CITY OF EDGEWOOD
COUNCIL STUDY SESSION AGENDA
May 7, 2019 – 7:00 PM ♦ City Hall – 2224 104th Avenue East ♦ Edgewood, WA

1. **CALL TO ORDER**
   Pledge of Allegiance & Roll Call

2. **COUNCIL BUSINESS**
   - ***A. Interviews -*** City Council Position #6

EXECUTIVE SESSION - RCW 42.30.110(1)(h) to evaluate the qualifications of a candidate for appointment to elective office

NOMINATIONS

ROLL - CALL VOTE

- ***B. Review/Discussion -*** Dangerous Tree Removal
- ***C. Review/Discussion -*** Verizon Mono Fir Tower
- ***D. Discussion -*** Economic Development Update
- ***E. Discussion -*** Interim Zoning Ordinance

3. **OTHER COUNCIL ITEMS**

4. **ADJOURN**

Study Sessions are meetings for Council to review upcoming and pertinent business of the City, no action is taken by the City Council. Study Sessions are open to the public, but public input is reserved for the regular Council meetings

This meeting is accessible to persons with disabilities. For individuals who may require special accommodations, please contact City Hall at (253) 952.3299, 24 hours in advance.

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City Of Edgewood
Council Agenda Summary Sheet

SUBJECT: Councilmember interviews	Agenda Item #:	Item 2A
	For Agenda of:	May 7, 2019
	Prepared by:	Rachel Pitzel

ATTACHMENTS (list): ☒Interview Synopsis; 2019 City Council Lottery Drawing

Approval of Materials:			
Mayor, Daryl Eidinger	☒	**Expenditure Required:**	$0
Asst. City Administrator, Dave Gray	☒	**Amount Budgeted:**	$0
City Attorney, Carol Morris	☒	**Appropriation Required:**	$0
City Clerk, Rachel Pitzel	☒	**Timeline:**	
Community Development Director, Darren Groth	☒	Vacancy 04/30/19	
Public Works, Jeremy Metzler	☒	Interviews – 05/07/19	
Police Chief, Micah Lundborg	☒	Appointment – 05/14/19	

Fiscal Note/Consideration:

SUMMARY STATEMENT:

At the end of the March 5, 2019 study session Councilmember Stephanie Hunter informed the Mayor and City Clerk that she would be resigning her seat effective April 30, 2019. Notice of Vacancy ad was published in the News Tribune seeking applications to fill Position No. 6 on March 21 and March 28.

Council will be conducting interviews of the eight applicants who submitted their complete applications before or on the scheduled due date of April 24th. Upon completion of the interviews, Councilmembers may convene into executive session to discuss the qualifications of the applicants. However, all interviews, nominations and votes taken by the Council shall be in open public session.

After discussion of the qualifications of each applicant, and the Mayor has reconvened the meeting, he will ask for nominations from the Council. A majority of the vote will determine who will fill the vacant seat. Swearing in will occur at the next regular council meeting on May 14, 2019. Because this position is being appointed during an election year, and the vacancy has occurred prior to the filing period, this appointed positon will end on December 31, 2019.

COUNCIL COMMITTEE REVIEW AND RECOMMENDATION:

RECOMMENDED ACTION: Hold interviews and make a nomination to fill the vacant position no. 6 of the Edgewood City Council.

ALTERNATIVES TO RECOMMENDED ACTION:

1) Balloting continues until a nominee receives a majority vote.
2) Council may postpone balloting until a date certain or regular Council meeting if a majority vote has not been received.
3) If Council does not give a majority vote within ninety (90) days of the declared vacancy, the RCW delegates appointment powers to Pierce County.

CITY COUNCIL INTERVIEWS CITY OF EDGEWOOD

Tues., May 7, 2019 – 7:00 PM. ♦ City Hall – 2224 104th Avenue East

These interviews will follow the process set forth Section 2 of the Council Rules of Procedure, an excerpt of which is provided below. Each candidate will be asked to approach the podium and state their name and address for the record prior to the commencement of the interview session. There are eight (8) applicants for the current vacancy:

Candidate- William (Bill) Hilton	**Candidate- Jason Cornell**
Candidate- Jon R. Butler	**Candidate- Jeff Southard**
Candidate- Eric Hampton	**Candidate- Shawn Carter**
Candidate- Colleen Wise	**Candidate- Jason Ramirez**

The following is an excerpt from the City Council Rules of Procedure, Section 2, which details the process for interviewing and appointing a citizen to vacant Council positions.

2.4 INTERVIEW MEETING - Each interview of an applicant/candidate shall be no more than thirty (30) minutes in length as follows:

(1) The applicant shall present his or her credentials to the Council.

(2) The Council shall ask the predetermined set of questions, which must be responded to by the applicant. Each applicant will be asked and will answer the same set of questions, and will have two (2) minutes to answer each question.

(3) An informal question and answer period in which Councilmembers may ask and receive answers to miscellaneous questions.

(4) The applicant's order of appearance will be determined by a random lot drawing performed by the City Clerk.

(5) The Council may reduce the interview time if the number of applicants exceeds six (6) candidates or, alternatively, the Council may elect not to interview all of the applicants if the number exceeds six (6) candidates. The decision as to which applicants to interview will be based on the information contained in the application forms.

2.5 VOTING - Upon completion of the interviews, Councilmembers may convene into executive session, to discuss the qualifications of the applicants. However, all interviews, nominations and votes taken by the Council shall be in open public session.

(1) The Mayor shall ask for nominations from the Councilmembers.

(2) After a nomination and second has been received, the City Clerk shall proceed with a roll-call vote.

(3) Balloting will continue until a nominee receives a majority of four (4) votes.

(4) At any time during the balloting process, the Council may postpone balloting until a date certain or regular Council meeting if a majority vote has not been received.

(5) Nothing in this policy shall prevent the Council from reconvening into executive session to further discuss the applicant/candidate qualifications.

(6) The Mayor shall declare the nominee receiving the majority vote as the new Councilmember and the City Clerk shall swear him/her into office at the earliest opportunity, no later than the next regularly scheduled Council meeting.

(7) If the Council does not give a majority vote within ninety (90) days of the declared vacancy, the Revised Code of Washington delegate's appointment powers to Pierce County.

CITY OF EDGEWOOD
2019 City Council Lottery Drawing
2224 104th Avenue East ♦ Edgewood, Washington 98372
Phone: (253) 952-3299 ♦ FAX: (253) 952-3537

The following interview schedule was determined by lottery drawing performed on April 30, 2019, by City Clerk Rachel Pitzel

Candidate 1: William (Bill) Hilton

Candidate 2: Jon R. Butler

Candidate 3: Eric Hampton

Candidate 4: Colleen Wise

Candidate 5: Jason Cornell

Candidate 6: Jeff Southard

Candidate 7: Shawn Carter

Candidate 8: Jason Ramirez

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City Of Edgewood
Council Agenda Summary Sheet

SUBJECT: Dangerous Tree Removal – Frances Nix, 11704 32nd Street East	**Agenda Item #:**	**Item 2B**
	For Agenda of:	**May 7, 2019**
	Prepared by:	**Jeremy Metzler**

ATTACHMENTS (list): ☒ Notice of Violation dated January 30, 2019
☒ Written response provided by F. Nix, dated March 21, 2019

Approval of Materials:			
Mayor, Daryl Eidinger	☐	**Expenditure Required:**	up to $1,500
Asst. City Administrator, Dave Gray	☐	**Amount Budgeted:**	N/A
City Attorney, Carol Morris	☐	**Appropriation Required:**	Up to $1,500
City Clerk, Rachel Pitzel	☐	**Timeline: N/A**	
Community Development Director, Darren Groth	☐		
Public Works, Jeremy Metzler	☒		
Police Chief, Micah Lundborg	☐		

Fiscal Note/Consideration:
The estimated cost to cut down and remove the dangerous tree in question is $1,500. If Council elects to follow the process stated in EMC 8.15, there will be costs associated with filing a lien and enforcing a against the property to recover the tree removal expenses. These costs may exceed the amount required to remove the tree. In discussion with Ms. Nix, ACA Gray learned she feels strongly the City (County) created the problem by clipping the roots to some of her trees when they widened the roadbed. She maintains she is living on social security and is unable to pay for the removal, and feels the cost should be borne by the City.

SUMMARY STATEMENT:
At least one tree from the subject property fell across 32nd Street East during a windstorm on Sunday, January 6, 2019, and said tree was removed by emergency work crews. Staff performed a site visit on January 23, 2019 to determine if there are any other dead or dangerous trees in the area that might also injure someone or cause damage to public or private property in a future windstorm. During that visit, staff took measurements and determined the trees in question (one that fell on January 6, and one that appears dead and dangerous) are located outside and south of the public right-of-way and on private property. Even though the remaining dangerous tree is located on private property, it is likely to fall on public right of way similar to the tree that fell on January 6, 2019.

Under the City's code, a private property owner is responsible for the condition of the trees on his/her property. "*All landowners within the City shall maintain their property in a manner that does not pose a hazard to the public health, safety or welfare*" (EMC 8.15.020). A Notice of Violation (attached) was sent to the property owner, Frances Nix, on January 30, 2019 to inform her of the apparent code violation and requirement to correct the situation. A written response was received by City Hall on March 25, 2019 (attached), wherein Ms. Nix requests the City remove the dangerous tree as she is unable to.

EMC 8.15.030 states, "*the city council may initiate proceedings against the landowner by resolution…* (describing) *the subject property and the hazardous condition(s), and shall require the landowner to remove or destroy the same by the deadline established therein.*" EMC 8.15.040 continues, "*If the landowner fails to remove or destroy the dangerous condition(s) identified in the city council resolution by the deadline established thereby, the city may cause the removal or destruction of such condition(s).*" Finally, EMC 8.15.050 states, "*The costs incurred by the city under this chapter shall become a charge to the landowner and a lien against the subject property. Notice of such*

lien shall be in substantially the same form, filed with the same officer, and within the same time and manner, and enforced and foreclosed as provided by law for liens for labor and materials."

That being said, the City of Edgewood has a duty to all persons, whether negligent or fault free, to build and maintain roadways in a condition that is "*reasonably safe for ordinary travel.*" *O'Neill v. City of Port Orchard, 194 Wash. App. 759, 771 (2016)*. If the City has notice of an unsafe condition that it did not create and has a reasonable opportunity to correct it – but fails to do so – the City could have liability. Here, the City has notice of an unsafe condition that it did not create, and we have a reasonable opportunity to correct the situation (i.e., the property owner has given written permission for the City to remove the dead tree). We don't know when the next windstorm may occur and cause this tree to fall. For these reasons, staff recommends that action be taken by the City to cut down and remove this tree as soon as practical. Staff asks that the Council provide authority for this action even though we haven't yet implemented the procedure for recovery of the City's costs.

To address questions discussed during the Council Study Session on April 30, 2019, staff contacted Ms. Nix on May 1, 2019. Ms. Nix again stated she is unable to pay for the tree removal and was adamant in her belief the City created the problem years ago when the street was widened, cutting into her bank and clipping the roots.

The Council may either direct us to proceed with the process outlined in EMC 8.15, or direct staff to simply remove the tree at the City's expense on the basis of risk prevention and concern there may be merit, or the expense to determine the merit to Ms. Nix contention the City (County at the time) created the problem when the road bed was widened.

COUNCIL COMMITTEE REVIEW AND RECOMMENDATION: N/A

RECOMMENDED ACTION: Discuss removal of the dangerous tree in question, and whether or not to bring forward the attached resolution to the next Regular Council Meeting for action, or to request the Mayor cause the tree to be removed at City expense.

ALTERNATIVES TO RECOMMENDED ACTION:
1) Forward to next Regular Council Meeting for action
2) Forward to Study Session for further review and discussion
3) Take no action

RESOLUTION NO. 19-0xxx

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EDGEWOOD, PIERCE COUNTY, WASHINGTON AUTHORIZING THE REMOVAL OF A DANGEROUS TREE LOCATED AT 11704 32ND STREET EAST, PROVIDING NOTICE TO THE PROPERTY OWNER AND POSSIBLE COST RECOVERY

WHEREAS, at least one tree located at 11704 32nd Street East fell across the public right-of-way during a windstorm on Sunday, January 6, 2019, damaging utility lines and property; and

WHEREAS, staff performed a site visit January 23, 2019 to determine if any other dead or dangerous trees are in the area that could injure someone or cause damage to public or private property in a future windstorm; and

WHEREAS, during said visit, staff determined at least one tree located outside and south of the public right-of-way and on private property appears dead and dangerous; and

WHEREAS, even though the dangerous tree is located on private property, it is likely to fall onto public right of way similar to the tree that fell on January 6, 2019; and

WHEREAS, Edgewood Municipal Code (EMC) 8.15.020 states, "All landowners within the City shall maintain their property in a manner that does not pose a hazard to the public health, safety or welfare"; and

WHEREAS, a Notice of Violation was sent to the property owner on January 30, 2019 to inform of the apparent code violation and requirement to correct the situation; and

WHEREAS, a written response was received by City Hall on March 25, 2019, wherein the property owner requests the City remove the dangerous tree as they are unable to; and

WHEREAS, EMC 8.15.030 states, "the city council may initiate proceedings against the landowner by resolution, passage of which shall not occur until at least five days' written notice has been provided to the landowner. The resolution shall describe the subject property and the hazardous condition(s), and shall require the landowner to remove or destroy the same by the deadline established therein, which shall be no less than 10 days from the date of passage of the resolution"; and

WHEREAS, EMC 8.15.040 continues, "If the landowner fails to remove or destroy the dangerous condition(s) identified in the city council resolution by the deadline established thereby, the city may cause the removal or destruction of such condition(s)"; and

WHEREAS, the Notice of Violation issued on January 30, 2019 serves as the "five days' written notice" described under EMC 8.15.030; and

WHEREAS, in lieu of the cost recovery procedure described under EMC 8.15.050, the City Council is interested in coming to an amicable cost recovery solution;

DRAFT

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, DOES RESOLVE AS FOLLOWS:

Section 1. The landowner shall remove or destroy the aforementioned dangerous tree on or before May 24, 2019. If said tree is not removed or destroyed by the property owner by this deadline, the Public Works Director is hereby authorized to have the dangerous tree removed immediately thereafter.

Section 2. Staff is hereby authorized to coordinate with the property owner on cost recovery.

Commented [JM1]: This needs help...

PASSED BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 14TH DAY OF MAY, 2019.

_____
Daryl Eidinger, Mayor

ATTEST:

_____
Rachel Pitzel, City Clerk

DRAFT

City of
Edgewood

2224 104th Avenue E., Edgewood, WA 98372-1513
Phone: (253)952-3299
www.cityofedgewood.org

NOTICE OF VIOLATION

January 30, 2019

SENT VIA REGULAR AND CERTIFIED MAIL

Frances Nix
11704 – 32nd Street E.
Edgewood, WA 98372-2042

Re: Premises located at: 11704 – 32nd Street E, Edgewood
Parcel No. 0420151030

Dear Ms. Nix:

As you may recall, there was at least one tree that fell across 32nd Street East near your property during a windstorm on Sunday, January 6, 2019. On January 23, 2019, we performed a site visit to your property in order to determine whether there are any other dead trees in the area that might also injure someone or cause damage to public or private property in a future windstorm.

During that site visit, we took some field measurements to determine the location of the dead trees in relation to the City's right-of-way. Pierce County Assessor-Treasurer mapping and available right-of-way records indicate there is a 60-foot-wide public right-of-way for 32nd Street East adjacent to your property, being 30 feet on each side of the centerline. The attached pictures show a wooden stake being placed just beyond 30' south of the road centerline, also being just north of the trees on your property. Based on these measurements, it appears that the trees in question are located outside and south of the public right-of-way and on your private property.

Under the City's code, the property owner is responsible for the condition of the trees on his/her property. "All landowners within the City shall maintain their property in a manner that does not pose a hazard to the public health, safety or welfare." Edgewood Municipal Code Section 8.15.020. You are responsible for removing the dead tree on your property which constitutes a hazard or menace to the public health, safety or welfare.

CORRECTIVE ACTION REQUIRED:

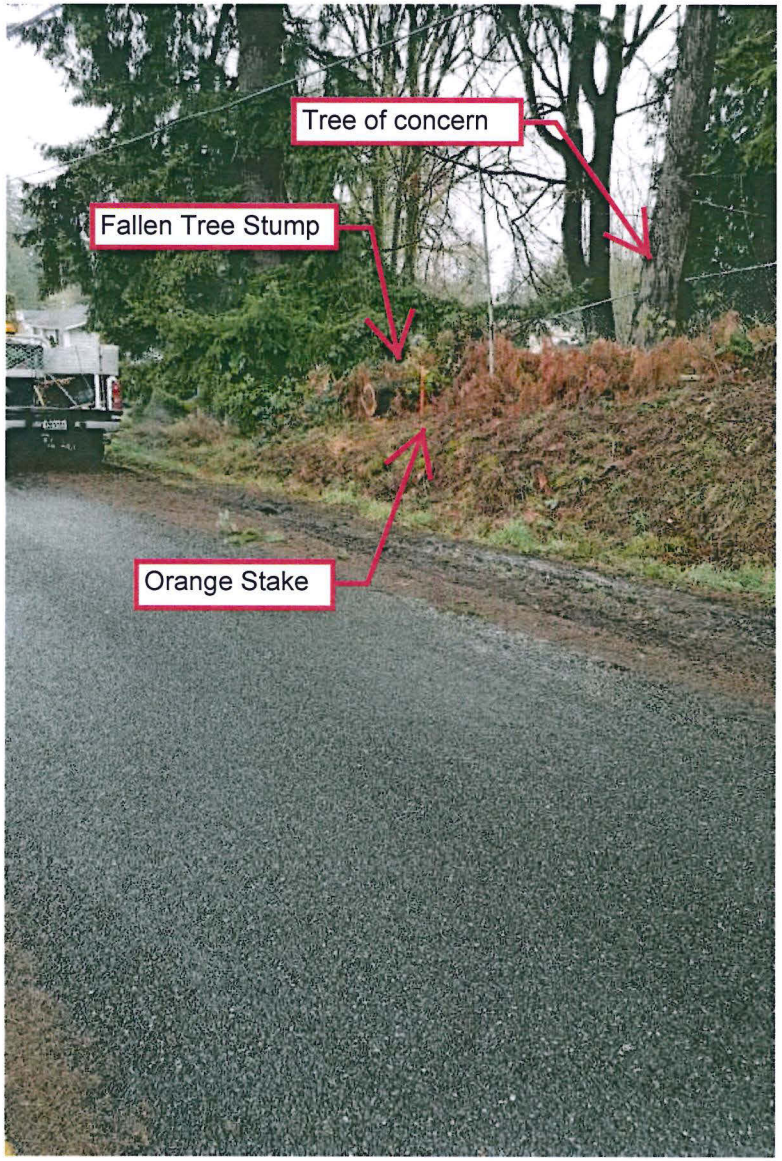
You must remove the tree on or before February 27, 2019 to prevent additional enforcement action. If the tree is not removed by this date, the City's code allows the City Council to initiate proceedings to abate this nuisance by the passage of a resolution, which requires you to remove the tree by a date certain. The date established by the Council will be no later than 10 days after passage of the resolution. If you fail to take action by this deadline, the City will remove the tree at your cost. This cost incurred by the City will become a lien against your property, which can be enforced and foreclosed in the same manner as a lien for labor and materials. EMC 8.15.030, .040, .050.

This letter has been written to provide you with advance notice of the City's proposed action, so that you will have adequate time to find someone to remove the tree. If you have any questions about this, or the procedure that the City will be using to require you to remove the tree, please give me a call at 253-952-3299 x114.

Very truly yours,

Jeremy Metzler, PE
Public Works Director

cc: Carol Morris, Edgewood City Attorney



Standing at centerline of 32nd St E, looking East-Southeast toward fallen tree location

Closeup of measurement from centerline of 32nd St E to orange stake

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Frances M. Nix
11704 32nd St E
Edgewood, WA 98372-2042

3-21-19

City of Edgewood.

I did not open this letter until today, thinking it had to do with the Parr family. They have been to hurtful to me in the past 4 years or so.

You say I have a dead tree on the edge of my property on 32nd St. E.

If it is dead, about 50 years ago the City or county road came along and took 10 feet of my property and cut down the hill of the road 10 feet to make it safe for school children. We were happy to make it safe for the children.

I feel the road construction may have added to the problem.

I have no money after paying my land tax! This is such a burden.

I feel much of the problem was caused by the road construction years ago. If you can please cut the tree at your expense. I can not.

Thank you.

Frances Nix
11704 32nd St E.
Edgewood, Wa 98372

Birth date 3-2-30
89 years old -
lived on. S.S.

The tree that fell 1-6-19 had roots on city property!

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City Of Edgewood
Council Agenda Summary Sheet

SUBJECT: Verizon Wireless Mono Fir Cell Tower at Nelson Farm	Agenda Item #:	Item 2C
	For Agenda of:	May 7, 2019
	Prepared by:	Dave Gray

ATTACHMENTS (list): ☒ Verizon Wireless Supplied Cell Tower Siting Images
☒ Verizon Wireless Supplied Before & After Construction Pictures
☒ Nelson Farm & Nature Park Purchase Agreement

Approval of Materials:			
Mayor, Daryl Eidinger	☒	**Expenditure Required:**	
Asst. City Administrator, Dave Gray	☒	**Amount Budgeted:**	
City Attorney, Carol Morris	☒	**Appropriation Required:**	
City Clerk, Rachel Pitzel	☒	**Timeline:** May 7 Study Session Initial Discussion	
Community Development Director, Darren Groth	☒		
Public Works, Jeremy Metzler	☒		
Police Chief, Micah Lundborg	☒		

Fiscal Note/Consideration:
The lease of land at the Nelson Farm would generate annual revenue in the $15,000 to $20,000 range. Pierce County Conservation is likely to require any revenue be restricted for use on Park Maintenance as a condition of approval given the conservation futures covenants identified in Exhibit B of the original land purchase agreement.

SUMMARY STATEMENT:
The Mayor has been working to secure improved cellular service throughout the City since taking office. Resident complaints as well as numerous public safety concerns, including those related to the Edgewood Police and Public Works operations, have been identified as "tower only" solutions. Through a number of discussions related to small cell and cell tower applications as well as a statewide collaborative model code effort related to expanding small cell broadband the City Council adopted Ordinance 18-0526. This Ordinance addresses small cell proliferation and under certain conditions the location of cell towers throughout the jurisdiction. With the new ordinance in place, Verizon Wireless identified two locations they are interested in siting a tower that would greatly enhance Edgewood's service quality. Both are East of Meridian. One is on the Nelson Farm property, the other is located in a residential area on private property.
The Mayor has instructed Staff to explore the request to site a stealth MonoFir cell tower on the Nelson Farm property with Verizon and bring information forward to Council to consider the request. Staff is presenting information on what the tower would look like, where it would be sited, before and after construction imaging, and what risks and rewards accompany the construction of the tower.
Rewards: Greatly enhanced cellular service throughout the Eastern area of the City. This will improve service to the public as well as to our Police, Code Compliance, Site Review & Inspection Services and Public Works. Much of our infrastructure for these services work best when wireless communication is available both for communication and internet functionality. Currently our Police and Public Works staff must drive to known locations before being able to communicate. Our field services frequently do not function in many areas of the City that cannot reach wireless internet cloud based applications. The City would also receive annual revenue estimated between 15,000 and 20,000.
Risk: The Nelson Farm is part of the City's Park Inventory and the lease would require restricting the use of a portion of the existing field on the West side of the Farm House accessed from 118th Avenue East. Due to the fact the property was purchased using Pierce County Conservation Conservancy Funding, the lease and construction would need to be approved by Pierce County prior to execution. Siting cell towers has in some cases generated resistance by neighboring residents. In preliminary discussions with Pierce County, should the County accept the use as

appropriate for the property, it is likely they would require the City restrict the use of any revenue generated for park maintenance.

RECOMMENDED ACTION:
Should the Council be in favor of a continued examination of siting a stealth MonoFir cell tower at the Nelson Farm, request the Mayor task staff with creating an outline of a process to include negotiations with Pierce County, Public input on both siting the tower and the loss of access to the public space required in the lease, the amount of annual revenue generated to the City, any restrictions on use of said revenue, and any legislative action such as resolutions and/or ordinances related to the use of public lands for cell tower applications.

ALTERNATIVES TO RECOMMENDED ACTION: Forward to Study Session on June 4, 2019 for further review.

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E Edgewood Lease Area

Write a description for your map.

E Edgewood

Alt# 1

Map

Photo Location Map

0' 80' 160' 320'

CAPITAL DESIGN SERVICES

verizon

TILSON

Visual impact will be affected by location and visibility of observer. This document is for planning and information purposes only and is purely conceptual. This is solely the designers / photographers interpretation of the proposed development.

N

Address: 11912 18th St. E.
Edgewood, WA 98372

E Edgewood

Alt# 1

Proposed Mono-fir Height: 100.0‘ AGL
Description:
Proposed Verizon antennas & ancillary equipment attached to a new 100’ Mono-fir within a wood fenced equipment area.

VIEW 1

Existing Conditions - Looking West

Proposed Conditions - Looking West

CAPITAL DESIGN SERVICES

verizon

TILSON

Visual impact will be affected by location and visibility of observer. This document is for planning and information purposes only and is purely conceptual. This is solely the designers / photographers interpretation of the proposed development.

Address: 11912 18th St. E.
Edgewood, WA 98372

E Edgewood

Alt# 1

Proposed Mono-fir Height: 100.0‘ AGL
Description:
Proposed Verizon antennas & ancillary equipment attached to a new 100’ Mono-fir within a wood fenced equipment area.

VIEW 2

Existing Conditions - Looking Southwest

Proposed Conditions - Looking Southwest

CAPITAL DESIGN SERVICES

verizon

TILSON

Visual impact will be affected by location and visibility of observer. This document is for planning and information purposes only and is purely conceptual. This is solely the designers / photographers interpretation of the proposed development.

Address: 11912 18th St. E.
Edgewood, WA 98372

E Edgewood

Alt# 1

Proposed Mono-fir Height: 100.0‘ AGL
Description:
Proposed Verizon antennas & ancillary equipment attached to a new 100’ Mono-fir within a wood fenced equipment area.

VIEW 3

Existing Conditions - Looking Northeast

Proposed Conditions - Looking Northeast

CAPITAL DESIGN SERVICES

verizon

TILSON

Visual impact will be affected by location and visibility of observer. This document is for planning and information purposes only and is purely conceptual. This is solely the designers / photographers interpretation of the proposed development.

Address: 11912 18th St. E.
Edgewood, WA 98372

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EXHIBIT "B"

CONSERVATION FUTURES COVENANTS

In consideration of the Public Monies used in whole or part to acquire title to these lands, these Covenants shall run upon these lands in perpetuity and in fulfillment of the requirements necessary to protect, preserve, maintain, improve, restore, limit the future use of, or otherwise conserve wildlife habitat areas, farm, agricultural, and timber lands for the public use and enjoyment. Whomever shall be the steward and title holder of these lands shall not make or permit any use of these lands which is inconsistent with the requirements necessary to protect, preserve, maintain, improve, restore, limit the future use of, or otherwise conserve wildlife habitat areas, farm, agricultural, and timber lands for the public use and enjoyment. Further, whomever shall be the steward and title holder of these lands shall operate and maintain this property as follows:

1. The property and any improvements to the property shall be kept safe and clean.

2. Any sanitation and sanitary facilities present on the property shall be maintained in accordance with applicable state and local public health standards.

3. Any plans for improvements to these lands shall be reviewed and approval given by Pierce County or its successors to assure compliance these Covenants. This does not apply to routine maintenance. Improvements include but are not limited to picnic tables, viewpoints, rest areas, docks, benches, boat launches, restrooms, and parking lots. Work shall not commence without written approval from Pierce County or its successors.

4. Proposals for leases, easements, rights-of-way, and/or other conditions or restrictions, which could potentially limit the use of or alter the character of these lands, shall be reviewed and approved by Pierce County or its successor for compliance and consistency with these Covenants.

5. These lands shall be kept open for public use at reasonable hours and times of year.

6. These lands shall be open for the use of all segments of the public without restriction because of the race, creed, color, gender, religion, national origin or residence of the user.

7. Roads, trails, tables, benches, and other improvements shall be kept in reasonable repair throughout their estimated lifetime, so as to prevent undue deterioration that would discourage public use.

8. These lands shall be operated and maintained in accordance with all applicable federal, state, and local laws and regulations.

9. User or other types of fees may be charged in connection with areas that are the subject of these Covenants, provided that the fees and charges are commensurate with the value of recreation services or opportunities furnished and are within the prevailing range of public fees and charges within the state for the particular activity involved.

10. These lands shall not be assignable in whole or in part without the express written consent of Pierce County or its successor.

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City Of Edgewood
Council Agenda Summary Sheet

SUBJECT: Economic Development Review		**Agenda Item #:**	**Item 2D**
		For Agenda of:	**May 7, 2019**
		Prepared by:	**Darren Groth**
ATTACHMENTS (list): None			
Review of Materials:			
Mayor, Daryl Eidinger	☒	**Expenditure Required:**	$0
Asst. City Administrator, Dave Gray	☒	**Amount Budgeted:**	$0
City Attorney, Carol Morris	☒	**Appropriation Required:**	$0
City Clerk, Rachel Pitzel	☒	**Timeline:** N/A	
Community Development Director, Darren Groth	☒		
Public Works, Jeremy Metzler	☒	**BARS:**	
Chief Micah Lundborg	☒		

Fiscal Note/Consideration: N/A

SUMMARY STATEMENT:
This agenda item is intended to provide City Council an opportunity to discuss various economic development initiatives in Edgewood, such as the Economic Development Advisory Board (EDAB), RECon conference, property owner meeting, Buxton's analytic platform, and marketing efforts for the City's retail recruitment endeavors.

COUNCIL COMMITTEE REVIEW AND RECOMMENDATION: N/A

RECOMMENDED ACTION:
Receive a briefing, hold a discussion, and provide any direction to staff regarding various economic development initiatives in Edgewood.

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City Of Edgewood
Council Agenda Summary Sheet

SUBJECT: Interim Zoning (Discussion Only)	Agenda Item #:	Item 2E
	For Agenda of:	May 7, 2019
	Prepared by:	Dave Gray

ATTACHMENTS (list): ☒ Ordinance No. 19-0547

Approval of Materials:			
Mayor, Daryl Eidinger	☒	**Expenditure Required:**	
Asst. City Administrator, Dave Gray	☒	**Amount Budgeted:**	
City Attorney, Carol Morris	☒	**Appropriation Required:**	
City Clerk, Rachel Pitzel	☒	**Timeline:** May 7 Study Session Initial Discussion	
Community Development Director, Darren Groth	☒		
Public Works, Jeremy Metzler	☒		
Police Chief, Micah Lundborg	☒		

Fiscal Note/Consideration: N/A

SUMMARY STATEMENT:
On April 9, 2019, Council adopted Ordinance 19-0547, which adopted an emergency interim zoning ordinance on the acceptance of applications for new residential/multi-family development in the TC, C, MUR, and BP zones for a period of six months. Ordinance 19-0547 allows the City Council to consider whether the amount and type of residential/multi-family development in the TC, C, MUR, and BP zones should be modified. May 7th is the first study session since adoption of Ordinance 19-0547 where the Council, Mayor, and staff will all be present to discuss how the City will complete all of the "whereas" activities described in Ordinance 19-0547.

RECOMMENDED ACTION: Hold a discussion and provide staff guidance regarding the interim zoning ordinance in anticipation of the May 14, 2019 public hearing.

ALTERNATIVES TO RECOMMENDED ACTION: