Subject  | Meeting Agenda  | Date  | January 8, 2020
---|---|---|---
Recorder |  | Start Time  | 5:00 PM
Committee Chair | David Musgrove | End Time  | 7:00 PM
Committee Members | David Musgrove (DM) Connie Lord (CL) | | 
Staff Present | | | 

### Agenda

<table>
<thead>
<tr>
<th>No.</th>
<th>Topic</th>
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<tbody>
<tr>
<td><strong>1.</strong> Administrative:</td>
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<tr>
<td>A.</td>
<td>Questions &amp; Concerns of the Committee</td>
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<td>B.</td>
<td>Agenda and Extended Agenda Review</td>
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<td>C.</td>
<td>Mayor, Department Head and Staff Reports</td>
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<tr>
<td>D.</td>
<td>Approval of Minutes: 12/11/19</td>
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<td>E.</td>
<td>Future Meeting Conflicts</td>
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<tr>
<td><strong>2.</strong> Agenda Items:</td>
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<tr>
<td>1.</td>
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<td>W. Poulsbo Waterfront Park Consultant Agreement</td>
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<td>4.</td>
<td>Telecom Master Permit</td>
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<td>5.</td>
<td>I&amp;I Consultant Contract Revision</td>
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<td>6.</td>
<td>S. Fork Dogfish Creek Survey Contract</td>
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<td>7.</td>
<td>Plastic Bag Ban Discussion</td>
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### Future Agenda Items

The committee may add and discuss other items not listed on the agenda.

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Public Works Committee  
City Hall – 200 NE Moe Street  
2nd Floor Conference Room

THE MEETING MINUTES ARE A SUMMARY OF THE AUDIO THAT IS AVAILABLE UPON REQUEST.

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<td>1.</td>
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<tr>
<td>A.</td>
<td>Questions &amp; Concerns of the Committee</td>
<td>GN – not in favor of Poulsbo imposing plastic bag ban: Reason #1 – report paper bags more adverse than plastic, also fibers on jackets and such coming off and contributing, not just plastic. Rely on voters to decide and work on improve recycling. DM – carousel is looking much better now it is decorated. Barricades had graffiti, decorations covered up. Need additional parking signs on barricades. CL – good comments at HDPE with carousel, happy with location of placement. How is changes on Caldart. ML – functioning well so far.</td>
</tr>
<tr>
<td>B.</td>
<td>Agenda and Extended Agenda Review</td>
<td>DM – Asked about extended agenda item #2 and timeline. DL thinks it fits in with Rural town Center. AK – staff is busy at moment. ML – would like to add PW site environmental assessment interview. Added as item #8</td>
</tr>
<tr>
<td>C.</td>
<td>Mayor, Department Head and Staff Reports</td>
<td>Mayor – updated on I976 as it relates to</td>
</tr>
</tbody>
</table>

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<tr>
<td></td>
<td></td>
<td>Johnson Parkway. DL updated that Johnson parkway was placed on list of on hold projects, City very active in getting letter to appropriate person at WSDOT Local Programs and strong reasons for the project. Also took project to RPEC and asked for support and assistance. City is in good position and has done all it can do. DM – asked about developer project impacts with Johnson parkway and potential snowball effect. DL answered that if project does not happen projects likely would not happen, they are waiting for our project.</td>
</tr>
<tr>
<td>D.</td>
<td>Approval of Minutes: 11/6/19</td>
<td>Typo – David Tucker and Andy nelson names are switched. Correct and approve.</td>
</tr>
<tr>
<td>E.</td>
<td>Future Meeting Conflicts</td>
<td>12/25 canceled. Will have two scheduled meetings in January.</td>
</tr>
</tbody>
</table>

#### 2. Agenda Items:

| 1.  | City Cemetery – Draft Revision to PMC Chapter 2.76                    | Ken Thomas has brought draft ordinance revisions forward for review to the cemetery pmc chapter. Intent is to bring the code into conformance with how Cemetery is operated currently. Rhiannon written comments on proposed revisions submitted and discussed. Additional work needed to clarify the discounted plot rate for low income eligible citizens. DM – would like to consider some options for maintenance. SW – easy to take care of when flat headstones are installed, more difficult when other things are added. Mayor – would like to bring this to next PWC and then to Council in January. Forward language changes by next PWC meeting. |
**Agenda**

<table>
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<tr>
<td></td>
<td></td>
<td>manganese from west side well system. PWC recommends approval and placing on consent agenda for council approval. DM asked about manganese at Lincoln well and Westside (Lincoln well pre-treatment was around 0.12 and with treatment is near undetectable, Westside well is around 0.9). DM inquired about extra work required vs. labor savings in flushing. Will do quantitative analysis and include as part of the consent agenda approval.</td>
</tr>
</tbody>
</table>

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<tbody>
<tr>
<td>3.</td>
<td>I &amp; I Study - RH2 Consultant Contract</td>
<td>AK presented I and I study contract with RH2. Look at sewer peak flows and evaluate system after all of the recent work taken to reduce I &amp; I such as manhole sealing and pipe sealing. Would like to assess the success of the project. And conduct focused smoke testing. Contact is for 114k and is within 160k budget. PWC recommends approval and recommends placing on consent agenda for council approval.</td>
</tr>
<tr>
<td>4.</td>
<td>Noll Road – Parametrix Consultant Services Supplement #8 – Geotech/Construction Services</td>
<td>DL and JR presented design supplement for parametrix. Very large bid package and did a lot of work extra based on WSDOT geotech requests, and wall art work, and utility work. Supplement is 58k being funded by traffic impact fees and utility work, all within existing 200k budget remaining. PWC recommended approval for consent agenda at council.</td>
</tr>
<tr>
<td>5.</td>
<td>Dogfish Creek 8th Avenue Culvert Replacement</td>
<td>AK presented 8th ave culvert replacement grant application. 500k RCO grant with a 15% match, budget of 224k. Struck Environmental is consultant for 5k based on expertise in field of work. PWC recommended approval and moving to consent agenda.</td>
</tr>
<tr>
<td>6.</td>
<td>Johnson Parkway/SR305 – Call for Artists 2020</td>
<td>DL presented solicitation on call for artists for centerpiece of roundabout, price will be 75k to 100k and want an artist with experience and professional able to deliver large public art piece. Call for artists will go out for 3-4 weeks and art committee will review and interview. DM is concerned about requirements squeezing available artists, DL agrees that changing to artist team would work. Update only and PWC concurred with direction.</td>
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</table>

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<tr>
<td>7.</td>
<td>ADA Transition Plan Update</td>
<td>PWC did not have time to get to agenda item. Moved to meeting in January.</td>
</tr>
<tr>
<td>8.</td>
<td>Added item – PW Site Environmental Assessment update</td>
<td>ML presented about PW site assessment. Environmental assessment to see condition of the site before knowing what can be done to it. Did an RFP and interviewed 3 firms. Recommending Perteet based on experience and site visit. Would like to recommend contract approval of 19k amount with a budget of 40k. The 40k will come from reserves and be reimbursed from sale of police department. PWC recommends moving to full council in January. ML thanked Gary for all his support over the years. Meeting adjourned 6:55 pm.</td>
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<tr>
<td>No.</td>
<td>Item(s)</td>
<td>Responsibility</td>
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<td>-------------------------------------------------------------------------</td>
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</tr>
<tr>
<td>1.</td>
<td>PMC – Transportation Development Code Update</td>
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<td>2.</td>
<td>a. Speed Limit Policy</td>
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<td></td>
<td>b. Speed Hump Policy</td>
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<td></td>
<td>c. Street Lighting</td>
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<td></td>
<td>d. Street Connectivity</td>
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<td></td>
<td>e. Cross Walks/Green Plastic</td>
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<tr>
<td>3.</td>
<td>2022 KCTP Capacity Improvements – Costs/Poulsbo share</td>
<td></td>
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<td>4.</td>
<td>Long Range Plans &amp; Legal Options for the Old Dump Site</td>
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<td>5.</td>
<td>Assets for the Retiring PW Facility</td>
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<td>6.</td>
<td>PW emergency prep and status overview</td>
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<td>Plastic Bag Reduction Ordinance Discussion</td>
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<td>Sewer Project Acceptance</td>
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Reviewed by Mayor Erickson
AGENDA ITEM: ADA Transition Plan Update

EXHIBITS: 

STAFFED BY: C. Roberts

SUMMARY STATEMENT: Staff will present and give update on the status of the ADA Transition Plan for the City. Data has been collected over the last 6 months and will share general results. In addition staff will discuss next steps.

RECOMMENDED ACTION: Update Only
POULSBORO PUBLIC WORKS COMMITTEE
AGENDA SUMMARY
MEETING DATE: 01/08/2020

<table>
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<tr>
<th>AGENDA ITEM:</th>
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<tr>
<td>EXHIBITS:</td>
<td></td>
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<tr>
<td>STAFFED BY:</td>
<td>D. Lenius</td>
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</table>

**SUMMARY STATEMENT:**
City Engineer, Diane Lenius, will provide an update on the Johnson Parkway/Noll Road project.

**RECOMMENDED ACTION:**
Update Only
AGENDA ITEM: W. Poulsbo Waterfront Park Consultant Agreement
EXHIBITS: Scope of Work and Budget
STAFFED BY: A. Kasiniak

SUMMARY STATEMENT:
Director of Engineering, Andrzej Kasiniak will present the scope of work and budget for Struck Environmental to assist with the design of the W. Poulsbo Waterfront Stormwater Park. The work is in coordination with the Dept. of Ecology grant for $262,000, which is currently in final agreement review at DOE. The agreement effective date is 7/1/2019 and costs incurred to this date are eligible for reimbursement.

RECOMMENDED ACTION:
Recommend the consultant contract with Struck Environmental in the amount of $46,970.00 - pending Dept. of Ecology grant agreement completion - move forward to City Council for approval on the Consent Agenda.
CITY OF POULSBO ON-CALL ENVIRONMENTAL
AND STORMWATER SERVICES

TASK AUTHORIZATION NO. 6

Project: West Poulsbo Stormwater Retrofit

Date: December 05, 2019

This Task Authorization provides for services to be performed by STRUCK ENVIRONMENTAL, INC. (hereinafter SEI), for the CITY OF POULSBO (hereinafter the City), in accordance with the terms and conditions of the City of Poulsbo Professional Services Agreement for On-Call Services for Stormwater and Environmental Services dated September 5, 2018 (hereinafter the Agreement). All provisions of the Agreement are incorporated by reference. This Task Authorization, when executed by both parties, shall become a supplement to and part of the Agreement.

I. SCOPE OF SERVICES

Prepare update to West Poulsbo Stormwater Retrofit Plan and develop preferred design concept.

II. COMPLETION OF WORK

Work is to be completed by: July 01, 2020.

III. COMPENSATION

The project budget is provided in Attachment B – Budget. Compensation shall be in time and materials in accordance with rates established in the Agreement and shall not exceed $46,970.00 without prior approval by the City.

DATED this _____ day of _____________________, 2019.

CITY OF POULSBO

By: ________________________________
Title: ________________________________

STRUCK ENVIRONMENTAL, INC.

By: ________________________________
Title: President ______________________
ATTACHMENT A

SCOPE OF WORK, SCHEDULE AND ESTIMATED BUDGET

On-Call Stormwater and Environmental Services

Task Order No.6 - West Poulsbo Stormwater Retrofit Plan Update

INTRODUCTION

The West Poulsbo stormwater retrofit project will develop engineering plans, environmental documentation and permit applications for the proposed regional stormwater treatment facility (stormwater park) on the recently acquired West Poulsbo Waterfront Park property. The retrofit design phase of the project is funded under a grant with the Department of Ecology (Ecology).

APPROACH

The design of the project will be completed in two phases. Phase 1, which is addressed in this scope of work, will define key design criteria, develop alternatives and coordinate with project stakeholders. The outcome of this scope of work will be a thorough understanding of key site and basin conditions, and concurrence on a preferred design concept. Phase 2, which will be defined in a future scope of work, will consist of preparing final engineering plans for the facility.

The central objective of this Phase I scope of work is to update preliminary concept designs that were prepared in 2015. There have been significant changes in the project context since 2015 including acquisition of the property under a grant from the state RCO, updates to state stormwater regulations, and adoption of regional stormwater facility policies by the City. In addition to these context changes, this scope of work addresses the following key design criteria:

- New wetland hydrology protection and regional facility requirements of the 2019 Ecology Stormwater Manual;
- Critical Area Ordinance (CAO) and Shoreline Master Plan (SMP) compliance requirements associated with marine shoreline and potential freshwater wetlands on and adjacent to the site; and
- Input from key project stakeholders including the Parks Department, Parks Commission, Planning Department, City Council and community at-large.

The outcome of this scope of work will be an updated site design concept including conveyance, treatment and discharge (outfall) components. The regulatory, cost and engineering feasibility of establishing a portion of the facility as a regional treatment site that meets applicable Ecology Minimum Requirements (MRs) for future development will also be evaluated.
SCOPE OF WORK

Task 01 – Grant Administration Support

Objective: Assist the City with grant administration and reporting.

Activities: This task consists of the following activities:

- Prepare progress reports as required under the grant.
- Prepare cultural resource screening forms and documentation and obtain cultural resource approval from Ecology.

Deliverables: The following deliverables are associated with this task:

- Progress reports and cultural resource screening documentation.

Assumptions: The following assumptions are associated with this task:

- None.

Task 02 – Preliminary Design Updates

Objective: Evaluate the 2015 design concept and identify updates needed to meet current standards and stakeholder goals/requirements.

Activities: This task consists of the following activities:

- Review the 2015 preliminary design and identify updates needed to comply with the 2019 Ecology Stormwater Manual.
- Review RCO grant requirements associated with property purchase, the City’s Shoreline Master Plan and Critical Area Ordinance and identify applicable design requirements.
- Prepare up to three concept level design alternatives for the site to review with the Engineering Department, Parks Department and Parks Commission.
- Prepare a preferred site plan concept that reflects grant requirements, Poulsbo Municipal Code (PMC) and Parks Department feedback.

Deliverables: The following deliverables are associated with this task:

- Summary of CAO and SMP design requirements in Technical Memorandum (TM) format.
- Three site plan alternative concept designs.
- One preferred site plan.

Assumptions: The following assumptions are associated with this task:

- Presentations and meetings with stakeholders are included under Task 8.

Task 03 – Survey and Mapping

Objective: Prepare a summary of survey updates necessary to incorporate new information into the 2015 base map that was prepared for the site.
Activities: This task consists of the following activities:

- Prepare information on property boundaries, wetland limits and ordinary high water mark (OHWM) mapping sufficient for surveyor to incorporate into the project base map.
- Review upstream conveyance information and identify necessary conveyance system survey updates and potholing needs.
- Assist the City in obtaining survey services to update the base map.

Deliverables: The following deliverables are associated with this task:

- Survey update plan.

Assumptions: The following assumptions are associated with this task:

- Survey and CADD base map updates to be provided by others.
- City to coordinate utility locates.

Task 04 – Soils Report

Objective: Prepare a soils report for the site that identifies soil conditions and infiltration feasibility.

Activities: This task consists of the following activities:

- Perform reconnaissance of the project site to identify soil conditions and suitability for infiltration.
- Perform up to one day of test pit excavation to characterize on-site soils including infiltration testing at up to two locations.
- Install up to two shallow piezometers to monitor and determine seasonal high water table over the 2020 winter and spring period.
- Prepare a Technical Memorandum summarizing soil conditions, feasibility of infiltration and recommendations for use of infiltration on the site.

Deliverables: The following deliverables are associated with this task:

- Technical Memorandum summarizing site soil conditions and infiltration feasibility.

Assumptions: The following assumptions are associated with this task:

- City will provide backhoe and water truck for test pit excavation and infiltration tests.
- Piezometers will be monitored twice per month for 5 month period (January-May).

Task 05 – Design Report Elements

Objective: Prepare key design report sections regarding contributing basins, wetland hydrology and regional facility options.
Activities: This task consists of the following activities:

- Identify contributing basin boundaries and on-site and off-site wetlands that are subject to wetland protection standards of the 2019 SWMM.
- Rate wetlands using the Ecology Wetland Rating System and identify wetland category and corresponding protection requirements under the 2019 SWMM.
- Install water crest gauges at up to two wetlands as required under Method 1 of Ecology Wetland Hydroperiod Protection in the 2019 SWMM.
- Evaluate regional treatment options and costs. This evaluation will include:
  - Preliminary sizing analysis;
  - Description of the following treatment options and costs:
    - Infiltration only,
    - Above ground treatment cells, and
    - Below ground treatment vaults.
  - Assessment of potential conveyance constraints and outfall/discharge requirements;
  - The potential for the regional treatment facility to be used to meet MRs of the 2019 SWMM for new development in the basin, including:
    - Requirements and benefits for regional facilities that meet MR’s for new development;
    - Methods to maintain consistency with Ecology grant requirements;
    - Potential sizing and phasing opportunities; and
    - Potential costs and connection charges.
  - Provide recommendations for 90% design scope.

Deliverables: The following deliverables are associated with this task:

- Technical Memorandum summarizing wetland hydrology analysis and requirements for hydroperiod protection.
- Draft and final Technical Memorandum describing regional facility treatment opportunities, constraints and potential costs including potential for the facility to be used to meet MRs for future development.

Assumptions: The following assumptions are associated with this task:

- Up to three wetlands will be addressed in the hydrologic analysis.

Task 06 – 90% Design

No activity on this task during this phase.

Task 07 – Environmental Documentation and Permits

Objective: Characterize critical area conditions on the site and adjacent areas.

Activities: This task consists of the following activities:
• Perform a wetland study of the project site and delineate wetland boundaries as applicable.
• Delineate OHWM and associated estuarine wetland limits on the marine shoreline.
• Rate wetlands using the Ecology Wetland Rating System.
• Prepare a Wetland Delineation and Shoreline Characterization Report consistent with CAO and SMP requirements.

**Deliverables:** The following deliverables are associated with this task:

• Technical Memorandum summarizing wetland hydrology analysis and requirements for hydroperiod protection.
• Wetland Delineation and Shoreline Characterization Report consistent with CAO and SMP requirements.

**Assumptions:** The following assumptions are associated with this task:

• Mitigation plans and permit applications to be prepared in 90% design phase.

**Task 08 – Meetings and Coordination**

**Objective:** Meet with the Engineering Department and stakeholders to review site alternatives.

**Activities:** This task consists of the following activities:

• Meet with the City to on up to four occasions to discuss project issues, status and action plans.
• Meet with and provide presentations to the Parks Commission and City Council Public Works Committee and/or Community Services committee.
• Provide task management and administration.

**Deliverables:** The following deliverables are associated with this task:

• Meeting agendas and summary notes.
• Presentations to Parks Commission and City Council.

**Assumptions:** The following assumptions are associated with this task:

• None.

**ESTIMATED SCHEDULE**

Notice to Proceed.......................................................January 2020
Soils Report and Wetlands Technical Memorandum.........February
Alternative Site Designs.............................................March
Draft Regional Facility Technical Memorandum............March
Parks Commission and City Council Presentations......... April/May
## City of Poulsbo On Call Environmental and Stormwater Services

### Task Authorization No. 6

**Date:** December 4, 2019  
**Name:** West Poulsbo Stormwater Retrofit

### Attachment B - Estimated Budget

<table>
<thead>
<tr>
<th>Task Description</th>
<th>START</th>
<th>END</th>
<th>Billed Rate</th>
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<td>Cultural Resources clearance</td>
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<td>$660</td>
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<td>Grant reporting and administration support</td>
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<td><strong>Subtotal</strong></td>
<td>8</td>
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**AGENDA ITEM:** Telecommunications Master Permit(s)

**EXHIBITS:** Presentation to be given

**STAFFED BY:** Anthony Burgess

**SUMMARY STATEMENT:** Discussion of Fatbeam Telecom Master Permit and Astound Telecom Master Permit.

**RECOMMENDED ACTION:** No action proposed prior to discussion.
**POULSBORO PUBLIC WORKS COMMITTEE**  
**AGENDA SUMMARY**  
**MEETING DATE: 1/08/2020**

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<th>AGENDA ITEM:</th>
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<td>Revised/Final Scope of Work and Budget</td>
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<td>A. Kasiniak</td>
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**SUMMARY STATEMENT:**

Director of Engineering Andrzej Kasiniak will present a scope of work and revised budget for consultant RH2 Engineering, Inc. to perform a peak flow analysis to determine highest I&I events over the last 5 years, perform smoke testing of selected sewer basins, and to determine sources and types of I&I. The contract approved in December 2019 included 2019 labor rates. As work will be completed in 2020, RH2 is proposing to amend the budget for 2020 labor rates that will result in an increased contract value to $117,544.00. This is a net increase to the previously approved contract in the amount of $3,278.00.

**RECOMMENDED ACTION:**

Recommend move forward to City Council for approval of a revised contract task authorization for RH2 Engineering, Inc. for inflow study work on the Inflow & Infiltration Program in the amount of $117,544.00.
Background

The City of Poulsbo (City) Public Works staff would like an analysis of peak wastewater flows performed to determine if recent improvements to the wastewater collection system have reduced peak flows. The capital improvements recommended in the City’s 2016 General Sewer Plan can be deferred if it is proven that peak hour wastewater flows have decreased. Additionally, the City’s wastewater discharge agreement with Kitsap County Public Works (KCPW) potentially could be negotiated to more favorable terms if it is proven that peak wastewater flows have been dampened.

It appears that wastewater flows have decreased over the past 2 years due to wastewater collection system improvements, including pipe replacements, pipe linings, and manhole sealing. The City would like to confirm the apparent reductions through statistical analysis of recorded flow information from pump stations and Hach FloDar in-stream flow monitors. The City also would like to use smoke testing to evaluate several basins that are suspected of high inflow rates.

This Scope of Work will determine the highest infiltration and inflow (I&I) event in the last 5 years, coordinate smoke testing and analyze results for selected sewer basins, coordinate instream flow monitoring and rainfall data collection, and analyze this data to determine the highest priority sewer basins for system upgrades. This Scope of Work also will characterize the peak flows for each of the past 5 years, and their corresponding rainfall histories, to determine if upgrades to the City’s wastewater collection system have been effective in reducing the amount of I&I.

RH2 will rely upon the accuracy and completeness of information, data, and materials generated or produced by the City or others in relation to this Scope of Work.

Task 1 – Determine Highest I&I Event in Last 5 Years

Objective: Review rainfall duration and recurrence interval data associated with the highest I&I event within the last 5 years in the City.

Approach:

1.1 Analyze the past 5 years of hourly wastewater flows from the City’s discharge into the KCPW collection system. Determine the top three (3) days of rainfall-induced I&I. Request the duration, recurrence interval, and pattern of the rainfall event that produced these peak events from the Office of the Washington State Climatologist. Develop a correlation between the rainfall event and the flow rate observed at the flume measuring the City’s discharge to KCPW. Summarize findings in a technical memorandum.
Provided by City:
- Wastewater flow records for the past 5 years showing hourly flows from the City’s system into the KCPW system.

RH2 Deliverables:
- Technical memorandum summarizing the recurrence interval, storm duration, and rainfall pattern that produced the highest I&I event in the City since 2014 in electronic PDF.

Task 2 – Perform Smoke Testing of Selected Sewer Basins

Objective: Perform smoke testing on three (3) sewer basins (Liberty Bay Pump Station (PS), Village PS, and 6th Avenue PS) that are known to have an immediate reaction to rainfall (i.e., inflow). Smoke testing is generally an effective technique for locating sources of inflow.

Approach:
2.1 Coordinate with ADS Environmental Services (ADS) as a subconsultant to RH2 to perform smoke testing of the sewer basins tributary to the Liberty Bay PS, Village PS, and 6th Avenue PS. The estimated linear footage (LF) of each basin is as follows:
- Liberty Bay PS: 3,300 LF
- Village PS: 31,000 LF
- 6th Avenue PS: 11,000 LF

The estimated cost of smoke testing is approximately $1.15/LF, provided the length of sewer main smoke tested is in excess of 10,000 LF. These costs do not include traffic control or permitting costs.

2.2 Analyze smoke testing results from ADS and prepare a technical memorandum, spreadsheet, and graphic summarizing the deficiencies identified during smoke testing of the three (3) sewer basins.

RH2 Deliverables:
- Technical memorandum, spreadsheet, and graphic summarizing deficiencies identified during smoke testing in electronic PDF.

Task 3 – Determine Sources and Types of I&I

Objective: Determine sources and types of I&I so that upgrade strategies can be determined.

Approach:
3.1 Coordinate with City to obtain rainfall data via City installation of a tipping bucket rain gauge, such as the Onset HOBO RG3, to collect accurate rainfall data in 5-minute intervals. It is assumed the City will purchase and install the tipping bucket rain gauge at an estimated cost of $500.

3.2 Obtain City supervisory control and data acquisition (SCADA) data from the City’s wastewater pump stations using the iConnect web application.
3.3 Coordinate strategic locations for City to deploy City-owned Hach FloDar in-stream flow monitors and provide guidance to relocate the flow monitors as necessary.

3.4 Analyze the rainfall, SCADA, and in-stream flow monitoring data for each basin investigated and calculate a unit hydrograph for each basin. Determine which basins have the most significant I&I response to rainfall events.

3.5 Prepare a report summarizing the findings and identifying potential upgrade strategies.

3.6 Compare historical system-wide wastewater flow peaking factors for the last 5 years to the 2018/2019 and 2019/2020 winters to determine if a trend exists.

Assumptions:

- City will purchase and install a tipping bucket rain gauge, download the rainfall data, and provide it to RH2 in Excel spreadsheet format via email.
- Pump start and stop events and wastewater flow rates can be downloaded from iConnect in Excel spreadsheet format as discrete data points at pump start and stop events.
- City will provide flow data from its Hach FloDar in-stream flow monitors in Excel spreadsheet format with 5-minute or shorter timesteps.
- City will move its existing Hach FloDar in-stream flow monitors up to three (3) times each to find regions of high I&I and to hone in on the sources.
- City may need to rent or purchase two (2) additional Hach FloDar in-stream flow monitors if it is determined that simultaneous flow measurement is required to accurately determine the source of I&I.

RH2 Deliverables:

- Report summarizing the I&I data analysis, peaking factor trends, conclusions, and recommendations for sewer system upgrade strategies in electronic PDF.

Task 4 – Project Management

Objective: Organize, manage, and coordinate disciplines and provide quality assurance and control to complete the work in close coordination with City staff.

Approach:

4.1 Prepare monthly invoices, monitor progress, and maintain project schedule.

4.2 Maintain frequent client communications, including phone calls and e-mails.

RH2 Deliverables:

- Monthly invoices and ongoing correspondence.
### EXHIBIT B
Fee Estimate
Task Order #5, Amendment No. 1
City of Poulsbo
Infiltration and Inflow Study
Oct-19

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Rates listed are adjusted annually.
AGENDA ITEM: S. Fork Dogfish Creek Retrofit Survey Consultant Agreement
EXHIBITS: Scope of Work and Budget
STAFFED BY: C. Roberts

SUMMARY STATEMENT:
Staff will present the scope of work and budget for KPG Engineering to perform a survey as part of the design of the S. Fork Dogfish Creek Retrofit project. This project has $227,900 in funding from a Dept. of Ecology grant for design.

RECOMMENDED ACTION:
Recommend the consultant contract with KPG in the amount of $44,326.00 move forward to City Council for approval.
PROJECT LIMITS

As described below and shown in Figures 1-3.

SCOPE OF WORK

Establish horizontal and vertical control points within the project limits. Basis of control will be NAD 83/2011 and NAVD88 for horizontal and vertical respectively. A GPS localization will be established such that it can be utilized on future task orders.

Field Survey. Field mapping within the project limits will include:

- Utilities (poles, vaults, peds) Stormwater, sewer, water, gas, etc.
- Roads (centerline, curb and gutter, sidewalk) – Iverson St, Lincoln Rd, 7th & 8th Ave
- Stormwater detention pond (fence, top and bottom of slope, outlet, berm, etc.)
- Ditch / swale along 7th Ave.
- Coffee Oasis (building, parking lot, fence)
- Public Works Facility buildings, edge of pavement
- Lower portion of Library parking lot (adjacent to stormwater pond)
- Stream (South Fork Dogfish Creek)
- Fences, surface features, signs, luminaires, other man-made surface features
- Limits of vegetation
- Painted underground utilities

Irrigation systems will not be included. Perform measure-downs of existing storm drain and sanitary sewer structures, indicating rim and pipe invert elevations. Document the approximate size, type, material, and general condition of the structures. These observations will be made from the surface. Any required pipe video inspection, potholing or smoke testing needed to verify the condition or connectivity of drainage features is outside the scope of this task.

An underground conductible utility locate within the project limits to be performed by a private utility locating firm. While every reasonable effort will be made by KPG to depict the location of underground utilities based on utility locates, KPG is not liable for errors or omissions by utility locators or erroneous or insufficient information shown on utility record drawings.

Prepare 1"=20’ topographic base map and digital terrain model (DTM) in AutoCAD format of the project to KPG cad standards. Two-foot contours will be generated from the DTM.

Right of way and property boundaries. The road rights-of-way within the project limits will be determined from available public records (i.e. records of survey, plats, state right-of-way plans, etc.) and found survey monuments. Parcel lines will be added per available GIS information. Right-of-way and parcel information will be added to the base map. No easement research will be performed. Not title reports are included.
Figure 1 Map of Approximate Project Mapping Limits
Figure 2 Map of Storm Drainage System and Stream
Figure 3 Map of Water and Sanitary Sewer
**Project:** City of Poulsbo Survey On-call  
**Survey for Dogfish Creek Basin Retrofit**  

**December, 2019**

<table>
<thead>
<tr>
<th>Task</th>
<th>Description</th>
<th>Labor Hour Estimate</th>
<th>Total Fee</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>Survey Manager $</td>
<td>Project Surveyor $</td>
</tr>
<tr>
<td>1</td>
<td>Survey control network</td>
<td>1</td>
<td>8</td>
</tr>
<tr>
<td>2</td>
<td>Field Survey</td>
<td>3</td>
<td>8</td>
</tr>
</tbody>
</table>
<pre><code>| 7th Ave NE                   |                     |             |             |             | $           | 3,040.00        |
| NE Iverson St                |                     |             |             |             | $           | 4,360.00        |
| NE Lincoln Rd                |                     |             |             |             | $           | 3,700.00        |
| 8th Ave NE                   |                     |             |             |             | $           | 3,040.00        |
| Stream                       |                     |             |             |             | $           | 3,040.00        |
| Public Works Site            |                     |             |             |             | $           | 1,720.00        |
| Detention Pond               |                     |             |             |             | $           | 860.00        |
</code></pre>
<p>| 3    | Base map preparation         | 2                   | 100        | $           | 11,604.00    |
| 4    | Right of way determination   | 2                   | 30         | $           | 4,634.00    |
| Expenses (utility locates, mileage) |       |             |             | $           | 5,800.00    |
|      | <strong>Task Total</strong>               | 8                   | 30         | 100        | 60         | 52          | <strong>$ 44,326.00</strong> |</p>

**Total Estimated Fee:** $ 44,326.00
<table>
<thead>
<tr>
<th>AGENDA ITEM:</th>
<th>Kitsap County Plastic Bag Reduction Ordinance</th>
</tr>
</thead>
<tbody>
<tr>
<td>EXHIBITS:</td>
<td>Other Kitsap County and City Ordinances</td>
</tr>
<tr>
<td>STAFFED BY:</td>
<td>Shannon Wood/Mike Lund</td>
</tr>
</tbody>
</table>

**SUMMARY STATEMENT:**
Discussion of the County Wide Bag Ban

**RECOMMENDED ACTION:**
Recommend the Council consider engaging in a partnership with Kitsap County and other cities within the County to adopt a plastic bag reduction policy that establishes a universal consumer experience throughout Kitsap County.
ORDINANCE NO. 033-19

AN ORDINANCE OF THE CITY OF PORT ORCHARD, WASHINGTON, ADOPTING A NEW CHAPTER 6.20 ("PLASTIC BAG REDUCTION") TO THE PORT ORCHARD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY AND PUBLICATION; AND SETTING AN EFFECTIVE DATE.

WHEREAS, the Washington State Legislature in Chapters 70.93 and 70.95 RCW has established that waste reduction is a priority in the collection, handling, and managing of solid waste for the benefit of public health and for a healthful, clean and beautiful environment; and

WHEREAS, the Kitsap County Solid and Hazardous Waste Management Plan recommends that the County implement material bans or take-back ordinances to reduce the prevalence of commonly dumped, littered, or problematic items; and

WHEREAS, the Washington State Department of Ecology's litter survey states that plastic bags and film are one of the ten most littered items in Washington State, by weight; and

WHEREAS, the United States Environmental Protection Agency estimates that 380 billion plastic bags and wraps are consumed in the United States annually; and

WHEREAS, Kitsap County plastic bag consumption is estimated to be approximately 87 million annually; and

WHEREAS, only approximately 0.5% of plastic bags and wraps are recycled; and

WHEREAS, decreased reliance on single-use carryout bags contributes toward the goals of conserving energy and natural resources while reducing greenhouse gases and litter; and

WHEREAS, Kitsap County has adopted an ordinance to limit the distribution of single-use plastic carryout bags in a new Chapter 9.50 of the Kitsap County Code; and

WHEREAS, the Kitsap County ordinance states that the County “encourages all cities within the county to implement a policy or ordinance consistent herewith”; and

WHEREAS, it is the City Council’s desire to follow Kitsap County’s example to conserve resources, reduce greenhouse gas emissions, waste, litter, and marine pollution, and to protect the public health and welfare, including wildlife, all of which increase the quality of life for the residents of the City of Port Orchard; now, therefore,

THE CITY COUNCIL OF THE CITY OF PORT ORCHARD, WASHINGTON, DO ORDAIN AS FOLLOWS:
SECTION 1. The recitals above shall be considered findings of fact and are incorporated herein by this reference.

SECTION 2. The city will coordinate with the Kitsap County Department of Public Works to provide public outreach and to implement education relating to the provisions of this ordinance.

SECTION 3. A new Chapter 6.20 ("Plastic Bag Reduction") to Title 6 of the Port Orchard Municipal Code ("Health and Sanitation") is hereby adopted as follows:

Chapter 6.20 – PLASTIC BAG REDUCTION
Sections:
6.20.010 Definitions.
6.20.020 Regulations.
6.20.030 Exemptions.
6.20.040 Violations.
6.20.050 Implementation.

6.20.010 Definitions. The following definitions shall apply in the interpretation and enforcement of the ordinance codified in this chapter:

(1) "Compostable" means that the product will break down into, or otherwise become part of, usable compost in a safe and timely manner in an appropriate composting facility, or in a home compost pile or device, and has been certified as compostable by the Biodegradable Products Institute or similar national or international certification authority.

(2) "Carryout bag" means any bag that is provided by a retail establishment at the check stand, cash register, point of sale, home delivery, or other point of departure to a customer for use to transport or carry away purchases such as merchandise, goods or food from the retail establishment. Carryout bags do not include:

(a) Bags used by consumers inside stores to package bulk items, such as fruit, vegetables, nuts, grains, candy, greeting cards or small hardware items such as nails, bolts or screws; to contain or wrap frozen foods, meat or fish regardless of whether they are prepackaged; to contain or wrap flowers, potted plants or other items where dampness may be a problem; to contain unwrapped prepared foods or bakery goods; or to contain prescription drugs; or

(b) A bag used to protect a purchased item from damaging or contaminating other purchased items when placed in a recyclable paper bag or reusable bag, such as
prepared take-out foods or prepared liquids intended for consumption away from the retail establishment; or

(c) Newspaper bags, door-hanger bags, tire bags, laundry-dry cleaning bags or bags sold in packages containing multiple bags for uses such as food storage, garbage, pet waste or yardwaste.

(d) Paper bags with a capacity of eight pounds or less, that contain at least 20% postconsumer recycled material.

(3) “Recycled paper carryout bag” means a paper carryout bag provided by a store to a customer at the point-of-sale that meets all of the following requirements:

(a) has a material weight of larger than eight-pounds and contains an average of 40% postconsumer recycled materials;

(b) is accepted for recycling in curbside programs in a majority of households that have access to curbside recycling programs in Kitsap County;

(c) is capable of composting in a commercial composting facility; and

(d) is clearly labeled with the minimum percentage of postconsumer content.

(4) “Retail establishment” means any person, corporation, partnership, business, facility, vendor, organization, or individual that sells or provides food, merchandise, goods, or materials directly to a customer including home delivery, temporary stores, or vendors at farmers markets, street fairs, and festivals.

(5) “Reusable carryout bag” means a bag made of cloth or other material with handles that is specifically designed and manufactured for long term multiple reuse and meets all of the following requirements:

(a) has a minimum lifetime of 125 uses, which for purposes of this subsection, means the capacity of carrying a minimum of 22 pounds 125 times over a distance of at least 175 feet,

(b) is machine washable or made from a material that can be cleaned or disinfected, and

(c) if made of film plastic, is a minimum of at least 2.25 mils thick.

(6) “Single-use plastic carryout bag” means any bag that is less than 2.25 mils thick and is made from plastic or any nonrenewable resource.

(7) “Pass-through charge” means a charge collected by retailers from their customers when providing plastic or recycled paper carryout bags and retained by
retailers to offset the cost of bags and other costs related to the pass-through charge.

6.20.020 Regulations.

Except as provided by Section 6.20.030, all retail establishments within the City of Port Orchard must comply with the following regulations:

(1) Retail establishments shall not provide a single use plastic carryout bag to any customer.

(2) Retail establishments shall not provide to any customer at the point-of-sale a paper bag or reusable carryout bag made of film plastic that does not meet recycled content requirements. For each recycled paper carryout bag or reusable carryout bag made of film plastic provided by the retail establishment, it shall collect a pass-through charge of not less than $0.08 and such shall be clearly indicated on the customer transaction receipt.

(3) Retail establishments may make reusable carryout bags available to customers through sale.

(4) Any film bags meeting the definition of compostable that retail establishments provide to customers for food or other products, such as vegetables bagged in stores prior to checkout, must be tinted green or brown and shall be clearly labeled “COMPOSTABLE,” including language following the Federal Trade Commission’s “Green Guides.”

6.20.030 Exemptions.

(1) No retail establishment may collect a pass-through charge from anyone with a voucher or electronic benefits card issued under programs including, but not limited to, Women Infants and Children (WIC); Temporary Assistance to Needy Families (TANF); Federal Supplemental Nutrition Assistance Program (SNAP), also known as Basic Food; and the Washington State Food Assistance Program (FAP).

(2) Food banks and other food assistance programs are exempt from the requirements of this chapter.

6.20.040 Violations.

In addition to or as an alternative to any other penalty provided in this chapter
or by law, the violation of any provision of this chapter shall constitute a Class I
Civil Infraction. Each violation shall constitute a separate infraction for each and
every day or portion thereof during which the violation is committed, continued,
or permitted. Infractions shall be processed in accordance with the provisions of
Chapter 2.64, as not or hereafter amended. Authority to enforce provisions of
this chapter is granted to the public works director or designee, in addition to
those authorized under POMC 2.64.010.

6.20.050 Implementation.

All retail establishments shall comply with the requirements of this section by

SECTION 4. Severability. If any section, sentence, clause or phrase of this Ordinance
should be held to be unconstitutional or unlawful 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 5. Publication. This Ordinance shall be published by an approved summary
consisting of the title.

SECTION 6. Effective Date. This Ordinance shall take effect and be in full force and effect
five days after publication, as provided by law.

PASSED by the City Council of the City of Port Orchard, APPROVED by the Mayor and
attested by the Clerk in authentication of such passage this 20th day of August 2019.

Robert Putaansuu, Mayor

ATTEST: 
Brandy Rinearson, MMC, City Clerk

SPONSOR: 
Jay Rosapepe, Councilmember
APPROVED AS TO FORM:

[Signature]
Sharon Cates, City Attorney

PUBLISHED: 8/30/2019
EFFECTIVE DATE: 9/4/2019
NOTICE OF CITY OF PORT ORCHARD
ORDINANCE

The following is a summary of an Ordinance approved by the Port Orchard City Council at their regular Council meeting held August 20, 2019.

ORDINANCE NO. 033-19

AN ORDINANCE OF THE CITY OF PORT ORCHARD, WASHINGTON, ADOPTING A NEW CHAPTER 6.20 (“PLASTIC BAG REDUCTION”) TO THE PORT ORCHARD MUNICIPAL CODE; PROVIDING FOR SEVERABILITY AND PUBLICATION; AND SETTING AN EFFECTIVE DATE.

Copies of Ordinance No. 033-19 are available for review at the office of the City Clerk of the City of Port Orchard. Upon written request, a statement of the full text of the Ordinance will be mailed to any interested person without charge. Thirty days after publication, copies of Ordinance No. 033-19 will be provided at a nominal charge.

City of Port Orchard

Brandy Rinearson
City Clerk

Published: Friday, August 30, 2019
ORDINANCE NO. 577-2019

ESTABLISHING A NEW CHAPTER 9.50 IN KITSAP COUNTY CODE TITLE 9, LIMITING THE DISTRIBUTION OF FILM PLASTIC BAGS

WHEREAS, the Washington State Legislature in chapters 70.93 and 70.95 RCW has established that waste reduction as a priority in the collection, handling, and managing of solid waste for the benefit of public health and for a healthful, clean and beautiful environment; and

WHEREAS, the Kitsap County Solid and Hazardous Waste Management Plan recommends that the County implement material bans or take-back ordinances to reduce the prevalence of commonly dumped, littered, or problematic items; and

WHEREAS, it is Kitsap County's desire to conserve resources, reduce greenhouse gas emissions, waste, litter, and marine pollution, and to protect the public health and welfare, including wildlife, all of which increase the quality of life for the residents of unincorporated Kitsap County, and

WHEREAS, the Department of Ecology's litter survey states that plastic bags and film are one of the ten most littered items in Washington State, by weight, and

WHEREAS, the United States Environmental Protection Agency estimates that 380 billion plastic bags and wraps are consumed in the United States, annually, and

WHEREAS, Kitsap County plastic bag consumption is estimated to be approximately 87 million, annually, and

WHEREAS, only approximately 0.5% of plastic bags and wraps are recycled, and

WHEREAS, decreased reliance on single-use carryout bags contributes toward the goals of conserving energy and natural resources while reducing greenhouse gases and litter, and

NOW, THEREFORE, BE IT ORDAINED:

Section 1. To further the benefit to all residents and visitors to Kitsap County, the County encourages all cities within the county to implement a policy or ordinance consistent herewith.

Section 2. The Kitsap County Department of Public Works is directed to provide public outreach and to implement an education campaign prior to the effective date of this ordinance.
NEW SECTION. Section 3. A new Chapter 9.50, "Distribution of single-use plastic carry-out bags" is added to Title 9 of Kitsap County Code, "Health, Welfare and Sanitation" as follows:

Sections:
9.50.010 Definitions
9.50.020 Regulations
9.50.030 Exemptions
9.50.040 Violations

9.50.010 Definitions

The following definitions shall apply in the interpretation and enforcement of the ordinance codified in this chapter:

1. "Compostable" means that the product will break down into, or otherwise become part, of usable compost in a safe and timely manner in an appropriate composting facility, or in a home compost pile or device, and has been certified as compostable by the Biodegradable Products Institute or similar national or international certification authority.

2. "Carryout bag" means any bag that is provided by a retail establishment at the check stand, cash register, point of sale, home delivery, or other point of departure to a customer for use to transport or carry away purchases such as merchandise, goods or food from the retail establishment. Carryout bags do not include:

   (A) Bags used by consumers inside stores to package bulk items, such as fruit, vegetables, nuts, grains, candy, greeting cards or small hardware items such as nails, bolts or screws; to contain or wrap frozen foods, meat or fish regardless of whether they are prepackaged; to contain or wrap flowers, potted plants or other items where dampness may be a problem; to contain unwrapped prepared foods or bakery goods; or to contain prescription drugs; or

   (B) A bag used to protect a purchased item from damaging or contaminating other purchased items when placed in a recyclable paper bag or reusable bag, such as prepared take-out foods or prepared liquids intended for consumption away from the retail establishment; or

   (C) Newspaper bags, door-hanger bags, tire bags, laundry-dry cleaning bags or bags sold in packages containing multiple bags for uses such as food storage, garbage, pet waste or yard waste.

   (D) Paper bags with a capacity of eight pounds or less, that contain at least 20% postconsumer recycled material.

3. "Recycled paper carryout bag" means a paper carryout bag provided by a store to a customer at the point-of-sale that meets all of the following
requirements:
(A) has a material weight of larger than eight-pounds and contains an average of 40% postconsumer recycled materials;
(B) is accepted for recycling in curbside programs in a majority of households that have access to curbside recycling programs in the County;
(C) is capable of composting in a commercial composting facility; and
(E) is clearly labeled with the minimum percentage of postconsumer content.

4. "Retail establishment" means any person, corporation, partnership, business, facility, vendor, organization, or individual that sells or provides food, merchandise, goods, or materials directly to a customer including home delivery, temporary stores, or vendors at farmers markets, street fairs, and festivals.

5. "Reusable carryout bag" means a bag made of cloth or other material with handles that is specifically designed and manufactured for long term multiple reuse and meets all of the following requirements:
(A) Has a minimum lifetime of 125 uses, which for purposes of this subsection, means the capacity of carrying a minimum of 22 pounds 125 times over a distance of at least 175 feet,
(B) Is machine washable or made from a material that can be cleaned or disinfected, and
(C) If made of film plastic, is a minimum of at least 2.25 mils thick.

6. "Single-use plastic carryout bag" means any bag that is less than 2.25 mils thick and is made from plastic or any nonrenewable resource.

7. "Pass-through charge" means a charge collected by retailers from their customers when providing plastic or recycled paper carryout bags and retained by retailers to offset the cost of bags and other costs related to the pass-through charge.

9.50.020 Regulations

Except as provided by Section 9.50.030, all retail establishments within unincorporated Kitsap County must comply with the following regulations:

1. Retail establishments shall not provide a single use plastic carryout bag to any customer.

2. Retail establishments shall not provide to any customer at the point-of-sale a paper bag or reusable carryout bag made of film plastic that does not meet recycled content requirements. For each recycled paper carryout bag or reusable carryout bag made of film plastic provided by the retail establishment, it shall
collect a pass-through charge of not less than $0.08 and such shall be clearly indicated on the customer transaction receipt.

3. Retail establishments may make reusable carryout bags available to customers through sale.

4. Any film bags meeting the definition of compostable that retail establishments provide to customers for food or other products, such as vegetables bagged in stores prior to checkout, must be tinted green or brown and shall be clearly labeled “COMPOSTABLE,” including language following the Federal Trade Commission’s “Green Guides.”

9.50.030 Exemptions

1. No retail establishment may collect a pass-through charge from anyone with a voucher or electronic benefits card issued under programs including, but not limited to, Women Infants and Children (WIC); Temporary Assistance to Needy Families (TANF); Federal Supplemental Nutrition Assistance Program (SNAP), also known as Basic Food; and the Washington State Food Assistance Program (FAP).

2. Food banks and other food assistance programs are exempt from the requirements for this chapter.

9.50.040 Violations

In addition to or as an alternative to any other penalty provided in this chapter or by law, the violation of any provision of this chapter shall constitute a Class I civil infraction. Each violation shall constitute a separate infraction for each and every day or portion thereof during which the violation is committed, continued, or permitted. Infractions shall be processed in accordance with the provisions of Chapter 2.116, as now or hereafter amended. Authority to enforce provisions of this chapter is granted to the public works director or designee, in addition to those authorized under KCC 2.116.030.

9.50.050 Implementation

All retail establishments shall comply with the requirements of this section by January 1, 2020.

Section 4. Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid or unconstitutional, the remainder of the ordinance or its application to other persons or circumstances shall not be affected.
Section 5.  **Scrivener’s Error.** Should any amendment to Kitsap County Code that was passed by the Board during its deliberations on this Ordinance be inadvertently left out upon publication, the explicit action of the Board as discussed and passed shall prevail upon subsequent review and verification by the Board.

Section 6.  **Recitals.** The recitals herein shall be findings of fact and are incorporated herein by reference.

Section 7.  **Effective Date.** This Ordinance shall take effect immediately.

Dated this 12th day of **August**, 2019

ATTEST:

[Signatures]

Dana Daniels, Clerk of the Board

Approved as to form:

[Signatures]

Deputy Prosecuting Attorney

[Signatures]

EDWARD E. WOLFE, Chair

CHARLOTTE GARRIDO, Commissioner

ROBERT GELDER, Commissioner
ORDINANCE NO. 2012-06

AN ORDINANCE of the City of Bainbridge Island, Washington, regulating the distribution of single-use plastic and biodegradable carryout bags and requiring retail establishments to collect a pass-through charge from customers requesting recyclable paper carryout bags and amending Chapter 13.28 of the Bainbridge Island Municipal Code to add a new Section 13.28.200.

WHEREAS, the Washington State Legislature in RCW 70.95.010(8)(a) established waste reduction as the first priority for the collection, handling, and management of solid waste; and

WHEREAS, the Washington State Legislature in RCW 70.95.010(4) found that it is “necessary to change manufacturing and purchasing practices and waste generation behaviors to reduce the amount of waste that becomes a governmental responsibility”; and

WHEREAS, the Washington State Legislature in RCW 70.95.010(6)(e) found that it is the responsibility of city and county governments to “assume primary responsibility for solid waste management and to develop and implement aggressive and effective waste reduction and source separation strategies;

WHEREAS, the production, use and disposal of plastic carryout bags have significant adverse impacts on the environment; and

WHEREAS, it is the City’s desire to conserve resources, reduce greenhouse gas emissions, waste, litter and marine litter and pollution and to protect the public health and welfare; and

WHEREAS, there is a need to conserve energy and natural resources and control litter, and less reliance on single-use carryout bags provided by retail establishments works toward those goals; and

WHEREAS, plastic carryout bags are made of nonrenewable resources and plastic never biodegrades and only breaks down into smaller and smaller particles which seep into soils or are carried into rivers and lakes, Puget Sound and the world’s oceans posing a threat to animal life and the natural food chain; and

WHEREAS, even though single-use paper carryout bags are made from renewable resources and are less of a litter and particularly marine litter problem than single-use plastic carryout bags, they nevertheless require significant resources to manufacture, transport and recycle or dispose of; and

WHEREAS, to prevent waste generation it is in the City’s interest to discourage the use of single-use, throw-away items of all types which can be accomplished through price signals; and
WHEREAS, to reduce the use of plastic and paper carryout bags in the City, it is necessary to regulate such use; and

WHEREAS, it is in the best interest of the health, safety and welfare of the people of the City that regulations require a pass-through charge on the use of recyclable paper carryout bags in order to encourage greater use of reusable bags, to reduce the cost of solid waste disposal by the City, and to protect the environment;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BAINBRIDGE ISLAND, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. A new Section 13.28.200 of the Bainbridge Island Municipal Code is hereby added to read as follows:

13.28.200 Single-use plastic and recyclable paper carryout bags

A. No retail establishment in the City shall provide a single-use plastic carryout bag to any customer.

B. No retail establishment shall provide a paper carryout bag with a manufacturer's stated capacity of one-eighth barrel (882 cubic inches) or larger that is not a recyclable paper bag, and retail establishments shall collect a pass-through charge of not less than five cents for each recyclable paper carryout bag provided to customers. It shall be a violation of this section for any retail establishment to pay or otherwise reimburse a customer for any portion of the pass-through charge; provided that retail establishments may not collect a pass-through charge from anyone with a voucher or electronic benefits card issued under the Women, Infants and Children (WIC) or Temporary Assistance to Needy Families (TANF) support programs, or the federal Supplemental Nutrition Assistance Program (SNAP, also known as Basic Food), or the Washington State Food Assistance Program (FAP).

C. All retail establishments shall indicate on the customer transaction receipt the number of recyclable paper carryout bags provided and the total amount of the pass-through charge.

D. All retail establishments shall comply with the requirements of this section by November 1, 2012.

E. For purposes of this section, the following definitions apply:

1. "Carryout bag" means a bag that is provided by a retail establishment at the check stand, cash register, point of sale or other point of departure to a customer for the purpose of transporting food or merchandise out of the establishment. Carryout bags do not include: (a) bags used by customers
inside stores to package bulk items such as fruit, vegetables, nuts, grains, candy, greeting cards, or small hardware items, such as nails and bolts, or to contain or wrap frozen foods, meat or fish, whether prepackaged or not, or to contain or wrap flowers or potted plants, or other items where dampness may be a problem, or to contain unwrapped prepared foods or bakery goods, or to contain prescription drugs, or to safeguard public health and safety during the transportation of prepared take-out foods and prepared liquids intended for consumption away from the retail establishment; or (b) newspaper bags, door-hanger bags, laundry-dry cleaning bags, or bags sold in packages containing multiple bags intended for use as garbage, pet waste, or yard waste bags.

2. "Pass-through charge" means a charge to be collected by retailers from their customers when providing recyclable paper bags, and retained by retailers to offset the cost of bags and other costs related to the pass-through charge.

3. "Recyclable paper bag" means a carryout bag that has a manufacturer's stated capacity of one-eighth barrel (882 cubic inches) or larger and meets the following requirements: (a) contains a minimum of 40 percent post-consumer recycled materials, and (b) displays the minimum percent of post-consumer content on the outside of the bag.

4. "Retail establishment" means any person, corporation, partnership, business venture, public sports or entertainment facilities, government agency, street vendor or vendor at public events or festivals or organizations that sell or provide merchandise, goods or materials including, without limitation, clothing, food, beverages, household goods, or personal items of any kind directly to a customer. Examples include but are not limited to department stores, clothing stores, jewelry stores, grocery stores, pharmacies, home improvement stores, liquor stores, convenience stores, gas stations, restaurants, food vending trucks, farmers markets and temporary vendors of food and merchandise at street fairs and festivals. Food banks and other food assistance programs are not considered to be retail establishments for the purposes of this section.

5. "Single-use plastic carryout bag" means any carryout bag made from plastic or any material marketed or labeled as "biodegradable" or "compostable" that is neither intended nor suitable for continuous reuse as a carryout bag or that is less than 2.25 mils thick.

F. The violation of or failure to comply with this section is designated as a Class 1 civil infraction and shall be processed as contemplated by RCW Chapter 7.80.120.

Section 2. It shall be a violation of this ordinance for any retail establishment to penalize, discipline, or discriminate against any employee for performing any duty necessary to comply with the ordinance.
**Section 3.** 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 of any other section, sentence, clause, or phrase of this ordinance.

**Section 4.** This ordinance shall take effect and be in force five (5) days from its passage, approval, and publication as required by law.

PASSED BY THE CITY COUNCIL this 11th day of April, 2012.

APPROVED BY THE MAYOR this 11th day of April, 2012.

[Signature]

Debbi Lester, Mayor

ATTEST/AUTHENTICATE:

[Signature]

Rosalind D. Lassoff, City Clerk

FILED WITH THE CITY CLERK: March 5, 2012
PASSED BY THE CITY COUNCIL: March 11, 2012
PUBLISHED: March 13, 2012
EFFECTIVE DATE: March 18, 2012
ORDINANCE NUMBER: 2012-06
ORDINANCE NO. 5368

AN ORDINANCE of the City Council of the City of
Bremerton, Washington, adding a new chapter to the Bremerton
Municipal Code, Chapter 6.20 BMC, regulating the distribution of
single-use plastic and biodegradable carryout bags.

WHEREAS, the Washington State Legislature in chapters 70.93 and 70.95 RCW
has established that waste reduction as a priority in the collection, handling, and managing of
solid waste for the benefit of public health and for a healthful, clean and beautiful environment; and

WHEREAS, the City of Bremerton ("City") desires to conserve resources, reduce
greenhouse gas emissions, waste, litter, and marine pollution, and to protect the public health and
welfare, including wildlife, all of which increase the quality of life for the residents of the City; and

WHEREAS, the Department of Ecology’s litter survey states that plastic bags and
film are one of the ten most littered items in Washington State, by weight; and

WHEREAS, the United States Environmental Protection Agency estimates that
380 billion plastic bags and wraps are consumed in the United States, annually; and

WHEREAS, The City’s plastic bag consumption is estimated to be approximately
12 million, annually; and

WHEREAS, only approximately 0.5% of plastic bags and wraps are recycled; and

WHEREAS, decreased reliance on single-use carryout bags contributes toward
the goals of conserving energy and natural resources while reducing greenhouse gases and litter;
NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF BREMERTON, WASHINGTON,
DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Recitals. The recitals set forth above are hereby adopted and
incorporated as if set forth herein in full.

SECTION 2. A new chapter, Chapter 6.20 entitled "Carryout Bags", is hereby
added to Title 6 of the Bremerton Municipal Code to read as follows:

Chapter 6.20
CARRYOUT BAGS

6.20.010 DEFINITIONS.
The following definitions shall apply in the interpretation and enforcement of the

Chapter 6.20 BMC - Carryout Bags
ordinance codified in this chapter:

(a) "Compostable" means that the product will break down into, or otherwise become part, of usable compost in a safe and timely manner in an appropriate composting facility, or in a home compost pile or device, and has been certified as compostable by the Biodegradable Products Institute or similar national or international certification authority.

(b) "Carryout bag" means any bag that is provided by a retail establishment at the check stand, cash register, point of sale or other point of departure to a customer for use to transport or carry away purchases such as merchandise, goods or food from the retail establishment. Carryout bags do not include:

(1) Bags used by consumers inside stores to package bulk items, such as fruit, vegetables, nuts, grains, candy, greeting cards or small hardware items such as nails, bolts or screws; to contain or wrap frozen foods, meat or fish regardless of whether they are prepackaged; to contain or wrap flowers, potted plants or other items where dampness may be a problem; to contain unwrapped prepared foods or bakery goods; or to contain prescription drugs; or

(2) A bag used to protect a purchased item from damaging or contaminating other purchased items when placed in a recyclable paper bag or reusable bag, such as prepared take-out foods or prepared liquids intended for consumption away from the retail establishment; or

(3) Newspaper bags, door-hanger bags, tire bags, laundry-dry cleaning bags or bags sold in packages containing multiple bags for uses such as food storage, garbage, pet waste or yard waste.

(4) Paper bags with a capacity of eight pounds or less, that contain at least 20% postconsumer recycled material.

(c) "Recycled paper carryout bag" means a paper carryout bag provided by a store to a customer at the point-of-sale that meets all of the following requirements:

(1) Has a material weight of larger than eight-pounds and contains an average of 40% postconsumer recycled materials;

(2) Is accepted for recycling in curbside programs in a majority of households that have access to curbside recycling programs in the City;

(3) Is capable of composting in a commercial composting facility; and

(4) Is clearly labeled with the minimum percentage of postconsumer content.

(d) "Retail establishment" means any person, corporation, partnership, business, facility, vender, organization or individual that sells or provides food, merchandise, goods, or materials, directly to a customer including home delivery, temporary stores, or vendors at farmers markets, street fairs, and festivals.

(e) "Reusable carryout bag" means a bag made of cloth or other material with handles that is specifically designed and manufactured for long term multiple reuse and meets all of the following requirements:

(1) Has a minimum lifetime of 125 uses, which for purposes of this subsection, means the capacity of carrying a minimum of 22 pounds 125 times over a distance of at least 175 feet,

(2) Is machine washable or made from a material that can be cleaned or disinfected, and

(3) If made of film plastic, is a minimum of at least 2.25 mils thick.

(f) "Single-use plastic carryout bag" means any bag that is less than 2.25 mils thick and is made from plastic or any nonrenewable resource.

(g) "Pass-through charge" means a charge collected by retailers from their customers.
when providing plastic or recycled paper carryout bags, and retained by retailers to offset the
cost of bags and other costs related to the pass-through charge.

6.20.020 REGULATIONS.
Except as provided by Section 6.20.030 below, all retail establishments within the City
must comply with the following regulations:
   (a) Plastic Carryout Bags. Retail establishments shall not provide
       a single-use plastic carryout bag to any customer.
       (1) Single-use Plastic Carryout Bags. Retail establishments may provide to any
           customer at the point-of-sale a reusable plastic carryout bag as defined in Section
           6.20.010(e)(3) above. For each reusable plastic carryout bag provided by the retail establishment, it shall collect
           a pass-through charge of not less than $0.08 and such shall be clearly indicated on the customer
           transaction receipt.
   (b) Paper Carryout Bags. Retail establishments shall not provide to any customer at
       the point-of-sale a paper bag that is not a recycled paper carryout bag as defined in Section
       6.20.010(c) above. For each recycled paper carryout bag provided by the retail establishment, it shall collect
       a pass-through charge of not less than $0.08 and such shall be clearly indicated on the customer
       transaction receipt.
   (c) Reusable Carryout Bags. Retail establishments may make reusable carryout bags
       available to customers through sale.
   (d) Non-Carryout Bags.
       (1) Non-Compostable Plastic Bags. Retail establishments shall not use or
           provide to any customer a polyethylene or other non-compostable plastic film bags tinted green
           or brown for customers to bag products in stores.
       (2) Compostable Plastic Bags. Any film bags meeting the definition of
           compostable that retail establishments provide to customers for food or other products, such as
           vegetables bagged in stores prior to checkout, must be tinted green or brown and shall be clearly
           labeled "COMPOSTABLE," including language following the Federal Trade Commission’s
           "Green Guides."

6.20.030 EXEMPTIONS.
No retail establishment may collect a pass-through charge from anyone with a
voucher or electronic benefits card issued under programs including, but not limited to, Women
Infants and Children (WIC); Temporary Assistance to Needy Families (TANF); Federal
Supplemental Nutrition Assistance Program (SNAP), also known as Basic Food; and the
Washington State Food Assistance Program (FAP).

6.20.040 VIOLATIONS.
In addition to any other violation set forth in this chapter, any violation of Section
6.20.020 above constitutes a civil violation under Chapter 1.04 BMC for which a monetary
penalty may be assessed and enforcement may be required as provided therein.

SECTION 3. Effective Date of Section 2. The provisions of Chapter 6.20 of the
Bremerton City Code as established in Section 2 of this ordinance shall be effective January 1,
2020.
SECTION 4. Severability. If any one or more sections, subsections, or sentences of this Ordinance are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Ordinance and the same shall remain in full force and effect.

SECTION 5. Effective Date. This ordinance shall take effect and be in force ten (10) days from and after its passage, approval and publication as provided by law.

PASSED by the City Council the 5th day of June, 2019.

ERIC YOUNGER, Council President

Approved this 6th day of June, 2019.

GREG WHEELER, Mayor

ATTEST:

ANGELA WOODS, City Clerk

APPROVED AS TO FORM:

ROGER A. LUBOVICH, City Attorney

PUBLISHED the 11th day of June, 2019.
EFFECTIVE the 15th day of June, 2019.
ORDINANCE NO. 5208.
PROOF OF PUBLICATION

CITY OF BREMERTON EN GINEERING
345 8TH STREET STE 100
BREMERTON, WA  98337

STATE OF WISCONSIN, COUNTY OF BROWN

I, being first duly sworn on oath, deposes and says: That I am now, and at all times embraced in the publication herein mentioned was the principal clerk of the printers and publishers of KITSAP SUN; that said newspaper has been approved as a legal newspaper by the order of the Superior Court of the County of Kitsap, in which County it is published and is now and has been for more than 6 months prior to the date of the publication hereinafter referred to, published in the English language continually as a daily newspaper in Bremerton, Kitsap County, Washington, a weekly newspaper in Kitsap County, Washington and is now and during all of the said time, was printed in an office maintained in the aforesaid place of publication of said newspaper; that the following is a true text of an advertisement as it was published in regular issues (and not in supplement form) of said newspaper on the following date(s), to wit: And on

June 11, 2019

such newspaper was regularly distributed to its subscribers during all of said period

Subscribed and sworn to before on June 11, 2019

[Signatures]

Legal Clerk

Notary, State of WI, County of Brown

My commission expires

ORDINANCE NO. 5367

AN ORDINANCE of the City Council of the City of Bremerton, Washington, amending Ordinance No. 6360 relating to the City of Bremerton Fiscal Year 2015 Budget

ORDINANCE NO. 5368

AN ORDINANCE of the City Council of the City of Bremerton, Washington, adding a new chapter to the Bremerton Municipal Code, Chapter 6.20 BMC, regulating the distribution of single-use plastic and biodegradable carryout bags

ORDINANCE NO. 5369

AN ORDINANCE of the City Council of the City of Bremerton, Washington, amending the Bremerton Municipal Code related to "Group Residential" definition and adding siting criteria to Industrial and Freeway Corridor zones for Group Residential Facilities - Class II

PASSED by the City Council on the 6th day of June, 2019.

The full text of this ordinance is available from the City Clerk's Office, 345 Sixth Street, Suite 100, Bremerton, WA 98337.  June 11, 2019 #3616414

Publication Cost: $145.16
Ad No: 0003516414
Customer No: 1240752
PO #: Ord 5367, 68, 69
ORDINANCE NO. ______

ESTABLISHING A NEW CHAPTER XX.XX IN KITSAP COUNTY CODE TITLE X,
LIMITING THE DISTRIBUTION OF FILM PLASTIC BAGS

WHEREAS, the Washington State Legislature in chapters 70.93 and 70.95 RCW has established that waste reduction as a priority in the collection, handling, and managing of solid waste for the benefit of public health and for a healthful, clean and beautiful environment; and

WHEREAS, the Kitsap County Solid and Hazardous Waste Management Plan recommends that the County implement material bans or take-back ordinances to reduce the prevalence of commonly dumped, littered, or problematic items; and

WHEREAS, it is Kitsap County’s desire to conserve resources, reduce greenhouse gas emissions, waste, litter, and marine pollution, and to protect the public health and welfare, including wildlife, all of which increase the quality of life for the residents of unincorporated Kitsap County, and

WHEREAS, the Department of Ecology’s litter survey states that plastic bags and film are one of the ten most littered items in Washington State, by weight, and

WHEREAS, the United States Environmental Protection Agency estimates that 380 billion plastic bags and wraps are consumed in the United States, annually, and

WHEREAS, Kitsap County plastic bag consumption is estimated to be approximately 87 million, annually, and

WHEREAS, only approximately 0.5% of plastic bags and wraps are recycled, and

WHEREAS, decreased reliance on single-use carryout bags contributes toward the goals of conserving energy and natural resources while reducing greenhouse gases and litter, and

NOW, THEREFORE, BE IT ORDAINED:

Section 1. To further the benefit to all residents and visitors to Kitsap County, the County encourages all cities within the county to implement a policy or ordinance consistent herewith.

Section 2. The Kitsap County Department of Public Works is directed to provide public outreach and to implement an education campaign prior to the effective date of this ordinance.

NEW SECTION. Section 3. A new Chapter XX.XX, “XXX” is added to Title X of Kitsap County Code, “XXX” as follows:
XX.XX.010 Definitions.

The following definitions shall apply in the interpretation and enforcement of the ordinance codified in this chapter:

1. "Compostable" means that the product will break down into, or otherwise become part, of usable compost in a safe and timely manner in an appropriate composting facility, or in a home compost pile or device, and has been certified as compostable by the Biodegradable Products Institute or similar national or international certification authority.

2. “Carryout bag” means any bag that is provided by a retail establishment at the check stand, cash register, point of sale or other point of departure to a customer for use to transport or carry away purchases such as merchandise, goods or food from the retail establishment. Carryout bags do not include:
   (A) Bags used by consumers inside stores to package bulk items, such as fruit, vegetables, nuts, grains, candy, greeting cards or small hardware items such as nails, bolts or screws; to contain or wrap frozen foods, meat or fish regardless of whether they are prepackaged; to contain or wrap flowers, potted plants or other items where dampness may be a problem; to contain unwrapped prepared foods or bakery goods; or to contain prescription drugs; or
   (B) A bag used to protect a purchased item from damaging or contaminating other purchased items when placed in a recyclable paper bag or reusable bag, such as prepared take-out foods or prepared liquids intended for consumption away from the retail establishment; or
   (C) Newspaper bags, door-hanger bags, tire bags, laundry-dry cleaning bags or bags sold in packages containing multiple bags for uses such as food storage, garbage, pet waste or yard waste.

3. “Recycled paper carryout bag” means a paper carryout bag provided by a store to a customer at the point-of-sale that meets all of the following requirements:
   (A) has a material weight of larger than eight-pounds and contains an average of 40% postconsumer recycled materials, or has a capacity of eight-pounds or smaller and contains a minimum of 20% postconsumer recycled material;
   (B) is accepted for recycling in curbside programs in a majority of
households that have access to curbside recycling programs in the County; 
(C) is capable of composting in a commercial composting facility; and  
(E) is clearly labeled with the minimum percentage of postconsumer content.

4. “Retail establishment” means any person, corporation, partnership,  
business, facility, vender, organization or individual that sells or provides  
merchandise, goods, or materials, including, without limitation, clothing, food, or  
personal items of any kind, directly to a customer. Examples include, but are not  
limited to, any grocery store, department store, hardware store, pharmacy, liquor  
store, restaurant, catering truck, convenience store, and any other retail store or  
vendor, including temporary ones at farmers markets, street fairs, and festivals.

5. “Reusable carryout bag” means a bag made of cloth or other material with  
handles that is specifically designed and manufactured for long term multiple  
reuse and meets all of the following requirements:  
(A) Has a minimum lifetime of 125 uses, which for purposes of this  
subsection, means the capacity of carrying a minimum of 22 pounds  
125 times over a distance of at least 175 feet,  
(B) Is machine washable or made from a material that can be cleaned or  
disinfected, and  
(C) If made of film plastic, is a minimum of at least 2.25 mils thick.

6. “Single-use plastic carryout bag” means any bag that is less than 2.25 mils  
thick and is made from plastic or any nonrenewable resource.

7. “Pass-through charge” means a charge collected by retailers from their  
customers when providing plastic or recycled paper carryout bags, and retained  
by retailers to offset the cost of bags and other costs related to the pass-through 
charge.

XX.XX.020 Regulations.

Except as provided by Section XX.XX.030, all retail establishments within  
unincorporated Kitsap County must comply with the following regulations:

1. Retail establishments shall not provide a single use carryout bag to any  
customer.

2. Retail establishments shall not provide to any customer at the point-of-sale a  
paper bag that is not a recycled paper carryout bag. For each recycled paper  
carryout bag provided by the retail establishment, it shall collect a pass-through 
charge of not less than $0.05 and such shall be clearly indicated on the customer  
transaction receipt.
3. Retail establishments may make reusable carryout bags available to customers through sale.

4. Retail establishments shall not use or provide to any customer a polyethylene or other non-compostable plastic film bags tinted green or brown for customers to bag products in stores.

5. Any film bags meeting the definition of compostable that retail establishments provide to customers for food or other products, such as vegetables bagged in stores prior to checkout, must be tinted green or brown and shall be clearly labeled “COMPOSTABLE,” including language following the Federal Trade Commission’s “Green Guides.”

XX.XX.030 Exemptions.

1. No retail establishment may collect a pass-through charge from anyone with a voucher or electronic benefits card issued under programs including, but not limited to, Women Infants and Children (WIC); Temporary Assistance to Needy Families (TANF); Federal Supplemental Nutrition Assistance Program (SNAP), also known as Basic Food; and the Washington State Food Assistance Program (FAP).

2. Food banks and other food assistance programs are exempt from the requirements for this chapter.

XX.XX.040 Violations.

In addition to or as an alternative to any other penalty provided in this chapter or by law, the violation of any provision of this chapter shall constitute a Class I civil infraction. Each violation shall constitute a separate infraction for each and every day or portion thereof during which the violation is committed, continued, or permitted. Infractions shall be processed in accordance with the provisions of Chapter 2.116, as now or hereafter amended. Authority to enforce provisions of this chapter is granted to the public works director or designee, in addition to those authorized under KCC 2.116.030.

XX.XX.050 Implementation.

All retail establishments shall comply with the requirements of this section by January 1, 2020.

Section 4. Severability. If any provision of this ordinance or its application to any person or circumstance is held invalid or unconstitutional, the remainder of the ordinance or its application to other persons or circumstances shall not be affected.
Section 5.  **Scrivener’s Error.** Should any amendment to Kitsap County Code that was passed by the Board during its deliberations on this Ordinance be inadvertently left out upon publication, the explicit action of the Board as discussed and passed shall prevail upon subsequent review and verification by the Board.

Section 6.  **Recitals.** The recitals herein shall be findings of fact and are incorporated herein by reference.

Section 7.  **Effective Date.** This Ordinance shall take effect immediately.

Dated this ___ day of ________, 2018  

ATTEST:

KITSAP COUNTY  
BOARD OF COMMISSIONERS  

ROBERT GELDER, Chair  

EDWARD E. WOLFE, Commissioner  

Dana Daniels, Clerk of the Board  

CHARLOTTE GARRIDO, Commissioner  

Approved as to form:

Deputy Prosecuting Attorney
Bring Your Own Bag – Plastic Bag Ordinance Effective January 1, 2020

What is the Bring Your Own Bag – Plastic Bag Ordinance? Starting January 1, 2020, retailers in unincorporated Kitsap County, City of Bremerton, and City of Port Orchard are prohibited from offering thin plastic carryout bags to customers. Paper or thick plastic bags may be provided to customers for a minimum pass-through fee of $0.08 each. Stores keep the pass-through fee to help cover the cost of providing bags. Everyone is encouraged to use and sell reusable bags.

What businesses are affected? All retail businesses in unincorporated Kitsap County, City of Bremerton, and City of Port Orchard are affected by the ordinance. Food banks and other food assistance programs in unincorporated Kitsap County and City of Port Orchard are exempt from the requirements; however, City of Bremerton food banks and food assistance programs are affected by the ordinance.

What carryout bags are allowed by the ordinance? Under the ordinance, retail establishments may provide consumers large paper bags and thick plastic bags as carryout bags. To qualify, paper carryout bags (1/8 barrel or 882 cubic inches or greater in size) must contain at least 40% recycled paper. Plastic carryout bags must be at least 2.25 mils thick.

Are retailers required to provide a paper or thick plastic bag? No, you are not required to provide bags to customers. If you choose to provide bags, you must charge $0.08 for large paper bags or thick plastic bags. You cannot provide thin, single-use plastic carryout bags less than 2.25 mils in thickness.

What is the required carryout pass-through fee? Retailers are required to charge a minimum of $0.08 for each carryout bag provided to a consumer. This fee is kept by the retailer and intended to defray the cost of implementing the ordinance. Retailers may begin charging customers the pass-through fee for paper or thick plastic bags prior to January 1, 2020 and the charge should be clearly indicated on the customer transaction receipt.

Do I have to charge the customer the pass-through fee? Yes, customers must pay the fee for each paper and/or thick plastic bag, thereby encouraging the customer to bring their own reusable bag instead of purchasing a disposable one.

Are all customers required to pay the pass-through fee? Customers who have the following benefits will not pay the pass-through fee when they receive a paper or thick plastic bag during checkout: Women Infants and Children (WIC), Temporary Assistance to Needy Families (TANF), Federal Supplemental Nutrition Assistance Program (SNAP), and the Washington State Food Assistance Program (FAP).

Where does the pass-through fee go? The pass-through fee is retained by the retailer to offset the cost of providing recycled content paper bags or thick plastic bags (at least 2.25 mils thick) which are generally more expensive than thin plastic bags.

How will the Plastic Bag Ordinance be enforced? Enforcement of the plastic bag ordinance will be complaint-based.

How can I learn more? Visit kcowa.us/byob to learn more about the Plastic Bag Ordinance.