

Ordinance No. TBD- 1

**AN ORDINANCE OF THE CITY OF OLYMPIA, WASHINGTON
TRANSPORTATION BENEFIT DISTRICT AUTHORIZING A VEHICLE
LICENSE FEE, SETTING A DATE WHEN THE FEE SHALL BE COLLECTED
AND AUTHORIZING CERTAIN PROJECTS TO BE FUNDED.**

WHEREAS, Chapter 36.73 RCW and RCW 35.21.255 authorize the City of Olympia City Council to establish a transportation benefit district within the City's jurisdiction for the purpose of acquiring, constructing, improving, providing, and funding transportation improvements within the district that are consistent with existing state, regional, and local transportation plans and necessitated by existing or reasonably foreseeable congestion levels; and

WHEREAS, the City Council of the City of Olympia found it to be in the best interest of the City to establish a citywide Transportation Benefit District consistent with Chapter 36.73 RCW, to protect the City's long term investments in infrastructure, to reduce the risk of transportation facility failures and improve safety, to continue optimal performance of the infrastructure over time, and to avoid more expensive infrastructure replacements in the future; and

WHEREAS, in Ordinance No. 6611, the City Council of the City of Olympia established a Transportation Benefit District as authorized by RCW 35.21.225 and subject to the provisions of RCW 36.73; and

WHEREAS, the Transportation Benefit District includes the entire City of Olympia as the boundaries currently exist or as are expanded upon annexation; and

WHEREAS, pursuant to RCW 36.73.030(3), the members of the City Council, acting ex officio and independently, constitute the governing body of the Transportation Benefit District; and

WHEREAS, RCW 36.73.065 authorizes a transportation benefit district to impose, by majority vote of the district's governing board, up to a \$20 vehicle fee authorized in RCW 82.80.140; and

WHEREAS, the Board of the Olympia Transportation Benefit District finds it to be in the best interest of the District to establish an annual vehicle fee in the amount of \$20 for the purpose of making transportation improvements that preserve, maintain and improve the transportation infrastructure of the City of Olympia, consistent with Chapter 36.73 RCW; and

WHEREAS, the Board of the City of Olympia Transportation Benefit District has determined that fee collection shall begin as of October 1, 2009 or as soon thereafter as the DOL has its collection system in place and the TBD will request that the

Department of Licensing begin sending renewal notices on the date necessary to effect that result, recognizing that renewal notices are sent in advance of collection; and

WHEREAS, the Board of the City of Olympia Transportation Benefit District finds it in the best interests of the District to fund three projects in the City of Olympia Capital Facilities Plan; and

WHEREAS, the Board of the Olympia Transportation Benefit District held a public hearing on March 10, 2009 to solicit public comment regarding the proposed vehicle fee and the projects to be funded;

NOW, THEREFORE, THE BOARD OF THE OLYMPIA TRANSPORTATION BENEFIT DISTRICT ORDAINS AS FOLLOWS:

Section 1. Establishment of Annual Vehicle Fee. An annual vehicle fee in the amount of \$20 is hereby established, consistent with RCW 36.73.065, to be collected by the Washington Department of Licensing on qualifying vehicles as set forth in RCW 82.80.140 and Chapters 36.73 and 46.16 RCW.

Section 2. Effective Date of Fee Collection. The vehicle license fee shall take effect for notices mailed in 2009 for vehicle license renewals due on or after October 1, 2009, or as soon thereafter as the Washington Department of Licensing is reasonably able to incorporate collection of the \$20 fee. Vehicle license fees will not be collected sooner than six months after approval as provided in RCW 82.80.140.

Section 3. Projects. The projects listed herein shall be funded in the following order of priority:

1. Street Repair and Reconstruction, also known as Pavement Management, identified in the City of Olympia Capital Facilities Plan as project #0599, in partnership with the City of Olympia.
2. Boulevard Road Intersection Improvements, identified in the City of Olympia Capital Facilities Plan as project #0628, in partnership with the City of Olympia.
3. Harrison Avenue NW (Mud Bay Road) Transportation program, identified in the City of Olympia Capital Facilities Plan as project #0442, in partnership with the City of Olympia.

Section 4. Severability. The provisions of this ordinance are declared separate and severable. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of this ordinance or application of the provision to other persons or circumstances, shall be unaffected.

Section 5. Ratification. Any act consistent with the authority and prior to the effective date of this ordinance is hereby ratified and affirmed.

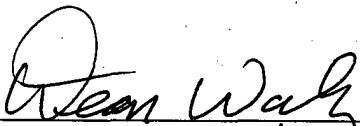
Section 6. Effective Date. This ordinance shall take effect five (5) days after publication, as provided by law.

APPROVED:



CRAIG OTTAVELLI, TBD PRESIDENT

ATTEST:



TBD TREASURER, *Acting*
DEAN WATZ

**APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:**

BY: 

ANNALIESE HARKSEN

PASSED: March 24, 2009

APPROVED: March 24, 2009

PUBLISHED: March 26, 2009

SUMMARY OF ORDINANCE NO. TBD - 1

On March 24 2009, the Transportation Benefit District Board passed Ordinance TBD - 1- AN ORDINANCE of the City of Olympia, Washington, Transporation Benefit District authorizing a vehicle license fee, setting a date when the fee shall be collected and authorizing certain projects to be funded.

The full text of Ordinance No. TBD - 1 may be obtained for a fee at Olympia City Hall, 900 Plum Street, SE or will be mailed upon request for a fee. Call (360) 753-8325 or write to City of Olympia, P.O. Box 1967, Olympia, WA 98507-1967.

Do not publish below this line

PUBLISH: Thursday, March 26, 2009