



Legislation Passed March 8, 2016

The Tacoma City Council, at its regular City Council meeting of March 8, 2016, 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. 39396

A resolution designating 24 Public Works and Environmental Services projects as special projects of limited duration, and designating general salary classifications and benefits for persons employed on the projects.

[Chris E. Larson, P.E., Engineering Division Manager; Kurtis D. Kingsolver, P.E., Director, Public Works]

Ordinance No. 28347

An ordinance amending Chapter 1.12 of the Municipal Code, relating to the Compensation Plan, to implement rates of pay and compensation for employees represented by the Teamsters Local 117, General Unit, and the International Brotherhood of Electrical Workers, Local 483, Tacoma Power Unit.

[Joy St. Germain, Director, Human Resources]

Ordinance No. 28348

An ordinance amending Chapter 2.01 of the Municipal Code, relating to the Minimum Building and Structures Code, and Section 11.05.231, relating to the Human Habitation of Vehicles, to eliminate sections which refer to improper use of recreational vehicles, and to clarify language to allow for clear and consistent enforcement.

[Allyson Griffith, Program Development Specialist Lead; Nadia Chandler Hardy, Director, Neighborhood and Community Services]

Ordinance No. 28349

An ordinance amending Chapter 6B.220 of the Municipal Code, relating to For-Hire Regulations, to establish a new annual license fee for Transportation Network Companies (TNC) to cover administrative and regulatory costs, and to no longer issue For-Hire Driver Identification Cards and Vehicle Endorsements to affiliated drivers of a TNC as long as all licensing requirements are met.

[Danielle Larson, Tax and License Division Manager; Andy Cherullo, Director, Finance]



RESOLUTION NO. 39396

1 A RESOLUTION relating to Special Projects; designating 24 Public Works and
2 Environmental Services projects as special projects of limited duration; and
3 designating general salary classifications and benefits for persons employed
4 on said projects pursuant to Tacoma Municipal Code 1.12.155, 1.24.187,
5 1.24.980-.986, 1.30.300, and Section 6.1(h) of the Tacoma City Charter.

6 WHEREAS the Public Works and Environmental Services Departments
7 desire to designate the 24 projects set forth on the attached Exhibit "A" as special
8 projects of limited duration, and to acquire project staff to supplement permanent
9 staffing levels on an as-needed basis to support the projects, and

10 WHEREAS, pursuant to Tacoma Municipal Code ("TMC") 1.12.155, 1.24.187,
11 and 1.24.980-.986, and Section 6.1(h) of the Tacoma City Charter, employees who
12 are not regular employees and are hired as special project employees are
13 unclassified and paid as provided for by ordinance or resolution of the City Council;

14 Now, Therefore,

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

16 Section 1. That the 24 projects set forth on the attached Exhibit "A" are
17 hereby designated as special projects of limited duration through December 31,
18 2021.

19 Section 2. That, in accordance with TMC 1.24.187 and 1.24.980-.986, and
20 Section 6.1(h) of the Tacoma City Charter, employees who have been hired or
21 may be hired for positions expected to be of limited duration shall be designated
22 as unclassified special project employees as of the date of hire.

23 Section 3. That the salaries and classifications set forth in the
24 Compensation Plan of the City of Tacoma for permanent employees, or the
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1 closest classifications, shall be applied, contingent upon funding, to similar
2 positions of the special project, which positions may include, but are not limited
3 to, project management/engineering, project specialists, surveying/drafting,
4 construction management and inspection, laboratory personnel, arborists,
5 landscape architects, and environmental specialists. The Compensation Plan
6 is incorporated herein by reference as if fully set forth.

7 Section 4. That employees who have been hired or may be hired as
8 special project employees shall receive benefits in accordance with and
9 pursuant to the provisions of the Compensation Plan of the City of Tacoma; as
10 special project employees they shall not become members of the Retirement
11 System unless they elect to do so pursuant to a one-time binding and
12 irrevocable election under the provisions of TMC 1.30.300; provided, however,
13 that special project employees hired to work on the identified special projects
14 shall not be eligible for longevity pay; and further, that should any current regular
15 employee eligible for longevity pay be assigned to one or more of the special
16 projects, the employee so assigned shall continue to be eligible for longevity pay
17 and shall become or remain a member of the City's Retirement System pursuant
18 to any applicable provisions of TMC 1.30, and contributions shall be paid therein
19 by the City pursuant to TMC 1.30.360.

20 Section 5. That, inasmuch as the positions to be filled pursuant to this
21 resolution are of a temporary nature and are unique in that they pertain only to the
22 aforementioned special projects, they are deemed unclassified, temporary
23 positions of limited duration and persons so employed in such positions shall have
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no claim to further or continued employment with the City of Tacoma after
cessation of such special project or after cessation of activities funded by said
programs, except pursuant to obtaining status as regular City of Tacoma
employees under the provisions of the TMC or pursuant to further action of the
City Council relating to these special projects.

Section 6. That all acts by agents or employees of the City consistent
herewith are hereby ratified.

Section 7. That the City Manager is hereby authorized to direct the
appropriate City officers to proceed with the necessary actions for the completion
of these special projects.

Adopted _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



EXHIBIT "A"

2016 SPECIAL PROJECTS

1
2
3 1. Hilltop and South Downtown Pedestrian Improvements

4 This project will construct pedestrian improvements at various locations in the
5 Hilltop and South downtown area. Improvements will include new ADA curb
6 ramps, bulb-outs, striped crosswalks, signage, accessible pedestrian systems,
7 vehicle detection, or similar treatments to improve pedestrian visibility,
8 accessibility and safety. There will be minor storm improvements constructed.
9 This project is in the design phase and fully funded through construction.

10 Total Estimated Project Cost: \$1,000,000

11 Designation Duration: Continues until December 31, 2021.

12 Potential Personnel needs: May include design engineers, survey technicians,
13 and CAD technicians.

14
15 2. Schuster Parkway Promenade

16 The Schuster Parkway Promenade project will consist of a shared-use
17 promenade along Schuster Parkway connecting the Thea Foss Waterway
18 esplanade and Downtown Tacoma with Old Town and the Ruston Way shoreline
19 promenade. Completing the 1.6 mile Schuster Promenade segment will enhance
20 the capacity of the system for all users and promote active transportation and
21 healthy living. This project is in the design phase. Design is fully funded. Grant
22 funds will be pursued for construction.

23 Total Estimated Project Cost: \$16,600,000

24 Designation Duration: Continues until December 31, 2021.

25 Potential Personnel needs: May include project management, design engineers,
26 survey technicians, CAD technicians, construction managers and inspection.

27 3. 56th Street and Cirque Drive Corridor

28 This is a joint project with University Place and includes curbs, gutters, sidewalks
29 and bicycle facilities filling in the gaps where none exist along the corridor
30 extending along 56th Street from Orchard Street to Tacoma Mall Boulevard in
31 Tacoma. The project will also include street lighting. This project is in the design
32 phase. Design is fully funded. Grant funds will be pursued for construction.

33 Total Estimated Project Cost: \$8,850,000

34 Designation Duration: Continues until December 31, 2021.

35 Potential Personnel needs: May include project management, design engineers,
36 survey technicians, CAD technicians, construction managers and inspection.



1 4. Lincoln Business District Streetscape

2 This project will provide a new streetscape within the core of the Lincoln
3 Business District. Key project features will include a neighborhood entryway,
4 water main and storm sewer replacements, roadway, sidewalk and pedestrian
5 infrastructure improvements. These upgrades will be implemented along the
6 stretch of South 38th Street, from South Fawcett to South J Street and
7 South G Street from South 38th to South 37th Streets. A festival street is also
8 planned on South Yakima between South 38th and South 39th Streets. There
9 will be a public art component to provide distinctive gateway attractions on both
10 sides of the improved streetscape along 38th Street. This project is in the
11 design phase. Design is fully funded and construction is funded with the
12 exception of the festival street. Grant funds will be pursued for the festival
13 street construction.

14 Total Estimated Project Cost: \$7,500,000

15 Designation Duration: Continues until December 31, 2021.

16 Potential Personnel needs: May include project management, design engineers,
17 survey technicians, CAD technicians, construction managers and inspection.

18 5. East 64th Street: McKinley Avenue to Pacific Avenue

19 This project will include a fully improved arterial street with "Complete Street"
20 concepts including a common left turn lane, two driving lanes, bicycle facilities,
21 curb ramps and sidewalks on both sides of the street. Sidewalks and curb ramps
22 will meet ADA Standards. Street lighting, landscaping, storm drainage, and utility
23 relocation will be included where needed. This project is in the design phase.
24 Design is fully funded. Grant funds will be pursued for construction.

25 Total Estimated Project Cost: \$9,000,000

26 Designation Duration: Continues until December 31, 2021.

Potential Personnel needs: May include project management, design engineers,
survey technicians, CAD technicians, construction managers and inspection.

6. 21st Street South: Jefferson Avenue to Tacoma Avenue

South 21st Street from Jefferson Avenue to Tacoma Avenue will be improved
to arterial standards in support of the long-range needs identified in the
Transportation Master Plan. This improvement will help serve planned
developments in the Brewery District, including the Town Center Project and
future UWT improvements. The planned improvements will reduce congestion
along South 19th Street, and will improve the operation of the intersection of
21st Street South and Jefferson Avenue. The project will also include a new
traffic signal at 21st Street South and Tacoma Avenue, and a crossing



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treatment at 21st Street and Fawcett Avenue to improve safety and mobility for the Fawcett Street Bike Boulevard. This project is in the planning phase. Grant funds will be pursued.

Total Estimated Project Cost: \$4,500,000
Designation Duration: Continues until December 31, 2021.
Potential Personnel needs: May include project management, design engineers, survey technicians, CAD technicians, construction managers and inspection.

7. St. Helens Avenue: 7th Street South to 1st Street North

This project will fully restore St. Helens Avenue from 7th Street South to 1st Street North to a complete street. Planned improvements include new sidewalk, curb and gutter, roadway, street lighting, landscaping and utilities where needed. This project is in the planning phase. Grant funds will be pursued.

Total Estimated Project Cost: \$7,800,000
Designation Duration: Continues until December 31, 2021.
Potential Personnel needs: May include project management, design engineers, survey technicians, CAD technicians, construction managers and inspection.

8. 21st Street North: Adams Street to Pearl Street

This is a roadway and streetscape reconfiguration project in conjunction with TPU's realignment of power lines from the Cushman substation to Pearl Street. The towers will be replaced by single poles allowing reuse of the median for roadway improvements. The project will include new sidewalks, ADA compliant curb ramps, bicycle facilities, road rehabilitation with a new asphalt surface, and re-channelization. This project is in the planning phase. Design is funded. Grant funds will be pursued for construction.

Total Estimated Project Cost: \$18,000,000
Designation Duration: Continues until December 31, 2021.
Potential Personnel needs: May include project management, design engineers, survey technicians, CAD technicians, construction managers and inspection.

9. Puyallup Avenue: C Street to Portland Avenue

The Puyallup Avenue project scope will extend from C Street to Portland Avenue and will include a complete redesign of the corridor. The new roadway will be designed as a complete street to provide an improved facility with tie-in to public transportation facilities within the Tacoma Dome District. The corridor will provide facilities for active lifestyles (such as bike lanes and improved sidewalks), green stormwater facilities if soil conditions allow, and other



1 boulevard treatments. This project is in the Conceptual Design phase.
2 Conceptual Design is funded.

3 Total Estimated Project Cost: \$19,295,000

4 Designation Duration: Continues until December 31, 2021.

5 Potential Personnel needs: May include project management, design engineers,
6 survey technicians, CAD technicians, construction managers and inspection.

7 10. Mildred Street: 12th Street South to 9th Street North

8 This project will include a new asphalt surface treatment to the existing roadway.
9 The roadway will be re-channelized to connect Tacoma Community College,
10 along Mildred Street, to the Scott Pierson Trail. The project will include removal
11 and replacement of curb and gutter as needed, sidewalk replacement where
12 damaged or missing, and installation of ADA compliant curb ramps. This project
13 is in the planning phase. Grant funds will be pursued.

14 Total Estimated Project Cost: \$3,200,000

15 Designation Duration: Continues until December 31, 2021.

16 Potential Personnel needs: May include project management, design engineers,
17 survey technicians, CAD technicians, construction managers and inspection.

18 11. Taylor Way: SR509 to East 11th Street

19 This project will replace the existing asphalt roadway with a new concrete
20 roadway from SR509 to East 11th Street and provide added capacity for freight
21 at the intersection of Taylor Way and SR509. The project will also include an
22 Intelligent Transportation System (ITS). This project is in the planning phase.
23 Grant funds will be pursued.

24 Total Estimated Project Cost: \$10,000,000

25 Designation Duration: Continues until December 31, 2021.

26 Potential Personnel needs: May include project management, design engineers,
survey technicians, CAD technicians, construction managers and inspection.

12. Portland Avenue: Puyallup Avenue to East 11th Street

This project will provide an asphalt overlay and repair isolated base failures to
improve the roadway. ADA upgrades to curb ramps will also be completed
where needed. This project is in the planning phase. Grant funds will be
pursued.

Total Estimated Project Cost: \$1,900,000

Designation Duration: Continues until December 31, 2021.



Potential Personnel needs: May include project management, design engineers, survey technicians, CAD technicians, construction managers and inspection.

13. Union Avenue: South 19th Street to Center Street

This project will provide a new asphalt surface treatment to the existing roadway on Union Avenue from South 19th Street to Center Street. The project will include right-of-way purchase for improvements, removal and replacement of curb and gutter and sidewalk where needed, and installation of ADA compliant curb ramps. This project is designed. Grant funds will be pursued for construction.

Total Estimated Project Cost: \$2,200,000

Designation Duration: Continues until December 31, 2021.

Potential Personnel needs: May include project management, design engineers, survey technicians, CAD technicians, construction managers and inspection.

14. Water Flume Line Trail Phase III

The project will increase non-motorized or active transportation access along South Tacoma Way, increase transit amenities, and close a two mile gap in the Historic Water Ditch Trail by constructing a trail/bicycle facility and a pedestrian sidewalk in existing City-owned right-of-way. This project is in the design phase. Grant funds will be pursued for construction.

Total Estimated Project Cost: \$9,000,000

Designation Duration: Continues until December 31, 2021.

Potential Personnel needs: May include design engineers, survey technicians, CAD technicians, construction managers and inspection.

15. Prairie Line Trail Phase II

This project will construct the southern 1/3 mile of the Prairie Line Trail from the University of Washington-Tacoma (UWT) to South 25th Street along the former BNSF Prairie Line corridor. The trail will incorporate a hardscape path, lighting, amenities, signage, and plantings. This phase will be the final piece of the one-mile long trail and extend the trail southward from the UWT campus. UWT completed construction of the middle trail segment across their campus in 2014. Construction of Phase I of the trail, which extends northward from the UWT campus from Pacific Avenue to Dock Street, is expected to begin in spring 2016. The Phase II design will continue the aesthetic of Phase I and complement the UWT trail segment. This project is designed. Grant funds will be pursued for construction.



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Total Estimated Project Cost: \$4,500,000
Designation Duration: Continues until December 31, 2021.
Potential Personnel needs: May include design engineers, survey technicians, CAD technicians, construction managers and inspection.

16. Pipeline Trail

The project will build a trail to increase non-motorized or active transportation in an underserved neighborhood along the Pipeline Road from East 40th Street to the south City limits. The project includes a connection to the Tacoma Dome Station via non-motorized and ADA improvements on I Street and Wright Street to the lower part of McKinley Park. The neighborhood street segments are expected to include bike shared lane markings (sharrows), wayfinding signs, and new sidewalks and curb ramps as required. It is envisioned that the trail segment in Tacoma will become part of a 16.5 mile trail that connects to the Foothills Trail in Puyallup/Orting. This project is in the planning phase. Grant funds will be pursued.

Total Estimated Project Cost: \$6,500,000
Designation Duration: Continues until December 31, 2021.
Potential Personnel needs: May include project management, design engineers, survey technicians, CAD technicians, construction managers and inspection.

17. Engineering Design Record Drawings Maintenance Project

The maintenance of Environmental Services' Engineering Design Record Drawings is a critically important effort to document key information on each of the utilities' infrastructure assets. This project consists of updating engineering design drawings and the Geographical Information System (GIS) with the use of pre- and post-construction survey data, inspector field notes, and Global Positioning System (GPS) field verification. The record drawings are utilized by engineers, consultants and citizens as their first resource to plan for future upgrades and new service connections, troubleshoot system backups, locate customer side sewers, and other planning efforts. This project also includes the cleanup of erroneous data in the GIS system and the development/configuration of data systems to improve the collection and quality of the data moving forward.

Total Program Cost: \$250,000/year estimated new staff costs
Designation Duration: Continues until December 31, 2021.
Potential project personnel needs: May include project management/engineering personnel, project specialists, GIS/surveying/drafting personnel, IT personnel, construction management, and inspection personnel.



18. Foss Superfund Monitoring Project

1 Monitoring and data analysis efforts to show compliance with the Thea Foss and
2 Wheeler-Osgood Remedial Action Consent Decree. Construction of the
3 sediment remediation project was completed in 2006 and the tenth year of post-
4 construction monitoring is approaching. Long-term monitoring required by the
5 Consent Decree is required through 2016 and the negotiations for subsequent
6 monitoring will occur this year. The intent of this monitoring is to ensure that the
7 waterway does not become recontaminated or otherwise compromised, and that
8 habitat mitigation sites constructed as part of the project are meeting the
9 established performance criteria. In addition, extensive stormwater monitoring is
performed under the decree to evaluate stormwater quality entering the
waterway. Specific tasks in the overall monitoring program include sediment
sampling, boat and sampling equipment operation and maintenance, stormwater
sampling, data analysis and reporting, data management and database
maintenance.

10 Total Project Cost: \$200,000/year estimated new staff costs.

11 Designation Duration: Continues until regulating agencies give approval to
cease monitoring. Current project status request is until December 31, 2021.

12 Potential project personnel needs: May include project management/engineering
13 personnel, project specialists, sampling technicians, construction management
and inspection personnel, and laboratory personnel.

14 19. Schuster Slope Management Plan Implementation

15 Execution of the Schuster Slope Management Plan. Now that a Management
16 Plan has been finalized and approved, work will commence to execute the plan.
17 This project includes two distinct efforts: (1) planning and constructing
18 remediation of the 31-acre project area through methodical completion of nine
19 management units in series, this effort is anticipated to take 20 years, and
20 (2) coordination with the public as they participate in executing the plan in their
21 own neighborhood should they wish to complete work ahead of the City's
22 schedule. Specific tasks may include coordination with internal and external
stakeholders, promoting and educating the public regarding the program,
planning, designing and executing slope remediation, maintenance and
inventorying. Project personnel would allow Environmental Services to quickly
secure staff during program development and implementation.

23 Total Project Cost: \$400,000/year estimated new staff costs.

24 Designation Duration: Continues until December 31, 2021.

25 Potential project personnel needs: May include project management/engineering
26 personnel, project specialists, environmental specialists and or technicians,
laborers, arborists and landscape architects.



20. Mason Gulch Management Plan and Implementation

1 Creation and implementation of the Mason Gulch Management Plan. One public
2 meeting has been held and baseline data is being collected. Work will continue
3 to develop, finalize and implement the new plan. Specific tasks may include
4 coordination with internal and external stakeholders, promoting and educating
5 the public regarding the program, planning, designing and executing slope
6 remediation, maintenance and inventorying. Project personnel would allow
7 Environmental Services to quickly secure staff during program development and
8 implementation.

9 Total Project Cost: \$200,000/year estimated new staff costs.

10 Designation Duration: Continues until December 31, 2021.

11 Potential project personnel needs: May include project management/engineering
12 personnel, project specialists, environmental specialists and/or technicians,
13 arborists and landscape architects.

14 21. Stormwater and Wastewater Utilities Asset Management Data Collection Project

15 The Environmental Services Department's Asset Management Program
16 requires an expedited data collection schedule of its 100,000 infrastructure
17 assets to meet the needs of the growing utilities and additionally, to the new
18 emerging requirements of the City's expanded roadway program under
19 Propositions 3 and A. The data collection, collation and analysis involves a mix
20 of field work to discover, inspect and verify the asset register and then
21 subsequent office work to manage the data. This work helps achieve the
22 primary goal of the asset management program to ensure that the life-cycle cost
23 of owning and operating our infrastructure assets is minimized while we
24 continue to deliver the level of service that the City's customers require of its
25 utilities.

26 Total Project Cost: \$1,200,000/year estimated new staff costs

Designation Duration: Current project status request is until December 31, 2021.

Potential project personnel needs: May include project management/engineering
personnel, project specialists, GIS/surveying/drafting personnel, IT personnel,
construction management, inspection personnel, and maintenance personnel.

22. Electronic Operations and Maintenance Manual Development

The Electronic Operations and Maintenance (eO&M) Manual was initially
developed as part of the Phase III Upgrade to the Central Wastewater Treatment
Plant (CTP) as a requirement of the City's NPDES permit and in accordance with
the Washington Administrative Code (WAC 173-240-080). The first release
(eO&M Phase I) occurred in June 2011, and only contained information for the
new facilities constructed as part of that large upgrade project. Since that time



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the eO&M Manual has been continuously updated to reflect ongoing changes at the plant, and to add new content as the needs were identified by staff. This significant effort now includes both the CTP and the City’s North End Treatment Plant (NETP) requiring field verification of existing infrastructure and the conversion of all existing and newly developed record information into a three dimensional based electronic format using a program called Plant3D. Additionally, work beyond the initial development includes an upgrade to convert the database from Oracle to SQL and to add several software enhancements that will provide additional capability, and allowing for integration of the eO&M with other asset management databases. This new format will allow for the eO&M Manual to contain accurate technical information pertaining to existing facilities; which is crucial to effective asset management and the design of new upgrades to these facilities in the future.

Total Program Cost: \$400,000/year estimated new staff costs.
Designation Duration: Continues until December 31, 2021.
Project Personnel Needs: May include project management/engineering personnel, surveying/drafting personnel, GIS / IT personnel.

23. Healthy Homes, Healthy Neighborhoods

The Health Homes, Healthy Neighborhood program of the Office of Environmental Policy and Sustainability aims to connect a different underserved Tacoma community each year with existing, underutilized resources that promote household and neighborhood health and offer cost-savings. This is accomplished through door-to-door canvassing, workshops and events, and community group engagement. The program is effective because of the many internal and external partnerships leveraged and developed.

Total Program Cost: \$45,000/year estimated new staff costs
Designation Duration: Continues until December 31, 2021.
Project Personnel Needs: May include project management, canvassing staff interns or project staff, administrative assistance.

24. Urban Forest Program

Develop and implement Tacoma’s Urban Forest Program. Work will include development and revision of Tacoma Municipal Code, manuals, standard plans, and specifications; management plans; and grant applications to protect and re-establish the urban forest. The Urban Forest Program implementation will include enhancing and creating partnerships with other agencies, a vigorous public outreach process, coordination with internal stakeholders,



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working to train and engage volunteers, maintenance, inspection, and enforcement to support the City’s goal of establishing 30 percent citywide tree canopy by 2030.

Total Program Cost: \$400,000/year estimated new staff costs.
Designation Duration: Continues until December 31, 2021.
Project Personnel Needs: May include project management, engineering, management analysts, environmental specialists, arborists, and landscape architects.



ORDINANCE NO. 28347

1 AN ORDINANCE relating to the Compensation Plan; amending Sections 1.12.355
 2 and 1.12.640 of the Tacoma Municipal Code to implement rates of pay and
 3 compensation and changes to classifications to reflect organizational
 4 structure for employees represented by Teamsters Local No. 117, General
 Unit, and International Brotherhood of Electrical Workers, Local 483,
 Tacoma Power Unit; and declaring the effective dates thereof.

5 BE IT ORDAINED BY THE CITY OF TACOMA:

6 Section 1. That Section 1.12.355 of the Tacoma Municipal Code is hereby
 7 amended, effective retroactive to January 1, 2015, to read as follows:
 8

Code	A	Title	1	2	3	4	5	6
5365		Animal Control & Compliance Officer	22.65	23.78	24.96	26.24	27.52	
5016		Asphalt Plant Crew Leader	34.43	33.00	34.65			
5015		Asphalt Plant Operator	27.39	28.76	30.20			
5201		Carpenter	34.09					
5210		Concrete Finisher Crew Leader	34.43	33.00				
1101		Crime Analyst	25.85	27.17	28.55	30.04	31.54	33.15
1102		Crime Analyst, Senior	29.67	31.19	32.78	34.44	36.19	38.04
1099		Crime Program Technician	22.03	23.15	24.33	25.59	26.87	28.23
4210		Crime Scene Technician	26.24	27.55	28.93	30.38	31.90	
5020		Equipment Operator	28.88					
5021		Equipment Operator, Heavy	30.45	31.97				
4208		Forensic Specialist	28.87	30.32	31.83	33.42	35.09	
5041		Grounds Maintenance Crew Leader	28.54	29.93	31.43	33.00		
5040		Grounds Maintenance Worker	22.80	23.94	25.14	26.39		
5047		Hydro Grounds Maintenance Worker	22.80	23.94	25.14	26.39		
5001		Laborer	41.92	42.52	43.15	43.80	44.49	
4212		Latent Print Examiner	31.77	33.35	35.02	36.77	38.60	
5205		Painter, Industrial	24.56	25.79	27.08	28.44	29.86	
0016		Police Administrative Support Specialist	22.73	23.87	25.06	26.34	27.63	
0628		Refuse Scale Operator	24.40	25.30				
0627		Solid Waste Worker	19.13	20.09	21.09	22.15	23.26	
5025		Street Maintenance Crew Leader	28.54	29.93	31.43	33.00		
5002		Street Maintenance Worker	22.80	23.94	25.14	26.39		
0530		Tax & License Field Auditor	29.45	30.92	32.47	34.09	35.84	



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0531		Tax & License Field Auditor, Senior	<u>32.44</u>	<u>33.74</u>	<u>35.39</u>	<u>37.16</u>	<u>39.03</u>	
0529		Tax & License Office Auditor	<u>27.54</u>	<u>28.89</u>	<u>30.33</u>	<u>31.85</u>	<u>33.44</u>	
0525		Tax License Compliance Officer	<u>30.42</u>	<u>31.94</u>	<u>33.54</u>	<u>35.22</u>	<u>36.97</u>	
5023		Traffic Sign & Marking Specialist	<u>23.09</u>	<u>24.25</u>	<u>25.46</u>	<u>26.73</u>	<u>28.07</u>	

Code	A	Job Title	1	2	3	4	5	6
5365		Animal Control & Compliance Officer	<u>23.10</u>	<u>24.26</u>	<u>25.46</u>	<u>26.73</u>	<u>28.07</u>	
5016		Asphalt Plant Crew Leader	<u>32.06</u>	<u>33.66</u>	<u>35.34</u>			
5015		Asphalt Plant Operator	<u>27.94</u>	<u>29.34</u>	<u>30.80</u>			
5201		Carpenter	<u>31.71</u>					
5210		Concrete Finisher Crew Leader	<u>32.06</u>	<u>33.66</u>				
1101		Crime Analyst	<u>26.37</u>	<u>27.71</u>	<u>29.12</u>	<u>30.61</u>	<u>32.17</u>	<u>33.81</u>
1102		Crime Analyst, Senior	<u>30.26</u>	<u>31.81</u>	<u>33.44</u>	<u>35.13</u>	<u>36.91</u>	<u>38.80</u>
1099		Crime Program Technician	<u>22.47</u>	<u>23.61</u>	<u>24.82</u>	<u>26.10</u>	<u>27.41</u>	<u>28.79</u>
4210		Crime Scene Technician	<u>26.76</u>	<u>28.10</u>	<u>29.51</u>	<u>30.99</u>	<u>32.54</u>	
5020		Equipment Operator	<u>29.46</u>					
5021		Equipment Operator, Heavy	<u>31.06</u>	<u>32.61</u>				
4208		Forensic Specialist	<u>29.45</u>	<u>30.93</u>	<u>32.47</u>	<u>34.09</u>	<u>35.79</u>	
5041		Grounds Maintenance Crew Leader	<u>29.08</u>	<u>30.53</u>	<u>32.06</u>	<u>33.66</u>		
5040		Grounds Maintenance Worker	<u>23.26</u>	<u>24.42</u>	<u>25.64</u>	<u>26.92</u>		
5047		Hydro Grounds Maintenance Worker	<u>23.26</u>	<u>24.42</u>	<u>25.64</u>	<u>26.92</u>		
5001		Laborer	<u>12.16</u>	<u>12.77</u>	<u>13.41</u>	<u>14.08</u>	<u>14.78</u>	
4212		Latent Print Examiner	<u>32.41</u>	<u>34.02</u>	<u>35.72</u>	<u>37.51</u>	<u>39.37</u>	
5205		Painter, Industrial	<u>25.05</u>	<u>26.31</u>	<u>27.62</u>	<u>29.01</u>	<u>30.46</u>	
0016		Police Administrative Support Specialist	<u>23.18</u>	<u>24.35</u>	<u>25.56</u>	<u>26.84</u>	<u>28.18</u>	
0628		Refuse Scale Operator	<u>24.58</u>	<u>25.81</u>				
0627		Solid Waste Worker	<u>20.09</u>	<u>21.09</u>	<u>22.14</u>	<u>23.26</u>	<u>24.42</u>	
5025		Street Maintenance Crew Leader	<u>29.08</u>	<u>30.53</u>	<u>32.06</u>	<u>33.66</u>		
5002		Street Maintenance Worker	<u>23.26</u>	<u>24.42</u>	<u>25.64</u>	<u>26.92</u>		
0530		Tax & License Field Auditor	<u>30.04</u>	<u>31.54</u>	<u>33.12</u>	<u>34.77</u>	<u>36.53</u>	
0531		Tax & License Field Auditor, Senior	<u>32.75</u>	<u>34.38</u>	<u>36.10</u>	<u>37.90</u>	<u>39.81</u>	
0529		Tax & License Office Auditor	<u>28.06</u>	<u>29.47</u>	<u>30.94</u>	<u>32.49</u>	<u>34.11</u>	
0525		Tax License Compliance Officer	<u>31.03</u>	<u>32.58</u>	<u>34.21</u>	<u>35.92</u>	<u>37.71</u>	
5023		Traffic Sign & Marking Specialist	<u>23.55</u>	<u>24.74</u>	<u>25.97</u>	<u>27.26</u>	<u>28.63</u>	

Section 2. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective retroactive to January 1, 2016, to read as follows:



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Code	A	Job Title	1	2	3	4	5	6
5365		Animal Control & Compliance Officer	<u>23.10</u>	<u>24.26</u>	<u>25.46</u>	<u>26.73</u>	<u>28.07</u>	
5016		Asphalt Plant Crew Leader	<u>32.06</u>	<u>33.66</u>	<u>35.34</u>			
5015		Asphalt Plant Operator	<u>27.94</u>	<u>29.34</u>	<u>30.80</u>			
5201		Carpenter	<u>31.74</u>					
5210		Concrete Finisher Crew Leader	<u>32.06</u>	<u>33.66</u>				
1101		Crime Analyst	<u>26.37</u>	<u>27.71</u>	<u>29.12</u>	<u>30.64</u>	<u>32.17</u>	<u>33.81</u>
1102		Crime Analyst, Senior	<u>30.26</u>	<u>31.81</u>	<u>33.44</u>	<u>35.13</u>	<u>36.91</u>	<u>38.80</u>
1099		Crime Program Technician	<u>22.47</u>	<u>23.61</u>	<u>24.82</u>	<u>26.10</u>	<u>27.41</u>	<u>28.79</u>
4210		Crime Scene Technician	<u>26.76</u>	<u>28.10</u>	<u>29.51</u>	<u>30.99</u>	<u>32.54</u>	
5020		Equipment Operator	<u>29.46</u>					
5021		Equipment Operator, Heavy	<u>31.06</u>	<u>32.61</u>				
4208		Forensic Specialist	<u>29.45</u>	<u>30.93</u>	<u>32.47</u>	<u>34.09</u>	<u>35.79</u>	
5041		Grounds Maintenance Crew Leader	<u>29.08</u>	<u>30.53</u>	<u>32.06</u>	<u>33.66</u>		
5040		Grounds Maintenance Worker	<u>23.26</u>	<u>24.42</u>	<u>25.64</u>	<u>26.92</u>		
5047		Hydro Grounds Maintenance Worker	<u>23.26</u>	<u>24.42</u>	<u>25.64</u>	<u>26.92</u>		
5001		Laborer	<u>12.16</u>	<u>12.77</u>	<u>13.41</u>	<u>14.08</u>	<u>14.78</u>	
4212		Latent Print Examiner	<u>32.41</u>	<u>34.02</u>	<u>35.72</u>	<u>37.51</u>	<u>39.37</u>	
5205		Painter, Industrial	<u>25.05</u>	<u>26.31</u>	<u>27.62</u>	<u>29.01</u>	<u>30.46</u>	
0016		Police Administrative Support Specialist	<u>23.18</u>	<u>24.35</u>	<u>25.56</u>	<u>26.84</u>	<u>28.18</u>	
0628		Refuse Scale Operator	<u>24.58</u>	<u>25.81</u>				
0627		Solid Waste Worker	<u>20.09</u>	<u>21.09</u>	<u>22.14</u>	<u>23.26</u>	<u>24.42</u>	
5025		Street Maintenance Crew Leader	<u>29.08</u>	<u>30.53</u>	<u>32.06</u>	<u>33.66</u>		
5002		Street Maintenance Worker	<u>23.26</u>	<u>24.42</u>	<u>25.64</u>	<u>26.92</u>		
0530		Tax & License Field Auditor	<u>30.04</u>	<u>31.54</u>	<u>33.12</u>	<u>34.77</u>	<u>36.53</u>	
0531		Tax & License Field Auditor, Senior	<u>32.75</u>	<u>34.38</u>	<u>36.10</u>	<u>37.90</u>	<u>39.81</u>	
0529		Tax & License Office Auditor	<u>28.06</u>	<u>29.47</u>	<u>30.94</u>	<u>32.49</u>	<u>34.11</u>	
0525		Tax License Compliance Officer	<u>31.03</u>	<u>32.58</u>	<u>34.24</u>	<u>35.92</u>	<u>37.71</u>	
5023		Traffic Sign & Marking Specialist	<u>23.55</u>	<u>24.74</u>	<u>25.97</u>	<u>27.26</u>	<u>28.63</u>	

Code	A	Job Title	1	2	3	4	5	6
5365		Animal Control & Compliance Officer	<u>23.35</u>	<u>24.53</u>	<u>25.74</u>	<u>27.02</u>	<u>28.38</u>	
5016		Asphalt Plant Crew Leader	<u>32.41</u>	<u>34.03</u>	<u>35.73</u>			
5015		Asphalt Plant Operator	<u>28.25</u>	<u>29.66</u>	<u>31.14</u>			
5201		Carpenter	<u>32.06</u>					
5210		Concrete Finisher Crew Leader	<u>32.41</u>	<u>34.03</u>				
1101		Crime Analyst	<u>26.66</u>	<u>28.01</u>	<u>29.44</u>	<u>30.95</u>	<u>32.52</u>	<u>34.18</u>



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1102		Crime Analyst, Senior	<u>30.59</u>	<u>32.16</u>	<u>33.81</u>	<u>35.52</u>	<u>37.32</u>	<u>39.23</u>
1099		Crime Program Technician	<u>22.72</u>	<u>23.87</u>	<u>25.09</u>	<u>26.39</u>	<u>27.71</u>	<u>29.11</u>
4210		Crime Scene Technician	<u>27.05</u>	<u>28.41</u>	<u>29.83</u>	<u>31.33</u>	<u>32.90</u>	
5020		Equipment Operator	<u>29.78</u>					
5021		Equipment Operator, Heavy	<u>31.40</u>	<u>32.97</u>				
4208		Forensic Specialist	<u>29.77</u>	<u>31.27</u>	<u>32.83</u>	<u>34.46</u>	<u>36.18</u>	
5041		Grounds Maintenance Crew Leader	<u>29.40</u>	<u>30.87</u>	<u>32.41</u>	<u>34.03</u>		
5040		Grounds Maintenance Worker	<u>23.52</u>	<u>24.69</u>	<u>25.92</u>	<u>27.22</u>		
5047		Hydro Grounds Maintenance Worker	<u>23.52</u>	<u>24.69</u>	<u>25.92</u>	<u>27.22</u>		
5001		Laborer	<u>12.29</u>	<u>12.91</u>	<u>13.56</u>	<u>14.23</u>	<u>14.94</u>	
4212		Latent Print Examiner	<u>32.77</u>	<u>34.39</u>	<u>36.11</u>	<u>37.92</u>	<u>39.80</u>	
5205		Painter, Industrial	<u>25.33</u>	<u>26.60</u>	<u>27.92</u>	<u>29.33</u>	<u>30.80</u>	
0016		Police Administrative Support Specialist	<u>23.43</u>	<u>24.62</u>	<u>25.84</u>	<u>27.14</u>	<u>28.49</u>	
0628		Refuse Scale Operator	<u>24.85</u>	<u>26.09</u>				
0627		Solid Waste Worker	<u>20.31</u>	<u>21.32</u>	<u>22.38</u>	<u>23.52</u>	<u>24.69</u>	
5025		Street Maintenance Crew Leader	<u>29.40</u>	<u>30.87</u>	<u>32.41</u>	<u>34.03</u>		
5002		Street Maintenance Worker	<u>23.52</u>	<u>24.69</u>	<u>25.92</u>	<u>27.22</u>		
0530		Tax & License Field Auditor	<u>30.37</u>	<u>31.89</u>	<u>33.48</u>	<u>35.15</u>	<u>36.93</u>	
0531		Tax & License Field Auditor, Senior	<u>33.11</u>	<u>34.76</u>	<u>36.50</u>	<u>38.32</u>	<u>40.25</u>	
0529		Tax & License Office Auditor	<u>28.37</u>	<u>29.79</u>	<u>31.28</u>	<u>32.85</u>	<u>34.49</u>	
0525		Tax License Compliance Officer	<u>31.37</u>	<u>32.94</u>	<u>34.59</u>	<u>36.32</u>	<u>38.12</u>	
5023		Traffic Sign & Marking Specialist	<u>23.81</u>	<u>25.01</u>	<u>26.26</u>	<u>27.56</u>	<u>28.94</u>	

Section 3. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective July 1, 2016, to read as follows:

Code	A	Job Title	1	2	3	4	5	6
5201		Carpenter	<u>32.06</u>					
1101		Crime Analyst	<u>26.66</u>	<u>28.04</u>	<u>29.44</u>	<u>30.95</u>	<u>32.52</u>	<u>34.18</u>
1102		Crime Analyst, Senior	<u>30.59</u>	<u>32.16</u>	<u>33.81</u>	<u>35.52</u>	<u>37.32</u>	<u>39.23</u>
5205		Painter, Industrial	<u>25.33</u>	<u>26.60</u>	<u>27.92</u>	<u>29.33</u>	<u>30.80</u>	

Code	A	Job Title	1	2	3	4	5	6
5201		Carpenter	<u>32.54</u>					
1101		Crime Analyst	<u>27.19</u>	<u>28.57</u>	<u>30.03</u>	<u>31.57</u>	<u>33.17</u>	<u>34.86</u>
1102		Crime Analyst, Senior	<u>31.20</u>	<u>32.80</u>	<u>34.49</u>	<u>36.23</u>	<u>38.07</u>	<u>40.01</u>
5205		Painter, Industrial	<u>25.71</u>	<u>27.00</u>	<u>28.34</u>	<u>29.77</u>	<u>31.26</u>	



Section 4. That Section 1.12.355 of the Tacoma Municipal Code is hereby amended, effective April 1, 2016, to read as follows:

Code	A	Title	1	2	3	4	5	6	7	8
5285		Hydro Project Electrician, Apprentice	33.58	34.48	35.37	36.27	37.16	38.06	38.95	39.85
5287		Hydro Project Mechanic, Apprentice	33.58	34.48	35.37	36.27	37.16	38.06	38.95	39.85

Section 5. That Section 1.12.640 of the Tacoma Municipal Code is hereby amended, effective as provided by law, to read as follows:

1.12.640 Application of additional rates.

0627 When assigned by a supervisor, a Solid Waste Worker (CSC 0627) will receive an additional 8 percent of his or her base rate to act in a lead capacity, or when assigned in writing to assist in the development and implementation of training programs and/or other projects as may be designated by management.

~~0627 A Solid Waste Worker (CSC 0627) scheduled at the Transfer Station, South Compactor, and the active working face of the landfill (where refuse is being dumped that day), or when assigned to work on the Wash Rack, shall receive an applied rate of 5 percent additional pay per hour above the current step rate of pay.~~

0627 A Solid Waste Worker (CSC 0627) when assigned to provide lunch relief or emergency back up at the Household Hazardous Waste Turn-In Center shall receive an additional 5 percent of his or her base wage.

4208, 4209 A Forensic Specialist or Forensic Services Supervisor assigned to work the swing shift shall receive an application of rate of 3 percent above his/her base rate of pay. A Forensic Specialist or Forensic Services Supervisor assigned to work the graveyard shift shall receive an applied rate of 5 percent above his/her base rate.

4208, 4210 A Forensic Specialist (CSC 4208) or Crime Scene Technician (CSC 4210) will receive an additional 2 percent per hour when assigned to train other Forensic Specialists or Crime Scene Technicians. Employees who are selected to train must have the necessary skill to perform the training, develop training plans and participate in the evaluation process for the training provided. Employees on modified status are not eligible for this premium.

4210 See 4208, 4210.

5020 An Equipment Operator (CSC 5020) shall receive additional compensation as indicated when operating the following equipment for all hours so assigned: Snow Plow \$0.50 per hour; Mule Driver or Asphalt Truck \$1.00 per hour (Water Department Only); Oil Distributor, \$2.00 per hour.



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5020 An Equipment Operator (CSC 5020) scheduled at the Recovery and Transfer Center Station, South Compactor, and the active working face of the landfill (where garbage is being dumped that day) shall receive an applied rate of 5 percent additional pay per hour above the current step rate of pay.

5021 A Heavy Equipment Operator (CSC 5021) scheduled at the Recovery and Transfer Center Station, South Compactor, and the active working face of the landfill (where garbage is being dumped that day) shall receive an applied rate of 5 percent additional pay per hour above the current step rate of pay.

5021 A Heavy Equipment Operator (CSC 5021) working at the Solid Waste Division of the Environmental Services Department, who is scheduled to train either a Solid Waste Worker (CSC 0629) or an Equipment Operator (CSC 5020) on specialized equipment as outlined in the collective bargaining agreement, shall receive 5 percent over their base wage for hours worked.

* * *

L117 General. An employee in one of the classifications identified in the Teamsters Local Union No. 117, General Unit, collective bargaining agreement as eligible for shift incentive pay who is formally assigned one of the following shifts by management and meets all other criteria as outlined in the collective bargaining agreement, shall receive shift incentive pay above his or her regular rate of pay as follows: An employee assigned to work the swing shift shall receive an application of rate of 3 percent above his or her regular rate of pay; when assigned to work the graveyard shift shall receive an application of rate of 5 percent over his or her regular rate of pay.

L117 General. Effective January 1, 2013, employees working in classifications represented by the Teamsters Local Union No. 117, General Unit agreement, and assigned to the Tacoma Police Department, shall receive an application of rate of 2 percent according to the terms and conditions of a Bilingual Pay Program established by management for actual hours spent performing duties, as assigned.

L117 General. Forensic Services division employees active on January 1, 2016, and represented by the Teamster Local No. 117, General Unit, shall receive a one-time lump sum payment in the amount of \$250.00 to acknowledge the Tacoma Police Department forensics accreditation.

Section 6. That Section 1 of this ordinance shall become effective retroactive to January 1, 2015. That Section 2 of this ordinance shall become effective retroactive to January 1, 2016. That Section 3 of this ordinance shall become effective July 1, 2016. That Section 4 of this ordinance shall become



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effective April 1, 2016. That Section 5 of this ordinance shall become effective as provided by law.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



ORDINANCE NO. 28348

1 AN ORDINANCE relating to human habitation of vehicles; amending Chapter 2.01
2 of the Tacoma Municipal Code ("TMC"), Minimum Building and Structures
3 Code, to eliminate sections which refer to improper use of recreational
4 vehicles; and amending certain provisions of TMC 11.05.231, "Human
5 Habitation of Vehicles."

6 WHEREAS Section 11.05.231 of the Tacoma Municipal Code ("TMC")
7 currently prohibits living in a vehicle on a City street for more than 24 hours, and

8 WHEREAS TMC 2.01.050 currently identifies improper use of a recreational
9 vehicle as a factor in determining the classification of a building under the Minimum
10 Building and Structures Code, and

11 WHEREAS the City recognizes that vehicle habitation on City streets may
12 present a health and safety hazard to surrounding residents and businesses, and

13 WHEREAS the City seeks to support the health and safety of all City
14 residents, and

15 WHEREAS, in light of recent case developments, the current Code relating
16 to vehicle habitation should be amended to more clearly define that conduct which
17 is prohibited, and

18 WHEREAS the proposed amendments are intended to prevent individuals
19 from moving vehicles being used for human habitation around the City in an effort
20 to avoid enforcement, and

21 WHEREAS extending the period during which a vehicle may lawfully be
22 used for human habitation will allow for increased outreach efforts with individuals
23 who may need assistance increasing their access to needed resources, and
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WHEREAS the proposed changes, in conjunction with enhanced outreach efforts, will allow for continuing to protect the safety of the City’s neighborhoods while assisting individuals who may have limited housing options available to them, and

WHEREAS, in June 2015, staff brought the proposed amendments to TMC 2.01 before the Board of Building Appeals and received approval to move forward, and

WHEREAS staff recommends that the proposed amendments be approved in order to reflect changing case law, improve outreach efforts, and continue to provide a safe and healthy City for all residents; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 2.01 of the Tacoma Municipal Code is hereby amended as set forth in the attached Exhibit “A.”

Section 2. That Section 11.05.231 of the Tacoma Municipal Code is hereby amended as set forth in the attached Exhibit “B.”

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



EXHIBIT “A”

Chapter 2.01

MINIMUM BUILDING AND STRUCTURES CODE

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Sections:

- 2.01.010 Purpose.
- 2.01.020 Scope.
- 2.01.030 Additions, Alterations, and Change of Use.
- 2.01.040 Definitions.
- 2.01.050 Administration and Process.
- 2.01.060 Minimum Building Requirements and Repair Standards.
- 2.01.070 Unoccupied, Vacant, or Partially Secured Building Standards.

* * *

2.01.040 Definitions.

For purposes of this subsection, terms shall be construed as listed herein. Terms not specifically defined in this chapter shall be defined as in the Building Code, including future amendments. In the event of a conflict between this chapter and the Building Code, the definitions provided in the Building Code shall control.

- A. “Accessory structure” is any structure which is incidental and subordinate to the main building(s) and is located on the same property as the main building. Accessory structures may be attached to or detached from the main structure. Examples of accessory structures include garages, carports, sheds, and other similar buildings; decks, awnings, heat pumps, fences, trellises, flag poles, tanks, towers, exterior stairs and walkways, and other exterior structures on the property.
- B. “Apartment house” is any building, or portion thereof, which contains three or more dwelling units and, for the purpose of this chapter, includes condominiums.
- C. “Bathroom” is a room used for personal hygiene and which contains a water closet, a lavatory, and either a bathtub or a shower.
- D. “Building” is any structure used or intended for supporting or sheltering any use or occupancy.
- E. “Building, existing” is a building erected prior to the adoption of this chapter, and one for which a legal building permit has been issued.
- F. “Building Code” shall mean the Building Code as adopted and amended by Chapter 2.02 of the Tacoma Municipal Code.
- G. “Building Official” shall mean the individual authorized by the Director of the Planning and Development Services Department of the City of Tacoma, charged with the administration and enforcement of the Building Code, or a duly authorized representatives.
- H. “Carbon monoxide alarm” is a single- or multiple-station alarm intended for the purpose of detecting carbon monoxide gas and alerting occupants by a distinct audible signal.
- I. “Ceiling height” shall be the clear vertical distance from the finished floor to the finished ceiling.
- J. “Certificate of Complaint” is a document filed with the Pierce County Auditor, stating the property is in violation of Chapter 2.01 of the Tacoma Municipal Code.
- K. “City landmark” is a property that has been individually listed on the Tacoma Register of Historic Places, or that is a contributing property within a Historic Special Review or Conservation District as defined in Chapter 13.05 of the Tacoma Municipal Code.
- L. “Court” is a space, open and unobstructed to the sky, located at or above grade level on a lot and bounded on three or more sides by walls of a building.



1 M. "Derelict building or structure" means any building or structure not approved for human occupancy based on the violations outlined in Table B.

2 N. "Efficiency dwelling unit" is a dwelling unit containing only one habitable room.

3 O. "Exit" is a continuous and unobstructed means of egress to a public way and shall include, but is not limited to, intervening aisles, doors, doorways, gates, corridors, exterior exit balconies, ramps, stairways, pressurized enclosures, horizontal exits, exit passageways, exit courts, and yards.

4 P. "Exterior property area" is the open space on the premises and on public property abutting the premises under the control of the owner or on-site manager of such premises.

5 Q. "Fire Chief" is the head of the Tacoma Fire Department or a duly authorized representative.

6 R. "Fire Code" shall mean the Fire Prevention Code as adopted and amended by Chapter 3.02 of the Tacoma Municipal Code.

7 S. "Floor area" is the area included within the surrounding exterior walls of a building or portion thereof, exclusive of vent shafts and courts. The floor area of a building or portion thereof not provided with surrounding exterior walls shall be the usable area under the horizontal projection of the roof or floor above.

8 T. "Grade" (adjacent ground level) is the lowest point of elevation of the finished surface of the ground, paving, or sidewalk within the area between the building and the property line or, when the property line is more than five feet from the building, between the building and a line five feet from the building.

9 U. "Graffiti" is any unauthorized writing, painting, drawing, inscription, figure, etching or scratching, or mark of any type that has been placed upon any property through the use of paint, ink, chalk, dye markers, objects, or any other substance capable of marking property.

10 V. "Guest room" is any room or rooms used, or intended to be used, by a guest for sleeping purposes. Every 100 square feet of superficial floor area in a dormitory is a guest room.

11 W. "Habitable space" or "habitable room" is space in a structure for living, sleeping, eating, or cooking. Bathrooms, toilet compartments, closets, halls, storage or utility space, and similar areas, are not considered habitable space.

12 X. "Historic resource" is any property that has been determined to be eligible by the City Historic Preservation Officer or Washington State Department of Archaeology and Historic Preservation staff for listing in the Tacoma Register of Historic Places, the Washington State Heritage Register, or the National Register of Historic Places, or any property that appears to be eligible by preliminary assessment for such listing by virtue of its age, exterior condition, or known historical associations, or inclusion in the City Historic Building Inventories.

13 Y. "Hotel" or "motel" shall mean any building containing six or more guest rooms intended or designed to be used, or which are used, rented, or hired out to be occupied, or which are occupied, for sleeping purposes by guests. It does not include any jail, hospital, asylum, sanitarium, orphanage, prison, detention home, or other institution in which human beings are housed and detained under legal restraint.

14 Z. "IEBC" is the International Existing Building Code, as adopted and amended by the City in Chapter 2.02 of the Tacoma Municipal Code.

15 AA. "Infestation" is the presence of insects, rodents, vermin, or other pests to a degree that is harmful to the building, its occupants, or to neighboring properties and/or their occupants.

16 BB. "Kitchen" shall mean a room used, or designed to be used, for the preparation of food.

17 CC. "Maintenance" means keeping property in proper condition.

18 DD. "Nuisance" is a public nuisance as defined in Chapter 8.30 of the Tacoma Municipal Code.

19 EE. "Occupancy" is the lawful purpose for which a building or part of a building is used or intended to be used.

20 FF. "Owner" is any person, including any natural person, joint venture, partnership, association, club, company, corporation, business trust, or organization, or the manager, lessee, agent or officer, or having an interest in the real estate in question as indicated in the records of the office of the Pierce County Assessor, or whose ownership interest is otherwise established,



GG. "Partially Secured" means a portion of the building sealed to the weather or unauthorized third-party entry.

1 HH. "Person" is a natural person, his or her heirs, executors, administrators, or assigns, and also includes a firm, partnership, or corporation, their successors or assigns, or the agent of any of the aforesaid.

2 II. "Plumbing" or "plumbing fixture" is any water heating facilities, water pipes, vent pipes, garbage or
3 disposal units, lavatories, water closets, urinals, bathtubs, shower baths, installed clothes-washing
4 machines or other similar equipment, catch basins, sanitary waste systems, storm sewer systems, vents, or
5 other similarly supplied fixtures, together with all connections to water, gas, sewer, or vent lines.

JJ. "Premises" means a lot or parcel of land, easement, or public way, including any structures thereon.

5 KK. "Public right-of-way" includes the area of land, the right of possession of which is secured by the
6 City for right-of-way purposes, and includes the traveled portion of the public streets and alleys as well as
7 the border area, which includes, but is not limited to, sidewalks, driveway approaches, planting strips,
8 traffic circles, parkways or medians, or the area between the sidewalk and curb line.

7 ~~LL. "Recreational vehicle" is a vehicle constructed to be licensed for operation on streets, highways, and
8 waterways and is designed to provide accommodations for sleeping, and may have cooking facilities,
9 water closets, sinks, lavatories, showers, and similar plumbing facilities. The four classifications of
10 recreational vehicles include, but are not limited to:~~

9 ~~1. Motor Home. A self-motorized recreational vehicle.~~

10 ~~2. Residential or Travel Trailer. A recreational vehicle designed to be towed by a motorized vehicle,
11 including fifth-wheel trailers, tent trailers, or similar types of vehicles.~~

11 ~~3. Campers. A recreational unit designed to be installed in and used while in the bed of a truck.~~

12 ~~4. Boats on Trailers.~~

12 LLMM. "Resident" is a person who lives or dwells in a residential structure or similar buildings,
13 including, but not limited to, dwelling units, apartments, congregate care homes, state-licensed care
14 facilities, hotels, motels, convalescent homes, and nursing homes.

14 MMNN. "Residential property" is any property zoned exclusively for residential use or any property
15 containing a residential structure.

15 NNOO. "Restoration" means to return a building or structure to a state of utility through alterations
16 and/or repairs. As applied to historic structures, it includes the preservation of those portions or features
17 that are of historical, architectural, and cultural value.

17 OOPP. "Roof" is an exterior element of a building, sloped less than 60 degrees from the horizontal, which
18 provides weather protection to the spaces below.

18 PPQQ. "Secured" refers to a building which is sealed to unauthorized third-party entry.

19 QORR. "Sleeping room" is any room designed, built, or intended to be used for sleeping purposes.

19 RRSS. "Smoke alarm" is a single- or multiple-station alarm responsive to smoke.

20 SSTT. "Solid-fuel-burning device" means any device for burning wood, coal, or any other non-gaseous
21 and non-liquid fuel.

21 TTUU. "Substandard Property" means any building or structure with a minimum of 50 points based on
22 violations outlined in Tables A.

22 UUVV. "Unfit building or structure" means any building or structure having conditions or defects which
23 endanger the health, safety or welfare and its occupants or the public based on the violations listed in
24 Table C.

24 VVWW. "Unoccupied" is the condition where a building is not being used at present, but there is the
25 general appearance of an intent to reoccupy the building in the future. Furnishings may or may not have
26 been removed.

25 WWXX. "Vacant" is the condition where a building is not being used at present, and there is a general
26 appearance of abandonment.

26 XXYY. "Walls" shall be defined as follows:



1. "Bearing wall" is any wall meeting either of the following classifications:
 - a. Any metal or wood stud wall which supports more than 100 pounds per lineal foot of superimposed load.
 - b. Any masonry or concrete wall which supports more than 200 pounds per lineal foot superimposed load, or any such wall supporting its own weight for more than one story.
2. "Faced wall" is a wall in which the masonry facing and backing are so bonded as to exert a common action under load.
3. "Nonbearing wall" is any wall that is not a bearing wall.
4. "Parapet wall" is that part of any wall entirely above the roof line.
5. "Retaining wall" is a wall designed to resist the lateral displacement of soil or other materials.
- YYZZ. "Window" shall mean a glazed opening, including glazed doors, which opens upon a yard, court, or a vent shaft open and unobstructed to the sky.
- ZZAAA. "Window well" is a soil-retaining structure at a window having a sill height lower than the adjacent ground elevation.

2.01.050 Administration and Process.

- A. Initiation of Enforcement.
- B. Inspection and Evaluation of Buildings and Property.
- C. Classification of Buildings or Structures.
- D. Substandard and Derelict Building Enforcement Procedures.
- E. Derelict Building Registration.
- F. Unfit Buildings or Structures Enforcement Procedures.
- G. Recovery of Costs and Expenses.
- H. Posting of Buildings.
- I. Utility Restraints.
- J. Emergency Cases.
- K. Permits.
- L. Repeat Offenders
- M. Severability.

TABLES:

All existing buildings and structures shall be maintained in accordance with the Building Code requirements in effect at the time of original and unaltered construction. Alterations or repairs shall meet the minimum standards set forth in Section 2.01.060.

TABLE A		
SUBSTANDARD PROPERTY		
EXTERIOR PROPERTY VIOLATIONS		
Item No.	Violation	Maximum Points
1	Unsightly or overgrown ground cover, trees, or shrubbery	5
2	Garbage, junk, debris in yard	15
3	Abandoned or inoperable vehicles in yard	15
4	Graffiti on buildings, fences, or other structures	25
5	Missing or unreadable address numbers or apartment numbers	10
6	Exterior stairways, handrails or guardrails in yard need to be repaired or	15



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	replaced	
7	Exterior sidewalks, other paved areas, or retaining walls are broken, buckled, or deteriorated and need to be repaired or replaced	15
8	Broken or Plugged Sewer	25
EXTERIOR BUILDING VIOLATIONS		
Item No.	Violation	Maximum Points
9	Chimney(s) needs to be repaired or removed	15
10	Roofing needs to be repaired or replaced	15
11	Gutters need to be repaired or replaced	5
12	Exterior walls or siding need to be repaired or replaced	15
13	Foundations need to be repaired or replaced	15
14	Porch, deck, or balcony needs to be repaired, replaced, or removed	15
15	Porch, deck, or balcony needs handrail or guardrail, or needs to be repaired or replaced	15
16	Floor, wall, or roof framing including overhangs and cornices needs to be repaired or replaced	25
17	Exterior doors and/or door framework needs repair, replacement, or weather striping	10
18	Window frames or window glass needs repair, replacement, or weather striping	15
19	Peeling or absence of paint or weather protection on exterior walls, decks, stairs, porches, and other exterior surfaces	5
20	Accessory structure needs to be repaired or demolished	25
21	Exterior unpermitted work, or work not done in conformity with the conditions of any permit that has been issued	50
22	Improper use of recreational vehicles	50
22 ³	Improper placement or use of cargo containers or use of semi-trailers for storage	50
INTERIOR VIOLATIONS		
Item No.	Violation	Maximum Points
23 ⁴	Inadequate number of electrical convenience outlets; electrical convenience outlets or switches do not have device plates	10
24 ⁵	Access to electrical panels is inadequate	15
25 ⁶	Improper water closets, lavatories, bathtubs, showers, or other plumbing fixtures	15
26 ⁷	Insufficient number of water closets, lavatories, bathtubs, showers or other plumbing fixtures as required by the size or occupant load of the occupancy	10



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278	All lavatories, sinks, bathtubs or similar fixtures where the spigot outlet is below the level of the basin rim, and any other fixtures where cross-connection or back-siphonage is possible	25
289	Plumbing piping or fixtures using non-approved materials	10
2930	Leaking plumbing piping (supply and/or waste)	15
304	Sagging, improperly supported or clogged plumbing pipes or fixtures	15
312	Water heater is missing or needs repair	25
323	Kitchen facilities do not meet required minimum standards	15
334	Laundry facilities do not meet required minimum standards	15
345	Appliances, including solid-fuel-burning appliances, which have been installed without proper clearances to combustible materials	25
356	Unlisted appliances which have been illegally installed; improper gas piping or inadequate supply of combustion air for fuel fired equipment	25
367	Inadequate, inoperable, or deteriorated heating, mechanical, or elevator equipment	50
378	Door locks or window locks missing, inoperative or illegal	15
389	Interior doors, trim or cabinetry need repair	5
3940	Deteriorated brick, concrete, or stone masonry, or detached veneer	15
404	Deteriorated wood building materials and damaged wood due to inadequate wood to earth clearance	10
412	Deteriorated or crumbling plaster or gypsum board or flaking or scaling or peeling of wallpaper, paint, or other interior wall coverings	10
423	Dampness, mold or mildew within the building	10
434	No windows or inadequate window area to provide natural light or natural ventilation	15
445	Room and space dimensions less than required by this chapter; unit(s) do not meet the requirements for an efficiency dwelling unit	15
456	Floor, wall or ceiling surfacing needs repair	25
467	Exit signs or exit path lighting are not provided with two sources of power	25
478	Exit stairs have incorrect rise and run	25
489	Lack of or inadequate garbage and rubbish storage and disposal	10
4950	Infestations or Vermin	25
504	Overcrowding: Any building or portion thereof, where the exiting is insufficient in number, width, or access for the occupant load served, or where the number of occupants in sleeping rooms exceeds the number permitted by the area of the sleeping room	25
512	Interior unpermitted work or work not done in conformity with the conditions of any permit that has been issued.	50



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UNOCCUPIED OR VACANT BUILDING STANDARDS VIOLATIONS

Item No.	Violation	Maximum Points
523	Exterior openings are not properly secured in accordance with Section 2.01.070	50
534	Weather protection is not adequate to prevent deterioration of the building	50
545	There is debris within the building or on the premises which creates a fire hazard or a nuisance	50
556	Fire alarms or fire sprinkler systems are inoperable	50
567	Adequate heat is not provided to protect the sprinkler system from freezing	50
578	Sewer lines are not capped	50
589	The owner does not inspect the property and keep the property from looking uncared for	50
5960	The owner does not repair door(s), window(s), exterior wall(s), or other areas of the building which have been damaged, thereby exposing the building to unauthorized third-party entry or inclement weather	50

FIRE AND LIFE SAFETY HAZARDS

Item No.	Violation	Maximum Points
601	Exit doors have improper hardware	15
612	Required corridors are not of one-hour construction or are not properly rated (or equivalent)	50
623	Corridor doors do not have closers or have improper hold open devices	50
634	Corridor doors do not have gasketting	25
645	Corridor door frames need to be repaired or replaced	50
656	Transoms above corridor doors are not sealed or fire-rated	50
667	Exit paths are not properly illuminated	50
678	Required exit signs are missing or not illuminated	50
689	Exit stairs need to be repaired or replaced	50
6970	Exit stairs need to be provided with handrails/guardrails, or handrails or guardrails need to be repaired or replaced	50
701	Exit stairs are missing or have improper landings	50
712	Stairs need to be enclosed in a fire rated shaft	50
723	Stair enclosures are not of the proper fire rating	50
734	Doors to stair enclosure are missing or are blocked open	50
745	Doors to stair enclosures do not meet required fire assembly requirements, or fire assembly needs to be replaced or repaired	50
756	Exit windows from sleeping rooms are not provided; are too small in area or	50



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	dimension or have too high a sill height	
767	Improper or hazardous wiring	50
778	Missing or inoperative smoke detectors, carbon monoxide alarms or fire extinguishers	50
789	Improper storage, building clutter, or other fire hazards	25
7980	Required fire sprinkler system or fire alarm system are inoperative, inadequate or missing	50
804	Fire resistive occupancy separation or area separation walls need to be repaired or replaced	25
812	Fire resistive construction needs to be repaired or replaced	25
823	Fire escapes shall be repaired, replaced, or tested in accordance with the provisions of Title 3 of the Tacoma Municipal Code.	50

* * *

2.01.060 Minimum Building Requirements and Repair Standards.

No owner shall maintain, or permit to be maintained, any property which does not comply with the requirements of this chapter. All property shall be maintained to the Building Code requirements in effect at the time of construction. Alterations or repairs shall meet the minimum standards and repair standards set forth in this section. It is recognized that, in order to maintain the properties as required by this chapter, repairs will need to be made. Repairs, renovations, alterations, and additions in general will be required to meet the applicable codes in effect at the time they are undertaken, with the minimum acceptable standard of repair being made to bring the building or element of a building up to at least the minimum standards as listed in this section. The following provisions provide guidelines for these repairs, but when renovations, alterations, and additions are undertaken, they may require meeting a higher standard of repair than just meeting the minimum requirements set forth in this section.

Requirements necessary for the strength, stability or proper operation of an existing fixture, structure or equipment, or for public health, safety or general welfare, not specifically covered by Chapter 2.01, shall be determined by the Building Official, as authorized in the Tacoma Municipal Code.

Where there is a change of use or where there is a substantial renovation as defined by the Building Code, all work shall be in accordance with the Building Code, including the IEBC as adopted and amended in Chapter 2.02 of the Tacoma Municipal Code.

* * *

~~NN. Recreational Vehicles or Other Vehicles:~~

~~No recreational vehicles, as defined by this chapter, or other vehicles shall be used for the purpose of living, sleeping, cooking, or any similar use while parked on public or private property.~~

~~NN00. Cargo Containers and Semi-Trailers.~~

1. Except as permitted by the Land Use Regulatory Code, cargo containers shall not be permitted to be used as storage buildings.

2. Semi-trailers shall not be used for storage buildings.

* * *



EXHIBIT "B"

1 **11.05.231 Human habitation of vehicles.**

2 A. Definitions.

3 1. "Human habitation" shall mean the use of a vehicle for dwelling or residential purposes. Evidence of
4 human habitation includes, but is not limited to, any combination of two or more of the following activities:
5 sleeping; setting up any bedding, sleeping bags, bedroll, pillow or other sleeping materials in such a manner
6 as to be used for sleeping; engaging in housekeeping or cooking activities; storing cookware, cooking
7 equipment; or bodily fluids in a vehicle; storing personal possessions in such a manner that some or all of the
8 vehicle's windows are obscured; using sanitation, plumbing and/or electrical systems or equipment in a
9 manner inconsistent with any provision of the Tacoma Municipal Code, or any other activity where it
10 reasonably appears, in light of all the circumstances, that a person or persons is using the vehicle as a living
11 accommodation. For purposes of this section, "human habitation" means the use of a vehicle as a dwelling
12 place and does not include temporary use of a vehicle for alleviation of sickness or because of physical
13 inability to operate the vehicle.

14 2. "Vehicle" shall include, but not be limited to, automobiles, motorcycles, trucks, buses, motorized
15 recreational vehicles, campers, boats, travel trailers, boat trailers, utility trailers, or other similar devices.

16 3. "Recreational Vehicle" ("RV") means a vehicular-type unit primarily designed for recreational camping or
17 travel use that has its own motive power or is mounted on or towed by another vehicle. The units include
18 travel trailers, fifth wheel trailers, folding camping trailers, truck campers, and motor homes.

19 B. It is unlawful for any person to use, occupy, or permit the use or occupancy of any vehicle for human
20 habitation. It is unlawful for any person to use a vehicle for human habitation for a period exceeding seven
21 days, in either one or multiple locations, on a public street anywhere in the City of Tacoma, unless a permit
22 has been issued in accordance with subsections D and E herein.

23 For purposes of this section, "human habitation" means the use of a vehicle as a dwelling place and does not
24 include temporary use of a vehicle for alleviation of sickness or because of physical inability to operate the
25 vehicle.

26 B. A recreational vehicle being used for human habitation may be parked for up to 24 hours during a 72-hour
27 period. However, parking the recreational vehicle in another location within the City within the 72-hour
28 period is a violation of this section.

29 C. Recreational vehicle parks in compliance with Chapter 2.16 of the Tacoma Municipal Code and
30 state law are exempt from the provisions of this section.

31 D. A recreational vehicle may be used for human habitation if an appropriate permit, such as a special events,
32 special use, or temporary use permit, has been obtained from the City that authorizes a recreational vehicle to
33 be parked and used for human habitation.

34 E. Recreational vehicles ("RVs") may be permitted to be used for human habitation for a maximum up to of
35 14 days per calendar year at a specific location when the resident of the property adjacent to which the RV
36 will be parked has first obtained a permit from the City.

37 1. Permits are valid only for the dates authorized on the permit and only for the location indicated on the
38 permit. A permit must be displayed in a manner that it is clearly visible from the outside of the recreational
39 vehicle.

40 2. A recreational vehicle permitted under this subsection may be used for human habitation for a maximum of
41 14 days per calendar year. This maximum period may not be exceeded by obtaining a permit for more than
42 one location.

43 3. The owner, operator, and occupants of the RV must comply with all conditions printed on the permit.
44 Conditions include: (a) the vehicle must be legally parked, (b) all waste and sewage generated within the RV
45 must be disposed of in a safe and legal manner, (c) operation of a generator while the RV is parked is
46 prohibited, (d) the use of extension cords and other hookups is prohibited, (e) the erection of awnings and
47 setting up furniture or similar items outside the RV is prohibited.



1 34. The violation of any condition printed on the permit is a violation, and the owner or operator of the RV
 2 may -be cited, as provided in this section. A permit may be summarily revoked by a police officer, road
 3 compliance officer, code enforcement officer, tax and license compliance officer, or parking enforcement
 4 officer when (a) a condition printed on the permit or other Municipal Code~~City code~~ provision has been
 5 violated by the vehicle owner, operator, or occupant or (b) the ~~m~~Municipal e~~C~~ode is violated in relation to the
 6 parking or occupancy of the vehicle or (c) the permit was obtained by fraud or misrepresentation.

7 45. The resident obtaining the permit must present proof of residency at the address at the time of application
 8 for the permit.

9 5. Fees. The cost of a permit is \$10 payable to the City of Tacoma Finance Department.

10 6. Definitions:

11 A. "Vehicle" shall include, but not be limited to, automobiles, motorcycles, trucks, buses, motorized
 12 recreational vehicles, campers, boats, travel trailers, boat trailers, utility trailers, or other similar devices.
 13 B. "Recreational Vehicle" ("RV") means a vehicular type unit primarily designed for recreational camping or
 14 travel use that has its own motive power or is mounted on or towed by another vehicle. The units include
 15 travel trailers, fifth wheel trailers, folding camping trailers, truck campers, and motor homes.

16 F. Emergency Action. Any vehicle being used for human habitation which is resulting in the discharge of
 17 human waste or sewage in any location or manner except into an approved public or private sewage disposal
 18 system constructed and maintained in accordance with the Tacoma Municipal Code may be summarily
 19 removed and impounded notwithstanding any provision of this chapter.

20 G7. Violations.

21 A1. Any violation of this section is a class 1 civil infraction not to exceed \$250, not including statutory
 22 assessments.

23 B2. Any violation in any street, park, alley, public parking lot, or other public way ~~will~~which constitutes an
 24 obstruction to traffic or presents a threat to public safety may subject the vehicle to immediate impoundment
 25 in accordance with the provisions contained in RCW Chapter 46.55. ~~if~~ the vehicle is inoperable and cannot
 26 be moved under its own power from where it is located, the vehicle may be subject to enforcement and
impoundment pursuant to TMC 8.23.050. ~~or if the person in control of the vehicle refuses to move the~~
vehicle or if the same person or vehicle has violated this section within the prior 60 days.

C3. Penalties for a violation of this section shall be in addition to any other remedy provided by local or state
law and nothing in this chapter should be construed to limit the authority of the City to enforce pursuant to
any other provision of local or state law, including section 2.01.050 of the Municipal Code.

8. Fees. The cost of a permit is \$10 payable to the Finance Department. Fees shall be paid to the Director in
 United States currency by bank draft, certified check, cashier's check, personal check, money order, cash, or
 by wire transfer or electronic payment if such wire transfer or electronic payment is authorized by the Director
 of Finance.



ORDINANCE NO. 28349

1 AN ORDINANCE relating to for-hire regulations; amending Tacoma Municipal
2 Code Chapter 6B.220, For-Hire Regulations, to establish a new annual
3 license fee for Transportation Network Companies to cover administrative
4 and regulatory costs related thereto, and to no longer issue For-Hire
5 Driver Identification Cards or For-Hire Vehicle Endorsements to affiliated
6 drivers of a Transportation Network Company so long as all licensing
7 requirements are met.

8 WHEREAS the City has regulated the for-hire industry to provide for the
9 safe, fair, and efficient operation of for-hire vehicles since 1942, and

10 WHEREAS Tacoma Municipal Code ("TMC") Chapter 6B.220, For-Hire
11 Regulations, was amended in October 2014 to include the administration and
12 regulation of newly operating Transportation Network Companies ("TNC"), and a
13 one-time TNC license fee of \$15,000 was established to cover the City's cost of
14 administration and enforcement of the TMC, and

15 WHEREAS the amendment also provided the option for for-hire
16 transportation companies to verify some license requirements, including criminal
17 background checks, vehicle safety checks, driver training programs, and driver
18 exams, in lieu of the City's performing these tasks, which was intended to provide
19 an easier, faster licensing process for drivers and reduced administrative costs
20 for the City while still offering safe and fair operations for the public, and

21 WHEREAS the City issued 1,200 TNC licenses through December 2015,
22 at a cost of approximately \$85,000, and

23 WHEREAS the number of new TNC drivers in 2016 is estimated to be
24 125 per month, and the annual renewal rate of current drivers averages
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26



25 percent, bringing the total estimated number of TNC drivers applying for a
1 license in 2016 to 1,750, at a current estimated cost of \$125,000, and

2 WHEREAS, after one year of administration and enforcement of TNC
3 licenses, the cost and time of issuing Driver Identification Cards and Vehicle
4 Endorsements to TNC drivers seems overly burdensome to drivers and has not
5 proven to be of value to passengers or the City, and

7 WHEREAS, to save on administrative costs, the City will no longer issue
8 For-hire Driver Identification Cards and For-Hire Vehicle Endorsements to
9 affiliated drivers of a TNC as long as the TNC provides documentation to the City
10 verifying that all for-hire licensing requirements have been met, and

12 WHEREAS as a result of these changes in licensing, the proposed 2016
13 license fee for existing TNCs operating in the City will be \$135,000, which
14 recovers \$70,000 in costs incurred by the City in 2015 and \$65,000 in estimated
15 costs to be incurred in 2016 for administration and regulation of the TMC; Now,
16 Therefore,
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BE IT ORDAINED BY THE CITY OF TACOMA:

That Chapter 6B.220 of the Tacoma Municipal Code, For-Hire Regulations,
is hereby amended as set forth in the attached Exhibit "A."

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Deputy City Attorney



EXHIBIT "A"

**Chapter 6B.220
FOR-HIRE REGULATIONS**

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Sections:

- 6B.220.100 Scope, authority and purpose.
- 6B.220.110 License required – For-hire transportation services company, for-hire vehicle and for-hire driver.
- 6B.220.120 License inspection.
- 6B.220.130 Definitions.
- 6B.220.140 Fees – License and inspection; Exemptions.
- 6B.220.150 License expiration and renewal.
- 6B.220.160 For-hire transportation services company – For-hire data.
- 6B.220.170 For-hire transportation services company – Reports to the Director.
- 6B.220.180 For-hire transportation services company – Responsibilities.
- 6B.220.190 For-hire transportation services company – Approval of color scheme.
- 6B.220.200 For-hire vehicle – License application and requirements.
- 6B.220.210 For-hire vehicle – Standards for license denial; Appeal.
- 6B.220.220 For-hire vehicle – Transfer of for-hire vehicle license.
- 6B.220.230 For-hire vehicle – Owner surrender of for-hire vehicle license.
- 6B.220.240 For-hire vehicle – Operating requirements.
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- 6B.220.270 For-hire driver – Certification of fitness to drive.
- 6B.220.280 For-hire driver – Training program.
- 6B.220.290 For-hire driver – Examination.
- 6B.220.300 For-hire driver - Standards for license denial; Appeal.
- 6B.220.310 For-hire driver – Temporary license.
- 6B.220.320 For-hire driver – Operating standards.
- 6B.220.330 For-hire driver – Reports to the Director.
- 6B.220.340 For-hire driver – Passenger relations standards.
- 6B.220.350 For-hire driver – Soliciting and cruising standards.
- 6B.220.360 For-hire stand – Establishment of for-hire stands.
- 6B.220.370 For-hire stand – For-hire driver standards.
- 6B.220.380 License suspension and revocation – For-hire transportation services company, for-hire vehicle and for-hire driver; Appeal.
- 6B.220.390 License violations and penalties – For-hire transportation services company, for-hire vehicle and for-hire driver; Appeal.

6B.220.130 Definitions.

For the purposes of this chapter 6B.220 of the Tacoma Municipal Code, the following terms, phrases, words, and their derivations shall have the meaning given herein; words not defined herein which are defined in Title 6, shall have the same meaning or be interpreted as provided in Title 6.

A. "Accessible for-hire vehicle" means a for-hire vehicle designed or modified to transport passengers in wheelchairs or other mobility devices where passengers can board the for-hire vehicle via a ramp or lift.

B. "Affiliated for-hire vehicle" means a for-hire vehicle licensed or associated to a particular for-hire transportation services company by using their application dispatch services, approved color scheme and/or trade name.



1 C. "Application" or "app" means a program or piece of software most commonly downloaded to a device
2 including but not limited to a computer and/or a mobile device, that is designed to fulfill a particular
3 purpose and/or provides content such as text, graphics, images, maps, communications, banking, payment
4 services, music, software, audio, video, information or other materials available to users of the computer,
5 mobile device and/or other device.

3 D. "Application dispatch" means technology that allows consumers to directly request transportation
4 services from for-hire drivers and/or for for-hire drivers to accept compensation for transportation services
5 via the internet using electronic devices, computer devices or mobile interfaces such as, but not limited to,
6 smartphone and tablet applications. The app may include mapping services to show the locations of
7 available for-hire drivers.

6 E. "Approved Mechanic" means a mechanic who 1) has met the automotive requirements of the National
7 Institute for Automotive Service Excellence, 2) does not own, lease or drive a for-hire vehicle, and 3) has
8 no financial interest, including any employment interest, in any for-hire vehicle or in any owner that owns
9 or leases for-hire vehicles.

8 F. "Certificate of Safety" means a prescribed document approved by or provided by the Director completed
9 by an approved mechanic certifying that a particular vehicle passed a uniform vehicle safety inspection,
10 and that the vehicle is mechanically sound and fit for driving. The approved mechanic is responsible for
11 checking that the plates, decals, customer notices as required by the City are legible and properly displayed
12 as specified by the Director by rule.

11 G. "Classic car" means an automobile that was high priced when new, is currently of superior appearance,
12 is a fine or distinctive automobile, that has been restored or maintained to current maximum professional
13 standards of quality in every area, with components operating and appearing as new, and showing very
14 minimal wear.

13 H. "Commercial activity" means the time a for-hire driver accepts a trip request through an online-enabled
14 app or platform until the completion of the ride.

14 I. "Compensation" means remuneration or anything of economic value that is provided, promised,
15 suggested, or donated primarily in exchange for services rendered.

16 J. "Director" means the Director of the Finance Department of the City, or any officer, agent, or employee
17 of the City designated to act on the Director's behalf.

17 K. "Dispatch Services" means a service which connects for-hire drivers to persons seeking transportation or
18 persons engaging in peer-to-peer transportation whether via radio, phone, internet, mobile application,
19 computer or other mechanical or electronic means.

19 L. "For-hire driver" means a TNC affiliated driver or a person physically engaged in driving a for-hire
20 vehicle that is providing or soliciting transportation services, ridesharing and/or peer-to-peer transportation,
21 whether or not said person is the owner of or has any financial interest in the ownership of said for-hire
22 vehicle or whether or not the person is using an app, a dispatch service, an information service and/or
23 similar method to provide transportation services for compensation.

21 M. "For-hire Driver Identification Card" means a card or similar issued or approved by the Director and
22 identifying that the driver is licensed to operate in the City.

22 ~~M.N.~~ "For-hire Stand" shall mean that portion of any street set aside and designated as parking or standing
23 space to be occupied by for-hire vehicles.

24 ~~N.O.~~ "For-hire Transportation Services Company" means:

- 25 1. A person who owns and operates a for-hire vehicle(s) and uses their own City approved color scheme
26 and trade name;
26 2. A person who does not own and operate a for-hire vehicle but allows other people to affiliate a for-hire
vehicle to the for-hire transportation services company's color scheme, trade name and/or dispatch
services; or



3. A transportation network company as defined in this chapter.

1 OP. “For-hire Vehicle” means any motor vehicle, whether a personal vehicle, fleet or commercial vehicle,
2 or TNC affiliated vehicle held out to the public for hire or used for the transportation of persons for
3 compensation; subject to call by the public generally, where the route traveled or destination is controlled
4 by the customer, the compensation is calculated on the basis of an amount recorded and indicated on a
taximeter, a mobile device app or an application dispatch service, by a written contract or invoice signed by
both parties, or based on an initial fee, distance traveled, waiting time, or any combination thereof as
permitted under this chapter, provided that, for-hire vehicle shall not mean:

1. School buses operating exclusively under a contract to a school district;
2. Ride-sharing vehicles under Chapter 46.74 RCW;
3. Limousine carriers licensed under Chapter 46.72A RCW;
4. Vehicles used by nonprofit transportation providers solely for elderly or persons with disabilities and their attendants under Chapter 81.66 RCW;
5. Vehicles used by auto transportation companies licensed under Chapter 81.68 RCW;
6. Vehicles used to provide courtesy transportation at no charge to and from parking lots, hotels, and rental offices; and
7. Vehicles licensed under, and used to provide “charter party carrier” and “excursion service carrier” services as defined in, and required by, Chapter 81.70 RCW.

11 PQ. “For-hire Vehicle Endorsement” means a decal, sticker or similar identification, issued or approved by
12 the City, which is prominently displayed on ~~the rear of~~ a for-hire vehicle, ~~identifying that the vehicle is~~
~~licensed to operate in the City.~~

13 QR. “For-hire Vehicle Owner” means a person that owns a for-hire vehicle.

14 RS. “For-hire Vehicle Plate” means a numbered metal identification plate, issued by the City, permanently
affixed to and prominently displayed on the rear of a for-hire vehicle.

15 ST. “Licensee” means any person or entity licensed under this chapter.

16 TU. “Operating a for-hire vehicle” means having a passenger in a for-hire vehicle, the for-hire vehicle is
17 parked in a for-hire stand, the taximeter is engaged in the for-hire vehicle, the dispatch records show the
18 vehicle has been dispatched, the for-hire vehicle top light is illuminated, the trip records show that the for-
19 hire vehicle has started a shift and there is no record for ending a shift, the for-hire driver is signed into and
active on the application dispatch service, the for-hire driver has offered transportation services to a
passenger, the for-hire driver is engaged in commercial activity or any other facts reasonably showing that
a for-hire driver has offered, or is available to offer, its services to a passenger. Operating a for-hire vehicle
does not include using a personal vehicle for personal use.

20 UV. “Operating in the City of Tacoma” means owning, leasing, advertising, driving, occupying and/or
21 otherwise operating a for-hire vehicle that at any time transports any passenger for compensation from a
22 point within the geographical confines of the City of Tacoma. A for-hire transportation services company is
23 “operating in the City of Tacoma” if it provides application dispatch services to any affiliated for-hire
driver at any time for the transport of any passenger or item for compensation from a point within the
geographical confines of the City of Tacoma. The term does not include being in control of a for-hire
vehicle that is physically inoperable.

24 VW. “Person” means any individual, receiver, administrator, executor, assignee, trustee in bankruptcy,
25 trust, estate, firm, co-partnership, joint venture, club, company, joint stock company, business trust,
26 municipal corporation, political subdivision of the state of Washington, corporation, limited liability
company, association, society, or any group of individuals acting as a unit, whether mutual, cooperative,
fraternal, nonprofit, or otherwise, and the United States or any instrumentality thereof.



~~WX~~. “Persons with disabilities” means any individual with a disability who has a sensory, mental, or physical impairment that substantially limits one or more of life’s major activities; is medically cognizable or diagnosable; has a record or history of such impairment; or is regarded as having such impairment. People with disabilities include ambulatory persons, whose capacities are hindered by sensory disabilities such as blindness or deafness, such mental disabilities as cognitive impairments or emotional illness, and physical disabilities that still permit the person to walk comfortably, or a combination of these disabilities. It also includes a semi-ambulatory person who requires such special aids to travel as canes, crutches, walkers, respirators, or human assistance, and a non-ambulatory person who must use wheelchairs or wheelchair-like equipment to travel.

~~XY~~. “Taximeter” means any mechanical or electronic device or instrument which, based upon a predetermined rate or rates, automatically calculates and displays, by means of figures, a fare based on distance traveled, time elapsed, or any combination thereof.

~~YZ~~. “Transportation network company (TNC)” means a person operating in the City of Tacoma that enables TNC affiliated drivers to provide prearranged transportation services for compensation using an online-enabled TNC application or platform which connects passengers with for-hire drivers using their personal vehicles and that is subject to the licensing requirements under this chapter.

~~ZAA~~. “Transportation network company (TNC) affiliated driver” means a for-hire driver affiliated with a transportation network company.

~~AAB~~. “Transportation network company (TNC) affiliated vehicle” means a personal motor vehicle used for the transportation of passengers for compensation that is affiliated with a transportation network company. A personal vehicle while used for personal use is not considered a TNC affiliated vehicle.

~~BBCC~~. “Waiting Time” means time during which the for-hire vehicle is under the direction of a passenger and the for-hire vehicle is not moving.

6B.220.140 Fees – License and inspection; Exemptions.

A. The fees are hereby fixed as follows:

1. For-hire driver and for-hire vehicle license.

Description	Fees
For-hire driver license	\$50
For-hire driver license replacement	\$ 5
For-hire vehicle license	\$75
For-hire vehicle replacement plate	\$25
Taximeter inspection	\$50
Taximeter inspection re-scheduling fee	\$50

2. Accessible services fund.

In addition to the fees specified in subsection 6B.220.140.A.1, as part of the license issuance or renewal fee, for-hire vehicle owners shall pay the following fees:

a. For-hire transportation services company shall pay a \$0.10 per ride fee for all rides originating in the City of Tacoma for each affiliated for-hire vehicle not meeting the criteria of an ‘Accessible for-hire vehicle’ as defined by subsection 6B.220.130.

b. The ride report and fee shall be submitted on the ~~1st~~last day of the month following each calendar quarter beginning on January 1, 2015 on a prescribed document approved by or provided by the Director.

3. Transportation network company license.

a. Each TNC shall pay a \$15,000 licensing fee within 30 days of the effective date of this ordinance or within 30 days prior to making available within the geographical confines of the City their dispatch



application services or app which can be used to connect consumers with for-hire drivers who provide for-hire transportation services.

1 b. The Director may, based on information submitted by a TNC prior to the TNC making available within
2 the geographical confines of the City their dispatch application services or app which can be used to
3 connect consumers with for-hire drivers who provide for-hire transportation services, and after review of
4 administrative and regulatory cost impacts, fix a licensing fee of less than \$15,000.

5 c. The Director may ~~propose an ordinance to convert to a per ride~~ impose, in addition to the fee imposed
6 above, a fee to cover continuing administrative and regulatory costs related to for-hire drivers and for-hire
7 vehicles operating in the City of Tacoma. Such adjustment shall take into account whether ~~a per ride~~ the fee
8 will cover the actual costs incurred by the City since the TNC started operating in the City and estimated
9 future administrative, enforcement and regulatory costs of this chapter. The fee may cover regulatory costs
10 incurred by the City prior to the fee being established.

11 d. Once a fee is established, the fee will be reviewed prior to the end of every calendar year to determine if
12 the fee covered actual costs incurred during the previous year and if the fee will cover future estimated
13 administrative, enforcement and regulatory costs. The City will consider the number of actual affiliated
14 drivers licensed during the previous year and the TNC's estimated number of new and renewing affiliated
15 drivers for the following calendar year in order to establish an appropriate fee to cover the City's
16 administrative, enforcement and regulatory costs of this chapter. After such annual review, the Director
17 may change the fee in order to cover the actual regulatory costs incurred by the City.

18 e. The Director will develop policies and procedures for reviewing and adjusting the fees to ensure
19 consistency with this chapter and to ensure that fee adjustments are limited to the costs associated with
20 administration and regulation of the for-hire driver and vehicle licenses.

21 f. The annual fee established by the Director, is due on January 31st. If the TNC chooses, the fee may be
22 paid in quarterly installments throughout the calendar year and due on the last day of the month following
23 each calendar quarter.

24 B. Exemptions.

25 1. The for-hire vehicle license fees assessed in this subsection shall not apply to:

26 a. Accessible for-hire vehicles; or

a. TNC affiliated vehicles.

2. The for-hire driver license fees assessed in this subsection shall not apply to:

a. TNC affiliated drivers.

6B.220.150 License expiration and renewal.

A. For-hire vehicle license.

1. Each for-hire vehicle owner shall pay an annual for-hire vehicle license fee per 6B.220.140 times the number of licensed vehicles.

2. Upon payment of the correct license fee by the for-hire vehicle owner and compliance with all other requirements for issuance of a for-hire vehicle license, the Director shall issue a license.

3. Notwithstanding the provisions of 6B.10 of the Tacoma Municipal Code, for-hire vehicle licenses shall expire on June 30th except that TNC affiliated vehicles shall ~~expire on December 31st~~ be effective as of the
~~first day of the month of issuance regardless of the actual date of issue and shall expire one (1) year from the date of issuance.~~ Each for-hire vehicle owner must renew the for-hire vehicle license every year.

4. No for-hire vehicle license may be renewed unless all outstanding penalties assessed against the for-hire vehicle owner are paid in full, the for-hire transportation services company is in compliance with the provisions of this chapter, and the for-hire vehicle owner has filed a renewal application and paid the renewal fee and all inspection fees.



B. For-hire driver license.

1 1. All for-hire drivers' licenses issued pursuant to the provisions of this subtitle shall be effective as of the
2 first day of the month of issuance regardless of the actual date of issue and shall expire one (1) year from
3 the date of issuance.

4 2. Each for-hire driver must renew the for-hire driver's license every year, provide new photographs, and
5 provide or submit to an updated criminal background check.

6 3. Effective January 1, 2015, all for-hire drivers' licenses issued pursuant to the provisions of this subtitle
7 shall be effective as of the first day of the month of issuance regardless of the actual date of issue and shall
8 expire two (2) years from the date of issuance, except that TNC affiliated drivers shall expire on December
9 31st of every calendar year.

10 4. Effective January 1, 2015, each for-hire driver must renew the for-hire driver's license every other year,
11 provide new photographs, and submit to a new criminal background check.

12 5. No for-hire driver's license may be renewed unless all outstanding penalties against the for-hire driver
13 are paid in full to the Director and the for-hire driver has filed a renewal application and paid the renewal
14 fee.

15 6. Whenever the for-hire driver license furnished by the City shall become worn out, damaged, faded or
16 otherwise unfit for use, the City may require that such license be destroyed and may require the licensee to
17 furnish new photographs if the City does not have current photos on file that can be used on the
18 replacement license and purchase a replacement license according to the fee established in 6B.220.140.

19 C. The Director shall deny any renewal application if grounds exist for the Director to deny a license
20 pursuant to 6B.220.210 and 6B.220.300 and may deny the renewal if grounds exist that would justify
21 denial under 6B.10.

22 D. Denial of renewal of a for-hire vehicle or for-hire driver license is subject to appeal pursuant to Chapter
23 6B.10 of the Tacoma Municipal Code.

24 E. TNC affiliated for-hire drivers and vehicles will not be issued a For-hire Driver Identification Card or a
25 For-hire Vehicle Endorsement as long as the TNC's app or application dispatch system provides a picture
26 of the for-hire driver and for-hire vehicle to the passenger prior to the ride being accepted and while the
passenger is in the vehicle. This subsection shall not be construed to exempt any TNC for-hire driver or
for-hire vehicle from the licensing requirements in this chapter.

6B.220.180 For-hire transportation services company – Responsibilities.

The for-hire transportation services company shall:

19 A. Maintain a business address, mailing address, and email address (if available) where the owner can
20 accept mail, and a business telephone in working order and/or an email address that can be answered during
21 all hours of operation;

22 B. Comply, and require that all affiliated for-hire vehicle owner(s) and affiliated for-hire driver(s) comply
23 with any applicable regulations promulgated under this chapter;

24 C. Ensure that each affiliated for-hire vehicle is insured as required pursuant to this chapter;

25 D. Provide proof of insurance to the Director required pursuant to this chapter;

26 E. Collect and store for at least two (2) years, records of service request (trip) originating in the City of
Tacoma for affiliated for-hire vehicles, including daily records of for-hire vehicles in service, together with
the affiliated for-hire driver's name and vehicle number (if available), and lists of all affiliated for-hire
vehicles and affiliated for-hire drivers. Records may be maintained electronically;

F. Maintain a dispatch service, application dispatch service or contracted dispatch service, utilizing two-
way radios, wireless device communication or an online-enabled application or platform capable of



providing reasonably prompt service in response to requests received by telephone, internet, email, online-enabled application or platform or other request for service by a prospective passenger The use of wireless communication devices while driving shall be utilized according to RCW 46.61.667, which prohibits the holding of a wireless communications device while driving;

G. Provide a system for passengers to retrieve lost articles;

H. The for-hire transportation services company shall maintain a record of each oral or written customer complaint that the for-hire transportation services company receives regarding regulations pursuant to this chapter, about the for-hire transportation services company, affiliated for-hire vehicle owner, or affiliated for-hire drivers operating in Tacoma. Where applicable, the for-hire transportation services company should include a notice of the action taken by the for-hire transportation services company to resolve the complaint, the nature of the complaint and the disposition;

1. The Director may request a record of complaints received by a for-hire transportation services company when investigating any complaint received by the City concerning possible violations of this chapter or regulations adopted hereunder by the for-hire transportation services company, affiliated for-hire vehicle owner or affiliated for-hire drivers while operating in Tacoma;

2. The Director may recommend corrective action to be taken by the for-hire transportation services company, for-hire vehicle owner or for-hire driver, revoke licenses and/or assess civil administrative penalties as provided in this chapter; and

I. Review criminal background checks and driving records for every affiliated for-hire driver and maintain records thereof if the ~~City is not conducting the background and driving record check and the~~ for-hire transportation services company is conducting such checks themselves through a third party vendor approved by the Director. If a for-hire driver’s background check or driving record results in any denial standard in accordance with 6B.220.210.A the for-hire driver shall not be permitted to provide transportation services by affiliating with the for-hire transportation services company using the for-hire transportation services company application dispatch or dispatch services and/or approved name and color scheme.

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6B.220.200 For-hire vehicle – License application and requirements.

A. The for-hire vehicle owner is responsible for filing with the City a for-hire vehicle license application, on forms approved by the Director and containing the information outlined in subsection B, for each for-hire vehicle that is owned by such for-hire vehicle owner and operated in Tacoma.

B. The for-hire vehicle license application shall include the following information:

1. Vehicle owner’s full name, home address, home and business telephone number;

2. Vehicle information, the make, model, year, vehicle identification number, Washington State vehicle license plate number, and any other vehicle information required by rule or regulation promulgated under this chapter;

3. Information as requested by the Director pertaining to any for-hire driver’s, for-hire vehicle license suspension, denial, or revocation, imposed in connection with a for-hire vehicle owned or leased by the owner within the last three (3) years;

4. Certificate or Proof of an Insurance policy;

a. If the City does not already have on file evidence that each for-hire vehicle has liability insurance that meet the requirements of this section, provide evidence with the City that each for-hire vehicle has liability insurance in an amount no less than required by 1) RCW 46.72.050, as it exists or as hereinafter amended, for non-TNC for-hire vehicles, or 2) ~~ESSB 5550, section 2*~~RCW 48.177.010, as it exists or as hereinafter amended, for TNC for-hire vehicles, at any time while active on an application dispatch service and/or ‘operating a for-hire vehicle.’ The insurance policy, and any related for-hire driver contracts if applicable, must be submitted to the Director. The insurance policy shall:



1 (1) At a minimum be issued by either: a) an admitted carrier in the State of Washington with an A.M. Best Rating of not less than B VII or b) a surplus line insurers with an A.M. Best Rating of not less than B+ VII;

2 (2) Name the City of Tacoma as an additional insured;

3 (3) Provide that the insurer will notify the Director, in writing, of any cancellation and/or non-renewal at least thirty (30) days before that cancellation and/or non-renewal takes effect; and

4 (4) Not include aggregate limits, or named driver requirements or exclusions. Other limitations or restrictions beyond standard insurance services office (ISO) business auto policy form are subject to approval by the Director.

5 b. An insurance policy of underinsured motorist coverage indicating 1) a minimum combined single limit coverage of three hundred thousand dollars (\$300,000) or split level coverage of one hundred thousand dollars (\$100,000) per person, three hundred thousand dollars (\$300,000) per accident for non-TNC for-hire vehicles or 2) the amounts required by [ESSB 5550 section 2](#)*[RCW 48.177.010](#), as it exists or as hereinafter amended, for TNC for-hire vehicles;

6 5. State of Washington vehicle registration;

7 6. Certificate of Safety or proof that the applicant's vehicle has passed a uniform vehicle safety inspection, as specified by the Director by rule;

8 7. If using a for-hire transportation services company's approved color scheme and name, a letter from the for-hire transportation services company which indicates the applicant is authorized to operate a for-hire vehicle using the for-hire transportation services company's approved color scheme and/or name;

9 8. If applying as a TNC affiliated vehicle, a letter or documentation [with content approved by the Director](#) from the affiliated TNC which indicates the applicant is authorized to affiliate the for-hire vehicle to the TNC using their app and that all for-hire vehicle requirements outlined in this chapter have been met;

10 9. If using a taximeter in the for-hire vehicle the taximeter shall have been inspected and found to be accurate and sealed, and the annual inspection fee paid according to 6B.220.140.

11 a. The taximeter must be sealed and in good working order and in accurate operating condition and shall at all times comply with the specifications, tolerances, and other technical requirements as adopted by the National Conference on Weights and Measures and set forth at Section 5.54 of the National Institute of Standards and Technology Handbook 44 of Specifications, Tolerances, and Other Technical Requirements for Weighing and Measuring Devices, 2003. Every taximeter shall be inspected, sealed and certified at installation, at change in rate, and within 1 year of the last inspection. A certificate of inspection certifying compliance with this chapter shall be issued by the Director upon each required taximeter inspection and the taximeter shall upon each such inspection be sealed by the Director. Such certificate of inspection shall include:

12 (1) The identifying number of the taximeter;

13 (2) The make, model and license number of the for-hire vehicle in which the taximeter is installed;

14 (3) The name of the for-hire transportation services company;

15 (4) The date of inspection;

16 (5) A certification that the taximeter has been inspected and approved as operating within the limits of accuracy as specified by this Section;

17 (6) The signature of the individual making the certification; and

18 (7) A copy of the certificate shall be kept on file in the office of the for-hire transportation services company.

19 b. No taximeter shall be used unless the same carries thereon an unbroken seal affixed thereto by the qualified taximeter repair service or the Director.



c. For the purpose of checking the accuracy of said taximeter, the for-hire vehicle to which the same is fixed shall be made available to the City of Tacoma at such times as the Director may direct; and

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10. Any other documents required by regulations promulgated under this chapter.

C. The for-hire vehicle’s model year shall be no more than ten (10) years prior to the date of application. For example, vehicles licensed effective July 1 of 2014, must be 2004 models or newer. For-hire vehicles meeting the definition of an accessible for-hire vehicle and/or classic car are not subject to a minimum vehicle age requirement.

D. The above application and information must also be completed and supplied as required during any annual license renewal.

E. The for-hire vehicle owner must inform the Director in writing within seven (7) days if any of the information provided pursuant to subsection (B) changes, ceases to be true or is superseded in any way by new information.

~~* RCW citation provided when ESSB 5550 is codified.~~

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6B.220.240 For-hire vehicle – Operating requirements.

A. No for-hire vehicle licensed by the City may lawfully operate within the City of Tacoma unless the following minimum vehicle requirements are met:

1. The vehicle has insurance as required by this chapter. If the insurance policy is canceled proof of a new policy must be filed with the Director. If the insurance policy lists the vehicles included under the policy and a vehicle is deleted from an insurance policy, proof of a new policy which includes the vehicle must be filed with the Director before the vehicle is deleted from the previous policy;

2. An approved mechanic has issued a valid Certificate of Safety based on a uniform vehicle safety inspection performed within the last license year. The Certificate of Safety remains valid, if the vehicle is sold, until the next renewal date;

3. The for-hire vehicle displays a for-hire vehicle plate with a current year decal issued by the Director when operating a for-hire vehicle or if the for-hire vehicle is a TNC affiliated vehicle prominently display a for-hire vehicle endorsement ~~with a current year decal~~ issued or approved by the Director when operating a for-hire vehicle;

4. All public rates, including discounts or special rates, are displayed in writing or otherwise displayed in an application dispatch service or for-hire transportation services company website explaining the rate structure and is transparent to the rider prior to accepting the ride;

5. The for-hire vehicle is equipped with a properly sealed, working, and accurate receipt-issuing taximeter or receipt-issuing mobile data terminal or receipt-issuing application dispatch service. Receipts may be sent electronically;

6. The for-hire vehicle contains no scanner or other type of receiver that is capable of monitoring another for-hire transportation services company’s assigned frequency, except as otherwise permitted by the Director;

7. Every for-hire vehicle shall be equipped with seat belts or other restraining devices for every passenger and any other such safety equipment as is required by state or federal law, or this chapter;

8. Every for-hire vehicle shall be equipped with consumer information conspicuously posted in a prominent place within the passenger compartment, on the app used to obtain transportation services, and/or in an electronic receipt. Such consumer information shall include, at a minimum, the for-hire vehicle name and number, if applicable, the for-hire driver's name and for-hire driver license number, a consumer survey and complaint card and shall include the following notice: "The driver of this for-hire vehicle is required by the Tacoma City Code to give a receipt for services provided to any passenger who requests one. If you have a complaint about a for-hire vehicle or for-hire driver, contact the for-hire transportation services company



(name, address, phone number, email address) or the Director (mailing address, phone number, email address).” If the consumer information is made available on the app or through an electronic receipt or through a combination of such technologies, the consumer shall be provided the opportunity for feedback on the individual ride instead of a consumer survey or complaint card;

9. If a for-hire vehicle is issued a for-hire vehicle plate by the Director, the for-hire number on the vehicle shall be coordinated with the for-hire vehicle license plate number;

10. Every for-hire vehicle shall be available for inspection by the Director without notice except when a TNC affiliated vehicle is being used for personal use; and

11. Any other requirements set forth in regulations adopted pursuant to this chapter.

B. All applications for a for-hire vehicle license become void if the applicant, for any reason other than delay caused by the City, fails or neglects to complete the application process or obtain a license within sixty (60) days of submitting an application.

6B.220.250 For-hire driver – License application and requirements.

A. A for-hire driver must complete, sign, swear to, and file with the Director a for-hire driver license application on forms provided or approved by the Director to include the following information:

1. Name, aliases, residence and business addresses, residence and business telephone numbers;

2. Place and date of birth (which must be at least twenty-one years of age on date of application), height, weight, color of hair and eyes;

3. Social security number and Washington State driver's license number. The applicant must present his/her Washington State driver's license or a copy thereof at time of application;

4. Proof that the applicant is a United States citizen or has documentation, as required by the United States Department of Homeland Security, Citizenship and Immigration Services, that the applicant is authorized to work in the United States;

5. Documentation that a full criminal background check has been completed on the applicant through Washington State Patrol and Federal Bureau of Investigation criminal databases or through a Director-approved third party vendor and was reviewed as required in 6B.220.180.I. If a criminal background check is not conducted through a Director-approved third-party vendor, then the for-hire driver shall provide a signed statement to the City authorizing the Director to conduct a full criminal background check through Washington State Patrol and Federal Bureau of Investigation criminal databases and consenting to be fingerprinted and the City will conduct a state and national Washington State Patrol and Federal Bureau of Investigation criminal background check;

6. Information indicating whether or not the applicant has ever had a for-hire driver's, or driver's license suspended, revoked, or denied and for what cause;

7. Documentation that a copy of the applicant's driving abstract from the Washington State Department of Licensing was reviewed as required in 6B.220.180.I or a signed statement authorizing the Director to obtain a current copy of the applicant's driving abstract from the Washington State Department of Licensing;

8. Completion of a for-hire driver training program and successful completion of exam explained in more detail in 6B.220.280 and 6B.220.290;

9. A statement under penalty of perjury of their physical and mental fitness to act as a for-hire driver;

10. All applicants for a for-hire driver's license shall include with his or her application one current full face digital photograph of the applicant, submitted electronically or consent to a full face photograph taken by the Director. The full face photograph shall become a part of the applicant's license, if issued; and a copy of the full face photograph shall be filed with the application;



11. If using a for-hire transportation services company's approved color scheme and name, a letter from the for-hire transportation services company which indicates the applicant is authorized to operate a for-hire vehicle using the for-hire transportation services company's approved color scheme and name;

12. If affiliating as a for-hire driver to a TNC, a letter or documentation from the TNC which indicates the applicant is authorized to affiliate to the TNC and to use their app and that all for-hire driver requirements outlined in this chapter have been met; and

13. Such other information as may be reasonably required by regulation promulgated under this chapter.

B. All applications for for-hire driver's licenses become void if the applicant, for any reason other than delay caused by the City, fails or neglects to complete the application process or obtain a license within sixty (60) days of submitting an application.

6B.220.260 For-hire driver – Criminal background check and fingerprints.

A. All applicants for a for-hire driver's license ~~shall be subject to must consent to be fingerprinted for a~~ state and national Washington State Patrol and Federal Bureau of Investigation criminal background check. ~~or Applicants may~~ submit proof that a criminal background check has been conducted by a Director-approved third party vendor and reviewed by their affiliated for-hire transportation services company as required in 6B.220.180.I. Proof of a criminal background check does not preclude the City from conducting a separate background check on the applicant.

If a criminal background check is not conducted through a Director-approved third-party vendor, then the for-hire driver shall consent to be fingerprinted and the City will conduct a state and national Washington State Patrol and Federal Bureau of Investigation criminal background check.

B. Approved vendors, at a minimum must:

1. Include local, state and national databases;
2. Access at least seven years of database history; and
3. Demonstrate competency in providing accurate information.

* * *

6B.220.320 For-hire driver – Operating standards.

A. A for-hire driver shall not operate a for-hire vehicle without first obtaining and maintaining a valid for-hire driver's license and ensuring that their City issued for-hire license identification card is in the vehicle and available for display upon request by a passenger or City official or a TNC driver is able to display their active TNC app upon request by a passenger or City official.

B. No for-hire driver whose license has been revoked by the Director shall apply for a new license for one (1) year from the effective date of such revocation.

C. A for-hire driver shall not operate a for-hire vehicle, before ensuring that the for-hire license plate is securely affixed to the vehicle or the for-hire vehicle endorsement is prominently displayed on the rear of the vehicle and, vehicle registration and proof of insurance card are in the vehicle.

D. A for-hire driver shall not operate a for-hire vehicle, before checking vehicle equipment, including but not limited to the lights, brakes, tires, steering, seat belts and other vehicle equipment to see that they are working properly.

E. A for-hire driver shall not operate a for-hire vehicle unless the interior and the exterior of the for-hire vehicle are clean and in good repair.

F. A for-hire driver shall not transport more passengers than the number of seat belts available nor more luggage than the for-hire vehicle capacity will safely and legally allow.

G. A for-hire driver shall allow the Director to inspect the for-hire vehicle without notice at any reasonable time or place while operating a for-hire vehicle.



H. A for-hire driver shall not sleep in the for-hire vehicle while operating a for-hire vehicle.

1 I. When using the taximeter to determine the fare to be charged, a for-hire driver must activate the
2 taximeter at the beginning of each trip and deactivate the taximeter upon completion of the trip. Beginning
3 of a trip means the point where the passenger is seated and the forward motion of the vehicle begins. It
4 shall be the duty of the for-hire driver to call the attention of passengers to the amount registered and the
5 for-hire vehicle flag shall be placed in a non-recording position until the fare is paid. No other or different
6 fare shall be charged to the passenger than is recorded on the reading face of said taximeter for the trip.

4 J. No for-hire driver of a for-hire vehicle using a taximeter, while carrying passengers or otherwise in
5 service, shall display the signal affixed to the taximeter in such a position as to denote such vehicle is not in
6 service.

6 K. A for-hire driver shall assure when using a taximeter that the meter reading is visible from a normal
7 passenger position at all times.

7 L. A for-hire driver shall not operate a for-hire vehicle that does not have the rate(s) displayed in writing, or
8 otherwise provided in an application dispatch service or for-hire transportation services company's website
9 explaining the rate structure and is transparent to the rider prior to accepting the ride.

9 * * *

10 **6B.220.390 License violations and penalties – For-hire transportation services company,
11 for-hire vehicle and for-hire driver; Appeal.**

11 A. Any person found with violations shall be subject to a civil penalty as described below. It is the
12 responsibility of the for-hire transportation services company to contact appropriate city staff to request
13 inspection for compliance with this code.

13 B. Class 'A' violations include but are not limited to:

14 1. Driving without a valid for-hire driver's license and/or a for-hire transportation services company
15 knowingly allowing an affiliated for-hire driver to drive without a valid for-hire driver's license;

15 2. Driving without a valid for-hire vehicle license plate or for-hire vehicle endorsement and/or a for-hire
16 transportation services company knowingly allowing an affiliated for-hire driver to drive without a valid
17 for-hire vehicle license plate or for-hire vehicle endorsement;

16 3. Driving without valid insurance as required in 6B.220.200 and/or a for-hire transportation services
17 company knowingly allowing an affiliated for-hire driver to drive without valid insurance as required in
18 6B.220.200;

18 4. Operating a for-hire vehicle with a revoked or suspended for-hire vehicle and/or for-hire driver's license
19 and/or a for-hire transportation services company knowingly allowing an affiliated for-hire driver to
20 operate a for-hire vehicle with a revoked or suspended for-hire vehicle and/or for-hire driver's license; or

20 5. Using a for-hire vehicle in the commission of a crime and/or a for-hire transportation services company
21 knowingly allowing an affiliated for-hire vehicle to be used in the commission of a crime.

21 C. Class 'B' violations are related to for-hire vehicle and for-hire driver standards that include but are not
22 limited to the following:

22 1. The vehicle equipment found not to be up to safety standards, including, but not limited to, windshield,
23 tires, spare tire/jack, headlights, four-ways, blinkers, brake light, tail/back up lights, horn, windshield
24 wipers, glass/window, door handle, seat belts, brake, accelerator emergency brake, mirrors, speedometer,
25 taximeter;

25 2. Allowing vehicle insurance to lapse;

26 3. Not clearly displaying to passengers [or a City official](#) a for-hire driver's license [upon request in the
vehicle](#) or a TNC driver not showing the for-hire driver's [active TNC applieense](#) upon request by a
passenger or City official;



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4. Not posting or providing rates in writing in the for-hire vehicle or on an online enabled app or website which explain the rate structure and is transparent to the rider prior to accepting the ride; or

5. The for-hire vehicle is not clean, interior lights are not working or the body of the vehicle has defects.

6. The for-hire vehicle license plate is not returned to the City within five (5) business days of retiring or removing a vehicle from service or within three (3) business days from the day a summary suspension is issued according to 6B.10.145, for a for-hire vehicle license or for-hire transportation services business license.

D. Penalties for violations shall be as follows:

Violation	Penalty
A	\$500
B	\$75

E. Any penalty issued under this subsection may be appealed pursuant to the process in Section 6B.10.265.