

CITY COUNCIL MINUTES

City Council Chambers
October 26, 1976

The meeting was called to order at 5:02 p.m.

Council members present on roll call: 7 - Bichsel, Nelson, Nielsen, Schroeder, Strege, Warnick and Mayor Johnston. Absent: 2 - Hudson and Sonntag. Mr. Sonntag arrived at 5:05 p.m. Mr. Hudson arrived at 5:50 p.m.

The Flag Salute was led by Mr. Nielsen.

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C O N S E N T A G E N D A

Approval of the minutes of the meeting of October 19, 1976.

ITEMS FILED IN THE OFFICE OF THE CITY CLERK:

- a. Minutes of the Special Meeting of the Tacoma Public Library Board of Trustees of September 7, 1976 and Regular Meeting of September 21, 1976.
- b. Tentative draft of minutes of the Association of Washington Cities Board of Directors meeting of September 24, 1976.
- c. Minutes of NE Tacoma Citizen's Advisory Committee meeting of September 30, 1976.
- d. Minutes of Tacoma/Pierce County Bicentennial Commission meetings of July 8, August 12 and September 16, 1976.
- e. Minutes of Regular Meeting of Board of Port Commissioners of October 14, 1976.
- f. Minutes of Pierce County Commissioners meetings of October 11, 12, and 18, 1976.
- g. Planning Commission Annual Report, September, 1976.
- h. Monthly Report, Finance, September, 1976.

Mr. Nelson moved that all the items listed on the Consent Agenda be approved. Seconded by Mr. Schroeder. Voice vote was taken and carried. The items were declared approved.

Mr. Sonntag arrived.

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R E G U L A R A G E N D A

COMMUNICATIONS:

- a. Hearings Examiner recommending denial of Rezone Request No. 120.769 of Joseph J. Roller for reclassification of the north-east corner of South 38th and J Streets from an "R-3" to a "C-1" District.

Robert Backstein, Hearings Examiner, advised that Mr. Roller filed a request for a rehearing of the rezone on the last day for filing appeals. Mr. Backstein asked that this item be removed from the agenda so he could hold a rehearing.

Mr. Sonntag moved that the item be removed from the Agenda. Seconded by Mr. Warnick. Voice vote was taken and carried. The item was removed.

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- b. Hearings Examiner submitting Shoreline Management Permit Application No. 141.130 - Gordon C. Pickering - allowing construction of a marina facility providing for wet and dry storage for 124 boats in the vicinity of 1930 East D Street.

Mr. Backstein reviewed the request and answered questions of Council members.

Mr. Warnick moved that the application be approved. Seconded by Mr. Nielsen. Roll call vote was taken, resulting in: Ayes: 8 - Bichsel, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston. Nays: 0. Absent: 1 - Hudson.

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FINAL READING OF ORDINANCES:

Ordinance No. 20896 Repealing Ordinance No. 20501 which created L.I.D. 2426, concrete sidewalks in the area from So. Cedar to So. Warner and from So. 45th to So. 47th Street.

Roll call was taken, resulting as follows:

Ayes: 8 - Bichsel, Nelson, Nielsen, Schroeder, Sonntag, Strege, Warnick and Mayor Johnston

Nays: 0

Absent: 1 - Hudson

The Ordinance was declared passed.

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FIRST READING OF ORDINANCES:

Ordinance No. 20897 Amending Chapter 13.06 of the Official Code to reclassify the northwesterly corner of So. 19th St. and Union Ave. from an "R-2" to an "R-2-TM" District. (Duan E. Olson) (7-10-73 Council held hearing on rezone)

Rod Kerslake, Planning Department, advised that this request for rezone is an old one and Council, under the old rules, held a hearing on this rezone on July 10, 1973. At that time, the Planning Commission had recommended several conditions, in which Council concurred and now the conditions have all been met and the rezone is before Council in the form of an Ordinance.

The Ordinance was set over for final reading next week.

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RESOLUTIONS:

Resolution No. 24124 Approving the emergency repair of the City's self-loading Earthmover and the emergency rental of an Earthmover for use at the sanitary landfill.

Mr. Sonntag moved that the Resolution be adopted. Seconded by Mr. Strege. Voice vote was taken and carried. The Resolution was declared passed.

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Resolution No. 24125 Authorizing the proper officers of the City to submit to the Office of Revenue Sharing a statement of assurances relating to Title II of Public Works Employment Act of 1976.

Mrs. Bichsel moved that the Resolution be adopted. Seconded by Mr. Strege. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 24126 Authorizing deed to Metropolitan Park District for certain strips of land near North 35th and Vassault.

Mr. Warnick moved that the Resolution be adopted. Seconded by Mr. Schroeder. Voice vote was taken and carried. The Resolution was declared adopted.

Resolution No. 24127 Approving and directing an Open Space Current Use Assessment Application of Walter C. Sands to representatives of the Tacoma City Council and Pierce County Commissioners for determination.

Katie Mills of the Planning Department requested that this Resolution be delayed until after the hearing has been held, which is the next item on the agenda.

Mayor Johnston granted the request as action could not be taken until the formal public hearing.

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PUBLIC HEARINGS:

- a. This is the date set for hearing on the establishment of an Open Space Current Use Classification between So. 81st and 82nd Street from Tacoma Avenue So. to the alley lying between Park Avenue So. and So. "G" Street. (Walter C. Sands)

Katie Mills, Planning Department, outlined the area of the requested open space classification and reviewed the rules and regulations governing open space classifications and their tax exemptions.

Martin Wilson, attorney, representing Mr. Sands advised that Mr. Sands requests that he be allowed to erect a fence around the area. The fence would be a see through fence to permit public view of the open space. The Planning Commission concurred in this request. Mr. Wilson answered questions of Council members regarding the request.

After further discussion, Mr. Nelson moved that the hearing be closed. Seconded by Mr. Warnick. Voice vote was taken and carried.

The hearing having been closed the Council took up consideration of Resolution 24127. Mr. Strege moved that the Resolution be adopted. Seconded by Mr. Nelson. Voice vote was taken and carried. The Resolution was declared adopted.

Mayor Johnston appointed Council members Warnick, Schroeder and Nielsen to represent the Council as the determining authority, together with representatives of the Pierce County Commissioners, as provided by law.

- b. This is the date set for hearing on Text Amendments to the Zoning Ordinance to allow the utilization of house trailers or mobile homes as temporary office space for businesses and providing for the issuance of a temporary use permit by the Hearings Examiner for such temporary use.

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Rod Kerlake, Planning Department, reviewed the request for Council and answered questions.

No one from the public appeared to speak.

Mr. Schroeder moved that the hearing be closed. Seconded by Mr. Sonntag. Voice vote was taken and carried. Mr. Hudson arrived.

- c. This is the date set for hearing on the Tacoma Master Program for Shoreline Development.

Dr. Jack Hyde, Chairman of the Planning Commission, advised that a group of dedicated citizens has been meeting for the past three years and they formulated a plan that they presented to the Planning Commission. He stated he felt most of the problems had been resolved by the Planning Commission, and the Plan is before Council for consideration. The Plan is the best possible compromise the Planning Commission could see at the time they passed it. He commented that the plans are not cast in iron as things could change in the future and the plans could be modified at that time. He asked that the Planning Commission be made aware of any changes made.

Mike Smith, Planning Department, presented a review of the Shoreline Guideline rules set forth by the State providing that local jurisdictions would administer the shoreline development within their areas and the State would provide support. He advised that discussion at this hearing would be on the use regulations. He briefly described each of the Shoreline Segments, S-1 through S-14, and answered questions of Council members.

Members of the public speaking were:

E. K. Murray, who asked to be able to speak next week on behalf of 25 clients.

Steve H. Myhr, representing Burlington Northern Railway Incorporated, also asked to be allowed to speak next week.

Tom Eckert, 88 Salmon Beach, spoke on area S-3 and suggested the following amendments in order to retain the historical site of Salmon Beach: "A pre-existing use destroyed and permitted reconstruction, defined in 13.10.190, must incorporate substantially 40 percent of reused material for the purpose of continuing the historic and aesthetic architectural value to a community."

Hervey Petrich, owner of certain properties on the City Waterway, spoke on areas S-8 and S-10 and asked that S-8 on the east side of the Waterway be changed to S-10.

Joe Martinac, President of Martinac Shipbuilding Corporation, asked that the east side of City Waterway from 11th to 15th be changed from S-8 to S-10.

Gary Kucinski, representing the Port of Tacoma, asked for a review of parking regulations.

Don Foss, representing Puget Sound Freight Lines, asked that the City Waterway be changed to S-10.

Armand Labbe, representing ASARCO, asked that regulations be changed to enable expansion of their plant.

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Bob McRae, representing Coast Iron and Machine Works, asked that the grandfather clause be included in the plan.

R. R. Forsythe, representing St. Regis, asked that regulations on pre-existing use be modified.

John A. Woodworth, Woodworth & Company, asked that the east side of the Waterway be changed from S-8 to S-10.

Al Cummings of Cummings Shipbuilding Company, objected to regulations in area S-6, which would not allow him to expand his plant.

Burrows Anderson, General Counsel to ASARCO, spoke on land filling and said the regulations were too restrictive.

Mr. Sonntag moved to continue the hearing for further testimony to Wednesday, November 3, 1976. Seconded by Mr. Nielsen. Voice vote was taken and carried. The hearing was continued to November 3, 1976.

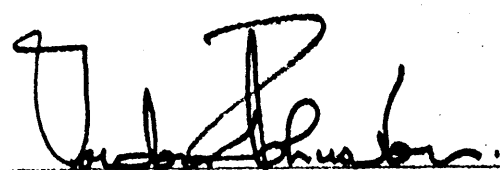
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COMMENTS AND COMMITTEE REPORTS BY MEMBERS OF THE CITY COUNCIL:

Mr. Sonntag moved to hold next week's City Council meeting on Wednesday, November 3, 1976 due to the Tuesday General Election Day. Seconded by Mayor Johnston. Voice vote was taken and carried.

Mayor Johnston moved to recess into Executive Session to receive an update on labor negotiations. Seconded by Mr. Sonntag. Voice vote was taken and carried. The meeting recessed at 7:50 p.m. The meeting reconvened at 9:20 p.m.

On proper motion, the meeting was adjourned at 9:21 p.m.



GORDON JOHNSTON - MAYOR

ATTEST: 
H. B. BOND / CITY CLERK