u>	
	<u>Rate Effective Dates</u>			
	<u>1/1/2021</u>	<u>1/1/2022</u>	<u>1/1/2021</u>	<u>1/1/2022</u>
<u>For each CCF of water consumption</u>	<u>\$2.333</u>	<u>\$2.379</u>	<u>\$2.800</u>	<u>\$2.855</u>

Commercial and Industrial—Large Volume Service—Rate per CCF. <i>Customers may qualify for this rate based on an established consumption history greater than 65,000 CCF annually.</i>				
Range in CCF (100 cubic feet)	Inside City of Tacoma		Outside City of Tacoma	
	Rate Effective Dates			
	1/1/2019	1/1/2020	1/1/2019	1/1/2020
For each CCF of water consumption	\$1.784	\$1.787	\$2.141	\$2.144

<u>Commercial and Industrial – Large Volume Service – Rate per CCF *</u>				
<u>Range in CCF (100 cubic feet)</u>	<u>Inside City of Tacoma</u>		<u>Outside City of Tacoma</u>	
	<u>Rate Effective Dates</u>			
	<u>1/1/2021</u>	<u>1/1/2022</u>	<u>1/1/2021</u>	<u>1/1/2022</u>
<u>For each CCF of water consumption</u>	<u>\$1.814</u>	<u>\$1.850</u>	<u>\$2.177</u>	<u>\$2.220</u>
<u>Customers may qualify for this rate based on an established consumption history greater than 65,000 CCF annually.</u>				

Parks and Irrigation Service—Rate per CCF				
Range in CCF (100 cubic feet)	Inside City of Tacoma		Outside City of Tacoma	
	Rate Effective Dates			
	1/1/2019	1/1/2020	1/1/2019	1/1/2020
For each CCF of water consumption	\$3.739	\$3.998	\$4.487	\$4.798

<u>Parks and Irrigation Service – Rate per CCF</u>				
<u>Range in CCF (100 cubic feet)</u>	<u>Inside City of Tacoma</u>		<u>Outside City of Tacoma</u>	
	<u>Rate Effective Dates</u>			
	<u>1/1/2021</u>	<u>1/1/2022</u>	<u>1/1/2021</u>	<u>1/1/2022</u>
<u>For each CCF of water consumption</u>	<u>\$4.296</u>	<u>\$4.628</u>	<u>\$5.155</u>	<u>\$5.554</u>

B. Wholesale Service. Wholesale water service may be provided to community water systems that are in compliance with state Department of Health regulations. All wholesale water agreements are subject to Tacoma Public Utility Board approval. Any customer purchasing wholesale water must adopt or commit, in writing, to a water conservation and water shortage response program substantially equivalent to the Division's program as a condition of service.

1. Water Rates. A wholesale water service customer with contractual agreement from Tacoma Water may choose either a rate schedule below with a corresponding ready to serve charge as described in Section A1 for an outside city customer or a market-based price set by Tacoma Water staff based on an analysis of the wholesale system and their supply alternatives. All wholesale contractual agreements with market-based pricing shall be approved by the Tacoma Public Utility Board and Tacoma City Council.

a. Constant Use Customer:

Wholesale Constant Use Customer—Rate per CCF	
Range in CCF (100 cubic feet)	Rate Effective Date
	1/1/2020
Per CCF for winter months (October—May)	\$1.797
Per CCF for summer months (June—September)	\$2.246

<u>Wholesale Constant Use Customer – Rate per CCF</u>		
<u>Range in CCF (100 cubic feet)</u>	<u>Rate Effective Dates</u>	
	<u>1/1/2021</u>	<u>1/1/2022</u>
<u>Per CCF for winter months (October – May)</u>	<u>\$1.335</u>	<u>\$1.362</u>
<u>Per CCF for summer months (June – September)</u>	<u>\$1.668</u>	<u>\$1.702</u>

This option may be considered by those customers using water on a year-round basis where their average summer day use divided by their average winter day use results in a summer/winter use ratio of 2.5 or less.

b. Summer Season, Peaking:

<u>Wholesale Summer Season, Peaking – Rate per CCF</u>		
Range in CCF (100 cubic feet)	<u>Rate Effective Date</u>	
	1/1/2020	
For each CCF of water consumption	\$3.369	
<u>Wholesale Summer Season, Peaking – Rate per CCF</u>		
<u>Range in CCF (100 cubic feet)</u>	<u>Rate Effective Dates</u>	
	<u>1/1/2021</u>	<u>1/1/2022</u>
<u>For each CCF of water consumption</u>	<u>\$2.503</u>	<u>\$2.553</u>

This option will be used for those customers using relatively large amounts of water in the summer months and little or no water in winter months. The ratio of average summer day use divided by average winter day use shall be greater than 2.5.

For purposes of these rates, summer-use months are defined as June through September and winter-use months are October through May.

Existing customers will be classified into one of the two rate schedules upon annual review of their usage patterns. New customers will select a rate based upon anticipated use. This selection will be subject to revision if usage is not consistent with the above options after a six-month period.

2. Additional Water. Additional or new water may be provided by the City to a wholesale customer conditioned upon satisfying the following:

- a. For every new customer of the wholesale customer that is provided with water from City's surplus supply, the wholesale customer shall remit to the City (on a monthly basis or by other arrangement as agreed to by the Superintendent) the appropriate SDC for said customer based on meter size in accordance with TMC 12.10.310.
- b. That, in lieu of satisfying subsection A above, in the event the wholesale customer is in a water deficient status or later becomes water deficient as determined by the Superintendent in consultation with wholesale customer, then the Superintendent shall establish a SDC equivalent for said wholesale customer. This SDC equivalent shall not be less than what the total "retail customer equivalent" would have been for the total deficiency.
- c. That the City and wholesale customer shall enter into a letter agreement setting forth the above requirements and committing the wholesale customer to remit the SDC payment to City. The wholesale customer may be required to provide City with periodic reports, certified to be accurate, detailing pertinent data.

C. Emergency Intertie Service. Requests for one-way and two-way emergency intertie service between the City and another purveyor will be considered.

The Superintendent may enter into specific agreements, specifying the terms under which water will be furnished or accepted by the Division. Water furnished to a purveyor through an emergency intertie service will be billed as a wholesale service with a ready to serve charge and rate for water used. Billing will be at the constant use rate for up to 30 days. If use exceeds 30 days the Superintendent will have the discretion to change the constant use rate to the summer season peaking rate. Said agreement shall provide that neither party shall be liable for failure to deliver water to the other at any time.

D. Fire Protection Service. When a customer does not receive domestic water from the Division and requests a fire service from the Division the appropriate regular domestic service rates shall apply as detailed above. In addition all regular

construction fees, main charges and SDC shall apply. Where City water is used for domestic purposes, such customers are entitled to a separate fire service at the regular fire service rate, payable monthly as follows:

Fire Protection Service—Ready to Serve Charge					
Meter Size (Inches)	Inside City of Tacoma		Outside City of Tacoma		Maximum Allowable Monthly Water Usage for Testing and Leakage, CCF
	Rate Effective Dates				
	1/1/2019	1/1/2020	1/1/2019	1/1/2020	
2	\$27.37	\$28.78	\$32.84	\$34.54	2.99
3	\$39.85	\$41.91	\$47.82	\$50.29	2.99
4	\$66.58	\$70.01	\$79.90	\$84.01	2.99
6	\$149.35	\$157.04	\$179.22	\$188.45	2.99
8	\$265.87	\$279.57	\$319.04	\$335.48	2.99
10	\$415.86	\$437.28	\$499.03	\$524.74	2.99
12	\$665.16	\$699.43	\$798.19	\$839.32	2.99

<u>Fire Protection Service – Ready to Serve Charge</u>					
<u>Meter Size (Inches)</u>	<u>Inside City of Tacoma</u>		<u>Outside City of Tacoma</u>		<u>Maximum Allowable Monthly Water Usage for Testing and Leakage, CCF</u>
	<u>Rate Effective Dates</u>				
	<u>1/1/2021</u>	<u>1/1/2022</u>	<u>1/1/2021</u>	<u>1/1/2022</u>	
<u>2</u>	<u>\$29.21</u>	<u>\$29.79</u>	<u>\$35.05</u>	<u>\$35.75</u>	<u>2.99</u>
<u>3</u>	<u>\$42.54</u>	<u>\$43.39</u>	<u>\$51.05</u>	<u>\$52.07</u>	<u>2.99</u>
<u>4</u>	<u>\$71.06</u>	<u>\$72.48</u>	<u>\$85.27</u>	<u>\$86.98</u>	<u>2.99</u>
<u>6</u>	<u>\$159.40</u>	<u>\$162.59</u>	<u>\$191.28</u>	<u>\$195.11</u>	<u>2.99</u>
<u>8</u>	<u>\$283.76</u>	<u>\$289.44</u>	<u>\$340.51</u>	<u>\$347.33</u>	<u>2.99</u>
<u>10</u>	<u>\$443.84</u>	<u>\$452.72</u>	<u>\$532.61</u>	<u>\$543.26</u>	<u>2.99</u>
<u>12</u>	<u>\$709.92</u>	<u>\$724.12</u>	<u>\$851.90</u>	<u>\$868.94</u>	<u>2.99</u>

Where such fire service is provided, the monthly rate shall include usage of up to a maximum of 2.99 units of water per month. The 2.99 units of allowable water use is for incidental water use for monthly leakage and system testing and is the maximum amount allowed in a single month. In any month where the total consumption is in excess of the amount shown above, the rate for water consumed shall be as noted below.

Fire Protection Service—Rate per CCF				
Range in CCF (100 cubic feet)	Inside City of Tacoma		Outside City of Tacoma	
	Rate Effective Dates			
	1/1/2019	1/1/2020	1/1/2019	1/1/2020
For each CCF of water consumption	\$3.960	\$3.960	\$4.752	\$4.752

<u>Fire Protection Service – Rate per CCF</u>				
<u>Range in CCF (100 cubic feet)</u>	<u>Inside City of Tacoma</u>		<u>Outside City of Tacoma</u>	
	<u>Rate Effective Dates</u>			
	<u>1/1/2021</u>	<u>1/1/2022</u>	<u>1/1/2021</u>	<u>1/1/2022</u>
<u>For each CCF of water consumption</u>	<u>\$3.960</u>	<u>\$3.960</u>	<u>\$4.752</u>	<u>\$4.752</u>

If the Water use in excess of the maximum monthly allowable amount was used in extinguishing fires of incendiary or accidental origin and the customer at the location where the use occurs gives written notice to the Division within ten days from the time of such fire the customer shall pay only for actual water used at the rate noted above. If the Division is not notified the Division will conclude that water is being used for purposes other than extinguishing fires and charge the additional fee noted below of 12 times the monthly rate.

Whenever water from the Division is available on a premise through a service being charged the rate for fire protection only and is used for purposes other than extinguishing fires of incendiary or accidental origin including ongoing leakage of the fire service line and the amount of water used is in excess of the amount shown in the table above, 12 times the ready to serve charge for the specific service in question shall be the monthly minimum charge and the charge for water consumed shall be as noted in the “Fire Protection Service – Rate per CCF” table above. Waivers may be granted from the assessment of the 12 times the ready to serve charge for leaks or other accidental use upon written request with all supporting documentation but the charge for water consumed shall not be waived.

Nonpayment of invoices related to the construction of or monthly use of a fire service will result in the service being turned off and notification of the appropriate fire official who may then disallow occupancy of the premise.

Unauthorized use of water through a detector check meter more than once per calendar year may be cause for installation of a turbine meter assembly, UL/FM approval for fire service assemblies at the expense of the customer. Within the City of Tacoma, whenever water is used for purposes other than extinguishing fires, the amount of water used may be subject to the appropriate sanitary sewer charge as defined in TMC 12.08, in addition to the rates noted above and assessment of the 12 times the ready to serve charge.

Should the unauthorized use continue, including leakage in excess of the maximum amount of water allowed, the service will be considered as other than standby fire protection and be billed in accordance with the type of use pursuant to this section, and shall be subject to payment of the applicable SDC pursuant to TMC 12.10.310. Refusal to pay for the installation of the fire line meter and/or the SDC shall result in termination of service pursuant to TMC 12.10.130.

When a customer desires a fire service for the protection of a premises and the domestic water for said premises is provided from another source, the applicable single-family residential, multi-family residential, or commercial/industrial rates shall apply for the requested fire protection service inside and outside the City, respectively. When any outlet for fire protection purposes is installed on a residential, commercial or industrial service, no rebate will be allowed for water used for extinguishing a fire.

E. The Pulp Mill Contract. The rates, terms, and conditions in the contract originally entered between the City and RockTenn CP, LLC (“Pulp Mill”) and all future assignee to the contract are applicable, except as modified by this section. For a nominated contract demand, the water rate will be based on a monthly distribution charge and the daily supply charge. If the monthly water use exceeds 103% of the contract demand or the daily water use exceeds 109% of the contract demand, an excess water usage charge will be applied. The excess water usage charge will be either the daily excess water use charge or the monthly excess water use charge, whichever is greater.

1. Water use within the range of contract demand plus 3 percent: The charge will consist of a monthly distribution charge and daily supply charge per ccf metered as stated below.
2. Daily water use greater than one hundred and nine percent (109%) of the contract demand: The charge will consist of a monthly distribution charge, daily supply charge, plus a Daily Excess Water Usage Charge (based upon the commercial and industrial-large volume rate) for water metered daily in excess of the contract demand plus 9 percent as stated below.
3. Monthly water use greater than one hundred and three percent (103%) of the contract demand: The charge will consist of a monthly distribution charge, daily supply charge, plus a Monthly Excess Water Usage Charge (based on the commercial and industrial-large volume rate) for water metered during a month in excess of the contract demand plus 3 percent, as stated in the following table.

<u>Pulp Mill</u>

Billing Components	Rate Effective Dates	
	1/1/2019	1/1/2020
Distribution Charge per Month	\$82,296.95	\$84,354.37
Supply Charge/CCF	\$0.7620256	\$0.7810762
Daily or Monthly Excess Water Usage Charge (Commercial and Industrial - Large Volume Rate) per CCF	\$1.784	\$1.787

Pulp Mill		
Billing Components	Rate Effective Dates	
	1/1/2021	1/1/2022
Distribution Charge per Month	\$85,619.69	\$87,332.08
Supply Charge/CCF	\$0.7927923	\$0.8086481
Daily or Monthly Excess Water Usage Charge (Commercial and Industrial - Large Volume Rate) per CCF	\$1.814	\$1.850

4. The Superintendent is hereby authorized to execute a contract with the Pulp Mill to provide additional terms and conditions of service and other provisions consistent with this ordinance.

F. Meter Tests. If a customer has informed the Division that its water consumption has been above its normal billing consumption and verification discovers no leaks on the customer facilities, the customer may request that the Division test the meter. If the test discloses the meter is accurate within the American Water Works Association (“AWWA”) specifications, the customer will be billed for the test and their water bill will not be adjusted. If the test discloses the meter is not accurate within the AWWA specifications and the inaccuracy is the cause of the recorded high consumption, the customer’s water bill will be adjusted and credit given for the excessive consumption and the customer will not be billed for the test. The charge for testing meters shall be added to the customer’s bill as follows:

Meter Size	Cost
1-inch and smaller	\$75.00
>1-inch	*Estimated Cost

*The customer shall pay a deposit in the amount of the Division’s estimated cost.

If the actual cost differs from the estimated cost, the customer will be refunded or billed the difference.

The Division will not test meters owned by others.

G. Low Pressure or Low Flow Concerns. The customer may request the Division to conduct a flow and pressure test on the service to its premises. If the cause of the problem is found to be located on the property side of the meter yoke outlet, the customer will be invoiced for a fee of \$25. If the test discloses that the low flow and/or pressure is caused by Division facilities, the Division will attempt to correct the problem and the customer will not be charged.

H. Low-income Senior and/or Low-income Disabled Residential Rate Discount. Residential customers who qualify as low-income senior or low-income disabled shall be eligible for a ~~30~~35 percent reduction from the regular residential water rates. The determination of low-income senior and low-income disabled shall be made as set forth in TMC 12.06.165 for City Light Division (d.b.a. “Tacoma Power”) customers. Customers must submit an application for review and acceptance by the authorized administering agency to qualify for this reduction. For the water rate discount, there is no requirement that a customer be a Tacoma Power customer or submit to an energy audit.

I. Water System Acquisition. A water system may be acquired by the City under an agreement between the water system owner(s) and the City with Board and City Council approval. When all or a portion of the acquired system requires upgrading equal to Division standards, the agreement shall provide for funds to achieve compliance with said standards. Under the agreement, a surcharge may be levied by the City for a period of time or an LID may be formed in accordance with RCW Title 35. The surcharge shall be an additional charge equivalent to the Ready to Serve charge per month times a multiplier, or an actual dollar amount as stated in the acquisition agreement and set forth below. The current surcharge areas include:

Former Water System	
Hyada Mutual Service Company	Total Monthly Charge \$30.00 per month through July 2022
Andrain	Total Monthly Charge equal to the Ready to Serve charge per month until paid in full.
Curran Road	Total Monthly Charge equal to the Ready to Serve charge per month until paid in full.

If allowed by the acquisition agreement, a customer in a surcharge area may opt to pay off the outstanding surcharge amount.

* * *



ORDINANCE NO. 28712

1 AN ORDINANCE relating to franchise fees; amending Ordinance No. 20367,
2 passed on March 18, 1975, to redirect franchise fee revenues from the
3 Special Revenue Fund, previously the Municipal Cable Television Program
4 Fund, to the General Fund for the purpose of allowing more flexibility in the
5 use of private cable franchise fees.

6 WHEREAS Ordinance No. 20367, passed on March 18, 1975, directs that
7 private cable franchise fees are to be deposited into Special Revenue Fund 1431
8 for the purpose of "implementing and operating a Municipal Cable Televisions
9 System and Program," and

10 WHEREAS, since the passage of Ordinance No. 20367, this revenue has
11 grown and now exceeds the cost of operating the Municipal Cable Television
12 System, and

13 WHEREAS the City uses these revenues to support the communications
14 costs related to the Media and Communications Office ("MCO"), which supports
15 the Cable TV System and the rest of the City's operations, and

16 WHEREAS this administrative change will allow the City more flexibility in
17 utilizing franchise fee revenues that are not otherwise restricted by another level of
18 government; Now, Therefore,

19
20 BE IT ORDAINED BY THE CITY OF TACOMA:

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

23 Section 2. That Ordinance No. 20367, passed on March 18, 1975, is hereby
24 amended to redirect franchise fee revenues from the Special Revenue Fund,
25
26



1 previously the Municipal Cable Television Program Fund, to the General Fund, for
2 the purpose of allowing more flexibility in the use of private cable franchise fees.

3 Passed _____

4
5 _____
6 Mayor

7 Attest:

8 _____
9 City Clerk

10 Approved as to form:

11 _____
12 Deputy City Attorney



ORDINANCE NO. 28713

1 AN ORDINANCE relating to property tax levies; authorizing an increase in the
2 2020 general property tax revenue collection in terms of both dollars and
percentage for the general property tax levy in 2021.

3 WHEREAS, pursuant to RCW 84.55.120, the City is requesting an increase
4 in the amount collected for the 2020 property tax levy, and

5 WHEREAS it is necessary to identify the amount of estimated revenues
6 from property tax levies to match the estimated expenditures for debt service and
7 other funding requirements, and

8 WHEREAS, this ordinance will authorize the property tax levy to be set at
9 the highest allowable amount over last year's actual levy of \$67,369,845.47,
10 which is an increase of 0.61264 percent, which is a \$412,735.00 increase over the
11 previous year's actual levy, exclusive of additional revenue derived from new
12 construction, improvements to property, newly constructed wind turbines, any
13 annexations that have occurred and administrative refunds made, and any
14 increase in the value of state-assessed property, and

15 WHEREAS the population of the City of Tacoma is more than 10,000, Now,
16 Therefore,



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BE IT ORDAINED BY THE CITY OF TACOMA:

That the 2021 property tax levy is hereby authorized to increase by 0.61264 percent, and by \$412,735.00 representing an increase to the City’s actual levy from 2020, exclusive of additional revenue derived from new construction, improvements to property, newly constructed wind turbines, any annexations that have occurred and administrative refunds made, and any increase in the value of state-assessed property.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28714

1 AN ORDINANCE relating to property tax levies; fixing the amount of the Ad
2 Valorem tax levies necessary to identify the amount of the estimated
3 revenues from property tax levies to match estimated expenditures for
debt service and other funding requirements.

4 WHEREAS, pursuant to RCW 84.52.020 and RCW 84.52.070, the City
5 of Tacoma is requesting property taxes in the amount as described below and
6 as certified to Pierce County, and

7 WHEREAS the City must take two actions to set the regular property tax
8 levy for 2021: (1) approve the total regular levy amount to be collected; and (2)
9 approve the percentage and dollar increase over the prior year's actual levy,
10 and
11

12 WHEREAS the estimated 2021 general property tax revenue collection is
13 set at \$67,782,581, exclusive of the amount derived from new construction and
14 improvements to property, new constructed wind turbines, and any increase in
15 the value of state-assessed utility property, and
16

17 WHEREAS jurisdictions with populations of 10,000 or greater are limited
18 to increasing the City's levy by the lower of 1 percent or the rate of inflation, and
19

20 WHEREAS the population of the City of Tacoma is more than 10,000;
21 Now, Therefore,

22 BE IT ORDAINED BY THE CITY OF TACOMA:

23 Section 1. That the City of Tacoma hereby certifies to Pierce County
24 ("County") the total levy amount of \$67,782,581, exclusive of the amount
25 derived from new construction, improvements to property, newly constructed
26



1 wind turbines, any increase in the value of state-assessed property, and any
2 annexations that have occurred and refunds made, to be collected in 2021.

3 Section 2. That the taxes herein provided for are levied to match the
4 estimated expenditures for debt service and other funding requirements and
5 are hereby levied upon all real and personal property as shown by the
6 assessment in the County, as finally and hereafter fixed by the County and
7 State Board of Equalization, and as finally extended upon the books of the
8 County Assessor showing the property within the City subject to taxation for
9 municipal purposes and upon the amount of said real and personal property in
10 accordance with certified assessed valuation of all taxable property within the
11 City of Tacoma as fixed in 2020 for collection in 2021, as provided by the
12 Pierce County Assessor.
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Section 3. That the taxes collected from levies hereby fixed and made, together with the estimated revenues from sources other than Ad Valorem taxation, which will constitute the appropriations of the City for the fiscal year 2021 are hereby available for appropriation, all as itemized and classified in the Biennial Budget for fiscal years 2021-2022, as adopted, pursuant to the laws of the state of Washington.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28715

1 AN ORDINANCE relating to property tax levies; authorizing an increase for the
2 2021 Emergency Medical Services property tax levy in terms of both
dollars and percentage.

3 WHEREAS, pursuant to RCW 84.55.120, the City is requesting an increase
4 in the amount collected for the 2021 Tacoma Emergency Medical Services
5 ("EMS") property tax levy, and

6 WHEREAS it is necessary to identify the amount of estimated revenues
7 from property tax levies to match the estimated expenditures for debt service and
8 other funding requirements, and

9 WHEREAS this ordinance will allow the EMS levy to be set at the highest
10 allowable amount of \$11,491,547.30, which is a 0.61343 percent increase,
11 representing a \$70,062.80 increase over the previous year's actual levy of
12 \$11,421,484.54, exclusive of additional revenue derived from new construction,
13 improvements to property, newly constructed wind turbines, any annexations that
14 may have occurred and administrative refunds made, and any increase in the
15 value of state-assessed property, and

16 WHEREAS the assessed values in the EMS property tax boundary have
17 increased since 2012, with the current valuation at \$32,427,559,048, and

18 WHEREAS the current EMS levy rate is \$0.3597 per \$1,000 in assessed
19 value, which is lower than the maximum of \$0.50 per \$1,000, and the revenue
20 amount proposed is consistent with revenues budgeted in 2020, and

21 WHEREAS the population of the City of Tacoma is more than 10,000;

22 Now, Therefore,



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BE IT ORDAINED BY THE CITY OF TACOMA:

That the 2021 Emergency Medical Services property tax levy is hereby authorized to increase by 0.61343 percent and \$70,062.80 from the previous year's actual levy of \$11,421,484.54, exclusive of the increase due to new construction, improvements to property, newly constructed wind turbines, any annexations that have occurred and administrative refunds made, and any increases in the value of state-assessed property.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28716

1 AN ORDINANCE relating to property tax levies; fixing the amount of the
2 Emergency Medical Services levy necessary to identify the amount of
3 the estimated revenues from the property tax levy to match estimated
4 expenditures for debt service and other funding requirements.

5 WHEREAS, pursuant to RCW 84.52.020 and RCW 84.52.070, the City of
6 Tacoma is requesting property taxes for Emergency Medical Services ("EMS") in
7 the amount as described below and as certified to Pierce County, and

8 WHEREAS property tax levies are limited by RCW 84.55.0101, to an
9 increase of 1 percent on the highest levy since 1985, and by RCW 84.52.069, to
10 \$0.50 per \$1,000 of assessed property value in the taxing district, and

11 WHEREAS the 2021 levy is limited to \$11,491,547, exclusive of the
12 amount derived from new construction and improvements to property, new
13 constructed wind turbines, and any increase in the value of state-assessed
14 utility property, and

15 WHEREAS the total estimated property tax of \$11,699,875 is consistent
16 with the property tax projected in the 2021-2022 Proposed Budget, and

17 WHEREAS jurisdictions with populations of 10,000 or greater are limited
18 to increasing the City's levy by the lower of 1 percent or the rate of inflation, and
19 the implicit price deflator used to measure inflation is 0.60152 percent; Now,
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21 Therefore,
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1 BE IT ORDAINED BY THE CITY OF TACOMA:

2 Section 1. That the City of Tacoma hereby certifies to Pierce County the
3 total levy for Emergency Medical Services in the amount of \$11,491,547, exclusive
4 of the amount derived from new construction, improvements to property,
5 newly constructed wind turbines, any increase in the value of state-assessed utility
6 property, and any annexations that have occurred and refunds made, to be
7 collected in 2021.
8

9 Section 2. That the taxes herein provided for are levied to match the
10 estimated expenditures for debt service and other funding requirements and are
11 hereby levied upon all the real and personal property as shown by the assessment
12 in Pierce County ("County") as finally and hereafter fixed by the County and State
13 Board of Equalization, and as finally extended upon the books of the County
14 Assessor showing the property within said City, subject to taxation for municipal
15 purposes and upon the amount of said real and personal property in accordance
16 with certified assessed valuation of all taxable property within the City of Tacoma as
17 fixed in 2020 for collection in 2021, as provided by the Pierce County Assessor.
18

19 Section 3. That the taxes collected from the levy hereby fixed and made,
20 together with the estimated revenues from sources other than Ad Valorem taxation,
21 which will constitute the appropriations of the City for the fiscal year 2021, are
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1 hereby available for appropriation, all as itemized and classified in the Biennial
2 Budget for the fiscal years 2021-2022, as adopted, pursuant to the laws of the state
3 of Washington.
4

5 Passed _____
6

7 _____
8 Mayor

9 Attest:
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11 _____
12 City Clerk

13 Approved as to form:
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15 _____
16 Deputy City Attorney
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**SUBSTITUTE
ORDINANCE NO. 28717**

1 AN ORDINANCE relating to the Comprehensive Plan and Capital Budget;
2 adopting the 2021-2026 Capital Facilities Program of the Comprehensive
Plan, and adopting the 2021-2022 Capital Budget.

3 WHEREAS in compliance with the Growth Management Act, the City
4 Council periodically adopts an updated Capital Facilities Program ("CFP") that
5 indicates existing and proposed capital facilities projects throughout the City,
6 and

7 WHEREAS a draft of the 2021-2026 CFP was presented to the Planning
8 Commission and recommended for approval on June 3, 2020, and a public
9 hearing was held on July 1, 2020, and

10
11 WHEREAS the CFP helps inform development of the City's Capital
12 Budget, which was presented at a City Council work session on October 27,
13 2020, and

14 WHEREAS, pursuant to RCW 35.34, the City must pass an ordinance that
15 appropriates estimated expenditures and revenues/use of available funds, and

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17 WHEREAS funds within the Capital Budget are provided with multi-year
18 appropriation and are adopted separately from the City's Biennial Operating
19 Budget; Now, Therefore,



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BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That the 2021-2026 Capital Facilities Program, amending the Comprehensive Plan, is hereby approved, said document to be substantially in the form of the document on file in the office of the City Clerk.

Section 2. That the City of Tacoma 2021-2022 Capital Budget, attached hereto as Exhibit "A," is hereby approved.

Section 3. That the Budget Director is hereby authorized to bring forward into fiscal year 2021 all appropriations and allocations not otherwise closed, completed, or deleted from prior years' capital budgets.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney

Exhibit "A"

City of Tacoma, Washington
2021-2022 Capital Budget Ordinance

Fund No.	Fund Name	Proposed Appropriation	Adjustments	Estimated Revenues and Use of Available Funds	Adopted Appropriation
Special Capital Funds					
1060	Transportation Capital and Engineering	6,375,000	200,000	6,575,000	6,575,000
3211	Capital Projects Fund	3,472,342		3,472,342	3,472,342
Total City of Tacoma Capital Budget		\$9,847,342	\$200,000	\$10,047,342	\$10,047,342



**SUBSTITUTE
ORDINANCE NO. 28718**

1 AN ORDINANCE relating to the Biennial Operating Budget; adopting the
2 2021-2022 Biennial Operating Budget of the City of Tacoma.

3 WHEREAS the City Council desires to adopt the proposed 2021-2022
4 Biennial Operating Budget, and

5 WHEREAS on October 6, 2020, the City Manager presented to the City
6 Council the 2021-2022 Proposed Biennial Operating Budget ("Budget"), and
7 staff hosted a series of engagement sessions, work sessions, and tools to
8 receive feedback from the community, and

9 WHEREAS on October 7, 2020, the Office of Management and Budget
10 launched an interactive budgeting tool for community members to submit
11 feedback on redirecting General Fund resources between programs in the
12 Budget, and

13 WHEREAS on October 21, 2020, a virtual Community Town Hall was
14 held where staff gave a presentation on the Budget and provided attendees an
15 opportunity to offer comments and feedback, and

16 WHEREAS to further inform both the City Council and the public, four
17 Budget work sessions were held between October 13th and November 3, 2020,
18 which provided more detailed information on the Budget as it relates to the City
19 Council priorities of Community Safety, Health, Affordable Housing, Access,
20 Livable Wage Jobs, Belief and Trust, and Culture and Effectiveness, and

21 WHEREAS two public hearings were held on October 27th and
22 November 10, 2020, and
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1 WHEREAS budgets, estimates, notices of hearings, hearings, and
2 adoption of the Budget are processed and accomplished in accordance with the
3 requirements of RCW 35.34; Now, Therefore,

4 BE IT ORDAINED BY THE CITY OF TACOMA:

5 That the Biennial Operating Budget of the City of Tacoma for 2021-2022
6 and each and every item thereof, as fixed, determined, and set out in
7 Exhibit "A," attached hereto and by this reference incorporated herein as
8 though fully set forth, is hereby adopted as the Biennial Operating Budget of
9 the City of Tacoma for 2021-2022.
10
11

12 Passed _____

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14 _____
15 Mayor

16 Attest:

17 _____
18 City Clerk

19 Approved as to form:

20 _____
21 Deputy City Attorney
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Exhibit "A"

**City of Tacoma, Washington
2021-2022 Biennial Operating Budget Ordinance**

Fund No.	Fund Name	Proposed Appropriation	Adjustments	Estimated Revenues and Use of Available Funds	Adopted Appropriation
0010	General Fund	\$505,225,047	\$3,700,000	\$508,925,047	\$508,925,047
Special Revenue Funds					
1020	Courts Special Revenue	170,399		170,399	170,399
1030	Contingency Fund	550,000		550,000	550,000
1050	PWS Transportation Revenues	7,008,708		7,008,708	7,008,708
1065	PW Street Fund (Street Ops, Eng, Transp)	46,554,380	6,107,085	52,661,465	52,661,465
1070	Transportation Benefit District	11,185,418	8,322,000	19,507,418	19,507,418
1085	Voted Streets Initiative	41,002,881	354,471	41,357,352	41,357,352
1090	TFD Special Revenue	3,585,276		3,585,276	3,585,276
1100	PWF Property Management	640,951		640,951	640,951
1110	Local Improvement Guaranty	36,780		36,780	36,780
1145	NCS Demolition	1,261,297		1,261,297	1,261,297
1155	TFD EMS Special Revenue	70,941,086	1,500,000	72,441,086	72,441,086
1180	PAF Tourism & Conventions	9,598,822		9,598,822	9,598,822
1185	NCS Special Revenue	13,909,589		13,909,589	13,909,589
1195	CED Economic Development Grants	32,458,615		32,458,615	32,458,615
1200	Library Special Revenue	794,489		794,489	794,489
1236	CED Small Business Enterprise	482,184		482,184	482,184
1267	TPD Special Revenue	1,849,084		1,849,084	1,849,084
1431	CMO Municipal Cable TV	796,245		796,245	796,245
1500	CED Local Employment Apprenticeship Program	678,137		678,137	678,137
1650	Traffic Enforcement, Engineering & Education	7,215,228		7,215,228	7,215,228
	Total Special Revenue Funds	\$250,719,568	\$16,283,556	\$267,003,124	\$267,003,124
Debt Service Funds					
2010	Voted Bonds	5,461,000		5,461,000	5,461,000
2035	LTD GO Bonds 1997 A & B	8,543,059		8,543,059	8,543,059
2038	Public Works Trust Fund Loan	1,160,851		1,160,851	1,160,851
2040	LTGO 2009 Series A-F Bond Redemption	3,292,760		3,292,760	3,292,760
2041	2010 LTGO Bonds Series 2010B - 2010E	9,293,820		9,293,820	9,293,820
2043	LTGO Bond Issuances	3,463,765		3,463,765	3,463,765
	Total Debt Service Funds	\$31,215,254	\$0	\$31,215,254	\$31,215,254
Capital Project Funds					
3210	Real Estate Excise Tax	18,050,621	300,000	18,350,620.76	18,350,620.76
	Total Capital Project Funds	\$18,050,621	\$300,000	\$18,350,621	\$18,350,621
Enterprise Funds					
4110	Permit Services Fund	34,140,167		34,140,167	34,140,167
4120	PW Tacoma Rail Mountain Division	5,441,738		5,441,738	5,441,738
4140	PWE Parking Operating	17,122,216		17,122,216	17,122,216
4165	Convention Center	24,358,544		24,358,544	24,358,544
4170	Cheney Stadium	3,419,543		3,419,543	3,419,543
4180	Tacoma Dome	30,258,870		30,258,870	30,258,870
4190	Performing Arts	3,095,728		3,095,728	3,095,728
4200	Solid Waste	156,690,988	(38,578)	156,652,410	156,652,410
4300	Wastewater	233,401,648	(854,248)	232,547,400	232,547,400
4301	Surface Water	118,236,034	228,914	118,464,948	118,464,948
4450	Union Station	4,903,400		4,903,400	4,903,400
4500	Tacoma Rail	78,331,658		78,331,658	78,331,658
4600	Water Utility	281,649,598		281,649,598	281,649,598
4700	Power	1,022,414,175		1,022,414,175	1,022,414,175
4800	TPU Self Insurance Claims	5,716,200		5,716,200	5,716,200
4805	Low Income Assistance	2,500,000		2,500,000	2,500,000
	Total Enterprise Funds	\$2,021,680,506	(\$663,912)	\$2,021,016,594	\$2,021,016,594

Exhibit "A"

**City of Tacoma, Washington
2021-2022 Biennial Operating Budget Ordinance**

Fund No.	Fund Name	Proposed Appropriation	Adjustments	Estimated Revenues and Use of Available Funds	Adopted Appropriation
Internal Service Funds					
5050	TPU Fleet Service	11,601,721		11,601,721	11,601,721
5086	Tacoma Training & Employment Program	628,103		628,103	628,103
5400	PW Fleet Equipment Rental	23,064,884	526,000	23,590,884	23,590,884
5453	PWS Asphalt Plant	2,152,827		2,152,827	2,152,827
5540	Comms Equipment - Replacement Reserve	6,200,793		6,200,793	6,200,793
5550	Third Party Liability Claims	12,987,067		12,987,067	12,987,067
5560	Unemployment Compensation	1,030,000		1,030,000	1,030,000
5570	Worker's Compensation	15,005,271		15,005,271	15,005,271
5700	Municipal Building Acquisition & Oper	11,671,715		11,671,715	11,671,715
5800	General Governmental Internal Services	138,226,797		138,226,797	138,226,797
	Total Internal Service Funds	\$222,569,178	\$526,000	\$223,095,178	\$223,095,178
Clearing Funds					
6050	Deferred Compensation Trust	521,142		521,142	521,142
	Total Clearing Funds	\$521,142	\$0	\$521,142	\$521,142
Trust & Agency Funds					
6100	Employees Retirement	393,692,944		393,692,944	393,692,944
6120	Relief & Pension Police	10,618,941		10,618,941	10,618,941
6150	Relief & Pension Firefighters	13,022,542		13,022,542	13,022,542
6430	Health Care Trust Labor Management	161,069,187		161,069,187	161,069,187
6440	Group Life Trust	1,604,965		1,604,965	1,604,965
6460	Dental Care Labor Management	11,672,148		11,672,148	11,672,148
6470	Health Care Trust Firefighters	8,540,084		8,540,084	8,540,084
6480	Health Care Trust Police	7,827,328		7,827,328	7,827,328
6795	Public Facilities Districts	8,180,362		8,180,362	8,180,362
	Total Trust & Agency Funds	\$616,228,501	\$0	\$616,228,501	\$616,228,501
Total City of Tacoma Operating Budget		\$3,665,688,674	\$20,145,644	\$3,685,834,318	\$3,685,834,318