

**ORDINANCE NO. 920-2016
CITY OF GRANITE FALLS
GRANITE FALLS, WASHINGTON**

**AN ORDINANCE OF THE CITY OF GRANITE FALLS, WASHINGTON
REPEALING ORDINANCE NO. 764-08; AND REPEALING TITLE 12 OF THE
GRANITE FALLS MUNICIPAL CODE AND REPLACING IT WITH A NEW TITLE 12
PROVIDING PUBLIC WORKS STANDARDS; AND DESCRIBING VIOLATIONS AND
ESTABLISHING PENALTIES.**

WHEREAS, the City of Granite Falls has broad powers to maintain and protect the health, safety, and welfare of its citizens; and

WHEREAS, the City of Granite Falls adopted Development Guidelines for Public Works Standards in 2008; and

WHEREAS, the City of Granite Falls has determined that it is in the best interest of the City to periodically review and update the Public Works Standards in order to eliminate inconsistencies and to stay current with a changing industry; and

WHEREAS, the City of Granite Falls desires to delegate authority to the City Engineer to make minor revisions to the Public Works Standards that in his/her judgment may be necessary after the effective date of this ordinance.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF GRANITE FALLS, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1: Ordinance No. 764-08 is hereby repealed; and Granite Falls Municipal Code Title 12 is hereby repealed in its entirety and replaced with a new Title 12 entitled "Public Works Standards," to read as follows:

**Title 12
Chapter 12.05
Public Works Standards**

Sections:

12.05.010	Adoption by Reference
12.05.020	Definitions
12.05.030	Minor Revisions Administratively Approved
12.05.040	Copy on File
12.05.045	Right of-way maintenance outside city limits
12.05.045	Right of way maintenance outside City limits
12.05.050	Penalty
12.05.055	Rates and Charges Designated

12.05.010 Adoption by Reference. The City of Granite Falls adopts the Public Works Standards (November 2016) as the standards for the City, which standards are attached hereto and incorporated by reference.

12.05.020 Definitions.

For the purpose of this Chapter and the adopted Public Works Standards (November 2016), the following terms, in addition to their common meaning, are defined:

“City Engineer” shall mean an engineer employed or contracted by the City on either a part-time or full-time basis.

12.05.030 Minor Revisions Administratively Approved.

The City Engineer with the approval of the City Manager is authorized to adopted, administratively, minor revisions to the Public Works Standards (November 2016) to better implement the Standards or allow for changes in design and construction technology and methods occurring after the effective date of this Ordinance.

12.05.040 Copy on File.

One copy of the Granite Falls Public Works Standards (November 2016) shall be available in the office of the City Clerk for review and copying by members of the public. Additionally, any minor administrative revisions made by the City Engineer with approval of the City Manager subsequent to the effective date of this Ordinance shall be dated by the City Manager, and a copy of the revised Public Works Standards shall be made available in the office of the City Clerk for review and copying by members of the public.

12.05.045 Right-of-way maintenance outside City limits.

The city is authorized, pursuant to RCW 47.28.140, to enter into cooperative agreements for the completion of maintenance within state or county right(s)-of-way located within or outside of city limits. The city may choose to enter into agreements to complete such maintenance without receiving reimbursement for the cost and expense of the work performed, but is not required to enter into agreements. In the absence of any such agreement, the city is not required to complete such maintenance.

12.05.050 Penalty.

Any person, firm, corporation, or other organization who shall violate any provision of this chapter, including the adopted Public Works Standards (November 2016), shall be guilty of a gross misdemeanor and, upon conviction thereof be punished by a fine not to exceed \$5000 and/or 365 days' jail.

12.05.055 Rates and Charges – Designated

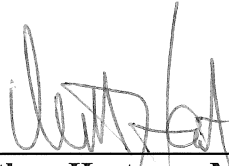
All right-of-way application, review and permit fees shall be as established by resolution of the City Council.

Section 2. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Publication and Summary. This Ordinance or summary thereof consisting of the title shall be published in the official newspaper of the City.

Section 4. Effective Date. This Ordinance shall be in full force and effect five (5) days after publication of the summary consisting of the title.

Said Ordinance was passed in open session by the City Council of the City of Granite Falls on the 21 day of December, 2016, and signed in authentication of its passage this 21 day of December, 2016.



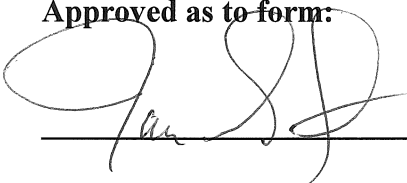
Matthew Hartman, Mayor

Attest:



Darla Reese, City Clerk

Approved as to form:



Thomas H. Graafstra, City Attorney

DATE OF FIRST AND FINAL READING:

12/21/2016

DATE OF PUBLICATION:

12/24/2016

EFFECTIVE DATE:

12/29/2016