

Title 2

ADMINISTRATION

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Chapter 2.04

CITY COUNCIL

Sections:

- 2.04.010 Meetings – Time and place.
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- 2.04.040 Voting in public.
- 2.04.050 Council committees and appointments.
- 2.04.060 Facilities committee.

2.04.010 Meetings – Time and place.

The first and third Mondays of each month at 6:00 p.m. in the City Hall shall be the time and place fixed for the regular city council meetings; provided, however, that in the event a regular meeting falls on a holiday, the next succeeding day shall be considered the date for the council meeting. (Ord. 1690 § 1 (Exh. A), 2011; Ord. 1232 § 1, 1997; Ord. 308 § 1, 1964)

2.04.020 Mayor and councilmembers – Compensation and reimbursement of expenses.

Repealed by Ord. 1712. (Ord. 1587, 2006; Ord. 1577, 2006; Ord. 1376 § 1 (Exh. A), 2000; Ord. 1094, 1993; Ord. 968 § 1, 1989; Ord. 823 § 2, 1984; Ord. 613 § 1, 1976)

2.04.030 Use of council chambers.

(1) Except as may be allowed pursuant to subsection (2) of this section, the only authorized and approved usage of city council chambers of the city, 1701 C Street, Washougal, Washington, shall be for the purpose of holding any regular and/or:

- (a) City council;
- (b) Planning commission;

special meetings called by one or more of the following to assist in the governmental matters of the city:

- (c) Park board;
- (d) Civil service commission;
- (e) City staff.

(2) The use of the city council chambers shall be restricted solely to the use of the groups itemized in subsection (1) of this section, with the one exception that the mayor is authorized to grant permission, at his discretion, for other public agencies to use the city council chambers for special meetings. This section, however, specifically excludes other public agencies from scheduling regular weekly, monthly, or quarterly meetings in the city

council chambers. Examples of “other public agencies” are:

- (a) School districts;
- (b) Port districts;
- (c) County agencies;
- (d) State agencies.

(3) Private use of the city council chambers is prohibited. (Res. 226, 1977)

2.04.040 Voting in public.

All voting by the council will be done by public voting. (Res. 371, 1987)

2.04.050 Council committees and appointments.

(1) The city establishes four standing council committees each consisting of three members of council appointed by council pursuant to this section. The four committees are “public safety”; “finance and personnel”; “public works”; and “community development.”

(2) The council may establish special committees with specified functions for a designated term by motion of the council. Such matters as the specific function of a committee, number and general constituency of members and time for report of a committee shall be determined by council. Appointments to special committees shall be made by council pursuant to this section.

(3) The city is formally represented on various external commissions, boards, committees and organizations, and informally represented to organizations in liaison or similar roles. The process for appointments to these positions may be governed by statute, rule, code, bylaw or similar means. When appointments are so governed, the provisions of the applicable governing process shall be followed. When such provisions provide that the council make the appointment, or when no such provisions are applicable, appointments shall be made by council pursuant to this section.

(4) The city establishes the “appointment committee” which shall consist of the then elected mayor and two individual councilmembers selected by the council at a regular meeting in December of each year. The term of each councilmember appointed to this appointment committee shall be for a period of 12 months unless reappointed by the city council.

(5) The “appointment committee” shall make and forward recommendations for appointments pursuant to this section to council for its consideration. The “appointment committee” shall decide by a majority vote of its members the recommen-

dations for appointments to be forwarded to the council. (Ord. 1705 § 1 (Exh. A), 2011; Ord. 1689 § 1 (Exh. A), 2011; Ord. 1669 § 1 (Exh. A), 2010; Ord. 1025 §§ 1 – 3, 1990)

2.04.060 Facilities committee.

(1) The city establishes a facilities committee to consist of the chairpersons of the council committees known as “public safety”; “finance and personnel”; “public works”; and “community development.”

(2) The committee will meet as needed to direct the development of facilities plans, identify facilities needs and develop recommendations to council. (Ord. 1669 § 1 (Exh. A), 2010; Ord. 1334 § 1, 1999)

Chapter 2.06

CITY ADMINISTRATOR

Sections:

- 2.06.010 Position created.
- 2.06.020 Duties.
- 2.06.030 Compensation.
- 2.06.040 Job qualifications.
- 2.06.050 Conflict of provisions.

2.06.010 Position created.

There is created the position of city administrator, who shall be and act as the administrative and executive supervisor of the city government under the authority and direction of the mayor. The position of city administrator shall be filled by appointment of the mayor with the consent and approval of the majority of the city council. The position of city administrator shall be an at-will position; any person so appointed to the position of city administrator shall serve at the pleasure of the mayor, and may be removed, with or without cause, by the mayor. Appointment of any persons to the position of city administrator should not be deemed to have conferred upon such appointee any express or implied contractual right to nor any property interest or liberty interest in the continued employment with the city, city administrator or in any other capacity. The city may, at its option, enter into a formal contract with any person appointed as city administrator; provided, however, that such contract may not vary the provisions of this chapter. (Ord. 1467 § 1, 2003)

2.06.020 Duties.

(1) The city administrator shall assist the mayor in the performance of his or her duties and shall do all things required by the mayor to assist in the administration of the business of the city government. The city administrator shall oversee and supervise by various city departments as directed by the mayor, and shall assist in the coordination of the city business between the city council and various officers and departments.

(2) Without limiting the generality of the foregoing, the city administrator shall have the duties, powers and responsibilities as per the job description which was previously adopted by resolution, and as may be from time to time amended by council. (Ord. 1467 § 1, 2003)

2.06.030 Compensation.

The salary and other terms and conditions of employment for the position of city administrator shall be established by contract between the city and the person appointed as administrator.

In the event that the city does not enter into a formal contract of employment with the city administrator, then the city administrator shall receive benefits as prescribed by the city of Washougal compensation manual for department heads and other nonrepresented employees. (Ord. 1467 § 1, 2003)

2.06.040 Job qualifications.

The job qualifications shall be set forth in the job description which has been approved by the city council. (Ord. 1467 § 1, 2003)

2.06.050 Conflict of provisions.

To the extent that the provisions of this chapter or any employment contract with the city administrator relating to employee tenure, compensation and benefits, conflict with any other ordinances, resolutions or the employee manual of the city, the provisions of this chapter and such employment contract shall prevail. To the extent that such provisions of this chapter conflict with any such employment contract, the provisions of this chapter shall prevail. (Ord. 1467 § 1, 2003)

Chapter 2.08**FINANCE DIRECTOR AND CITY ATTORNEY****Sections:**

- 2.08.010 City clerk and city treasurer – Offices combined and designated finance director.
- 2.08.020 Appointment – Term of office.
- 2.08.030 Deputy finance director appointment.
- 2.08.040 Department of finance.
- 2.08.050 Finance director – Duties designated.
- 2.08.060 Interest bearing loans between city funds.

2.08.010 City clerk and city treasurer – Offices combined and designated finance director.

The office of city treasurer shall be merged with the office of city clerk and the title of the merged offices shall be designated as finance director, who shall have the authority and carry out all the duties prescribed by ordinance, statute, or documents for the offices of city clerk and city treasurer. (Ord. 766 § 1, 1981; Ord. 358 § 1, 1967)

2.08.020 Appointment – Term of office.

The offices of finance director and city attorney shall be filled by appointment. The appointment shall be made by the mayor subject to confirmation by a majority vote of the city council according to the terms and provisions of RCW 35A.12.090, and the finance director and city attorney appointed under the provisions of this section shall serve an indefinite term at the pleasure of the mayor. (Ord. 1487 § 1(1), 2004; Ord. 792 § 1, 1982; Ord. 766 § 2, 1981; Ord. 528 § 1, 1974)

2.08.030 Deputy finance director appointment.

The council may appoint a deputy finance director who, after taking oath of office and being bonded as required in RCW 35A.12.080, shall have the authority to do any and all acts in the name of the finance director, including, but not restricted to, the signing of warrants and advance travel accounts. (Ord. 766 § 3, 1981; Ord. 650 § 1, 1977; Ord. 563 § 1, 1975)

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2.08.040 Department of finance.

The department of finance shall, in addition, consist of the following:

- (1) Utility clerk;
- (2) Finance secretary;
- (3) General clerk;
- (4) Protective services clerk. (Ord. 766 § 4, 1981; Ord. 630 § 1, 1977; Ord. 615 § 1, 1976)

2.08.050 Finance director – Duties designated.

In addition, but not limited to, provisions in Chapter 35A.42 RCW, and the responsibility as administrator of the finance department, the finance director shall be charged with the following responsibilities: the supervision and coordination of all accounting operations, payment of claims, internal auditing and general office operations of the city. The general office operations shall include, but not be limited to, budget preparation, accounting control, financial reporting and auditing procedures applicable to all departments, as well as coordination of general accounting and records of all departments. In addition, the finance director is charged with the responsibility for all annual business and other regulatory licensing as required by state law and city ordinances. (Ord. 650 § 2, 1977)

2.08.060 Interest bearing loans between city funds.

The finance director shall be authorized to make interest-bearing loans between city funds up to a cumulative amount of \$20,000 between any two funds, for a period not to exceed six months. Interest shall be accrued at the same rate as earned on money invested in the Washington State Local Investment Pool. (Ord. 1285 § 1, 1998)

Chapter 2.12**PLANNING COMMISSION**

Sections:

- 2.12.010 Membership – Terms.
- 2.12.020 Powers and duties.
- 2.12.030 Recommendations to council.
- 2.12.040 Policy and legislative review.
- 2.12.050 Secretary.
- 2.12.060 Quorum.

2.12.010 Membership – Terms.

Pursuant to the authority conferred by Chapter 35.63 RCW, there is created a city planning commission, consisting of nine members who shall be selected as follows: The mayor shall be an ex officio member of the commission during his/her incumbency in such office and the other eight members shall be appointed by the mayor and confirmed by the city council. Up to two of the other eight members may be either residents or nonresidents of the city, but shall reside within the urban growth area boundary of the city, and the remaining six shall be residents of the city.

The term of office of the eight members appointed by the mayor shall be six years; provided, that the present members of planning commission shall hold their office according to the terms established prior to November 21, 1955, and that the terms of the two nonresident members provided for in this chapter shall be six years from and after the date of their appointment. (Ord. 1639 § 1, 2009; Ord. 1451 § 1, 2003; Ord. 1266 § 1, 1997; Ord. 648 § 1, 1977; Ord. 629 § 1, 1977; Ord. 284 § 1, 1962; Ord. 205 § 1, 1955)

2.12.020 Powers and duties.

The planning commission shall have all the powers of and perform each and all the duties specified by Chapter 35.63 RCW, together with any other duties or authority which may hereafter be conferred upon it by the laws of the state, the performance of such duties and exercise of such authority to be subject to each and all the limitations expressed in such legislative enactment or enactments. The intent of this section is that planning commission review legislative proposals and shall review and make recommendations on application types as found in Table 18.94-1. (Ord. 1451 § 1, 2003; Ord. 205 § 2, 1955)

2.12.030 Recommendations to council.

The city council may refer to the planning commission, for its recommendation and report, any ordinance, resolution or other proposal relating to any of the matters and subjects referred to in Chapter 35.63 RCW, and the commission shall promptly report to the council thereof, making such recommendations and giving such counsel as it may deem proper in the premises. (Ord. 1451 § 1, 2003; Ord. 205 § 3, 1955)

2.12.040 Policy and legislative review.

All rezone applications and revisions or rescissions of agreements concomitant to rezones shall be heard by the planning commission and a recommendation forwarded to city council. The planning commission shall also hear and process a recommendation to city council on legislative items such as vision statements, comprehensive plan amendments, code amendments and other items identified at Table 18.94-1. (Ord. 1451 § 1, 2003; Ord. 205 § 4, 1955)

2.12.050 Secretary.

The planning commission may designate one of the members to act as secretary without salary or, if requested by the commission, the mayor may designate a member of the paid staff of the city to serve as secretary, who shall serve without additional compensation. (Ord. 1451 § 1, 2003; Ord. 205 § 5, 1955)

2.12.060 Quorum.

A majority of the appointed membership of the planning commission shall constitute a quorum for the transaction of business. Any action taken by a majority of those present when those present constitute a quorum, at any regular or special meeting of the planning commission, shall be deemed and taken as the action of the commission. (Ord. 1451 § 1, 2003; Ord. 509 § 1, 1973; Ord. 205 § 6, 1955)

Chapter 2.14**HEARING EXAMINER**

Sections:

- 2.14.010 Purpose.
- 2.14.020 Creation of land use hearing examiner.
- 2.14.030 Appointment and terms.
- 2.14.040 Qualifications.
- 2.14.050 Freedom from improper influence.
- 2.14.060 Conflict of interest.
- 2.14.070 Rules.
- 2.14.080 Powers.
- 2.14.090 Continuances.
- 2.14.100 Appeal from examiner's decision.

2.14.010 Purpose.

The purpose of this chapter is to separate the land use regulatory function from the land use planning process; ensure procedural due process and appearance of fairness in land use regulatory hearings; and provide an efficient and effective land use regulatory system which integrates the public hearing and decision-making process for land use matters. (Ord. 1451 § 1, 2003; Ord. 1233 § 1 (Exh. A), 1997)

2.14.020 Creation of land use hearing examiner.

Pursuant to Chapter 213 Laws of 1977, 1st Ex. Sess., the office of city of Washougal land use examiner, hereinafter referred to as "examiner," is hereby created. The examiner shall interpret, review and implement land use regulations and policies as provided in this chapter or by other ordinances. (Ord. 1451 § 1, 2003; Ord. 1233 § 1 (Exh. A), 1997)

2.14.030 Appointment and terms.

The city of Washougal city council, hereinafter referred to as "council," may appoint an examiner for terms, which shall initially expire six months following the date of original appointment subject to the terms of a professional services contract executed by the city council or mayor. (Ord. 1451 § 1, 2003; Ord. 1233 § 1 (Exh. A), 1997)

2.14.040 Qualifications.

The examiner shall be appointed solely with regard to the examiner qualifications for the duties of the office and will have such training and experience as will qualify him/her to conduct administrative or quasi-judicial hearings on land use regulatory enactments and to discharge the other

functions conferred upon the office. The examiner shall hold no other elective or appointive office or position in the city government and have a familial or financial relationship with members of the city council or the mayor. (Ord. 1451 § 1, 2003)

2.14.050 Freedom from improper influence.

No person, including city officers, elective or appointive, shall attempt to influence an examiner in any matter pending before the hearing examiner, except at a public hearing duly called for such purposes, or to interfere with an examiner in the performance of the examiner's duties in any other way; provided, that this section shall not prohibit other persons or officials from responding in writing to requests for information from the examiner. (Ord. 1451 § 1, 2003)

2.14.060 Conflict of interest.

No examiner shall conduct or participate in any hearing, decision or recommendation in which the examiner has a direct or indirect substantial financial or familial interest, or substantial prehearing contacts with proponents or opponents. (Ord. 1451 § 1, 2003)

2.14.070 Rules.

The examiner shall have the power to prescribe rules for the scheduling and conduct of hearings and other procedural matters related to the duties of the office. Such rules may provide for cross-examination of witnesses. (Ord. 1451 § 1, 2003)

2.14.080 Powers.

The examiner shall receive and examine available information, conduct public hearings and prepare a record thereof, and enter final decisions, subject to application, notice, public hearing and appeal procedures of Chapter 18.94 WMC on the following matters:

(1) Preliminary subdivision plat applications, conditional use permits, full variances, master plans, and planned unit developments and appeals of SEPA threshold determinations on any land use action associated with final decisions.

(2) All other applications for permits or approvals as identified in WMC 18.94.040(5).

(3) Development agreements authorized by RCW 36.70B.170. (Ord. 1451 § 1, 2003)

2.14.090 Continuances.

Once legal notice has been given, no matter shall be postponed over the objection of any interested party, except for good cause shown. Contin-

uances may be granted at the discretion of the examiner; provided, the interested parties in attendance shall be given an opportunity to testify prior to the continuance. The applicant shall pay an amount equal to one-half the original application fee for any hearing postponed or continued by request of the applicants after legal notice has been given; provided, that an applicant is not required to pay the continuance fee if the continuance is warranted by new information presented by the city or third parties not including the applicant or other proponents of the application. (Ord. 1451 § 1, 2003)

2.14.100 Appeal from examiner's decision.

The decision of the examiner shall be final and conclusive unless a land use petition is timely filed in superior court, as described at WMC 18.94.140(B), Appeals. (Ord. 1451 § 1, 2003)

Chapter 2.16

CIVIL SERVICE COMMISSION

Sections:

- 2.16.010 Membership – Term – Vacancies.
- 2.16.020 Powers and duties.
- 2.16.030 Appointment.
- 2.16.040 Enforcement responsibility.

2.16.010 Membership – Term – Vacancies.

Pursuant to the direction and authority of the Chapters 41.08 and 41.12 RCW, there is created in the city a civil service commission consisting of three members.

The term of office of the civil service commissioners shall be six years, except that the first three members of the commission shall be appointed for different terms, as follows: one to serve for a period of two years, one to serve for a period of four years, and one to serve for a period of six years. The terms of the first three appointees shall be fixed and designated by the mayor at the time of the appointments.

Vacancies occurring other than by expiration of term shall be filled for the unexpired term. Any member of the commission may be removed from office for incompetency, incompatibility, or dereliction of duty, or malfeasance in office, or other good cause; provided, that no member of the commission shall be removed until the charges have been preferred, in writing, due notice and a full hearing had. (Ord. 353 § 1, 1967; Ord. 215 § 1, 1957)

2.16.020 Powers and duties.

The civil service commission shall have all the powers of and perform each and all of the duties specified by Chapters 41.08 and 41.12 RCW, together with any duties or authority which may hereafter be conferred upon them by the laws of the state of Washington; the performance of such duties and exercise of such authority to be subject to each and all limitations expressed in such legislative enactment or enactments. As authorized by RCW 41.08.050, individuals appointed as fire chief after February 1, 1993, will be excluded from the civil service regulations. As authorized by RCW 41.12.050, the position of police chief will be excluded from the civil service regulations immediately upon the effective date of the ordinance codified in this section. (Ord. 1160, 1993; Ord. 1091, 1993; Ord. 353 § 2, 1967; Ord. 215 § 2, 1957)

2.16.030 Appointment.

The members of the civil service commission shall be appointed by the mayor and at the time of appointment not more than two commissioners shall be adherents of the same political party. (Ord. 215 § 3, 1957)

2.16.040 Enforcement responsibility.

The civil service commission shall make general rules and regulations implementing this chapter and state laws relating to civil service commissions in cities. (Ord. 215 § 4, 1957)

Chapter 2.20

BOARD OF PARK COMMISSIONERS

Sections:

Article I. Board of Park Commissioners

- 2.20.010 Definitions.
- 2.20.020 Creation – Eligibility.
- 2.20.030 Terms – Filling vacancies.
- 2.20.040 General powers and duties.
- 2.20.050 Rules and regulations.
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Article II. Park Rules and Regulations

- 2.20.070 Park rules and regulations – Generally.
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- 2.20.100 Hours.
- 2.20.110 Posting signs, posters and notices.
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- 2.20.130 Animals at large prohibited.
- 2.20.140 Certain vocations prohibited.
- 2.20.150 Permit for assemblies and scheduled events required.
- 2.20.160 Building fires.
- 2.20.170 Intoxicating liquors prohibited.
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Article III. Specific Park Rules and Regulations

- 2.20.260 Cottonwood Beach/Captain Clark Park.

Article I. Board of Park Commissioners

2.20.010 Definitions.

Words used shall have the following meanings:

“Park” means areas of land, with or without water, developed and used for public recreational purposes, including landscaped tracts, picnic grounds, playgrounds, athletic fields, camps, foot,

bicycle and bridle paths, motor vehicle drives, wildlife sanctuaries, museums, zoological and botanical gardens, facilities for bathing, boating, hunting and fishing, as well as other recreational facilities for the use and benefit of the public.

“Board” means board of park commissioners. (Ord. 174 § 1, 1951)

2.20.020 Creation – Eligibility.

There is created a board of park commissioners consisting of five members, who shall be appointed by the mayor, with approval of the city council, four of whom shall be residents of the city and one of whom may be a nonresident of the city so long as the member resides within the Washougal urban growth boundary. No commissioner shall receive any compensation for his services. (Ord. 1168 § 1, 1995; Ord. 574 § 1, 1976; Ord. 564 § 1, 1975; Ord. 174 § 1, 1951)

2.20.030 Terms – Filling vacancies.

The first commissioners appointed shall determine by lot whose term shall expire in one, two, and three years respectively, and their terms shall begin after their appointment has been approved by the city council, and upon taking the usual oath of qualification. The terms of office, except the first, shall begin on the first Monday in June, and, at the expiration of each commissioner’s term, the mayor shall appoint, with the approval of the council, one member for a three-year term. Members of the board may be removed at any time by the mayor, and vacancies for the remainder of unexpired terms shall be filled in the same way that original appointments are made. Immediately after their appointment, members of the board shall meet and organize by electing one of their members president and such other officers as may be necessary. Complete dissolution of the park board can only be accomplished by a majority vote of the city council. (Ord. 881 § 1, 1987; Ord. 174 § 3, 1951)

2.20.040 General powers and duties.

(1) The board thus constituted shall have all the powers and perform all the duties as provided by the laws of the state relating to boards of park commissioners. The park board shall be an advisory body to the city council with the power to make recommendations to the city council for the purpose of conducting any form of recreation or cultural activity that will employ the leisure time of the people in a constructive and wholesome manner, and shall be an advisory body to the city council, thereby making recommendations to the city

council as to the supervision of all parks belonging to the city, advise and recommend as to the plans, promotion, management and construction, development, maintenance and operation, either within or without city limits, parks, squares, parkways, and boulevards, play and recreation facilities for the improvement and ornament of the same; make recommendations to the city council upon entering into any contract in writing, acting independently or in conjunction with any organization, the United States, the state of Washington, any county, city or town, park district, school district, or any such public organizations for the purpose of conducting a recreation program or exercising any other power granted by this section; exercise advisement relative to censorship over any statutory monuments of works of art presented to the city.

(2) The board may also solicit or receive, with confirmation from the city council, any gifts or bequests of money or other personal property or any donation to be applied, principal or income, for either temporary or permanent use for playgrounds, parks, or other recreational purposes. Powers of the board include making recommendations to grant concessions and privileges herein under such restrictions and for such compensation as it shall prescribe, the revenue from which shall be used for park purposes; provided, that no concession or privilege shall ever be granted for the sale of any intoxicating liquors, beer and/or wine in any public park, and that no concession or privilege shall be granted for a period of more than three years unless approved by ordinance.

(3) The board shall have no power to acquire land or property or to accept gifts of real or personal property, without the approval of the city council, and any property shall be in the name of the city under the control of the city council. (Ord. 881 § 2, 1987; Ord. 799 § 1, 1982; Ord. 750 § 1, 1980; Ord. 734 § 1, 1980; Ord. 592 § 1, 1976; Ord. 174 § 4, 1951)

2.20.050 Rules and regulations.

Park rules and regulations shall be as set forth in Article II of this chapter. (Amended during 6/89 supplement; Ord. 813 § 1, 1983; Ord. 592 § 2, 1976; Ord. 527 § 1, 1974; Ord. 174 § 5, 1951)

2.20.060 Park budget.

The park board may submit to the public works committee and staff each year before the first Monday in August, an estimate of the needs of the parks department to carry on park and recreation oriented activities for the ensuing year with recommenda-

tions for development of programs and facilities. (Ord. 908 § 1, 1988; Ord. 881 § 4, 1987; Ord. 592 § 4, 1976; Ord. 174 § 7, 1951)

Article II. Park Rules and Regulations

2.20.070 Park rules and regulations – Generally.

The following rules as contained in WMC 2.20.070 through 2.20.250 shall be cited as the “park rules and regulations” for the city, which ultimately will be under the direction of the mayor. (Ord. 933 § 1, 1988)

2.20.080 Definitions.

Whenever used in these rules, as set out in this article, the following terms shall be defined as follows:

(1) “Camp” means to erect a tent or other shelter, or to use a sleeping bag, a vehicle or a trailer camper for the purpose of or in such a way as will permit remaining overnight.

(2) “Camp site” means designated camping sites which are designated for the use of tent campers, and at which no water and/or electrical facilities are available for hookup to a trailer or a camper.

(3) “City of Washougal park area” means any area under the ownership, management or control of the public works department and designed as such.

(4) “Motor vehicle” means any self-propelled device capable of being moved upon a road, by which any persons or property may be transported, and shall include, but not be limited to, automobiles, trucks, motorcycles, motor scooters, jeeps or similar type four-wheel drive vehicles, and snowmobiles.

(5) “Park employee” means an assigned city parks and recreation department employee.

(6) “Parks and recreation department” means the city parks and recreation department which shall be under the direction of the city public works department.

(7) “Person” means all persons, firms, partnerships, corporations, clubs and all associations or combination of persons whenever acting for themselves or by an agent, employee or member.

(8) “Trail” means any path or track designed for use by pedestrians or bicycles; and which is not permitted its use by standard passenger automobiles, or other right-of-way specifically designated and posted for nonvehicular use.

(9) "Trailer" means a towed vehicle which contains any sleeping or housekeeping accommodations, boat, animal, apparatus or is designed for the purpose of transporting any of the same by towing behind a vehicle. (Ord. 933 § 1, 1988)

2.20.090 Purpose.

The parks, playgrounds, activity centers, buildings and other facilities of the public works department are established by law for public recreation purposes. The public recreation program consists primarily of activities planned and directed by the parks and recreation department and secondarily of recreation activities of community groups brought under control of the division when conducted under permit at the public park facility. (Ord. 933 § 1, 1988)

2.20.100 Hours.

The city parks are open during daylight hours only with the exception of special permission. The director shall establish for each city park area, according to existing conditions, times and periods when it will be open or closed to the public. Such times and periods shall be posted at the entrance to the park area. No person shall enter or be present at a park area after closing time. (Ord. 933 § 1, 1988)

2.20.110 Posting signs, posters and notices.

(1) It is unlawful for any person, without prior written permission of the director, to attach any notice, bill, poster, sign, wire, rod or cord to any tree, shrub, railing, post or structure within any park; provided, the director may permit the erection of temporary directional signs or decorations on occasions of public celebration and picnics.

(2) It is unlawful for any person, without prior written permission of the director, to use, place or erect any signboard, sign, billboard, bulletin board, post, pole or device of any kind for advertising in the park, or to place or erect in any park a permanent or temporary structure of any kind. (Ord. 933 § 1, 1988)

2.20.120 Damage to park property unlawful.

It is unlawful for any person to dig or damage any animal and/or plant life within a city park area. (Ord. 933 § 1, 1988)

2.20.130 Animals at large prohibited.

It is unlawful for any person to allow or permit any pet to run at large unless in specified designated areas or to permit any pet with or without a leash, except seeing eye dogs or dogs used for law

enforcement, to enter any public beach, swimming or wading area, ponds, fountain, stream or organized athletic areas. Any person with a dog or other pet in his possession in any park shall be responsible for both the conduct of the animal and have removed from the park feces deposited by such animal. (Ord. 933 § 1, 1988)

2.20.140 Certain vocations prohibited.

Except as provided elsewhere in these rules, it is unlawful for persons to conduct activities in a city park area for private voluntary gain (profit). Said activities must be conducted in accordance with the city regulations, held without admission charge, be open to the general public without discrimination and scheduled during hours when the park areas are regularly open. (Ord. 933 § 1, 1988)

2.20.150 Permit for assemblies and scheduled events required.

(1) It is unlawful for any person to hold, sponsor or participate in any organized assembly without first obtaining permission from the director.

(2) Religious services or group rallies may be permitted in park areas where facilities are adequate, and where such activities will not conflict in any way with normal park usage. To avoid conflict, written permission for such activities must be obtained in advance from the director. (Ord. 933 § 1, 1988)

2.20.160 Building fires.

It is unlawful for any person to build any fire in any park except in such areas as may be designated by signs posted in such park areas. (Ord. 933 § 1, 1988)

2.20.170 Intoxicating liquors prohibited.

It is unlawful for any person to bring into any park or consume any intoxicating liquor. (Ord. 933 § 1, 1988)

2.20.180 Selling refreshments or merchandise.

It is unlawful to sell refreshments or merchandise in any park within the city of Washougal without first obtaining a concession permit from the director. The director shall establish rules and regulations relating to the issuance of such permit. (Ord. 1663 § 1 (Exh. A), 2010; Ord. 1099 § 1, 1993; Ord. 933 § 1, 1988)

2.20.190 Driving areas – Speed limits.

It is unlawful for any person to ride or drive any motor vehicle over or through any park trail or path except along and upon the park drive, parkways or parking areas, or at a speed in excess of the posted speed limit. (Ord. 933 § 1, 1988)

2.20.200 Parking.

(1) No operator of any automobile, trailer, camper, boat trailer or other vehicle shall park or put such vehicle in any park area, except where the operator is using the area for a designated recreational purpose and the vehicle is parked either in a designated parking area, or in another area with the permission of a park employee. No person shall park or abandon any vehicle in any park area after closing time. Any vehicle found parked in violation of this section may be towed away at the owner's or operator's expense.

(2) It is unlawful to park a motor vehicle in a designated handicapped parking space without the officially recognized symbol. All improperly parked vehicles are subject to being towed away at the owner's or operator's expense. (Ord. 933 § 1, 1988)

2.20.210 Camping areas and permits.

It is unlawful for any person to camp in any city park except with prior approval from the director and/or city council. (Ord. 933 § 1, 1988)

2.20.220 Practicing and playing certain games.

It is unlawful for any person to practice or play golf, baseball, cricket, polo, lacrosse, archery, hockey or other games of like character or to hurl or propel any missile except at park areas set apart and/or designated for such purposes by the director which will not conflict in any way with normal park usage. (Ord. 933 § 1, 1988)

2.20.230 Amplified music and public address system.

It is unlawful to operate a powered public address system or amplified music speaker system or other means of amplifying sound in any park areas without a written permit from the director. Battery-operated portable radios and tape players are permitted; provided, they shall not be operated at a volume or in any manner which unreasonably disturbs the peace of others. (Ord. 933 § 1, 1988)

2.20.240 Adoption of rules and regulations by director.

The director, under the direction of the mayor, has the power to promulgate and adopt reasonable rules and regulations pertaining to the operation, management and use of the parks, and shall post the same in conspicuous places in the parks. Such rules and regulations may include the establishment of hours during which any park or portion thereof, as designated by signs located within the designated portion, shall be closed to the general public; such closures may be for reasons of public safety, welfare and convenience, or for reasons of park maintenance. (Ord. 933 § 1, 1988)

2.20.250 Penalty for violations.

Violations of the park rules and regulations, as set out in this article, are a misdemeanor. Violators will be dealt with in accordance of existing state laws and city ordinances. (Ord. 933 § 1, 1988)

Article III. Specific Park Rules and Regulations

2.20.260 Cottonwood Beach/Captain Clark Park.

The city hereby adopts Port of Washougal Regulations for enforcement in the Cottonwood Beach/Captain Clark Park area of the Port. A violation of Port rules is a misdemeanor subject to prosecution by the city of Washougal with a fine of up to \$1,000 and/or 90 days in jail.

A copy of the Port rules and regulations to be enforced by the city of Washougal is attached to the ordinance codified in this section marked as Exhibit "A" and by this reference incorporated herein. (Ord. 1514 § 1, 2005)

Chapter 2.36

FIRE DEPARTMENT

Sections:

- 2.36.010 Established.
- 2.36.020 Composition.
- 2.36.030 Chief – Appointment, term.
- 2.36.040 Chief – Duties, powers.
- 2.36.050 Power of police officer.
- 2.36.060 Fire companies.
- 2.36.070 Damaging fire apparatus prohibited.
- 2.36.080 Liability insurance required.
- 2.36.090 Residence restrictions for firemen.
- 2.36.100 Designation as hazardous material incident command agency.
- 2.36.110 Authority as hazardous material incident command agency.
- 2.36.120 City councilmembers – Authorized to serve as volunteer firemen.

2.36.010 Established.

There shall be organized and established in the city a fire department for the purpose of the prevention and extinguishment of fires. (Ord. 437 § 1, 1970)

2.36.020 Composition.

The fire department shall consist of the chief of the fire department and such officers and paid employees as the city council may from time to time direct and as many fire companies as the city council may from time to time authorize by resolution. (Ord. 1101 § 1, 1993; Ord. 437 § 2, 1970)

2.36.030 Chief – Appointment, term.

The membership of the fire companies and fire department shall consist of volunteers of such number as the city council may from time to time direct.

The chief of the fire department shall be filled by appointment. The appointment shall be made by the mayor, subject to the confirmation by a majority vote of the city council. The fire chief appointed under the provisions of this section shall serve an indefinite term at the pleasure of the mayor. Fire department officers shall be appointed from the active members of the fire department by the mayor following the rules and regulations of the civil board. They shall hold office for an indefinite term and be subject to removal in the same manner prescribed under the local civil service. (Ord. 1487 § 1(2), 2004; Ord. 1100 § 1, 1993; Ord. 437 § 3, 1970)

2.36.040 Chief – Duties, powers.

The chief of the fire department shall have full power, control and command over all persons except members of the city council and the mayor at any fire and in his absence, the assistant chief shall assume his authority and perform his duties. In the absence of both the chief and assistant chief the foreman of the fire company first organized shall, under the direction of the mayor, act as chief of the fire department.

It shall be the duty of the chief of the fire department or the commanding officer to take such measures as he may deem necessary at any fire for the extinguishment thereof and the preservation of life and property; provided, that by and under the advice and consent of the mayor and any two members of the city council, he may order any building or structure pulled down or removed to prevent the spread of fire. He shall, as often as he may deem necessary, examine the hose or any part of the fire apparatus to see that it is in proper condition and repair and, if upon examination any part of such fire apparatus be found out of order or unsuitable, he shall at once report the same to the chairman of the committee on fire and water of the city council.

The chief of the fire department, or other commanding officer, shall have full power to suppress tumults or disorders occurring at fires and shall have the power to command such assistance from city inhabitants or members of the fire department for the extinguishment of fires and for the preservation of property exposed to fire as may be required and all citizens are enjoined and required to comply with the directions of the chief of the fire department, or other commanding officer, at fires and in case any person or persons shall refuse or neglect to obey any lawful order of the officer in command, such person shall on conviction thereof before the justice of the peace in Washougal be punished by a fine in an amount not exceeding \$50.00 or by imprisonment for a period not exceeding 20 days.

It shall be the duty of the chief of the fire department to keep a book which shall be furnished by the city, containing a true list of all officers and members of the fire department, the number of fires occurring each year, the date and cause of the same, as near as may be ascertained, the number and location of buildings destroyed, the names of owners and occupants, the value of the property destroyed, as near as can be ascertained, the amount of the insurance of such property and the amount paid as interest on the same, and to make a full report thereof to the city council at their first

meeting in January of each year, which report shall be filed in the office of the city clerk. (Ord. 437 § 4, 1970)

2.36.050 Power of police officer.

Every member of the fire department, during the time of a fire, shall have all the powers of a police officer; they, under the direction of the officer in command, may prevent persons other than firemen (except if it be owners of property assisting in the removal of articles) from coming into such portions of the city as may interfere with the fire department in the extinguishment of fires, and are empowered to make arrests for any violation of this section. For this purpose members of the fire department shall wear a badge designating them as such, which shall be evidence of their authority. (Ord. 437 § 5, 1970)

2.36.060 Fire companies.

The chief of the fire department, or in his absence the officer in command, shall have control and direction of all fire, hose, and hook and ladder companies and direct their operations. The members of the several companies shall be subject to such regulations, rules and by-laws as they may adopt not inconsistent with the rules and regulations adopted by the city council. Each fire, hose, and hook and ladder company may choose from its own members a foreman and such other officers as it may deem necessary. No person shall retain membership in the volunteer fire department who does not respond to a minimum of 25 percent of all alarms, and 50 percent of all drills in any consecutive three-month period unless excused by action of the membership. It is the duty of all officers and members of the fire, hose and hook and ladder companies upon the alarm of fire, to proceed to the scene of the fire and continue on duty until discharged by the officer in command; also to meet for practice or instruction at such times as may be ordered by the chief of the fire department. (Ord. 1120 § 1, 1993; Ord. 841 § 1, 1985; Ord. 437 § 6, 1970)

2.36.070 Damaging fire apparatus prohibited.

It is unlawful for any person or persons to damage or injure in any way any hose or fire apparatus, or to drive over or place upon or cause to be driven over or placed upon any fire hose or other apparatus of the fire department, any vehicle or heavy substance. (Ord. 437 § 7, 1970)

2.36.080 Liability insurance required.

It shall be the duty of the mayor and city council to procure adequate liability insurance protecting the city against any damage that may be recovered by any person injured in or by or through the operation of the fire department in its official duty, whether a member of the fire department or acting as such, or any other person. (Ord. 437 § 8, 1970)

2.36.090 Residence restrictions for firemen.

No fireman will live more than 10 minutes travel time, travel to be at legal speed, from the city fire station. (Res. 299, 1982)

2.36.100 Designation as hazardous material incident command agency.

The fire department for the city is designated as the hazardous material incident command agency for the city. (Res. 357 § 1, 1987; Res. 355 § 1, 1986)

2.36.110 Authority as hazardous material incident command agency.

The fire department of the city shall have all rights, power, and responsibility allowed by RCW 70.136.010 through and including 70.136.070. (Res. 357 § 2, 1987; Res. 355 § 2, 1986)

2.36.120 City councilmembers – Authorized to serve as volunteer firemen.

All members of the city council, now and in the future, are authorized upon meeting the criteria of the fire department of the city, allowed to serve as volunteer firemen and to receive the same compensation, insurance and other benefits as are applicable to other volunteer firemen employed by the city. (Res. 372, 1988)

Chapter 2.40

VOLUNTEER FIREMEN’S RELIEF AND PENSION FUND

Sections:

- 2.40.010 Limitation of membership.
- 2.40.020 Council to designate member as member of board of trustees.
- 2.40.030 Clerk designated secretary of board of trustees.

2.40.010 Limitation of membership.

The membership of the volunteer fire department is limited to not more than 25 firemen for each 1,000 population unless in the judgment of the city council it is necessary to add additional firemen and then, in that event, five additional firemen may be added for each additional 1,000 population or portion thereof. (Ord. 189 § 1, 1953; Ord. 125 § 1, 1947)

2.40.020 Council to designate member as member of board of trustees.

The city council shall, by a majority vote, designate one or more of its members to be a member of the board of trustees of the fund as is by law required. (Ord. 125 § 2, 1947)

2.40.030 Clerk designated secretary of board of trustees.

The city clerk shall be the secretary-treasurer of the board of trustees of the fund, and shall enroll each city fireman under the death and disability provisions of Chapter 41.24 RCW, and the firemen shall be entitled to the benefits thereof, and the city clerk shall enroll each fireman, who desires to secure the benefits of the pension provisions of Chapter 41.24 RCW, and the firemen so enrolling who comply with the provisions thereof shall be entitled to the benefits thereof. (Ord. 125 § 3, 1947)

Chapter 2.42

VOLUNTEER FIREMEN’S REIMBURSEMENT

Sections:

- 2.42.010 System created.
- 2.42.020 Reimbursement determination.
- 2.42.030 System description.
- 2.42.040 Recordkeeping.
- 2.42.050 Review and revision.

2.42.010 System created.

There is created a merit system for the purpose of reimbursing volunteer firemen of the city for services hereinafter set forth from moneys in the fire call fund at the end of every year. (Ord. 960 § 1, 1989; Ord. 842 § 1, 1985)

2.42.020 Reimbursement determination.

The method of determining the reimbursement for volunteer firemen for services referred to in WMC 2.42.010 shall be by computing the total points acquired by all eligible volunteer firemen for the year commencing on December 1st and ending on the following November 30th, or any portion thereof, and dividing the total into the money of the fire call fund. All volunteer firemen in good standing as of November 30th and who have acquired points according to the schedule hereinafter set forth shall be paid an amount equal to the total value of their points accumulated during said year. Points awarded to said volunteer firemen shall be of value only during the year same shall be earned. (Ord. 960 § 1, 1989; Ord. 842 § 1, 1985)

2.42.030 System description.

Volunteer fire personnel shall receive points for services rendered to the city as per the following schedule:

Fires	5 points/hr
Houseburn	5 points/hr
Aid calls	2 points/hr
Drills	5 points/hr
Hose test	5 points/hr
Turkey Carnival	3 points/hr
President	5 points
Vice President	5 points
E.M.T. (become or retain)	50 points

First responder (become or retain)	30 points
C.P.R./Red Cross/Basic Aid (earn or retain)	5 points
Fire Service School	1 point/hr
Certified Instructor (CPR/First Resp)	15 points/hr
Public Relations	1 point/hr

Definition: "Instruction" means assisting with fire prevention and public informational events. If there is a question in this regard it should be presented to the officers during the officers' meeting. (Ord. 1120 § 1, 1993; Ord. 960 § 1, 1989; Ord. 842 § 1, 1985)

2.42.040 Recordkeeping.

The city fire chief or his designee shall be responsible for maintaining the required records as provided by this merit system. The battalion chief shall approve requests for points submitted by the volunteer firemen and keep accurate and complete records of all points so approved. The decision as to the acceptance or rejection of points will be placed with the battalion chief, president, vice-president and treasurer of the department, and their decision shall be final. (Ord. 1303 § 1, 1998; Ord. 960 § 1, 1989; Ord. 842 § 1, 1985)

2.42.050 Review and revision.

The system of reimbursement herewith established shall be reviewed by the city council public safety committee and the city fire chief at the request of the volunteer firemen's organization, but no more often than once per year. (Ord. 1303 § 1, 1998; Ord. 960 § 1, 1989; Ord. 842 § 1, 1985)

Chapter 2.44

MEMORIAL CEMETERY

Sections:

- 2.44.010 Establishment of Memorial Cemetery.
- 2.44.020 Maintenance and improvement.
- 2.44.030 Cemetery board.
- 2.44.040 Duties of the cemetery board.
- 2.44.045 Regulations for cemetery vases and/or containers – Grave decorations.
- 2.44.050 Sale of lots and burial permits.
- 2.44.056 Burial of cremains on graves.
- 2.44.060 Trust fund for perpetual care established.
- 2.44.070 Lot purchase procedure.
- 2.44.075 *Repealed.*
- 2.44.077 *Repealed.*
- 2.44.080 City cemetery fund.
- 2.44.090 Charges for lots and services.
- 2.44.100 Violations.
- 2.44.120 Multiple headstones prohibited.
- 2.44.123 Allowable marker sizes and guidelines.
- 2.44.125 Temporary markers required.
- 2.44.135 Marker settings.
- 2.44.140 Cremain memorial garden.

2.44.010 Establishment of Memorial Cemetery.

There is established the Washougal Memorial Cemetery, the site thereof to be the property purchased by the city adjoining the present IOOF Cemetery, and such other property or properties as may be hereafter acquired. (Ord. 119 § 1, 1945)

2.44.020 Maintenance and improvement.

The policy of the city council shall be to maintain the Memorial Cemetery as a public burial grounds with perpetual care and keep as permanent burial tract with grass, shrubs and trees, as shall be provided by the city council through the agency of the cemetery board. (Ord. 119 § 2, 1945)

2.44.030 Cemetery board.

There is created a cemetery board, who shall be appointed by the mayor, which board shall consist of five members plus a nonvoting council liaison; four members shall be residents of the city; and one member may be a nonresident of the city. Appointments for this board shall be ratified by the city council. Vacancies caused by resignation, removal or otherwise, shall be appointed by the mayor for the unexpired term. (Ord. 1243 § 1, 1997; Ord.

1169 § 1, 1995; Ord. 904 § 1, 1988; Ord. 119 § 3, 1945)

2.44.040 Duties of the cemetery board.

The duties of the cemetery board are enumerated as follows:

(1) To provide that the city clerk, or some other party be appointed to keep records of accounts and plots registered, and books for the proper identity of the burial place;

(2) To provide for the issuance of burial permits by the city clerk or some other person designated;

(3) To recommend to council rules and regulations or amendments relative to cemetery operations that shall be permitted on the burial ground;

(4) To submit annually to the city council an estimate of funds needed to carry on the cemetery prior to the time fixed by statute for the filing of the preliminary budget;

(5) To do other matters necessary to complete performance and maintenance of the care, improvement and solemnity of the grounds. (Ord. 1105 § 1 (Exh. A), 1993; Ord. 914 § 1, 1988; Ord. 119 § 4, 1945)

2.44.045 Regulations for cemetery vases and/or containers – Grave decorations.

No glass containers are allowed. Only cut flowers are allowed on graves. Decorations other than cut flowers are prohibited and will be placed by the dumpster and disposed of after one week. Decorations other than cut flowers, including artificial flowers, will be allowed from November 1st through March 1st and one week before and after Memorial Day. No breakable decorations are allowed, e.g., terra cotta, ceramic, etc. Further, the city will not be held responsible for broken or stolen grave decorations and has the authority to remove any unauthorized decorations. (Ord. 1320 § 1 (Exh. A), 1998; Ord. 1105 § 1 (Exh. A), 1993; Ord. 922 § 1, 1988)

2.44.050 Sale of lots and burial permits.

(1) No burial will be permitted in the cemetery grounds without the issuance of a burial permit. Burial permits will be delivered to the sexton at least 12 working hours prior to burial.

(2) Persons owning lots in the cemetery will not be permitted to sell the lots, except to the city, for the original purchase price. The city treasurer will take one-half of the money from the cemetery operating fund and one-half of the money from the perpetual care fund to buy back such lots.

(3) Burial permits will be issued by the city through the office of the city clerk, or other city officials as the council may direct.

(4) Funds received from the sale of lots or burial permits will be paid to the city treasurer, who will keep a record thereof, such portion shall be deposited in the cemetery fund. (Ord. 1304 § 1, 1998; Ord. 1311 § 1, 1994; Ord. 1105 § 1 (Exh. A), 1993; Ord. 119 § 5, 1945)

2.44.056 Burial of cremains on graves.

(1) No more than three cremains shall be buried on top of a casket, and no more than four cremains shall be buried without a casket.

(2) Cremains to be buried prior to a casket burial shall be buried at the top of the grave where the headstone is to be located. In the case whereby the headstone has been set, the cremains shall not be buried until after the casket burial. The city will not be responsible for holding cremains. (Ord. 1320 § 1 (Exh. C), 1998)

2.44.060 Trust fund for perpetual care established.

(1) There is established a cemetery perpetual care trust fund.

(2) At least 50 percent of the funds received from the sale of lots shall be deposited in the cemetery perpetual care trust fund, until such time as the fund shall be of sufficient amount that the revenue received therefrom will provide ample funds for the perpetual care and keep of the cemetery.

(3) It shall be the duty of the council to provide sufficient funds from taxation or otherwise to provide for the care and maintenance of the cemetery, if there is not sufficient income received from the trust fund for that purpose.

(4) Public donations, and other funds received by the city for that purpose, shall be deposited in the cemetery cumulative fund.

(5) The trust fund shall be kept by the city treasurer, and shall be open for public inspection, and audited by such committee as the council shall, from time to time, direct.

(6) The trust fund shall be invested by the city treasurer only in the same type of bonds and investments as the city treasurer is authorized by law to invest or deposit general municipal funds.

(7) The principal of the fund shall be kept intact and not diminished. The interest therefrom shall be used for the expenses of operation, and any excess may be used for capital improvements and additions to the cemetery, or if not needed for such purposes shall be added to the principal amount.

(8) The expenditure of interest from the trust fund shall be made only on claims filed with the city clerk, and approved by the city council, and vouchers drawn by the city clerk and paid by the city treasurer. (Ord. 1105 § 1 (Exh. A), 1993; Ord. 255 § 6, 1960; Ord. 119 § 6, 1945)

2.44.070 Lot purchase procedure.

Upon the payment of the proper fee for the purchase of any lot or lots in the Memorial Cemetery, the city clerk is authorized to execute and issue on behalf of the city a proper deed conveying the lot or lots, and no other signature shall be required on such deeds other than a proper acknowledgement and the corporate seal of the city. (Ord. 126 § 1, 1947)

2.44.075 Promissory note issuance to secure interment.

Repealed by Ord. 1717. (Ord. 875 § 1(1), 1987; Ord. 126 § 1, 1947)

2.44.077 Time payment purchase.

Repealed by Ord. 1717. (Ord. 888 § 1, 1987)

2.44.080 City cemetery fund.

There is established and created a fund designated “city cemetery fund.” All moneys to be used in the care and maintenance of the Memorial Cemetery, other than the perpetual trust fund, shall be placed in the “city cemetery fund.” There shall be separate warrants prepared and used for the withdrawal of these funds. (Ord. 149 § 1, 1949)

2.44.090 Charges for lots and services.

Charges for lots and services shall be as follows:

Service Description	Rate	Additional Information
Lot and Burial Fees:		
Adult Lot	\$800.00	
Child Lot	\$400.00	Under 5 feet
Infant Lot	\$150.00	Under 1 year
Cremain Lot	\$400.00	
Niche (Single)	\$550.00	
Niche (Double)	\$1,000.00	Discount on purchase of 2
Cremain Garden	\$500.00	Green option – inclusive rate
Upright Monument Lots	\$2,100.00	For 2 – Always sold in pairs

Service Description	Rate	Additional Information
Adult Burial	\$600.00	
Child Burial	\$300.00	
Infant Burial	\$240.00	
Niche Burial	\$250.00	
Cremain Lot Burial	\$300.00	
Cremain Garden	See Above	
Adult Liner	\$500.00	
Child Liner	No longer provide	Funeral home to provide
Infant Liner	No longer provide	Funeral home to provide
Cremain Liner	\$200.00	
Marker Setting Fees:		
Flat Markers:		
12 x 24 or Cremain Lot	\$200.00	
12 x 24 with Vase	\$212.00	
12 x 36	\$230.00	
12 x 36 with Vase	\$242.00	
12 x 48	\$260.00	On 2 adjacent lots only
12 x 48 with Vase	\$272.00	On 2 adjacent lots only
Monument Settings:		
12 x 24	\$230.00	
12 x 24 with Vase	\$242.00	
12 x 36	\$308.00	
12 x 36 with Vase	\$320.00	
12 x 48	\$380.00	On 2 adjacent lots only
12 x 48 with Vase	\$392.00	On 2 adjacent lots only
Overtime Charges:		
Saturday – Full Casket Burial	\$400.00	These charges are in addition to the regular burial fees
Saturday – Cremain Burial	\$240.00	
Sunday – Full Casket Burial	\$600.00	
Sunday – Cremain Burial	\$360.00	
Disinterment Charges:		
Other Charges:		
Niche Inscriptions	\$150.00	

Service Description	Rate	Additional Information
Placement Plaque	Current market price to produce plaque	
Vase (Gray/Tan/Black)	\$85.00	
Vase Block	\$120.00	
Vase Set	\$12.00	
Marker Cleaning	\$36.00	
Marker Removal	\$120.00	
Sanding/Painting Vases and Housing	\$60.00	

Upright lots that are sold in pairs, located in Section 3 of the Washougal Memorial Cemetery, shall henceforth be sold at a minimum rate of \$500.00 greater than the current fees charged for a pair of regularly priced adult lots.

Disinterment fees shall henceforth be charged at triple (three times) the current rate of burial fees for the remains classification requested. (Ord. 1643 § 1 (Exh. A), 2009; Ord. 1593 § 1, 2007; Ord. 1548 § 1 (Exh. A), 2006; Ord. 1505 § 1, 2005; Ord. 1443 § 1, 2002; Ord. 1348 § 1, 1999; Ord. 1320 § 1 (Exh. F), 1998; Ord. 1231 § 1, 1997; Ord. 1205 § 1, 1996; Ord. 1143 § 1, 1994; Ord. 1134 § 1, 1994; Ord. 1105 § 1 (Exh. A), 1993; Ord. 1050 § 1, 1991; Ord. 1009 § 1, 1990; Ord. 991 § 1, 1990; Ord. 953 § 1, 1989; Ord. 882 § 1, 1987; Ord. 860 § 1, 1986; Ord. 845 § 1, 1985; Ord. 805 § 1, 1982; Ord. 772 § 1, 1981; Ord. 731 § 1, 1979; Ord. 710 § 1, 1979; Ord. 698 § 1, 1979; Ord. 604 § 1, 1976; Ord. 543 § 1, 1975; Ord. 519 § 1, 1974; Ord. 444 § 1, 1971; Ord. 119 § 10, 1945)

2.44.100 Violations.

It is unlawful:

- (1) For any person, firm or corporation to violate any of the provisions of this chapter;
- (2) To violate any of the rules and regulations adopted by the cemetery board for the beautification, maintenance and upkeep of the cemetery;
- (3) To wilfully damage any tombstone, monument, or marker or to wilfully destroy any cemetery property;
- (4) To permit any livestock within the cemetery grounds;
- (5) Any person violating any portion of this chapter shall be punished according to the provisions set forth in WMC 1.04.010;
- (6) To permit any pets within the cemetery grounds. (Ord. 1105 § 1 (Exh. A), 1993; Ord. 119 § 7, 1945)

2.44.120 Multiple headstones prohibited.

It is specifically prohibited to place more than one headstone on any grave in any section in the Washougal Cemetery. (Ord. 916 § 3, 1988)

2.44.123 Allowable marker sizes and guidelines.

Borderless markers are prohibited. The raw stone of a permanent flat marker may not exceed the following sizes:

Flat Markers*

For a Single Grave (One 4' x 10' Lot)

Maximum length 3' 0"

Maximum width 1' 0"

(One 2' x 2' Cremain Lot)

Maximum length 1' 4-1/2"

Maximum width 1' 0"

*There shall be a two-inch flexibility variance due to stone cutting procedures. Markers greater than the limits and variance above will be rejected. The city will be held harmless for the costs of removal from the premises and replacement of rejected headstones.

For a Double Grave (Two 4' x 10' Lots)

Maximum length 4' 0"

Maximum width 1' 0"

(Two 2' x 2' Cremain Lots)

Maximum length 3' 0"

Maximum width 1' 0"

Double Upright Monuments (Two 4' x 10' Lots)

Base Length

Minimum 3' 0"

Maximum* 6' 0"

*Exception: 5' 6" for Block 11, Lots 68 – 77 and Block 10, Lots 10 – 19

Base Width

Maximum 2' 0"

Overall Height

Minimum 2' 0"

Maximum 5' 0"

(Ord. 1320 § 1 (Exh. D), 1998)

2.44.125 Temporary markers required.

All burials must be marked by a minimum of a temporary marker at the time of interment. This shall be the sole responsibility of the funeral director involved. In the case of no funeral director, the city shall provide such marker. Temporary markers shall include the name of the deceased, year of birth and year of death. (Ord. 1105 § 1 (Exh. A), 1993)

2.44.135 Marker settings.

No one other than a staff member of the city shall be allowed to set markers within the Washougal Memorial Cemetery with the exception of upright monuments. (Ord. 1320 § 1 (Exh. E), 1998)

2.44.140 Cremain memorial garden.**(1) Definitions.**

(a) "Cremain" means the cremated remains of the deceased, also referred to as ashes, or remains.

(b) "Scatter" means that cremated remains will be buried in an opening in the ground that is prepared and covered by city staff only.

(c) "Scatter garden" means a specifically designated area within the cemetery within which uncontained cremated remains may be placed in the ground.

(d) "Biodegradable cremain urn" means a container measuring no greater than 12 inches in any dimension, designed to decompose fully within 12 months after burial in the ground. A biodegradable cremain urn must be made of only uncoated, nontoxic plant fibers or recycled cast paper. Wood and salt-based containers are not allowed.

(2) Placement.

(a) Only cremated remains may be placed in the scatter garden.

(b) Cremated remains buried in the scatter garden may be buried without a container or may be buried in a biodegradable cremain urn. Cremated remains must be delivered to the city already sealed in the biodegradable urn. The city staff will not transfer cremated remains from one container to another.

(c) Cremated remains are scattered in a common area and may be commingled with other cremated remains previously placed.

(d) Cremated remains scattered in the scatter garden will not be recoverable.

(e) The city may dispose of cremain urns/containers as it wishes unless deceased's

authorized representative had made other arrangements in writing.

(f) Unless specific instructions in writing are provided, scattering will be performed by and at the discretion and convenience of the cemetery staff.

(g) A hold harmless authorization form must be completed and signed by the deceased's authorized representative and city staff before scattering will be authorized.

(3) Memorial Plaques.

(a) Only people who have purchased space in the scatter garden may have a plaque on the memorial monument. A plaque will be placed for each person laid to rest in the scatter garden.

(b) Plaques may not be removed once placed.

(c) All plaques will conform to a standard size and design approved by the Washougal cemetery board.

(d) Cemetery staff will place the plaques in a specific order. Plaques will be placed in the next available space in the order the memorial monument is being filled. Special requests for plaque placement will not be allowed except for placeholder plaques.

(4) Placement Plaques.

(a) Additional placement plaques may be purchased in order to reserve adjacent space on the memorial monument.

(b) All current ordinances regarding the purchase and sale of cemetery property apply.

(c) The cost of purchasing a placeholder plaque will be determined at the current market cost of installation on the memorial monument.

(d) The purchase of a placeholder plaque is separate from the scatter garden package.

(5) Decorations.

(a) Planting of flowers, shrubs, trees or any other plant within the scatter garden will not be allowed except by city staff or those authorized by city staff.

(b) No statues, fencing, monuments or other decorations, other than cut flowers, may be placed in the scatter garden, except as noted in WMC 2.44.045.

(c) Refer to WMC 2.44.045 for general cemetery decoration regulations. (Ord. 1711 § 1 (Exh. A), 2011; Ord. 1548 § 2 (Exh. B), 2006)

Chapter 2.48

EMERGENCY MANAGEMENT

Sections:

- 2.48.010 Purpose and declaration of policy.
- 2.48.020 Definitions.
- 2.48.030 Administration.
- 2.48.040 Designation of the mayor as executive head for emergency services of the city.
- 2.48.050 Continuity of government.
- 2.48.060 General duties of the director of emergency management.
- 2.48.070 Declaration of emergency.
- 2.48.080 Notice of declarations of emergency and emergency orders.
- 2.48.090 Authorized emergency orders.
- 2.48.100 Emergency procurements.
- 2.48.110 Emergency powers under governor's proclamation of emergency or disaster.
- 2.48.120 Violations of emergency proclamation, rule or order – Penalties.
- 2.48.130 Continuance of existing agreements.
- 2.48.140 General public duty created.

2.48.010 Purpose and declaration of policy.

The purpose of this chapter is to establish a local emergency management organization and set out and clarify the authority of the city and of its officers with regard to local, regional and national emergency and disaster situations. It is intended, in conformity with Article 11, Section 11 of the Washington State Constitution and with Chapter 38.52 RCW, to grant the broadest power permitted by constitutional and statutory authority to preserve the public health, safety and welfare. (Ord. 1544 § 2, 2006)

2.48.020 Definitions.

When used in this chapter, the following words, terms and phrases, and their derivations shall have the meanings ascribed to them in Chapter 38.52 RCW and this section, except where the context clearly indicates a different meaning:

“Executive head” means the person designated by state law and this chapter as the head of city government for emergency and disaster management pursuant to Chapter 38.52 RCW.

“Major emergency or disaster” means an event or set of circumstances which:

(a) Demands immediate action to preserve public health, protect life, protect public property, or to provide relief to any stricken community overtaken by such occurrences; or

(b) Reaches such a dimension or degree of destructiveness as to warrant the governor declaring a state of emergency pursuant to RCW 43.06.010. (Ord. 1544 § 2, 2006)

2.48.030 Administration.

Clark Regional Emergency Services Agency (CRESA), a separate legal entity authorized by the Interlocal Cooperation Act in the state of Washington, shall be the agent of the city to assist in the operations of emergency management and shall submit to the executive head for its review and consideration a budget for the support of such activities. Specific responsibilities of Clark Regional Emergency Services Agency shall be as described by the Clark Regional Emergency Services Agency Interlocal Cooperation Agreement. (Ord. 1544 § 2, 2006)

2.48.040 Designation of the mayor as executive head for emergency services of the city.

The mayor or designee shall serve as the executive head of the city for purposes of emergency management pursuant to Chapter 38.52 RCW. (Ord. 1544 § 2, 2006)

2.48.050 Continuity of government.

In the event the mayor is unavailable to exercise the powers and discharge the duties of the chair described in this chapter, the city administrator or other mayor designee who is available shall act as the interim executive head subject to city council confirmation, modification, or rejection as soon as practicable. (Ord. 1544 § 2, 2006)

2.48.060 General duties of the director of emergency management.

The director of Clark Regional Emergency Services Agency shall:

(1) Administer emergency management activities to assist the city in the mitigation, preparedness, response, and recovery from major emergencies and disasters.

(2) Advise in the preparation and implementation of the city's comprehensive emergency management plan.

(3) Submit an annual program paper to the city regarding the previous year's performance and

subsequent year's plans regarding emergency management objectives.

(4) Assist the executive head or alternate in the issuance of declarations of an emergency pursuant to RMC 2.44.070.

(5) Request that the governor proclaim a state of emergency or disaster when, in the opinion of the executive head, the resources of the city, area or region are inadequate to cope with the emergency or disaster.

(6) Assist the executive head with coordination and cooperation between departments, divisions, services and staff in carrying out the provisions of the emergency management plan, and to resolve questions of authority and responsibility that may arise among them.

(7) Act in coordination with the state and other governmental agencies to plan and implement joint jurisdictional planning and disaster services plans and mutual aid agreements.

(8) Consult with the prosecuting attorney in planning and exercise of emergency powers.

(9) Submit to the mayor for review and consideration the city's contribution to the cost of a joint local emergency management organization upon a fair and equitable basis. (Ord. 1544 § 2, 2006)

2.48.070 Declaration of emergency.

(1) Whenever an emergency, or the imminent threat thereof, occurs in the city and results in, or threatens to result in, the death or injury of persons or the destruction of or damage to property to such extent as to require, in the judgment of the executive head, extraordinary and immediate measures to protect the public health, safety and welfare, the executive head shall forthwith:

(a) If the city council is in session, request the council to declare the existence or threatened existence of an emergency; or

(b) If the city council is not in session, issue such declaration, subject to council ratification and confirmation, modification or rejection as soon as practicable.

(c) Declarations of emergency issued by the executive head shall be presented as soon as practical to the city council for ratification and confirmation, modification or rejection. Declarations which are rejected shall, after vote, be void. Declarations shall be considered in full force and effect until the council shall act.

(2) Such declaration of emergency may be in addition to or as an alternative to the proclamation of state of emergency by the governor.

(3) The executive head shall terminate the declaration of emergency when order has been restored in the affected area of the county. (Ord. 1544 § 2, 2006)

2.48.080 Notice of declarations of emergency and emergency orders.

When practical, the executive head shall consult with the director of emergency management on the need for and development of the declaration of emergency or emergency order. The executive head shall cause any declaration of emergency or emergency order issued pursuant to the authority of this chapter to be delivered to the director of emergency management, state emergency management, and the governor. The executive head or alternate shall use available means as shall be necessary in his or her judgment to give notice of such declarations. Such declarations and orders shall be filed with the city clerk as soon as practical. (Ord. 1544 § 2, 2006)

2.48.090 Authorized emergency orders.

(1) Upon the declaration of an emergency, and during the existence of such emergency, the executive head may make and proclaim any or all of the following orders and delegate enforcement authority therefor to law enforcement officers and designated emergency personnel:

(a) Order imposing a general curfew applicable to the city as a whole, or to such geographical area or areas of the city and during such hours as it deems necessary, and from time to time to modify the hours such curfew will be in effect and the area or areas to which it will apply;

(b) Order requiring any or all business establishments to close and remain closed until further order;

(c) Order closing to the public any or all public places including streets, alleys, public ways, schools, parks, beaches, amusement areas, and public buildings;

(d) Order requiring the closure of any or all bars, taverns, liquor stores, and other business establishments where alcoholic beverages are sold or otherwise dispensed; provided, that with respect to those business establishments which are not primarily devoted to the sale of alcoholic beverages and in which such alcoholic beverages may be removed or made secure from possible seizure by the public, the portions thereof utilized for the sale of items other than alcoholic beverages may, in the discretion of the executive head, be allowed to remain open;

(e) Order requiring the discontinuance of the sale, distribution or giving away of alcoholic beverages in any or all parts of the city;

(f) Order requiring the discontinuance of the sale, distribution or giving away of firearms and/or ammunition for firearms in any or all parts of the city;

(g) Order requiring the discontinuance of the sale, distribution or giving away of gasoline or other liquid flammable or combustible products in any container other than a gasoline tank properly affixed to a motor vehicle;

(h) Order requiring the closure of any or all business establishments where firearms and/or ammunition for firearms are sold or otherwise dispensed; provided, that with respect to those business establishments which are not primarily devoted to the sale of firearms and/or ammunition and in which such firearms and/or ammunition may be removed or made secure from possible seizure by the public, the portions thereof utilized from the sale of items other than firearms and ammunition may, in the discretion of the executive head, be allowed to remain open;

(i) Order prohibiting the carrying or possession of firearms or any instrument which is capable of producing bodily harm and which is carried or possessed with intent to use the same to cause such harm; provided, that any such order shall not apply to peace officers or military personnel engaged in the performance of their official duties;

(j) Order prohibiting undue inflationary pricing of goods and services with the intent of maximizing profits as a result of the declared emergency;

(k) Order utilizing existing services and facilities to the maximum extent practicable notwithstanding any other provision of law, in the event of a disaster, after proclamation by the governor of the existence of such disaster, to have the power to command the service and equipment of as many citizens as considered necessary in the light of the disaster proclaimed; provided, that citizens so commandeered shall be entitled during the period of such service to all privileges, benefits and immunities as are provided by Chapter 38.52 RCW and federal and state emergency management regulations for registered emergency workers;

(1) Such other orders as are imminently necessary for the protection of life and property.

(2) Emergency orders shall be presented as soon as practicable to the city council for ratification and confirmation, modification or rejection. Orders which are rejected shall, after vote, be void.

Emergency orders shall be considered in full force and effect until the commissioners shall act. (Ord. 1544 § 2, 2006)

2.48.100 Emergency procurements.

(1) Upon declaration of an emergency, and during the existence of such emergency, the executive head, or alternates as defined in WMC 2.48.050, or the director of finance and administration, is authorized to make emergency procurements where the city may suffer a substantial loss or damage to property, bodily injury, or loss of life by reason of the time required for following the regular purchasing procedures.

(2) Such authorization for emergency procurement shall be presented to the city council for ratification and confirmation, modification or rejection. Emergency procurements shall be considered in full force and effect until the council acts. (Ord. 1544 § 2, 2006)

2.48.110 Emergency powers under governor's proclamation of emergency or disaster.

In addition to or as an alternative to those emergency powers prescribed by this chapter upon the declaration of an emergency, the executive head or alternate shall have, upon proclamation of a state of emergency or disaster by the governor pursuant to Chapters 38.52 and 43.06 RCW, the authority to exercise in behalf of the city all emergency powers set forth in RCW 38.52.070(2), including without limitation:

(1) To accept and receive, with the consent of the governor, in behalf of the city, offers from the federal government of services, equipment, supplies, materials, or funds by way of gift, grant, or loan, for purposes of emergency management, the state, acting through the governor.

(2) In cases where there is damage to the equipment borrowed from other jurisdictions under a mutual aid agreement, to receive the filing of claims for such damage within 60 days after the damage is incurred.

(3) To utilize existing services and facilities to the maximum extent practicable notwithstanding any other provision of law, in the event of a disaster, after proclamation by the governor of the existence of such disaster, to have the power to command the service and equipment of as many citizens as considered necessary in the light of the disaster proclaimed; provided, that citizens so commandeered shall be entitled during the period of such service to all privileges, benefits and

immunities as are provided by Chapter 38.52 RCW and federal and state emergency management regulations for registered emergency workers. (Ord. 1544 § 2, 2006)

2.48.120 Violations of emergency proclamation, rule or order – Penalties.

Violations of a declaration of emergency issued pursuant to this chapter or of a subsequent emergency order issued pursuant to this chapter, or any other order or directive given by a law enforcement officer or designated emergency services personnel pursuant to authority of such declaration or orders is a misdemeanor; provided, that a second or subsequent offense hereunder shall be a gross misdemeanor. (Ord. 1544 § 2, 2006)

2.48.130 Continuance of existing agreements.

Nothing in this chapter shall be deemed to affect any existing interlocal agreements entered into by the city or other cities and towns of Clark County pursuant to Chapter 38.52 RCW regarding emergency planning and the giving of mutual aid; provided, that for the purposes of such agreements, the mayor shall exercise all powers as executive head of the city under such agreements in conformity with RCW 38.52.070. (Ord. 1544 § 2, 2006)

2.48.140 General public duty created.

(1) It is expressly the purpose of this chapter to provide for and promote the health, safety and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons or individual who will or should be especially protected or benefited by the terms of this chapter.

(2) Nothing contained in this chapter is intended nor shall be construed to create or form the basis of any liability on the part of the city, or its officers, employees or agents, for any injury or damage resulting from any action or inaction on the part of the city related in any manner to the enforcement of this chapter by its officers, employees or agents. (Ord. 1544 § 2, 2006)

Chapter 2.56**GENERAL EMPLOYEE REGULATIONS**

(Repealed by Ord. 1713)

Chapter 2.58**SEXUAL HARASSMENT POLICY**

(Repealed by Ord. 1713)

Chapter 2.60**JUDGE PRO TEMPORE**

Sections:

- 2.60.010 Appointment.
- 2.60.020 Oath required.
- 2.60.030 Compensation.

2.60.010 Appointment.

Pursuant to the authority of RCW 35.24.480, the mayor is authorized to appoint a judge pro tempore to serve in the police judge's absence or inability of the police judge to serve and further to serve when a request for a change of venue or an affidavit of prejudice has been filed against the police judge pursuant to the authority of RCW 35.24.465. (Ord. 417 § 1, 1970)

2.60.020 Oath required.

The judge pro tempore shall take and subscribe an oath as other judicial officers. (Ord. 417 § 2, 1970)

2.60.030 Compensation.

The compensation for the judge pro tempore shall be \$100.00 per day, not to exceed \$400.00 per month. (Ord. 705 § 1, 1979; Ord. 417 § 3, 1970)

Chapter 2.64

POLICE DEPARTMENT

Sections:

- 2.64.010 Established.
- 2.64.020 Appointment of chief.
- 2.64.030 Appointment of personnel.
- 2.64.040 Powers.
- 2.64.050 Authorized personnel.
- 2.64.060 Authorized personnel – Effective when.
- 2.64.070 Imprest petty cash fund – Established.
- 2.64.080 Imprest petty cash fund – State laws applicable.

2.64.010 Established.

There is established a police department to be operated under control of the chief of police subject to the direction of the mayor and subject to civil service examination. (Ord. 420 § 1, 1970)

2.64.020 Appointment of chief.

The police chief shall be appointed by the mayor. (Ord. 1160, 1993; Ord. 420 § 2, 1970)

2.64.030 Appointment of personnel.

All personnel under the rank of chief shall be appointed and commissioned by the mayor, subject to civil service examination. (Ord. 420 § 3, 1970)

2.64.040 Powers.

The chief and police personnel are given power to act as granted by the state for noncharter, incorporated cities. (Ord. 862 § 1, 1986; Ord. 420 § 4, 1970)

2.64.050 Authorized personnel.

The police department shall consist of the police chief, and such other commissioned personnel and officers as are designated by the chief of police.

The department may be augmented by such clerical personnel as the city council shall, from time to time, provide. Clerical personnel shall not be authorized police personnel, unless the grade is made as part of the department. (Ord. 1293 § 1 (Exh. A), 1998; Ord. 1275 § 1 (Exh. A), 1997; Ord. 1163 § 1, 1995; Ord. 1007 § 1, 1990; Ord. 984, 1990; Ord. 862 § 2, 1986; Ord. 420 § 5, 1970)

2.64.060 Authorized personnel – Effective when.

The authorized personnel of the police department presently acting is authorized effective the

day their employment commenced. (Ord. 420 § 6, 1970)

2.64.070 Imprest petty cash fund – Established.

An imprest petty cash fund in the amount of \$500.00 is established for the purpose of purchasing and developing evidence which will be used by the police department in the prosecution of criminal activity. (Res. 374, 1988)

2.64.080 Imprest petty cash fund – State laws applicable.

The laws for the state of Washington which govern other police funds of this type will be observed and followed by the employees of the city in the expending of moneys from this fund. (Res. 374, 1988)

Chapter 2.66

RESERVE POLICE OFFICER REIMBURSEMENT

Sections:

- 2.66.010 System created.
- 2.66.020 Reimbursement determination.
- 2.66.030 System descriptions.
- 2.66.040 Removal of points for disciplinary action.
- 2.66.050 Recordkeeping.
- 2.66.060 Review and revision.

2.66.010 System created.

There is created a merit system for the purpose of reimbursing reserve police officers of the city for services hereinafter set forth from the moneys in the police reserve fund at the end of every year. (Ord. 1022 § 2, 1990)

2.66.020 Reimbursement determination.

The method of determining the reimbursement for reserve police for services referred to in WMC 2.66.030 shall be by computing the total points acquired by all eligible reserve police officers for the year commencing on December 1st and ending on the following November 30th, or any portion thereof, and dividing the total into the money of the police reserve fund. All police reserve officers in good standing as of November 30th and who have acquired points according to the schedule hereinafter set forth shall be paid an amount equal to the total value of their points accumulated during said year. Points awarded to said police reserve officers shall be of value only during the same year that they are earned. (Ord. 1022 § 3, 1990)

2.66.030 System descriptions.

Reserve police officers receive points for services rendered to the city as per their following rank:

Recruit	1/2 point per hour of service
Officer	1 point per hour of service
Patrolman	1 point per hour of service
Reserve sergeant	1-1/2 points per hour of service

Five bonus points will be added to the reimbursement of a reserve officer who contributes the highest service hours per month. Three bonus points will be added to the reimbursement of any

reserve officer who contributes 40 or more hours per month. Additional points may be added for other reasons with the approval of the chief of police.

Bonus points awarded to recruits shall be calculated as full points. (Ord. 1129 § 1, 1994; Ord. 1022 § 4, 1990)

2.66.040 Removal of points for disciplinary action.

Points may be removed from a reserve police officer as disciplinary action. Points will not be removed without the approval of the chief of police and without good cause. Cause may be violation of any department policy or for incompetence. (Ord. 1022 § 5, 1990)

2.66.050 Recordkeeping.

The chief of police or his designee shall be responsible for maintaining the required records as provided by this merit system. The chief of police or his designee shall approve requests for points submitted by the reserve police officers and keep accurate and complete records of all points so approved. The decision as to the acceptance or rejection of points will be placed with the chief of police, police sergeant and reserve commander of the department, and their decisions shall be final. (Ord. 1022 § 6, 1990)

2.66.060 Review and revision.

The system of reimbursement herewith established shall be reviewed by the city council public safety committee and the chief of police at the request of the reserve police officers' organization, but no more than once per year. (Ord. 1022 § 7, 1990)

Chapter 2.68

COURT COSTS

Sections:

2.68.010 Dismissal of complaint charges – Payment of court costs.

2.68.010 Dismissal of complaint charges – Payment of court costs.

In any case in which a citizen files a complaint in the city court causing a warrant to be issued against another person and, subsequent thereto, the complaining party requests the court to dismiss the charges, the court shall charge the individual sum of \$25.00 court costs upon dismissal of the complaint filed therein. (Ord. 441 § 1, 1971)

Chapter 2.72

DEPARTMENT OF PUBLIC WORKS

Sections:

- 2.72.010 Department created – Director’s appointment.
 2.72.020 Department subdivisions designated.
 2.72.030 Director’s duties designated.

2.72.010 Department created – Director’s appointment.

There is created and established within the city a department of public works. The head of the department of public works shall have the title of director of public works and shall be appointed by the mayor, subject to the confirmation by a majority vote of the city council according to the terms and provisions of RCW 35A.12.090, and the public works director, under the provisions of this section, shall serve for an indefinite term at the pleasure of the mayor. (Ord. 1487 § 1(3), 2004; Ord. 792 § 1, 1982; Ord. 492 § 1, 1973)

2.72.020 Department subdivisions designated.

The department of public works shall consist of the following departments:

- (1) Engineering department;
- (2) Water-sewer department, except the utilities billing and accounting functions which shall be under the city clerk;
- (3) Cemetery department;
- (4) Park department;
- (5) Street department;
- (6) Sanitary service department;
- (7) All shops and buildings. (Ord. 1308 § 1, 1998; Ord. 563 § 2, 1975; Ord. 492 § 1, 1973)

2.72.030 Director’s duties designated.

The director of public works, in addition to such duties as may be prescribed from time to time by the mayor or city council, shall supervise and assist in the engineering, surveying and drafting work involved in public works and improvements of the city, such as preparing estimates, plans, specifications, reports and recommendations on public improvements and sidewalks; supervise the keeping of maps, plans, plats, profiles, drawings, dedications, final estimates and specifications relating to city affairs; direct the city’s construction, repair, sweeping, cleaning and sprinkling of streets, curbs, gutters and alleys; direct the city’s construction, repair, cleaning and flushing of the sewers; direct

the maintenance and operation of the sewage treatment plant; direct the inspection of the street, sidewalk, water and sewer improvements; plan and recommend needed public construction and repair work; provide technical engineering assistance to other departments; direct the operation of the traffic painting shop; direct the maintenance of grounds and property in the city’s cemeteries and parks; direct the building inspection program; direct the construction, maintenance and operation of the water system; supervise the city’s activities in the formation of local improvement districts; direct the activities of the city garage; and prepare budgets and personnel recommendations relating to the department of public works. The director, with the endorsement of council, has the authority to adopt standards for engineering and construction for the department which he supervises. (Ord. 1193 § 1 (Exh. B), 1996; Ord. 1178 § 1, 1995; Ord. 492 § 1, 1973)

Chapter 2.74**DEPARTMENT OF COMMUNITY
DEVELOPMENT**

Sections:

- 2.74.010 Department created – Director’s appointment.
2.74.020 Department subdivisions designated.
2.74.030 Director’s duties designated.

2.74.010 Department created – Director’s appointment.

There is created and established within the city a community development department. The head of the department of community development shall have the title of community development director and shall be appointed by the mayor, subject to the confirmation by a majority vote of the city council according to the terms and provisions of RCW 35A.12.090. The community development director, under the provisions of this section, shall serve for an indefinite term at the pleasure of the mayor. (Ord. 1583 § 1 (Exh. A), 2007; Ord. 1487 § 1(4), 2004; Ord. 1193 § 1 (Exh. A), 1996)

2.74.020 Department subdivisions designated.

The department of community development shall consist of the following sections:

- (1) Planning;
- (2) Building;
- (3) Code enforcement;
- (4) Subdivision inspection;
- (5) Construction engineering;
- (6) All offices charged with the enforcement of codes and ordinances relating to the environment, subdivisions and short plats, and zoning. (Ord. 1605 § 1 (Exh. A), 2008; Ord. 1583 § 1 (Exh. A), 2007; Ord. 1193 § 1 (Exh. A), 1996)

2.74.030 Director’s duties designated.

The community development director, in addition to such duties as may be prescribed from time to time by the mayor or city council, shall manage and administer the city’s environmental regulations, including the shorelines, wetlands, floodplain, and other sensitive lands ordinances; shall be the city’s official shoreline administrator and SEPA official; administer the city’s subdivision and short plat rules and regulations; administer the city’s zoning ordinance, including such things as planned unit developments, preapplication reviews, site plan approvals, improvements and

enforcement; manage and maintain the city comprehensive plan in accordance with the goals and policies of the city and with the laws of the city and state of Washington; keep and maintain such maps as related to environmental, subdivision and zoning ordinances together with the comprehensive plan; provide technical planning and environmental assistance to other departments of the city; provide staff support to the planning commission and city council on matters related to the department of community development; supervise the activities of the building and code enforcement sections; and prepare budgets and personnel recommendations relating to the department of community development. (Ord. 1583 § 1 (Exh. A), 2007; Ord. 1193 § 1 (Exh. A), 1996)

Chapter 2.76**EMPLOYEE RECRUITMENT**

(Repealed by Ord. 1713)

Chapter 2.80**PERSONNEL INFORMATION
GUIDELINES**

(Repealed by Ord. 1713)

Chapter 2.88**COMMUNITY ROOM FACILITIES**

Sections:

- 2.88.010 Purpose.
- 2.88.020 Availability.
- 2.88.030 Reservations and cancellations.
- 2.88.040 Fees.
- 2.88.050 Hours of use.
- 2.88.060 Seating capacity.
- 2.88.080 Renter's responsibilities.
- 2.88.090 Responsibility of group representative.
- 2.88.100 Compliance with fire department requirements.
- 2.88.110 Liquor prohibited.
- 2.88.120 Supervision of children required.
- 2.88.130 Charging of admission.
- 2.88.140 Rummage sales.
- 2.88.150 Dances.
- 2.88.160 Authority of city officers and employees.
- 2.88.170 Violation – Penalty.

2.88.010 Purpose.

The community room and kitchen facilities are for the use of the public, community and nonprofit organizations of the city. To ensure maximum benefits for the community, the policies set forth in this chapter have been established. (Res. 373, 1988)

2.88.020 Availability.

The facilities are available at a small charge to responsible Washougal residents and community service groups. Facilities are available on a first-come, first-serve basis. (Ord. 1102 § 1, 1993; Res. 373, 1988)

2.88.030 Reservations and cancellations.

Reservations must be made in advance with name and phone number of the responsible person and group. Reservation fee and rental fee must be paid at the time the reservations are made. Cancellations must be made no later than seven days prior to event. Failure to do so will result in loss of rental fee.

Separate reservations must be made for each use, with the frequency of use limited by the city. (Ord. 1692 § 1 (Exh. A), 2011; Ord. 1102 § 1, 1993; Res. 373, 1988)

2.88.040 Fees.

A reservation fee and rental fee will be charged and payable at the time the community room is reserved and a cleaning deposit will be due and payable on or before keys are picked up for the reserved date in the following amounts:

(1) Category 1 – City sponsored events, school sponsored events, IRS recognized nonprofit community based groups.

(2) Category 2 – Groups or individuals renting on a short-term basis.

Reservation fee:

Category 1: \$20.00

Category 2: \$20.00

Rental fee meeting room:

Category 1: \$5.00

Category 2: \$20.00

Kitchen:

Category 1: \$30.00

Category 2: \$30.00

Cleaning deposit:

Category 1: \$125.00

Category 2: \$125.00

Nonresidents shall be charged an additional \$10.00 fee. (Ord. 1692 § 1 (Exh. A), 2011; Ord. 1686 § 1 (Exh. A), 2011; Ord. 1102 § 1, 1993; Res. 375 § 1, 1988; Res. 373, 1988)

2.88.050 Hours of use.

No evening activity will continue beyond 12:00 midnight during the week or 2:00 a.m. weekends (with exception of a public dance which must end by 12:00 a.m., or 1:00 a.m. on Sunday mornings if special permission is obtained from the city council). (Res. 373, 1988)

2.88.060 Seating capacity.

Seating capacity of the community room is:

(1) Banquet seating: 108.

(2) Auditorium style: 120.

In the interest of energy efficiency, the room will not be reserved for a group of less than 10 persons. (Res. 373, 1988)

2.88.080 Renter’s responsibilities.

(1) Each group shall be held responsible for leaving all areas and equipment clean and in good order, and for any damages to the rooms, equipment or facilities. If cost of cleaning or repair exceed the deposit, the renter will be responsible for the added expenses.

(2) Persons/organizations reserving the community room facility shall be responsible for all injuries/accidents/damage that may occur during usage and shall hold the city harmless.

(3) The kitchen is equipped with some utensils. All dishes, pans and other items must be cleaned and stored after use.

(4) The activity shall not unreasonably infringe on the peace and quiet or enjoyment of the neighbors. No noise level or loitering shall be allowed outside the facility which violates the intent of this rule. Conduct contrary shall subject the activity to immediate termination. (Res. 373, 1988)

2.88.090 Responsibility of group representative.

The use of the facilities will be granted through a representative of the group who shall be responsible for obtaining the key, condition of the facility, locking the inside and outside doors and returning the key to City Hall (business hours, 8:00 a.m. through 5:00 p.m., Monday through Friday). Facility must be left clean before vacating premises. (Res. 373, 1988)

2.88.100 Compliance with fire department requirements.

All decorations used in the community room shall comply with fire department requirements. (Res. 373, 1988)

2.88.110 Liquor prohibited.

No liquor shall be allowed on the premises as per law. The renter will be responsible to see that their guests do not bring liquor to their event. (Res. 373, 1988)

2.88.120 Supervision of children required.

Children are not permitted inside or outside the building without adequate supervision. (Res. 373, 1988)

2.88.130 Charging of admission.

No admission may be charged, except to benefit community service projects. (Res. 373, 1988)

2.88.140 Rummage sales.

Rummage sales will be permitted inside the community room for one day only, and then only on weekends. (Res. 373, 1988)

2.88.150 Dances.

For any dances to which admission is charged to benefit a community project, a dance permit will be required. This dance shall be subject to all regulations described in Chapter 5.24 WMC. (Ord. 1102 § 1, 1993; Res. 373, 1988)

2.88.160 Authority of city officers and employees.

The mayor and/or chief of police and any police officer shall have the authority and right to stop, or cause to be stopped, any activity at the community center and require all persons in the community center to leave at any time it is reasonably necessary for the protection of public safety. All police officers and authorized city firemen shall have free access to all activities for the purpose of making reasonable inspections of the premises. (Res. 373, 1988)

2.88.170 Violation – Penalty.

Violation of these policies governing the use of the community facility, creation of disturbance, or wilful damage may cause cancellation of the group's privilege for further use of the space, loss of deposit and could result in civil or criminal action. (Res. 373, 1988)

Chapter 2.98**TRAVEL EXPENDITURES**

(Repealed by Ord. 1713)

Chapter 2.100

**LINE OF SUCCESSION FOR
ADMINISTRATIVE DECISIONS**

Sections:

2.100.010 Established.

2.100.010 Established.

(1) The line of succession for administrative decision shall be as follows: In cases where both the mayor and mayor pro tem are not available, the chairman of the safety committee, who will be an elected council person, shall be next in line of authority.

(2) Further, the line of succession thereafter shall be as follows: Should the chairman of the safety committee likewise not be available, then the line of succession shall continue through the safety committee based on the members' respective seniority. (Ord. 990 §§ 1, 2, 1990)

Chapter 2.104

SALARIES

(Repealed by Ord. 1713)

Chapter 2.106

SHARED LEAVE POLICY

(Repealed by Ord. 1713)

Chapter 2.110

DRUG AND ALCOHOL TESTING POLICY

(Repealed by Ord. 1713)

Chapter 2.114

JOB SHARING

(Repealed by Ord. 1713)

Chapter 2.118

SALARY COMMISSION

Sections:

- 2.118.010 Membership, appointment, compensation, term.
- 2.118.020 Definitions.
- 2.118.030 Vacancies.
- 2.118.040 Removal.
- 2.118.050 Duties.
- 2.118.060 Meetings, operations and expenses.
- 2.118.070 Referendum.

2.118.010 Membership, appointment, compensation, term.

(1) There is created a salary commission for the city of Washougal. The commission shall consist of five members who are residents and registered voters of the city, to be appointed by the mayor with the approval of the city council.

(2) A member of the commission shall serve for a four-year term without compensation. The initial membership shall be appointed for staggered terms with one member serving a two-year term, two members serving three-year terms and two members serving four-year terms.

(3) No member of the commission shall be appointed for more than two terms.

(4) A member of the commission shall not be an officer, official, or employee of the city or an immediate family member of an officer, official, or employee of the city. For purposes of this section, "immediate family member" means the parents, spouse, siblings, children, or dependent relatives of an officer, official, or employee of the city, whether or not living in the household of the officer, official, or employee. (Ord. 1553 § 1, 2006)

2.118.020 Definitions.

(1) "Salary" or "salaries," as used in this chapter, means a total cost of compensation provided to any elected official, specifically including any fixed compensation paid periodically for work or services and the total cost of any medical or other benefits provided.

(2) This definition expressly excludes any expenses paid or reimbursed on behalf of any elected official in compliance with city council policy and procedure for travel and business expense reimbursements. (Ord. 1616 § 1, 2008; Ord. 1553 § 1, 2006)

2.118.030 Vacancies.

In the event of a vacancy in office of commissioner, the mayor shall appoint, subject to approval of the city council, a person to serve the unexpired portion of the term of the expired position. (Ord. 1553 § 1, 2006)

2.118.040 Removal.

Commission members may only be removed during their terms of office for cause of incapacity, incompetency, neglect of duty, malfeasance in office, or for a disqualifying change in residence or voter status. (Ord. 1553 § 1, 2006)

2.118.050 Duties.

(1) The commission shall have the duty to review the salaries paid by the city to each elected city official. If after such review the commission determines that the salary paid to any elected city official should be increased or decreased, the commission shall file a written salary schedule with the city clerk indicating the increase or decrease in salary.

(2) Any increase or decrease in salary established by the commission shall become effective and incorporated in the city budget without further action of the city council or the commission.

(3) A new schedule shall be timed to be effective simultaneously and equally to all city council members. The commission shall file its initial schedule for elected city officials no later than November 1, 2006. The commission shall file subsequent schedules on a yearly basis following the effective date of the ordinance codified in this subsection. Each schedule shall be prepared in a form approved by the city attorney. The signature of the commission chair shall be affixed to each schedule submitted to the city clerk. The commission chair shall certify in writing that the schedule has been adopted in compliance with: (a) the rules and procedures, if any, of the commission; (b) the provisions of this chapter; and (c) other applicable laws including the State Constitution.

(4) The decision to raise or lower salaries shall be by the decision of the majority of the commission.

(5) Salary increases established by the commission shall be effective as to all city-elected officials regardless of their terms of office and shall take effect January 1st of the following year.

(6) Salary decreases established by the commission shall become effective as to an incumbent city-elected official at the commencement of their

next subsequent term of office. (Ord. 1620 § 1, 2008; Ord. 1616 § 1, 2008; Ord. 1553 § 1, 2006)

2.118.060 Meetings, operations and expenses.

The meetings and operations of the commission shall be conducted as follows:

(1) All meetings, actions, hearings, and business of the salary commission shall be subject to the Open Public Meetings Act, Chapter 42.30 RCW, and the Public Records Act. Prior to filing of any salary schedule:

(a) The commission shall first develop a proposed schedule; then

(b) Publish notices in the same manner as the city council agendas; and

(c) Hold at least one public hearing and take testimony thereon, within one month immediately proceeding the filing of the salary schedule.

(2) Operations. Except as provided hereinafter, the salary commission shall be solely responsible for its own organization, operation and action, and shall receive the fullest cooperation of all elected and appointed city officials and employees, departments and agencies of the city of Washougal. Staff support shall be provided as determined in the city budget and by the mayor. The members of the commission shall select a chair from among their number. (Ord. 1553 § 1, 2006)

2.118.070 Referendum.

Any salary increase or decrease established by the commission pursuant to this chapter shall be subject to referendum petition by the voters of the city, in the same manner as a city ordinance, by filing of a referendum petition with the city clerk within 30 days after filing of a salary schedule by the commission. In the event of filing of a valid referendum petition, the salary increase or decrease shall not go into effect until approved by a vote of the people. Referendum measures under this section shall be submitted to the voters of the city at the next following general or municipal election occurring 30 days or more after a petition is filed, and shall otherwise be governed by the provision of the State Constitution and the laws generally applicable to referendum measures. (Ord. 1553 § 1, 2006)