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- The public may also watch, listen to, or participate in the meeting live by visiting <https://us02web.zoom.us/j/89255646791> or by telephoning 1-253-215-8782 and entering Meeting ID 892 5564 6791.
- The public is encouraged to comment via email to cityclerk@cityofanacortes.org or via written comment addressed to City Clerk, P.O. Box 547, Anacortes, WA 98221. Public comments received by the [City Clerk](#) prior to 3:00 p.m. the day of the meeting will become part of the record for the meeting, just as if presented in person.
- Complete guidelines for virtual participation in Anacortes City Council meetings are available [here](#). View the quick video example for connecting to the meeting [here](#).



Anacortes City Council
Municipal Building Council Chambers
904 6th Street

March 7, 2022
6:00 PM

PRELIMINARY AGENDA
[Packet Materials](#) / [Watch Meeting](#)

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Announcements and Committee Reports**
 - a. Port/City Liaison Committee (Discussion)
 - b. Public Safety Committee (Discussion)
 - c. Housing Affordability and Community Services Committee (Discussion)
 - d. Public Works Committee (Discussion)
4. **Public Comment**
5. **Consent Agenda**
 - a. Minutes of February 28, 2022 (Action)
 - b. Approval of claims in the amount of \$294,643.86 (Action)
 - c. Amendment #2 to Interlocal C20180481 with Skagit County: Emergency Medical Services System Delivery Agreement (Action)
 - d. Resolution 3075: Waiving the State Competitive Bidding Requirements for the Purchase of Two Solid Waste Curotto Cans (Action)
6. **Public Hearings**
 - a. * Continued Public Hearing: Ordinance No. 4012 Amending Chapter 10.12 regarding Stopping, Standing, and Parking (Discussion/Possible Action)
7. **Other Business**
 - a. * 2022 Stormwater Management Program Plan (Discussion)
 - b. Contract Award: Wastewater Treatment Plant Outfall Relocation - Marine Phase #20-032-SEW-008 (Discussion/Possible Action)

Per Resolution 3051, citizens wishing to comment on items not on the agenda may do so under Public Comment. Citizens wishing to comment on items indicated with an asterisk () may do so as those items are considered by Council during the course of the meeting.*

The City of Anacortes is committed to making public meetings available and accessible to all members of the community. For assistance with special needs, please contact the City Clerk at 360-299-1960 in advance of the meeting.

- c. * Display of the Russian Flag (Discussion)
- 8. **Adjournment**

Per Resolution 3051, citizens wishing to comment on items not on the agenda may do so under Public Comment. Citizens wishing to comment on items indicated with an asterisk () may do so as those items are considered by Council during the course of the meeting.*

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Anacortes City Council Minutes - February 28, 2022

Call to Order

Mayor Matt Miller called to order the Anacortes City Council meeting of February 28, 2022 at 6:00 p.m. Councilmembers Jeremy Carter, Ryan Walters, Anthony Young, Christine Cleland-McGrath, Carolyn Moulton, Bruce McDougall and Amanda Hubik were present.

Pledge of Allegiance

The assembly joined in the Pledge of Allegiance.

Announcements and Committee Reports

Mayor Miller reported that the Governor had announced that the Washington State mask mandate would end on March 12, 2022 and that the city would not impose any requirements more strict than the state guidelines.

The Mayor announced that starting March 1, citizens in Skagit County could text to 911 if calling 911 by phone was not possible.

Housing Affordability and Community Services Committee: Ms. Cleland-McGrath reported from the Committee meeting held February 24. She described the presentation by Taylor Webb from Sustainable Connections in Bellingham.

Museum Committee: Mr. McDougall reported from the Committee meeting held the previous week. The topics discussed included a new video presenting museum services, expanded hours for museum facilities, an online map for the Bill Mitchell murals, the addition of Adam Farnsworth to the staff, and ongoing hiring.

Fiber Committee: Mr. Walters reported from the Committee meeting held the previous week. The topics discussed included financing options for the completion of the project, contracting procedures, and attempts to expedite the EDA grant funded service area.

Planning Committee: Ms. Moulton reported from the Committee meeting held earlier in the evening. The topics discussed included a sidewalk comprehensive plan, the Anacortes Cinema lease, an Anacortes events center, upcoming Council discussions of self-storage in the Commercial Zone and floodplain management, the Housing Action Plan, and the future of the Commercial Avenue parklets.

Public Comment

Mayor Miller advised that some citizens had objected to the display of the Russian flag at the Sister Cities displays at the entrances to the city. The mayor explained his commitment to the Sister Cities organization and its mission.

John Lovric, president of Anacortes Sister Cities, read from the [Sister Cities International statement](#) regarding the importance of the principles of citizen diplomacy in the face of international tensions. Mr. Lovric spoke against removing the Russian flag from the Sister Cities displays.

Duane Clark, past president of Anacortes Sister Cities, expressed support for Ukrainians around the world. He shared popular press reports about opposition by Russian citizens to the Russian invasion of Ukraine. Mr. Clark spoke against removing the Russian flag from the Sister Cities displays.

Mayor Miller invited the public to comment on any item not on the agenda.

Boshie Morris, 1618 7th Street, spoke about legal notices in the Anacortes American. She said the legal notice

for the February 22, 2022 public hearing had not included a link to the materials on which public comment was being sought. Ms. Morris asked that the public hearing scheduled for March 7, 2022 be renoticed for a future date with a link to the relevant materials. Ms. Morris also spoke in opposition to parking revisions proposed by draft Ordinance 4012. She urged a comprehensive look at parking in this area before making any changes. Ms. Morris's comments were submitted in writing and were added to the packet materials for the meeting.

Consent Agenda

Mr. McDougall moved, seconded by Mr. Carter, to approve the following Consent Agenda items. The motion carried unanimously by voice vote.

- a. Minutes of February 22, 2022
- b. Approval of claims in the amount of \$511,627.51
 - The following vouchers/checks were approved for payment:
 - EFT numbers: 102563 through 102595, total \$203,824.90
 - Check numbers: 102596 through 102606, total \$16,928.05
 - Wire transfer numbers: 299359 through 299583, total \$127,454.01
- c. Street Fair Application: Shipwreck Fest July 16, 2022

OTHER BUSINESS

Lodging Tax Advisory Committee Annual Appointments 2022

Planning Director Don Measamer requested City Council confirmation of Lodging Tax Advisory Committee appointments for 2022. Mr. Measamer reviewed the proposed reappointment and appointments, referring to the packet materials for this agenda item.

Mr. Young and Ms. Moulton spoke in favor of more active solicitation of volunteers for city boards and commissions, including the LTAC.

Mr. Walters asked which LTAC committee members represented hoteliers and which represented potential grant recipients. He objected to a Chamber of Commerce member serving on the committee, given the large share of the Lodging Tax that is distributed to the Chamber. He urged postponing action pending further information, possibly codifying the membership of the committee, and possibly re-advertising the positions.

Mr. Measamer clarified that the proposed appointments complied with the Tourism Promotion Strategic Plan and the RCW.

Mr. Walters volunteered to draft an ordinance and bring it back to full Council for discussion in a couple of weeks.

Adjournment

There being no further business, at approximately 7:05 p.m. the Anacortes City Council meeting of February 28, 2022 was adjourned.

The following claims against the City of Anacortes have been preaudited and certified by the Clerk-Treasurer as ready for City Council approval at the March 7, 2022 City Council meeting:
[Download this file in OpenDocument spreadsheet format.](#)

Invoice Doc #	Transaction Date	Invoice #	Vendor Full Name	Description	Total Amount	Approval Queue
299907	11/9/2021	INV2007591	BLACKSTONE PUBLISHING	AUDIO BOOKS	\$ 50.00	publib
299786	11/15/2021	236937	SCOTT RICHARDS INSURANCE, INC	RENEW POLICE EQUIPMENT INSURANCE POLICY	\$ 11,116.00	finance
299909	1/5/2022	0533784	EBSCO INFORMATION SERVICES	USA TODAY LIBRARY ANNUAL SUBSCRIPTION	\$ 275.00	publib
299620	1/19/2022	17929	SKAGIT PUBLISHING LLC	PUBLISH AA-188748	\$ 113.68	finance
299621	1/19/2022	17930	SKAGIT PUBLISHING LLC	PUBLISH AA-191354	\$ 44.66	finance
299622	1/19/2022	17931	SKAGIT PUBLISHING LLC	PUBLISH AA-192398	\$ 142.10	finance
299623	1/19/2022	17932	SKAGIT PUBLISHING LLC	PUBLISH AA-192866	\$ 52.78	finance
299878	1/28/2022	IN128980	CHARGEPOINT, INC.	ELECTRIC VEHICLE CHARGING STATIONS 5 YEAR WARRANTIES	\$ 4,515.00	pw1
299881	1/28/2022	11122ABatch	INGRAM LIBRARY SERVICES, LLC	ADULT BOOKS	\$ 1,447.50	publib
299879	1/31/2022	IN129195	CHARGEPOINT, INC.	ELECTRIC VEHICLE CHARGING STATION	\$ 11,804.15	pw1
299874	1/31/2022	0122	NELSON, BONNIE	AGING MASTERY PROGRAM - JANUARY 2022	\$ 550.00	pkrec
299911	2/2/2022	1977	THE CLEAN TEAM	2022 JANITORIAL SERVICES - JANUARY 2022	\$ 4,300.00	pw1
299905	2/7/2022	200000667101	PUGET SOUND ENERGY INC	LIBRARY 1220 10TH 1/8-2/5/22	\$ 2,898.33	publib
299732	2/8/2022	RB030WA	REINER PUMP SYSTEMS, INC.	MAINTENANCE SUPPLIES	\$ 14,994.82	dwwtp
299720	2/11/2022	0140404-IN	SWS EQUIPMENT	PARTS FOR #304	\$ 5,030.65	dshop
299915	2/14/2022	1841-021422	CHAVOND-BARRY ENGINEERING CORP	INCINERATOR GENERAL ADVICE - JANUARY 2022	\$ 2,023.75	dwwtp
299719	2/14/2022	0140390-IN	SWS EQUIPMENT	DOOR FRAME VEH #304	\$ 814.40	dshop
299920	2/14/2022	7965	UNIT PROCESS COMPANY	THERMON POWER CONN	\$ 629.25	dwwtp
299864	2/15/2022	DRDG.FX.60642969	DEPARTMENT OF HEALTH	DRUG DOG HANDLERS K9 REGISTRATION - ANNUAL FEE	\$ 55.00	apd
299652	2/15/2022	3970662	LTI, INC.	ROAD SALT	\$ 5,029.50	dshop
299908	2/16/2022	154 700 0000 9	CASCADE NATURAL GAS CORP.	LIBRARY 1/20-2/15/22	\$ 1,388.50	publib
299736	2/16/2022	WAANA139821	FASTENAL COMPANY	MAINTENANCE SUPPLIES	\$ 201.12	dwwtp
299651	2/16/2022	251735	NAPA	LED SEALED BEAM LIGHTS #513	\$ 303.53	dshop
299859	2/16/2022	251698	NAPA	BATTERY #406	\$ 308.88	dshop
299624	2/16/2022	18936	SKAGIT PUBLISHING LLC	PUBLISH AA-203025	\$ 133.98	finance
299625	2/16/2022	18937	SKAGIT PUBLISHING LLC	PUBLISH AA-203036	\$ 133.98	finance
299626	2/16/2022	18938	SKAGIT PUBLISHING LLC	PUBLISH AA-203185	\$ 85.26	finance
299918	2/17/2022	799312	HASA, INC	SODIUM HYPOCHLORITE	\$ 5,011.85	dwwtp
299860	2/17/2022	251851	NAPA	HYD HOSE FITTINGS & REEL #553	\$ 80.77	dshop

Invoice Doc #	Transaction Date	Invoice #	Vendor Full Name	Description	Total Amount	Approval Queue
299900	2/17/2022	P0002-52	QCC QUALITY CONTROLS CORP.	ON-CALL PROFESSIONAL SERVICES AT THE WTP - JANUARY 2022	\$ 2,565.00	dwtp
299890	2/17/2022	254838	SIGNATURE FORMS, INC	ENVELOPES	\$ 162.48	court
299902	2/17/2022	72321C-X	UNDERWOOD & ASSOCIATES, LLC	ANTIQUE ENGINE DISPLAY ROOM - DESIGN	\$ 1,620.00	medic
299914	2/18/2022	98055394	ECO SERVICES OPERATIONS CORP	ALUMINUM SULFATE	\$ 4,666.08	dwtp
299873	2/18/2022	15272	HOW IT WORKS, INC	ACFL MAPS	\$ 1,879.50	parks1
299730	2/18/2022	12P8494	MOTOR TRUCKS, INC	PARTS #605	\$ 1,488.41	dshop
299885	2/18/2022	426170	THE LANGUAGE EXCHANGE INC	INTERPRETER SERVICES ON COURT DAY	\$ 226.88	court
299729	2/18/2022	1820425	WOOD'S LOGGING SUPPLY	CHOKE ROD #11-981	\$ 2.16	dshop
299653	2/19/2022	187915	LAKESIDE INDUSTRIES, INC.	ASPHALT	\$ 844.34	wdist
299658	2/19/2022	187867	LAKESIDE INDUSTRIES, INC.	ACFL TRAIL MAINTENANCE SUPPLIES	\$ 343.28	parks1
299721	2/20/2022	634795	PAPE MACHINERY INC.	REPAIRS VEH #422	\$ 3,934.80	dshop
299654	2/21/2022	07402	ANCHOR QEA, LLC	WTP CLEAN-UP DEMO MATTER NO. 96	\$ 37,363.90	legal
299655	2/21/2022	07401	ANCHOR QEA, LLC	A AVENUE LANDFILL MATTER NO. 200	\$ 889.50	legal
299656	2/21/2022	07403	ANCHOR QEA, LLC	WTP MATTER NO. 96	\$ 9,144.61	legal
299868	2/21/2022	020491081	GALLS, LLC.	UNIFORM SHIRT; CSO LINDQUIST	\$ 63.00	apd
299856	2/21/2022	220193	T-SHIRTS BY DESIGN	NEW HIRE (CC & RB): T-SHIRTS, HATS,	\$ 1,399.17	medic
299919	2/21/2022	886300	USA BLUE BOOK	CALCIUM STANDARD SOLUTION	\$ 35.61	dwtp
299738	2/22/2022	358583	INTERNATIONAL BELT & RUBBER	MAINTENANCE SUPPLIES - COOLING FAN	\$ 630.28	dwwtp
299591	2/22/2022	31-C21108341:1	LORIMER, MARY	REFUND AMBULANCE OVERPAYMENT	\$ 10.00	finance
299857	2/22/2022	12P8495	MOTOR TRUCKS, INC	ADJUSTER VEH #605	\$ 249.57	dshop
299650	2/22/2022	252289	NAPA	WIPERS VEH #023	\$ 67.34	dshop
299709	2/22/2022	252327	NAPA	SCREW- #853	\$ 45.04	dshop
299866	2/22/2022	651011	SAN DIEGO POLICE EQUIP CO INC	TRAINING AMMO	\$ 1,431.98	apd
299728	2/22/2022	PSO010213-1	SONSRAY MACHINERY, LLC	REMAN STARTER, BUMPERS, SCREEN #406	\$ 1,429.41	dshop
299590	2/22/2022	31-C21104128:1	ZEUGIN, DENNIS	REFUND AMBULANCE OVERPAYMENT	\$ 607.00	finance
299880	2/23/2022	GC0006332	CODE PUBLISHING, LLC	CODIFICATION SERVICES	\$ 286.58	legal
299737	2/23/2022	9223369795	GRAINGER	MAINTENANCE SUPPLIES - BOILER MOTOR	\$ 257.68	dwwtp
299711	2/23/2022	252493	NAPA	AIR FILTER- #704	\$ 38.71	dshop
299722	2/23/2022	13978	NW COMMUNICATIONS, INC	ANTENNA- #014	\$ 375.36	dshop
299617	2/23/2022	E 202202230034	SIMPLIFILE, LC	COLLINS-THIEL FIBER EASEMENT - 505 38TH STREET	\$ 216.38	fiber
299921	2/23/2022	19138	SKAGIT PUBLISHING LLC	PUBLISH AA-203071	\$ 178.64	finance
299618	2/23/2022	Invoice #1	SKAGIT VALLEY TULIP FESTIVAL	LTAC SKAGIT TULIP FEST INVOICE #1	\$ 2,200.00	plan
299726	2/23/2022	134522	SUMMIT LAW GROUP, PLLC	LEGAL SERVICE, POLICE & FIRE BARGAINING	\$ 3,675.00	hr
299798	2/24/2022	316648	BAY CITY SUPPLY	FACILITY SUPPLIES	\$ 213.87	pwfac
299906	2/24/2022	2027070	BLACKSTONE PUBLISHING	AUDIO BOOKS	\$ 179.98	publib
299659	2/24/2022	INV2430966	COPIERS NORTHWEST, INC	CANON COPIER IR DX C5870I 70PPM	\$ 11,424.00	finance
299716	2/24/2022	Q375736	CORE & MAIN LP	INVENTORY - 6 MJ 22 1/2, 6 MJ 45	\$ 769.56	wdist

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299717	2/24/2022	Q391117	CORE & MAIN LP	INVENTORY ANGLE METER VALVES	\$ 2,364.90	wdist
299713	2/24/2022	138412	FRONTIER FORD	CYLINDER- #164	\$ 188.32	dshop
299710	2/24/2022	252619	NAPA	WHEEL CHOCKS #90024	\$ 52.57	dshop
299712	2/24/2022	252643	NAPA	BRAKE FLUID #164	\$ 10.86	dshop
299627	2/24/2022	ReimbRains	RAINS, JAMES	REIMBURSEMENT FOR INCINERATOR CERTIFICATION	\$ 254.53	dwwtp
299733	2/24/2022	0281086-IN	REISNER DISTRIBUTOR INC	INCINERATOR FUEL	\$ 1,786.91	dwwtp
299912	2/24/2022	0280932-IN	REISNER DISTRIBUTOR INC	DIESEL EXHAUST FLUID- SHOP	\$ 799.74	dshop
299725	2/25/2022	5843	ALL PHASE COMM, LLC	LICENSES FOR DEPARTMENT SUPERVISOR CALL TREES	\$ 1,142.56	infosys
299861	2/25/2022	AN 873103	CENTRAL WELDING SUPPLY CO, INC	O2 FOR AMBULANCE	\$ 70.47	medic
299893	2/25/2022	302239	COMMERCIAL ALARM & DETECTION	ANNUAL FIRE ALARM SYSTEM CONFIDENCE TEST	\$ 3,242.50	pwfac
299724	2/25/2022	cpls	DEPARTMENT OF LICENSING	CPLS TO D.O.L.; JANUARY 2022	\$ 561.00	apd
299727	2/25/2022	574305	HUGHES FIRE EQUIPMENT, INC.	PRC PUMPER	\$ 474.94	dshop
299894	2/25/2022	252756	NAPA	AIR FILTER- #406	\$ 29.57	dshop
299916	2/25/2022	252674	NAPA	BUTANE FUEL- SHOP	\$ 45.78	dshop
299917	2/25/2022	252673	NAPA	BRAKE CLEANER- SHOP	\$ 195.45	dshop
299876	2/25/2022	P2045-NT-2	QCC QUALITY CONTROLS CORP.	W3 AND SCUM PUMP VFD PANELS	\$ 12,650.00	dwwtp
299877	2/25/2022	P2045-T-1	QCC QUALITY CONTROLS CORP.	W3 AND SCUM PUMP VFD PANELS - HARDWARE	\$ 26,982.40	dwwtp
299787	2/25/2022	242940	SCOTT RICHARDS INSURANCE, INC	ADD 2 GARBAGE TRUCKS TO AUTO POLICY	\$ 3,260.00	finance
299871	2/25/2022	8069590-00	TURF STAR WESTERN	NEW TORO MOWER	\$ 41,477.06	pw1
299869	2/28/2022	5097691859	CINTAS CORPORATION	FIRST AID SUPPLIES - VARIOUS DEPTS	\$ 766.93	finance
299901	2/28/2022	2020-55	CURTIS EMERGENCY SERVICES LLC	EMERGENCY MANAGEMENT SERVICES - DECEMBER 2021-FEBRUARY 2022	\$ 585.00	medic
299863	2/28/2022	02/28/2022	FIDALGO CLEANING	APD CLEANING & SUPPLIES	\$ 800.00	apd
299858	2/28/2022	252968	NAPA	2016 RAM 4500 WIPER BLADES #204	\$ 25.81	dshop
299927	2/28/2022	CL40114	REISNER DISTRIBUTOR INC	VEHICLE FUEL - FEB 2022	\$ 24,145.88	finance
299862	2/28/2022	2022	SKAGIT COUNTY FIRE CHIEFS	BALANCE OF 2022 DUES. - \$50 PAID CHIECK	\$ 298.00	medic
299884	2/28/2022	360-293-6427-0218975	ZIPLY FIBER	CITY HALL 911 2/28-3/27/22	\$ 78.25	finance
299886	2/28/2022	360-588-1422-0822015	ZIPLY FIBER	APD BUSINESS LINE 2/28-3/27/22	\$ 295.56	apd
299887	2/28/2022	360-299-6615-0615165	ZIPLY FIBER	APD 911 LINE 2/28-3/27/22	\$ 71.86	apd
299888	2/28/2022	360-293-4900-0912865	ZIPLY FIBER	APD BAC LINE 2/28-3/27/22	\$ 84.67	apd
299889	2/28/2022	360-588-9248-0619005	ZIPLY FIBER	APD BACKUP LINE 2/28-3/27/22	\$ 204.45	apd

Invoice Doc #	Transaction Date	Invoice #	Vendor Full Name	Description	Total Amount	Approval Queue
299904	2/28/2022	360-293-9063-0926075	ZIPLY FIBER	STA 3 WIFI: 2/28 - 3/27/22	\$ 87.30	medic
299910	2/28/2022	360-299-2484-0726025	ZIPLY FIBER	LIBRARY PHONE 2/28-3/27/22	\$ 56.21	publib
299913	2/28/2022	360-299-3674-0214175	ZIPLY FIBER	OPS 02/28- 03/27/22	\$ 70.20	dshop
299883	3/1/2022	3/1/2022	ANACORTES FAMILY CENTER	SOCIAL WORKER AGREEMENT - FEBRUARY 2022	\$ 4,166.67	apd
299903	3/1/2022	7188672551	CARDINAL HEALTH 110, INC.	PHARMA: ADRENALIN, DIPHENHYD, ATROPINE	\$ 455.47	medic
299882	3/1/2022	FEB 2022	KORTERUD, WAYNE D	INDIGENCY SCREENING FEBRUARY	\$ 415.00	court
299922	3/1/2022	992	LAW OFFICE OF CARA LORENZO	PUB DEF CONFL	\$ 45.00	court
299923	3/1/2022	991	LAW OFFICE OF CARA LORENZO	PUB DEF CONFL	\$ 232.50	court
299924	3/1/2022	990	LAW OFFICE OF CARA LORENZO	PUB DEF CONFL	\$ 22.50	court
299925	3/1/2022	994	LAW OFFICE OF CARA LORENZO	PUB DEF CONFL	\$ 172.50	court
299926	3/1/2022	993	LAW OFFICE OF CARA LORENZO	PUB DEF CONFL	\$ 180.00	court
299875	3/1/2022	0222	NELSON, BONNIE	AGING MASTERY PROGRAM - FEBRUARY 2022	\$ 625.00	pkrec
299865	3/1/2022	2347	OAB ENGINEERING, LLC	STA 3 INTERNET - MARCH	\$ 85.00	medic
299899	3/1/2022	131031	VENTEK INTERNATIONAL	MARCH SERVER HOSTING AND CELL CARRIER	\$ 135.00	parks1
299896	3/1/2022	UF10561CAM04	WASHINGTON STATE DEPARTMENT	APPLICATION FEE/PERMIT WATER SERVICE UNDER HWY 20. MP 44.64	\$ 500.00	wdist

Total **\$294,643.86**



City Council Agenda Bill

Meeting Date: March 7, 2022

Agenda Item: 5.c.

Agenda Item Title: Amendment #2 to Interlocal C20180481 with Skagit County: Emergency Medical Services System Delivery Agreement

Staff Contact(s): Bill Harris

<u>Approved for Submittal to Council by</u>	<u>Action Type</u>
TIFFANY MATSON	Contract Modification

Item Summary: City staff seeks City Council consent to execute Amendment #2 to Interlocal Agreement C20180481 with Skagit County. This amendment adds reimbursement from Skagit County for 5 new video laryngoscopy units for a total of \$11,000.

Budget Impact:

Previous Action: Interlocal Agreement [C20180481](#) was approved at the [10/2/18](#) Council meeting. [Amendment #1](#) was approved at the [2/25/19](#) Council meeting.

Recommended Motion: I move that City Council authorize the Mayor to execute Amendment #2 to Interlocal Agreement C20180481 between the City of Anacortes and Skagit County.

Alternative Actions: Not approve the interlocal amendment.

Attachments (listed in order presented):

1. C20180481 Amendment 2

AMENDMENT #2
ORIGINAL AGREEMENT #C20180481

Aero Skagit, a not for profit, the City of Anacortes, the City of Burlington, the City of Mount Vernon, and the City of Sedro-Woolley, hereinafter called "Parties", and Skagit County, hereinafter called "County" agree to amend Agreement No. C20180481, as set forth below under "Terms of Amendment." This Amendment number 2 may be executed in any number of counterparts, each of which when executed and delivered shall constitute a duplicate original, but all counterparts together shall constitute a single agreement.

TERMS OF AMENDMENT: #2

The following shall be added to EXHIBIT "B" Compensation portion of this contract.

County will reimburse Parties, upon receipt of documentation of actual expenses paid by Parties, for Skagit County Medical Program Director-approved replacement video laryngoscopes as listed below:

A. Aero Skagit

Three (3) video laryngoscopes and accessories.

Reimbursement of devices shall not exceed \$7,000.00

B. City of Anacortes

Five (5) video laryngoscopes and accessories.

Reimbursement of devices shall not exceed \$11,000.00

C. City of Burlington

Five (5) video laryngoscopes and accessories.

Reimbursement of devices shall not exceed \$11,000.00

D. City of Mount Vernon

Eight (8) video laryngoscopes and accessories.

Reimbursement of devices shall not exceed \$17,600.00

E. City of Sedro-Woolley

Five (5) video laryngoscopes and accessories.

Reimbursement of devices shall not exceed \$11,000.00

All other terms and conditions of the original contract shall remain in effect.

Date: _____, 2022

Aero Skagit

Signature of Authorized Signatory

Print Name

Mailing Address:

P.O. Box 705

Concrete, WA 98237

Telephone No. (360) 853-8831

Fed. Tax ID # 91-1200257

Contractor Lic. # 600 087 833

Date: _____

City of Anacortes

Mayor

Approved as to form:

City Attorney

Approved as to budget and Attest:

Finance Director

Date: _____, 2022

City of Burlington

Mayor

Fire Chief

Attest:

Budget and Accounting Director

Approved as to form:

City Attorney

Date: _____, 2022

City of Mount Vernon

Mayor

Attest:

Finance Director

Department Director

Approved as to form:

City Attorney

Date: _____, 2022

City of Sedro-Woolley

Mayor

Attest:

Deputy Clerk

Approved as to form:

City Attorney



City Council Agenda Bill

Meeting Date: March 7, 2022

Agenda Item: 5.d.

Agenda Item Title: Resolution 3075: Waiving the State Competitive Bidding Requirements for the Purchase of Two Solid Waste Curotto Cans

Staff Contact(s): FRED BUCKENMEYER, WIL LUDEMANN

Approved for Submittal to Council by **Action Type**

TIFFANY MATSON

Resolution

STEVE HOGLUND

DARCY SWETNAM

Item Summary: City staff seeks City Council approval of Resolution 3075 to waive the state competitive bidding requirements for the purchase two Curotto cans for use on the City's solid waste trucks.

Background:

- RCW 39.04.280 provides that the City, by resolution, may waive competitive bidding requirements when a purchase is clearly and legitimately limited to a single source of supply, or when the purchase involves special facilities or market conditions.
- When the City converted to automated solid waste trucks back in 2015 the City bought 2 new trucks with Curotto cans (the attachment that goes on the front forks to pick up and dump cans).
- Staff originally thought that the Curotto cans would outlast the truck due to easily and continually repairing/rebuilding them. However, when the City recently replaced these 2 trucks on their normal 7 year replacement cycle it became evident that the Curotto cans should be on the same replacement cycle.
- Staff investigated doing a full rebuild of our existing units and found it to be cost prohibitive. A full in-house rebuild would cost the City an estimated \$30,000-\$40,000 each in parts alone and require a vast amount of internal labor to perform.
- Brand new Curotto cans cost approximately \$43,000 each plus shipping and tax, and have a 4-5 month lead-time.
- SWS Equipment, LLC. currently has 2 Curotto cans in stock that were traded in. These units have never been used but they now must be sold as used. The price would be \$33,000 each plus shipping and tax.

- SWS Equipment, LLC. indicated that this deal was only available for a short period of time and would be sold to the first purchaser.
- The Public Works Operations Manager believes the price for these two “used” Curotto cans is a highly favorable price and would be sold to another party before the City has the time to comply with formal bidding requirements.
- This purchase will be paid for by ER replacement funds.

Budget Impact:

Previous Action: N/A

Recommended Motion: I move that Resolution 3075 be approved waiving the state competitive bidding requirements for the purchase of the two “used” Curotto cans for use on the City’s solid waste trucks and authorizes sole source purchasing from SWS Equipment, LLC.

Alternative Actions: Not approve the resolution.

Attachments (listed in order presented):

1. Resolution 3075

RESOLUTION 3075

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ANACORTES, WASHINGTON, authorizing the purchase of two Curotto cans from SWS Equipment, LLC. for use on the City's solid waste trucks, and waiving the competitive bidding requirement due to a sole source purchase and special market conditions, pursuant to RCW 39.04.280.

WHEREAS, RCW 39.04.280 provides that the City, by resolution, may waive competitive bidding requirements when a purchase is clearly and legitimately limited to a single source of supply, or when the purchase involves special facilities or market conditions.

WHEREAS, when the City converted to automated solid waste trucks back in 2015 the City bought 2 new trucks with Curotto cans (the attachment that goes on the front forks to pick up and dump cans); and

WHEREAS, staff originally thought that the Curotto cans would outlast the truck due to easily and continually repairing/rebuilding them. However, when the City recently replaced these 2 trucks on their normal 7 year replacement cycle it became evident that the Curotto cans should be on the same replacement cycle; and

WHEREAS, staff investigated doing a full rebuild of our existing units and found it to be cost prohibitive. A full in-house rebuild would cost the City an estimated \$30,000-\$40,000 each in parts alone and require a vast amount of internal labor to perform; and

WHEREAS, brand new Curotto cans cost approximately \$43,000 each plus shipping and tax, and have a 4-5 month lead-time; and

WHEREAS, SWS Equipment, LLC. currently has 2 Curotto cans in stock that were traded in. These units have never been used but they now must be sold as used. The price would be \$33,000 each plus shipping and tax; and

WHEREAS, SWS Equipment, LLC. indicated that this deal was only available for a short period of time and would be sold to the first purchaser; and

WHEREAS, the Public Works Operations Manager believes the price for these two "used" Curotto cans is a highly favorable price and would be sold to another party before the City has the time to comply with formal bidding requirements;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Anacortes, Washington, as follows:

Section 1. The City Council of the City of Anacortes, Washington, finds that the purchase of these two "used" Curotto cans clearly limits the City of Anacortes to a single source of supply and special market conditions, justifying the waiver of competitive bidding requirements.

Section 2. The City Council of the City of Anacortes, Washington, hereby waives the bidding requirements for the purchase of the two “used” Curotto cans for use on the City’s solid waste trucks and authorizes sole source purchasing from SWS Equipment, LLC.

Section 3. Any actions of the City or its officers prior to the date hereof and consistent with the terms of this Resolution are ratified and confirmed.

Section 4. This Resolution shall be in full force and effect after its adoption and approval.

The foregoing resolution was ADOPTED by the City Council of the City of Anacortes, Washington, at a regular, open public meeting thereof this 7th day of March, 2022.

Matt Miller, Mayor

ATTEST:

Steven D. Hoglund, City Clerk/Treasurer

APPROVED AS TO FORM:

Darcy Swetnam, City Attorney



City Council Agenda Bill

Meeting Date: March 7, 2022

Agenda Item: 6.a.

Agenda Item Title: Continued Public Hearing: Ordinance No. 4012 Amending Chapter 10.12 regarding Stopping, Standing, and Parking

Staff Contact(s): WIL LUDEMANN, FRED BUCKENMEYER, DAVE FLOYD

<u>Approved for Submittal to Council by</u>	<u>Action Type</u>
FRED BUCKENMEYER	Public Hearing

Item Summary: The Traffic Safety Advisory Committee and the Public Works Director, Fred Buckenmeyer recommend amendments to Chapter 10.12 regarding stopping, standing, and parking.

Budget Impact:
None

Previous Action: The advertised public hearing was opened at the regular City Council meeting on [February 22, 2022](#) and was continued to March 7, 2022.

Recommended Motion: I move to adopt Ordinance No. 4012 amending Chapter 10.12 Stopping, Standing, and Parking.

Alternative Actions:

Attachments (listed in order presented):

1. FINAL ORDINANCE NO. 4012 amending AMC 10.12
2. FINAL AMC Chapter 10.12 with track changes
3. FINAL AMC Chapter 10.12 Clean Copy
4. 6th St Parking
5. 30th St-W Ave Parking
6. Kiwanis Park
7. Public Hearing Notice
8. Public Comment - Richardson
9. Public Comment - Bush

ORDINANCE NO. 4012

**AN ORDINANCE OF THE CITY OF ANACORTES, WASHINGTON,
AMENDING CHAPTER 10.12 REGARDING STOPPING, STANDING, AND PARKING**

WHEREAS, the City has authority over all City rights-of-way pursuant to RCW 35A.11.020; and

WHEREAS, the Traffic Safety Committee has recommended that the City update Chapter 10.12 of the Anacortes Municipal Code regarding stopping, standing, and parking to address community concerns and updated impacts on City infrastructure; and

WHEREAS, the City Council desires to follow recommendations made by the Traffic Safety Committee as well as the advice of the City Public Works Director to amend chapter 10.12 regarding stopping, standing, and parking; and

NOW, THEREFORE, the City Council of the City of Anacortes does ordain as follows:

- Section 1. Chapter 10.12 of the Anacortes Municipal Code is amended as described in Attachment A. All remaining sections of Chapter 10.12 AMC will remain in effect.
- Section 2. This ordinance shall take effect five (5) days from and after its passage, approval, and publication in the manner required by law.

PASSED AND ADOPTED this _____ day of _____ 2022.

CITY OF ANACORTES, WASHINGTON

By: _____
Matt Miller, Mayor

ATTEST:

By: _____
Steven D. Hoglund, City Clerk

APPROVED AS TO FORM:

By: _____
Darcy Swetnam, City Attorney

Attachment A

Chapter 10.12 - STOPPING, STANDING AND PARKING is hereby amended as follows:

Section 10.12.020- Restricted during business hours.

Section 10.12.030- Restricted from certain locations.

Section 10.12.035- Limited parking time- specific locations.

Section 10.12.150- Established.

Section 10.12.200- Permit- Display.

Section 10.12.210- Exemptions.

Section 10.12.220- Violation- Penalty.

SECTION 10.12.020 Restricted during business hours.

No person shall stand, stop or park a vehicle, or allow a vehicle to be parked for a continuous period in excess of two hours between the hours of eight a.m. and six p.m. from Monday through Saturday of each week, within the following described area: Commercial Avenue from the south line of 3rd Street to the north line of 12th Street; the south side of 4th Street from the intersection of 4th Street and Commercial Avenue easterly to a point half-way between Commercial Avenue and “Q” Avenue; 6th Street, 7th Street, and 8th Street between the west line of “Q” Avenue and the east line of “O” Avenue, except portions of said streets adjacent to property used exclusively for residential purposes; the west side of Commercial Avenue between 2nd Street and 3rd Street and; the south side of 2nd Street from Commercial Avenue west to mid-block; and, further no person shall stand, stop or park a vehicle or allow a vehicle to be parked for a continuous period in excess of fifteen minutes between the hours of eight a.m. and six p.m. from Monday through Saturday of each week within the following described areas:

1. Commercial Avenue from the north line of 6th Street northerly to a point midway between the north line of 6th Street and the south line of 5th Street on the east side of said street, adjacent to the U.S. Post Office; and
2. The north side of 6th Street from the east line of Commercial Avenue to a point one hundred thirty-five feet east of said line.

SECTION 10.12.030- Restricted from certain locations.

A. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked, or any part thereof, along the following portions of the described streets and avenues, which constitute a bike path: the southerly side of 12th Street from D Avenue westerly to A Avenue, the southerly side of Oakes Avenue from A Avenue westerly to Hartford Avenue, and the southerly side of Burrows Bay Road from Hartford

Avenue westerly to the intersection with Ferry Terminal Road, and the westerly side of Ferry Terminal Road from its intersection with Burrows Bay Road to the terminus of the bike path.

B. No person shall stand, stop or park a vehicle, or allow a vehicle to be parked on St. Mary's Drive between Hillcrest Terrace and the north edge of Lot 1, Highland's First Addition to the city.

C. No person shall stand, stop, or park a trailer as defined in RCW [46.04.620](#) in the following locations: Q Avenue from 9th Street to 11th Street, the west side of Q Avenue from 14th Street to 15th Street, 10th Street from Commercial Avenue to Q Avenue, 11th Street from Commercial Avenue to Q Avenue and 13th Street from Commercial Avenue to Q Avenue.

D. No person shall stand, stop, or park a vehicle along the east side of Skyline Way between Kingsway and Hughes Lane.

E. No person shall stand, stop, or park a vehicle or allow a vehicle to be parked on the north side of Hughes Lane between Skyline Way and the west right-of-way line of the cul-de-sac at the west end of Hughes Lane.

F. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked, or any part thereof, along the following portions of the described streets and avenues: both sides of Q Avenue and cross-over from Q Avenue to R Avenue, and R Avenue from the south line of 17th Street to the north line of 22nd Street.

G. No person shall stand, stop, or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle, or a trailer to be parked on the easterly side of Q Avenue between 11th Street and 13th Street.

H. No person shall stand, stop, or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle, or a trailer to be parked on the westerly side of Commercial Avenue between 30th Street and 35th Street.

I. No person shall stand, stop or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle or a trailer to be parked on the easterly or westerly side of G Avenue between 7th Street and 8th Street.

J. No person shall stand, stop or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle, or a trailer to be parked on the west side of Q Avenue from 13th Street to 14th Street.

K. No person shall stand, stop or park a trailer as defined in RCW [46.04.620](#), or allow a trailer to be parked on 9th Street from Q Avenue to R Avenue and on R Avenue from 7th Street to 9th Street.

L. No person shall stand, or stop or park a vehicle or trailer, or allow a vehicle or trailer to be parked on 30th Street from the east line of T Avenue to the end of W Avenue. The east side of 2900-3000 block of W Avenue will be a 15-minute loading and unloading zone.

M. No person shall stand, or stop or park a vehicle or trailer, or allow a vehicle or trailer to be parked on Ferry Terminal Road.

N. It is unlawful to park a motor vehicle other than a passenger car or pick-up truck on 30th Street between R Avenue and T Avenue.

O. No person shall park a vehicle or trailer on the entirety of Beachwood Lane.

SECTION 10.12.035 Limited parking time- specific locations.

A. No person shall stand, stop, or park a vehicle, or allow a vehicle to be parked, for a continuous period in excess of two hours between the hours of eight a.m. and six p.m. from Monday through Saturday of each week, within the following described area: The north side of 4th Street from the west line of Commercial Avenue to a point midway between the west line of Commercial Avenue and the east line of O Avenue.

Violation of the ordinance codified in this subsection shall constitute a traffic infraction and shall be punishable upon a finding of “committed” by a fine of up to two hundred fifty dollars.

B. Parking of vehicles on the north side of 20th Street between I Avenue and J Avenue shall be limited to not more than fifteen minutes from Monday through Friday between the hours of seven a.m. and six p.m.

C. No person shall stand, stop or park a vehicle, or allow a vehicle to be parked for a continuous period in excess of thirty minutes between the hours of eight a.m. and six p.m. from Monday through Saturday of each week, within the following described area: the west side of Commercial Avenue from the north line of 22nd Street northward to the south line of the alley located in said block; the north side of 7th Street from the east line of O Avenue westerly to a point one hundred feet easterly of said east line of O Avenue.

D. No person shall stand, stop or park a vehicle or trailer for a period longer than two hours on the west side of Commercial Avenue between the south line of 14th Street and the north line of 17th Street.

E. No person shall stand, stop or park a vehicle or trailer on T Avenue between the south line of 22nd Street and the north line of 24th Street if extended.

F. No person shall stand, stop or park a vehicle or trailer for a period longer than two hours at Kiwanis Waterfront Park parking lot located on the north side of 6th Street.

Section 10.12.150 Established Residential Parking Zones.

There is established a residential parking zone in the following two areas:

Area A: 17th Street from “J” to “K” Avenue;
“I” and “J” Avenues between 20th and 22nd Streets;
20th Street between “H” and “K” Avenues;
“K” Avenue between 17th and 22nd Street;

“J” Avenue between 18th and 17th Streets;
and

Area B: 6th Street between “H” and “J” Avenues.

SECTION 10.12.160 Restrictions.

Area A. No person, except for those possessing and properly displaying valid residential or guest permits as hereinafter provided, shall park a vehicle within the residential parking zone for a period in excess of one hour between the hours of seven a.m. and three p.m. on days when the Anacortes High School is in session.

Area B. No person, except for those possessing and properly displaying valid residential or guest permits as hereinafter provided, shall park a vehicle for any length of time within the residential parking zone at all hours of all days of the week in Area B.

Appropriate traffic-control signs shall be posted in the residential parking zones so as to give notice to operators of vehicles of the parking restrictions imposed by this section.

SECTION 10.12.200 Permit - Display.

Residential permits shall be permanently affixed to the inside of the lower left driver’s side area of the front windshield. Guest permits shall be hung from the rear-view mirror or displayed on the driver’s side area of the front windshield.

SECTION 10.12.210 Exemptions.

Any vehicle bearing a valid and properly displayed residential permit or guest permit shall be permitted to park in the residential parking zone for which it is valid; provided, however that such vehicles shall be subject to all other regulations and ordinances of the city pertaining to the parking of vehicles.

SECTION 10.12.220 Violation – Penalty.

It is unlawful for any person to use or obtain a residential or guest permit or to allow another person to use or obtain a residential or guest permit in any manner other than as authorized by this chapter. Such violations shall be infractions and punishable by revocation of the permit and a monetary penalty of fifty dollars. Violation of the parking provisions of this chapter shall constitute an infraction with a monetary penalty of fifty dollars.

Chapter 10.12

STOPPING, STANDING AND PARKING

Sections:

Article I. In General

- 10.12.010 Seventy-two hour limit.
- 10.12.020 Restricted during business hours.
- 10.12.030 Restricted from certain locations.
- 10.12.032 Prohibited parking—Penalty an infraction.
- 10.12.034 Time limits on parking—Penalty an infraction.
- 10.12.035 Limited parking time—Specific locations.
- 10.12.036 Restricted certain hours.
- 10.12.038 Prohibition of display of vehicle for purpose of sale—Penalty an infraction.
- 10.12.040 Owner liable.
- 10.12.050 Impoundment.
- 10.12.060 Penalty.

Article II. Parking Regulations

- 10.12.070 Parallel parking.
- 10.12.080 Diagonal parking—In general.
- 10.12.085 Back-in angle parking.
- 10.12.090 Prohibited parking.

Article III. Traffic Regulation Near Ferry Dock

- 10.12.100 Erection of signs.
- 10.12.110 Compliance required.

Article IV. Parking Along Parade Routes or Street Fair Areas

- 10.12.120 Prohibited.
- 10.12.130 Impoundment.
- 10.12.140 Violation—Penalty.

Article V. Residential Parking Zones

- 10.12.150 Established.
- 10.12.160 Restrictions.
- 10.12.170 Permit—Application.
- 10.12.180 Permit—Guest.

- 10.12.190 Permit—Fee.
- 10.12.200 Permit—Display.
- 10.12.210 Exemptions.
- 10.12.220 Violation—Penalty.

Article VI. Marine Waterways Encroachment Prohibitions

- 10.12.230 Prohibited.
- 10.12.240 Impoundment.
- 10.12.250 Violation—Penalty.

Article I. In General

10.12.010 Seventy-two hour limit.

No person shall stop, stand, or park a vehicle, or allow such vehicle to be parked for a continuous period in excess of seventy-two hours or they may be issued a citation, and any such vehicle found to be unlawfully parked in violation of this section shall be subject to impound by the city of Anacortes, provided this shall be a defense to any prosecution for a violation of this section that the vehicle or vehicles cited are owned by a bonafide resident to the property immediately adjacent to the street area on which such vehicle or vehicles are parked, and further, that said vehicle or vehicles do not constitute abandoned junk motor vehicles as defined by RCW [46.55.230](#); and, furthermore that such vehicle or vehicles are passenger cars as defined in RCW [46.04.382](#) and are not motor homes as defined in RCW [46.04.305](#) or campers as defined in RCW [46.04.085](#).
(Ord. 2754 § 1, 2006; Ord. 1830 § 1, 1981)

10.12.020 Restricted during business hours.

No person shall stand, stop or park a vehicle, or allow a vehicle to be parked for a continuous period in excess of two hours between the hours of eight a.m. and six p.m. from Monday through Saturday of each week, within the following described area: Commercial Avenue from the south line of 3rd Street to the north line of 12th Street; the south side of 4th Street from the intersection of 4th Street and Commercial Avenue easterly to a point half-way between Commercial Avenue and “Q” Avenue; 6th Street, 7th Street, and 8th Street between the west line of “Q” Avenue and the east line of “O” Avenue, except portions of said streets adjacent to property used exclusively for residential purposes; the west side of Commercial Avenue between 2nd Street and 3rd Street and; the south side of 2nd Street from Commercial Avenue west to mid-block; and, further no person shall stand, stop or park a vehicle or allow a vehicle to be parked for a continuous period in excess of

fifteen minutes between the hours of eight a.m. and six p.m. from Monday ~~through~~ Saturday of each week within the following described areas:

1. Commercial Avenue from the north line of 6th Street northerly to a point midway between the north line of 6th Street and the south line of 5th Street on the east side of said street, adjacent to the U.S. Post Office; and
2. The north side of 6th Street from the east line of Commercial Avenue to a point one hundred thirty-five feet east of said line. (Ord. 2889 § 2, 2012; Ord. 2079 § 1, 1988; Ord. 1830 § 2, 1981)

10.12.030 Restricted from certain locations.

A. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked, or any part thereof, along the following portions of the described streets and avenues, which constitute a bike path: the southerly side of 12th Street from D Avenue westerly to A Avenue, the southerly side of Oakes Avenue from A Avenue westerly to Hartford Avenue, and the southerly side of Burrows Bay Road from Hartford Avenue westerly to the intersection with Ferry Terminal Road, and the westerly side of Ferry Terminal Road from its intersection with Burrows Bay Road to the terminus of the bike path.

B. No person shall stand, stop or park a vehicle, or allow a vehicle to be parked on St. Mary's Drive between Hillcrest Terrace and the north edge of Lot 1, Highland's First Addition to the city.

C. No person shall stand, stop, or park a trailer as defined in RCW [46.04.620](#) in the following locations: Q Avenue from 9th Street to 11th Street, the west side of Q Avenue from 14th Street to 15th Street, 10th Street from Commercial Avenue to Q Avenue, 11th Street from Commercial Avenue to Q Avenue and 13th Street from Commercial Avenue to Q Avenue.

D. No person shall stand, stop, or park a vehicle along the east side of Skyline Way between Kingsway and Hughes Lane.

E. No person shall stand, stop, or park a vehicle or allow a vehicle to be parked on the north side of Hughes Lane between Skyline Way and the west right-of-way line of the cul-de-sac at the west end of Hughes Lane.

F. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked, or any part thereof, along the following portions of the described streets and avenues: both sides of Q Avenue and cross-over from Q Avenue to R Avenue, and R Avenue from the south line of 17th Street to the north line of 22nd Street.

G. No person shall stand, stop, or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle, or a trailer to be parked on the easterly side of Q Avenue between 11th Street and 13th Street.

H. No person shall stand, stop, or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle, or a trailer to be parked on the westerly side of Commercial Avenue between 30th Street and 35th Street.

- I. No person shall stand, stop or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle or a trailer to be parked on the easterly or westerly side of G Avenue between 7th Street and 8th Street.
- J. No person shall stand, stop or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle, or a trailer to be parked on the west side of Q Avenue from 13th Street to 14th Street.
- K. No person shall stand, stop or park a trailer as defined in RCW [46.04.620](#), or allow a trailer to be parked on 9th Street from Q Avenue to R Avenue and on R Avenue from 7th Street to 9th Street.
- L. No person shall stand, or stop or park a vehicle or trailer, or allow a vehicle or trailer to be parked on 30th Street from the east line of T Avenue ~~eastward~~ to the end of ~~30th Street~~. W Avenue. The east side of 2900-3000 block of W Avenue will be a 15-minute loading and unloading zone as marked.
- M. No person shall stand, or stop or park a vehicle or trailer, or allow a vehicle or trailer to be parked on Ferry Terminal Road.
- N. It is unlawful to park a motor vehicle other than a passenger car or pick-up truck on 30th Street between R Avenue and T Avenue.
- O. No person shall park a vehicle or trailer on the entirety of Beachwood Lane. (Ord. 3043, 2019; Ord. 2335 § 1, 1994; Ord. 2184 § 1, 1991; Ord. 2156 § 1, 1990; Ord. 2152 §§ 1, 2, 1990; Ord. 2139 § 1, 1990; Ord. 2031 § 1, 1987; Ord. 2015 § 1, 1986; Ord. 1948 § 1, 1984; Ord. 1830 §§ 3, 4, 5, 1981)

10.12.032 Prohibited parking—Penalty an infraction.

A.

1. It is unlawful to park any vehicle or trailer along the north side of Oakes Avenue, also known as Burrows Bay Road between Anacopper Mine Road to Ferry Terminal Road.
2. No person shall park a vehicle or trailer on or along Meridian Place.
3. No person shall park a vehicle or trailer on or along the south side of 20th Street between Commercial Avenue and Q Avenue.
4. No person shall stop, stand, or park a vehicle along Harbor Lane between Oakes Avenue and a point six hundred seventy-five feet south of Oakes Avenue on Harbor Lane.
5. No person shall stop, stand, or park a boat trailer or RV along Kingsway from Cay Way to Skyline Way at any time.
6. No person shall park a vehicle or trailer in the 1700 block of 6th Street on either side of the street between “H” Avenue and “I” Avenue.

7. No person shall park a vehicle or trailer in the 3400 block of West 6th Street.

B. *Penalty.* Violation of this section shall constitute an infraction and be punishable by a penalty of fifty dollars. (Ord. 2652, 2004; Ord. 2651, 2004; Ord. 2432 § 2, 1997; Ord. 2424 § 1, 1997; Ord. 2400 § 1, 1996; Ord. 2385 § 1, 1995; Ord. 2354 §§ 1, 2, 1995)

10.12.034 Time limits on parking—Penalty an infraction.

A.

1. No person shall stop, stand, or park a vehicle along Harbor Lane from a point six hundred seventy-five feet south of Oakes Avenue to the end of Harbor Lane for a period in excess of twenty-four continuous hours.
2. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked, along the south side of 10th street between a point sixty-five feet east of the east right-of-way line of Commercial Avenue and the east right-of-way line of Commercial Avenue for a continuous period in excess of two hours.
3. Parking shall be limited to two hours on the west side of Commercial Avenue between 17th and 18th Street.
4. No person shall stop, stand, or park a vehicle along the north or south side of Kingsway from Cay Way to Skyline Way for more than twenty-four consecutive hours.

B. *Penalty.* Violation of this section shall constitute an infraction and be punishable by a penalty not to exceed fifty dollars. (Ord. 2432 § 1, 1997; Ord. 2423 § 1, 1997; Ord. 2403 § 1, 1996; Ord. 2385 §§ 2, 3, 1995)

10.12.035 Limited parking time—Specific locations.

A. No person shall stand, stop, or park a vehicle, or allow a vehicle to be parked, for a continuous period in excess of two hours between the hours of eight a.m. and six p.m. from Monday through Saturday of each week, within the following described area: The north side of 4th Street from the west line of Commercial Avenue to a point midway between the west line of Commercial Avenue and the east line of O Avenue.

Violation of the ordinance codified in this subsection shall constitute a traffic infraction and shall be punishable upon a finding of “committed” by a fine of up to two hundred fifty dollars.

B. Parking of vehicles on the north side of 20th Street between I Avenue and J Avenue shall be limited to not more than fifteen minutes from Monday through Friday between the hours of seven a.m. and six p.m.

C. No person shall stand, stop or park a vehicle, or allow a vehicle to be parked for a continuous period in excess of thirty minutes between the hours of eight a.m. and six p.m. from Monday through Saturday of each week, within the following described area: the west side of Commercial Avenue from the north line of 22nd Street northward to the south line of the alley located in said block; the north side of 7th Street from the east line of O Avenue westerly to a point one hundred feet easterly of said east line of O Avenue.

D. No person shall stand, stop or park a vehicle or trailer for a period longer than two hours on the west side of Commercial Avenue between the south line of 14th Street and the north line of 17th Street.

E. No person shall stand, stop or park a vehicle or trailer on T Avenue between the south line of 22nd Street and the north line of 24th Street if extended. (Ord. 2310 §§ 1, 2, 1994; Ord. 2241 §§ 1, 2, 1992; Ord. 2188 § 1, 1991; Ord. 2020 § 1, 1986; Ord. 1872 §§ 1, 2, 1982)

F. No person shall stand, stop or park a vehicle or trailer for a period longer than two hours at Kiwanis Waterfront Park parking lot located on the north side of 6th Street.

10.12.036 Restricted certain hours.

No person shall stand, stop, or park a vehicle or allow a vehicle to be parked on the north side of 20th Street between J Avenue and K Avenue, Monday through Friday, from seven a.m. to four p.m., except for vehicles designated as school buses. (Ord. 2177 § 1, 1991)

10.12.038 Prohibition of display of vehicle for purpose of sale—Penalty an infraction.

A. Displaying of motor vehicles for purposes of sale by parking said vehicles with information on said vehicles identifying them for sale be and it is hereby prohibited along Commercial Avenue from 36th Street to the waterfront, provided, however, that businesses primarily engaged in the sale of motor vehicles may display a maximum of one vehicle on Commercial Avenue directly adjacent to their place of business.

B. *Penalty.* Violation of this section shall constitute an infraction and shall be punishable by a penalty in the amount of fifty dollars for each offense. For purposes of this section, each day that said vehicle is displayed shall constitute a separate offense. (Ord. 2359 §§ 1, 2, 1995)

10.12.040 Owner liable.

For purposes of enforcement of this article, the registered owner of any vehicle or trailer parked contrary to provisions of this chapter shall be deemed to have allowed such vehicle or trailer to be parked in violation hereof. (Ord. 1830 § 6, 1981)

10.12.050 Impoundment.

The Anacortes police department, or their designated representative, shall have the authority to impound any vehicle or trailer as authorized by any statutes of the state of Washington or ordinances of the city and shall have the authority to impound any vehicles which are parked or left standing in the travel portion of a roadway, within no parking zones as specified in RCW [46.61.570](#), within an established bicycle path, or at such other location as constitutes a traffic safety hazard. (Ord. 1830 § 7, 1981)

10.12.060 Penalty.

Any person, firm or corporation who violates, or permits, or allows anyone to violate this article, or the registered owner of any vehicle found in violation of this article, shall be guilty of a misdemeanor, and shall upon conviction be fined up to two hundred fifty dollars. (Ord. 1830 § 8, 1981)

Article II. Parking Regulations

10.12.070 Parallel parking.

Except as hereinafter specified in this chapter or unless otherwise permitted by duly erected traffic control signs or markings, all parking of motor vehicles on the streets, avenues and highways of the city shall be what is known as “parallel parking,” and every vehicle stopped or parked upon a roadway where there is an adjacent curb or edge of abutting parking strip shall be so stopped or parked with the right hand wheels of such vehicle parallel to and within twelve inches of the right hand curb or edge of abutting parking strip. (Ord. 2544 § 1, 2000)

10.12.080 Diagonal parking—In general.

All parking of motor vehicles upon the following streets, avenues and highways or parts thereof in the city shall be what is known as “diagonal parking,” with the right front wheel of the vehicles within twelve inches of the curb or edge of parking strip and at an angle of thirty degrees with said curb or edge or parking strip: the south side of 34th Street from Commercial Avenue to two hundred feet west of Commercial Avenue; the south side of 3rd Street to 9th Street inclusive, between Q and O Avenues, except for the south side of 4th Street between Commercial Avenue and Q Avenue which shall be parallel parking; north side of 4th Street from Commercial Avenue to R Avenue; the south side of 10th Street and 11th Street between Commercial Avenue and O Avenue; the south side of 6th Street east of Q Avenue. (Ord. 2562, 2001; Ord. 2544 § 2, 2000)

10.12.085 Back-in angle parking.

All parking of motor vehicles upon the following streets, avenues, and highways or parts thereof in the city shall be what is known as “back-in angle parking” with the right rear wheel of the vehicles within twelve inches of the curb or edge of parking strip and at an angle of thirty to forty-five degrees with said curb or edge or parking strip: the east side of Commercial Avenue between 2nd Street and 3rd Street, the north side of 4th Street between “R” Avenue and “O” Avenue, and the north side of 3rd Street between Commercial Avenue and “O” Avenue.

No person shall stand, stop, or park a vehicle or allow a vehicle to be parked on the portion of Weaverling Road east of the Tommy Thompson Trail, Monday through Sunday, from ten p.m. to five a.m. (Ord. 2911, 2013; Ord. 2910 § 1, 2013; Ord. 2819, 2010)

10.12.090 Prohibited parking.

A. Parking vehicles is prohibited in all alleys and on the following designated streets, avenues, highways, or parts thereof: the east side of Commercial Avenue from 11th Street to 13th Street; both sides of Commercial Avenue from 35th Street to 36th Street; the east side of Commercial Avenue from 36th Street to 37th Street; the south side of 12th Street between O Avenue and M Avenue; and the west side of Commercial Avenue from 30th Street south to the intersection with SR-20.

B. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked for use as a temporary or permanent place of abode on city streets or rights-of-way, except as authorized by permit under subsection C herein.

C. *Permit.*

1. The director is authorized, by permit, to allow use of boats, trailers, campers, vehicles, and RVs as place of temporary abode to park on city streets.
2. The director shall approve a permit as provided under this section when, from a consideration of the application and from such other information as may otherwise be obtained, the director finds that:
 - a. Adequate sanitary facilities are provided and accessible;
 - b. Adequate trash receptacles and trash collection is to be provided;
 - c. The activity will not unreasonably disturb or interfere with the peace, comfort, and repose of private property owners; and
 - d. The activity is not reasonably likely to cause injury to persons or property, to provoke disorderly conduct, or create a disturbance.
3. The director is authorized to promulgate rules and regulations regarding the implementation and enforcement of this chapter.
4. No permit shall be issued for a period of time in excess of three weeks per calendar year.

Any person denied a permit may appeal to city council.

D. *Impoundment.* The Anacortes police department, or its designated representative, shall have the authority to impound any boat, trailer, camper, vehicle, or RV which is parked or left standing and used as a temporary or permanent place of abode, except as authorized by permit under subsection C herein.

E. *Penalty.* Any person, firm or corporation who violates, or permits, or allows anyone to violate this section, or the registered owner of any vehicle found in violation of this section, shall be guilty of an infraction and shall be assessed a penalty of fifty dollars and towing and storage fees. (Ord. 2786 §§ 1—4, 2008; Ord. 2544 § 3, 2000; Ord. 2289 § 1, 1993; Ord. 2272 § 1, 1993; Ord. 2074 § 1, 1988)

Article III. Traffic Regulation Near Ferry Dock

10.12.100 Erection of signs.

The city engineer is authorized to erect signs regulating parking and traffic flow on 6th Street between I Avenue and K Avenue and on I Avenue North of 6th Street for the purpose of regulating and controlling traffic in the vicinity of the county ferry terminal and also to provide designating holding lanes for traffic waiting to board said county ferry. (Ord. 1776 § 1(a), undated)

10.12.110 Compliance required.

When official signs are erected prohibiting or regulating parking or traffic flow as authorized herein, no person shall park a vehicle in violation of any such sign or shall fail to operate his vehicle in conformance with such signs. (Ord. 1776 § 1(b), undated)

Article IV. Parking Along Parade Routes or Street Fair Areas

10.12.120 Prohibited.

No person shall stop, stand, or park a vehicle or allow a vehicle to be parked along any street or avenue which has been approved by the Anacortes city council as a parade route or as a location for a street fair and where no parking signs have been posted at least twenty-four hours in advance of said parade or street fair, and during the time specified in no parking signs required hereunder. (Ord. 2464 § 1, 1998)

10.12.130 Impoundment.

The Anacortes police department, or its designated representative, shall have the authority to impound any vehicle or trailer which is parked or left standing on any street or avenue designated as a parade route or street fair location and which has been properly posted not less than twenty-four hours prior to said parade or street fair event. Proper posting shall consist of the placement of no fewer than four temporary signs on each side of the street and for each block in which parking is prohibited, and which signs shall designate the time period during which parking is prohibited. (Ord. 2464 § 2, 1998)

10.12.140 Violation—Penalty.

Any person, firm or corporation who violates, or permits, or allows anyone to violate this chapter, or the registered owner of any vehicle found in violation of this chapter, shall be guilty of an infraction and shall be assessed a penalty of fifty dollars. (Ord. 2464 § 3, 1998)

Article V. Residential Parking Zones

10.12.150 Established.

There is established a residential parking zone in the following two areas:

- Area A:* 17th Street from “J” to “K” Avenue;
 “I” and “J” Avenues between 20th and 22nd Streets;
 20th Street between “H” and “K” Avenues;
 “K” Avenue between 17th and 22nd Street;
 “J” Avenue between 18th and 17th Streets;
~~A~~and
Area B: ~~The north side of~~ 6th Street between “~~H~~I”
 and “J” Avenues.

(Ord. 2833, 2010; Ord. 2724 § 1, 2005; Ord. 2486 §§ 1 and 1.1, 1999)

10.12.160 Restrictions.

Area A. No person, except for those possessing and properly displaying valid residential or guest permits as hereinafter provided, shall park a vehicle within the residential parking zone for a period in excess of one hour between the hours of seven a.m. and three p.m. on days when the Anacortes High School is in session.

Area B. No person, except for those possessing and properly displaying valid residential or guest permits as hereinafter provided, shall park a vehicle for any length of time within the residential parking zone at all hours of all days of the week in Area B.

Appropriate traffic-control signs shall be posted in the residential parking zones so as to give notice to operators of vehicles of the parking restrictions imposed by this section. (Ord. 2833, 2010; Ord. 2486 § 2, 1999)

10.12.170 Permit—Application.

Persons residing on properties that abut streets within the residential parking zone may apply to the Anacortes police department during business hours for a residential permit for each registered and licensed vehicle owned by the applicant. Such application shall be on a form provided by the Anacortes police department and shall contain such information as is deemed necessary to verify the residence of the applicant and to identify the vehicle for which the permit is given. (Ord. 2486 § 2, 1999)

10.12.180 Permit—Guest.

In addition to residential permits, each residence within the residential parking zone shall be entitled up to a maximum of five guest permits to be used exclusively by guests of the resident. Guest permits shall be issued by the Anacortes police department at such time as application is made for a residential permit. (Ord. 2486 § 4, 1999)

10.12.190 Permit—Fee.

There shall be no initial fee charged for the issuance of residential permits or guest permits, nor shall any fee be assessed for substitute or additional vehicles acquired by residents or for the replacement of lost or damaged residential permits. Prior to issuing a guest permit to replace a guest permit either lost or destroyed, the Anacortes police department shall assess and collect a fee of fifteen dollars. (Ord. 2486 § 5, 1999)

10.12.200 Permit—Display.

Residential permits shall be permanently affixed to the inside of the lower left driver's side area of the front windshield. Guest permits shall be ~~displayed on the dash board of the car hung from the rear-view~~rear-view mirror or displayed in on the driver's side area of the front windshield ~~area~~. (Ord. 2486 § 6, 1999)

10.12.210 Exemptions.

Any vehicle bearing a valid and properly displayed residential permit or guest permit shall be ~~exempt from the time restrictions imposed by this chapter permitted to park in the residential parking zone for which it is valid;~~ provided, however that such vehicles shall be subject to all other regulations and ordinances of the city pertaining to the parking of vehicles. (Ord. 2486 § 7, 1999)

10.12.220 Violation—Penalty.

It is unlawful for any person to use or obtain a residential or guest permit or to allow another person to use or obtain a residential or guest permit in any manner other than as authorized by this chapter. Such violations shall be infractions and punishable by revocation of the permit and a monetary penalty of ~~thirty-eight~~ fifty dollars. Violation of the parking provisions of this chapter shall constitute an infraction with a monetary penalty of ~~thirty-eight~~ fifty dollars. (Ord. 2724 § 2, 2005; Ord. 2486 § 8, 1999)

Article VI. Marine Waterways Encroachment Prohibitions

10.12.230 Prohibited.

No person shall stop, stand or moor a watercraft in such a manner that any part of the watercraft encroaches into the public waterways of Flounder Bay and thereby creates a safety hazard to other watercraft or blocks or impedes egress and ingress through said public waterway. (Ord. 2590 § 1, 2002)

10.12.240 Impoundment.

The police department, or its designated representative shall have the authority to impound any watercraft which is moored or left standing in any portion of the public waterways of Flounder Bay in violation of the ordinance codified in this chapter. (Ord. 2590 § 2, 2002)

10.12.250 Violation—Penalty.

Any person, firm or corporation who violates, or permits, or allows anyone to violate this chapter, or the registered owner of any watercraft found in violation of this chapter, shall be guilty of an infraction and shall be assessed a penalty of five hundred dollars. (Ord. 2590 § 3, 2002)

The Anacortes Municipal Code is current through Ordinance 4011, passed January 24, 2022.

Disclaimer: The city attorney's office has the official version of the Anacortes Municipal Code. Users should contact the city attorney's office for ordinances passed subsequent to the ordinance cited here.

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Chapter 10.12

STOPPING, STANDING AND PARKING

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Article VI. Marine Waterways Encroachment Prohibitions

- 10.12.230 Prohibited.
- 10.12.240 Impoundment.
- 10.12.250 Violation—Penalty.

Article I. In General

10.12.010 Seventy-two hour limit.

No person shall stop, stand, or park a vehicle, or allow such vehicle to be parked for a continuous period in excess of seventy-two hours or they may be issued a citation, and any such vehicle found to be unlawfully parked in violation of this section shall be subject to impound by the city of Anacortes, provided this shall be a defense to any prosecution for a violation of this section that the vehicle or vehicles cited are owned by a bonafide resident to the property immediately adjacent to the street area on which such vehicle or vehicles are parked, and further, that said vehicle or vehicles do not constitute abandoned junk motor vehicles as defined by RCW [46.55.230](#); and, furthermore that such vehicle or vehicles are passenger cars as defined in RCW [46.04.382](#) and are not motor homes as defined in RCW [46.04.305](#) or campers as defined in RCW [46.04.085](#). (Ord. 2754 § 1, 2006; Ord. 1830 § 1, 1981)

10.12.020 Restricted during business hours.

No person shall stand, stop or park a vehicle, or allow a vehicle to be parked for a continuous period in excess of two hours between the hours of eight a.m. and six p.m. from Monday through Saturday of each week, within the following described area: Commercial Avenue from the south line of 3rd Street to the north line of 12th Street; the south side of 4th Street from the intersection of 4th Street and Commercial Avenue easterly to a point half-way between Commercial Avenue and “Q” Avenue; 6th Street, 7th Street, and 8th Street between the west line of “Q” Avenue and the east line of “O” Avenue, except portions of said streets adjacent to property used exclusively for residential purposes; the west side of Commercial Avenue between 2nd Street and 3rd Street and; the south side of 2nd Street from Commercial Avenue west to mid-block; and, further no person shall stand, stop or park a vehicle or allow a vehicle to be parked for a continuous period in excess of

fifteen minutes between the hours of eight a.m. and six p.m. from Monday through Saturday of each week within the following described areas:

1. Commercial Avenue from the north line of 6th Street northerly to a point midway between the north line of 6th Street and the south line of 5th Street on the east side of said street, adjacent to the U.S. Post Office; and
2. The north side of 6th Street from the east line of Commercial Avenue to a point one hundred thirty-five feet east of said line. (Ord. 2889 § 2, 2012; Ord. 2079 § 1, 1988; Ord. 1830 § 2, 1981)

10.12.030 Restricted from certain locations.

A. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked, or any part thereof, along the following portions of the described streets and avenues, which constitute a bike path: the southerly side of 12th Street from D Avenue westerly to A Avenue, the southerly side of Oakes Avenue from A Avenue westerly to Hartford Avenue, and the southerly side of Burrows Bay Road from Hartford Avenue westerly to the intersection with Ferry Terminal Road, and the westerly side of Ferry Terminal Road from its intersection with Burrows Bay Road to the terminus of the bike path.

B. No person shall stand, stop or park a vehicle, or allow a vehicle to be parked on St. Mary's Drive between Hillcrest Terrace and the north edge of Lot 1, Highland's First Addition to the city.

C. No person shall stand, stop, or park a trailer as defined in RCW [46.04.620](#) in the following locations: Q Avenue from 9th Street to 11th Street, the west side of Q Avenue from 14th Street to 15th Street, 10th Street from Commercial Avenue to Q Avenue, 11th Street from Commercial Avenue to Q Avenue and 13th Street from Commercial Avenue to Q Avenue.

D. No person shall stand, stop, or park a vehicle along the east side of Skyline Way between Kingsway and Hughes Lane.

E. No person shall stand, stop, or park a vehicle or allow a vehicle to be parked on the north side of Hughes Lane between Skyline Way and the west right-of-way line of the cul-de-sac at the west end of Hughes Lane.

F. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked, or any part thereof, along the following portions of the described streets and avenues: both sides of Q Avenue and cross-over from Q Avenue to R Avenue, and R Avenue from the south line of 17th Street to the north line of 22nd Street.

G. No person shall stand, stop, or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle, or a trailer to be parked on the easterly side of Q Avenue between 11th Street and 13th Street.

H. No person shall stand, stop, or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle, or a trailer to be parked on the westerly side of Commercial Avenue between 30th Street and 35th Street.

- I. No person shall stand, stop or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle or a trailer to be parked on the easterly or westerly side of G Avenue between 7th Street and 8th Street.
- J. No person shall stand, stop or park a vehicle, or a trailer as defined in RCW [46.04.620](#), or allow a vehicle, or a trailer to be parked on the west side of Q Avenue from 13th Street to 14th Street.
- K. No person shall stand, stop or park a trailer as defined in RCW [46.04.620](#), or allow a trailer to be parked on 9th Street from Q Avenue to R Avenue and on R Avenue from 7th Street to 9th Street.
- L. No person shall stand, or stop or park a vehicle or trailer, or allow a vehicle or trailer to be parked on 30th Street from the east line of T Avenue to the end of W Avenue. The east side of 2900-3000 block of W Avenue will be a 15-minute loading and unloading zone.
- M. No person shall stand, or stop or park a vehicle or trailer, or allow a vehicle or trailer to be parked on Ferry Terminal Road.
- N. It is unlawful to park a motor vehicle other than a passenger car or pick-up truck on 30th Street between R Avenue and T Avenue.
- O. No person shall park a vehicle or trailer on the entirety of Beachwood Lane. (Ord. 3043, 2019; Ord. 2335 § 1, 1994; Ord. 2184 § 1, 1991; Ord. 2156 § 1, 1990; Ord. 2152 §§ 1, 2, 1990; Ord. 2139 § 1, 1990; Ord. 2031 § 1, 1987; Ord. 2015 § 1, 1986; Ord. 1948 § 1, 1984; Ord. 1830 §§ 3, 4, 5, 1981)

10.12.032 Prohibited parking—Penalty an infraction.

A.

1. It is unlawful to park any vehicle or trailer along the north side of Oakes Avenue, also known as Burrows Bay Road between Anacopper Mine Road to Ferry Terminal Road.
2. No person shall park a vehicle or trailer on or along Meridian Place.
3. No person shall park a vehicle or trailer on or along the south side of 20th Street between Commercial Avenue and Q Avenue.
4. No person shall stop, stand, or park a vehicle along Harbor Lane between Oakes Avenue and a point six hundred seventy-five feet south of Oakes Avenue on Harbor Lane.
5. No person shall stop, stand, or park a boat trailer or RV along Kingsway from Cay Way to Skyline Way at any time.
6. No person shall park a vehicle or trailer in the 1700 block of 6th Street on either side of the street between “H” Avenue and “I” Avenue.

7. No person shall park a vehicle or trailer in the 3400 block of West 6th Street.

B. *Penalty.* Violation of this section shall constitute an infraction and be punishable by a penalty of fifty dollars. (Ord. 2652, 2004; Ord. 2651, 2004; Ord. 2432 § 2, 1997; Ord. 2424 § 1, 1997; Ord. 2400 § 1, 1996; Ord. 2385 § 1, 1995; Ord. 2354 §§ 1, 2, 1995)

10.12.034 Time limits on parking—Penalty an infraction.

A.

1. No person shall stop, stand, or park a vehicle along Harbor Lane from a point six hundred seventy-five feet south of Oakes Avenue to the end of Harbor Lane for a period in excess of twenty-four continuous hours.

2. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked, along the south side of 10th street between a point sixty-five feet east of the east right-of-way line of Commercial Avenue and the east right-of-way line of Commercial Avenue for a continuous period in excess of two hours.

3. Parking shall be limited to two hours on the west side of Commercial Avenue between 17th and 18th Street.

4. No person shall stop, stand, or park a vehicle along the north or south side of Kingsway from Cay Way to Skyline Way for more than twenty-four consecutive hours.

B. *Penalty.* Violation of this section shall constitute an infraction and be punishable by a penalty not to exceed fifty dollars. (Ord. 2432 § 1, 1997; Ord. 2423 § 1, 1997; Ord. 2403 § 1, 1996; Ord. 2385 §§ 2, 3, 1995)

10.12.035 Limited parking time—Specific locations.

A. No person shall stand, stop, or park a vehicle, or allow a vehicle to be parked, for a continuous period in excess of two hours between the hours of eight a.m. and six p.m. from Monday through Saturday of each week, within the following described area: The north side of 4th Street from the west line of Commercial Avenue to a point midway between the west line of Commercial Avenue and the east line of O Avenue.

Violation of the ordinance codified in this subsection shall constitute a traffic infraction and shall be punishable upon a finding of “committed” by a fine of up to two hundred fifty dollars.

B. Parking of vehicles on the north side of 20th Street between I Avenue and J Avenue shall be limited to not more than fifteen minutes from Monday through Friday between the hours of seven a.m. and six p.m.

C. No person shall stand, stop or park a vehicle, or allow a vehicle to be parked for a continuous period in excess of thirty minutes between the hours of eight a.m. and six p.m. from Monday through Saturday of each week, within the following described area: the west side of Commercial Avenue from the north line of 22nd Street northward to the south line of the alley located in said block; the north side of 7th Street from the east line of O Avenue westerly to a point one hundred feet easterly of said east line of O Avenue.

D. No person shall stand, stop or park a vehicle or trailer for a period longer than two hours on the west side of Commercial Avenue between the south line of 14th Street and the north line of 17th Street.

E. No person shall stand, stop or park a vehicle or trailer on T Avenue between the south line of 22nd Street and the north line of 24th Street if extended. (Ord. 2310 §§ 1, 2, 1994; Ord. 2241 §§ 1, 2, 1992; Ord. 2188 § 1, 1991; Ord. 2020 § 1, 1986; Ord. 1872 §§ 1, 2, 1982)

F. No person shall stand, stop or park a vehicle or trailer for a period longer than two hours at Kiwanis Waterfront Park parking lot located on the north side of 6th Street.

10.12.036 Restricted certain hours.

No person shall stand, stop, or park a vehicle or allow a vehicle to be parked on the north side of 20th Street between J Avenue and K Avenue, Monday through Friday, from seven a.m. to four p.m., except for vehicles designated as school buses. (Ord. 2177 § 1, 1991)

10.12.038 Prohibition of display of vehicle for purpose of sale—Penalty an infraction.

A. Displaying of motor vehicles for purposes of sale by parking said vehicles with information on said vehicles identifying them for sale be and it is hereby prohibited along Commercial Avenue from 36th Street to the waterfront, provided, however, that businesses primarily engaged in the sale of motor vehicles may display a maximum of one vehicle on Commercial Avenue directly adjacent to their place of business.

B. *Penalty.* Violation of this section shall constitute an infraction and shall be punishable by a penalty in the amount of fifty dollars for each offense. For purposes of this section, each day that said vehicle is displayed shall constitute a separate offense. (Ord. 2359 §§ 1, 2, 1995)

10.12.040 Owner liable.

For purposes of enforcement of this article, the registered owner of any vehicle or trailer parked contrary to provisions of this chapter shall be deemed to have allowed such vehicle or trailer to be parked in violation hereof. (Ord. 1830 § 6, 1981)

10.12.050 Impoundment.

The Anacortes police department, or their designated representative, shall have the authority to impound any vehicle or trailer as authorized by any statutes of the state of Washington or ordinances of the city and shall have the authority to impound any vehicles which are parked or left standing in the travel portion of a roadway, within no parking zones as specified in RCW [46.61.570](#), within an established bicycle path, or at such other location as constitutes a traffic safety hazard. (Ord. 1830 § 7, 1981)

10.12.060 Penalty.

Any person, firm or corporation who violates, or permits, or allows anyone to violate this article, or the registered owner of any vehicle found in violation of this article, shall be guilty of a misdemeanor, and shall upon conviction be fined up to two hundred fifty dollars. (Ord. 1830 § 8, 1981)

Article II. Parking Regulations

10.12.070 Parallel parking.

Except as hereinafter specified in this chapter or unless otherwise permitted by duly erected traffic control signs or markings, all parking of motor vehicles on the streets, avenues and highways of the city shall be what is known as “parallel parking,” and every vehicle stopped or parked upon a roadway where there is an adjacent curb or edge of abutting parking strip shall be so stopped or parked with the right hand wheels of such vehicle parallel to and within twelve inches of the right hand curb or edge of abutting parking strip. (Ord. 2544 § 1, 2000)

10.12.080 Diagonal parking—In general.

All parking of motor vehicles upon the following streets, avenues and highways or parts thereof in the city shall be what is known as “diagonal parking,” with the right front wheel of the vehicles within twelve inches of the curb or edge of parking strip and at an angle of thirty degrees with said curb or edge or parking strip: the south side of 34th Street from Commercial Avenue to two hundred feet west of Commercial Avenue; the south side of 3rd Street to 9th Street inclusive, between Q and O Avenues, except for the south side of 4th Street between Commercial Avenue and Q Avenue which shall be parallel parking; north side of 4th Street from Commercial Avenue to R Avenue; the south side of 10th Street and 11th Street between Commercial Avenue and O Avenue; the south side of 6th Street east of Q Avenue. (Ord. 2562, 2001; Ord. 2544 § 2, 2000)

10.12.085 Back-in angle parking.

All parking of motor vehicles upon the following streets, avenues, and highways or parts thereof in the city shall be what is known as “back-in angle parking” with the right rear wheel of the vehicles within twelve inches of the curb or edge of parking strip and at an angle of thirty to forty-five degrees with said curb or edge or parking strip: the east side of Commercial Avenue between 2nd Street and 3rd Street, the north side of 4th Street between “R” Avenue and “O” Avenue, and the north side of 3rd Street between Commercial Avenue and “O” Avenue.

No person shall stand, stop, or park a vehicle or allow a vehicle to be parked on the portion of Weaverling Road east of the Tommy Thompson Trail, Monday through Sunday, from ten p.m. to five a.m. (Ord. 2911, 2013; Ord. 2910 § 1, 2013; Ord. 2819, 2010)

10.12.090 Prohibited parking.

A. Parking vehicles is prohibited in all alleys and on the following designated streets, avenues, highways, or parts thereof: the east side of Commercial Avenue from 11th Street to 13th Street; both sides of Commercial Avenue from 35th Street to 36th Street; the east side of Commercial Avenue from 36th Street to 37th Street; the south side of 12th Street between O Avenue and M Avenue; and the west side of Commercial Avenue from 30th Street south to the intersection with SR-20.

B. No person shall stop, stand, or park a vehicle, or allow a vehicle to be parked for use as a temporary or permanent place of abode on city streets or rights-of-way, except as authorized by permit under subsection C herein.

C. *Permit.*

1. The director is authorized, by permit, to allow use of boats, trailers, campers, vehicles, and RVs as place of temporary abode to park on city streets.
2. The director shall approve a permit as provided under this section when, from a consideration of the application and from such other information as may otherwise be obtained, the director finds that:
 - a. Adequate sanitary facilities are provided and accessible;
 - b. Adequate trash receptacles and trash collection is to be provided;
 - c. The activity will not unreasonably disturb or interfere with the peace, comfort, and repose of private property owners; and
 - d. The activity is not reasonably likely to cause injury to persons or property, to provoke disorderly conduct, or create a disturbance.
3. The director is authorized to promulgate rules and regulations regarding the implementation and enforcement of this chapter.
4. No permit shall be issued for a period of time in excess of three weeks per calendar year.

Any person denied a permit may appeal to city council.

D. *Impoundment.* The Anacortes police department, or its designated representative, shall have the authority to impound any boat, trailer, camper, vehicle, or RV which is parked or left standing and used as a temporary or permanent place of abode, except as authorized by permit under subsection C herein.

E. *Penalty.* Any person, firm or corporation who violates, or permits, or allows anyone to violate this section, or the registered owner of any vehicle found in violation of this section, shall be guilty of an infraction and shall be assessed a penalty of fifty dollars and towing and storage fees. (Ord. 2786 §§ 1—4, 2008; Ord. 2544 § 3, 2000; Ord. 2289 § 1, 1993; Ord. 2272 § 1, 1993; Ord. 2074 § 1, 1988)

Article III. Traffic Regulation Near Ferry Dock

10.12.100 Erection of signs.

The city engineer is authorized to erect signs regulating parking and traffic flow on 6th Street between I Avenue and K Avenue and on I Avenue North of 6th Street for the purpose of regulating and controlling traffic in the vicinity of the county ferry terminal and also to provide designating holding lanes for traffic waiting to board said county ferry. (Ord. 1776 § 1(a), undated)

10.12.110 Compliance required.

When official signs are erected prohibiting or regulating parking or traffic flow as authorized herein, no person shall park a vehicle in violation of any such sign or shall fail to operate his vehicle in conformance with such signs. (Ord. 1776 § 1(b), undated)

Article IV. Parking Along Parade Routes or Street Fair Areas

10.12.120 Prohibited.

No person shall stop, stand, or park a vehicle or allow a vehicle to be parked along any street or avenue which has been approved by the Anacortes city council as a parade route or as a location for a street fair and where no parking signs have been posted at least twenty-four hours in advance of said parade or street fair, and during the time specified in no parking signs required hereunder. (Ord. 2464 § 1, 1998)

10.12.130 Impoundment.

The Anacortes police department, or its designated representative, shall have the authority to impound any vehicle or trailer which is parked or left standing on any street or avenue designated as a parade route or street fair location and which has been properly posted not less than twenty-four hours prior to said parade or street fair event. Proper posting shall consist of the placement of no fewer than four temporary signs on each side of the street and for each block in which parking is prohibited, and which signs shall designate the time period during which parking is prohibited. (Ord. 2464 § 2, 1998)

10.12.140 Violation—Penalty.

Any person, firm or corporation who violates, or permits, or allows anyone to violate this chapter, or the registered owner of any vehicle found in violation of this chapter, shall be guilty of an infraction and shall be assessed a penalty of fifty dollars. (Ord. 2464 § 3, 1998)

Article V. Residential Parking Zones

10.12.150 Established.

There is established a residential parking zone in the following two areas:

- Area A:* 17th Street from “J” to “K” Avenue;
“I” and “J” Avenues between 20th and 22nd Streets;
20th Street between “H” and “K” Avenues;
“K” Avenue between 17th and 22nd Street;
“J” Avenue between 18th and 17th Streets;
and
Area B: 6th Street between “H” and “J” Avenues.

(Ord. 2833, 2010; Ord. 2724 § 1, 2005; Ord. 2486 §§ 1 and 1.1, 1999)

10.12.160 Restrictions.

Area A. No person, except for those possessing and properly displaying valid residential or guest permits as hereinafter provided, shall park a vehicle within the residential parking zone for a period in excess of one hour between the hours of seven a.m. and three p.m. on days when the Anacortes High School is in session.

Area B. No person, except for those possessing and properly displaying valid residential or guest permits as hereinafter provided, shall park a vehicle for any length of time within the residential parking zone at all hours of all days of the week in Area B.

Appropriate traffic-control signs shall be posted in the residential parking zones so as to give notice to operators of vehicles of the parking restrictions imposed by this section. (Ord. 2833, 2010; Ord. 2486 § 2, 1999)

10.12.170 Permit—Application.

Persons residing on properties that abut streets within the residential parking zone may apply to the Anacortes police department during business hours for a residential permit for each registered and licensed vehicle owned

by the applicant. Such application shall be on a form provided by the Anacortes police department and shall contain such information as is deemed necessary to verify the residence of the applicant and to identify the vehicle for which the permit is given. (Ord. 2486 § 2, 1999)

10.12.180 Permit—Guest.

In addition to residential permits, each residence within the residential parking zone shall be entitled up to a maximum of five guest permits to be used exclusively by guests of the resident. Guest permits shall be issued by the Anacortes police department at such time as application is made for a residential permit. (Ord. 2486 § 4, 1999)

10.12.190 Permit—Fee.

There shall be no initial fee charged for the issuance of residential permits or guest permits, nor shall any fee be assessed for substitute or additional vehicles acquired by residents or for the replacement of lost or damaged residential permits. Prior to issuing a guest permit to replace a guest permit either lost or destroyed, the Anacortes police department shall assess and collect a fee of fifteen dollars. (Ord. 2486 § 5, 1999)

10.12.200 Permit—Display.

Residential permits shall be permanently affixed to the inside of the lower left driver's side area of the front windshield. Guest permits shall be hung from the rear-view mirror or displayed on the driver's side area of the front windshield. (Ord. 2486 § 6, 1999)

10.12.210 Exemptions.

Any vehicle bearing a valid and properly displayed residential permit or guest permit shall be permitted to park in the residential parking zone for which it is valid; provided, however that such vehicles shall be subject to all other regulations and ordinances of the city pertaining to the parking of vehicles. (Ord. 2486 § 7, 1999)

10.12.220 Violation—Penalty.

It is unlawful for any person to use or obtain a residential or guest permit or to allow another person to use or obtain a residential or guest permit in any manner other than as authorized by this chapter. Such violations shall be infractions and punishable by revocation of the permit and a monetary penalty of fifty dollars.

Violation of the parking provisions of this chapter shall constitute an infraction with a monetary penalty of fifty dollars. (Ord. 2724 § 2, 2005; Ord. 2486 § 8, 1999)

Article VI. Marine Waterways Encroachment Prohibitions

10.12.230 Prohibited.

No person shall stop, stand or moor a watercraft in such a manner that any part of the watercraft encroaches into the public waterways of Flounder Bay and thereby creates a safety hazard to other watercraft or blocks or impedes egress and ingress through said public waterway. (Ord. 2590 § 1, 2002)

10.12.240 Impoundment.

The police department, or its designated representative shall have the authority to impound any watercraft which is moored or left standing in any portion of the public waterways of Flounder Bay in violation of the ordinance codified in this chapter. (Ord. 2590 § 2, 2002)

10.12.250 Violation—Penalty.

Any person, firm or corporation who violates, or permits, or allows anyone to violate this chapter, or the registered owner of any watercraft found in violation of this chapter, shall be guilty of an infraction and shall be assessed a penalty of five hundred dollars. (Ord. 2590 § 3, 2002)

The Anacortes Municipal Code is current through Ordinance 4011, passed January 24, 2022.

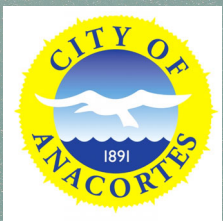
Disclaimer: The city attorney's office has the official version of the Anacortes Municipal Code. Users should contact the city attorney's office for ordinances passed subsequent to the ordinance cited here.

Note: This site does not support Internet Explorer. To view this site, Code Publishing Company recommends using one of the following browsers: Google Chrome, Firefox, or Safari.

[City Website: www.cityofanacortes.org](http://www.cityofanacortes.org)

City Telephone: (360) 293-1900

[Code Publishing Company](#)



City of Anacortes

6th Street Residential Parking Zone Update Proposed

Kiwanis Park
2hr parking

Current County
Ferry Parking Lots

-  Current Residential Permit Parking
-  Proposed Residential Permit Parking





City of Anacortes

"W Ave No Parking / 15 Minute Loading Zone"

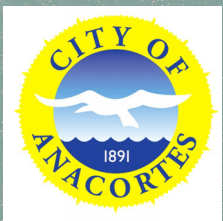


East side of
"W" Avenue
15-min parking
loading-unloading

Existing
"No Parking"

Proposed
"No Parking"





City of Anacortes

Parking Zone - Kiwanis Park

Kiwanis Park
2hr parking

Current County
Ferry Parking Lots

5TH ST

I AVE

6TH ST

K AVE

J AVE



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CITY OF ANACORTES
PO BOX 547
ANACORTES, WA 98221

Public Hearing Notice City of Anacortes

NOTICE is hereby given that the Anacortes City Council will hold a public hearing in the City Hall Council Chambers, 904 6th Street, on Tuesday, February 22, 2022 at 6:00 p.m. at the City Council Regular Meeting regarding the following:

- Ordinance No. 4012 Amending Chapter 10.12 regarding Stopping, Standing, and Parking.
- Ordinance No. 4013 Amending Chapter 10.18 regarding One Way Parking

Documents associated with this Ordinance can be viewed on the City of Anacortes website, at: <https://www.anacorteswa.gov/877/Traffic-Safety>

Anyone wishing to support or oppose these items or provide other relevant comments may do so in writing or appear in person before the Anacortes City Council at the time and place of said public hearing.

To assure disabled persons the opportunity to participate in or benefit from City services, please provide 24-hour advance notice to the City Clerk's office at (360) 299-1916 for additional arrangements to reasonably accommodate special needs.

Steven Hoglund, City Clerk

Published
February 2, 2022
AA-196127

AD #	DESCRIPTION	START	STOP	TIMES	AMOUNT
196127	Public Hearing Notic	02/02/22	02/02/22	2	\$69.02

Payments:

Date	Method	Card Type	Last 4 Digits	Check	Amount
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Discount: **\$0.00**
Surcharge: **\$0.00**
Credits: **\$0.00**

Gross: **\$69.02**
Paid Amount: **\$0.00**

Amount Due: **\$69.02**

We Appreciate Your Business!

Hunt, Marcia

From: Cynthia Richardson <richrson@cnw.com>
Sent: Saturday, March 5, 2022 10:38 PM
To: CityClerk
Subject: Parking limit at Kiwanis Park

I support the proposed change in the parking regulations to limit parking at Kiwanis Park near the Guemes Ferry dock to 2 hours (instead of the current 4 hours).

The primary purpose of this city-owned parking lot is for people who are using the Kiwanis Park, including those who simply enjoy parking for a little while to eat their lunch and enjoy the water view.

While it is also convenient for people visiting Guemes Island, that is not the primary purpose. The County parking lot is only a block away, there is a small parking lot adjacent to the ferry holding lanes, and there is also nearby on-street parking. So people wishing to visit Guemes Island for more than 2 hours do have several other options.

Let's keep this lot available for Kiwanis Park patrons by restricting the parking to 2 hours.

Cynthia Richardson
315 V Avenue
Anacortes, WA 98221

Hunt, Marcia

From: noreply@civicclerk.com
Sent: Monday, March 7, 2022 6:13 PM
To: CityClerk
Subject: Public Comment Submission

Submitted by: Allen Bush
Email Address: bushman@mail.com

Commented on event: <https://anacorteswa.civicclerk.com/web/player.aspx?id=678>
If you are having trouble viewing the URL above, cut and paste the string into your browser window.

User comment: March 7, 2022 Anacortes City Council, My name is Allen Bush and I would like to comment on parking revisions on the south side of 6th street between H and J Ave(s) Historically speaking this area has been a ferry dock since the 1940's. Pictured above. Since that time, until just prior to June of 2010 6th street was 5 lanes wide. Two lanes for parking, two lanes for travel and one lane for Ferry line, below. After piggy backing on a federally funded Guemes Ferry Terminal Improvement Project in 2010 there was considerable reduction in street width and parking, including bump outs and cut aways. During annual Guemes Ferry haul-outs, traffic revisions have been made by the City of Anacortes to accommodate parking for walk-on traffic generated by having no car ferry for periods of 3 weeks or so. Angle parking on the North side of 6th street below This revision allowed for less pressure on the surrounding neighborhood on street parking. There are approximately 200,000 cars that are related to Guemes Ferry traffic through the intersection of 6th and I Ave annually. After the City of Anacortes improved this intersection by narrowing the street with bump outs and cut aways we now have difficulty navigating this 36 foot wide intersection. Further, we have experienced less street parking as neighbors were granted private parking on the North side of 6th and I Ave while simultaneously providing room in the parking strip for three ornamental cherry trees. At the time City Council and staff: Brian Geer, Bill Turner, Matt Reynolds, Fred Buckenmeyer, and Steve Lange were asked if the Guemes Community could comment and discuss why reductions in lane width and street parking restrictions were implemented, considering the use by islanders, to no avail. We have a Guemes Ferry Committee and a Guemes Island Planning Advisory Committee that both have genuine interest in transportation plans and planning. Given the longstanding existence of a ferry dock in this location and State and County transportation policy advocating for parking and walking in accordance with the Skagit County Comprehensive Plan and Washington State Growth Management Act, I find it difficult to hear that more private parking will be added in this general vicinity. To further compromise this area there is a plan to implement stricter parking time limits at the Kiwanis Park located at the NW corner for 6th and I. This parcel was previously owned by Guemes Ferry Captain Ray Saparovich and donated to the City of Anacortes for a park. This location could accommodate neighborhood guest parking and short term parking for those going to Guemes Island for the day. Instead these tighter restrictions may lead to the spread of Guemes Ferry commuter parking into the surrounding neighborhood. Please consider the neighboring community of Guemes Island before further restricting this intersection of 6th and I Ave.



City Council Agenda Bill

Meeting Date: March 7, 2022

Agenda Item: 7.a.

Agenda Item Title: 2022 Stormwater Management Program Plan

Staff Contact(s): DIANE HENNEBERT

<u>Approved for Submittal to Council by</u>	<u>Action Type</u>
DIANE HENNEBERT	Presentation
FRED BUCKENMEYER	

Item Summary: An annual update of the Stormwater Management Program is a requirement of the City's Western Washington Phase II Stormwater permit. Staff wishes to present the draft 2022 program plan.

Budget Impact:

Previous Action:

Recommended Motion:

Alternative Actions:

Attachments (listed in order presented):

1. Draft SWMP
2. Staff Slide Presentation



City of Anacortes

2022 Stormwater Management Program Plan



March 31, 2022

Prepared in compliance with the
Western Washington Phase II Municipal Stormwater Permit
(issued on July 1, 2019, effective on August 1, 2019)

Permit # WAR04-5549

Prepared by:

City of Anacortes
Public Works Department

Date: March 31, 2022

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Section 1

INTRODUCTION

1.1 Overview

The City of Anacortes is a permittee under the Western Washington Phase II Municipal Stormwater Permit (Phase II Permit or Permit) issued by the Washington State Department of Ecology (Ecology) on July 1, 2019 and effective on August 1, 2019. Under the requirements of the Phase II Permit, the City must develop and implement a Stormwater Management Program (SWMP), which are actions and activities required under the Permit. The City is also required to prepare written documentation of the SWMP in a document called the SWMP Plan, which describes and informs the public of planned activities for the upcoming calendar year. The City updates the SWMP Plan at least annually for submittal with the City's Annual Report to the Department of Ecology. This SWMP Plan describes planned activities of the City's SWMP for 2022.

1.2 Regulatory Background

The federal Clean Water Act (CWA) establishes the basic structure for regulating discharges of pollutants into the waters of the United States and regulating water quality standards for surface waters. The CWA's primary objective is to restore and maintain the integrity of the nation's waters. The objective translates into two fundamental national goals: to eliminate the discharge of pollutants into the nation's waters and to achieve water quality levels that are fishable and swimmable. The Environmental Protection Agency (EPA) regulates stormwater under Section 402(p) of the CWA, including regulating discharges from municipal separate storm sewer systems.

The National Pollutant Discharge Elimination System (NPDES) permitting program regulates point sources that discharge pollutants to waters of the United States. EPA delegated NPDES permit authority to the Washington State Department of Ecology (Ecology). Under Washington's Water Pollution Control Act, Ecology issued Municipal Separate Storm Sewer System (MS4) general permits in two phases. The Phase I Permit was first issued in 1995 to cover incorporated cities with a population of more than 100,000 people and unincorporated counties with a population of more than 250,000 people. Two Phase II Permits were first issued in 2007: one for Western Washington and one for Eastern Washington. Both cover MS4s serving less than 100,000 persons and construction sites disturbing one to five acres. The Western Washington Phase II Municipal Stormwater Permit was reissued in 2012 and 2019.

The Phase II Permit authorizes the discharge of stormwater to surface waters and groundwaters of the state from MS4s subject to the conditions contained in the Permit. The Permit requires permittees to implement actions and activities to protect the water quality of receiving waters, including "best management practices" (BMPs). Permittees are required to reduce the discharge of pollutants to the "maximum extent practicable" (MEP), use all known, available, and reasonable methods of prevention, control, and treatment (AKART) to prevent and control pollution of waters of the state, and protect water quality.

Under the Phase II Permit, the City of Anacortes must develop and implement a Stormwater Management Program (SWMP), which is a set of actions and activities required under the Permit, which include the following components specified in the Permit:

- Stormwater Planning

- Public Education and Outreach
- Public Involvement and Participation
- MS4 Mapping and Documentation
- Illicit Discharge Detection and Elimination
- Controlling Runoff from New Development, Redevelopment and Construction Sites
- Municipal Operations and Maintenance
- Source Control for Existing Development

1.3 City of Anacortes Regulated Area

Anacortes has an estimated population of 17,610 and covers approximately 11.7 square miles of land area. The majority of the stormwater runoff from Anacortes eventually drains into Fidalgo Bay, Guemes Channel, or Burrows Bay, which are located in the Salish Sea. Incorporated in 1891, Anacortes has been active in seafood harvesting and processing, natural resource refining (primarily wood products and oil), boat building and maintenance, shipping, ferry and port tourism, home building, retail businesses and promoting the natural beauty of the area. Anacortes is known as a working waterfront town.

1.4 SWMP Implementation Responsibilities and Internal Coordination Among City Departments

The administration of the SWMP is a multi-department effort that is overseen by the Stormwater Program Manager. The SWMP is implemented through coordination mechanisms among departments within the City and between the City and neighboring jurisdictions. The Stormwater Program Manager in the City's Public Works Department works closely with staff in the following City offices and departments to implement the City's SWMP:

- Public Works Department (Public Works or PW)
 - Operations and Maintenance Division Staff
 - Street, Sewer, and Stormwater Crew (Street Crew) and Street Crew Supervisor
 - Stormwater Program Manager
 - Engineering Staff and Technicians
 - Wastewater Treatment Plant Staff
 - Water Treatment Plant Staff
 - GIS Coordinator
- Planning, Community, and Economic Development Department (Planning)
 - Planners
 - Building Department and Building Inspectors
- City Attorney's Office
- Finance Department
- Information Services
- Parks and Recreation Department (Parks)
- Police Department
- Fire Department

The Stormwater Program Manager also works closely with the following community partners:

- Skagit Conservation District
- Samish Indian Nation

- Port of Anacortes
- Skagit Marine Resources Committee
- Fidalgo Bay Aquatic Reserve Citizen Stewardship Committee (FBARCSC)
- Friends of Skagit Beaches
- Anacortes High School Green Club
- The Salish Sea School
- Regional Stormwater Monitoring Program/Stormwater Action Monitoring

Table 1-1 summarizes implementation responsibilities associated with the SWMP Components.

Table 1-1. SWMP Implementation Responsibilities and Coordination		
Stormwater Management Program Components	City Departments	Outside Entities
Stormwater Planning	• Public Works • Planning • City Attorney's Office	
Public Education and Outreach	• Public Works • Planning • Information Services • Finance	• Skagit Conservation District • Samish Indian Nation • Port of Anacortes • Skagit Marine Resources Committee • FBARCSC • Friends of Skagit Beaches • Anacortes High School Green Club • Salish Sea School
Public Involvement and Participation	• Public Works • Information Services • Finance	• Samish Indian Nation • FBARCSC • Friends of Skagit Beaches
MS4 Mapping and Documentation	• Public Works • Information Services	
Illicit Discharge Detection and Elimination	• Public Works • Information Services • City Attorney's Office • Finance • Fire Department • Police Department	• Port of Anacortes • Samish Indian Nation • Friends of Skagit Beaches
Controlling Runoff from New Development, Redevelopment, and Construction Sites	• Public Works • Planning • Information Services • Finance	

Municipal Operations and Maintenance	• Public Works • Parks • Information Services • Finance	
Source Control Program for Existing Development	• Public Works • Planning • City Attorney's Office • Information Services	
Water Quality Monitoring	• Public Works • Finance	• Regional Stormwater Monitoring Program/Stormwater Action Monitoring • Samish Indian Nation • Friends of Skagit Beaches

The following examples of internal and external coordination activities illustrate how the City's coordination efforts remove barriers, promote understanding of the Phase II Permit, and facilitate Permit compliance:

- In 2022, the City will continue to hold regular meetings, with increased frequency when necessary, with representatives from PW-Operations & Maintenance, PW-Engineering, PW-Water, PW-Wastewater Treatment Plant, Planning-Construction Inspection, Planning-Planners, Parks, City Attorney's Office, Finance Department, Fire Department, and the Police Department. These meetings allow the City to coordinate SWMP participation, recordkeeping, and ongoing staff training across City departments. Specific tasks for inter-departmental coordination meetings include discussions regarding work flow and communication among departments, permit requirements of each department, and communication to facilitate the submittal of information to the Stormwater Program Manager as required for the Annual Report. These coordination efforts assist the successful completion and submittal of the City's Annual Report. Coordination between jurisdictions facilitates information sharing, eliminates duplicate efforts and promotes regional solutions in a manner to most efficiently use the City's resources to improve the stormwater program and water quality.
- City staff work with the Port of Anacortes regularly when investigating concerns about the storm drainage system, tracing stormwater pollutants, and conducting water quality sampling. The City also has quarterly meetings with the Port of Anacortes to discuss any stormwater-related concerns.
- The City coordinates water quality sampling, stormwater source control efforts, and public education and outreach with the Samish Indian Nation.
- The City partnered with Friends of Skagit Beaches in 2020 to launch a citizen science program monitoring water quality at stormwater outfalls. This program includes education and outreach activities, illicit discharge detection and elimination, and water quality monitoring.
- On a regional level, the City currently participates in several local coordination efforts. These efforts include the North Sound Coordinators Group, Skagit Marine Resources Committee, and a regional education and outreach partnership with local jurisdictions and the Skagit Conservation District. The City's coordination with local and regional jurisdictions has provided an effective network of contacts and productive relationships. In 2022 the City will also coordinate with the Skagit Watershed Council, APWA Stormwater Managers Committee, and Business Inspection Group.

1.5 SWMP Plan Organization

This SWMP Plan's organization follows the sequence of SWMP components in the Phase II Permit. Each section includes a summary of the relevant component and the planned activities for 2022:

- Section 2 - Stormwater Management Program Administration
- Section 3 - Stormwater Planning
- Section 4 - Public Education and Outreach
- Section 5 - Public Involvement and Participation
- Section 6 - MS4 Mapping and Documentation
- Section 7 - Illicit Discharge Detection and Elimination
- Section 8 - Controlling Runoff From New Development, Redevelopment, and Construction Sites
- Section 9 - Municipal Operations and Maintenance
- Section 10 - Source Control Program for Existing Development
- Section 11 - Monitoring and Assessment
- Section 12 - Reporting Requirements

Section 2

STORMWATER MANAGEMENT PROGRAM ADMINISTRATION

2.1 Permit Requirements

Phase II Permit Section S5.A requires the City to complete the following tasks:

- Submit an Annual Report of the Phase II Permit to Ecology by March 31 of each year.
- Update at least annually the City's SWMP Plan and submit it to Ecology with the City's Annual Report.
- Gather, track, maintain, and use information to evaluate SWMP development, implementation, and Permit compliance, and to set priorities.
- Track the cost of development and implementation of each component of the SWMP.
- Track the number of inspections, follow-up actions as a result of inspections, official enforcement actions, and types of public education activities as required by the respective program components.
- Continue implementing the existing stormwater management program until beginning implementation of an updated stormwater management program.
- Coordinate among departments within the City to eliminate barriers to compliance with the Permit, as well as additional coordination with other Permittees as needed.

2.2 City's SWMP Administration

This section provides a description of Phase II Permit requirements related to administration of the City's SWMP, which is a set of actions and activities required under the Permit, and the City's planned SWMP activities for 2022. The City has prepared and updates, at least annually, written documentation of the City's SWMP called the SWMP Plan, which describes and informs the public of planned SWMP activities for the upcoming calendar year.

Internal coordination among City staff in different departments occurs in various ways to achieve Permit compliance. Over the years, the City has implemented many measures that have improved communication and coordination among the departments involved in the stormwater program. The City has implemented electronic software programs that allow for increased information sharing and communication among various departments that has improved the efficiency of the stormwater program. Information is now electronically available to the various departments, which allows departments to share information and track development projects and inspections. For example, when an inspector updates information regarding stormwater infrastructure in the field, the GIS mapping team and other staff are also updated in real time. Another example is that various steps in the site plan review and inspection process are now automated so that the scheduling of various project reviews and site inspections are automatically prompted and scheduled once a preceding step in the development process has occurred. This allows various departments to efficiently coordinate their different roles in the development review process, and to be able to see in real time what steps other departments have completed. Under the direction of the City's Stormwater Program Manager, the City has instituted regular meetings among staff from different departments to discuss stormwater-related programs and coordination.

Regarding regional coordination or coordination between jurisdictions, City staff works with the Port of Anacortes regularly when investigating concerns about the storm drainage system, tracing stormwater pollutants, and conducting water quality sampling. The City also has quarterly meetings with the Port of Anacortes to discuss any stormwater related concerns. The City coordinates water quality sampling, stormwater

source control efforts, and public education and outreach with the Samish Indian Nation. On a watershed level, the City participates in several regional coordination efforts, including the North Sound Coordinators Group, Skagit Marine Resources Committee, and a regional education and outreach partnership with the Skagit Conservation District (SCD), Skagit County, City of Mount Vernon, City of Burlington, and City of Sedro-Woolley.

2.3 Planned 2022 Compliance Activities

Planned activities for the City's 2022 SWMP are included in Table 2-1.

Table 2-1. 2022 Stormwater Management Program Administration Work Plan	
Activity ID	Activity Description
SWMP-1	Revise and update the City's SWMP Plan to identify planned activities for 2022.
SWMP-2	Track SWMP implementation and Phase II Permit compliance.
SWMP-3	Maintain a database for tracking costs associated with the Phase II Permit.
SWMP-4	Track inspections, official enforcement actions, and types of public education activities to be included in the Annual Report.
SWMP-5	Quarterly meetings with City department representatives to discuss stormwater-related programs and coordination.
SWMP-6	Coordinate with other local Permittees and regional groups on stormwater-related programs and projects.
SWMP-7	Receive and evaluate community input regarding the City's SWMP and SWMP Plan.

Section 3

STORMWATER PLANNING

3.1 Permit Requirements

Phase II Permit section S5.C.1 requires the City to complete the following tasks:

- Convene an inter-disciplinary team to inform and assist in the development, progress, and influence of this program (due by August 1, 2020).
- Describe how stormwater management needs and protection/improvement of receiving water health are informing the planning update processes and implementation strategies. The report shall describe the water quality and watershed protection policies, strategies, codes, and other measures intended to protect and improve local receiving water health through planning or considering stormwater management needs or limitations.
 - Respond to annual report questions describing how anticipated stormwater impacts on water quality were addressed during the 2013-2019 permit cycle (due on or before March 31, 2021) and the current permit term (due on or before January 1, 2023).
- Continue to require LID Principles and LID BMPs when updating, revising, and developing new local development-related codes, rules, standards, or other enforceable documents, as needed. LID shall be the preferred and commonly-used approach to site development.
- Assess and document any newly identified administrative or regulatory barriers to implementation of LID Principles or LID BMPs and the measures to address the barriers.
- Document and assess existing information related to their local receiving waters and contributing area conditions to identify which receiving waters are most likely to benefit from stormwater management planning. Permittees shall submit a watershed inventory and include a brief description of the relative conditions of the receiving waters and the contributing areas (due March 31, 2022).
- Informed by the assessment of receiving water conditions, Permittees shall develop and implement a prioritization method and process to determine which receiving waters will benefit the most from implementation of stormwater facility retrofits, tailored implementation of SWMP actions, and other land/development management actions (prioritized and ranked list of receiving waters is due June 30, 2022).
- Develop a Stormwater Management Action Plan (SMAP) for at least one high priority catchment area that includes a description of stormwater retrofits needed for the area, land management/development strategies for water quality management, target implementation of stormwater management actions, identification of changes needed to local long-range plans to address SMAP priorities, a proposed implementation schedule and budget sources, and a process and schedule to provide future assessment and feedback to improve the planning process and implementation of procedures or projects (due March 31, 2023).

3.2 City's Stormwater Planning

The City of Anacortes has regular interdepartmental meetings on stormwater topics and stormwater planning is a City-wide effort. In 2019, the City of Anacortes passed an ordinance updating stormwater management standards, including LID, illicit discharge detection and elimination, operations and maintenance of private and public stormwater facilities, and clearing and grading standards.

3.3 Planned 2022 Compliance Activities

The City's planned compliance activities for 2022 are included in Table 3-1.

Table 3-1. 2022 Stormwater Planning Work Plan	
Activity ID	Activity Description
SP-1	Coordinate with interdisciplinary team in the development, progress, and influence of the stormwater program.
SP-2	Provide opportunities for community input on the stormwater planning process.
SP-3	Compile information regarding stormwater management policies and how they protect and improve local receiving waters.
SP-4	Continue to require LID Principles and LID BMPs in local development-related codes, rules, standards, and other enforceable documents.
SP-5	Assess and document any newly identified administrative or regulatory barriers to implementation of LID Principles of LID BMPs and mechanisms adopted to encourage or require implementation of LID principles or LID BMPs.
SP-6	Document and assess existing information related to local receiving waters and contributing area conditions to identify which receiving waters are most likely to benefit from stormwater management planning.
SP-7	Complete and submit a watershed inventory.
SP-8	Develop and implement a prioritization process to determine which receiving waters will benefit the most from tailored SWMP activities, including stormwater retrofits.
SP-9	Begin development of a SMAP for at least one high priority catchment basin.

Section 4

PUBLIC EDUCATION AND OUTREACH

4.1 Permit Requirements

Section S5.C.2 of the Phase II Permit requires the City to implement an education and outreach program designed to:

- Build general awareness about methods to address and reduce impacts from stormwater runoff.
- Effect behavior change to reduce or eliminate behaviors and practices that cause or contribute to adverse stormwater impacts.
- Create stewardship opportunities that encourage community engagement in addressing the impacts from stormwater runoff.
- Conduct an evaluation of the effectiveness of an ongoing behavior change campaign (due July 1, 2020).

4.2 City's Public Education and Outreach Activities

The City's SWMP currently includes a variety of activities and educational opportunities for public education and outreach. The City provides a wide range of brochures for the public, as well as brochures directed towards specific industries. These brochures are available at City Hall and many are also available on the City of Anacortes stormwater website. Additional information regarding the City's SWMP is also available on the City's stormwater website, as well as information about the City's Phase II Permit, public education and outreach opportunities, illicit discharge detection and reporting hotline, stormwater utility billing, best practices to avoid stormwater pollution, and the hazards associated with stormwater pollution, illicit discharges, and improper waste disposal. The City's public education and outreach activities are designed to reduce or eliminate behaviors and practices that cause or contribute to adverse stormwater impacts and encourage the public to participate.

The City is part of a partnership with the Skagit Conservation District (SCD), Skagit County, City of Mount Vernon, City of Burlington, and City of Sedro-Woolley to provide workshops and classes for public education and outreach that comply with the City's Phase II Permit, including:

- Skagit Stream Team
- Backyard Conservation Stewardship Short Course Program
- Watershed Masters Volunteer Training Program
- Private Stormwater Facility Maintenance Workshop

Program offerings were affected by coronavirus restrictions in 2021. The Watershed Masters Program and Backyard Conservation Stewardship Short Course were both cancelled due to restrictions on public gatherings. However, once vaccines became available, existing Watershed Masters volunteers participated in socially distanced outdoor activities and amassed over 2,132 volunteer hours in 2021. The Private Stormwater Facility Maintenance Workshop was held virtually and Skagit Stream Team was able to continue with water quality monitoring activities. A full roster of programs is planned for 2022, with a new virtual option for the Backyard Conservation Stewardship Short Course.

Web addresses for City of Anacortes and Skagit Conservation District websites, as well as the associated programs and handouts, are contained in Appendix C.

The City measures the understanding of and adoption of targeted behaviors by participants in its education and outreach activities. Workshop and training opportunities incorporate evaluations that gauge participant understanding and adoption of targeted behaviors as a result of activity participation. The evaluations conducted at the close of various workshops and classes have generally shown an increased awareness of and voluntary adoption of sustainable and best management practices aimed at decreasing stormwater pollution.

In 2020, Friends of Skagit Beaches, in partnership with the City of Anacortes, launched a citizen science program aimed at monitoring water quality at City stormwater outfalls. The Stormwater Program Manager worked with Friends of Skagit Beaches to train volunteers and continues to communicate with the volunteers about sampling results and educate them on stormwater issues.

The City traditionally provides outreach at a variety of community events to engage the public on matters of stormwater and pollution prevention. Due to the coronavirus epidemic, in-person events and festivals were cancelled for most of 2021. The City continued its outreach virtually. In 2022 the City will continue virtual outreach and education activities and will resume participation in community events when safety protocols allow.

4.3 Planned 2022 Compliance Activities

The City of Anacortes, along with our regional partners, contract with the Skagit Conservation District (SCD) to conduct education and outreach activities. The City will continue to partner with the SCD in 2022, as well as conduct education and outreach activities independently. The City's planned activities for public education and outreach for this calendar year are included in Table 4-1. All activities are subject to change due to COVID-19 containment measures. The City of Anacortes will make every effort to create virtual events to replace programs and events that are not currently safe to hold in-person and reschedule cancelled events when safety protocols allow.

Table 4-1. 2022 Public Education and Outreach Work Plan	
Activity ID	Activity Description
EDUC-1	Coordinate with SCD, Stormwater Outreach for Regional Municipalities (STORM) and other regional groups to promote education and outreach programs.
EDUC-2	Continue to implement education and outreach strategy with SCD, including the Stormwater Facility Maintenance Workshop, Skagit Stream Team, Watershed Masters Program, and Backyard Conservation Stewardship Program. All activities are subject to change due to the COVID-19 pandemic disruption. The City of Anacortes will make every effort to create virtual events to replace programs and events that are not currently safe to hold in-person and reschedule cancelled events when safety protocols allow.
EDUC-3	Create stewardship opportunities to encourage residents to participate in activities such as stream team, outfall water quality monitoring, storm drain marking, riparian plantings and education activities. All activities are subject to change due to the COVID-19 pandemic disruption. The City of Anacortes will make every effort to create virtual events to replace programs and events that are not currently safe to hold in-person and reschedule cancelled events when safety protocols allow.
EDUC-4	Educate select City staff and elected officials to develop a common level of knowledge related to Low Impact Development stormwater management principles and techniques.

EDUC-5	Educate the general public and developers to develop a common level of knowledge related to Low Impact Development stormwater management principles and techniques.
EDUC-6	Provide outreach materials regarding stormwater pollution prevention, natural yard care, and best management practices for preventing improper waste disposal to the public at City Hall, the library and community events. All activities are subject to change due to the COVID-19 pandemic disruption. The City of Anacortes will make every effort to create virtual events to replace programs and events that are not currently safe to hold in-person and reschedule cancelled events when safety protocols allow.
EDUC-7	Review and revise the City of Anacortes Stormwater website to increase the information provided to the public regarding stormwater pollution prevention, educational opportunities, and hazards associated with stormwater pollution, illicit discharges, and improper waste disposal.
EDUC-8	Place ads in the Anacortes American Weekly and A-Town is Our Town regarding the City's spill hotline and procedures and requirements for reporting and responding to spills.
EDUC-9	Submit articles to A-Town is Our Town on Illicit Discharge Detection and Elimination.
EDUC-10	Work with Skagit Conservation District to administer an Anacortes-specific outreach curriculum to be presented to elementary school aged youth. The City will work with Skagit Conservation District to adapt to a virtual presentation in the event that schools are not open to outside volunteers.
EDUC-11	Organize and put on a presentation for students at Anacortes High School on stormwater pollution and prevention. The City will create a virtual presentation in the event that schools are not open to outside volunteers.

Section 5

PUBLIC INVOLVEMENT AND PARTICIPATION

5.1 Permit Requirements

Phase II Permit Section S5.C.3 requires the City to provide ongoing opportunities for public involvement and participation through advisory councils, public hearings, watershed committees, participation in developing rate-structures or other similar activities. The following are the minimum performance measures contained in the Permit:

- Create opportunities for the public, including overburdened communities, to participate in the decision-making processes involving the development, implementation, and update of the Permittee's SMAP and SWMP.
- Post online the SWMP Plan and Annual Report no later than May 31 each year.

5.2 Opportunities for Public Involvement and Participation

Public involvement and participation are important to the development and implementation of a stormwater management program. The City solicits public participation by making stormwater information available for review and providing opportunities for public input. For example, the City actively reaches out to partnering organizations for input and comments to its SWMP Plans, invites public input to the SWMP, and posts the SWMP Plan on its stormwater website. The City held a public discussion and gathered public input to the draft of the 2022 SWMP Plan during a City Council meeting on March 7, 2022, as posted on the City's stormwater website. Web addresses for City of Anacortes websites are contained in Appendix C.

5.3 Planned 2022 Compliance Activities

The City's SWMP involves the public in decision making and provides opportunities for increased participation. The City's planned SWMP activities for public involvement and participation for this calendar year are included in Table 5-1.

Table 5-1. 2022 Public Involvement and Participation Work Plan	
Activity ID	Activity Description
PI-1	Provide public involvement opportunities for annual SWMP update.
PI-2	Provide public involvement opportunities for SMAP development.
PI-3	Present SWMP Plan at a City Council meeting and provide an opportunity for public comment.
PI-4	Make SWMP and Annual Report available to public by posting on the City website.
PI-5	Continue partnering with the Samish Indian Nation and Anacortes High School Green Club to work on pollution prevention activities and promote rain gardens in Anacortes. All activities are subject to change due to COVID-19 containment measures.
PI-6	Participate in community events as they are offered to promote awareness of stormwater pollution prevention best management practices and the City's SWMP. The City of Anacortes will make every effort to create virtual events to replace programs and events that are not currently safe to hold in-person and reschedule cancelled events when safety protocols allow.

PI-7	Summarize annual activities for the Public Involvement and Participation component of the Annual Report.
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Section 6

MS4 MAPPING AND DOCUMENTATION

6.1 Permit Requirements

Section S5.C.4 of the Phase II Permit requires Permittees to include an ongoing program for mapping and documenting the MS4. The minimum performance measures include:

- Each Permittee shall maintain mapping data for the features listed below:
 - Known MS4 outfalls and known MS4 discharge points.
 - Receiving waters, other than groundwater.
 - Stormwater treatment and flow control BMPs/facilities owned or operated by the Permittee.
 - Geographic areas served by the Permittee's MS4 that do not discharge stormwater to surface waters.
 - Tributary conveyances to all known outfalls and discharge points with a 24-inch nominal diameter or larger, or an equivalent cross-sectional area for non-pipe systems.
 - Connections between the MS4 owned or operated by the Permittee and other municipalities or public entities.
 - All connections to the MS4 authorized or allowed by the Permittee after February 16, 2007.
- Collect size and material for all known MS4 outfalls and update records.
- Map all known connections from the MS4 to privately owned stormwater system.
- Map format is required to be electronic, with fully described mapping standards.

6.2 City Mapping

Anacortes has implemented a comprehensive program to map the MS4, including stormwater conveyance infrastructure, treatment and flow control BMPs, outfalls, receiving waters, drainage areas, land uses, wetlands, and other components. The mapping program began prior to 2007 when the Permit went into effect. It has evolved as technology for mapping and data gathering has improved. The City's primary mapping system currently resides in a central geographic information system geodatabase (ArcGIS), which is managed by the GIS Coordinator.

The City began using ArcGIS for utility mapping in 2006. The mapping inventory is built by using GPS equipment in the field to collect spatial and attributional information on drainage assets. Mapping consists of uploading GPS point data, processing data and producing individual asset layers in ArcGIS.

The City's MS4 map is updated on a continuous basis in a cooperative effort between the Street/Sewer Department, the Stormwater Program Manager, and the GIS Coordinator. ArcGIS provides current mapping of the system and a database containing information related to stormwater infrastructure. Staff investigating an illicit discharge report can quickly access a detailed map of the section of the storm system in question, including information on homes and businesses in the drainage basin.

The City has also implemented the Cartegraph asset management system for Public Works, including the Stormwater Division, which allows staff to access detailed information on the storm system in real time. While in the field, staff can verify information on stormwater assets such as catch basins, pipes, storm ponds, outfalls, etc., as well as upload information on current inspection and maintenance activities. With the implementation

of Cartegraph, Public Works employees are able to update storm drain maps as discrepancies are discovered, or forward them to the GIS Coordinator or Stormwater Program Manager.

All known MS4 outfalls have been mapped. A process has been developed to add new stormwater system features into the mapping system after they are constructed.

Mapping and documentation of the stormwater system is vital to many City functions. It aids the City in managing resources, assists in planning for development and redevelopment, improves communication, helps trace stormwater pollution from sources to receiving waters, provides relevant information to staff conducting investigations, and enhances educational opportunities. By identifying connections within the stormwater system and understanding the relationship to overlaying drainage basins, analyses can be performed on the entire system. This information also assists in providing service to underserved areas and development of solutions to capacity problems.

6.3 Planned 2022 Compliance Activities

The City's planned compliance activities for MS4 Mapping and Documentation are included in Table 6-1.

Table 6-1. 2022 MS4 Mapping and Documentation Work Plan	
Activity ID	Activity Description
MD-1	Maintain mapping data for known MS4 outfalls, receiving waters, stormwater treatment and flow control BMPs/facilities, geographic areas served by the MS4 that do not discharge stormwater to surface waters, tributary conveyances to all known outfalls and discharge points with a 24-inch diameter or larger, connections between the MS4 and other municipalities or public entities.
MD-2	Confirm records of size and material for all known MS4 outfalls has been updated in ArcGIS and Cartegraph.
MD-3	Map any known connections from the MS4 to privately owned stormwater systems.
MD-4	Make available to Ecology, upon request, available maps depicting information required by the Phase II Permit.
MD-5	Provide, upon request, mapping information to federally recognized Indian Tribes, municipalities, and other Permittees.

Section 7

ILLICIT DISCHARGE DETECTION AND ELIMINATION (IDDE)

7.1 Permit Requirements

Section S5.C.5 of the Phase II Permit requires the City to include an ongoing program designed to prevent, detect, characterize, trace, and eliminate illicit connections and illicit discharges into the City's MS4. The minimum performance measures include:

- Procedures for reporting and correcting or removing illicit connections, spills and other illicit discharges when they are suspected or identified.
- Inform public employees, businesses, and the general public of hazards associated with illicit discharges and improper disposal of waste.
- Implement an ordinance or other regulatory mechanism to effectively prohibit non-stormwater, illicit discharges into the MS4.
- Implement an ongoing program designed to detect and identify non-stormwater discharges and illicit connections into the MS4.
- Implement an ongoing program to address illicit discharges to the MS4 that includes procedures to characterize, trace and eliminate illicit discharges.
- Develop procedures for and complete field screening as directed by the Phase II Permit.
- Publicly list and publicize a hotline or other telephone number for reporting spills and other illicit discharges.
- Maintain a training program for all municipal field staff who might come into contact with or observe an illicit discharge or illicit connection. Training shall include procedures for illicit discharge characterization, tracing, and elimination, as well as notification of appropriate authorities.
- Train staff responsible for identification, investigation, termination, cleanup, and reporting of illicit discharges and illicit connections to conduct these activities.
- Track and maintain records of the activities conducted to meet the requirements of this section.

7.2 City's IDDE Program

The IDDE Program regulates illicit connections and illicit discharges. An illicit connection means any infrastructure connection to the MS4 that is not intended, permitted, or used for collecting and conveying stormwater or non-stormwater discharges allowed as specified in Section S5.C.5 of the Permit. Examples of illicit connections include sanitary sewer connections, floor drains, pipelines, inlets, or outlets that are connected directly to the MS4. An illicit discharge means any discharge to a MS4 that is not composed entirely of stormwater or of non-stormwater discharges allowed as specified in Section S5.C.5 of the Permit. Illicit discharges may originate from a variety of sources, including illegal dumping, sanitary sewer overflow, and incidental spills such as oil or gas.

The City's IDDE Program implements a variety of activities to detect, identify, address, and eliminate spills and other illicit discharges and connections to the MS4, including field screening, stormwater monitoring, spills and complaint response, testing for cross connections within the City's MS4 using optical brighteners, and construction inspections. Test results from sampling outfalls within the MS4 are used to screen for illicit discharges to the MS4. In 2022, the City will continue to partner with Friends of Skagit Beaches to monitor water

quality at stormwater outfalls within City limits. The City will continue to sample outfalls to Fidalgo Bay in cooperation with the Samish Indian Nation as funding is available, as well as conduct outfall sampling in other basins. The City will follow established procedures to trace and identify the source of any potential illicit discharges in the drainage basin.

The City's IDDE program also includes procedures for conducting investigations and ongoing training programs for municipal field staff on IDDE. The City conducts outfall screening and has tested for optical brighteners in runoff to search for cross connections within the City's MS4. Other components of the City's IDDE program are explained below and are more fully described in the City's Illicit Discharge Detection and Elimination Program document (IDDE Program Manual), a roughly three-hundred page document, which is posted on the City's stormwater website and is incorporated into this SWMP Plan by reference. Web addresses for City of Anacortes websites and IDDE Program Manual are contained in Appendix C.

Reporting of Illicit Discharges and Connections

The City carries out activities to increase the frequency that spills and other illicit discharges are reported. The Anacortes community has been a good source of reports regarding illicit discharges to the MS4. The City maintains a hotline where citizens can report spills or other illicit discharges, as well as online reporting option. Additionally, the City provides information regarding how to report illicit discharges on the City website and in other educational materials. The City's Stormwater Program Manager and Public Works Department, Street, Sewer, and Stormwater Crew (Street Crew) respond to incidents, investigate, determine the appropriate response, document details of the incident and response, and log and track the information.

Monday to Friday, 8 a.m. to 5 p.m.: **Call hotline # (360) 293-1921**
All other times: **Call 911**

Online reporting: <https://www.anacorteswa.gov/FormCenter/PW-Stormwater-31/Spill-Reporting-105>

From Monday to Friday, 8 a.m. to 5 p.m., the City hotline number above is supported by the City's Operations and Maintenance Division in answering calls. The call is logged in and a "Maintenance Division Service Request" is generated and forwarded to the Supervisor of the Street Crew. If any unauthorized substance reaches the MS4, the Street Crew follows an Illicit Discharge Checklist and notifies the Stormwater Program Manager and other required agencies, including the Department of Ecology and Department of Health. During all other times, the 911 dispatch operator answers and directs calls to the Anacortes Water Treatment Plant, which is staffed twenty-four hours a day. The Anacortes Water Treatment Plant Operator evaluates the nature of the call received and contacts the appropriate supervisor on a "call out" list. In any incident involving the MS4, the Street Crew Supervisor is called. If it is determined that an unauthorized substance reached the MS4, the Street Crew Supervisor follows an Illicit Discharge Checklist and notifies the Stormwater Program Manager and other required agencies, including the Department of Ecology and Department of Health.

If City Public Works Department staff, Parks Department staff, or administration staff become aware of an illicit discharge to the MS4, they call the City's Operations and Maintenance Division during regular hotline hours or call the Stormwater Program Manager directly. During heavy rain events, the City Street Crew and WWTP staff examine sewer collection systems and sewer storage capacity closely in order to monitor the potential for a sanitary sewer overflow (SSO) event. If sewer storage is nearing capacity, the Stormwater Program Manager is alerted in order to prepare for a potential SSO event.

If the Waste Water Treatment plant (WWTP) becomes aware of a sanitary sewer discharge to the MS4, the WWTP follows an overflow checklist with reporting requirements under the WWTP's NPDES permit, which includes notifying the City's Stormwater Program Manager. The Police Department and Fire Department are often first responders to the scene of many events in the City, and they are trained to report any discharge to the MS4 to 911. The dispatch operator for 911 would then follow the same procedure described above.

City Ordinance Provisions Addressing IDDE

The City has also implemented ordinance provisions that effectively prohibit non-stormwater, illicit discharges into the City's MS4. In August 2009, the City Council adopted City Ordinance 2802, updating the code to be consistent with Permit requirements for illicit discharge/illicit connection detection and elimination. During 2016, the municipal code was updated regarding low impact development (LID) requirements. During this process, the IDDE code was reviewed for compliance and further revised (Ord. 2991) so that the escalation of enforcement provisions includes a provision that enables the Director of Planning, Community and Economic Development (PCED) to impose a financial penalty, if necessary.

SSO Events

Since 2015, the City has increased its effort to address sanitary sewer overflow (SSO) events. The City's IDDE Program Manual describes some of these efforts to eliminate future SSO events, which include incorporating BMPs to mitigate possible future SSO events, training staff, and conducting various investigations, including those in partnership with the Samish Indian Nation. Anacortes has miles of sanitary sewer pipe installed over the past 100 years. Some sections of the sanitary sewer have significant inflow and infiltration. During a heavy rainfall event, a significant volume of stormwater enters the sanitary sewer, which increases the volume of water in the collection system and rapidly fills existing storage capacity. Once the collection system fills to capacity, the system is subject to combined sewer overflow (CSO) events and SSO events through manholes overtopping.

The City is actively working toward the goal of reducing CSO and SSO events. In 2019 the City completed a study to determine the best options to eliminate and/or reduce CSO and SSO events. The preferred option is to build a new high capacity outfall from the WWTP and move the existing CSO outfall to the WWTP outfall. This ensures that if a CSO were to occur, the overflow would mix with the WWTP effluent. The overflow will be diluted by the WWTP effluent and enter the Guemes Channel in a better mixing zone than the current outfall. The location of the new CSO outfall is expected to eliminate SSOs along the Q Avenue corridor. Construction on the new WWTP outfall is expected to start in 2022.

7.3 Planned 2022 Compliance Activities

The City's planned SWMP activities for illicit discharge detection and elimination for this calendar year are included in Table 7-1.

Table 7-1. 2022 Illicit Discharge Detection and Elimination Work Plan	
Activity ID	Activity Description
IDDE-1	Continue to implement City-wide IDDE program and develop any necessary supplemental activities.
IDDE-2	Revise and update IDDE educational materials and IDDE Program Manual as needed.
IDDE-3	Maintain a training program for municipal field staff, who, as part of their normal job responsibilities, might come into contact with or otherwise observe an illicit discharge or

	connection to the MS4. Schedule, conduct, and track IDDE training for new City field staff, and refresher training for other City field staff, regarding the identification of and proper procedures for reporting and responding to illicit discharges and connections to the MS4.
IDDE-4	Hold quarterly meetings with City department representatives to discuss coordination of IDDE program.
IDDE-5	Continue coordinating and holding quarterly meetings with the Port of Anacortes regarding investigating concerns about the storm drainage system, tracing stormwater pollutants, and conducting water quality sampling.
IDDE-6	Continue coordinating with the Samish Indian Nation to investigate and address illicit discharges and connections.
IDDE-7	Continue partnering with Friends of Skagit Beaches to monitor stormwater outfalls on a monthly basis.
IDDE-8	Continue to publicize and educate the public about the hotline and how to report spills and other illicit discharges. Maintain hotline information and instructions on City stormwater and other City websites.
IDDE-9	Distribute IDDE magnets to the public to educate on proper procedures for illicit discharge reporting, including at Spring Clean-Up, Kids-R-Best Fest, Anacortes Waterfront Festival, Public Works Open House, Fidalgo Bay Day, and the Energy Fair. All activities are subject to change due to the COVID-19 pandemic disruption. The City of Anacortes will make every effort to reschedule any planned programs and outreach that may be cancelled due to COVID-19 containment measures.
IDDE-10	Maintain record-keeping system for all calls received and resulting actions for reported illicit discharge and connection incidents.
IDDE-11	Perform field screening of at least 12% of the MS4 annually. Provided that funding is available, continue to partner with the Samish Indian Nation to investigate, inspect and collect samples of outfalls.

Section 8

CONTROLLING RUNOFF FROM NEW DEVELOPMENT, REDEVELOPMENT AND CONSTRUCTION SITES

8.1 Permit Requirements

Permit section S5.C.6 requires the City to fulfill the following actions:

- Implement and enforce a program to reduce pollutants in stormwater runoff to the MS4 from new development, redevelopment and construction site activities. The program shall apply to private and public development, including transportation projects.
- Adopt an ordinance that addresses runoff from new development, redevelopment, and construction site projects. The ordinance shall include Minimum Requirements, thresholds, and definitions that are described in Appendix I of the Phase II Permit and the Stormwater Management Manual for Western Washington (SWMMWW).
- Implement a program that includes a permitting process with site plan review, inspection and enforcement capability to meet the standards in the Phase II Permit using qualified personnel, where the program is to be applied to all sites that meet the minimum thresholds adopted by the City pursuant to the Phase II Permit. As part of this program, the City is to perform various tasks in the Permit (see Table 8-2, Activity IDs 3a-g), including:
 - Review all stormwater site plans for proposed development activities.
 - Inspect, prior to clearing and construction, all permitted development sites that have a high potential for sediment transport.
 - Inspect all permitted development sites during construction to verify proper installation and maintenance of required erosion and sediment controls.
 - Inspect all stormwater treatment and flow control BMPs/facilities, and catch basins, in new residential developments every six months, until 90% of the lots are constructed (or when construction has stopped and the site is fully stabilized), to identify maintenance needs.
 - Inspect all permitted development sites upon completion of construction and prior to final approval or occupancy to ensure proper installation of permanent stormwater facilities. Verify that a maintenance plan is completed and responsibility for maintenance is assigned for stormwater treatment and flow control BMPs/facilities.
 - Keep records of inspections and enforcement actions by staff, including inspection reports, warning letters, notice of violations, and other enforcement activities.
- Provide copies of the “Notice of Intent” for construction or industrial activities to representatives of the proposed new development and redevelopment. Continue to enforce local ordinances controlling runoff from sites that are also covered by stormwater permits issued by Ecology.
- Provide training to staff on updated codes, standards, and procedures, and create public education and outreach materials.
- Maintain records of all inspections and enforcement actions by staff, as well as maintenance inspections and maintenance activities.

8.2 City's Development Activities Summary

The City's SWMP implements a program to reduce pollutants in stormwater runoff from new development, redevelopment, and construction site activities. The City Planning Department and Public Works Department are responsible for permitting, site plan review, inspections, and code enforcement actions, and work with the City's Stormwater Program Manager for coordination and tracking of Permit compliance. This includes the permitting, site plan review, inspections, and enforcement for residential and commercial projects.

Development Site Plan Review and Inspections

The City's program integrates the requirements of the Permit with the various stages of development. Compliance with Permit requirements for site plan review and inspections prior to, during, and post construction are required before certain stages of permitting are approved. For projects that meet the applicable thresholds, the City requires compliance with the Minimum Requirements found in Appendix I of the Permit. The complete Minimum Requirements are included in Table 8-1.

Table 8-1. Minimum Requirements for Projects Meeting Permit Thresholds	
#	Description
1	Preparation of Stormwater Site Plan
2	Construction Stormwater Pollution Prevention Plan (SWPPP) (or, if the project does not meet the thresholds, develop controls for the 13 elements in section 4.2 of Appendix I of the Permit that pertain to the project site)
3	Source Control of Pollution
4	Preservation of Natural Drainage Systems and Outfalls
5	On-site Stormwater Management
6	Runoff Treatment
7	Flow Control
8	Wetlands Protection
9	Operation and Maintenance

The City Planning and Public Works Departments review all applications for permits that are subject to the thresholds and Minimum Requirements in Appendix I of the Permit. Applicants are provided with checklists, forms, flow charts, and other information regarding the site plan and inspection process, many of which are on the City's website. Appendix D to this SWMP Plan contains Ecology flowcharts the City provides to project applicants regarding determining the applicability of various Minimum Requirements to a project. The web addresses for the City's Stormwater Minimum Requirements #1 to #5/9 form and Minimum Requirement #2 form are found in Appendix C. The City requires every applicant to complete a Minimum Requirement #2 form, which requests information for determining construction site sediment damage potential in compliance with Permit Appendix 7. Applicants are also directed to the Department of Ecology website to file a "Notice of Intent" for construction or industrial activity.

For site plan review, the Planning and Public Works Departments review project thresholds to determine the applicability of the Minimum Requirements in Appendix I of the Permit. This includes using the information and

flow charts found in Appendix D. Applicants are also given checklists and templates for determining the applicability of Minimum Requirements and for preparing site plans. After determining whether an applicant is required to comply with Minimum Requirements #1-5 (possibly including Minimum Requirement #7) or Minimum Requirements #1-9, the Planning and Public Works Departments review the site plan and approve those in compliance with the Permit and that use site-appropriate development principles prepared in accordance with the SWMMWW. The City has developed a Minimum Requirements submission format to streamline the submission and review process. Commercial projects generally meet the thresholds applicable for Minimum Requirements #1-9. Site plan review for projects that meet the thresholds for Minimum Requirements #1-9 are completed in conjunction with third party review.

Construction sites are required to implement Best Management Practices (BMPs) to prevent erosion and the discharge of sediment and other pollutants into receiving waters, and to comply with requirements related to construction stormwater pollution prevention depending on the thresholds met by the project. Prior to the start of construction, the City inspects sites to verify that BMPs are properly installed and are in compliance with the Permit. No work is approved to begin until the site has passed the pre-construction BMP inspection. The City tracks inspection results and compliance electronically.

Additional inspections are conducted during construction to review whether BMPs are functioning as designed and that projects are complying with construction stormwater pollution prevention requirements. Contractors are required to submit weekly Temporary Erosion and Sediment Control (TESC) inspection reports, as well as inspect construction sites following rain events that cause runoff to discharge from the site. Among other things, the inspector reviews all areas disturbed by the construction activities, all BMPs, and all stormwater discharge points. The inspector also evaluates the effectiveness of BMPs and determines whether it is necessary to install, maintain, or repair BMPs. During Planning Department inspections, a correction notice is issued when a site is found to be out of compliance or a BMP is not functioning properly. Escalation clauses are included if compliance is not obtained as indicated in the correction notice, which can escalate to a stop work order or administrative order and fines under Anacortes Municipal Code Title 20, Civil Enforcement and Penalties. The City tracks inspection results and compliance electronically.

At the close of a project, an inspection is required to review whether permanent stormwater treatment and flow control BMPs have been correctly installed and meet City requirements. The Public Works Inspector must approve stormwater facilities before a site will pass its final City inspection and receive a Certificate of Occupancy. All permanent stormwater facilities that will be privately owned and maintained are required to have a maintenance plan that has been approved by the Director of the City Planning Department and filed with the Skagit County Auditor against the title of all properties using the stormwater facility. The maintenance plan must be consistent with the SWMMWW. The City tracks permanent stormwater facilities electronically.

Anacortes Municipal Code Revisions

The City passed Ordinance 2991 on November 28, 2016, Ordinance 2992 on December 16, 2016, and Ordinance 3040 on July 22, 2019 in compliance with Permit requirements to adopt an ordinance that addresses runoff from new development, redevelopment, and construction site activities.

Ordinance 2991 included the Minimum Requirements, thresholds, and definitions that are described in Appendix I of the Phase II Permit and the SWMMWW, as well as site planning requirements, criteria for BMP selection, design, and infeasibility criteria, LID competing needs criteria, and BMP limitations. The ordinance integrated the specifications and guidance in the 2012 Puget Sound Partnership Low Impact Development (LID) Technical

Guidance Manual, and also made LID the preferred and commonly used approach to site development. It expressly prohibited illicit discharges and illicit connections to the MS4 and provided enforcement and penalty provisions. It also included provisions regarding the operation and maintenance of private and municipal stormwater facilities.

Ordinance 2992 mainly introduced Title 19, the new Unified Development Code, which clarified and consolidated the City's development and permit process regulations and procedures in a single title of the code. It also addressed standards for stormwater management in compliance with the Permit.

The City passed Ordinance 3040 on July 22, 2019. Ordinance 3040 reinforced LID as the preferred and commonly used approach to site development and further consolidated development regulations into Title 19.

8.3 Planned 2022 Compliance Activities

The City's planned SWMP activities for controlling runoff from new development, redevelopment, and construction sites for this calendar year are included in Table 8-2.

Table 8-2. 2022 Controlling Runoff from New Development, Redevelopment, and Construction Sites Work Plan	
Activity ID	Activity Description
CTRL-1	Hold refresher training for City field staff (and training for new staff) with Department of Ecology regarding site plan review and the 2019 SWMMWW. Schedule additional training sessions, including those that coincide with internal coordination meetings to provide refresher training (and to train new staff) regarding coordination mechanisms between City Departments. All activities are subject to change due to the COVID-19 pandemic disruption. The City of Anacortes will make every effort to reschedule any planned programs that may be cancelled due to COVID-19 containment measures.
CTRL-2	Review City process and procedures and revise as necessary; train City staff on any updates and changes.
CTRL-3a	Track and report new development, redevelopment and construction permits, inspections and enforcement actions. Use Permit Appendix 1 to review and apply technical thresholds and determine the applicable Minimum Requirements for stormwater management at new development and redevelopment sites.
CTRL-3b	Review all stormwater site plans for proposed development activities in accordance with the SWMMWW.
CTRL-3c	Prior to clearing and construction, inspect all construction sites or permitted development sites that have a high potential for sediment transport as determined through plan review based on requirements described in Permit Appendix 7 regarding construction site sediment damage potential.
CTRL-3d	Inspect all permitted development sites during construction to verify proper installation and maintenance of required erosion and sediment controls.
CTRL-3e	Inspect all stormwater treatment and flow control BMPs/facilities, and catch basins, in new residential developments every six months, until 90% of the lots are constructed (or when construction has stopped and the site is fully stabilized), to identify maintenance needs and enforce compliance with maintenance standards as needed.
CTRL-3f	Inspect all permitted development sites upon completion of construction and prior to final approval or occupancy to review whether proper installation of permanent stormwater facilities.

CTRL-3g	Verify that a maintenance agreement is on file for all newly constructed, privately owned permanent stormwater facilities.
CTRL-4	Maintain records of the City's inspection and enforcement activities.
CTRL-5	Make available the link to the electronic Construction Stormwater General Permit Notice of Intent form for construction activity and the electronic Industrial Stormwater General Permit Notice of Intent for industrial activity.

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Section 9

MUNICIPAL OPERATIONS AND MAINTENANCE

9.1 Permit Requirements

Phase II Permit Section S5.C.7 requires the City to perform the following tasks:

- Implement and document an operations and maintenance program, with training, that has the ultimate goal of preventing or reducing stormwater impacts from municipal operations.
- Implement maintenance standards for the MS4 that are at least as protective as those specified in the Stormwater Management Manual for Western Washington (SWMMWW).
- Include provisions to verify adequate long-term operations and maintenance of privately owned stormwater treatment and flow BMPs/facilities, including:
 - Adopt an ordinance or enforceable mechanism that clearly identifies the party responsible for maintenance in accordance with maintenance standards established under S5.C.7.a., requires inspection of facilities in accordance with the requirements, and establishes enforcement procedures.
 - Annually inspect stormwater treatment and flow control BMPs/facilities that discharge to the MS4 and were permitted according to S5.C.6, including those permitted in accordance the 2007-2019 Ecology municipal stormwater permits, achieving at least 80% of required inspections.
 - Include a procedure for keeping records of inspections and enforcement actions by staff.
- Conduct annual inspection of all municipally owned or operated permanent stormwater treatment and flow control BMPs/facilities. Maintain an inspection program designed to inspect all sites that achieves at least 95% of inspections.
- When there is an exceedance of maintenance standards, perform maintenance: within 1 year for typical maintenance facilities (except catch basins), within 6 months for catch basins, and within 2 years for capital construction projects of less than \$25,000.
- Inspect all catch basins and inlets owned or operated by the City every two years. Clean the catch basins if inspections indicate cleaning is needed to comply with maintenance standards. Maintain an inspection program designed to inspect all sites that achieves at least 95% of inspections.
- Spot check potentially damaged treatment and flow control facilities after major storm events (24-hour storm event with a 10-year or greater recurrence interval). If spot checks indicate widespread damage or maintenance needs, inspect all facilities. Conduct repairs as needed in accordance with adopted maintenance standards.
- Implement practices, policies, and procedures to reduce stormwater impacts associated with runoff from road maintenance activities and all lands owned or maintained by the City, which includes City streets, parking lots, roads, or highways.
- Maintain and document an ongoing training program for staff, including follow up training as needed to address, among other things, the importance of protecting water quality, operation and maintenance standards, inspection procedures, relevant SWPPPs, selecting appropriate BMPs, ways to perform job activities to prevent or minimize impacts to water quality, maintenance and repair procedures, and procedures for reporting water quality concerns.

- Implement a Stormwater Pollution Prevention Plan (SWPPP) for all heavy equipment maintenance or storage yards, and material storage facilities owned or operated by the City that are not subject to another NPDES stormwater permit.
- Maintain records of the City's inspections, maintenance, or repair activities.

9.2 Municipal Operations and Maintenance

The City's Operations and Maintenance Division (housed within Public Works) oversees stormwater system inspection and maintenance. Their responsibilities include catch basin inspections and cleanings, street sweeping, facility cleaning and maintenance, spill response and control, and flood response and repair where applicable. The City storm system includes catch basins, storm drain pipes, ditches, storm ponds, storm vaults, and other associated structures. The City's code includes maintenance standards contained in the SWMMWW. The City inspects and cleans all catch basins owned and operated by the City every two years. Records are maintained and inspections are scheduled and tracked for all stormwater BMP/facilities owned or operated by the City in the City's asset management software program.

Long-term Operation and Maintenance

The City requires that a maintenance agreement is on file for all newly constructed, privately owned permanent stormwater facilities for the operation and maintenance of permanent stormwater treatment and flow control BMPs/facilities. The City conducts annual inspections of all treatment and flow control BMPs/facilities that discharge to the MS4 and that were permitted pursuant to the City's process for permitting, site plan review, and inspections. In new residential developments, the City conducts inspections of permanent stormwater treatment and flow control BMPs/facilities and catch basins to identify maintenance needs based on whether there are exceedances of maintenance standards. When there is an exceedance of maintenance standards, the City performs maintenance within timeframes provided in the Permit. The City maintains records of the City's inspection, maintenance, and enforcement activities.

Existing, permanent stormwater facilities are inspected to review whether ongoing maintenance is being completed. The City tracks permanent stormwater facilities electronically.

9.3 Planned 2022 Compliance Activities

The City's planned SWMP activities for municipal operations and maintenance for this calendar year are included in Table 9-1.

Table 9-1. 2022 Municipal Operations and Maintenance Work Plan	
Activity ID	Activity Description
MOM-1	Schedule and conduct City staff training and refresher training to address, among other things, the importance of protecting water quality, operation and maintenance standards, inspection procedures, maintenance and repair procedures, the City's SWPPPs, methods to minimize impacts to stormwater, and procedures for reporting water quality concerns.
MOM-2	For long-term operation and maintenance, conduct annual inspection of all treatment and flow control BMPs/facilities that discharge to the MS4 and were permitted pursuant to the City's process for permitting, site plan review, and inspections.
MOM-3	Conduct annual inspections of all treatment and flow control facilities owned or operated by the City and perform maintenance as triggered by the maintenance standards.
MOM-4	Continue catch basin inspections at a rate that will achieve all catch basins being inspected every two years.
MOM-5	Clean catch basins as needed based on inspection results.
MOM-6	Perform street sweeping to reduce the amount of street waste that enters the storm drainage conveyance system.
MOM-7	Implement SWPPPs at required City facilities. Review and update SWPPPs as needed.
MOM-8	Review and maintain records in the City's asset management software program as to inspections and maintenance.
MOM-9	Schedule quarterly internal coordination meetings with various City staff involved in the inspection, maintenance, and repair of treatment and flow control facilities owned or operated by the City to review the scheduling of inspections and maintenance of the City's operation and maintenance program, determine whether the City is meeting its timing targets for inspections and maintenance, discuss tracking and records keeping, and gauge the need for any additional training or review of maintenance standards.

Section 10

SOURCE CONTROL PROGRAM FOR EXISTING DEVELOPMENT

10.1 Permit Requirements

Under Phase II Permit section S5.C.8 the City is required to implement a program to prevent and reduce pollutants in runoff from areas that discharge to the MS4. The program shall include:

- Application of operational source control BMPs, and if necessary, structural source control BMPs or treatment BMPs/facilities, or both, to pollution generating sources associated with existing land uses and activities.
- Inspections of pollutant generating sources at publicly and privately owned institutional, commercial and industrial sites to enforce implementation of required BMPs to control pollution discharging into the MS4.
- Application and enforcement of local ordinances at sites, identified pursuant to S5.C.8.b.ii, including sites with discharges authorized by a separate NPDES permit. Permittees that are in compliance with the terms of this Permit will not be held liable by Ecology for water quality standard violations or receiving water impacts caused by industries and other Permittees covered, or which should be covered under and NPDES permit issued by Ecology.
- Practices to reduce polluted runoff from the application of pesticides, herbicides, and fertilizers from the sites identified in the inventory.

The minimum performance measures for the Source Control Program includes:

- Permittees shall adopt and make effective an ordinance or other enforceable document requiring the application of source control BMPs for pollutant generating sources associated with existing land uses and activities (due August 1, 2022).
- Permittees shall establish an inventory that identifies publicly and privately owned institutional, commercial, and industrial sites which have the potential to generate pollutants to the MS4. The inventory shall include businesses and/or sites identified based on the presence of activities that are pollutant generating and other pollutant generating sources, based on complaint response, such as home-based businesses and multi-family sites (due August 1, 2022).
- Permittees shall implement an inspection program for sites identified pursuant to S5.C.8.b.ii (due January 1, 2023). All identified sites with a business address shall be provided information about activities that may generate pollutants and the source control requirements applicable to those activities. The Permittee shall annually complete the number of inspections equal to 20% of the businesses and/or sites listed in their source control inventory to assess BMP effectiveness and compliance with source control. Permittees shall inspect 100% of sites identified through credible complaints.
- Permittee shall implement a progressive enforcement policy that requires sites to comply with stormwater requirements within a reasonable time period (due January 1, 2023).
- Permittees shall train staff who are responsible for implementing the source control program to conduct these activities. The ongoing training program shall cover the legal authority for source

control, source control BMPs and their proper application, inspection protocols, lessons learned, typical cases, and enforcement procedures.

10.2 City's Source Control Program Development

The City of Anacortes is developing a Source Control Program in accordance with Permit requirements. The City is exploring the possibility of a regional Source Control Program in partnership with other regional NPDES permittees and the Skagit County Public Health Department.

10.3 Planned 2022 Compliance Activities

The City's planned SWMP activities for the Source Control Program for this calendar year are included in Table 10-1.

Table 10.1 2022 Source Control Program Work Plan	
Activity ID	Activity Description
SC-1	Define program structure. Draft Memorandum of Understanding with Skagit County Public Health Department if pursuing a regional program.
SC-2	Establish Source Control inventory database.
SC-3	Adopt an ordinance requiring the application of source control BMPs for pollutant generating sources associated with existing land uses and activities.

Section 11

MONITORING AND ASSESSMENT

11.1 Permit Requirements

Section S8 of the Phase II Permit offers two options to meet monitoring and assessment requirements of the Permit regarding regional status and trends monitoring, SWMP effectiveness and source identification studies. Option #1 requires the City to pay annually into a collective fund to implement regional receiving water status and trends monitoring of small streams and marine nearshore areas. Option #1 Permittees are required to provide a brief description of the type of information gathered or received with their Annual Report. Option #2 requires a Permittee to conduct the required monitoring and other studies independently, and to provide a description of stormwater monitoring or studies conducted during the reporting period.

11.2 City's Monitoring and Assessment Program under Option #1

The City of Anacortes has implemented Option #1 to meet monitoring and assessment requirements regarding status and trends monitoring, and SWMP effectiveness and source identification studies. By implementing Option #1, the City is required to pay into a collective fund to implement a regional monitoring program for each of the monitoring and assessment requirements in the Phase II Permit. Annual payments to Ecology are due by August 15 of each year.

The City participates in the Stormwater Action Monitoring (SAM) program. The program aims to improve stormwater management, reduce pollution, improve water quality, and reduce flooding. SAM does this by measuring stormwater impacts on the environment and evaluating the effectiveness of efforts to manage stormwater. SAM targets three categories: effectiveness studies, status and trends studies, and source identification. Effectiveness studies look at how well the required or proposed stormwater management practices are working. Status and trends studies document water quality trends in the region. Source identification focuses on the common sources of illicit discharges and regional solutions and elimination methods. More information on SAM may be found on the Ecology website. Information for the SAM website is provided in Appendix C.

The Samish Indian Nation conducts water quality sampling in and around Fidalgo Bay, including locations at the City of Anacortes stormwater outfalls and within City drainage basins. The Samish Indian Nation have reported the results of analysis for fecal coliform and nitrite/nitrate to the City, as well as occasional total phosphorus results. In 2021, the Samish Indian Nation sampled outfalls in drainage basins F01, F03, F04, F09 and F14, as well as surface water samples in basins F03, F04, F14. The samples were analyzed for dissolved oxygen, fecal coliform, nitrate and nitrite, pH, phosphorus, salinity, specific conductivity, temperature, and turbidity. The City will be analyzing the data received from the Samish Indian Nation. The City understands that provided that funding is available, the Samish Indian Nation will continue sampling in 2022.

In 2020, Friends of Skagit Beaches, in partnership with the City of Anacortes, launched a citizen science program aimed at monitoring water quality at City stormwater outfalls. Outfall samples were analyzed for temperature, dissolved oxygen, specific conductivity, pH, and turbidity. The program is exploring including e. coli sampling in 2022. The Stormwater Program Manager is in regular contact with program participants and volunteers are trained to report any suspicions of illicit discharges. The program will continue sampling in 2022.

11.3 Planned 2022 Compliance Activities

The City's SWMP has a Water Quality Monitoring Program component. The City's planned SWMP activities for monitoring and assessment for this calendar year are included in Table 11-1.

Table 11-1. 2022 Monitoring and Assessment Work Plan	
Activity ID	Activity Description
MA-1	Continue annual payment for small streams and marine nearshore status trends by August 15.
MA-2	Continue annual payment for SWMP effectiveness and source identification studies by August 15.
MA-3	Continue sample coordination with the Samish Indian Nation.
MA-4	Review and analyze sampling results from the Samish Indian Nation.
MA-5	Continue coordination with Friends of Skagit Beaches citizen science outfall monitoring program.

Section 12

REPORTING REQUIREMENTS

12.1 Permit Requirements

Section S9 of the Phase II Permit requires the City to:

- Submit an Annual Report to Ecology by March 31 of the following year (so that the reporting period for the annual report is the previous calendar year). The Annual Report shall include a submittal of the Annual Report form and attachments, which includes a copy of the Permittee's SWMP Plan and summaries, descriptions, reports, or other information as required.
- Retain all records related to the Phase II Permit and SWMP for at least five years and submit records to Ecology upon request.
- Make all records related to the Phase II Permit and the City's SWMP available to the public at reasonable times during business hours. A reasonable charge may be assessed by the Permittee for making photocopies of records.

12.2 Planned 2022 Compliance Activities

This SWMP Plan has been prepared in compliance with the NPDES Phase II Permit and describes planned activities for this calendar year. This SWMP Plan will be updated at least annually. The Annual Report and SWMP Plan will be posted to the City of Anacortes Stormwater website as required by the Permit. The web address for the City of Anacortes Stormwater website is contained in Appendix C. The City's planned SWMP activities for reporting requirements for this calendar year are included in Table 12-1.

Table 12-1. 2022 Reporting Requirements Work Plan	
Activity ID	Activity Description
RR-1	Submit Annual Report and SWMP Plan to Ecology.
qaRR-2	Retain records related to Phase II Permit and SWMP for at least five years.
RR-3	Make all records related to the Phase II Permit and SWMP available to the public.
RR-4	Post the Annual Report and SWMP Plan to the City of Anacortes Stormwater website as required by the Permit.

Appendix A

ACRONYMS AND DEFINITIONS

Acronyms and Abbreviations

AKART – All Known, Available, and Reasonable Methods of Prevention, Control, and Treatment

BMP – Best Management Practice

CWA – Clean Water Act of 1972

Ecology – Department of Ecology

EPA – Environmental Protection Agency

FBARCSC – Fidalgo Bay Aquatic Reserve Citizen Stewardship Committee

IDDE – Illicit Discharge Detection and Elimination

IS – Information Services

MEP – Maximum Extent Practicable

MS4 – Municipal Separate Storm Sewer System

NPDES – National Pollutant Discharge Elimination System

O&M – Operations and Maintenance

Parks – City of Anacortes Parks Department

Phase II Permit – Western Washington Phase II Municipal Stormwater Permit

Public Works or PW – City of Anacortes Public Works Department

RSMP – Regional Stormwater Monitoring Program

SAM – Stormwater Action Monitoring

SCD – Skagit Conservation District

SIDIR – Source Identification Information Repository

SOP – Standard Operating Procedure

STORM – Stormwater Outreach for Regional Municipalities

SWMMWW – Stormwater Management Manual for Western Washington (2012, amended 2014)

SWMP – Stormwater Management Plan

SWPPP – Stormwater Pollution Prevention Plan

TMDL – Total Maximum Daily Load

Definitions

The following definitions are taken directly from the Phase II Permit and are reproduced here for the reader's convenience.

40 CFR means Title 40 of the Code of Federal Regulations, which is the codification of the general and permanent rules published in the Federal Register by the executive departments and agencies of the federal government.

AKART means All Known, Available, and Reasonable methods of prevention, control and Treatment. See also State Water Pollution Control Act, Chapter 90.48.010 RCW and Chapter 90.48.520 RCW.

All Known, Available and Reasonable Methods of Prevention, Control and Treatment (AKART) refers to the State Water Pollution Control Act, Chapter 90.48.010 RCW and Chapter 90.48.520 RCW.

Applicable TMDL means a TMDL which has been approved by EPA on or before the issuance date of this Permit, or prior to the date that Ecology issues coverage under this Permit, whichever is later.

Beneficial Uses means uses of waters of the State, which include but are not limited to use for domestic, stock watering, industrial, commercial, agricultural, irrigation, mining, fish and wildlife maintenance and enhancement, recreation, generation of electric power and preservation of environmental and aesthetic values, and all other uses compatible with the enjoyment of the public waters of the State.

Best Management Practices are the schedules of activities, prohibitions of practices, maintenance procedures, and structural and/or managerial practices approved by Ecology that, when used singly or in combination, prevent or reduce the release of pollutants and other adverse impacts to waters of Washington State.

BMP means Best Management Practice.

Bypass means the diversion of stormwater from any portion of a stormwater treatment facility.

Circuit means a portion of a MS4 discharging to a single point or serving a discrete area determined by traffic volumes, land use, topography or the configuration of the MS4.

Component or Program Component means an element of the Stormwater Management Program listed in S5 - Stormwater Management Program for Cities, Towns, and Counties, or S6 – Stormwater Management Program for Secondary Permittees, or S7 – Compliance with Total Maximum Daily Load Requirements, or S8 – Monitoring and Assessment, of this Permit.

Community-based social marketing is a social marketing methodology. It employs a systematic approach intended to change the behavior of communities to reduce their impact on the environment. Realizing that providing information is usually not sufficient to initiate behavior change, community-based social marketing uses tools and findings from social psychology to discover the perceived barriers to behavior change and ways of overcoming these barriers.

Conveyance System means that portion of the municipal separate storm sewer system designed or used for conveying stormwater.

Co-Permittee means an owner or operator of an MS4 which is in a cooperative agreement with at least one other applicant for coverage under this Permit. A Co-Permittee is an owner or operator of a regulated MS4

located within or in proximity to another regulated MS4. A Co-Permittee is only responsible for permit conditions relating to discharges from the MS4 the Co-Permittee owns or operates. See also 40 CFR 122.26(b)(1).

CWA means Clean Water Act (formerly referred to as the Federal Water Pollution Control Act or Federal Water Pollution Control Act Amendments of 1972) Pub.L. 92-500, as amended Pub. L. 95-217, Pub. L. 95- 576, Pub. L. (6-483 and Pub. L. 97-117, 33 U.S.C. 1251 et seq.).

Director means the Director of the Washington State Department of Ecology, or an authorized representative.

Discharge Point means the location where a discharge leaves the Permittee's MS4 through the Permittee's MS4 facilities/BMPs designed to infiltrate.

Entity means a governmental body, or a public or private organization.

EPA means the U.S. Environmental Protection Agency.

Fully Stabilized means the establishment of a permanent vegetative cover, or equivalent permanent stabilization measures (such as riprap, gabions or geotextiles) which prevents erosion.

General Permit means a permit which covers multiple dischargers of a point source category within a designated geographical area, in lieu of individual permits being issued to each discharger.

Groundwater means water in a saturated zone or stratum beneath the surface of the land or below a surface water body. Refer to Chapter 173-200 WAC.

Hazardous Substance means any liquid, solid, gas, or sludge, including any material, substance, product, commodity, or waste, regardless of quantity, that exhibits any of the physical, chemical, or biological properties described in WAC 173-303-090 or WAC 173-303-100.

Heavy Equipment Maintenance or Storage Yard means an uncovered area where any heavy equipment, such as mowing equipment, excavators, dump trucks, backhoes, or bulldozers are washed or maintained, or where at least five pieces of heavy equipment are stored on a long-term basis.

Highway means a main public road connecting towns and cities.

Hydraulically Near means runoff from the site discharges to the sensitive feature without significant natural attenuation of flows that allows for suspended solids removal. See Appendix 7 Determining Construction Site Sediment Damage Potential for a more detailed definition.

Hyperchlorinated means water that contains more than 10 mg/Liter chlorine.

Illicit Connection means any infrastructure connection to the MS4 that is not intended, permitted, or used for collecting and conveying stormwater or non-stormwater discharges allowed as specified in this Permit (S5.C.5 and S6.D.3). Examples include sanitary sewer connections, floor drains, channels, pipelines, conduits, inlets, or outlets that are connected directly to the MS4.

Illicit Discharge means any discharge to a MS4 that is not composed entirely of stormwater or of no stormwater discharges allowed as specified in this Permit (S5.C.5 and S6.D.3).

Impervious Surface means a non-vegetated surface area that either prevents or retards the entry of water into the soil mantle as under natural conditions prior to development. A non-vegetated surface area which causes

water to run off the surface in greater quantities or at an increased rate of flow from the flow present under natural conditions prior to development. Common impervious surfaces include, but are not limited to, roof tops, walkways, patios, driveways, parking lots or stormwater areas, concrete or asphalt paving, gravel roads, packed earthen materials, and oiled, macadam or other surfaces which similarly impede the natural infiltration of stormwater.

Land Disturbing Activity means any activity that results in a change in the existing soil cover (both vegetative and non-vegetative) and/or the existing soil topography. Land disturbing activities include, but are not limited to clearing, grading, filling and excavation. Compaction that is associated with stabilization of structures and road construction shall also be considered land disturbing activity. Vegetation maintenance practices, including landscape maintenance and gardening, are not considered land disturbing activity. Stormwater facility maintenance is not considered land disturbing activity if conducted according to established standards and procedures.

LID means Low Impact Development.

LID BMP means Low Impact Development Best Management Practices.

LID Principles means land use management strategies that emphasize conservation, use of on-site natural features, and site planning to minimize impervious surfaces, native vegetation loss, and stormwater runoff.

Low Impact Development (LID) means a stormwater and land use management strategy that strives to mimic pre-disturbance hydrologic processes of infiltration, filtration, storage, evaporation and transpiration by emphasizing conservation, use of on-site natural features, site planning, and distributed stormwater management practices that are integrated into a project design.

Low Impact Development Best Management Practices (LID BMP) means distributed stormwater management practices, integrated into a project design, that emphasize pre-disturbance hydrologic processes of infiltration, filtration, storage, evaporation and transpiration. LID BMPs include, but are not limited to, bioretention, rain gardens, permeable pavements, roof downspout controls, dispersion, soil quality and depth, vegetated roofs, minimum excavation foundations, and water re-use.

Material Storage Facilities means an uncovered area where bulk materials (liquid, solid, granular, etc.) are stored in piles, barrels, tanks, bins, crates, or other means.

Maximum Extent Practicable refers to paragraph 402(p)(3)(B)(iii) of the federal Clean Water Act which reads as follows: Permits for discharges from municipal storm sewers shall require controls to reduce the discharge of pollutants to the maximum extent practicable, including management practices, control techniques, and system, design, and engineering methods, and other such provisions as the Administrator or the State determines appropriate for the control of such pollutants.

MEP means Maximum Extent Practicable.

MS4 means Municipal Separate Storm Sewer System.

Municipal Separate Storm Sewer System means a conveyance, or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains):

- (i) Owned or operated by a state, city, town, borough, county, parish, district, association, or other public body (created by or pursuant to state law) having jurisdiction over disposal of wastes, stormwater, or

other wastes, including special districts under State law such as a sewer district, flood control district or drainage district, or similar entity, or an Indian tribe or an authorized Indian tribal organization, or a designated and approved management agency under Section 208 of the CWA that discharges to waters of Washington State.

- (ii) Designed or used for collecting or conveying stormwater.
- (iii) Which is not a combined sewer;
- (iv) Which is not part of a Publicly Owned Treatment Works (POTW) as defined at 40 CFR 122.2.; and
- (v) Which is defined as “large” or “medium” or “small” or otherwise designated by Ecology pursuant to 40 CFR 122.26.

National Pollutant Discharge Elimination System means the national program for issuing, modifying, revoking, and reissuing, terminating, monitoring and enforcing permits, and imposing and enforcing pretreatment requirements, under Sections 307, 402, 318, and 405 of the Federal Clean Water Act, for the discharge of pollutants to surface waters of the State from point sources. These permits are referred to as NPDES permits and, in Washington State, are administered by the Washington State Department of Ecology.

Native Vegetation means vegetation comprised of plant species, other than noxious weeds, that are indigenous to the coastal region of the Pacific Northwest and which reasonably could have been expected to naturally occur on the site. Examples include trees such as Douglas Fir, western hemlock, western red cedar, alder, big-leaf maple; shrubs such as willow, elderberry, salmonberry, and salal; and herbaceous plants such as sword fern, foam flower, and fireweed.

New Development means land disturbing activities, including Class IV General Forest Practices that are conversions from timber land to other uses; structural development, including construction or installation of a building or other structure; creation of hard surfaces; and subdivision, short subdivision and binding site plans, as defined and applied in Chapter 58.17 RCW. Projects meeting the definition of redevelopment shall not be considered new development. Refer to Appendix 1 for a definition of hard surfaces.

New Permittee means a city, town, or county that is subject to the Western Washington Municipal Stormwater General Permit and was not subject to the permit prior to July 1, 2019.

New Secondary Permittee means a Secondary Permittee that is covered under a municipal stormwater general permit

NOI means Notice of Intent.

Notice of Intent (NOI) means the application for, or a request for coverage under, a General Permit pursuant to WAC 173-226-200.

Notice of Intent for Construction Activity means the application form for coverage under the Construction Stormwater General Permit.

Notice of Intent for Industrial Activity means the application form for coverage under the Industrial Stormwater General Permit.

NPDES means National Pollutant Discharge Elimination System.

Outfall means a point source as defined by 40 CFR 122.2 at the point where a discharge leaves the Permittee’s MS4 and enters a surface receiving waterbody or surface receiving waters. Outfall does not include pipes,

tunnels, or other conveyances which connect segments of the same stream or other surface waters and are used to convey primarily surface waters (i.e., culverts).

Overburdened Community means minority, low-income, tribal, or indigenous populations or geographic locations in Washington State that potentially experience disproportionate environmental harms and risks. This disproportionality can be as a result of greater vulnerability to environmental hazards, lack of opportunity for public participation, or other factors. Increased vulnerability may be attributable to an accumulation of negative or lack of positive environmental, health, economic, or social conditions within these populations or places. The term describes situations where multiple factors, including both environmental and socio-economic stressors, may act cumulatively to affect health and the environment and contribute to persistent environmental health disparities.

Permittee unless otherwise noted, the term “Permittee” includes city, town, or county Permittee, CoPermittee, New Permittee, Secondary Permittee, and New Secondary Permittee.

Physically Interconnected means that one MS4 is connected to another storm sewer system in such a way that it allows for direct discharges to the second system. For example, the roads with drainage systems and municipal streets of one entity are physically connected directly to a storm sewer system belonging to another entity.

Project site means that portion of a property, properties, or rights-of-way subject to land disturbing activities, new hard surfaces, or replaced hard surfaces. Refer to Appendix 1 for a definition of hard surfaces.

QAPP means Quality Assurance Project Plan.

Qualified Personnel means someone who has had professional training in the aspects of stormwater management for which they are responsible and are under the functional control of the Permittee. Qualified Personnel may be staff members, contractors, or volunteers.

Quality Assurance Project Plan means a document that describes the objectives of an environmental study and the procedures to be followed to achieve those objectives.

RCW means the Revised Code of Washington State.

Receiving Waterbody or Receiving Waters means naturally and/or reconstructed naturally occurring surface water bodies, such as creeks, streams, rivers, lakes, wetlands, estuaries, and marine waters, or groundwater, to which a MS4 discharges.

Redevelopment means, on a site that is already substantially developed (i.e., has 35% or more of existing hard surface coverage), the creation or addition of hard surfaces; the expansion of a building footprint or addition or replacement of a structure; structural development including construction, installation or expansion of a building or other structure; replacement of hard surface that is not part of a routine maintenance activity; and land disturbing activities. Refer to Appendix 1 for a definition of hard surfaces.

Regulated Small Municipal Separate Storm Sewer System means a Municipal Separate Storm Sewer System which is automatically designated for inclusion in the Phase II stormwater permitting program by its location within an Urbanized Area, or by designation by Ecology and is not eligible for a waiver or exemption under S1.C.

Runoff is water that travels across the land surface and discharges to water bodies either directly or through a collection and conveyance system. See also “Stormwater.”

SAM means Stormwater Action Monitoring

Secondary Permittee is an operator of a regulated small MS4 which is not a city, town or county. Secondary Permittees include special purpose districts and other public entities that meet the criteria in S1.B.

Sediment/Erosion-Sensitive Feature means an area subject to significant degradation due to the effect of construction runoff, or areas requiring special protection to prevent erosion. See Appendix 7 Determining Construction Site Sediment Damage Potential for a more detailed definition.

Shared Water Bodies means water bodies, including downstream segments, lakes and estuaries that receive discharges from more than one Permittee.

Significant Contributor means a discharge that contributes a loading of pollutants considered to be sufficient to cause or exacerbate the deterioration of receiving water quality or instream habitat conditions.

Small Municipal Separate Storm Sewer System means an MS4 that is not defined as “large” or “medium” pursuant to 40 CFR 122.26(b)(4) & (7) or designated under 40 CFR 122.26 (a)(1)(v).

Source Control BMP means a structure or operation that is intended to prevent pollutants from coming into contact with stormwater through physical separation of areas or careful management of activities that are sources of pollutants. The SWMMWW separates source control BMPs into two types. Structural Source Control BMPs are physical, structural, or mechanical devices, or facilities that are intended to prevent pollutants from entering stormwater. Operational BMPs are non-structural practices that prevent or reduce pollutants from entering stormwater.

Stormwater means runoff during and following precipitation and snowmelt events, including surface runoff, drainage or interflow.

Stormwater Action Monitoring (SAM) is the regional stormwater monitoring program for Western Washington. This means, for all of Western Washington, a stormwater-focused monitoring and assessment program consisting of these components: status and trends monitoring in small streams and marine nearshore areas, stormwater management program effectiveness studies, and source identification projects. The priorities and scope for SAM are set by a formal stakeholder group that selects the studies and oversees the program’s administration.

Stormwater Associated with Industrial and Construction Activity means the discharge from any conveyance which is used for collecting and conveying stormwater, which is directly related to manufacturing, processing or raw materials storage areas at an industrial plant, or associated with clearing, grading and/or excavation, and is required to have an NPDES permit in accordance with 40 CFR 122.26.

Stormwater facility retrofits means both: projects that retrofit existing treatment and/or flow control facilities; and new flow control or treatment facilities or BMPs that will address impacts from existing development.

Stormwater Management Program (SWMP) means a set of actions and activities designed to reduce the discharge of pollutants from the MS4 to the MEP and to protect water quality, and comprising the components listed in S5 (for cities, towns, and counties) or S6 (for Secondary Permittees) of this Permit and any additional actions necessary to meet the requirements of applicable TMDLs pursuant to S7 – Compliance with TMDL Requirements, and S8– Monitoring and Assessment.

Stormwater Treatment and Flow Control BMPs/Facilities means detention facilities, permanent treatment BMPs/facilities; and bioretention, vegetated roofs, and permeable pavements that help meet Appendix 1 Minimum Requirements #6 (treatment), #7 (flow control), or both.

Surface Waters includes lakes, rivers, ponds, streams, inland waters, salt waters, and all other surface waters and water courses within the jurisdiction of the State of Washington.

SWMMWW or Stormwater Management Manual for Western Washington means Stormwater Management Manual for Western Washington (2019).

SWMP means Stormwater Management Program.

TMDL means Total Maximum Daily Load.

Total Maximum Daily Load (TMDL) means a water cleanup plan. A TMDL is a calculation of the maximum amount of a pollutant that a water body can receive and still meet water quality standards, and an allocation of that amount to the pollutant's sources. A TMDL is the sum of the allowable loads of a single pollutant from all contributing point and nonpoint sources. The calculation must include a margin of safety to ensure that the water body can be used for the purposes the state has designated. The calculation must also account for seasonable variation in water quality. Water quality standards are set by states, territories, and tribes. They identify the uses for each water body, for example, drinking water supply, contact recreation (swimming), and aquatic life support (fishing), and the scientific criteria to support that use. The Clean Water Act, Section 303, establishes the water quality standards and TMDL programs.

Tributary Conveyance means pipes, ditches, catch basins, and inlets owned or operated by the Permittee and designed or used for collecting and conveying stormwater.

UGA means Urban Growth Area.

Urban Growth Area (UGA) means those areas designated by a county pursuant to RCW 36.70A.110.

Urbanized Area is a federally-designated land area comprising one or more places and the adjacent densely settled surrounding area that together have a residential population of at least 50,000 and an overall population density of at least 1,000 people per square mile. Urbanized Areas are designated by the U.S. Census Bureau based on the most recent decennial census.

Vehicle Maintenance or Storage Facility means an uncovered area where any vehicles are regularly washed or maintained, or where at least 10 vehicles are stored.

Water Quality Standards means Surface Water Quality Standards, Chapter 173-201A WAC, Groundwater Quality Standards, Chapter 173-200 WAC, and Sediment Management Standards, Chapter 173-204 WAC.

Waters of the State includes those waters as defined as "waters of the United States" in 40 CFR Subpart 122.2 within the geographic boundaries of Washington State and "waters of the State" as defined in Chapter 90.48 RCW which includes lakes, rivers, ponds, streams, inland waters, underground waters, salt waters and all other surface waters and water courses within the jurisdiction of the State of Washington.

Waters of the United States refers to the definition in 40 CFR 122.2.

Appendix B

ANACORTES MUNICIPAL CODE

The following includes the many of the sections in the City of Anacortes Municipal Code that relate to the City's Stormwater Management Program:

Title 13 Public Services

Chapter 13.10 Storm and Sewer Surface Water Utility

Chapter 13.18 Elimination of Storm or Surface Drainage Water from Sewerage System

Title 16 Tree Preservation

Chapter 16.50 Tree Preservation

Title 17 Critical Areas and Essential Public Facilities

Chapter 17.70 Critical Area Regulations

Title 18 Environmental Protection

Chapter 18.04 State Environmental Policy Act

Chapter 18.16 Shoreline Master Plan

Chapter 18.30 Illicit Discharges and Connections to the Stormwater Drainage System

Chapter 18.40 Operations and Maintenance of Private and Municipal Stormwater Facilities

Title 19 Unified Development Code

Chapter 19.12 Definitions and Interpretation

Chapter 19.22 Concurrency

Chapter 19.30 Site Plan Review

Chapter 19.32 Land Divisions

Chapter 19.42 Form and Intensity Standards

Chapter 19.43 Residential Uses

Chapter 19.51 Public Street Improvements Required

Chapter 19.52 Public Street Design

Chapter 19.53 Private Driveways and Access

Chapter 19.54 Subdivision Design and Block Structure

Chapter 19.61 Block Frontage Standards

Chapter 19.62 Site Planning

Chapter 19.64 Parking

Chapter 19.65 Landscaping

Chapter 19.76 Stormwater

Chapter 19.78 Clearing and Grading

Chapter 19.82 Development Agreement for Port-Owned Property

Title 20 Civil Enforcement and Penalties

Appendix C

USEFUL WEBSITES

City of Anacortes website: <https://www.anacorteswa.gov/>

City of Anacortes stormwater website: <https://www.anacorteswa.gov/493/Stormwater>

City of Anacortes Stormwater Resources:
<https://www.anacorteswa.gov/269/Stormwater>

City of Anacortes Illicit Discharge Detection and Elimination Program Manual:
<https://www.cityofanacortes.org/DocumentCenter/View/13588/IDDE-Manual-with-Appendix-A-F-October-2018-PDF>

City of Anacortes GIS Mapping: <https://www.anacorteswa.gov/635/GIS-Mapping>

City of Anacortes IDDE Program Manual:
<https://www.anacorteswa.gov/DocumentCenter/View/13588/IDDE-Manual-with-Appendix-A-F-October-2018-PDF>

City of Anacortes Minimum Requirements #1 to # 5/9 Form:
<https://www.anacorteswa.gov/DocumentCenter/View/99/Stormwater-Minimum-Requirements-1-9--PDF>

City of Anacortes Minimum Requirements #2 Form:
<https://www.anacorteswa.gov/DocumentCenter/View/13743/Stormwater-Minimum-Requirement-2-PDF>

City of Anacortes Planning, Community, and Economic Development website:
<https://www.cityofanacortes.org/161/Planning-Community-Economic-Development>

Skagit Conservation District: <http://www.skagitcd.org/>

Department of Ecology: <https://ecology.wa.gov/>

NPDES Phase II Permit: <https://ecology.wa.gov/Regulations-Permits/Permits-certifications/Stormwater-general-permits/Municipal-stormwater-general-permits/Western-Washington-Phase-II-Municipal-Stormwater>

Stormwater Action Monitoring: <https://ecology.wa.gov/Regulations-Permits/Reporting-requirements/Stormwater-monitoring/Stormwater-Action-Monitoring>

Skagit Conservation District Programs in partnership with the City of Anacortes:

Skagit Stream Team: http://skagitcd.org/stream_team

Backyard Conservation Stewardship Program: http://skagitcd.org/backyard_wildlife

Watershed Masters Volunteer Training Program: http://skagitcd.org/watershed_masters

Brochures available on the City of Anacortes website:

Charity Car Wash Kits: <https://www.anacorteswa.gov/DocumentCenter/View/4584/Charity-Car-Wash-Kits-PDF>

Five Steps to Natural Yard Care: <https://www.anacorteswa.gov/DocumentCenter/View/4585/Five-Steps-to-Natural-Yard-Care-PDF>

Food and Restaurant Good Cleaning Practices:
<https://www.anacorteswa.gov/DocumentCenter/View/4586/Food-and-Restaurant-Good-Cleaning-Practices-PDF>

Industry Automobile Good Cleaning Practices:
<https://www.anacorteswa.gov/DocumentCenter/View/4587/Industry-Automobile-Good-Cleaning-Practices-PDF>

Low Impact Development (LID) Fact Sheet:
<https://www.anacorteswa.gov/DocumentCenter/View/4588/Low-Impact-Development-LID-Fact-Sheet-PDF>

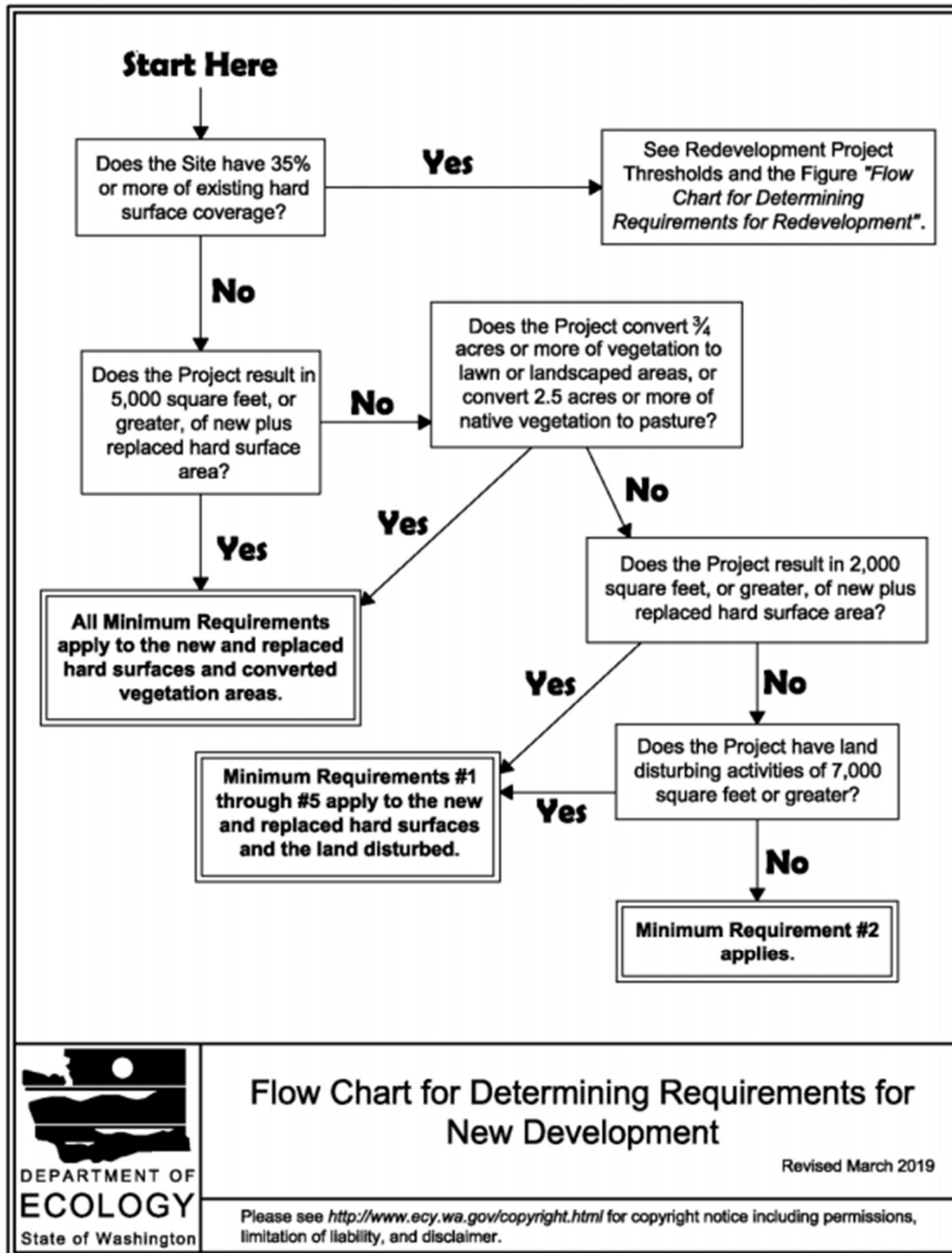
Mobile Carpet Cleaning Practices:
<https://www.anacorteswa.gov/DocumentCenter/View/4589/Mobile-Carpet-Cleaning-Practices-PDF>

Power Washing Practices:
<https://www.anacorteswa.gov/DocumentCenter/View/4590/Power-Washing-Practices-PDF>

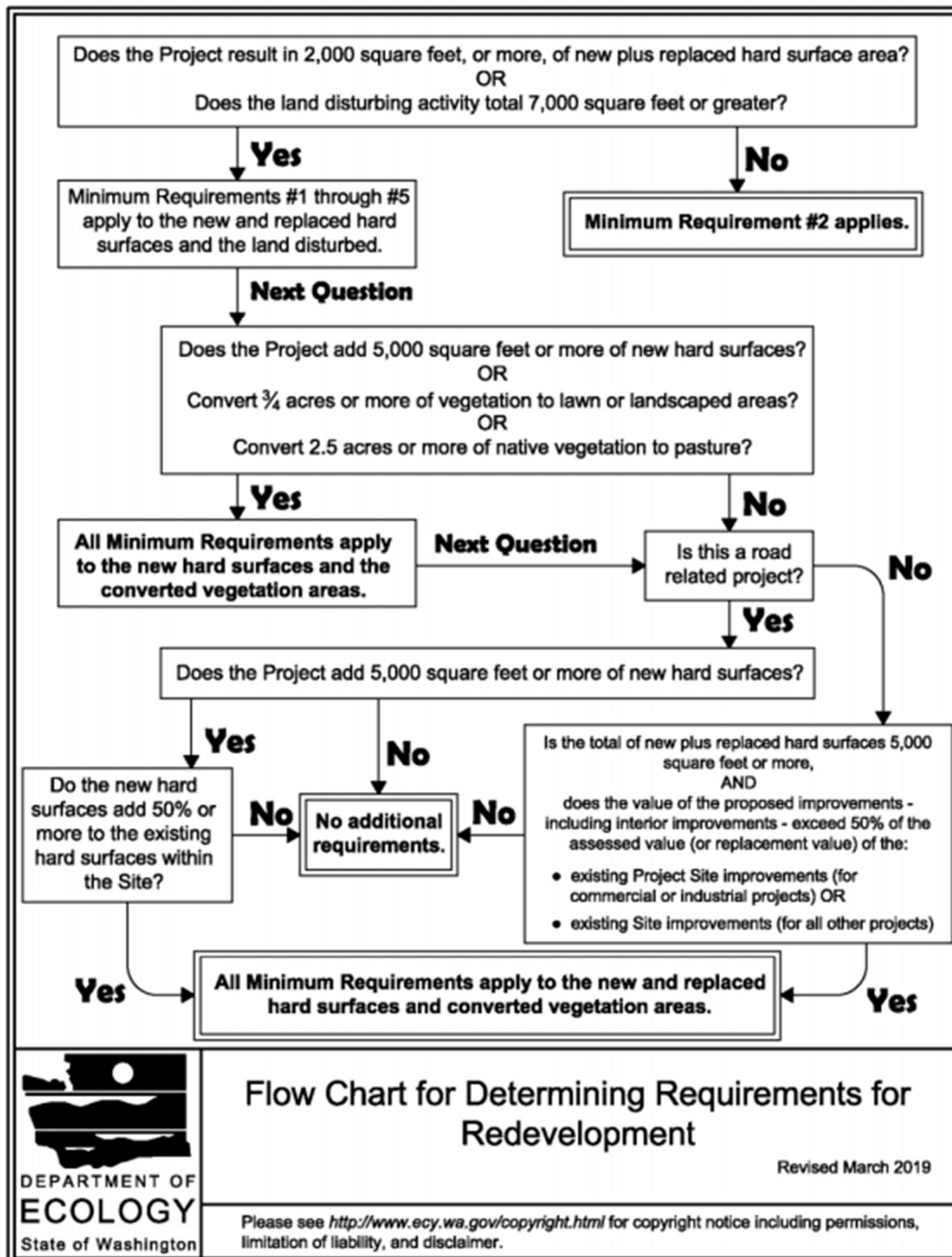
Appendix D

ECOLOGY FLOW CHARTS

Flow Chart for Determining Requirements for New Development



Flow Chart for Determining Requirements for Redevelopment





2022 STORMWATER MANAGEMENT PROGRAM PLAN

Diane Hennebert
Stormwater Program Manager

Why is Stormwater a Problem?

- Rain water picks up what it touches, like oil from the road, yard chemicals and pet waste. This polluted water then runs off into our creeks, lakes, and the Salish Sea.



Only rain down the drain!

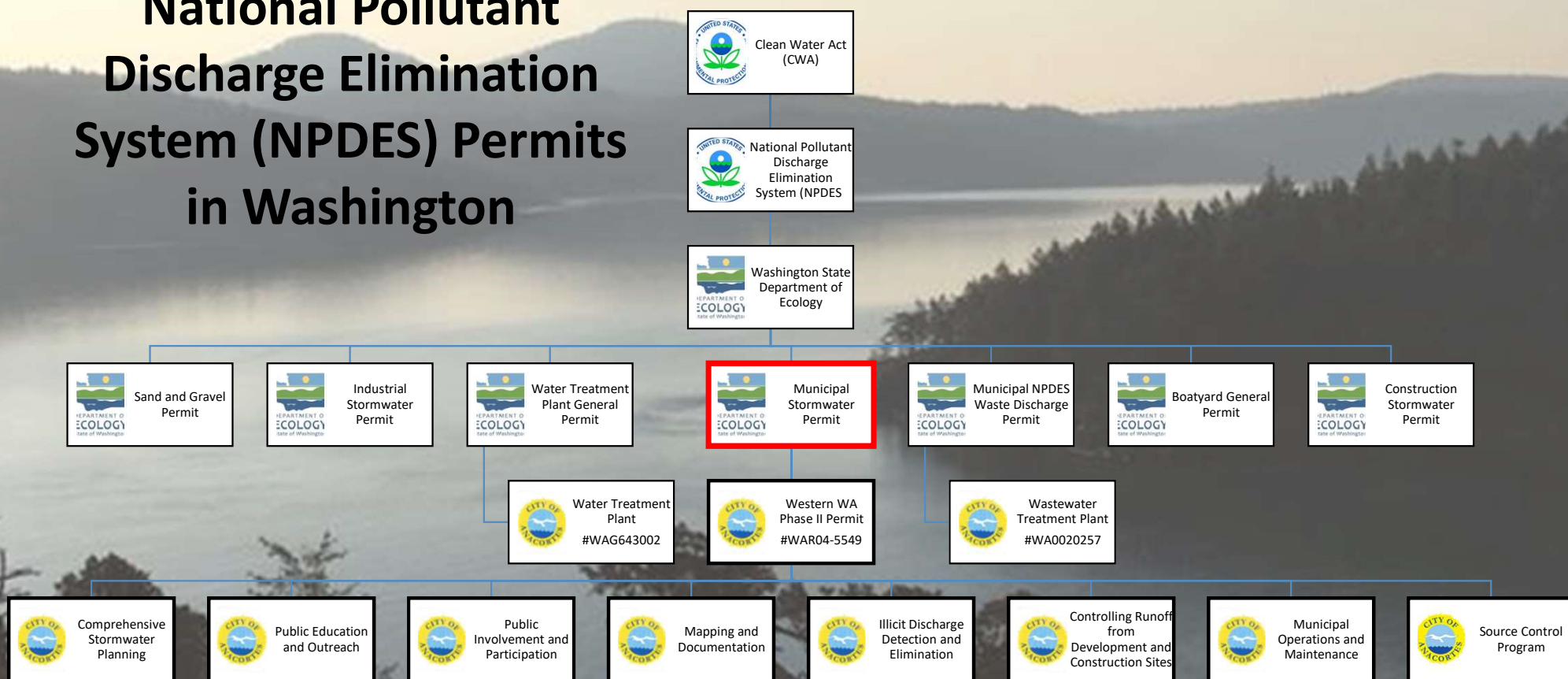


Overview of NPDES

- NPDES = National Pollutant Discharge Elimination System
- The City is required to have a NPDES Permit under the federal Clean Water Act
- Permitting authority delegated to the Department of Ecology in Washington State for stormwater



National Pollutant Discharge Elimination System (NPDES) Permits in Washington



Stormwater Program Administration



Stormwater Planning

Over the permit cycle:

- Long range plan updates
- Low Impact Development (LID)
- Stormwater Management Action Planning
 - Receiving water assessment
 - Basin prioritization

In 2022:

- Assess any potential barriers to implementation of LID principles.
- Submit watershed inventory
- Receiving water prioritization

Public Education and Outreach



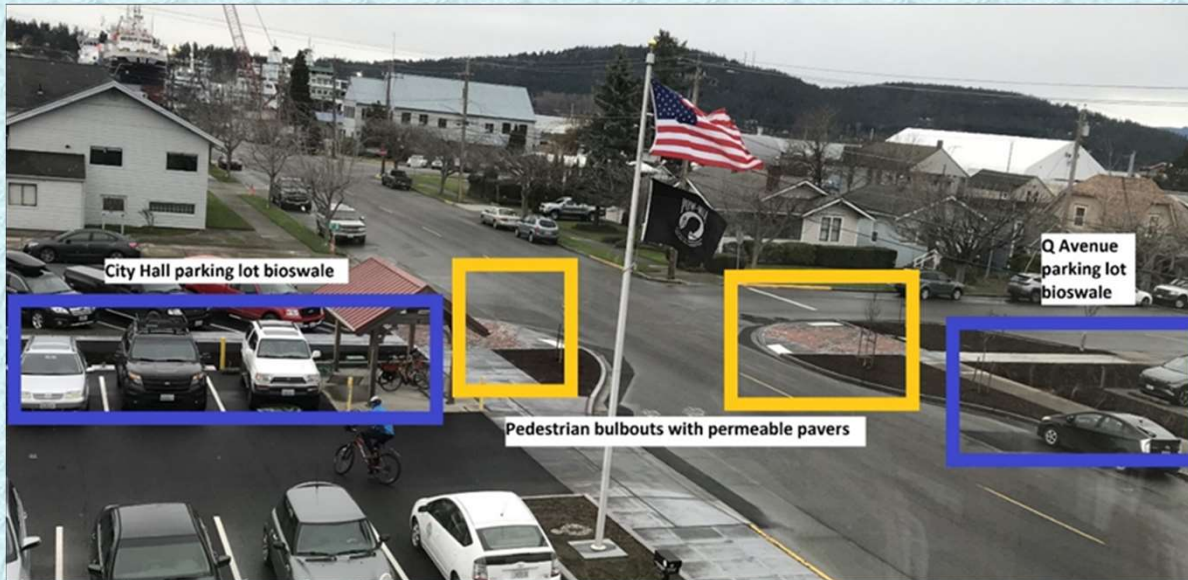
- Regional Partnership



- Community Outreach
- Workshops



City Hall Low Impact Development Demonstration Project



Low Impact Development installations:

- Bioswale (2)
- Permeable pavers
- Modular wetland

Completed winter 2021



Public Involvement and Participation

- Outreach to local organizations and tribes
- Draft SWMP Plan on website for public input
- 2021 Annual Report and 2022 SWMP Plan will be uploaded to the website as soon as they are finalized



Mapping and Documentation



Permit requirements:

- Electronic format
- Stormwater drainage system
- Stormwater facilities
- Storm system connections
- Outfalls
- Receiving waters

Stormwater use of ArcGIS and Cartegraph systems includes:

- Illicit Discharge tracking
- Citizen concerns
- Maintenance tracking
- Development information
- Basin analysis

Illicit Discharge Detection and Elimination (IDDE)

- IDDE hotline: (360) 293-1921
- Web reporting:
<https://www.anacorteswa.gov/1076/IDDE>
- Public outreach
- Staff training
- Field screening



Controlling Runoff from New Development, Redevelopment and Construction Sites

- Reduce pollutants in stormwater runoff
- Site plan review
 - Low Impact Development
 - Minimum Requirements
 - Best Management Practices
- Construction inspection
- Maintenance agreements



Municipal Operations and Maintenance

- Catch basin inspection cycle
- Stormwater facility inspection/maintenance
- Street sweeping
- Major storm events
- Staff training and documentation

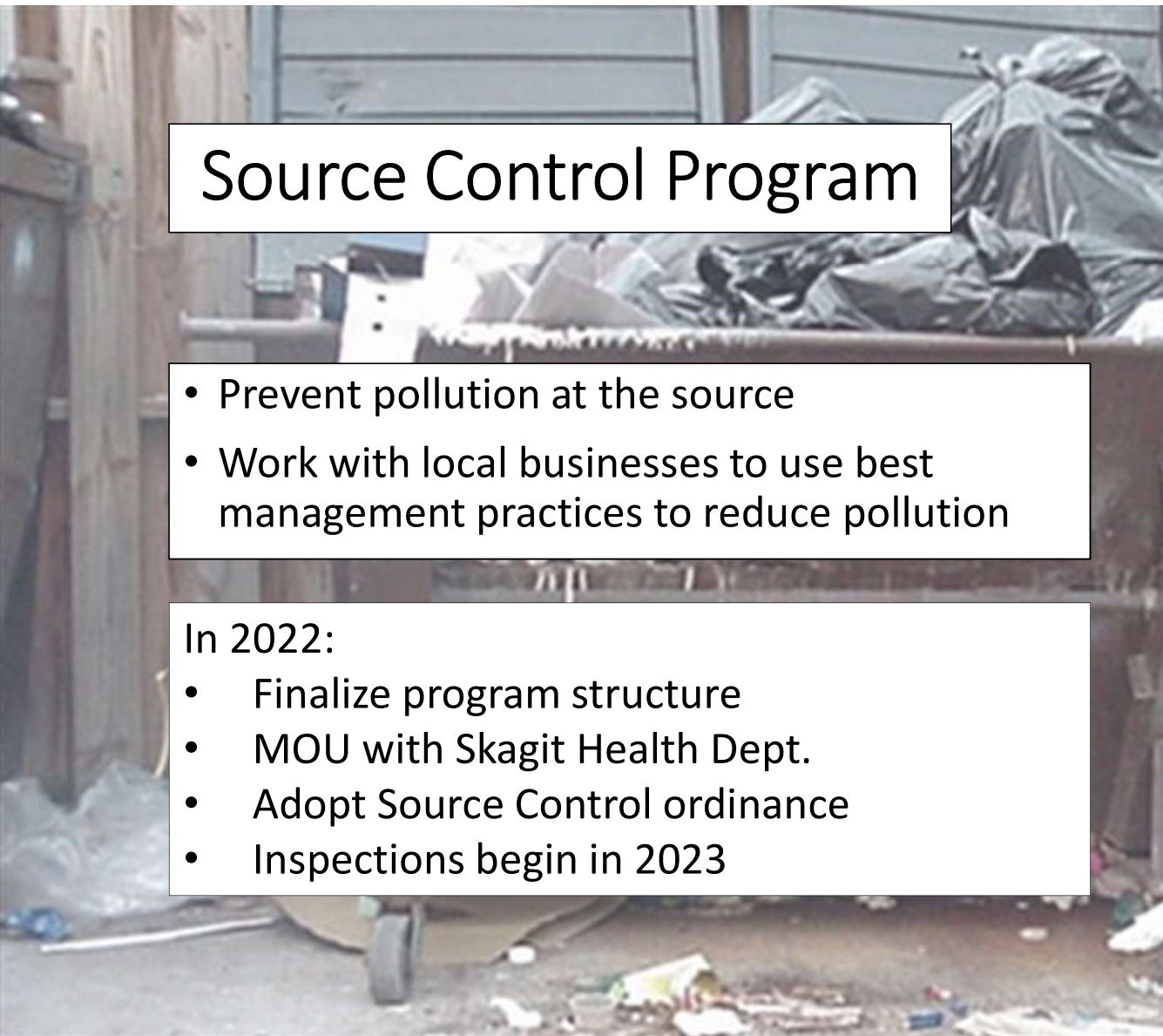


Source Control Program

- Prevent pollution at the source
- Work with local businesses to use best management practices to reduce pollution

In 2022:

- Finalize program structure
- MOU with Skagit Health Dept.
- Adopt Source Control ordinance
- Inspections begin in 2023

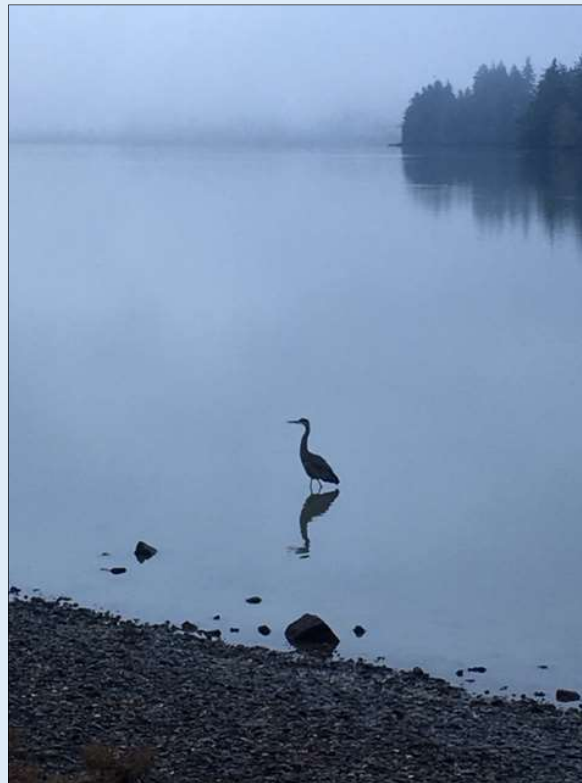


Monitoring and Assessment

Option One:

Contribute to
Stormwater Action
Monitoring regional
program

- Status and trends monitoring
- Effectiveness studies
- Source identification



Option Two:

Conduct Local
Sampling

- Stormwater discharge monitoring program

Coming Before Council in 2022...

2019 SWMMWW

Adoption of the 2019 Stormwater Management Manual for Western Washington (SWMMWW)

- Updated Minimum Requirements 1-9
- Best Management Practices (BMPs) – updated and expanded
- Wetlands guidance

Source Control Program

Implementation of Source Control Program as part of a regional program

- Memorandum of Understanding with Skagit Health Department
- Establish business inventory
- Adoption of municipal code
- Inspections start January 2023



QUESTIONS AND COMMENTS

Diane Hennebert

Stormwater Program Manager

dianeh@cityofanacortes.org

(360) 661-3747



City Council Agenda Bill

Meeting Date: March 7, 2022

Agenda Item: 7.b.

Agenda Item Title: Contract Award: Wastewater Treatment Plant Outfall Relocation - Marine Phase #20-032-SEW-008

Staff Contact(s): FRED BUCKENMEYER

<u>Approved for Submittal to Council by</u>	<u>Action Type</u>
NICOLE TESCH	Contract Award
FRED BUCKENMEYER	

Item Summary: The City of Anacortes is repairing and replacing effluent outfall for our wastewater plant. The project consists of two phases: 1) Marine 2) Upland

Proposals were received from 3 contractors for the marine phase and bids were opened on February 17, 2022. They were evaluated and ranked by a project team consisting of consultants and staff.

The work of this Contract consists of furnishing and installing pipe, anchors, fittings, and all other appurtenances required to complete the marine portion of the wastewater treatment plant outfall into Guemes Channel. The scope of this contract extends from connection of outfall pipe to a manhole near the shoreline of Guemes Channel at the end of U Avenue, ending with a diffuser pipeline on the bottom of Guemes Channel in approximately 70-foot-deep water. Upland outfall improvements from the wastewater treatment plant to the manhole near the shoreline are not included in this contract and will be contracted separately and concurrently with the work of this contract.

Budget Impact:
FEMA Reimbursable

Previous Action: 2/22/2022 Outfall Presentation

Recommended Motion: I move that City Council authorize the Mayor to sign contract #20-032-SEW-0081 with Pacific Pile & Marine, LP in the amount of \$7,567,366.40 for the Wastewater Treatment Plant Outfall Relocation - Marine Phase.

Alternative Actions:

Attachments (listed in order presented):

1. 20-032-SEW-008
2. Public Comment - Wilkinson
3. Consultant Slide Presentation
4. Bid Tabulation



CONTRACT #20-032-SEW-008

Wastewater Treatment Plant Outfall Relocation – Marine Phase

THIS CONTRACT is by and between The City of Anacortes, a Municipal Corporation, hereinafter called OWNER, and Pacific Pile & Marine, LP, hereinafter called CONTRACTOR. OWNER and CONTRACTOR, in consideration of the mutual covenants hereinafter set forth, agree as follows:

Article 1. WORK

CONTRACTOR shall complete all Work as specified or indicated in the Contract Documents for the Project identified herein and in accordance with and as described in the Invitation to Bid entitled the same and dated April 2021, Project No. 20-032-SEW-WWTP OUTFALL.

Article 2. PROJECT

The Project for which the Work under the Contract Documents may be the whole or only a part is generally described as follows: **City of Anacortes Wastewater Treatment Plant Outfall Relocation - Marine Phase, Contract No. 20-032-SEW-008.**

PART 1 - PROJECT DESCRIPTION

1.1 WORK OF THIS CONTRACT

- A. The work of this Contract consists of furnishing and installing pipe, anchors, fittings, and all other appurtenances required to complete the marine portion of a functional wastewater treatment plant outfall into Guemes Channel in the City of Anacortes.
- B. The scope of this contract extends from connection of outfall pipe to a manhole near the shoreline of Guemes Channel at the end of U Avenue, ending with a diffuser pipeline on the bottom of Guemes Channel in approximately 70-foot-deep water. Upland outfall improvements from the wastewater treatment plant to the manhole near the shoreline are not included in this contract and will be contracted separately and concurrently with the work of this contract. The Contractor awarded this construction contract will be required to coordinate construction activities and schedules at the end of U Avenue with the selected upland outfall contractor.
- C. Specific work required under this project shall include, but not be limited to:
 1. Mobilization and demobilization of all necessary personnel, materials, and equipment to complete the project.
 2. Coordination of work with recreational and commercial marine vessel traffic, with special emphasis on coordination with adjacent Port of Anacortes operations. Contractor shall obtain all necessary authorizations for work that are not furnished by the Owner.
 3. Work shall be completed in compliance with permits and easements issued by local, state and federal agencies for work in or adjacent to Guemes Channel.
 4. Dredging and excavation for the footprint of the nearshore buried section of the new outfall (approximately 425' in length), which may include:
 - a. Dredging of potentially impacted sediment requiring disposal in an approved upland disposal facility.
 - a. New work dredging of native materials with high SPT blow counts requiring upland disposal.
 - b. Excavation within shoring at the intertidal shoreline.
 5. Furnishing and installing approximately 1,100 lineal feet of 42-inch-diameter SDR 17 HDPE pipeline with bolt-on precast concrete anchors within Guemes Channel waterward of Ordinary High Water. The outfall shall be installed using controlled submergence methods to be established by the Contractor within tolerances of the HDPE pipe. Approximately 425 lineal feet of the outfall shall be buried in an

- excavated trench and the remainder laid directly on the sea bed. The final 90 feet of the outfall shall consist of a 20-port diffuser.
6. Restoration of the shoreline shall include construction of a riprap armored embankment, replacement of a stormwater outfall pipe, and placement of fish habitat aggregates over disturbed intertidal and subtidal areas.
 7. Site cleanup and restoration.

Article 3. ENGINEER AND PROJECT REPRESENTATIVE

The Project has been designed by Cosmopolitan Marine Engineering. The firm of Dalton, Olmsted & Fuglevand, who is hereinafter called PROJECT REPRESENTATIVE and who is to act as OWNER's representative, shall assume all duties and responsibilities, and have the rights and authority assigned to PROJECT REPRESENTATIVE in the Contract Documents in connection with completion of the Work in accordance with the Contract Documents.

Article 4. CONTRACT TIMES

4.1. Time of the Essence.

- A. All time limits for Milestones, if any, Substantial Completion, and completion and readiness for final payment as stated in the Contract Documents are of the essence of the Contract.

4.2. Days to Achieve Substantial Completion and Final Payment.

- A. The Work will be substantially completed within 210 calendar days after the date when the Contract Times commence to run as provided in Paragraph 4.01 of the General Conditions, and completed and ready for final payment in accordance with Paragraph 15.06 of the General Conditions within 270 calendar days after the date when the Contract Times commence to run.

4.3. Liquidated Damages.

- A. OWNER and CONTRACTOR recognize that time is of the essence of this Contract and that OWNER will suffer financial loss if the Work is not completed within the times specified in Paragraph 4.2. above, plus any extensions thereof allowed in accordance with Article 11 of the General Conditions. The parties also recognize the delays, expense and loss suffered by the OWNER are difficult and impractical to ascertain. Accordingly, OWNER and CONTRACTOR agree that as liquidated damages for delay (but not as a penalty), CONTRACTOR shall pay OWNER liquidated damages, as calculated by the formula below for each day that expires after the time specified in Paragraph 4.2. for Substantial Completion until the Work is substantially complete.

Accordingly, the CONTRACTOR agrees

1. To pay (according to the following formula) liquidated damages for each working day beyond the number of working days established for physical completion, and
2. To authorize the PROJECT REPRESENTATIVE to deduct these liquidated damages from any money due or coming to the CONTRACTOR.

LIQUIDATED DAMAGES FORMULA

$$LD = \frac{0.15C}{T}$$

where: LD = liquidated damages per working day (rounded to the nearest dollar)

C = original contract amount

T = original time for physical completion

When the contract work has progressed to the extent that the OWNER has full use and benefit of the facilities, both from the operational and safety standpoint, and only minor incidental work, replacement of temporary substitute facilities, or correction or repair remains to physically complete the total contract, the PROJECT REPRESENTATIVE may determine the contract work is substantially complete. The PROJECT REPRESENTATIVE will notify the CONTRACTOR in writing of the substantial completion date. For overruns in contract time occurring after the date so established, the formula for liquidated damages shown above will not apply. For overruns in contract time occurring after the substantial completion date, liquidated damages shall be assessed on the basis of direct engineering and related costs assignable to the project until the actual physical completion date of all the contract work. The CONTRACTOR shall complete the remaining work as promptly as possible. Upon request by the OWNER, the CONTRACTOR shall furnish a written schedule for completing the physical work on the contract. Liquidated damages will not be assessed for any days for which an extension of time is granted. No deduction or payment of liquidated damages will, in any degree, release the CONTRACTOR from further obligations and liabilities to complete the entire contract.

Article 5. CONTRACT PRICE

- 5.1. The total contract price is **Seven Million Five Hundred Sixty-Seven Thousand Three Hundred Sixty-Six Dollars and Forty Cents (\$7,567,366.40)**. The CONTRACTOR's bid schedule is incorporated by reference and attached hereto.

Article 6. PAYMENT PROCEDURES

CONTRACTOR shall submit Applications for Payment in accordance with Article 15 of the General Conditions. Applications for Payment will be processed by OWNER as provided in the General Conditions.

- 6.1. Progress Payments; Retainage. OWNER shall make monthly progress payments on account of the Contract Price on the basis of CONTRACTOR's Applications for Payment as recommended by PROJECT REPRESENTATIVE, during construction as provided in Paragraphs 6.1.1 and 6.1.2 below. All such payments will be measured by the schedule of values established in Paragraph 2.05 of the General Conditions (and in the case of Unit Price Work based on the number of units completed).
- A. Pursuant to RCW 60.28.010, the OWNER will retain five percent of all progress payments as a trust fund for the protection and payment of any person or persons, mechanic, subcontractor, or materialman who performs any labor upon the contract or work hereunder, and all persons who shall supply such person or persons or subcontractors with provisions and supplies for carrying on such work, and the State of Washington with respect to taxes imposed pursuant to Title 82 RCW which may be due from such CONTRACTOR. In the event that during the performance of the Contract and prior to the expiration of the claim period as provided in Chapter 60.28 RCW, the amount retained is reduced to any amount below five percent, then the OWNER shall retain additional sums from monies earned by the CONTRACTOR so as to maintain at all times a five percent retained trust fund, unless otherwise reduced or excused by provisions of Chapter 60.28 RCW.
1. Monies reserved under provisions of Chapter 60.28.011(4) RCW shall be retained in a fund by the OWNER and not subject to withdrawal until after final acceptance of all WORK, or a portion thereof as may be approved by the OWNER.
- 6.2. Final Payment. Upon final completion and acceptance of the Work in accordance with Paragraph 15.06. of the General Conditions, OWNER shall pay the remainder of the Contract Price as provided in said Paragraph 15.06. Payment of Retainage shall comply with Chapter 60.28 RCW.

Article 7. CONTRACTOR'S REPRESENTATIONS

- 7.1. In order to induce OWNER to enter into this Contract, CONTRACTOR makes the following representations:
- A. CONTRACTOR has thoroughly examined and carefully studied the Contract Documents (including the Addenda listed in Article 9.) and the other related data identified in the Bidding Documents.
 - B. CONTRACTOR has visited the site and become familiar with and is satisfied as to the general, local and site conditions that may affect cost, progress, performance or furnishing of the Work.
 - C. CONTRACTOR is familiar with and is satisfied as to all federal, state and local Laws and Regulations that may affect cost, progress, performance or furnishing of the Work.
 - D. CONTRACTOR accepts the determination set forth in the General and Supplementary Conditions of the extent of the "technical data" contained in such reports and Drawings upon which CONTRACTOR is entitled to rely as provided in Paragraph 4.02 of the General Conditions.
 - E. CONTRACTOR acknowledges that such reports and Drawings are not Contract Documents and may not be complete for CONTRACTOR's purposes.
 - F. CONTRACTOR acknowledges that OWNER, PROJECT REPRESENTATIVE, and ENGINEER do not assume responsibility for the accuracy or completeness of information and data shown or indicated in the Contract Documents with respect to Underground Facilities at or contiguous to the Site.
 - G. CONTRACTOR has obtained and carefully studied (or assumes responsibility for doing so) all additional or supplementary examinations, investigations, explorations, tests, studies, and data concerning conditions (surface, subsurface, and Underground Facilities) at or contiguous to the Site which may affect cost, progress, or performance of the Work or which relate to any aspect of the means, methods, techniques, sequences, and procedures of construction to be employed by Contractor, including any specific means, methods, techniques, sequences, and procedures of construction expressly required by the Bidding Documents, and safety precautions and programs incident thereto.
 - H. CONTRACTOR does not consider that any additional examinations, investigations, explorations, tests, studies, or data are necessary for the performance and furnishing of the Work at the Contract Price, within the Contract Times and in accordance with the other terms and conditions of the Contract Documents.
 - I. CONTRACTOR has correlated the information known to CONTRACTOR, information and observations obtained from visits to the site, reports and drawings identified in the Contract Documents and all additional examinations, investigations, explorations, tests, studies and data with the Contract Documents.
 - J. CONTRACTOR has given PROJECT REPRESENTATIVE written notice of all conflicts, errors, ambiguities or discrepancies in the Contract Documents and the written resolution thereof by PROJECT REPRESENTATIVE through issued addendum or addenda is acceptable to CONTRACTOR, and the Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performance and furnishing of the Work. When said conflicts, etc., have not been resolved through interpretation or clarification by PROJECT REPRESENTATIVE, because of insufficient time or otherwise, CONTRACTOR has included in the Bid the greater quantity or better quality of Work, or compliance with the more stringent requirement resulting in a greater cost; and said greater cost is included in the Contract Price.
 - K. The Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performance and furnishing of the Work.
 - L. Execution of this Agreement by CONTRACTOR is a recognition that the Contract Documents are sufficient to have enabled the CONTRACTOR to determine the Costs of the Work, to enter into this Agreement, and to accomplish the Work for an amount not in excess of the Contract Price within the Contract Time provided for in the Contract Documents. THE FAILURE OF THE CONTRACTOR FULLY TO ACQUAINT ITSELF WITH ANY PROVISION OF THE CONTRACT DOCUMENTS OR OTHER MATTER

SHALL NOT IN ANY WAY RELIEVE IT FROM THE RESPONSIBILITY FOR PERFORMING THE WORK IN ACCORDANCE WITH THE CONTRACT DOCUMENTS, AND FOR THE CONTRACT PRICE AND WITHIN THE CONTRACT TIME PROVIDED FOR IN THE CONTRACT DOCUMENTS.

- M. CONTRACTOR acknowledges that 31 U.S.C. Chap. 38 (Administrative Remedies for False Claims and Statements) applies to the contractor's actions pertaining to this contract.

Article 8. CONTRACT DOCUMENTS

8.1. Contents.

- A. The Contract Documents which comprise the entire Contract between OWNER and CONTRACTOR concerning the Work consist of the following:
1. This Contract.
 2. Performance, Payment, and other Bonds.
 3. Notice to Proceed.
 4. General Conditions.
 5. Supplementary Conditions.
 6. Specifications as listed in Table of Contents of the Bidding and Construction Documents.
 7. Drawings consisting of a cover sheet and sheets with each sheet bearing the following general title: City of Anacortes Wastewater Treatment Plant Outfall Relocation - Marine Phase.
 8. Addenda numbers 1 to 9, inclusive.
 9. CONTRACTOR's Bid
 10. The following which may be delivered or issued after the Effective Date of the Contract and are not attached thereto:
 - a. All written amendments and other documents amending, modifying or supplementing the Contract Documents pursuant to Paragraph 3.04 of the General Conditions.
 - b. The documents listed in Paragraphs 9.1. et seq. above are attached to this Contract (except as expressly noted otherwise above).
 - c. There are no Contract Documents other than those listed above in this Article 8. The Contract Documents may only be amended, modified or supplemented as provided in Paragraph 11.01 of the General Conditions.

Article 9. MISCELLANEOUS

9.1 Terms.

- A. Terms used in this Contract which are defined in Article 1 of the General Conditions will have the meanings indicated in the General Conditions.

9.2. Assignment of Contract.

- A. No assignment by a party hereto of any rights under or interests in the Contract Documents will be binding on another party hereto without the written consent of the party sought to be bound; and, specifically but without limitation, moneys that may become due and moneys that are due may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by law), and unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Contract Documents.

9.3. Successors and Assigns.

- A. OWNER and CONTRACTOR each binds itself, its partners, successors, assigns and legal representatives to the other party hereto, its partners, successors, assigns and

legal representatives in respect to all covenants, agreements, and obligations contained in the Contract Documents.

9.4. Severability.

- A. Any provision or part of the Contract Documents held to be void or unenforceable under any Law or Regulation shall be deemed stricken, and all remaining provisions shall continue to be valid and binding upon OWNER and CONTRACTOR, who agree that the Contract Documents shall be reformed to replace such stricken provision or part thereof with a valid and enforceable provision that comes as close as possible to expressing the intention of the stricken provision.

9.5 Project Funding Requirements.

- A. This is an acknowledgement that FEMA financial assistance will be used to fund the contract only. CONTRACTOR will comply with all applicable federal law, regulations, executive orders, FEMA policies, procedures, and directives.
- B. The Federal Government is not a party to this contract and is not subject to any obligations or liabilities to the OWNER, CONTRACTOR, or any other party pertaining to any matter resulting from the contract.
- C. CONTRACTOR agrees to provide OWNER, the FEMA Administrator, the Comptroller General of the United States, or any of their authorized representatives access to any books, documents, papers, and records of the Contractor which are directly pertinent to this contract for the purposes of making audits, examinations, excerpts, and transcriptions.
- D. CONTRACTOR agrees to permit any of the foregoing parties to reproduce by any means whatsoever or to copy excerpts and transcriptions as reasonably needed.
- E. CONTRACTOR agrees to provide the FEMA Administrator or his authorized representatives access to construction or other work sites pertaining to the work being completed under the contract.

IN WITNESS WHEREOF, OWNER and CONTRACTOR have signed this Contract. One counterpart each has been delivered to OWNER, CONTRACTOR, PROJECT REPRESENTATIVE, and ENGINEER. All portions of the Contract Documents have been signed, initialed or identified by OWNER and CONTRACTOR or identified by PROJECT REPRESENTATIVE on their behalf.

This Agreement will be effective on _____ which is the Effective Date of the Agreement.

OWNER, City of Anacortes:

CONTRACTOR, Pacific Pile & Marine, LP:

By: _____
Matt Miller, Mayor

By: _____

Date: _____

Date: _____



CITY OF ANACORTES WWTP OUTFALL RELOCATION – MARINE PHASE COST PROPOSAL & ATTACHMENTS

February 17, 2022





Pacific Pile & Marine, LP
700 South Riverside Drive
Seattle, WA 98108

T 206 331-3873
F 206 774-5958
License # PACIFPM922J3

City of Anacortes
904 6th Street
Anacortes, WA 98221

Attn: Rob Webb
City of Anacortes Project Representative

RE: City of Anacortes WWTP Outfall Relocation – Marine Phase
#20-032-SEW-008

SECTION 00 44 00 INFORMATION REQUIRED OF BIDDER

1. Contractor's Name & Address: Pacific Pile & Marine, LP – 700 South Riverside Drive, Seattle, WA 98108
Contractor's Telephone Number: (206) 331-3873
Contractor's Email Address: chrisw@pacificpile.com

2. Contractor's License:
Classification: General Contractor
License No: PACIFPM922J3
Expiration Date: 04/23/2022

3. Contractor's Unique Entity Identifier: WXUNGCFNJ6C5

Surety Company and Agent:
Liberty Mutual Surety
1001 4th Ave Suite 1300, Seattle, WA 98154
(206) 473-3638

Parker Smith & Feek
2233 112th Ave NE, Bellevue, WA 98004
(425) 709-3625

4. Contractor's Cost Proposal – Included as attachment
5. Contractor's Technical Proposal
Contractor shall submit the following required project submittals at a 35% (or greater) level of detail sufficient to allow the City of Anacortes to understand and evaluate the Contractors intended means, methods, approaches, supervisory personnel and their experience, subcontractors and their experience and other critical project details important to the City of Anacortes for a successful project.
 1. 01 35 05 Sediment Containment Plan
 2. 03 40 10 Pre-cast Anchor Fabrication Work Plan
 3. 31 23 00 Excavation, Dredging, Backfill & Bedding Plan
 4. 35 53 33 Pipeline Assembly Plan
 5. 35 53 33 Pipeline Deployment Plan

ATTACHMENTS

1. Contractors Cost Proposal
2. Proposed Subcontractors
 - a. Subcontractor Responsibility Checklists
3. Anti-Discrimination Certificate
4. Byrd Anti-Lobbying Amendment Certification
5. Suspension and Debarment Certification
6. Contractor's Non-Collusion and Debarment Affidavit
7. Executive Order 11246 Compliance Statement
8. Certification of Compliance with Wage Payment Statutes
9. Bid Bond (Also emailed to Tiffany Matson)
10. Receipt of Addendums 1-9

SECTION 00 41 13
COST PROPOSAL

THE UNDERSIGNED BIDDER PROPOSES TO FURNISH ALL NECESSARY LABOR, TOOLS, MATERIALS, EQUIPMENT AND SERVICES REQUIRED FOR THE CONSTRUCTION OF THE "WASTEWATER TREATMENT PLANT OUTFALL RELOCATION - MARINE PHASE" IN THE CITY OF ANACORTES, ALL IN ACCORDANCE WITH THIS PROPOSAL AND WITH THE PLANS AND SPECIFICATIONS.

Name of BIDDER Pacific Pile & Marine, LP

Street Address 700 South Riverside Drive

City/Zip Code Seattle, Washington 98108

Telephone No. (206) 331-3873

E-Mail chrisw@pacificpile.com

Contractor's State License No. PACIFPM922J3

Contractor's State Tax Registration No. 602-825-156

To: City of Anacortes

This proposal is submitted as an offer by the undersigned to enter into the Contract with the City of Anacortes, hereinafter referred to as OWNER, for furnishing of materials, labor, tools, equipment and services required for construction of the "Wastewater Treatment Plant Marine Outfall Project". Said Improvements are described in this proposal and also by the Plans and Specifications, which are a part hereof with the same force and effect as though they were attached hereto. This offer is conditioned on the following declarations as to the acts, intentions and understanding of the undersigned and the agreement of the OWNER to the terms and prices herein submitted.

Prices for this Proposal are listed in the enclosed schedule. The BIDDER shall complete all bid items.

1. All of the Plans and Specifications have been examined by the undersigned, and their terms and conditions are hereby accepted.
2. It is understood that the Plans and Specifications may be supplemented by additional plans and/or specifications and it is agreed that such supplemental plans and specifications, when not in conflict with those referred to in paragraph one (1) above, will have the same force and effect as if completed and attached hereto and that when received they will be considered a part of the Contract documents.
3. It is understood that all the work will be performed under a lump sum or unit price and that for said lump sum or unit price, all services, materials, labor, equipment and all work necessary to complete the project in accordance with the Specifications shall be furnished for the said lump sum or unit price named. It is understood that the quantities stated in connection with the price schedule for the Contract submitted herein are approximate only and payment shall be made on the unit prices named for the actual quantities incorporated in the completed work. Actual quantities may vary significantly from those appearing in the price schedule. If there shall be an increase in the amount of the work covered by the lump sum price, it shall be computed on a basis of "extra work"

for which an increase in payment will have been earned and if there be a decrease in the lump sum payment, it shall be made only as a result of negotiation between the undersigned and the OWNER. Furthermore, it is understood that any estimate with respect to time, materials, equipment or service which may appear on the Plans or in the Specifications, is for the sole purpose of assisting the undersigned in checking his own independent calculations and at no time shall the undersigned attempt to hold the OWNER, the PROJECT REPRESENTATIVE or any other person, firm or corporation, responsible for any errors or omissions that may appear in any estimate.

4. The undersigned will furnish the bonds required by the Specifications and comply with all the laws of the Federal Government, State of Washington and the OWNER which are pertinent to construction contracts of this nature even though such laws or municipal ordinances may not have been quoted or referred to in these Specifications.
5. The cash, certified check or bid bond accompanying this proposal shall be forfeited to the OWNER to the extent of 5 percent of the amount of the bid in case this proposal is accepted by the OWNER and the undersigned shall fail or refuse to execute the Contract and furnish the bonds as required by the Specifications within the time limit named therein after notification that said proposal and the Plans and Specifications which are a part hereof have been accepted, all in accordance with the provisions of this proposal.
6. It is understood that a unit or lump sum price must be provided for each item of each schedule. The extensions in the column headed "Total Price" are made for the sole purpose of facilitating comparison of the bids. If there are any discrepancies between the unit or lump sum price and the extensions, the unit or lump sum price shall govern. The undersigned acknowledges that he has filled out all required forms in their entirety and accepts the sole responsibility for their accuracy and completion.
7. The undersigned agrees that the "Time of Completion" shall be as herein defined in the Agreement.
8. Bidder accepts the provisions of Section 00 52 13 - Contract as to liquidated damages in the event of failure to complete work on time.
9. The undersigned proposes to furnish all labor, materials, equipment and services for the above listed lump sum or unit prices as applicable. The foregoing prices shall include all labor, materials, equipment, overhead, profit, insurance and all other incidental expenses, including use taxes, to cover the finished work of the several kinds called for.
10. The undersigned, as BIDDER, acknowledges that Addenda Numbers 1 to 9 have been delivered to him and have been examined as part of the Contract documents.

Pacific Pile & Marine, LP
(Firm Name of BIDDER)

(Corporate Seal)

Chris Willis

(Name of BIDDER)

Title



Executive Vice President

(Signature of BIDDER)

Delaware

(State of Incorporation, if incorporated)

Dated at 700 S. Riverside Drive this 17th day of February, 2022.

- NOTE:
1. If the BIDDER is a co-partnership, so state, giving firm name under which business is transacted.
 1. If the BIDDER is a corporation, this proposal must be executed by its duly authorized officials.

SECTION 00 41 13
BID FORM
FOR
CITY OF ANACORTES
WASTEWATER TREATMENT PLANT MARINE OUTFALL PROJECT

ITEM NO.	DESCRIPTION	QUANTITY	TOTAL BASE BID PRICE
1.	Mobilization/Demobilization	LS	\$ 819,000.00 Lump Sum
2.	Trenching Shoring and Safety Provisions	LS	\$ 1,615,900.00 Lump Sum
3.	HDPE Pipe, Flanges, and Hardware Materials	LS	\$ 609,900.00 Lump Sum
4.	Precast Concrete Anchors and Hardware	LS	\$ 370,000.00 Lump Sum
5.	Sediment Containment System	LS	\$ 150,000.00 Lump Sum
6.	Pipeline Excavation and Bottom Preparation	LS	\$ 1,090,000.00 Lump Sum
7.	Outfall Pipe Assembly, Installation, and Testing	LS	\$ 1,600,000.00 Lump Sum
8.	Pipe Bedding and Backfill Materials and Placement	LS	\$ 600,000.00 Lump Sum
9.	Fish Habitat Aggregate Materials and Placement	LS	\$ 40,000.00 Lump Sum
10.	Shoreline Embankment Restoration and Armoring	LS	\$ 43,000.00 Lump Sum
11.	Stormwater Outfall and Site Restoration	LS	\$ 6,000.00 Lump Sum
12.	As-Built Drawings and Record Documents	LS	\$ 10,000.00 Lump Sum

ITEM NO.	DESCRIPTION	QUANTITY	TOTAL BASE BID PRICE
13.	Cost if Construction delayed till summer 2022	LS	\$ NOT USED
14.	Placement of Pipe Bedding Material Along Outfall Alignment	CY – Quantity 10 CY	\$ 1,500.00
Sub-total			\$ 6,955,300.00
Sales Tax (8.8%)			\$ 612,066.40
Total			\$ 7,567,366.40

END OF SECTION

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SECTION 00 44 10
PROPOSED SUBCONTRACTORS
City of Anacortes
Wastewater Treatment Plant Outfall Relocation – Marine Phase

1. Bidder's Subcontractors Listing:

The following subcontractors will be used in performing the work if the Bidder is awarded the contract. Refer to Section 00 21 13 - Instructions to Bidders for information regarding completion of this bid form and the Subcontractor Responsibility Lists.

Enter the Bidder's information if the Bidder will be performing the category of work.

If a category of work is not applicable to this project enter N/A.

Name & Address	License No.	Description of Work
Crux Diving, Inc. 6805 NE 175th St., Kenmore, WA 98028	CRUXDDI847NS	Diving
HD Fowler Co. Inc. 13440 SE 30th St., Bellevue, WA 98009	HDFOWDF944KR	HDPE Pipe and Hardware Supplier
N/A	N/A	Plumbing
N/A	N/A	Heating, Ventilation and Air Conditioning
N/A	N/A	Electrical
Performed by Prime using HDPE Technician 700 S. Riverside Drive, Seattle, WA 98108	PACIFPM922J3	HDPE Fusing
Performed by Prime - Pacific Pile & Marine, LP 700 S. Riverside Drive, Seattle, WA 98108	PACIFPM922J3	Dredging (if not by Prime)
Dunlap Towing Company PO Box 593, La Conner, WA 98257 Boyer Logistics Inc 7318 4th Ave S, Seattle, WA 98108	DUNLATC794DT BOYERLI857QD	Tugboat Services
Marker Offshore, LLC 1929 Baltic Way C#112, Ferndale, WA 98248	3786	Surveyor (Land)
Marker Offshore, LLC 1929 Baltic Way C#112, Ferndale, WA 98248	3786	Surveyor (Hydrographic)
Performed by Prime - Marty Locke Pacific Pile & Marine, LP 700 S. Riverside Drive, Seattle, WA 98108	N/A PACIFPM922J3	Site Superintendent for Controlled Submergence (If not Prime Contractor, must match submitted SOQ)
Makai Ocean Engineering, Inc. PO Box 1206, Kailua, Hawaii, 96734	42549	Engineer for Controlled Submergence Plan (must match submitted SOQ)
Performed by Prime - Pacific Pile & Marine, LP 700 S. Riverside Drive, Seattle, WA 98108	PACIFPM922J3	Intertidal Excavation

Performed by Prime - Pacific Pile & Marine, LP 700 S. Riverside Drive, Seattle, WA 98108	PACIFPM922J3	Upland Site prep excluding tree removal
Not Applicable	N/A	Tree Removal
Not Applicable	N/A	Landscaping
Washington Precast Products, Inc 22381 Foss Road NE, Poulsbo, WA 98370	602-151-953	Pre-Caster for Concrete Anchors

Dated: February 17, 2022

Name of Business: Pacific Pile & Marine, LP

Authorized Signature: 

Name: Chris Willis

Title: Executive Vice President

Subcontractor Responsibility Checklist

The following checklist may be used by Contractors and Subcontractors in documenting that a subcontractor of any tier meets the subcontractor responsibility criteria. It is suggested that Contractors and Subcontractors print a copy of documentation from the appropriate website to include with this checklist in their contract file.

General Information	
Project Name: WWTP Outfall Relocation - Marine Phase	Project Number: 20-032-SEW-008
Subcontractor's Business Name: Crux Diving Inc	Subcontract Execution Date: TBD
Contractor Registration – https://fortress.wa.gov/Ini/bbip/	
License Number: CRUXDDI847NS	Status: Active: Yes ☒ No ☐
Effective Date (must be effective on or before Subcontract Bid Submittal Deadline): 08.16.2016	Expiration Date: 08.10.2022
Contractor and Plumber Infraction List – http://www.ini.wa.gov/tradeslicensing/contractors/hirecon/infractions/	
Is Subcontractor on Infraction List? Yes ☐ No ☒	
Current UBI Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
UBI Number: 604-019-400	Account Closed: Open ☒ Closed ☐
Industrial Insurance Coverage – https://fortress.wa.gov/Ini/crps/MainMenu.aspx	
Account Number: 628,504-01	Account Current: Yes ☒ No ☐
Employment Security Department Number –	
Employment Security Department Number: 000-667572-00-9	
• Has Subcontractor provided account number on the Bid Form? Yes ☒ No ☐ • And/or have you asked the Subcontractor for documentation from Employment Security Department on account number? Yes ☒ No ☐	
State Excise Tax Registration Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
Tax Registration Number: 604-019-400	Account Closed: Open ☒ Closed ☐
Not Disqualified from Bidding – http://www.ini.wa.gov/TradesLicensing/PrevWage/AwardingAgencies/DebarredContractors/default.asp	
Is the Subcontractor listed on the "Contractors Not Allowed to Bid" list of the Department of Labor and Industries? Yes ☐ No ☒	
Contractor Licenses – https://fortress.wa.gov/Ini/bbip/	
Electrical: If required by Chapter 19.28 RCW, does the Subcontractor have an Electrical Contractor's license? N/A	Elevator: If required by Chapter 70.87 RCW, does the Subcontractor have an Elevator Contractor's License? Yes ☐ No ☐
Checked by: Katie Laborde	
Name of Employee: Katie Laborde	Date: February 17, 2022

END OF SECTION

Subcontractor Responsibility Checklist

The following checklist may be used by Contractors and Subcontractors in documenting that a subcontractor of any tier meets the subcontractor responsibility criteria. It is suggested that Contractors and Subcontractors print a copy of documentation from the appropriate website to include with this checklist in their contract file.

General Information	
Project Name: Anacortes WWTP Outfall Relocation Marine Phase	Project Number: 20-032-SEW-008
Subcontractor's Business Name: HD Fowler Co Inc	Subcontract Execution Date: TBD
Contractor Registration – https://fortress.wa.gov/Ini/bbip/	
License Number: HDFOWDF944KR	Status: Active: Yes ☒ No ☐
Effective Date (must be effective on or before Subcontract Bid Submittal Deadline): 05/19/2006	Expiration Date: 09/20/2022
Contractor and Plumber Infraction List – http://www.ini.wa.gov/tradeslicensing/contractors/hirecon/infractions/	
Is Subcontractor on Infraction List? Yes ☐ No ☒	
Current UBI Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
UBI Number: 179-016-679	Account Closed: Open ☒ Closed ☐
Industrial Insurance Coverage – https://fortress.wa.gov/Ini/crps/MainMenu.aspx	
Account Number: 150,702-00	Account Current: Yes ☒ No ☐
Employment Security Department Number –	
Employment Security Department Number: 000102323002	
• Has Subcontractor provided account number on the Bid Form? Yes ☒ No ☐ • And/or have you asked the Subcontractor for documentation from Employment Security Department on account number? Yes ☒ No ☐	
State Excise Tax Registration Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
Tax Registration Number: 602-283-326	Account Closed: Open ☒ Closed ☐
Not Disqualified from Bidding – http://www.ini.wa.gov/TradesLicensing/PrevWage/AwardingAgencies/DebarredContractors/default.asp	
Is the Subcontractor listed on the "Contractors Not Allowed to Bid" list of the Department of Labor and Industries? Yes ☐ No ☒	
Contractor Licenses – https://fortress.wa.gov/Ini/bbip/	
Electrical: If required by Chapter 19.28 RCW, does the Subcontractor have an Electrical Contractor's license? N/A	Elevator: If required by Chapter 70.87 RCW, does the Subcontractor have an Elevator Contractor's License? Yes ☐ No ☐
Checked by: Katie Laborde	
Name of Employee: Katie Laborde	Date: February 17, 2022

END OF SECTION

Subcontractor Responsibility Checklist

The following checklist may be used by Contractors and Subcontractors in documenting that a subcontractor of any tier meets the subcontractor responsibility criteria. It is suggested that Contractors and Subcontractors print a copy of documentation from the appropriate website to include with this checklist in their contract file.

General Information	
Project Name: Anacortes WWTP Outfall Relocation Marine Phase	Project Number: 20-032-SEW-008
Subcontractor's Business Name: Dunlap Towing Company	Subcontract Execution Date: TBD
Contractor Registration – https://fortress.wa.gov/Ini/bbip/	
License Number: DUNLATC794DT	Status: Active: Yes ☒ No ☐
Effective Date (must be effective on or before Subcontract Bid Submittal Deadline): 04/06/2021	Expiration Date: 04/06/2023
Contractor and Plumber Infraction List – http://www.ini.wa.gov/tradeslicensing/contractors/hirecon/infractions/	
Is Subcontractor on Infraction List? Yes ☐ No ☒	
Current UBI Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
UBI Number: 295-000-307	Account Closed: Open ☒ Closed ☐
Industrial Insurance Coverage – https://fortress.wa.gov/Ini/crps/MainMenu.aspx	
Account Number: 243,971-00	Account Current: Yes ☒ No ☐
Employment Security Department Number –	
Employment Security Department Number: 000-269122-00 6	
• Has Subcontractor provided account number on the Bid Form? Yes ☒ No ☐ • And/or have you asked the Subcontractor for documentation from Employment Security Department on account number? Yes ☒ No ☐	
State Excise Tax Registration Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
Tax Registration Number: 295-000-307	Account Closed: Open ☒ Closed ☐
Not Disqualified from Bidding – http://www.ini.wa.gov/TradesLicensing/PrevWage/AwardingAgencies/DebarredContractors/default.asp	
Is the Subcontractor listed on the "Contractors Not Allowed to Bid" list of the Department of Labor and Industries? Yes ☐ No ☒	
Contractor Licenses – https://fortress.wa.gov/Ini/bbip/	
Electrical: If required by Chapter 19.28 RCW, does the Subcontractor have an Electrical Contractor's license? N/A	Elevator: If required by Chapter 70.87 RCW, does the Subcontractor have an Elevator Contractor's License? Yes ☐ No ☒
Checked by: Katie Laborde	
Name of Employee: Katie Laborde	Date: February 17, 2022

END OF SECTION

Subcontractor Responsibility Checklist

The following checklist may be used by Contractors and Subcontractors in documenting that a subcontractor of any tier meets the subcontractor responsibility criteria. It is suggested that Contractors and Subcontractors print a copy of documentation from the appropriate website to include with this checklist in their contract file.

General Information	
Project Name: Anacortes WWTP Outfall Relocation Marine Phase	Project Number: 20-032-SEW-008
Subcontractor's Business Name: Boyer Logistics, Inc	Subcontract Execution Date: TBD
Contractor Registration – https://fortress.wa.gov/Ini/bbip/	
License Number: BOYERLI857QD	Status: Active: Yes ☒ No ☐
Effective Date (must be effective on or before Subcontract Bid Submittal Deadline): 11/04/2015	Expiration Date: 11/04/2023
Contractor and Plumber Infraction List – http://www.ini.wa.gov/tradeslicensing/contractors/hirecon/infractions/	
Is Subcontractor on Infraction List? Yes ☐ No ☒	
Current UBI Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
UBI Number: 600-418-677	Account Closed: Open ☒ Closed ☐
Industrial Insurance Coverage – https://fortress.wa.gov/Ini/crps/MainMenu.aspx	
Account Number: 223,778-01	Account Current: Yes ☒ No ☐
Employment Security Department Number –	
Employment Security Department Number: 392462-00-4	
• Has Subcontractor provided account number on the Bid Form? Yes ☒ No ☐ • And/or have you asked the Subcontractor for documentation from Employment Security Department on account number? Yes ☒ No ☐	
State Excise Tax Registration Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
Tax Registration Number: 600-418-677	Account Closed: Open ☒ Closed ☐
Not Disqualified from Bidding – http://www.ini.wa.gov/TradesLicensing/PrevWage/AwardingAgencies/DebarredContractors/default.asp	
Is the Subcontractor listed on the "Contractors Not Allowed to Bid" list of the Department of Labor and Industries? Yes ☐ No ☒	
Contractor Licenses – https://fortress.wa.gov/Ini/bbip/	
Electrical: If required by Chapter 19.28 RCW, does the Subcontractor have an Electrical Contractor's license? N/A	Elevator: If required by Chapter 70.87 RCW, does the Subcontractor have an Elevator Contractor's License? Yes ☐ No ☒
Checked by: Katie Laborde	
Name of Employee: Katie Laborde	Date: February 17 2022

END OF SECTION

Subcontractor Responsibility Checklist

The following checklist may be used by Contractors and Subcontractors in documenting that a subcontractor of any tier meets the subcontractor responsibility criteria. It is suggested that Contractors and Subcontractors print a copy of documentation from the appropriate website to include with this checklist in their contract file.

General Information	
Project Name: Anacortes WWTP Outfall Relocation Marine Phase	Project Number: 20-032-SEW-008
Subcontractor's Business Name: Marker Offshore LLC	Subcontract Execution Date: TBD
Contractor Registration – https://fortress.wa.gov/Ini/bbip/	
License Number: N/A	Status: Active: Yes ☐ No ☐
Effective Date (must be effective on or before Subcontract Bid Submittal Deadline): N/A	Expiration Date: N/A
Contractor and Plumber Infraction List – http://www.ini.wa.gov/tradeslicensing/contractors/hirecon/infractions/	
Is Subcontractor on Infraction List? Yes ☐ No ☒	
Current UBI Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
UBI Number: 604-081-473	Account Closed: Open ☒ Closed ☐
Industrial Insurance Coverage – https://fortress.wa.gov/Ini/crps/MainMenu.aspx	
Account Number: 652,844-00	Account Current: Yes ☒ No ☐
Employment Security Department Number –	
Employment Security Department Number: 712964-00-5	
• Has Subcontractor provided account number on the Bid Form? Yes ☒ No ☐ • And/or have you asked the Subcontractor for documentation from Employment Security Department on account number? Yes ☒ No ☐	
State Excise Tax Registration Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
Tax Registration Number: 604-081-473	Account Closed: Open ☒ Closed ☐
Not Disqualified from Bidding – http://www.Ini.wa.gov/TradesLicensing/PrevWage/AwardingAgencies/DebarredContractors/default.asp	
Is the Subcontractor listed on the "Contractors Not Allowed to Bid" list of the Department of Labor and Industries? Yes ☐ No ☒	
Contractor Licenses – https://fortress.wa.gov/Ini/bbip/	
Electrical: If required by Chapter 19.28 RCW, does the Subcontractor have an Electrical Contractor's license? N/A	Elevator: If required by Chapter 70.87 RCW, does the Subcontractor have an Elevator Contractor's License? Yes ☐ No ☒
Checked by: Katie Laborde	
Name of Employee: Katie Laborde	Date: February 17, 2022

END OF SECTION

Subcontractor Responsibility Checklist

The following checklist may be used by Contractors and Subcontractors in documenting that a subcontractor of any tier meets the subcontractor responsibility criteria. It is suggested that Contractors and Subcontractors print a copy of documentation from the appropriate website to include with this checklist in their contract file.

General Information	
Project Name: WWTP Outfall Relocation - Marine Phase	Project Number: 20-032-SEW-008
Subcontractor's Business Name: Makai Ocean Engineering, Inc.	Subcontract Execution Date: TBD
Contractor Registration – https://fortress.wa.gov/Ini/bbip/	
License Number: 42549	Status: Active: Yes ☒ No ☐
Effective Date (must be effective on or before Subcontract Bid Submittal Deadline): August 6, 2021	Expiration Date: July 30, 2022
Contractor and Plumber Infraction List – http://www.ini.wa.gov/tradeslicensing/contractors/hirecon/infractions/	
Is Subcontractor on Infraction List? Yes ☐ No ☒	
Current UBI Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
UBI Number: N/A	Account Closed: Open ☐ Closed ☐
Industrial Insurance Coverage – https://fortress.wa.gov/Ini/crps/MainMenu.aspx	
Account Number: N/A	Account Current: Yes ☐ No ☐
Employment Security Department Number –	
Employment Security Department Number: N/A	
• Has Subcontractor provided account number on the Bid Form? Yes ☐ No ☐ • And/or have you asked the Subcontractor for documentation from Employment Security Department on account number? Yes ☐ No ☐	
State Excise Tax Registration Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
Tax Registration Number: GE-1894131712-01	Account Closed: Open ☒ Closed ☐
Not Disqualified from Bidding – http://www.ini.wa.gov/TradesLicensing/PrevWage/AwardingAgencies/DebarredContractors/default.asp	
Is the Subcontractor listed on the "Contractors Not Allowed to Bid" list of the Department of Labor and Industries? Yes ☐ No ☒	
Contractor Licenses – https://fortress.wa.gov/Ini/bbip/	
Electrical: If required by Chapter 19.28 RCW, does the Subcontractor have an Electrical Contractor's license? N/A	Elevator: If required by Chapter 70.87 RCW, does the Subcontractor have an Elevator Contractor's License? Yes ☐ No ☒
Checked by: Katie Laborde	
Name of Employee: Katie Laborde	Date: February 17, 2022

END OF SECTION

Subcontractor Responsibility Checklist

The following checklist may be used by Contractors and Subcontractors in documenting that a subcontractor of any tier meets the subcontractor responsibility criteria. It is suggested that Contractors and Subcontractors print a copy of documentation from the appropriate website to include with this checklist in their contract file.

General Information	
Project Name: Anacortes WWTP Outfall Relocation Marine Phase	Project Number: 20-032-SEW-008
Subcontractor's Business Name: Washington Precast Products, Inc	Subcontract Execution Date: TBD
Contractor Registration – https://fortress.wa.gov/Ini/bbip/	
License Number: N/A - Supplier	Status: Active: Yes ☐ No ☐
Effective Date (must be effective on or before Subcontract Bid Submittal Deadline): N/A	Expiration Date: N/A
Contractor and Plumber Infraction List – http://www.ini.wa.gov/tradeslicensing/contractors/hirecon/infractions/	
Is Subcontractor on Infraction List? Yes ☐ No ☒	
Current UBI Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
UBI Number: 602-151-953	Account Closed: Open ☒ Closed ☐
Industrial Insurance Coverage – https://fortress.wa.gov/Ini/crps/MainMenu.aspx	
Account Number: 973,582-01	Account Current: Yes ☒ No ☐
Employment Security Department Number –	
Employment Security Department Number: 177220	
• Has Subcontractor provided account number on the Bid Form? Yes ☒ No ☐ • And/or have you asked the Subcontractor for documentation from Employment Security Department on account number? Yes ☒ No ☐	
State Excise Tax Registration Number – http://dor.wa.gov/content/doingbusiness/registermybusiness/brd/	
Tax Registration Number: 602-151-953	Account Closed: Open ☒ Closed ☐
Not Disqualified from Bidding – http://www.ini.wa.gov/TradesLicensing/PrevWage/AwardingAgencies/DebarredContractors/default.asp	
Is the Subcontractor listed on the "Contractors Not Allowed to Bid" list of the Department of Labor and Industries? Yes ☐ No ☒	
Contractor Licenses – https://fortress.wa.gov/Ini/bbip/	
Electrical: If required by Chapter 19.28 RCW, does the Subcontractor have an Electrical Contractor's license? N/A	Elevator: If required by Chapter 70.87 RCW, does the Subcontractor have an Elevator Contractor's License? Yes ☐ No ☐
Checked by: Katie Laborde	
Name of Employee: Katie Laborde	Date: February 17, 2022

END OF SECTION

SECTION 00 45 10
ANTI-DISCRIMINATION CERTIFICATE

CITY OF ANACORTES
WWTP Outfall Relocation – Marine Phase

STATE OF WASHINGTON

COUNTY OF SKAGIT

During the performance of this contract, the contractor agrees as follows:

- (1) The contractor will not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to the following: Employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.
- (2) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive considerations for employment without regard to race, color, religion, sex, or national origin.
- (3) The contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representatives of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
- (4) The contractor will comply with all provisions of Executive Order 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.
- (5) The contractor will furnish all information and reports required by Executive Order 11246 of September 24, 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his books, records, and accounts by the administering agency and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.
- (6) In the event of the contractor's noncompliance with the nondiscrimination clauses of this contract or with any of the said rules, regulations, or orders, this contract may be canceled, terminated, or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions as may be imposed and remedies invoked as provided in Executive Order 11246 of September 24, 1965, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.
- (7) The contractor will include the portion of the sentence immediately preceding paragraph (1) and the provisions of paragraphs (1) through (7) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to section

Contract: #20-032-SEW-008

City of Anacortes
WWTP Outfall Relocation - Marine Phase
ANTI-DISCRIMINATION CERTIFICATE
00 45 10 - 1

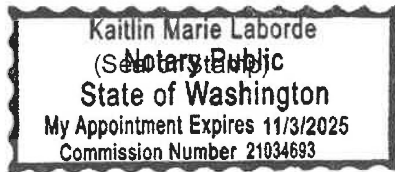
April 2021
Issued for Proposal

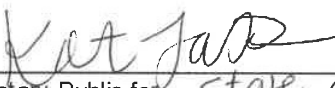
204 of Executive Order 11246 of September 24, 1965, so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the administering agency may direct as a means of enforcing such provisions, including sanctions for noncompliance: Provided, however, That in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the administering agency the contractor may request the United States to enter into such litigation to protect the interests of the United States.

Contractor's Signature: 

I certify that I know or have satisfactory evidence that Chris Willis
signed this instrument, on oath stated that (he/she) was authorized to execute the instrument and
acknowledged it as the Executive Vice President (title) of to be the free and voluntary act of such
party of the uses and purposes mentioned in the instrument.

Dated: February 17th, 2022




Notary Public for state of Washington
Residing at: Tacoma, WA
My Commission Expires: 11/3/25

END OF SECTION

SECTION 00 45 11
BYRD ANTI-LOBBYING AMENDMENT CERTIFICATION

CITY OF ANACORTES
WWTP Outfall Relocation – Marine Phase

STATE OF WASHINGTON

COUNTY OF SKAGIT

Contractors who apply or bid for an award of \$100,000 or more shall file the following required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant, or any other award covered by 31 U.S.C. § 1352. Each tier shall also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the City.

APPENDIX A, 44 C.F.R. PART 18 – CERTIFICATION REGARDING LOBBYING

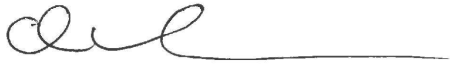
Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned [Contractor] certifies, to the best of his or her knowledge, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form- LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31, U.S.C. § 1352 (as amended by the Lobbying Disclosure Act of 1995). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The Contractor, Pacific Pile & Marine, LP, certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Contractor understands and agrees that the provisions of 31 U.S.C. § 3801 et seq., apply to this certification and disclosure, if any.



Signature of Contractor's Authorized Official

Chris Willis, Executive Vice President
Name and Title of Contractor's Authorized Official

February 17th, 2022
Date

END OF SECTION

SECTION 00 45 12
SUSPENSION AND DEBARMENT CERTIFICATION

CITY OF ANACORTES
WWTP Outfall Relocation – Marine Phase

STATE OF WASHINGTON

COUNTY OF SKAGIT

This contract is a covered transaction for purposes of 2 C.F.R. pt. 180 and 2 C.F.R. pt. 3000. As such the contractor is required to verify that none of the contractor, its principals (defined at 2 C.F.R. § 180.995), or its affiliates (defined at 2 C.F.R. § 180.905) are excluded (defined at 2 C.F.R. § 180.940) or disqualified (defined at 2 C.F.R. § 180.935).

The contractor must comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C and must include a requirement to comply with these regulations in any lower tier covered transaction it enters.

This certification is a material representation of fact relied upon by the City. If it is later determined that the contractor did not comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C, in addition to remedies available to the City, the Federal Government may pursue available remedies, including but not limited to suspension and/or debarment.

The bidder or proposer agrees to comply with the requirements of 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C while this offer is valid and throughout the period of any contract that may arise from this offer. The bidder or proposer further agrees to include a provision requiring such compliance in its lower tier covered transactions.

The undersigned certifies the CONTRACTOR shall comply with the above requirements.



Signature of Contractor's Authorized Official

Chris Willis, Executive Vice President
Name and Title of Contractor's Authorized Official

February 17th, 2022
Date

END OF SECTION

SECTION 00 45 15
CONTRACTOR'S NON-COLLUSION AND DEBARMENT AFFIDAVIT

CITY OF ANACORTES
WWTP Outfall Relocation – Marine Phase

STATE OF WASHINGTON

COUNTY OF SKAGIT

I, the undersigned, an authorized representative of Pacific Pile & Marine, LP being first duly sworn on oath hereby certify that the Bid submitted is a genuine and not a sham or collusive Bid, or made in the interest or on behalf of any person not therein named; and I further state that the said firm, association or corporation (hereinafter referred to as "Firm") has not directly or indirectly induced or solicited any Bidder on the above work or supplies to put in a sham Bid, or any other person or corporation to refrain from bidding; and that said Firm, has not in any manner sought by collusion to secure to the Firm, an advantage over other bidder or bidders.

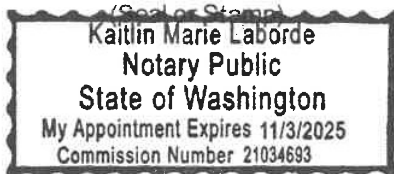
I further certify that, except as noted below, the Firm or any person in a controlling capacity associated therewith or any position involving the administration of federal funds; is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency; has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years; does not have a proposed debarment pending; and has not been indicted, convicted or had a civil judgment rendered against said person or Firm, by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past three years.

Exceptions noted:

Signed: _____

Title: Executive Vice President

Subscribed and sworn to before me this 17 day of February, 2022.



Kaitlin Laborde
Notary Public for State of Washington
Residing at: Tacoma, WA
My Commission Expires: 11/3/25

END OF SECTION

SECTION 00 45 20
EXECUTIVE ORDER 11246 COMPLIANCE STATEMENT
(Nondiscrimination)

February 17th, 2022

DATE

This statement relates to a proposed contract with the City of Anacortes. I am the undersigned BIDDER or prospective CONTRACTOR. I represent that

I have ☒ I have not ☐ participated in a previous contract or subcontract subject to Executive Order 11246 of September 24, 1965 (regarding equal employment opportunity) or a preceding similar Executive Order. I agree to comply with all the provisions of this Executive Order and the rules, regulations, and relevant orders of the Secretary of Labor. (60.1.4(b)(4)).

Pacific Pile & Marine, LP

Contractor



Signature

700 South Riverside Drive

Address

Seattle, Washington 98108

City and State (including zip code)

chrisw@pacificpile.com

E-mail Address

(206) 331-3873

Telephone Number

END OF SECTION

SECTION 00 35 00
STATE OF WASHINGTON PREVAILING WAGE REQUIREMENTS

Washington State Prevailing Wages apply to all Work. The Contractor and any of its Subcontractors are required to pay their laborers and mechanics minimum wage in compliance with Washington State Prevailing Wage Laws.

Before any payment is made by the Local Government Body of any sums due under this Contract, the Local Government Body must receive from the Contractor and each subcontractor, a copy of the "Statement of Intent to Pay Prevailing Wages" approved by the Washington State Department of Labor and Industries (L&I).

Following contract completion, the City will not release any funds retained, according to the provisions of RCW 60.28.010, until the contractor and each subcontractor has provided the City a copy of the *Affidavit of Wages Paid* approved by L&I. L&I provides the wage forms. Payment by the contractor or subcontractor of any fees are incidental to the project and all costs shall be included in other pay items of the project.

For contracts in excess of \$10,000, the Contractor is required to post in a conspicuous place at the job site, a copy of the "Statement of Intent to Pay Prevailing Wages" approved by L&I and the address and telephone number of the Industrial Statistician where complaints or inquiries may be made. The City will refer any dispute regarding the prevailing rate of wages will be referred to L&I for arbitration.

The State of Washington prevailing wage rates applicable for this public works project, which is located in Skagit County, may be found at the following website address of the Department of Labor and Industries:
<https://fortress.wa.gov/lni/wagelookup/prvwagelookup.aspx>. The prevailing wage schedule in effect for the work under the contract will be the BID OPENING DATE. A copy of the applicable prevailing wage rates are also available for viewing at the office of the Owner, located at 904 6th Street, Anacortes, WA. Upon request, the Owner will mail a hard copy of the applicable prevailing wages for this project.

The bidder must complete the Certification of Compliance with Wage Payment Statutes (attached to this section) and submit with the bid.

**END OF
SECTION
N**



Certification of Compliance with Wage Payment Statutes

The bidder hereby certifies that, within the three-year period immediately preceding the bid solicitation date (2/5/2020), the bidder is not a "willful" violator, as defined in RCW 49.48.082, of any provision of chapters 49.46, 49.48, or 49.52 RCW, as determined by a final and binding citation and notice of assessment issued by the Department of Labor and Industries or through a civil judgment entered by a court of limited or general jurisdiction.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Pacific Pile & Marine, LP

Bidder's Business Name

A handwritten signature in black ink, appearing to be "Chris Willis", written over a horizontal line.

Signature of Authorized Official*

Chris Willis

Printed Name

Executive Vice President

Title

February 17, 2022

Date

Seattle

City

Washington

State or country

Check One:

Sole Proprietorship ☐

Partnership ☒

Joint Venture ☐

Corporation ☐

State of Incorporation, or if not a corporation, State where business entity was formed:

Delaware

If a co-partnership, give firm name under which business is transacted:

Pacific Pile & Marine, LP

** If a corporation, proposal must be executed in the corporate name by the president or vice-president (or any other corporate officer accompanied by evidence of authority to sign). If a co-partnership, proposal must be executed by a partner.*

SECTION 00 43 16
SURETY BID BOND FORM

Herewith find deposit in the form of a money order, cashier's check, cash or surety bid bond in the amount of 378,368.32 which amount is not less than five percent of the total bid.

WE Pacific Pile & Marine L.P., as Principal, and Liberty Mutual Insurance Company, as Surety, are held and firmly bound unto City of Anacortes as Obligor, in the penal sum of five percent of the attached bid, for the payment of which the Principal and the Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, by these presents.

The condition of this obligation is such that if the Obligor shall make any award to the Principal for construction of the ~~"Water Treatment Plant Raw Water Pipeline and Second Clearwell Project"~~ herein referred to as the Project, according to the terms of the proposal or bid made by the Principal therefore, and the Principal shall duly make and enter into a Contract with the Obligor in accordance with the terms of said proposal or bid and award and shall give bond for the faithful performance thereof, with Surety or Sureties approved by the Obligor; or if the Principal shall, in case of failure to do so, pay and forfeit to the Obligor the penal amount of the deposit specified in the call for bids, then this obligation shall be null and void; otherwise it shall be and remain in full force and effect and the Surety shall forthwith pay and forfeit to the Obligor, as penalty and liquidated damages, the amount of this bond.

*WWTP Outfall Relocation - Marine Phase
Contract: #20-032-SEW-008

SIGNED, SEALED AND DATED this 17th day of February, 2022, 2021.
Pacific Pile & Marine L.P.

Principal:

Chris Willis, Executive VP

Surety:

Susan B. Larson

Date:

Susan B. Larson, Attorney-in-Fact for Liberty Mutual Insurance Company
February 17, 2022

END OF SECTION



Seal No. 5690



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: **8205977-023001**

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Andrew Kerslake, Andrew P. Larsen, Charla M. Boadle, Deanna M. French, Derek Sabo, Elizabeth R. Hahn, Guy Armfield, Jana M. Roy, John Clacys, Mindee L. Rankin, Nicholas Fredrickson, Roger Kaltenbach, Ronald J. Lange, Scott Fisher, Scott Garcia, Scott McGilvray, Susan B. Larson

all of the city of Bellevue state of WA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 16th day of July, 2021.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 16th day of July, 2021 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 17th day of February, 2022.



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Addendum No. 1

for Construction of the

City of Anacortes

WWTP Outfall Relocation - Marine Phase

City of Anacortes #20-032-SEW-008

Prepared by:

Dalton, Olmsted & Fuglevand, Inc. (DOF)
and the
City of Anacortes
Public Works Administration
City Hall, 904 6th Street
Anacortes, WA 98221

This addendum has been reviewed and approved for advertisement. Such review includes all plans, specifications, and permits associated with the project.

ADDENDUM NO. 1
TO THE CONTRACT PROVISIONS AND PLANS
FOR CONSTRUCTION OF

WWTP Outfall Relocation - Marine Phase
City of Anacortes #20-032-SEW-008

ISSUED:

Please include this Addendum No. 1 with your Bid Proposal and acknowledge receipt of the same on the Proposal (Section 00 41 13), Page 2, Item 10.

TO PROSPECTIVE BIDDERS:

The attention of all prospective bidders on the above project is directed to the following modifications and additions to the Contract Documents, which are hereby made a part of the Contract Provisions and Plans.

MANUAL COVER, BID SUBMITTAL COVER SHEET AND TABLE OF CONTENTS

No Changes.

Division 00 – Bidding Requirements, Contract Forms, and Conditions of the Contract

1. Section 00 21 13, Part 12 States "Proposals consisting of a Technical and a Costing component for "Wastewater Treatment Plant Marine Outfall Project" will be received by the City of Anacortes, designated Construction Manager, Robert Webb via email only until 2:00 pm local time, on **May 27, 2021**."

Date is revised to Thursday June 3, 2021 consistent with Section 00 11 13.

Section 00 21 13, Part 12 States "Proposals consisting of a Technical and a Costing component for "Wastewater Treatment Plant Marine Outfall Project" will be received

by the City of Anacortes, designated Construction Manager, Robert Webb via email only until 2:00 pm local time, on ~~May 27, 2021~~ June 3, 2021."

Division 01 – General Requirements

No Changes.

Divisions 02 to 43

No Changes.

Appendices

No Changes.

Project Plans

No Changes.

Responses to Bidders' Questions

1. On bid form, item 12 "As-Built Drawings and Record Documents", there is a lump sum amount in the Total Base Bid Price in the amount of \$10,000.00. Is this an allowance item?

Response: Yes, Bid item #12 is an allowance item.

2. The invitation to bid it states the bid date is June 3rd, but part 12 - submission of proposals states the bid date as May 27th. Can you confirm if the bid date is June 3rd or May 27th?

Response: Bid Date is June 3rd.

3. Are you able to send over the permits for the WWTP outfall project for us to review?

Response: No, permits are still pending and have not been received. Permits will be provided upon receipt.

4. In the plans on sheet C-205 the backfill material is called out as crushed gravel and in the manual on page 35 43 35 -3 the bedding stone is called out as quarry spalls. Is there some clarification you can give concerning this? Are they both the same thing or are there two different backfill materials?

Response: “Bedding stone” and “quarry spalls” are the same material, thus the clarifying insert in parentheses below from Section 35 43 35-3. The only place bedding stone (quarry spalls) is used is beneath the armor stone (riprap) on sections A/C201 and B/C205.

H. Bedding Stone (Quarry Spalls):

1. Hard, sound, angular, and durable, with fractured faces evenly graded to lock in place, free from segregation, seams, cracks and other defects tending to destroy its resistance to weather.

<u>U.S. Standard Sieve Size</u>	<u>Percent Weight Passing</u>
8 inches	100
3 inches	50 maximum
3/4 inches	10 maximum

“Crushed gravel bedding” is different and called out on drawings and spec 31 23 00, specific only to the pipe zone bedding on all sections on C205.

Bidders shall furnish the City of Anacortes with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

If there are questions, please contact Rob Webb at rwebb@dofnw.com, or Rich May at rmay@dofnw.com.

Attachments:

NONE

Addendum No. 2

for Construction of the

City of Anacortes

WWTP Outfall Relocation - Marine Phase

City of Anacortes #20-032-SEW-008

Prepared by:

Dalton, Olmsted & Fuglevand, Inc. (DOF),
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Anacortes, WA 98221

This addendum has been reviewed and approved for advertisement. Such review includes all plans, specifications, and permits associated with the project.

**ADDENDUM NO. 2
TO THE CONTRACT PROVISIONS AND PLANS**

FOR CONSTRUCTION OF

**WWTP Outfall Relocation - Marine Phase
City of Anacortes #20-032-SEW-008**

ISSUED: May 21, 2021

Please include this Addendum No. 2 with your Bid Proposal and acknowledge receipt of the same on the Proposal (Section 00 41 13), Page 2, Item 10.

TO PROSPECTIVE BIDDERS:

The attention of all pre-qualified bidders on the above project is directed to the following modifications and additions to the Contract Documents, which are hereby made a part of the Contract Provisions and Plans.

MANUAL COVER, BID SUBMITTAL COVER SHEET AND TABLE OF CONTENTS

No Changes.

Division 00 – Bidding Requirements, Contract Forms, and Conditions of the Contract

1. Section 00 01 13 is modified as shown below.

Notice is hereby given that Proposals consisting of a Technical and a Costing component for “Wastewater Treatment Plant (WWTP) Outfall Relocation – Marine Phase” will be received by the City of Anacortes, designated Construction Manager, Robert Webb via email only until **2:00 pm local time, on Thursday, June 3 10, 2021**. Proposals shall be submitted with the Project Name and Project Number in the e-mail subject line. Proposals will be received via email only. Submit to rwebb@dofnw.com. Proposals received after the time stated above will not be considered.

2. Section 00 41 13 has been revised to include Bid Item 14.

Division 01 – General Requirements

1. Section 01 22 00 Measurement and Payment has been revised to include Bid Item 14.

Divisions 02 to 43

1. Section 31 50 00, DELETE Section 1.9 as shown below.

~~1.9 CONTRACTOR OBTAINED SHORING PERMIT~~

- ~~A. Be responsible for obtaining and securing approved excavation support system (shoring) permits from the City of Anacortes for the excavation support systems required to complete the Work.~~
- ~~B. Comply with the design and submittal requirements of the City of Anacortes and as indicated in this Section.~~

2. Section 31 23 00 is revised as follows:

Section 1.6 E.3 shall be modified as stated below:

Hard material in its natural state may be encountered under this contract.

Hard material, such as consolidated glacial till or **individual rocks (not bedrock)** ~~rock~~ in its natural state, is defined in this contract as material with blow counts determined to be greater than 60 per foot (Standard Penetration Test, ASTM D1586-99), or material that cannot be excavated by a heavy digging clamshell **or excavator** bucket. This would include boulders or fragments of rock too large to be removed in one piece by the dredge. Contractor shall be prepared to handle **individual rocks and boulders within the dredge prism up to 6' in diameter.**

Appendices

No Changes.

Project Plans

No Changes.

Responses to Bidders' Questions

1. Clause 3.4 says We are to move "boulders" shown on the drawing C2-207 to outside the 20 ft wide horizontal lay tolerance.

Response: Boulders shall be moved outside of outfall alignment (not 20' corridor) per Spec Section 35 53 33, 3.4.B.1

2. We can see these "boulders" on the multi-beam scan shown on drawing C207 and price it accordingly. However, we have the following questions:

- a. What if these aren't "boulders" but the top of rock outcrops...how will the Contractor be compensated for having to try and remove these bedrock protrusions or drill and blast them?

Response: Contractor shall adjust alignment as possible to avoid such obstructions per Spec Section 35 53 33, 3.8. No blasting is allowed. Removal of bedrock is not required.

- b. What if the protrusions shown on the drawing are big boulders, partly submerged in the seafloor and the "boulders" shown on C-207 are just the tops?

Response: See specification Section 35 53 33, 3.4 C & D.

- c. Will the Contractor be expected to dig the entire boulder up and then fill the hole with material?

Response: See specification Section 35 53 33, 3.4 C & D. If resulting hole is at anchor location, hole shall be filled back to grade.

- d. If so, what is that material for backfill and how will the Contractor be compensated for that work.

Response: See specification Section 35 53 33, 3.4 C & D. Hole shall be filled back to grade using pipe bedding material. Provide unit price for "Pipe Bedding Material for Anchor location hole filling" as Bid Item #14.

3. There is obviously a huge cost difference associated with picking up and moving isolated surface "boulders" and having to dig them up, move them and then fill in the hole. The Contractor has no way of assessing this risk so please clarify where the risk lies.

Response: See specification Section 35 53 33, 3.4 C & D.

4. In Specification 31 23 00: Excavation, Dredging, Bedding and Backfill for Marine Outfall, the attached DOF report clearly states that there is expected hard digging and that the Contractor must select suitable equipment and methods to deal with it. The DOF report clearly indicates that the Contractor should not expect to have to deal with bedrock excavation or drilling and blasting to facilitate new work dredging. However, Specification 35 53 33, (sic – 31 23 00) Clause 1.4 defines new work dredging as "harder native sediment", But Clause 1.6 E3. a defines hard material as "consolidated glacial till or **rock**" and says Contractor must "be prepared to **handle such material as encountered.**" This is very confusing. The DOF report says new work dredging is to be accomplished by excavator bucket and implies no bedrock or drilling and blasting. Clause 1.4 of Specifications says the same thing but clause 1.6 says it could be rock and contractor must use "whatever means necessary

Response: Section 1.6 E.3 shall be modified as stated below:

Hard material in its natural state may be encountered under this contract. Hard material, such as consolidated glacial till or **individual rocks (not bedrock)** ~~rock~~ in its natural state, is defined in this contract as material with blow counts determined to be greater than 60 per foot (Standard Penetration Test, ASTM D1586-99), or material that cannot be excavated by a heavy digging clamshell **or excavator** bucket. This would include boulders or fragments of rock too large to be removed in one piece by the dredge. Contractor shall be prepared to handle **individual rocks and boulders within the dredge prism up to 6' in diameter.**

5. Please clarify the intent of the specifications. How is the Contractor to be compensated if the new work dredging cannot be removed by an excavator bucket and requires additional measures such as spudding, or drill and blast. Where does this risk lay, with the Contractor or Client?

Response: Contractor shall be able to dredge materials as identified within the "Geotechnical Report" using methods consistent with project permits and approvals. Blasting is not permitted. Dredging of bedrock is not required.

6. Is there a possibility to get the bid date extended a week?

Response: Bid date is changed to 2:00 PM on Thursday June 10, 2021.

7. If the design for launching the outfall includes elements that are not allowed by the subsequently issued permits how will that be evaluated?

Response: The design will be modified as required to comply with permit requirements. If such a design change impacts the Contractors proposed methods this will be negotiated with Contractor per the Contract.

8. At the job walk you had stated that one of your coworkers had found pipe on the ground that was available. Have you been able to confirm that the pipe is still available? If so, could you please share that source?

Response: We cannot currently confirm availability based on market conditions. Contractors shall source pipe and verify availability based on current market and project schedule.

Bidders shall furnish the City of Anacortes with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

If there are questions, please contact Rob Webb at rwebb@dofnw.com, or Rich May at rmay@dofnw.com.

Attachments:

1. Revised Specification Section 00 41 13 Cost Proposal
2. Revised Specification Section 01 22 00 Measurement and Payment

Addendum No. 3

for Construction of the

City of Anacortes

WWTP Outfall Relocation - Marine Phase

City of Anacortes #20-032-SEW-008

Prepared by:

Dalton, Olmsted & Fuglevand, Inc. (DOF),
Cosmopolitan Marine Engineering
and the
City of Anacortes
Public Works Administration
City Hall, 904 6th Street
Anacortes, WA 98221

This addendum has been reviewed and approved for advertisement. Such review includes all plans, specifications, and permits associated with the project.

**ADDENDUM NO. 3
TO THE CONTRACT PROVISIONS AND PLANS**

FOR CONSTRUCTION OF

**WWTP Outfall Relocation - Marine Phase
City of Anacortes #20-032-SEW-008**

ISSUED: May 27, 2021

Please include this Addendum No. 3 with your Bid Proposal and acknowledge receipt of the same on the Proposal (Section 00 41 13), Page 2, Item 10.

TO PROSPECTIVE BIDDERS:

The attention of all pre-qualified bidders on the above project is directed to the following modifications and additions to the Contract Documents, which are hereby made a part of the Contract Provisions and Plans.

MANUAL COVER, BID SUBMITTAL COVER SHEET AND TABLE OF CONTENTS

1. Add "Section 31 10 00 - Site Clearing" to Table of Contents

Division 00 – Bidding Requirements, Contract Forms, and Conditions of the Contract

1. No Changes

Division 01 – General Requirements

1. Division 1, Section 01 35 05-4: Revise the listed phone number of Ecology's Northwest Regional Spill Response Office from "425-649-7000" to "206-594-0000".

Divisions 02 to 43

1. Division 2, Section 02 41 00-3: Delete reference to "Section 01 74 00 - Cleaning".
2. Division 35, Section 35 53 33-1: Revise "Section 03 41 10" to "Section 03 40 10".

Appendices

No Changes.

Project Plans

No Changes.

Responses to Bidders' Questions

1. Would the following gradation be acceptable for "Crushed Gravel backfill" and "Crushed Gravel Bedding"?

1-1/4" - 100

1" - 88.5

3/4" - 45.3

3/8" - 4

US No. 200 – 2

Response: Yes, except for the % passing the #200 which must be less than 1.5%.

2. Please refer to Supplementary Conditions section 00 73 00 page 3, Section C.2 - Commercial General Liability Insurances, "The Commercial General Liability insurance shall be endorsed to provide a per project general aggregate limit using ISO form CG 25 03 05 09 or an equivalent endorsement."

This insurance clause will add additional insurance costs to the project. Can it be waived, and an umbrella/excess limit stated instead?

Response: No, provide coverage as stated in the Specifications.

3. Please confirm if a hard copy of the bid bond needs to be mailed and what address it needs to be mailed to.

Response: Please submit by e-mail to Tiffany Matson at the City of Anacortes matsont@cityofanacortes.org.

4. Drawing C-201, plan shows the shoring extending to plan STN 17+80 but below it says, "End Optional" and then it says, "Required Shoring." We would like to clarify these two statements.

Does the shoring have to go to station 17+80 or is the extent of the shoring (in terms of plan STN) the Contractors choice? Please clarify.

Response: A temporary work bridge (i.e., trestle) is optional by the contractor, and if used can extend no further than Station 17+80. Trench shoring is mandatory and must extend to Station 17+80. These contract provisions are pursuant to anticipated permit conditions.

Bidders shall furnish the City of Anacortes with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

If there are questions, please contact Rob Webb at rwebb@dofnw.com, or Rich May at rmay@dofnw.com.

Attachments: None

Addendum No. 4

for Construction of the

City of Anacortes WWTP Outfall Relocation - Marine Phase City of Anacortes #20-032-SEW-008

Prepared by:

Dalton, Olmsted & Fuglevand, Inc. (DOF),
Cosmopolitan Marine Engineering
and the
City of Anacortes
Public Works Administration
City Hall, 904 6th Street
Anacortes, WA 98221

This addendum has been reviewed and approved for advertisement. Such review includes all plans, specifications, and permits associated with the project.

**ADDENDUM NO. 4
TO THE CONTRACT PROVISIONS AND PLANS**

FOR CONSTRUCTION OF

**WWTP Outfall Relocation - Marine Phase
City of Anacortes #20-032-SEW-008**

ISSUED: June 8, 2021

Please include this Addendum No. 4 with your Bid Proposal and acknowledge receipt of the same on the Proposal (Section 00 41 13), Page 2, Item 10.

TO PROSPECTIVE BIDDERS:

The attention of all pre-qualified bidders on the above project is directed to the following modifications and additions to the Contract Documents, which are hereby made a part of the Contract Provisions and Plans.

MANUAL COVER, BID SUBMITTAL COVER SHEET AND TABLE OF CONTENTS

No Changes.

Division 00 – Bidding Requirements, Contract Forms, and Conditions of the Contract

1. Section 00 01 13 is modified as shown below.

Notice is hereby given that Proposals consisting of a Technical and a Costing component for “Wastewater Treatment Plant (WWTP) Outfall Relocation – Marine Phase” will be received by the City of Anacortes, designated Construction Manager, Robert Webb via email only until **2:00 pm local time, on Thursday, June 24, 2021**. Proposals shall be submitted with the Project Name and Project Number in the e-mail subject line. Proposals will be received via email only. Submit to rwebb@dofnw.com. Proposals received after the time stated above will not be considered.

Division 01 – General Requirements

No Changes.

Divisions 02 to 43

No Changes.

Appendices

No Changes.

Project Plans

No Changes.

Responses to Bidders' Questions

1. For the Cost proposal and Technical Proposal would you like two separate attachments, or should it be sent as one single PDF file?

Please submit the Cost Proposal and Technical Proposal as two separate files.

2. Are there file size limits for email attachments?

No.

Bidders shall furnish the City of Anacortes with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

If there are questions, please contact Rob Webb at rwebb@dofnw.com, or Rich May at rmay@dofnw.com.

Attachments:

None

Addendum No. 5

for Construction of the

City of Anacortes

WWTP Outfall Relocation - Marine Phase

City of Anacortes #20-032-SEW-008

Prepared by:

Dalton, Olmsted & Fuglevand, Inc. (DOF),
Cosmopolitan Marine Engineering
and the
City of Anacortes
Public Works Administration
City Hall, 904 6th Street
Anacortes, WA 98221

This addendum has been reviewed and approved for advertisement. Such review includes all plans, specifications, and permits associated with the project.

**ADDENDUM NO. 5
TO THE CONTRACT PROVISIONS AND PLANS**

FOR CONSTRUCTION OF

**WWTP Outfall Relocation - Marine Phase
City of Anacortes #20-032-SEW-008**

ISSUED: June 11, 2021

Please include this Addendum No. 4 with your Bid Proposal and acknowledge receipt of the same on the Proposal (Section 00 41 13), Page 2, Item 10.

TO PROSPECTIVE BIDDERS:

The attention of all pre-qualified bidders on the above project is directed to the following modifications and additions to the Contract Documents, which are hereby made a part of the Contract Provisions and Plans.

MANUAL COVER, BID SUBMITTAL COVER SHEET AND TABLE OF CONTENTS

No Changes.

Division 00 – Bidding Requirements, Contract Forms, and Conditions of the Contract

1. Proposal Evaluation Form to be used by City in evaluation of Contractor Proposals attached.

Division 01 – General Requirements

No Changes.

Divisions 02 to 43

No Changes.

Appendices

No Changes.

Project Plans

No Changes.

Responses to Bidders' Questions

No Questions/Responses.

Bidders shall furnish the City of Anacortes with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

If there are questions, please contact Rob Webb at rwebb@dofnw.com, or Rich May at rmay@dofnw.com.

Attachments:

1. Proposal Evaluation Form

City of Anacortes WWTP Marine Portion - Bids Summary Sheet								
Contractor	Includes all required components	Cost if Constructed 2021/2022	Cost if Constructed 2022/2023	Cost Proposal*	Technical Proposal	Total Points	Ranking	
	No			0	0	0	1	
	No			0	0	0	1	
	No			0	0	0	1	
	No			0	0	0	1	

*Cost proposal score is assigned automatically based on a linear distribution between the low bid and the high bid. Lowest bid gets all 50 points.

WWTP Outfall Construction - Marine Portion

Contractor:

Advanced American Construction

Bid documents include:

- ☐ Cost Proposal
- ☐ Technical Proposal
- ☐ Proposed Subcontractors
- ☐ Anti-Discrimination Certificate
- ☐ Byrd Anti-Lobbying Amendment Certification
- ☐ Suspension and Debarment Certification
- ☐ Contractor's Non-Collusion and Debarment Affidavit
- ☐ Executive Order 11246 Compliance Statement
- ☐ Certification of Compliance with Wage Payment Statutes

Cost Proposal

Score:

0

Points assigned out of 50: 0

(Points based on comparison with other Contractors)

Construction Season: N/A

Technical Proposal

Score:

0

Sediment Containment Plan	Points Available	Score
Layout of sediment containment system	2	
Installation of sediment containment system	3	
Procedures of fish removal and prevention	3	
Fish screening details	2	
Pre-Cast Anchor Fabrication Work Plan		
Procedures for pre-cast anchor fabrication	4	
Materials for fabrication	3	
Anchor block construction	3	
Excavation, Dredging, Backfill & Bedding Plan		
Dredging of impacted sediments with upland disposal	4	
Dredging of dense sediments that exceeds 50 blow counts	3	
Potential dredging of large boulders if encountered	3	
Pipeline Assembly Plan		
Includes detailed procedures for fusing the HDPE pipe, installation and proper torquing of precast concrete pipe anchors, and for the hydrostatic testing of the pipeline	4	
Plans for safely securing and storing the assembled pipe prior to transport	3	
Plans for safely towing the pipe assemblies to the construction site and staging and mooring the pipeline prior to final placement	3	
Pipeline Deployment Plan		
Method of pipe installation	2	
Schedule for deployment	1	
Permit requirements	1	
Public safety plan	1	
Equipment to be used in deployment	1	
Methods of restraining pipe at each end and at horizontal bend during controlled submerg	1	
Weather and tidal requirements	1	
Communication plan	1	
Navigation plan	1	

Contractor:

American Construction

Bid documents include:

- ☐ Cost Proposal
- ☐ Technical Proposal
- ☐ Proposed Subcontractors
- ☐ Anti-Discrimination Certificate
- ☐ Byrd Anti-Lobbying Amendment Certification
- ☐ Suspension and Debarment Certification
- ☐ Contractor's Non-Collusion and Debarment Affidavit
- ☐ Executive Order 11246 Compliance Statement
- ☐ Certification of Compliance with Wage Payment Statutes

Cost Proposal

Score: 0

Points assigned out of 50: 0 (Points based on comparison with other Contractors)

Construction Season: N/A

Technical Proposal

Score: 0

Sediment Containment Plan	Points Available	Score
Layout of sediment containment system	2	
Installation of sediment containment system	3	
Procedures of fish removal and prevention	3	
Fish screening details	2	
Pre-Cast Anchor Fabrication Work Plan		
Procedures for pre-cast anchor fabrication	4	
Materials for fabrication	3	
Anchor block construction	3	
Excavation, Dredging, Backfill & Bedding Plan		
Dredging of impacted sediments with upland disposal	4	
Dredging of dense sediments that exceeds 50 blow counts	3	
Potential dredging of large boulders if encountered	3	
Pipeline Assembly Plan		
Includes detailed procedures for fusing the HDPE pipe, installation and proper torquing of precast concrete pipe anchors, and for the hydrostatic testing of the pipeline	4	
Plans for safely securing and storing the assembled pipe prior to transport	3	
Plans for safely towing the pipe assemblies to the construction site and staging and	3	
Pipeline Deployment Plan		
Method of pipe installation	2	
Schedule for deployment	1	
Permit requirements	1	
Public safety plan	1	
Equipment to be used in deployment	1	
Methods of restraining pipe at each end and at horizontal bend during controlled submerge	1	
Weather and tidal requirements	1	
Communication plan	1	
Navigation plan	1	

Contractor:

Culbertson Marine

Bid documents include:

- ☐ Cost Proposal
- ☐ Technical Proposal
- ☐ Proposed Subcontractors
- ☐ Anti-Discrimination Certificate
- ☐ Byrd Anti-Lobbying Amendment Certification
- ☐ Suspension and Debarment Certification
- ☐ Contractor's Non-Collusion and Debarment Affidavit
- ☐ Executive Order 11246 Compliance Statement
- ☐ Certification of Compliance with Wage Payment Statutes

Cost Proposal

Score: 0

Points assigned out of 50: 0 (Points based on comparison with other Contractors)

Construction Season: N/A

Technical Proposal

Score: 0

Sediment Containment Plan	Points Available	Score
Layout of sediment containment system	2	
Installation of sediment containment system	3	
Procedures of fish removal and prevention	3	
Fish screening details	2	
Pre-Cast Anchor Fabrication Work Plan		
Procedures for pre-cast anchor fabrication	4	
Materials for fabrication	3	
Anchor block construction	3	
Excavation, Dredging, Backfill & Bedding Plan		
Dredging of impacted sediments with upland disposal	4	
Dredging of dense sediments that exceeds 50 blow counts	3	
Potential dredging of large boulders if encountered	3	
Pipeline Assembly Plan		
Includes detailed procedures for fusing the HDPE pipe, installation and proper torquing of precast concrete pipe anchors, and for the hydrostatic testing of the pipeline	4	
Plans for safely securing and storing the assembled pipe prior to transport	3	
Plans for safely towing the pipe assemblies to the construction site and staging and	3	
Pipeline Deployment Plan		
Method of pipe installation	2	
Schedule for deployment	1	
Permit requirements	1	
Public safety plan	1	
Equipment to be used in deployment	1	
Methods of restraining pipe at each end and at horizontal bend during controlled submerge	1	
Weather and tidal requirements	1	
Communication plan	1	
Navigation plan	1	

Contractor:

Pacific Pile & Marine

Bid documents include:

- ☐ Cost Proposal
- ☐ Technical Proposal
- ☐ Proposed Subcontractors
- ☐ Anti-Discrimination Certificate
- ☐ Byrd Anti-Lobbying Amendment Certification
- ☐ Suspension and Debarment Certification
- ☐ Contractor's Non-Collusion and Debarment Affidavit
- ☐ Executive Order 11246 Compliance Statement
- ☐ Certification of Compliance with Wage Payment Statutes

Cost Proposal

Score: 0

Points assigned out of 60: 0 (Points based on comparison with other Contractors)

Construction Season: N/A

Technical Proposal

Score: 0

Sediment Containment Plan	Points Available	Score
Layout of sediment containment system	2	
Installation of sediment containment system	3	
Procedures of fish removal and prevention	3	
Fish screening details	2	
Pre-Cast Anchor Fabrication Work Plan		
Procedures for pre-cast anchor fabrication	4	
Materials for fabrication	3	
Anchor block construction	3	
Excavation, Dredging, Backfill & Bedding Plan		
Dredging of impacted sediments with upland disposal	4	
Dredging of dense sediments that exceeds 50 blow counts	3	
Potential dredging of large boulders if encountered	3	
Pipeline Assembly Plan		
Includes detailed procedures for fusing the HDPE pipe, installation and proper torquing of precast concrete pipe anchors, and for the hydrostatic testing of the pipeline	4	
Plans for safely securing and storing the assembled pipe prior to transport	3	
Plans for safely towing the pipe assemblies to the construction site and staging and	3	
Pipeline Deployment Plan		
Method of pipe installation	2	
Schedule for deployment	1	
Permit requirements	1	
Public safety plan	1	
Equipment to be used in deployment	1	
Methods of restraining pipe at each end and at horizontal bend during controlled submerge	1	
Weather and tidal requirements	1	
Communication plan	1	
Navigation plan	1	

Addendum No. 6

for Construction of the

City of Anacortes

WWTP Outfall Relocation - Marine Phase

City of Anacortes #20-032-SEW-008

Prepared by:

Dalton, Olmsted & Fuglevand, Inc. (DOF),
Cosmopolitan Marine Engineering
and the
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Public Works Administration
City Hall, 904 6th Street
Anacortes, WA 98221

This addendum has been reviewed and approved for advertisement. Such review includes all plans, specifications, and permits associated with the project.

**ADDENDUM NO. 6
TO THE CONTRACT PROVISIONS AND PLANS**

FOR CONSTRUCTION OF

**WWTP Outfall Relocation - Marine Phase
City of Anacortes #20-032-SEW-008**

ISSUED: June 23, 2021

Please include this Addendum No. 6 with your Bid Proposal and acknowledge receipt of the same on the Proposal (Section 00 41 13), Page 2, Item 10.

TO PROSPECTIVE BIDDERS:

The attention of all pre-qualified bidders on the above project is directed to the following modifications and additions to the Contract Documents, which are hereby made a part of the Contract Provisions and Plans.

MANUAL COVER, BID SUBMITTAL COVER SHEET AND TABLE OF CONTENTS

No Changes.

Division 00 – Bidding Requirements, Contract Forms, and Conditions of the Contract

1. Section 00 01 13 is modified as shown below.

Notice is hereby given that Proposals consisting of a Technical and a Costing component for “Wastewater Treatment Plant (WWTP) Outfall Relocation – Marine Phase” will be received by the City of Anacortes, designated Construction Manager, Robert Webb via email only until **2:00 pm local time, on Thursday August 26, 2021**. Proposals shall be submitted with the Project Name and Project Number in the e-mail subject line. Proposals will be received via email only. Submit to rwebb@dofnw.com. Proposals received after the time stated above will not be considered.

Division 01 – General Requirements

No Changes.

Divisions 02 to 43

No Changes.

Appendices

No Changes.

Project Plans

No Changes.

Responses to Bidders' Questions

1. Is hydrostatic testing required?

Response: No.

Bidders shall furnish the City of Anacortes with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

If there are questions, please contact Rob Webb at rwebb@dofnw.com, or Rich May at rmay@dofnw.com.

Attachments:

None

Addendum No. 7

for Construction of the

City of Anacortes

WWTP Outfall Relocation - Marine Phase

City of Anacortes #20-032-SEW-008

Prepared by:

Dalton, Olmsted & Fuglevand, Inc. (DOF),
Cosmopolitan Marine Engineering
and the
City of Anacortes
Public Works Administration
City Hall, 904 6th Street
Anacortes, WA 98221

This addendum has been reviewed and approved for advertisement. Such review includes all plans, specifications, and permits associated with the project.

**ADDENDUM NO. 7
TO THE CONTRACT PROVISIONS AND PLANS**

FOR CONSTRUCTION OF

**WWTP Outfall Relocation - Marine Phase
City of Anacortes #20-032-SEW-008**

ISSUED: August 23, 2021

Please include this Addendum No. 6 with your Bid Proposal and acknowledge receipt of the same on the Proposal (Section 00 41 13), Page 2, Item 10.

TO PROSPECTIVE BIDDERS:

The attention of all pre-qualified bidders on the above project is directed to the following modifications and additions to the Contract Documents, which are hereby made a part of the Contract Provisions and Plans.

MANUAL COVER, BID SUBMITTAL COVER SHEET AND TABLE OF CONTENTS

No Changes.

Division 00 – Bidding Requirements, Contract Forms, and Conditions of the Contract

1. Section 00 01 13 is modified as shown below.

Notice is hereby given that Proposals consisting of a Technical and a Costing component for “Wastewater Treatment Plant (WWTP) Outfall Relocation – Marine Phase” will be received by the City of Anacortes, designated Construction Manager, Robert Webb via email only until **2:00 pm local time, on Thursday February 17, 2022**. Proposals shall be submitted with the Project Name and Project Number in the e-mail subject line. Proposals will be received via email only. Submit to rwebb@dofnw.com. Proposals received after the time stated above will not be considered.

In water construction shall be completed between August 15, 2022 and December 20, 2022.

Division 01 – General Requirements

No Changes.

Divisions 02 to 43

No Changes.

Appendices

No Changes.

Project Plans

No Changes.

Responses to Bidders' Questions

None

Bidders shall furnish the City of Anacortes with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

If there are questions, please contact Rob Webb at rwebb@dofnw.com, or Rich May at rmay@dofnw.com.

Attachments:

None

Addendum No. 8

For Construction of the

City of Anacortes WWTP Outfall Relocation – Marine Phase City of Anacortes #20-032-SEW-008

Prepared by:

Dalton, Olmsted & Fuglevand, Inc. (DOF),
Cosmopolitan Marine Engineering
and the
City of Anacortes
Public Works Administration
City Hall, 904 6th Street
Anacortes, WA 98221

This addendum has been reviewed and approved for advertisement. Such review includes all plans, specifications, and permits associated with the project.

ADDENDUM NO. 8
TO THE CONTRACT PROVISIONS AND PLANS

FOR CONSTRUCTION OF

WWTP Outfall Relocation – Marine Phase

City of Anacortes #20-032-SEW-008

ISSUED: January 10, 2022

Please include this Addendum No. 8 with your Bid Proposal and acknowledge receipt of the same on the Proposal (Section 00 41 13), Page 2, Item 10.

TO PROSPECTIVE BIDDERS:

The attention of all pre-qualified bidders on the above project is directed to the following modifications and additions to the Contract Documents, which are hereby made a part of the Contract Provisions and Plans.

PROJECT MANUAL

Division 00 – Procurement and Contracting Requirements

1. Section 00 41 13 - PROPOSAL, is modified as shown below:

Remove Bid Item No. 13 in its entirety. Replace with revised BID FORM provided in Attachment 1.

2. Section 00 52 13, CONTRACT, is modified as shown below:

Part 1, PROJECT DESCRIPTION, Paragraph 1.1.B shall be modified as stated below:

B. The scope of this contract extends from connection of outfall pipe to a manhole ~~a flange joint~~ near the shoreline of Guemes Channel at the end of U Avenue, ending with a diffuser pipeline on the bottom of Guemes Channel in approximately 70-foot-deep water. Upland outfall improvements from the wastewater treatment plant to ~~a the~~ manhole near the shoreline are not included in this contract, and will be contracted separately and concurrently with the work of this contract. The Contractor awarded this construction contract will be required to coordinate construction activities and schedules at the end of U Avenue with the selected upland outfall contractor.

3. Section 00 73 00, SUPPLEMENTARY CONDITIONS TO EJCDC GENERAL CONDITIONS, C700, is modified by the addition of a new paragraph as shown below:

SC-4.01.B Notice to Proceed shall be issued in two parts. The first Notice to Proceed shall be issued within 30 days of the Effective Date of the Contract and limited to Work under Bid Items 1, 3, and 4. The second Notice to Proceed shall be for the remainder of the Work and shall be issued no later than July 1, 2022.

Division 01 – General Requirements

1. Section 01 11 00, SUMMARY OF WORK, is modified as shown below:

Paragraph 1.8.F shall be modified as stated below:

F. Contractor shall not establish or occupy the designated onshore staging area at the end of U Avenue prior to July 5, 2022. ~~Contractor shall complete all onshore work and vacate the end of U Avenue by December 10, 2021.~~

2. Section 01 11 12, REFERENCE MATERIALS, is modified as shown below:

Paragraph 1.1.A, SUMMARY, is modified as shown below:

A. The documents are available on the SharePoint Website for this project ~~at~~ ~~TBD~~.

Add the following to the end of paragraph 1.1.C:

6. Anacortes Wastewater Treatment Plant Outfall Relocation Biological Assessment by Widener and Associates.

7. Anacortes Wastewater Treatment Plant Outfall Relocation Water Quality Monitoring and Protection Plan by Widener and Associates.

3. Section 01 22 00, MEASUREMENT AND PAYMENT, is modified as shown below:
Remove section under "ITEM 13 – COST IF CONSTRUCTION DELAYED TO 2022" in its entirety.

4. Section 01 35 05, ENVIRONMENTAL PROTECTION AND SPECIAL CONTROLS, is modified as shown below:

Add the following paragraph to the end of Paragraph 3.5, FISH PROTECTION:

- G. The Anacortes Outfall Relocation Biological Assessment prepared by Widener and Associates is included in the Reference Materials Specification Section 01 11 12. This document is included in the Corps of Engineers Nationwide Permit 7 Authorization by reference, and includes provisions in Section 5.5 regarding construction Best Management Practices that are binding on Contractor operations.

Add the following paragraph to the end of Paragraph 3.6, TURBIDITY CONTROL:

- E. The Water Quality Monitoring and Protection Plan approved by Ecology is included in the Reference Materials Specification Section 01 11 12. Section 9 of the plan includes BMPs for water quality protection that the Contractor shall abide by.

Division 31 – EARTHWORK

1. Section 31 50 00, EXCAVATION SUPPORT, is modified as shown below:

Paragraph 3.1.B shall be modified as stated below:

- B. Construction activities shall comply with all applicable provisions of the contract permits, including the Corps of Engineers Nationwide Permit Authorization, Section 401 Water Quality Certification, WDFW Hydraulic Project Approval, and City of Anacortes Shorelines Permit. Piling shall be driven with vibratory hammer or pre-drilled with auger. No pile driving by impact hammer shall be conducted.

DRAWINGS

Modifications have been made to contract drawings G-001, C-002, C-003, C-101 and C-201. Amended drawings are provided in Attachment 2.

BID SCORING CRITERIA

The bid scoring criteria and points assigned to the category “Pipeline Deployment Plan” have been modified to the following:

Description and duration of pipeline installation method	3 pts
Equipment used in pipeline installation	3 pts
Method of restraining pipe at ends and horizontal bend during installation	2 pts
Weather and tidal criteria during installation	2 pts

Amended bid scoresheets are provided in Attachment 3.

PERMITS

Construction permits listed included in Attachments 4 through 7 have been obtained by the City of Anacortes and are incorporated into the Contract per Section 00 73 00 SC-7.09A:

ACKNOWLEDGEMENT

Bidders shall furnish the City of Anacortes with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

If there are any questions, please contact Rob Webb at rwebb@dofnw.com, or Rich May at rmay@dofnw.com.

Attachments:

1. Revised Bid Form for Section 00 41 13 COST PROPOSAL
2. Revised drawings G-001, C-002, C-003, C-101 and C-201
3. Revised bid scoresheets
4. Hydraulic Project Approval from Washington Department of Fish and Wildlife
5. Construction Stormwater General Permit from Department of Ecology
6. Nationwide Permit 7 from the U.S. Army Corps of Engineers
7. Shoreline Substantial Development Permit from the City of Anacortes

Addendum No. 9

For Construction of the

City of Anacortes WWTP Outfall Relocation – Marine Phase City of Anacortes #20-032-SEW-008

Prepared by:

Dalton, Olmsted & Fuglevand, Inc. (DOF),
Cosmopolitan Marine Engineering
and the
City of Anacortes
Public Works Administration
City Hall, 904 6th Street
Anacortes, WA 98221

This addendum has been reviewed and approved for advertisement. Such review includes all plans, specifications, and permits associated with the project.

ADDENDUM NO. 9
TO THE CONTRACT PROVISIONS AND PLANS

FOR CONSTRUCTION OF

WWTP Outfall Relocation – Marine Phase

City of Anacortes #20-032-SEW-008

ISSUED: February 1, 2022

Please include this Addendum No. 9 with your Bid Proposal and acknowledge receipt of the same on the Proposal (Section 00 41 13), Page 2, Item 10.

TO PROSPECTIVE BIDDERS:

The attention of all pre-qualified bidders on the above project is directed to the following modifications and additions to the Contract Documents, which are hereby made a part of the Contract Provisions and Plans.

PROJECT MANUAL

Division 00 – Procurement and Contracting Requirements

1. Section 00 41 13 - PROPOSAL, is modified as shown below:

Restore previous Bid Item No. 14, Placement of Pipe Bedding Material Along Outfall Alignment, in its entirety. Replace bid form in Addendum 8 with revised BID FORM provided in Attachment 1.

2. Section 00 43 16 – SURETY BID BOND FORM, is modified as shown below:

The condition of this obligation is such that if the Obligee shall make any award to the Principal for construction of the ~~“Water Treatment Plant Raw Water Pipeline and Second Clearwell Project~~ WWTP Outfall Relocation - Marine Phase” herein referred to as the Project, according to the terms of the proposal or bid made by the Principal therefore, and the Principal shall duly make and enter into a Contract with the Obligee in accordance with the terms of said proposal or bid and award and shall give bond for the faithful performance thereof, with Surety or Sureties approved by the Obligee; or if the Principal shall, in case of failure to do so, pay and forfeit to the Obligee the penal amount of the deposit specified in the call for bids, then this obligation shall be null and void; otherwise it shall be and remain in full force and effect and the Surety shall forthwith pay and forfeit to the Obligee, as penalty and liquidated damages, the amount of this bond.

ACKNOWLEDGEMENT

Bidders shall furnish the City of Anacortes with evidence of receipt of this Addendum. This Addendum will be incorporated in the contract when awarded and when formally executed.

If there are any questions, please contact Rob Webb at rwebb@dofnw.com, or Rich May at rmay@dofnw.com.

Attachments:

1. Revised Bid Form for Section 00 41 13 COST PROPOSAL

Hunt, Marcia

From: John Wilkinson <jodiwilkinson@comcast.net>
Sent: Friday, March 4, 2022 12:59 PM
To: CityClerk
Subject: March 7th Council meeting - Outfall project contract award

To council members,

Given the proposed contract amount for construction of the marine portion of the outfall is for a total of ~\$7.6M.

Given the Dec.13th budget estimate for this portion of the work was \$6.7M

The above is a 13% escalation vs estimated costs, and previous indirect work has also experienced cost overruns. Onshore bids (the biggest cost component given deep trenching required through rock) are yet to be opened.

Question - will cost overruns for this major project be covered by Federal/State Grants or result in 2022 budget shortfalls for the City/ taxpayers??

Thank you,
John Wilkinson
404 2nd street
Anacortes

City of Anacortes WWTP Outfall Replacement Project

1

Contractor Selection for Marine Phase

CITY COUNCIL
MARCH 7, 2022



Agenda

2

Introductions

Marine Contracting Method

Request for Proposals

Proposal Evaluation Criteria

Proposal Evaluation Results

Marine Contracting Method

3

As presented
to City Council
- March 22,
2021

Marine – Contracting Method

24

Objectives

- ▶ Qualified Contractor that provides Best Value to City
- ▶ Best Use of City Funds

RCW 70.95A.020 waives the typically required procurement rules and regulations and allows the City to use its sole discretion in the selection of a contractor with the specific skills and qualifications to complete the project.

Method

- ▶ Prequalification – 6 SOQ's Received
- ▶ Priced proposals from Qualified Contractor Teams
- ▶ Select based on combination of Qualifications and Price

Request for Proposals

Request for Proposals
(RFP) Distributed to 4
Firms based on
Statements of
Qualifications Received

Technical and Cost
Proposals Required



City of Anacortes

WWTP Outfall Relocation - Marine Phase

Construction Documents
Project Manual

April 2021

CONTRACT #20-032-SEW-008



**Fred Buckenmeyer, Director
Public Works Department**

904 6th Street Anacortes, WA 98221

p: 360-588-8330

fredb@cityofanacortes.org | www.anacorteswa.gov

5

MEMORANDUM

TO: Gary Urbas, Emergency Management Division (EMD)
FROM: Fred Buckenmeyer – City of Anacortes Public Works Director
DATE: January 12, 2022
SUBJECT: Contractor Selection – Marine Phase
REF. NO: 4539DR-WA [147326] WWT Effluent Line - PAAP

The Wastewater Treatment (WWT) effluent line relocation project proposed by the City of Anacortes will be phased. The two phases consist of an Upland phase and a Marine phase. This memorandum presents the contractor selection process for the Marine phase.

Due to the various environmental factors including endangered species and contaminated sediments within a Washington Department of Ecology regulated site, the specialized nature of the work and potential public impacts of the Project, the selection of a properly qualified contractor that can perform the work within an acceptable schedule at a reasonable price is critical to overall project success.

Consistent with RCW 70.95A.020 which defines Pollution Control Facilities and with RCW 70.95A.090 that provides exemption from competitive bidding for Pollution Control Facilities the City of Anacortes (City) has used a two-part qualification and competitive pricing process to select the Contractor that provides the best value to the City.

Request for Qualifications

In February 2021 the City issued a Request for Qualifications (RFQ) [Attachment 1] to 18 potential firms with experience in construction of marine outfalls. In response to that RFQ, Statements of Qualifications (SOQ's) were submitted by 6 firms. Those SOQ's were reviewed and scored by members of the project team representing engineering design, construction management and City staff. The scoring results are presented in Attachment 2. Based on review and scoring of the submitted SOQ's by the Project Team, 4 of the 6 Contractors were pre-qualified to move forward to the Proposal phase of the selection process.

Request for Proposals

In May 2021 the City issued a Request for Proposals (RFP) [Attachment 3] to the 4 Contractors pre-qualified during the RFQ process. The RFP included the full set of Contract Documents including the engineered plans and technical specifications. Eight Addendums to the RFP have been issued since May thru January 10, 2022. These Addendum's are included as Attachment 4. The RFP includes both Technical and Cost sections to be evaluated to determine the Contractor believed to provide best value to the City based on their technical approach to the project as well as their proposed cost to perform the work. The evaluation/scoring form to be used during review and evaluation of the Proposals is included as Attachment 5. This process will allow the City to select the Contractor that provides best value to the City based on technical qualifications, approach and cost elements.

Fred Buckenmeyer

Public Works Director

Washington EMD notified of Methodology

Proposals

6

3 Proposals Received, 4th Firm No-Bid due to Market Conditions.

Proposals Reviewed and Evaluated by Project Team.

One eliminated, did not provide required information or pricing.



CITY OF ANACORTES WWTP OUTFALL RELOCATION – MARINE PHASE

TECHNICAL PROPOSAL

February 17, 2022



CONTRACTOR'S TECHNICAL PROPOSAL PIPELINE DEPLOYMENT & PIPELINE ASSEMBLY PLAN

WASTEWATER TREATMENT PLANT (WWTP)
OUTFALL CONSTRUCTION MARINE PHASE

February 16, 2022



A Proposal For
City of Anacortes WWTP Outfall Relocation

2/17/2022

Rob,

The following is our proposal to shift the approach of this project away from a hard money bid and move toward a more predictable T&M contract, which we feel will offer significant savings and an efficient completion schedule for the City. Decades of this kind of work on and around Fidalgo Island has provided us valuable experience and extensive knowledge of the local soil and tidal conditions, which is the catalyst for this proposal. Given the unpredictable nature of the soil composition, we feel the need to highlight what we view as risks that could potentially be avoided under a T&M contract, while providing the solutions we feel we can offer. Included you will find a detailed work plan, an overview of the challenges and hazards as we see them, and the advantages we can offer as a local contractor with a long history of work in and for the community. In the end, our goal is to present a cohesive plan to address, mitigate, and overcome the unpredictable obstacles this particular scope of work offers, complete a necessary project that benefits the community, and fully satisfy the City, port, and DOE. We feel that our unique advantages make Culbertson Marine Construction the logical choice for this project.

Firstly, our work plan can be broken in to four main components. This will start with a sediment containment plan so that we can mitigate environmental erosion and contamination while meeting the City's goal for the outcome of this project. For the upland portion we will start with deploying hay bales along the outside perimeter of the work area to prevent sediment from gaining unrestricted entry into the waterway. A temporary sheet pile wall will be installed on either side of the excavation corridor, from station 16+75 through 17+80, for shoring. This will prevent sloughing or erosion back into the excavation area. A screen at the end of the temporary sheet pile walls will allow for tidal movement and prevent fish from entering the work zone during excavation. During dredging operations, from station 17+80 through 21+50, we will adhere to the Best Management Practices as outlined in the DOE report. If additional mitigation is required a floating turbidity curtain, weighted on the bottom, will be used to

Proposal Reviewers

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Reviewer #	Reviewer	Reviewer Qualifications
1	City Project Manager in Public Works Department	Project Manager for City of Anacortes, experienced with City of Anacortes project requirements and capital project construction
2	Engineer of Record for Marine Segment	Professional Engineer, Engineer of Record for Marine segment
3	Project/Site Engineer	Professional Engineer involved in project development and experienced in marine outfall construction.
4	Construction Manager for Marine Segment	Professional Engineer with experience in construction management of heavy civil and marine construction projects, marine outfall construction and management of contaminated sediments and intertidal construction
5	Construction Quality Assurance Officer for Marine Segment	Professional Engineer with experience in heavy civil and marine construction projects, marine outfall construction and management of contaminated sediments and intertidal construction. CQAO experience on projects of similar size, scope and complexity.

Technical Proposal - Evaluation Form

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Technical Proposal		Score:	0
Sediment Containment Plan	Points Available	Score	
Layout of sediment containment system	2		
Installation of sediment containment system	3		
Procedures of fish removal and prevention	3		
Fish screening details	2		
Pre-Cast Anchor Fabrication Work Plan			
Procedures for pre-cast anchor fabrication	4		
Materials for fabrication	3		
Anchor block construction	3		
Excavation, Dredging, Backfill & Bedding Plan			
Dredging of impacted sediments with upland disposal	4		
Dredging of dense sediments that exceeds 50 blow counts	3		
Potential dredging of large boulders if encountered	3		
Pipeline Assembly Plan			
Includes detailed procedures for fusing the HDPE pipe, installation and proper torquing of precast concrete pipe anchors, and for the hydrostatic testing of the pipeline	4		
Plans for safely securing and storing the assembled pipe prior to transport	3		
Plans for safely towing the pipe assemblies to the construction site and staging and	3		
Pipeline Deployment Plan			
Description and duration of pipeline installation method	3		
Equipment used in pipeline installation	3		
Method of restraining pipe at ends and horizontal bend during installation	2		
Weather and tidal criteria during installation	2		

Evaluation Summary Table

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City of Anacortes WWTP Marine Portion - Bids Summary Sheet

Contractor	Cost	Cost Proposal*	Technical Proposal Reviewer #1	Technical Proposal Reviewer #2	Technical Proposal Reviewer #3	Technical Proposal Reviewer #4	Technical Proposal Reviewer #5	Technical Proposal AVERAGE	Total Points	Ranking
Advanced American	No Proposal	NA	NA	NA	NA	NA	NA	NA	NA	NA
American Construction										
Culbertson Marine	Non Responsive	NA	NA	NA	NA	NA	NA	NA	NA	NA
Pacific Pile & Marine										

*Cost proposal score is assigned automatically based on a linear distribution between the low bid and the high bid. Lowest bid gets all 50 points.

American Construction

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								Reviewer #1	Reviewer #2	Reviewer #3	Reviewer #4	Reviewer #5	Average
Technical Proposal								13	23	16	15	15	16
Score:													
Sediment Containment Plan	Points Available	Score	Score	Score	Score	Score	Score						
Layout of sediment containment system	2	1	0	0	0	0	0						0.2
Installation of sediment containment system	3	2	1	1.5	1	0.5							1.2
Procedures of fish removal and prevention	3	1	1	2	1	1							1.2
Fish screening details	2	0	1	1	1	0.5							0.7
Pre-Cast Anchor Fabrication Work Plan													
Procedures for pre-cast anchor fabrication	4	0	3	0.5	1	1							1.6
Materials for fabrication	3	0	2	1	1	1							1.3
Anchor block construction	3	0	2	1	1	1							1.3
Excavation, Dredging, Backfill & Bedding Plan													
Dredging of impacted sediments with upland disposal	4	1	1	3	2	3							2.3
Dredging of dense sediments that exceeds 50 blow counts	3	1	0	0	1	1							1.0
Potential dredging of large boulders if encountered	3	1	1	0	1	1							1.2
Pipeline Assembly Plan													
Includes detailed procedures for fusing the HDPE pipe, installation and proper torquing of precast concrete pipe anchors, and for the hydrostatic testing of the pipeline	4	0	2	0	0	0							1.0
Plans for safely securing and storing the assembled pipe prior to transport	3	1.5	1	0	0	0							0.9
mooring the pipeline prior to final placement	3	1.5	1	0	0	0							0.9
Pipeline Deployment Plan													
Description and duration of pipeline installation method	3	1	2	1.5	2	2							1.9
Equipment used in pipeline installation	3	0.5	2	1.5	1	1							1.5
Method of restraining pipe at ends and horizontal bend during installation	2	0.5	1	1	1	1							1.1
Weather and tidal criteria during installation	2	0.5	2	2	1								1.4

Pacific Pile & Marine

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								Reviewer #1	Reviewer #2	Reviewer #3	Reviewer #4	Reviewer #5	Average
Technical Proposal								49	48	48	45	44	47
								Score:					
Sediment Containment Plan								Points Available	Score	Score	Score	Score	Score
Layout of sediment containment system								2	2	2	2	2	2
Installation of sediment containment system								3	3	3	3	2.5	2.9
Procedures of fish removal and prevention								3	2	3	3	2.5	2.7
Fish screening details								2	2	2	2	2	2
Pre-Cast Anchor Fabrication Work Plan													
Procedures for pre-cast anchor fabrication								4	4	4	4	3	3.5
Materials for fabrication								3	3	4	3	2	2.9
Anchor block construction								3	3	3	3	2	2.8
Excavation, Dredging, Backfill & Bedding Plan													
Dredging of impacted sediments with upland disposal								4	4	2	4	3	3.5
Dredging of dense sediments that exceeds 50 blow counts								3	3	2	2	3	2.5
Potential dredging of large boulders if encountered								3	3	3	2.5	3	2.9
Pipeline Assembly Plan													
Includes detailed procedures for fusing the HDPE pipe, installation and proper torquing of precast concrete pipe anchors, and for the hydrostatic testing of the pipeline								4	4	4	3	3	3
Plans for safely securing and storing the assembled pipe prior to transport								3	3	3	3	2	3
mooring the pipeline prior to final placement								3	3	3	3	3	3
Pipeline Deployment Plan													
Description and duration of pipeline installation method								3	3	3	3	2	2.5
Equipment used in pipeline installation								3	3	3	3	3	3
Method of restraining pipe at ends and horizontal bend during installation								2	2	2	2	3	2
Weather and tidal criteria during installation								2	2	2	2	2	2

Technical Proposal Scores

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City of Anacortes WWTP Marine Portion - Bids Summary Sheet

Contractor	Cost	Cost Proposal*	Technical Proposal Reviewer #1	Technical Proposal Reviewer #2	Technical Proposal Reviewer #3	Technical Proposal Reviewer #4	Technical Proposal Reviewer #5	Technical Proposal AVERAGE	Total Points	Ranking
Advanced American	No Proposal	NA	NA	NA	NA	NA	NA	NA	NA	NA
American Construction			13	23	16	15	15	16	16	#N/A
Culbertson Marine	Non Responsive	NA	NA	NA	NA	NA	NA	NA	NA	NA
Pacific Pile & Marine			49	48	48	45	44	47	47	#N/A

*Cost proposal score is assigned automatically based on a linear distribution between the low bid and the high bid. Lowest bid gets all 50 points.

Cost Proposal Scores

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City of Anacortes WWTP Marine Portion - Bids Summary Sheet

Contractor	Cost	Cost Proposal*	Technical Proposal Reviewer #1	Technical Proposal Reviewer #2	Technical Proposal Reviewer #3	Technical Proposal Reviewer #4	Technical Proposal Reviewer #5	Technical Proposal AVERAGE	Total Points	Ranking
Advanced American	No Proposal	NA	NA	NA	NA	NA	NA	NA	NA	NA
American Construction	\$ 4,313,920	50								
Culbertson Marine	Non Responsive	NA	NA	NA	NA	NA	NA	NA	NA	NA
Pacific Pile & Marine	\$ 7,567,366	29								
*Cost proposal score is assigned automatically based on a linear distribution between the low bid and the high bid. Lowest bid gets all 50 points.										

Combined Technical and Cost Proposal Scores

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City of Anacortes WWTP Marine Portion - Bids Summary Sheet

Contractor	Cost	Cost Proposal*	Technical Proposal Reviewer #1	Technical Proposal Reviewer #2	Technical Proposal Reviewer #3	Technical Proposal Reviewer #4	Technical Proposal Reviewer #5	Technical Proposal AVERAGE	Total Points	Ranking
Advanced American	No Proposal	NA	NA	NA	NA	NA	NA	NA	NA	NA
American Construction	\$ 4,313,920	50	13	23	16	15	15	16	66	#N/A
Culbertson Marine	Non Responsive	NA	NA	NA	NA	NA	NA	NA	NA	NA
Pacific Pile & Marine	\$ 7,567,366	29	49	48	48	45	44	47	76	#N/A
*Cost proposal score is assigned automatically based on a linear distribution between the low bid and the high bid. Lowest bid gets all 50 points.										

**WASHINGTON EMERGENCY MANAGEMENT DIVISION
ENGINEER'S REVIEW**

DECLARATION No. DR 4539	No. 147326	DATE 1-24-2020	CATEGORY	PAGE 1
APPLICANT CITY OF ANACORTES		PROJECT NAME WWTP OUTFALL RELOCATION- MARINE PHASE		STATE NUMBER D20-2033
TYPE OF DOCUMENT(S) Award of Contract		WORK ACCOMPLISHED BY Contract	TYPE OF PROJECT NEW OUTFALL PIPE	
PERFORMED BY [REDACTED]		WITHIN SCOPE OF WORK Scope not Approved yet	DATE March 4, 2022	

Contract Considerations

1. We have reviewed the plans, special Provisions, and Engineers Estimate for the proposed project and have found them to be reasonable and acceptable for the work involved.
2. The process for bidding the project which included qualification of contractors, request for proposals and selection criteria appear reasonable for this type of project
3. We reviewed the addendums 1-6 and 8 and understand the reasoning for the addendums. We assume that each bidder was provided the responses to the questions that arose concerning each addendum.
4. Based on the results of the bidding process for both cost and technical scores, we can accept that the project should be awarded to Pacific Pile and Marine.
5. The award of \$7,567,366.40 to Pacific Pile and Marine is \$746,694.40 (10.9%) more than the Engineer's Estimate. This amount is not unusual with projects utilizing Lump sum items.

FEMA funding considerations

1. The disaster that occurred January-February 2020 damaged the existing WWTP outfall.
2. The City and its Engineer proposed a relocation of form, fit, and function the wastewater line both upland and outfall.
3. Typically, FEMA regulations will determine that each damaged project be returned to its pre-disaster condition. Allowances are made for incorporating current Codes and Standards.
4. Provisions are provided under PAAP Permanent work; however, the basis for eligible costs are capped at the estimated cost for returning the facility to pre-disaster conditions.
5. For this project the cost would be estimated to utilize the existing alignment and configuration of the wastewater line.
6. There has been much discussion concerning the cost for repairing the existing facility. Estimates range from \$3 million to \$11million. We will need to have finalized estimate of cost for the facility that comply with environmental conditions and in compliance with current codes and standards.
7. We will not have a definitive response for eligible cost until the actual Project Worksheet is prepared and accepted by FEMA.
8. Currently, a PW version is being prepared to include A&E project alternatives as well as A&E costs. This will be sent to CRC in late March 2022 with acceptance CRC approval by May 2022.

Robyn Moore
Disaster Reservist

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Concurrence
by Washington
EMD of
Methodology
and award to
Pacific Pile &
Marine

Summary

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Based on evaluation of submitted Technical and Cost Proposals, using pre-developed evaluation criteria, **Pacific Pile & Marine** was determined to provide best value to City of Anacortes for the project.

Concurrence of Award to **Pacific Pile & Marine** by EMD.



CITY OF ANACORTES
WWTP OUTFALL RELOCATION – MARINE PHASE

TECHNICAL PROPOSAL

February 17, 2022



Questions?

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Thank You!



Bid Results
City of Anacortes
WWTP Outfall Relocation- Marine Phase
Contract #20-032-SEW-008
17-Feb-22

Bid Item	Description	Quantity	UOM	Engineer's Estimate		American Construction Company		Pacific Pile & Marine		Culbertson Marine Construction, Inc.		Low	Median	High
				Unit Price	Amount	Unit Price	Amount	Unit Price	Amount	Unit Price	Amount			
1.	Mobilization/Demobilization	1	LS	\$ 927,000.00	\$ 927,000.00	\$ 387,500.00	\$ 387,500.00	\$ 819,000.00	\$ 819,000.00		No Bid	\$ 387,500.00	\$ 819,000.00	\$ 927,000.00
2.	Trenching, Shoring, and Safety Provisions	1	LS	\$ 1,310,000.00	\$ 1,310,000.00	\$ 950,000.00	\$ 950,000.00	\$ 1,615,900.00	\$ 1,615,900.00		No Bid	\$ 950,000.00	\$ 1,310,000.00	\$ 1,615,900.00
3.	HDPE Pipe, Flanges, and Hardware Materials	1	LS	\$ 511,000.00	\$ 511,000.00	\$ 360,000.00	\$ 360,000.00	\$ 609,900.00	\$ 609,900.00		No Bid	\$ 360,000.00	\$ 511,000.00	\$ 609,900.00
4.	Precast Concrete Anchors and Hardware	1	LS	\$ 411,000.00	\$ 411,000.00	\$ 337,500.00	\$ 337,500.00	\$ 370,000.00	\$ 370,000.00		No Bid	\$ 337,500.00	\$ 370,000.00	\$ 411,000.00
5.	Sediment Containment System	1	LS	\$ 405,000.00	\$ 405,000.00	\$ 28,000.00	\$ 28,000.00	\$ 150,000.00	\$ 150,000.00		No Bid	\$ 28,000.00	\$ 150,000.00	\$ 405,000.00
6.	Pipeline Excavation and Bottom Preparation	1	LS	\$ 893,000.00	\$ 893,000.00	\$ 625,000.00	\$ 625,000.00	\$ 1,090,000.00	\$ 1,090,000.00		No Bid	\$ 625,000.00	\$ 893,000.00	\$ 1,090,000.00
7.	Outfall Pipe Assembly, Installation, and Testing	1	LS	\$ 1,034,000.00	\$ 1,034,000.00	\$ 600,000.00	\$ 600,000.00	\$ 1,600,000.00	\$ 1,600,000.00		No Bid	\$ 600,000.00	\$ 1,034,000.00	\$ 1,600,000.00
8.	Pipe Bedding and Backfill Materials and Placement	1	LS	\$ 476,000.00	\$ 476,000.00	\$ 525,000.00	\$ 525,000.00	\$ 600,000.00	\$ 600,000.00		No Bid	\$ 476,000.00	\$ 525,000.00	\$ 600,000.00
9.	Fish Habitat Aggregate Materials and Placement	1	LS	\$ 55,000.00	\$ 55,000.00	\$ 50,000.00	\$ 50,000.00	\$ 40,000.00	\$ 40,000.00		No Bid	\$ 40,000.00	\$ 50,000.00	\$ 55,000.00
10.	Shoreline Embankment Restoration and Armoring	1	LS	\$ 125,000.00	\$ 125,000.00	\$ 50,000.00	\$ 50,000.00	\$ 43,000.00	\$ 43,000.00		No Bid	\$ 43,000.00	\$ 50,000.00	\$ 125,000.00
11.	Stormwater Outfall and Site Restoration	1	LS	\$ 95,000.00	\$ 95,000.00	\$ 40,000.00	\$ 40,000.00	\$ 6,000.00	\$ 6,000.00		No Bid	\$ 6,000.00	\$ 40,000.00	\$ 95,000.00
12.	As-Built Drawings and Record Document	1	LS	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00		No Bid	\$ 10,000.00	\$ 10,000.00	\$ 10,000.00
13.	Cost if Construction delayed till summer 2022		LS		NOT USED		NOT USED		NOT USED		NOT USED			
14.	Placement of Pipe Bedding Material Along Outfall Alignment	10	CY	\$ 700.00	\$ 7,000.00	\$ 200.00	\$ 2,000.00	\$ 150.00	\$ 1,500.00		No Bid	\$ 1,500.00	\$ 2,000.00	\$ 7,000.00
Sub-Total					\$ 6,269,000.00		\$ 3,965,000.00		\$ 6,955,300.00		N/A			
Sales Tax (8.8%)					\$ 551,672.00		\$ 348,920.000		\$ 612,066.40		N/A			
Total					\$ 6,820,672.00		\$ 4,313,920.000		\$ 7,567,366.40		N/A			



City Council Agenda Bill

Meeting Date: March 7, 2022

Agenda Item: 7.c.

Agenda Item Title: Display of the Russian Flag

Staff Contact(s): RYAN WALTERS, BRUCE MCDUGALL, CAROLYN MOULTON

Approved for Submittal to Council by **Action Type**
RYAN WALTERS Discussion

Item Summary:

In the aftermath of Russian president Vladimir Putin's unprovoked invasion of Ukraine, several community members have asked the City to discontinue flying the Russian flag; some others have asked us to discontinue our sister-city relationship with the Russian city of Lomonosov. We have scheduled this discussion item to provide space for the City Council to discuss what, if any, action it may take in response to these requests.

Anacortes currently flies the Russian tricolor flag, which has been used to identify the Russian state since the 17th Century, as part of a display of the national flags of Anacortes's sister cities in at least three places:

- at the pullout on SR-20 Spur between Commercial Ave and Sharpe's Corner
- near the intersection of SR-20 Spur, Sunset Ave, and Ferry Terminal Rd
- in the City Council chambers

The two displays adjacent to SR-20 are within WSDOT right-of-way. The City holds an airspace lease, and WSDOT has confirmed that the City has the authority to manage the displays.

Anacortes has sister-city relationships with Comarnic, Romania; Lomonosov, Russia; Vela Luka, Croatia; Sydney, BC, Canada; and Nikaho (Kisakata), Japan. The national flags of each of those countries and the flag of the United States are included in each display. The [Anacortes Sister Cities Association](#) maintains the flags, and representatives at the February 28 City Council meeting stated that they do not support the removal of the Russian flag. They have considered replacing the Russian flag with the flag of the City of Lomonosov, but they do not have such a flag in their possession and do not have Lomonosov's permission to fly their flag.

More than 2,000 Ukrainians have died during the invasion, and [more than 870,000 have sought refuge outside Ukraine](#). The International Criminal Court has [opened an investigation](#) into whether Russia has committed war crimes and crimes against humanity, which could lead to Russian President Putin being charged at The Hague. Russia's invasion of Ukraine has been almost universally condemned by nations across the globe, including, on March 2, by the United Nations General Assembly in a 141-to-5 vote. [Per the Seattle Times](#) (February 28, 2022):

- Governor Inslee has directed Washington State agencies to cut ties with Russian companies.
- Maryland Governor Larry Hogan announced he's dissolving Maryland's decades-old sister-state relationship with Russia's Leningrad region.
- Virginia Governor Glenn Youngkin asked the cities of Norfolk and Roanoke to end their sister-city partnerships with Russian cities.
- Iowa Governor Kim Reynolds called for an end to its sister-state relationship with Stavropol Krai, Russia, and a strengthening of its sister-state relationship with Cherkasy Oblast, Ukraine.

We believe that severing our sister city relationship would be precisely the wrong response. Anacortes's sister-city relationship with Lomonosov was authorized by [Resolution 1226](#) in 1992. In that agreement, representatives of the cities of Anacortes and Lomonosov noted they were "motivated by a strong desire to establish friendly ties and cultural cooperation between our cities and are convinced that sister-city relations contribute significantly to the cause of peace and mutual understanding." Those motivations are more important today than at any time in the past 30 years. The residents of Lomonosov, and more broadly, of the entirety of Russia, are not to blame for the attack on Ukraine and are now suffering under the international sanctions that are intended to punish the Russian state for the attack.

Flags, and the act of flying flags, are imbued with symbolism that can be interpreted in many different ways. The phrase to "fly the flag" is to "stand up for, support, or defend someone or something." We invite discussion about our community interpretation of this symbol and determination as to whether removal of this symbol is warranted.

Budget Impact:

N/A

Previous Action: Presentation at Feb 28, 2022, Council meeting

Recommended Motion: No specific recommendation at this time.

Alternative Actions:

Attachments (listed in order presented):

1. Public Comment - Curtis
2. Public Comment - Clark

Hunt, Marcia

From: Hunt, Marcia
Sent: Monday, March 7, 2022 4:41 PM
To: CityClerk
Subject: FW: Letter to Council
Attachments: Letter to Council.pdf

From: Jack Curtis <jackcurtis78@gmail.com>
Sent: Sunday, March 6, 2022 5:54 PM
To: Walters, Ryan (Anacortes City Council) <ryanw@cityofanacortes.org>; Cleland-McGrath, Christine <christinec@cityofanacortes.org>; Carter, Jeremy <jeremyc@cityofanacortes.org>; Hubik, Amanda <amandah@cityofanacortes.org>; McDougall, Bruce <Brucem@cityofanacortes.org>; Moulton, Carolyn <carolynm@cityofanacortes.org>; Young, Anthony <anthony@cityofanacortes.org>; Miller, Matt <mattm@cityofanacortes.org>
Cc: Tottenham, Jennifer <jennifert@cityofanacortes.org>
Subject: Letter to Council

Mr Mayor and Council Members, Please find an attached .pdf document. I respectfully ask for it to be considered as part of what will, hopefully, be a more substantive and inclusive conversation pertaining to this difficult topic.

Respectfully,

Jack Curtis
4402 Fir Crest Court, Anacortes

Mayor Miller and Council Members,

I had an opportunity to watch last week's Council meeting and noted the commentary pertaining to the continued flying of the Russian Federation (RF) flag. I submit this letter to provide a differing perspective as well as a suggested way forward. I write as private citizen, representing no organizations or other entities.

The mayor, as well as the two community members who were presumably invited to speak, made a compelling case for the continued flying of the RF flag. I agree with their collective assessment inasmuch that any grievance the community may have likely is not with the members of the sister city; Anacortes shares a long and proud history of friendship with its sister cities; and any potential decision to remove the RF flag from around the city will most definitely not bring an end to the tragedy taking place across Ukraine.

While each of those ideas have merit, they also miss a larger point. Symbols, like flags, help to demonstrate a community's identity and values. We can look to our Southern states and their decisions about how and where to display the Army of Northern Virginia's battle flag (colloquially known as the Confederate flag). States across the region decided that symbol did not accurately reflect their values and made appropriate changes. The city of Anacortes has an opportunity to make a decision with respect to the RF flag, and in doing so demonstrate our values and priorities.

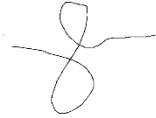
The easy answer in this situation is to suggest that this is an international issue and not one that small city leadership should involve itself with. I believe this perspective misses the mark. Will removing RF flags from around the city suddenly bring the ongoing war to a close? Of course not. However, removing the RF flag from public spaces also costs our city's leadership nothing in terms of political or moral capital while at the same time acknowledging the importance of symbolism. Symbolism is a critical aspect of public leadership as it offers an opportunity to reinforce the ideas and values we hold dear – both of the leader and of those led. [Currently the RF flag adorns combat equipment that is being used to attack civilians in what, according to overwhelming international consensus, is an illegal act of unprovoked aggression.](#)

I offer the following course of action. The city of Anacortes should write a letter to the residents of Lomonosov that expresses our commitment to our long-standing and productive friendship. This letter should make clear that the citizens of Anacortes do not have a grievance with the residents of Lomonosov. However, at this time, it is untenable for us to continue flying the RF flag because the illegal and immoral activities in Ukraine do not align with the values we aspire toward. And then the RF flag should be removed from all public spaces within the city. I offer no opinion whether that should be a permanent or temporary decision.

Finally, this is not a matter of “cancelling” a friend or of political correctness run amok. In today's environment it's too easy to pick sides and dig our heels in the dirt. Mayor Miller recently lamented the inability of many in our society to appreciate nuance. In almost all cases I

could not agree with him more; however, in some cases the difference between right and wrong is so clear as to preclude the need for nuanced analysis. This is one of those situations. Removing the RF flag is simply the right thing to do.

I respectfully request the Mayor and Council consider these thoughts and the included suggestion.

A handwritten signature in black ink, consisting of a stylized 'J' followed by a horizontal line and a small loop.

Jack Curtis

Anacortes, WA

Другая Америка

НА ПРОШЛОЙ НЕДЕЛЕ ИЗ АМЕРИКАНСКОГО ГОРОДА-ПОБРАТИМА АНАКОРТИС, ШТАТ ВАШИНГТОН, В ЛОМОНОСОВ ВЕРНУЛАСЬ ДЕЛЕГАЦИЯ ОБЩЕСТВА "КАЛИНКА", УЖЕ БОЛЕЕ 10 ЛЕТ РАЗВИВАЮЩЕГО ДРУЖЕСКИЕ СВЯЗИ С ЗАРУБЕЖНЫМИ ПАРТНЕРАМИ.

Впервые об этом маленьком городке на Тихоокеанском побережье США ломоносовцы узнали тринадцать лет назад, когда к ним приехала американская делегация. Это событие стало толчком к созданию общества побратимских связей "Калинка". С тех пор в Анакортисе не раз бывали ломоносовцы разных профессий, там учились старшеклассники, проходили художественные и фотовыставки, выступали наши артисты. Последним совместным проектом, осуществленным в этом году в Анакортисе, стал выпуск кулинарной книги рецептов, в котором есть и русские блюда.

В сентябре в городе за океаном вновь побывали жители Ломоносова. Мы попросили членов делегации поделиться своими впечатлениями от поездки.

Марина Ахромова:

— Анакортис — это совсем другая Америка, не та деловая, прагматичная, поучающая весь мир, как надо жить. Жизнь в этом тихом маленьком городке спокойная, безопасная, но при этом насыщенная и несколько не скучная. Люди открыты к общению, доброжелательны. Недаром у Анакортиса пять городов-побратимов. Я думала, что Америка меня не может уже ничем удивить, но ошиблась. Мы встречались в Анакортисе с членами Хорватского отделения Ассоциации городов-побратимов. Никки — его руководитель — пришла на встречу со своим двухмесячным ребенком. Когда подошло время кормления, она налила в бутылочку воду из-под крана, насыпала молочную смесь и дала малышу. Заметив мое удивление,

Никки сказала: «Это нормально. Вода здесь очень чистая». И еще меня постоянно удивляло, насколько мэр города Анакортис прост в общении и близок жителям города, насколько он ценит и уважает работу общественников.

Ирина Александрова:

— Меня просто поразила красивейший вид на океан из окна дома, в котором я жила эти десять дней. Каждое утро я просыпалась и смотрела, как встает солнце, это потрясало. Быт американцев, конечно, устроен на самом высоком уровне. Мне понравилась еда, которую мне предлагали, — все то же самое, что я люблю, — разные овощи, рыба, мясо, все натуральное, никаких консервов. Но мне уже через неделю захотелось домой. Я привыкла к более энергичному образу жизни.

Не зря, наверное, про Анакортис говорят, что это рай для пенсионеров. Мы побывали в городской больнице (с нашими даже сравнивать не хочется) — она вся напичкана новейшей аппаратурой, на каждого пациента тратятся тысячи долларов во время его пребывания в больнице.

Андрей Лейзерович:

— Мы попали в довольно отдаленный регион Америки, но как там устроена жизнь, это поразительно! Я не говорю о том, что их доходы на порядок выше, чем наши. Я о том, что ценится людьми: собственный дом с видом на океан или лесную опушку, нетронутая природа, доброжелательная атмосфера. Хозяева дома, где я жил, даже не запирают его, когда уходят. При том, что в основном люди живут в своих домах, они не разобщены. В Анакортисе есть множество объединений, общин, клубов, свое радио, сеть интернет. Вот я думаю, почему бы у нас не организовать свою городскую радиостанцию?

Ирина Андрианова:

— Думаю, Анакортис — не типичная Америка, там живут люди, которые всю жизнь трудились и смогли построить или купить на свои средства дом в чистом красивом месте. Многим из них приходится экономить. Я заметила, что к деньгам они относятся

достаточно рационально, считают, что сколько стоит, охотно пользуются скидками на товары. Не отказывают, конечно, себе, но и не транжиры. Так они живут.

Ирина Фадеева:

— В первую очередь в жителях Анакортиса подкупает воспитанность и уважительное отношение друг к другу. В маленьких магазинчиках с нами обязательно поприветствуют, на улицах автомобили пропустят пешеходов. Там люди любят улыбаться. Возможно, напрямую с душевными качествами такие привычки не связаны, но это приятно. Еще удивила меня их работоспособность. Я жила в семье довольно пожилых людей, им уже под семьдесят. Но они оба продолжают трудиться. А супруг хозяйки решил еще и в местные депутаты пойти. У

него есть желание что-то изменить в своем городе. Они не ждут, когда кто-нибудь что-то для них сделает, они сами активно участвуют в городской жизни.

Игорь Ружицкий:

— Я в шоке от увиденного. Конечно, об Анакортисе и об Америке я много слышал, моя дочь там целый год училась в школе, но увидеть собственными глазами — совсем другое дело. Я знал, конечно, что они живут по-другому, не так, как мы, но чтобы настолько по-другому, не представлял. Казалось бы, такие же люди, как и мы, относятся к нам, русским, очень хорошо, а жизнь у них совсем другая. Может, у нас что-то не так? Стоит поехать в такую даль, за двенадцать часовых поясов, чтоб Page 231 of 233





