BATTLE GROUND CITY COUNCIL AGENDA
MONDAY MAY 18, 2026

BATTLE GROUND CITY HALL COUNCIL CHAMBERS
109 SW 1ST ST., SECOND FLOOR
BATTLE GROUND, WA 98604

MEETING PROCEDURES: The meeting will be conducted in person and via Zoom, allowing council members, staff, and members of the public to hear all individuals participating in the meeting. Members of the public may attend in person or watch the meeting live via the link below.

WATCH LIVE: Members of the public may watch the meeting live on YouTube at Battle Ground City Council - YouTube.

TO PARTICIPATE: Members of the public wishing to comment or provide testimony during the meeting may appear in person to speak during Citizen's Communications and Public Hearings. Comments are limited to three (3) minutes. Please submit written comments to the City Clerk's Office at least six (6) hours prior to the meeting with the heading "Public Comment for disbursement to the City Council."

ACCESSIBILITY: The City Hall is accessible to individuals with disabilities. As per RCW 42.30.240(2), if you face difficulty attending an in-person meeting to provide oral comment, you can do so remotely, provided that oral public comments are accepted at the meeting. If you require special accommodation to attend the meeting or to provide public comment remotely, please contact the City Clerk's Office at (360) 342-5008 or cityclerk.info@cityofbg.org at least forty-eight (48) hours in advance.

Study Session

STUDY SESSION – 6:00 P.M.
Topic: Ordinance 2026-04 Storage of Trailers and Recreational Vehicles in Residential Areas
Presented By: *Deputy City Manager Robert Ferrier.*
Summary: *The Council will receive a presentation and discuss fire safety concerns and setback requirements associated with Ordinance 2026-04 Storage of Trailers and Recreational Vehicles in Residential Districts which was adopted on April 20, 2026. Fire District #3 Fire Marshal Chris Drone will attend the meeting to address Council questions.*

City Council Meeting Agenda

CALL TO ORDER – 7:00 P.M.

PLEDGE OF ALLEGIANCE

ROLL CALL

MOTION TO APPROVE AGENDA

SUMMARY REPORTS AND PRESENTATIONS
Councilmember Reports
Mayor's Report
- Proclamation: National Therapeutic Court Month, May 2026

Presentations

CITIZEN'S COMMUNICATIONS

CONSENT AGENDA
All items listed below are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember requests a specific item(s) be removed from the Consent Agenda for discussion prior to the time Council votes on the motion to adopt the Consent Agenda.

A. City Council Regular Meeting Minutes of May 4, 2026
B. Claim Vouchers dated 05/11/2026 #99943-#100070 and Bank Drafts, in the amount of $1,332,342.14

- **C.** Payroll dated 05/08/2026, vouchers #29312-#29315 in the amount of $1,850.91 and direct deposits of $306,227.41 for a total payroll of $308,078.32
- **D.** Clark County Emergency Medical Service District #2 (EMSD2) Interlocal Cooperation Agreement Amendment #1
- **E.** NE 1st Street Sidewalk Improvements Phase 2 – Bid Award
- **F.** West 15th Avenue/West Main Street – Right of Way (ROW) Purchase Approval - Greenbridge

PUBLIC HEARING

Spring Battle Ground Municipal Code Amendments: Public Hearing/Motion

- **Ordinance No. 2026-05:** Amending Battle Ground Municipal Code Title 2 Administration and Personnel; Section 2.28.010 Planning Commission Terms; Section 2.60.010 PACE Board Youth Member Criteria; Section 2.8.050 LEOFF Officers
- **Ordinance No. 2026-06:** Adding Battle Ground Municipal Code Title 6 Animals; Section 6.10.400 Rabbits; 6.20 Feral Cats
- **Ordinance No. 2026-07:** Amending Battle Ground Municipal Code Title 8 Health & Safety; Section 8.32 Regulatory Standards for Emergency Services; Section 8.36 Special Event Permits.
- **Ordinance No. 2026-08:** Amending Battle Ground Municipal Code Title 12 Streets and Sidewalks; Chapter 12.108 Maintenance of Sidewalks; Chapter 12.116 Transportation Standards; Chapter 12.118 Construction in Public Right-Of-Way; Chapter 12.122 Street Use and Encroachment.
- **Ordinance No. 2026-09:** Amending Battle Ground Municipal Code Title 13 Water and Sewers; Chapter 13.120 Sewer System – Connection; Chapter 13.126 Storm Drainage System; and Adding Chapter 13.130 Vacation of Utility Easements.
- **Ordinance No. 2026-10:** Amending Battle Ground Municipal Code Title 15 Buildings and Construction; Chapter 15.104 Building Code; Chapter 15.136 Public Works Construction Specifications.
- **Ordinance No. 2026-11:** Amending Battle Ground Municipal Code Title 17 Zoning; Chapter 17.118 Commercial Districts; Chapter 17.120 Light Industrial, Employment Campus, and Westside Employment Districts; Chapter 17.122 Mixed Use Districts.
- **Ordinance No. 2026-12:** Amending Battle Ground Municipal Code Title 18 Environmental Protection; Chapter 18.250 Stormwater Control and Drainage; Chapter 18.257 Clearing and Grading; Chapter 18.280 Fish and Wildlife Habitat Conservation Areas.

Presented By: *Deputy City Manager Robert Ferrier, Community Development Director Kristin Lehto, and Public Works Director Mark Herceg*
Summary: *The City Council will hear public testimony and consider the adoption of proposed revisions to the Battle Ground Municipal Code as defined in Ordinance No. 2026-05, Ordinance No. 2026-06, Ordinance No. 2026-07, Ordinance No. 2026-08, Ordinance No. 2026-09, Ordinance No. 2026-10, Ordinance No. 2026-11, and Ordinance No. 2026-12.*

BUSINESS

Battle Ground Police Department (BGPD) Annual Report: Presentation
Presented By*: Police Chief Dennis Flynn*
Summary: *The council will be presented with an annual report for the city's Police Department.*

2027-2032 Six-Year Transportation Improvement Program (TIP) Presentation/Set Public Hearing
Presented By*: Public Works Director Mark Herceg*
Summary: *The council will receive a presentation and consider setting a public hearing for the June 16, 2025, Regular City Council Meeting to hear public testimony regarding the Six-Year Transportation Improvement Program (TIP) for the years 2027-2032.*

2026 Street Preservation Program Bid Award: Presentation/Motion
Presented By*: Public Works Director Mark Herceg*
Summary: *The council will receive a presentation and consider awarding contracts related to the 2026 Street Preservation Program project.*

ADMINISTRATIVE REPORTS

COUNCIL COMMUNICATIONS

ADJOURNMENT

NEXT MEETING DATE: Monday, June 1, 2026 – Study Session at 6:00 p.m. – Regular Meeting at 7:00 p.m.

Public Notices:

- Persons requiring special arrangements in order to participate in meetings should call the City Clerk's office at (360) 342 – 5008 at least two (2) business days prior to the scheduled meeting.
- The public is invited to view the full City Council packet on our website at www.cityofbg.org.
- This institution is an equal opportunity provider and employer.
- Any subject placed on the agenda, regardless of how the matter is stated on the agenda, may be acted on by the council.
- Información será traducida al español a petición de cityclerk.info@cityofbg.org.
- Информация имеется на русском языке по запросу на cityclerk.info@cityofbg.org.
- 如需相关信息的中文版本，请来函索取：cityclerk.info@cityofbg.org
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CITY OF BATTLE GROUND
STAFF REPORT

To:	City Council
From:	Kris Swanson, City Manager
Date:	May 18, 2026
Proceeding Type:	Study Session
Subject:	Ordinance No. 2026-04 – Storage of Trailers and Recreational Vehicles in Residential Areas

Legislative History:	
• City Council First Presentation	February 2, 2026
• City Council Second Presentation	March 2, 2026
• Public Hearing/Adoption	April 6, 2026
• Council Communications	May 4, 2026

Staff Report Summary

Staff recommend the City Council discuss the matter and provide policy direction.

Background

On April 6, 2026, the City Council adopted Ordinance No. 2026-04, amending Chapter 17.135.150 of the Battle Ground Municipal Code relating to the storage of trailers and recreational vehicles in residential areas (Attachment A). Ordinance No. 2026-04 was adopted by the City Council after public hearing and went into effect May 6, 2006.

During the "Council Communications" portion of the May 4, 2026, City Council meeting, the City Council asked that the matter be placed on the agenda for a future study session for additional review and discussion based on new data and information provided by the Fire District 3 Fire Marshal after adoption of the ordinance (Attachment B – Fire District 3 letter). Both the Fire Marshal and City of Battle Ground Building Official will attend the study session.

Fiscal and Policy Implications

If the City Council wishes to reconsider policy for the storage of trailers and recreational vehicles in residential areas that was implemented through Ordinance No. 2026-04, the matter would be subject to the same consideration and approval process as when it was adopted earlier this year (i.e. the public hearing process). Absent that, no further action by the City Council is required and the matter will be enforced pursuant to Ordinance No. 2026-04.

Goals and Objectives Relevance
N/A

Options

Option	*Results*
• *Consider the matter and provide policy direction to staff.*	Staff will implement policy direction from the City Council.

Staff Recommendation

Staff recommend that the City Council discuss the matter and provide policy direction.

Attachments

Attachment A – Ordinance No. 2026-04
Attachment B – Fire District 3 Letter

Legal Review

The matter has been reviewed by the City Attorney's Office.

ORDINANCE NO. 2026-04

AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 17 ZONING; CHAPTER 17.135 SUPPLEMENTARY REGULATIONS FOR SPECIFIC USES; SECTION 17.135.150 TRAILER AND BOAT STORAGE IN RESIDENTIAL DISTRICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CORRECTIONS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Battle Ground Municipal Code is a document containing 20 Titles and multiple Chapters and is codified by the adoption of ordinances and published in a code book by Book Publishing Company; and

WHEREAS, periodically the City of Battle Ground Municipal Code needs to be updated or improved for presentation to the City Council; and

WHEREAS, the City Council of the City of Battle Ground held a public hearing on April 6, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the City Council of City of Battle Ground has reviewed the proposed changes; and

NOW THEREFORE BE IT ordained by the City Council of the City of Battle Ground, Washington as follows:

SECTION 1. TITLE 17 ZONING; CHAPTER 17.135 SUPPLEMENTARY REGULATIONS FOR SPECIFIC USES; SECTION 17.135.150 TRAILER AND BOAT STORAGE IN RESIDENTIAL DISTRICTS IS HEREBY AMENDED AS FOLLOWS:

~~17.135.150 Trailer and boat storage in residential districts.~~
~~Storage of house trailers, horse trailers and other recreational vehicles and trailers in residential districts outside of an enclosed structure shall be kept behind the front building line of the principal dwelling unit and shall observe the other setback requirements that apply to accessory buildings and structures.~~

17.135.150 Storage of recreational vehicles and trailers in residential districts.
Recreational vehicles and trailers are defined as travel trailers, folding tent trailers, motor homes, truck campers removed from a truck or pickup, horse trailers, boat trailers with or without boats, other recreation trailers and utility trailers, and boats.

Off-street parking of any recreational vehicle or trailer is allowed in residential districts, provided the following conditions are met:

a. Recreational vehicles and trailers shall not be parked in the front yard. However, any recreational vehicle(s) or trailer(s) is allowed to be parked on a legally established driveway. A legally established driveway must meet all other city codes related to driveways to be considered "legally established". The driveway shall be improved with a permanent surface per BGMC 17.133.030.
b. Recreational vehicles or trailers shall not extend into the public right-of-way or obstruct sight visibility.

(Ord. 18-10 § 4 (part), 2018: Ord. 17-06 § 7 (part), 2017: Ord. 04-042 § 42, 2004: Ord. 95-769 § 5 (part), 1995)

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

SECTION 3. REGULATORY CONFLICTS. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of the inconsistency or conflict.

SECTION 4. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

SECTION 5. EFFECTIVE DATE. This ordinance shall be published in summary form and be in full force and effective thirty (30) days from the final passage date in accordance with law.

ADOPTED IN OPEN MEETING OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON THIS 6th DAY OF APRIL 2026.

Eric Overholser (Apr 21, 2026 13:13:02 PDT)

Eric Overholser, Mayor

Attested to by:

Elizabeth Halili

Elizabeth Halili, City Clerk

Approved as to form:

Kirk Ehlis

Kirk Ehlis (Apr 21, 2026 13:21:26 PDT)

Kirk Ehlis, Contract City Attorney

Ordinance No 2026-04 BGMC 17.135.150 Trailer & Boat Storage in Residential Districts AMENDED eh

Final Audit Report 2026-04-21

Created:	2026-04-21
By:	Elizabeth Halili (elizabeth.halili@cityofbg.org)
Status:	Signed
Transaction ID:	CBJCHBCAABAAnParCrq1J96Z81aGUYOMSFqwxm0a2WsN

"Ordinance No 2026-04 BGMC 17.135.150 Trailer & Boat Storage in Residential Districts AMENDED eh" History

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Document e-signed by Elizabeth Halili (elizabeth.halili@cityofbg.org)
Signature Date: 2026-04-21 - 9:15:22 PM GMT - Time Source: server

Agreement completed.
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(360) 892-2331 • Fax: (360) 892-7603
www.fire3.org

Fire District 3
CLARK COUNTY WASHINGTON

17718 NE 159th Street
Brush Prairie, Washington 98606

May 20, 2026

Re: Storage of recreational vehicles and trailers in residential districts

Dear City Council,

Fire District 3 recognizes the City's recent code amendment expanding flexibility for RV and travel trailer placement on residential properties. We understand the community interest in increased property use options and respect the policy direction established by the City Council.

Under the previous code, RVs and trailers were required to follow setback requirements similar to accessory structures. In the fire protection context, setbacks function as fire separation distance: the space between structures that helps reduce the likelihood of fire spreading from one object to another.

From a fire and life safety perspective, the removal of minimum separation distances introduces conditions that can increase the potential for fire spread. RVs and travel trailers are often constructed with lightweight, combustible materials and commonly include propane systems, fuel sources, and electrical components, which can contribute to rapid fire growth when units are placed in close proximity.

Separation distance remains one of the most effective tools for reducing fire exposure between structures. The Washington State Residential Code Section R302.1 establishes fire separation principles for residential buildings, including additional limitations when exterior walls are located less than 5 feet from a property line. While these provisions do not apply to RVs or travel trailers, they reflect a long-standing code principle: as spacing decreases, fire exposure risk increases, particularly given that these units are generally less fire-resistant than permanent residential structures.

Placement of RVs and travel trailers directly adjacent to property lines may increase exposure risk to neighboring properties, where a fire involving a single unit has a greater potential to extend beyond the property of origin and impact adjacent homes or combustible materials. Closely spaced units may also limit firefighter access, complicate hose deployment, and affect normal egress pathways for occupants.

The Fire Marshal's Office remains committed to supporting the City and community and is available to assist with public education or guidance that helps maintain reasonable fire and life safety protections while preserving the intended flexibility of this code change.

Sincerely,

Chris Drone

Chris Drone
Fire Marshal – Fire District 3

~PROCLAMATION~

WHEREAS, Whereas, the lives of participants are strengthened and supported through the Battle Ground Community Court, which provides structure, accountability, and guidance; and

WHEREAS, this program helps individuals and families strengthen their relationships as participants make meaningful personal changes to improve their lives; and it supports individuals in moving forward with greater stability and confidence; and

WHEREAS, Community Court enhances both public health and public safety by using evidence-based practices to support individuals and families affected by substance use disorder and other behavioral health conditions, helping them make long-term changes that contribute to safer, healthier communities for all; and

WHEREAS, Community Court participants create a positive ripple effect in their communities, inspiring hope and giving back as productive employees, present parents, good neighbors, dedicated mentors, and effective role models for others in recovery; and

WHEREAS, Community Court has an upstream impact, interrupting generational cycles of substance use disorder and legal involvement, and helping to prevent adverse childhood experiences associated with parental substance use disorder, incarceration, and foster care; and

WHEREAS, Community Court provides an alternative path forward by encouraging participants to invest in themselves through compliance with treatment, peer support, case management, and accountability measures that address the root causes of criminal behavior, child abuse, and neglect, and support long-term recovery; and

WHEREAS, Community Court improves treatment outcomes, reduces addictions related to crime, and supports mental health recovery, through treatment compliance, being housed, and help with finding employment; and

NOW, THEREFORE, I, Eric Overholser, Mayor of the City of Battle Ground, by virtue of the authority vested in me, do hereby Proclaim May 2026 as:

~NATIONAL THERAPEUTIC COURT MONTH~

In the City of Battle Ground, Washington, and encourage all residents to join me in recognizing the vital role our Community Court plays in addressing substance use, mental health needs and family stability, while reducing crime, recidivism, and costs to the Judicial System.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the City of Battle Ground to be affixed this 18th day of May 2026.

Mayor Eric Overholser

Battle Ground City Council Meeting Minutes
Monday, May 4, 2026

The regular meeting of the Battle Ground City Council was called to order in the Battle Ground Council Chambers at 7:00 p.m. by Mayor Eric Overholser. The meeting was recorded via Zoom and live-streamed on YouTube.

The Pledge of Allegiance was recited.

City Clerk Elizabeth Halili called the roll. The following were present:

COUNCIL:	Mayor Eric Overholser, Deputy Mayor Aimee Vaile, and Councilmembers Shane Bowman (arrived at 7:52 p.m.), Victoria Ferrer, Jeanie Kuypers, and Brian Munson
ABSENT:	Councilmember Bowman (arrived at 7:52 p.m.) and Councilmember McCoy.
STAFF:	City Manager Kristina Swanson, Deputy City Manager Robert Ferrier, Finance and Information Services Director Meagan Lowery, Public Works Director Mark Herceg, Community Development Director Kristin Lehto, Police Chief Dennis Flynn, Communications Manager/PIO Alisha Smith, Acting City Attorney Seann Mumford (via Zoom), Acting City Attorney Kelsey Papst, and City Clerk Elizabeth Halili.

MOTION TO EXCUSE **7:01 p.m.**
MOTION: Deputy Mayor Vaile moved to excuse Councilmembers McCoy and Bowman from the meeting.
SECOND: Councilmember Ferrer
VOTE: Motion carried 5-0
ABSENT: Councilmember McCoy, Councilmember Bowman

MOTION TO APPROVE AGENDA **7:02 p.m.**
MOTION: Councilmember Munson moved to approve the agenda.
SECOND: Councilmember Kuypers
VOTE: Motion carried 5-0
ABSENT: Councilmember McCoy, Councilmember Bowman

SUMMARY REPORTS AND PRESENTATIONS **7:03 p.m.**
Councilmember Reports:

- *Councilmember Kuypers: Provided a report on the recent Regional Parks Task Force Board meeting*

Mayor's Report:

- **Salary Commission Position No. 3 Appointment: Carlie Myers; unexpired term ending December 31, 2027**

MOTION: Councilmember Munson moved to approve the appointment of Carlie Myers to the unexpired term of Salary Commission Position No. 3, ending December 31, 2027.
SECOND: Councilmember Kuypers
VOTE: Motion carried 5-0
ABSENT: Councilmember McCoy, Councilmember Bowman

- **Proclamation: National Police Week, May 11-17, 2026**
  Mayor Eric Overholser proclaimed the week of May 11-17, 2026, as National Police Week and read the proclamation aloud.
  Battle Ground Police Chief Dennis Flynn accepted the proclamation and provided a brief statement.

- **Proclamation: Building Safety Month; May 2026**
  Mayor Eric Overholser proclaimed May 2026 as Building Safety Month and read the proclamation aloud.
  Battle Ground Building Official Josh Weeks accepted the proclamation and provided a brief statement.

- **Proclamation: National Day of Prayer; May 7, 2026**
  Mayor Eric Overholser proclaimed May 7, 2026, as National Day of Prayer and read the proclamation aloud.
  Deacon Becky Manning of Northwest Gospel Church accepted the proclamation and provided a brief statement.

Presentations:
- *None.*

CITIZEN'S COMMUNICATIONS **7:20 p.m.**
- *Jessica Cole provided public comment*
- *Missy Fant provided public comment*
- *Fia Maria provided public comment*
- *Simon provided public comment*

CONSENT AGENDA **7:34 p.m.**
- **A.** City Council Study Session Meeting Minutes of April 20, 2026
- **B.** City Council Regular Meeting Minutes of April 20, 2026
- **C.** Claim Vouchers dated 04/16/2026 #99794-#99825 and Bank Drafts, in the amount of $548,066.35
- **D.** Claim Vouchers dated 04/24/2026 #99826-#99902 and Bank Drafts, in the amount of $1,528,290.46
- **E.** Claim Vouchers dated 04/29/2026 #99903-#99942 and Bank Drafts, in the amount of $382,646.49
- **F.** Payroll dated 04/24/2026, vouchers #29306-#29311 in the amount of $1,851.37 and direct deposits of $326,144.87 for a total payroll of $327,996.24
- **G.** Washington State Administrative Office of the Courts (AOC) 3030 Interagency Agreement
- **H.** Spring Battle Ground Municipal Code Updates: Set a Public Hearing for May 18, 2026, for the following:
  - Ordinance No. 2026-05: Title 2 – Administration and Personnel
  - Ordinance No. 2026-06: Title 6 – Animals
  - Ordinance No. 2026-07: Title 8 – Health and Safety

- Ordinance No. 2026-08: Title 12 – Streets and Sidewalks
- Ordinance No. 2026-09: Title 13 – Water and Sewers
- Ordinance No. 2026-10: Title 15 – Buildings and Construction
- Ordinance No. 2026-11: Title 17 – Zoning
- Ordinance No. 2026-12: Title 18 – Environmental Protection

I. Growth Management Act (GMA) Required Battle Ground Municipal Code Updates: Set a Public Hearing for June 1, 2026, for the following:
- Ordinance No. 2026-13: Title 17 – Zoning

City Clerk Elizabeth Halili read the Ordinance Titles aloud (First Reading).

MOTION: Deputy Mayor Vaile moved to approve the Consent Agenda in its entirety as presented.
SECOND: Councilmember Kuypers
VOTE: Motion carried 5-0
ABSENT: Councilmember McCoy, Councilmember Bowman

BUSINESS **7:40 p.m.**

Remy Park Improvements – Project Update: Presentation
Presented By: *Public Works Director Mark Herceg*
Summary: *The City Council received a presentation from Public Works Director Mark Herceg on the current status of the Remy Park Improvements project.*

Director Herceg provided a presentation.

Councilmember Bowman entered the Chambers and joined the meeting at 7:52 p.m.

The Council discussed the presentation
Director Herceg responded to questions from the Council.

ADMINISTRATIVE REPORTS **7:58 p.m.**

- *Deputy City Manager Robert Ferrier announced the opening of the application period for Battle Ground University (BGU), noting the registration period as May 4 through August 14, 2026. The class size is limited to twenty-five (25) participants, and classes will begin September 1, 2026*

COUNCIL COMMUNICATIONS **8:00 p.m.**

- *Councilmember Kuypers:*
    - *Noted that Ordinance 2026-04 Storage of Trailers and Recreations Vehicles in Residential Districts was adopted on April 20, 2026, and will be effective on Wednesday, May 6, 2026. Councilmember Kuyper sought the interest of Council regarding revisiting this Ordinance at an upcoming meeting regarding new information/data that has come to light from the Fire Marshall.*
      The Council discussed the request.
      City Manager Swanson responded to questions from the Council.
      City Clerk Halili responded to questions from the Council

CONSENSUS was reached by the Council to place Ordinance 2026-04, relating to the storage of trailers and

recreational vehicles in residential areas, on the agenda for a future Study Session for additional review and discussion based on new data and information provided by the Fire Marshal and the City's Building Official. The Council further requested that the Fire District #3 Fire Marshal and the City Building Official attend the Study Session to respond to Council questions.
ABSENT: Councilmember McCoy

- *Councilmember Ferrer:*
    - *Requested that an item be placed on a future Council Meeting Agenda to allow for a discussion on invocations. She also asked staff to research how other cities handle invocations.*
      The Council discussed the request
      Acting City Attorney Mumford responded to questions from the Council.
      City Manager Swanson responded to questions from the Council.

CONSENSUS was reached by the Council to bring a discussion regarding Invocations to a future Council Meeting (in the next few meetings).
DISSENT FROM CONSENSUS: Councilmember Bowman
ABSENT: Councilmember McCoy

- *Mayor Overholser*
    - *Provided a brief update on the productivity of the Spring Legislative Trip to Washington, D.C., particularly regarding federal appropriations for the City of Battle Ground. The Mayor expressed appreciation to Representative Marie Gluesenkamp Perez and Senator Maria Cantwell for their advocacy and support on behalf of the City.*
    - *Mayor Overholser noted that the Council had received communications from the Battle Ground Art Alliance and acknowledged the significant role art plays in the community. He stated that he is interested in identifying ways for the City to celebrate and support local artists through the display of public art.*

EXECUTIVE SESSION **8:34 p.m.**
Mayor Overholser announced that pursuant to RCW 42.30.110(1)(b), the City Council will enter an Executive Session to consider the selection of a site or the acquisition of real estate by lease or purchase when public knowledge regarding such consideration would cause a likelihood of increased price.
Mayor Overholser stated the Executive Session would last ten (10) minutes, commencing at 8:40 p.m. and ending at 8:50 p.m., with no action to follow.

Mayor Overholser recessed the Regular meeting at 8:34 p.m.
The Council entered the Executive Session at 8:40 p.m.
The Council re-entered the Chambers at 8:50 p.m.
Mayor Overholser resumed the Regular Meeting at 8:50 p.m.

EXECUTIVE SESSION **8:50 p.m.**
Mayor Overholser announced that pursuant to RCW 42.30.110(1)(i), the City Council will enter an Executive Session to discuss with legal counsel representing the agency matters relating to agency enforcement actions, or to discuss with legal counsel representing the agency litigation or potential litigation to which the agency, the governing body, or a member acting in an official capacity is, or is likely to become, a party, when public knowledge regarding the discussion is likely to result in an adverse legal or financial consequence to the agency.
Mayor Overholser stated the Executive Session would last twenty (20) minutes, commencing at 8:55 p.m. and ending at 9:15 p.m., with possible action to follow.

Mayor Overholser recessed the Regular meeting at 8:51 p.m.
The Council entered the Executive Session at 8:55 p.m.

At 9:14 p.m., Mayor Overholser re-entered the Chambers and announced the Executive Session would be extended for an additional twenty (20) minutes ending at 9:35 p.m.
Mayor Overholser rejoined the Executive Session at 9:14 p.m.

At 9:34 p.m., Mayor Overholser re-entered the Chambers and announced the Executive Session would be extended for an additional ten (10) minutes ending at 9:45 p.m.
Mayor Overholser rejoined the Executive Session at 9:35 p.m.

The Council re-entered the Chambers at 9:45 p.m.
Mayor Overholser resumed the Regular Meeting at 9:45 p.m.

Mayor Overholser announced that no action would be taken.

ADJOURNMENT
The regular meeting was adjourned at 9:45 p.m.

Next Meeting Date: Monday, May 18, 2026 – No Study Session - Regular meeting at 7:00 p.m.

Eric Overholser	Elizabeth Halili
Mayor	City Clerk

Date of approval by the City Council: May 18, 2026

Regular Council meetings of the Battle Ground City Council are recorded digitally. These recordings are kept on file in the office of the City Clerk for a period of six (6) years.

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CITY OF BATTLE GROUND
CLAIMS VOUCHER APPROVAL

I, THE UNDERSIGNED, DO HEREBY CERTIFY UNDER PENALITY OF PERJURY THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED OR THE LABOR PERFORMED AS DESCRIBED, OR THAT ANY ADVANCE PAYMENT IS DUE AND PAYABLE PURSUANT TO A CONTRACT OR IS AVAILABLE AS AN OPTION FOR FULL OR PARTIAL FULFILLMENT OF A CONTRACTUAL OBLIGATION, AND THAT THE CLAIM IS JUST, DUE AND UNPAID OBLIGATION AGAINST THE CITY OF BATTLE GROUND, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND CERTIFY TO SAID CLAIM.

FINANCE DIRECTOR

ACCOUNTS PAYABLE

THE FINANCE DIRECTOR OF THE CITY OF BATTLE GROUND, WASHINGTON, HEREBY SUBMITS TO CITY COUNCIL THE CHECKS AND BANK DRAFTS BELOW, PREPARED FOR PAYMENT IN THE AMOUNT OF $1,332,342.14 ON THIS, THE 11TH DAY OF MAY, 2026.

ACCTG DATE		AMOUNT	
99943-99980	05/04/2026	$ 369,146.02	REGULAR AP
BANK DRAFT	05/05/2026	$ 16,915.71	FUEL AP
99981-99985	05/08/2026	$ 18,944.17	PAYROLL AP
BANK DRAFT	05/08/2026	$ 369,131.94	PAYROLL AP
99986-100010	05/08/2026	$ 1,872.53	UTILITY AP
100011-100070	05/11/2026	$ 556,331.77	REGULAR AP
		$1,332,342.14	



Battle Ground, WA

Check Register

Packet: APPKT05122 - R AP 05/04/2026

By Check Number

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: POOLED CASH-POOLED CASH						
00051	ADP SCREENING & SELECTION SERVI	05/04/2026	Regular	0.00	482.97	99943
04290	AFNW - AIR FILTERS NORTHWEST LL	05/04/2026	Regular	0.00	1,814.90	99944
00075	AKS ENGINEERING & FORESTRY	05/04/2026	Regular	0.00	2,500.00	99945
00147	ANDREW W. WHEELER	05/04/2026	Regular	0.00	6,000.00	99946
00344	BSK ASSOCIATES	05/04/2026	Regular	0.00	5,265.55	99947
04372	BUD CLARY CHEVROLET, INC	05/04/2026	Regular	0.00	508.97	99948
00346	BUD CLARY FORD HYUNDAI	05/04/2026	Regular	0.00	161,992.12	99949
00868	CLARK COUNTY FIRE DISTRICT 3	05/04/2026	Regular	0.00	5,719.49	99950
00869	CLARK COUNTY FIRE DISTRICT 5	05/04/2026	Regular	0.00	135.37	99951
00512	CLARK COUNTY TREASURER	05/04/2026	Regular	0.00	7,437.28	99952
00515	CLARK PUBLIC UTILITIES	05/04/2026	Regular	0.00	48,931.92	99953
01497	CONSOR NORTH AMERICA INC	05/04/2026	Regular	0.00	1,763.10	99954
02557	CORE & MAIN LP	05/04/2026	Regular	0.00	120.50	99955
00646	DATABAR	05/04/2026	Regular	0.00	1,104.97	99956
04159	ECHO ELECTRIC, LLC	05/04/2026	Regular	0.00	11,633.00	99957
00908	FURROW PUMP	05/04/2026	Regular	0.00	836.00	99958
03711	GANOE, COLBY	05/04/2026	Regular	0.00	276.00	99959
00963	GOODYEAR TIRE SYSTEMS	05/04/2026	Regular	0.00	196.66	99960
00969	GRAVES, JOHN	05/04/2026	Regular	0.00	130.45	99961
01003	HALME EXCAVATING	05/04/2026	Regular	0.00	5,378.68	99962
01007	HAMER ELECTRIC INC	05/04/2026	Regular	0.00	4,025.51	99963
01036	HELENA GREEN	05/04/2026	Regular	0.00	150.00	99964
01166	INTERSTATE PEST MANAGEMENT, IN	05/04/2026	Regular	0.00	157.47	99965
01179	IRON MOUNTAIN	05/04/2026	Regular	0.00	1,506.38	99966
04276	MADDEN FABRICATION, INC	05/04/2026	Regular	0.00	344.65	99967
01447	METROWATCH	05/04/2026	Regular	0.00	799.96	99968
01480	MOLECULAR, INC	05/04/2026	Regular	0.00	7,640.03	99969
02855	NORTH FORK LANDSCAPE - NW BARI	05/04/2026	Regular	0.00	45,341.44	99970
01728	PBS ENGINEERING & ENVIRONMENT	05/04/2026	Regular	0.00	31,471.75	99971
04140	RITZ SAFETY	05/04/2026	Regular	0.00	435.60	99972
04422	ROBERTSON FICK ENGINEERING, PC	05/04/2026	Regular	0.00	800.00	99973
04459	SABRE, ASMAA ZAKARIA	05/04/2026	Regular	0.00	300.00	99974
02585	TAPANI INC	05/04/2026	Regular	0.00	75.00	99975
02585	TAPANI INC	05/04/2026	Regular	0.00	75.00	99976
02179	TECHNOLOGY INTEGRATION GROUP	05/04/2026	Regular	0.00	3,850.70	99977
04210	TOTAL MECHANICAL INC	05/04/2026	Regular	0.00	9,555.90	99978
02397	WALTER E. NELSON COMPANY	05/04/2026	Regular	0.00	86.55	99979
03943	WEEKS, JOSH	05/04/2026	Regular	0.00	65.00	99980
04226	DELTA DENTAL OF WASHINGTON	05/05/2026	Bank Draft	0.00	237.15	DFT0003008

Bank Code POOLED CASH Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	56	38	0.00	368,908.87
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	1	1	0.00	237.15
EFT's	0	0	0.00	0.00
	57	**39**	**0.00**	**369,146.02**

Fund Summary

Fund	Name	Period	Amount
999	POOLED CASH	5/2026	369,146.02
			369,146.02

Battle Ground, WA

Check Register

Packet: APPKT05124 - 04/2026 FLEET FUEL

By Check Number

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: POOLED CASH-POOLED CASH						
03043	US BANK VOYAGER FLEET SYSTEM	05/05/2026	Bank Draft	0.00	16,915.71	DFT0003009

Bank Code POOLED CASH Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	0	0	0.00	0.00
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	1	1	0.00	16,915.71
EFT's	0	0	0.00	0.00
	1	**1**	**0.00**	**16,915.71**

Fund Summary

Fund	Name	Period	Amount
999	POOLED CASH	5/2026	16,915.71
			16,915.71

Fund Summary

Fund	Name	Period	Amount
999	POOLED CASH	5/2026	388,076.11
			388,076.11



Battle Ground, WA

Refund Check Register

Refund Check Detail

UBPKT10730 - Refunds 01 UBPKT10727 Regular

Account	Name	Date	Check #	Amount	Code	Receipt	Amount	Type
31-036080-004	Mulkey, Lewis	5/8/2026	99986	121.80			121.80	Generated From Billing
33-089720-001	Drew James Corporation	5/8/2026	99987	17.75			17.75	Generated From Billing
33-089730-005	Drew James Corporation	5/8/2026	99988	15.05			15.05	Generated From Billing
33-150930-001	Foster, Kerrie	5/8/2026	99989	134.66			134.66	Generated From Billing
36-047540-001	Bellikka, Colton	5/8/2026	99990	168.58			168.58	Generated From Billing
36-091770-011	McCulloch, Alison	5/8/2026	99991	195.40			195.40	Generated From Billing
42-095210-001	Smith, Regan and Christine	5/8/2026	99992	30.96			30.96	Generated From Billing
46-050022-003	McNabb, Patricia	5/8/2026	99993	153.97			153.97	Generated From Billing
49-083640-010	Stewart, Penelope	5/8/2026	99994	39.46			39.46	Generated From Billing
49-085360-006	Lee, David and Alexa	5/8/2026	99995	164.23			164.23	Deposit
80-101310-003	Robertson, Laurette	5/8/2026	99996	8.22			8.22	Generated From Billing
80-150138-000	Tyslyuk, Roman	5/8/2026	99997	208.00			208.00	Generated From Billing
80-150264-001	Sherlock, Dan and Lori	5/8/2026	99998	138.43			138.43	Generated From Billing
80-150995-001	Crawford, Olivia and Jacob	5/8/2026	99999	26.72			26.72	Generated From Billing
80-151339-000	Richmond American Homes of Oregon Inc	5/8/2026	100000	12.70			12.70	Deposit
80-151365-000	Richmond American Homes of Oregon Inc	5/8/2026	100001	12.66			12.66	Deposit
80-151366-000	Richmond American Homes of Oregon Inc	5/8/2026	100002	62.63			62.63	Deposit
80-151369-000	Richmond American Homes of Oregon Inc	5/8/2026	100003	12.66			12.66	Deposit
80-151441-000	Richmond American Homes of Oregon Inc	5/8/2026	100004	35.57			35.57	Generated From Billing
80-151442-000	Richmond American Homes of Oregon Inc	5/8/2026	100005	95.05			95.05	Deposit
80-151453-000	Richmond American Homes of Oregon Inc	5/8/2026	100006	31.30			31.30	Generated From Billing
80-151606-000	Matyunin, Pavel	5/8/2026	100007	20.24			20.24	Generated From Billing
80-151655-000	Canyon Crest Homes	5/8/2026	100008	105.61			105.61	Deposit
80-151676-000	Prairie Homes LLC	5/8/2026	100009	22.99			22.99	Generated From Billing
80-151684-000	NW Elite Homes	5/8/2026	100010	37.89			37.89	Generated From Billing
Total Refunds: 25			**Total Refunded Amount:**	1,872.53				

Revenue Code Summary

Revenue Code	Amount
996 - UNAPPLIED CREDITS	1872.53
Revenue Total:	1872.53

General Ledger Distribution

Posting Date: 05/08/2026

	Account Number	Account Name	Posting Amount	IFT
Fund: 410 - WATER				
	410-0000-111-10-99	POOLED CASH	-1,872.53	Yes
	410-0000-122-30-00	ACCOUNTS RECEIVABLE UNAPPLIED	1,872.53	
		410 Total:	0.00	
Fund: 999 - POOLED CASH				
	999-0000-111-11-00	CASH IN BANK	-1,872.53	
	999-0000-292-20-99	DUE TO OTHER FUNDS	1,872.53	Yes
		999 Total:	0.00	
		Distribution Total:	0.00	



Battle Ground, WA

Check Register

Packet: APPKT05142 - R AP 05/11/2026

By Check Number

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
Bank Code: POOLED CASH-POOLED CASH						
03599	2 WATCH MONITORING INC OF VAN	05/11/2026	Regular	0.00	2,577.69	100011
00016	A&E SECURITY & ELECTRONIC SOLUT	05/11/2026	Regular	0.00	119.70	100012
04004	ACE HARDWARE - BATTLE GROUND	05/11/2026	Regular	0.00	319.70	100013
04076	ADVANCED EXCAVATING SPECIALIST	05/11/2026	Regular	0.00	123,285.62	100014
00072	AIRGAS USA, LLC	05/11/2026	Regular	0.00	309.71	100015
00107	ALPHA IMPRESSIONS, INC	05/11/2026	Regular	0.00	2,012.01	100016
00295	BG PUBLIC SCHOOLS	05/11/2026	Regular	0.00	193,576.00	100017
00295	BG PUBLIC SCHOOLS	05/11/2026	Regular	0.00	4,806.00	100018
00324	BRANDON C. CAMPBELL	05/11/2026	Regular	0.00	3,000.00	100019
00428	CFM STRATEGIC COMMUNICATIONS	05/11/2026	Regular	0.00	4,680.00	100020
00473	CITY OF LA CENTER	05/11/2026	Regular	0.00	1,261.38	100021
00476	CITY OF RIDGEFIELD	05/11/2026	Regular	0.00	4,765.72	100022
00868	CLARK COUNTY FIRE DISTRICT 3	05/11/2026	Regular	0.00	19,249.82	100023
00868	CLARK COUNTY FIRE DISTRICT 3	05/11/2026	Regular	0.00	3,404.70	100024
00512	CLARK COUNTY TREASURER	05/11/2026	Regular	0.00	230.41	100025
00515	CLARK PUBLIC UTILITIES	05/11/2026	Regular	0.00	28,679.94	100026
00546	COLUMBIA RESOURCE CO. UNIT #65	05/11/2026	Regular	0.00	1,285.05	100027
00574	CONSOLIDATED SUPPLY CO.	05/11/2026	Regular	0.00	3,877.43	100028
03366	CUES, INC	05/11/2026	Regular	0.00	15,244.78	100029
02918	D.R. HORTON, INC	05/11/2026	Regular	0.00	431.13	100030
00646	DATABAR	05/11/2026	Regular	0.00	5,000.45	100031
04452	DCCIP, LLC	05/11/2026	Regular	0.00	918.00	100032
00778	ECOLOGICAL LAND SERVICES, INC	05/11/2026	Regular	0.00	464.00	100033
04479	FENN, MICHAEL	05/11/2026	Regular	0.00	150.00	100034
00966	GRAINGER	05/11/2026	Regular	0.00	35.90	100035
00993	H.D. FOWLER COMPANY	05/11/2026	Regular	0.00	558.31	100036
03770	HALILI, ELIZABETH	05/11/2026	Regular	0.00	247.54	100037
01023	HARRY'S KEY SERVICE	05/11/2026	Regular	0.00	624.54	100038
04233	HOCKINSON SCHOOL DISTRICT	05/11/2026	Regular	0.00	7,737.00	100039
04294	INTERCOM LANGUAGE SERVICES	05/11/2026	Regular	0.00	170.00	100040
01179	IRON MOUNTAIN	05/11/2026	Regular	0.00	1,551.00	100041
01215	JOE TURNER, P.C	05/11/2026	Regular	0.00	2,371.87	100042
04421	KENNETH WALLACE LAW PLLC	05/11/2026	Regular	0.00	9,600.00	100043
04477	LATIN AMERICAN TIMES LLC	05/11/2026	Regular	0.00	1,782.00	100044
04050	LEHTO, KRISTIN	05/11/2026	Regular	0.00	232.50	100045
01378	LOOMIS	05/11/2026	Regular	0.00	494.84	100046
02988	MARTA L. OCHOA-RUTHERFORD	05/11/2026	Regular	0.00	390.00	100047
01447	METROWATCH	05/11/2026	Regular	0.00	824.19	100048
01528	NAVIA BENEFIT SOLUTIONS	05/11/2026	Regular	0.00	200.00	100049
04476	NORTH PARKWAY MALL LLC	05/11/2026	Regular	0.00	1,704.00	100050
01624	OEHLER, DAN	05/11/2026	Regular	0.00	253.42	100051
01627	OFFICE OF STATE TREASURER	05/11/2026	Regular	0.00	12,997.83	100052
01646	ONE CALL CONCEPTS, INC	05/11/2026	Regular	0.00	158.46	100053
01673	OWEN EQUIPMENT COMPANY	05/11/2026	Regular	0.00	4,344.82	100054
01728	PBS ENGINEERING & ENVIRONMENT	05/11/2026	Regular	0.00	46,624.63	100055
02795	PETERSON STRUCTURAL ENGINEERS	05/11/2026	Regular	0.00	8,600.00	100056
04478	PRAIRIE HIGH SCHOOL BOOSTERS	05/11/2026	Regular	0.00	1,000.00	100057
01832	PUBLIC SAFETY TESTING INC	05/11/2026	Regular	0.00	485.44	100058
01907	RICOH USA INC	05/11/2026	Regular	0.00	301.29	100059
04140	RITZ SAFETY	05/11/2026	Regular	0.00	580.43	100060
04295	RODDA-MILLER PAINT	05/11/2026	Regular	0.00	244.82	100061
03356	RYAN M BUSBY	05/11/2026	Regular	0.00	11,500.00	100062
02043	SMARSH	05/11/2026	Regular	0.00	14,547.54	100063
04419	STARTING POINT	05/11/2026	Regular	0.00	150.00	100064

Vendor Number	Vendor Name	Payment Date	Payment Type	Discount Amount	Payment Amount	Number
03611	TERRACON CONSULTANTS, INC	05/11/2026	Regular	0.00	372.25	100065
04154	VANCOUVER DEFENDERS	05/11/2026	Regular	0.00	500.00	100066
02343	VASILIY AND ALLA CLEANING SERVIC	05/11/2026	Regular	0.00	3,860.04	100067
02397	WALTER E. NELSON COMPANY	05/11/2026	Regular	0.00	224.51	100068
02419	WASHINGTON STATE PATROL	05/11/2026	Regular	0.00	180.00	100069
02497	WILCO	05/11/2026	Regular	0.00	1,233.36	100070

Bank Code POOLED CASH Summary

Payment Type	Payable Count	Payment Count	Discount	Payment
Regular Checks	72	60	0.00	556,331.77
Manual Checks	0	0	0.00	0.00
Voided Checks	0	0	0.00	0.00
Bank Drafts	0	0	0.00	0.00
EFT's	0	0	0.00	0.00
	72	**60**	**0.00**	**556,331.77**

Fund Summary

Fund	Name	Period	Amount
999	POOLED CASH	5/2026	556,331.77
			556,331.77

CITY OF BATTLE GROUND
STAFF REPORT

To:	City Council
From:	Kris Swanson, City Manager
Date:	May 18, 2026
Proceeding Type:	Consent
Subject:	EMS Interlocal Cooperation Agreement Amendment #1

Legislative History:	
• ILA Approval	November 17, 2025
• ILA Amendment #1	May 18, 2026

Staff Report Summary

Staff recommend the City Council consider and approve the attached Amendment #1 to the Interlocal Agreement (ILA) by and between the Clark County Emergency Medical Service District #2 (EMSD2), Clark County (County), and the Cities of Battle Ground, La Center, Ridgefield, and Woodland (collectively, the Cities) for the provision of ambulance transport services.

Background

On November 17, 2025, the City Council approved an ILA by and between EMSD2, the County, and the Cities that established a cooperative and uniform system of Emergency Medical Services (EMS) for the provision of ambulance transport services. The term of the ILA is four (4) years and became effective January 1, 2026.

As noted in the attached EMSD2 staff report dated May 3, 2026 (attachment A), earlier this year the EMSD2 Board voted to amend its bylaws, expanding board membership from three (3) to five (5) members. This change will modify the annual budget process, and as a result, the parties to the ILA are asked to consider and approve Amendment #1 to the ILA (Attachment B), which removes the ILA's reference to participation in the County's budget process. This change will become effective January 2027 and EMSD2 will continue to follow the County's budget process throughout 2026.

Fiscal and Policy Implications

None. There is no cost associated with Amendment #1 to ILA.

Goals and Objectives Relevance

The City Council's approval of Amendment #1 to the ILA would help realize Goal 2 (*Continue to Promote Public Safety and Livability*) of the City Council's Goals and Objectives.

Options

Option	*Results*
• *Consider and Approve Amendment #1 to the ILA*	The City will continue to receive EMS services through EMSD2 pursuant to the terms of the ILA.
• *Consider but not Approved Amendment #1 to the ILA*	The City would not receive EMS services through EMSD2 pursuant to the terms of the ILA.
• *No Action*	The City would not receive EMS services through EMSD2 pursuant to the terms of the ILA.

Staff Recommendation

Staff recommend that the City Council consider and approve Amendment #1 to the ILA.

Attachments

A.	EMSD2 Staff Report (May 3, 2026)
B.	Amendment #1 to the EMSD2 ILA

Legal Review

The matter was reviewed by the City Attorney's Office.

CLARK COUNTY EMERGENCY MEDICAL SERVICE DISTRICT #2 STAFF REPORT

DATE: May 3, 2026

REQUESTED ACTION:
Approve Amendment #1 to the EMS Interlocal Cooperative Agreement between Clark County Emergency Medical Service District #2 (EMSD2), Clark County, Battle Ground, La Center, Ridgefield, and Woodland.

BACKGROUND
On January 1, 2026, EMSD2, Clark County, and the Cities of Battle Ground, La Center, Ridgefield, and Woodland entered into an EMS Interlocal Cooperative Agreement (Agreement) for the provision of ambulance transport services.

On January 12, 2026, the EMSD2 Board voted to amend its Bylaws, expanding Board membership from three to five members. This change will modify the annual budget process. As a result, Amendment #1 removes the Agreement's reference to participation in the County's budgeting process.

EMSD2 will update its Bylaws to reflect the new budget process beginning in January 2027 and will continue to follow the County's budget process through the remainder of 2026.

POLICY IMPLICATIONS
None

COMMUNITY OUTREACH
No specific community outreach has been done; however, the EMSD2 Board Meetings are held each quarter (January, April, July, October) on the second Monday of the month. The public is encouraged to attend either in person or virtually.

BUDGET IMPLICATIONS
There is no cost for Amendment #1.

DeAnn Cordes

DeAnn Cordes
Contract Administrator
Clark County

Primary Staff Contact Name and Extension: DeAnn Cordes, 564.397.4002

Amendment to EMS Interlocal Cooperation Agreement Amendment No 1

Clark County Emergency Medical Service District #2 ("EMSD2"), an emergency medical services district authorized under RCW 36.32.480, Clark County ("County"), and the cities of Battle Ground, La Center, Ridgefield, and Woodland ("Cities"), entered into an EMS Interlocal Cooperation Agreement ("Interlocal") on January 1, 2026, for EMSD2 for the provision of ambulance transport services.

RECITALS

WHEREAS pursuant to RCW 39.34.080 of the Interlocal Cooperation Act, one or more public agencies may contract to perform any government service, activity, or undertaking that each public agency is authorized by law to perform;

WHEREAS the Interlocal stated EMSD2 obligations to budget the revenue and expenses for EMSD2 and participate in the County's budgeting processes, in order to allocate and spend District funds;

WHEREAS in January 2026 the EMSD2 Board Bylaws were amended to include two additional members. The Clark County Council no longer has majority membership on the EMSD2 Board. Therefore, the Clark County Council shall no longer approve or deny the EMSD2 Board budget;

WHEREAS EMSD2 Bylaws will be updated to reflect the change in budget process and shall outline EMSD2's internal budget process going forward; and

WHEREAS the Interlocal allowed for amendments executed in writing as mutually agreed by all parties.

NOW, THEREFORE, EMSD2, THE COUNTY, AND THE CITIES HEREBY AMEND THE INTERLOCAL AS FOLLOWS:

1. Recitals: The recitals are incorporated herein by reference into the body of the Interlocal Agreement between the parties.

2. EMSD2 Obligations: Section 5e is hereby amended as follows:

    e. To budget the revenue and expenses for EMSD2 ~~and participate in the County's budgeting process~~, in order to allocate and spend District funds.

3. Effective: This amendment will be effective on June 30, 2026, so that the Clark County 2027 annual budget process is not impacted.

4. Effect of Amendment: Except as specifically amended herein, all remaining terms and conditions of the original agreement remain in full force and effect.

[Signature pages to follow.]

CITY OF BATTLE GROUND

By: Kristina Swanson
City Manager

Attest:

Elizabeth Halili
City Clerk

Approved only as to form:

Kirk A. Ehlis
City Attorney

CITY OF LA CENTER

By: Thomas Strobehn
Mayor

Attest:

Peter Boyce
City Clerk

Approved only as to form:

Janean Parker
City Attorney

CITY OF RIDGEFIELD

By: Steve Stuart
City Manager

Attest:

Julie Ferriss
City Clerk

Approved only as to form:

Janean Parker
City Attorney

CITY OF WOODLAND

By: Todd Dinehart
City Mayor

Attest:

Amanda Hougan
City Clerk

Approved only as to form:

Emily Guildner
City Attorney

CLARK COUNTY

By: Kathleen Otto
County Manager

Attest:

Rebecca Messinger
Clerk to the Council

Approved only as to form:
ANTHONY F. GOLIK
Clark County Prosecuting Attorney

Katie L. Jolma
Deputy Prosecuting Attorney

CLARK COUNTY EMERGENCY
MEDICAL SERVICE DISTRICT #2

Attest:

By: Sue Marshall
Board Chair

Rebecca Messinger
Clerk to the Board

Approved only as to form:
ANTHONY F. GOLIK
Clark County Prosecuting Attorney

Katie L. Jolma
Deputy Prosecuting Attorney

CITY OF BATTLE GROUND
STAFF REPORT

To:	Kris Swanson, City Manager
	City Council
From:	Mark Herceg, Public Works Director
Date:	May 18, 2026
Proceeding Type:	Consent
Subject:	NE 1st Street Sidewalk Improvements Phase 2 – Bid Award

Legislative History:	
• Action (Consent):	May 18, 2026

Staff Report Summary

The City Council will consider awarding a contract to Halme Excavating of Battle Ground, WA for the NE 1st Street Sidewalk Improvements Phase 2 project in the amount of $565,645.80 through passage of the consent agenda.

Background

The City has been working on the NE 1st Street Sidewalk Improvements project for a couple of years. This project will construct sidewalk on the north side of NE 1st Street from NE 3rd Avenue to Central Park. Staff put this project out to Bid so that it can move forward to construction.

A total of 7 bids were received for the project. Halme Excavating of Battle Ground, WA was identified as the low responsible/responsive bidder on the project.

Fiscal and Policy Implications

This project is included in the Budget and there are sufficient funds in the budget to cover the cost of this project. While there is plenty of Budget for this project, the specific project allocation will be exceeded. Staff will move $150,000 from the Street Preservation street fund allocation to make up the gap. This does not require any Council action.

Goals and Objectives Relevance

Approving this Bid would achieve the City Council's goal to improve and maintain infrastructure by adding additional sidewalk for the use of the city's residents.

Options

Option	Results
• Award Bid	Construction will proceed.
• Reject Bid	The project will need to rebid in order to move forward.
• No Action	Construction would be delayed until a final decision was made.

Staff Recommendation

Staff recommends that City Council award the NE 1st Street Sidewalk Improvements Phase 2 project to Halme Excavating via passage of the Consent agenda in the amount of $565,645.80 and authorize the City Manager to sign the Contract.

Attachments

A.	Bid Tabs

Legal Review

N/A

NE 1st Street Sidewalk Improvements - Bid Tabulations

Division 1 - General Requirements

Item Number	Item	Quantity	Unit	Engineer's Estimate Unit Cost	Engineer's Estimate Total Cost	Halme Excavating Unit Cost	Halme Excavating Total Cost	Advanced Excavating Specialists Unit Cost	Advanced Excavating Specialists Total Cost	Bull Mountain Construction Unit Cost	Bull Mountain Construction Total Cost	Grade Werks Excavating Unit Cost	Grade Werks Excavating Total Cost	Western United Civil Group Unit Cost	Western United Civil Group Total Cost	Lee Contractors Unit Cost	Lee Contractors Total Cost	Dewitt Construction ** Unit Cost	Dewitt Construction ** Total Cost
10401.00	Minor Change	1	CALC	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00
10501.00	Roadway Surveying	1	LS	$6,000.00	$6,000.00	$15,000.00	$15,000.00	$13,500.00	$13,500.00	$12,000.00	$12,000.00	$15,000.00	$15,000.00	$15,000.00	$15,000.00	$5,000.00	$5,000.00	$14,000.00	$14,000.00
10701.00	SPCC Plan	1	LS	$500.00	$500.00	$500.00	$500.00	$5.00	$5.00	$3,000.00	$3,000.00	$250.00	$250.00	$2,500.00	$2,500.00	$500.00	$500.00	$100.00	$100.00
10801.00	Type B Progress Schedule	1	LS	$500.00	$500.00	$500.00	$500.00	$5.00	$5.00	$2,500.00	$2,500.00	$250.00	$250.00	$3,500.00	$3,500.00	$500.00	$500.00	$100.00	$100.00
10901.00	Mobilization	1	LS	$39,702.35	$39,702.35	$40,000.00	$40,000.00	$35,000.00	$35,000.00	$55,000.00	$55,000.00	$37,500.00	$37,500.00	$65,000.00	$65,000.00	$80,000.00	$80,000.00	$57,900.00	$57,900.00
11001.00	Project Temporary Traffic Control	1	LS	$3,000.00	$3,000.00	$18,000.00	$18,000.00	$14,500.00	$14,500.00	$45,000.00	$45,000.00	$3,000.00	$3,000.00	$40,000.00	$40,000.00	$50,000.00	$50,000.00	$8,000.00	$8,000.00
11101.00	Project Plaque and Construction Sign	1	LS	$750.00	$750.00	$1,800.00	$1,800.00	$1,500.00	$1,500.00	$5,000.00	$5,000.00	$950.00	$950.00	$3,500.00	$3,500.00	$1,000.00	$1,000.00	$1,000.00	$1,000.00
				Division 1 Total	**$55,452.35**	**Division 1 Total**	**$80,800.00**	**Division 1 Total**	**$69,510.00**	**Division 1 Total**	**$127,500.00**	**Division 1 Total**	**$61,950.00**	**Division 1 Total**	**$134,500.00**	**Division 1 Total**	**$142,000.00**	**Division 1 Total**	**$86,100.00**

Division 2 - Earthwork

Item Number	Item	Quantity	Unit	Engineer's Estimate Unit Cost	Engineer's Estimate Total Cost	Halme Excavating Unit Cost	Halme Excavating Total Cost	Advanced Excavating Specialists Unit Cost	Advanced Excavating Specialists Total Cost	Bull Mountain Construction Unit Cost	Bull Mountain Construction Total Cost	Grade Werks Excavating Unit Cost	Grade Werks Excavating Total Cost	Western United Civil Group Unit Cost	Western United Civil Group Total Cost	Lee Contractors Unit Cost	Lee Contractors Total Cost	Dewitt Construction ** Unit Cost	Dewitt Construction ** Total Cost
20101.00	Clearing And Grubbing	1	LS	$8,000.00	$8,000.00	$6,500.00	$6,500.00	$20,000.00	$20,000.00	$12,000.00	$12,000.00	$12,500.00	$12,500.00	$12,000.00	$12,000.00	$35,000.00	$35,000.00	$12,000.00	$12,000.00
20201.00	Removal of Structures and Obstruction	1	LS	$7,500.00	$7,500.00	$5,000.00	$5,000.00	$22,000.00	$22,000.00	$18,000.00	$18,000.00	$6,500.00	$6,500.00	$18,000.00	$18,000.00	$35,000.00	$35,000.00	$10,000.00	$10,000.00
20302.00	Roadway Excavation Incl. Haul	105	CY	$60.00	$6,300.00	$95.00	$9,975.00	$65.00	$6,825.00	$85.00	$8,925.00	$75.00	$7,875.00	$75.00	$7,875.00	$65.00	$6,825.00	$38.00	$3,990.00
20313.00	Gravel Borrow Incl. Haul	10	CY	$50.00	$500.00	$70.00	$700.00	$70.00	$700.00	$120.00	$1,200.00	$115.00	$1,150.00	$75.00	$750.00	$65.00	$650.00	$110.00	$1,100.00
21203.00	Geotextile For Separation	795	SY	$3.00	$2,385.00	$3.00	$2,385.00	$3.00	$2,385.00	$8.00	$6,360.00	$3.00	$2,385.00	$3.00	$2,385.00	$8.00	$6,360.00	$2.00	$1,590.00
20319.00	Sawcut Asphalt and Cement Concrete	1,040	LF	$3.50	$3,640.00	$2.50	$2,600.00	$3.00	$3,120.00	$5.50	$5,720.00	$3.00	$3,120.00	$5.00	$5,200.00	$8.00	$8,320.00	$3.50	$3,640.00
20330.00	Unsuitable Excavation Including Haul	10	CY	$100.00	$1,000.00	$95.00	$950.00	$135.00	$1,350.00	$250.00	$2,500.00	$135.00	$1,350.00	$100.00	$1,000.00	$100.00	$1,000.00	$120.00	$1,200.00
				Division 2 Total	**$29,325.00**	**Division 2 Total**	**$28,110.00**	**Division 2 Total**	**$56,380.00**	**Division 2 Total**	**$54,705.00**	**Division 2 Total**	**$34,880.00**	**Division 2 Total**	**$47,210.00**	**Division 2 Total**	**$93,155.00**	**Division 2 Total**	**$33,520.00**

Division 4 - Bases

Item Number	Item	Quantity	Unit	Engineer's Estimate Unit Cost	Engineer's Estimate Total Cost	Halme Excavating Unit Cost	Halme Excavating Total Cost	Advanced Excavating Specialists Unit Cost	Advanced Excavating Specialists Total Cost	Bull Mountain Construction Unit Cost	Bull Mountain Construction Total Cost	Grade Werks Excavating Unit Cost	Grade Werks Excavating Total Cost	Western United Civil Group Unit Cost	Western United Civil Group Total Cost	Lee Contractors Unit Cost	Lee Contractors Total Cost	Dewitt Construction ** Unit Cost	Dewitt Construction ** Total Cost
40401.02	Crushed Surfacing Top Course	337	CY	$70.00	$23,590.00	$75.00	$25,275.00	$105.00	$35,385.00	$65.00	$21,905.00	$82.00	$27,634.00	$75.00	$25,275.00	$125.00	$42,125.00	$85.00	$28,645.00
				Division 4 Total	**$23,590.00**	**Division 4 Total**	**$25,275.00**	**Division 4 Total**	**$35,385.00**	**Division 4 Total**	**$21,905.00**	**Division 4 Total**	**$27,634.00**	**Division 4 Total**	**$25,275.00**	**Division 4 Total**	**$42,125.00**	**Division 4 Total**	**$28,645.00**

Division 5 - Surface Treatments And Pavements

Item Number	Item	Quantity	Unit	Engineer's Estimate Unit Cost	Engineer's Estimate Total Cost	Halme Excavating Unit Cost	Halme Excavating Total Cost	Advanced Excavating Specialists Unit Cost	Advanced Excavating Specialists Total Cost	Bull Mountain Construction Unit Cost	Bull Mountain Construction Total Cost	Grade Werks Excavating Unit Cost	Grade Werks Excavating Total Cost	Western United Civil Group Unit Cost	Western United Civil Group Total Cost	Lee Contractors Unit Cost	Lee Contractors Total Cost	Dewitt Construction ** Unit Cost	Dewitt Construction ** Total Cost
50400.00	HMA CL. 3/8", PG 58H-22	266	TON	$175.00	$46,550.00	$185.00	$49,210.00	$210.00	$55,860.00	$180.00	$47,880.00	$230.00	$61,180.00	$195.00	$51,870.00	$325.00	$86,450.00	$195.00	$51,870.00
				Division 5 Total	**$46,550.00**	**Division 5 Total**	**$49,210.00**	**Division 5 Total**	**$55,860.00**	**Division 5 Total**	**$47,880.00**	**Division 5 Total**	**$61,180.00**	**Division 5 Total**	**$51,870.00**	**Division 5 Total**	**$86,450.00**	**Division 5 Total**	**$51,870.00**

Division 7 - Drainage Structures, Storm Sewers, Sanitary Sewers, Water Mains, And Conduits

Item Number	Item	Quantity	Unit	Engineer's Estimate Unit Cost	Engineer's Estimate Total Cost	Halme Excavating Unit Cost	Halme Excavating Total Cost	Advanced Excavating Specialists Unit Cost	Advanced Excavating Specialists Total Cost	Bull Mountain Construction Unit Cost	Bull Mountain Construction Total Cost	Grade Werks Excavating Unit Cost	Grade Werks Excavating Total Cost	Western United Civil Group Unit Cost	Western United Civil Group Total Cost	Lee Contractors Unit Cost	Lee Contractors Total Cost	Dewitt Construction ** Unit Cost	Dewitt Construction ** Total Cost
70200.00	Precast 12 In. Diam. Culvert Headwall	1	EA	$5,000.00	$5,000.00	$7,000.00	$7,000.00	$7,100.00	$7,100.00	$6,000.00	$6,000.00	$9,950.00	$9,950.00	$4,500.00	$4,500.00	$5,000.00	$5,000.00	$9,000.00	$9,000.00
70300.00	12" Duck Bill Valve	1	EA	$3,500.00	$3,500.00	$5,000.00	$5,000.00	$3,200.00	$3,200.00	$4,500.00	$4,500.00	$3,950.00	$3,950.00	$4,500.00	$4,500.00	$5,000.00	$5,000.00	$4,600.00	$4,600.00
70400.01	Corrugated Polyethylene Storm Drain - 10 In. Diam.	75	LF	$100.00	$7,500.00	$80.00	$6,000.00	$85.00	$6,375.00	$80.00	$6,000.00	$115.00	$8,625.00	$65.00	$4,875.00	$75.00	$5,625.00	$100.00	$7,500.00
70400.02	Corrugated Polyethylene Storm Drain - 12 In. Diam.	352	LF	$110.00	$38,720.00	$90.00	$31,680.00	$85.00	$29,920.00	$99.50	$35,024.00	$110.00	$38,720.00	$85.00	$29,920.00	$100.00	$35,200.00	$90.00	$31,680.00
70400.03	Class 52 DIP - 12 In. Diam.	20	LF	$180.00	$3,600.00	$140.00	$2,800.00	$250.00	$5,000.00	$200.00	$4,000.00	$260.00	$5,200.00	$250.00	$5,000.00	$200.00	$4,000.00	$175.00	$3,500.00
70400.31	Testing Storm Sewer Pipe	447	LF	$4.00	$1,788.00	$3.00	$1,341.00	$3.00	$1,341.00	$10.00	$4,470.00	$6.50	$2,905.50	$3.00	$1,341.00	$10.00	$4,470.00	$8.00	$3,576.00
70502.48	48" Storm Drain Manhole	3	EA	$6,750.00	$20,250.00	$5,500.00	$16,500.00	$5,200.00	$15,600.00	$9,000.00	$27,000.00	$6,500.00	$19,500.00	$8,500.00	$19,500.00	$10,000.00	$30,000.00	$6,200.00	$18,600.00
70502.40	Type 40 Catch Basin	1	EA	$2,500.00	$2,500.00	$4,000.00	$4,000.00	$2,500.00	$2,500.00	$6,500.00	$6,500.00	$3,500.00	$3,500.00	$3,500.00	$3,500.00	$4,000.00	$4,000.00	$3,000.00	$3,000.00
70502.41	4x4 (FTIBC) Filterra Vault Inlet	2	EA	$25,300.00	$50,600.00	$28,000.00	$56,000.00	$28,000.00	$56,000.00	$9,000.00	$18,000.00	$33,500.00	$67,000.00	$28,000.00	$56,000.00	$10,000.00	$20,000.00	$28,000.00	$56,000.00
70523.00	Connect to Exist. Drainage Structure	1	EA	$2,000.00	$2,000.00	$2,800.00	$2,800.00	$1,500.00	$1,500.00	$5,000.00	$5,000.00	$1,000.00	$1,000.00	$3,500.00	$3,500.00	$1,000.00	$1,000.00	$1,000.00	$1,000.00
70601.00	Curb Drain Weephole and Private Storm Connection	2	EA	$750.00	$1,500.00	$450.00	$900.00	$2,000.00	$4,000.00	$1,250.00	$2,500.00	$2,150.00	$4,300.00	$2,000.00	$4,000.00	$100.00	$200.00	$1,500.00	$3,000.00
70809.00	Trench Safety System	1	LS	$750.00	$750.00	$1,000.00	$1,000.00	$500.00	$500.00	$10,000.00	$10,000.00	$100.00	$100.00	$5,000.00	$5,000.00	$1,000.00	$1,000.00	$1,000.00	$1,000.00
				Division 7 Total	**$137,708.00**	**Division 7 Total**	**$135,021.00**	**Division 7 Total**	**$133,036.00**	**Division 7 Total**	**$128,994.00**	**Division 7 Total**	**$164,750.50**	**Division 7 Total**	**$141,636.00**	**Division 7 Total**	**$115,495.00**	**Division 7 Total**	**$142,456.00**

Division 7b - Taxable Water Items

Item Number	Item	Quantity	Unit	Engineer's Estimate Unit Cost	Engineer's Estimate Total Cost	Halme Excavating Unit Cost	Halme Excavating Total Cost	Advanced Excavating Specialists Unit Cost	Advanced Excavating Specialists Total Cost	Bull Mountain Construction Unit Cost	Bull Mountain Construction Total Cost	Grade Werks Excavating Unit Cost	Grade Werks Excavating Total Cost	Western United Civil Group Unit Cost	Western United Civil Group Total Cost	Lee Contractors Unit Cost	Lee Contractors Total Cost	Dewitt Construction ** Unit Cost	Dewitt Construction ** Total Cost
71403.00	Relocate Existing Hydrant	1	EA	$1,500.00	$1,500.00	$4,800.00	$4,800.00	$4,500.00	$4,500.00	$9,500.00	$9,500.00	$5,500.00	$5,500.00	$8,500.00	$8,500.00	$5,000.00	$5,000.00	$2,800.00	$2,800.00
71406.01	Install Hydrant Pad at Existing Hydrant	1	EA	$500.00	$500.00	$400.00	$400.00	$500.00	$500.00	$2,500.00	$2,500.00	$450.00	$450.00	$3,000.00	$3,000.00	$500.00	$500.00	$650.00	$650.00
71501.00	Water Meter Adjustments	1	LS	$6,500.00	$6,500.00	$9,500.00	$9,500.00	$8,500.00	$8,500.00	$4,000.00	$4,000.00	$9,500.00	$9,500.00	$5,000.00	$5,000.00	$1,000.00	$1,000.00	$4,500.00	$4,500.00
71601.00	Water Sampling Station	1	EA	$1,500.00	$1,500.00	$4,500.00	$4,500.00	$5,500.00	$5,500.00	$6,500.00	$6,500.00	$6,250.00	$6,250.00	$8,000.00	$8,000.00	$1,500.00	$1,500.00	$5,000.00	$5,000.00
				Sales Tax - 8.9%	**$890.00**	**Sales Tax - 8.9%**	**$1,708.80**	**Sales Tax - 8.9%**	**$1,691.00**	**Sales Tax - 8.9%**	**$2,002.50**	**Sales Tax - 8.9%**	**$1,931.30**	**Sales Tax - 8.9%**	**$2,180.50**	**Sales Tax - 8.9%**	**$712.00**	**Sales Tax - 8.9%**	**$1,152.55**
				Division 7b Total	**$10,890.00**	**Division 7b Total**	**$20,908.80**	**Division 7b Total**	**$20,691.00**	**Division 7b Total**	**$24,502.50**	**Division 7b Total**	**$23,631.30**	**Division 7b Total**	**$26,680.50**	**Division 7b Total**	**$8,712.00**	**Division 7b Total**	**$14,102.55**

Division 8 - Miscellaneous Construction

Item Number	Item	Quantity	Unit	Engineer's Estimate Unit Cost	Engineer's Estimate Total Cost	Halme Excavating Unit Cost	Halme Excavating Total Cost	Advanced Excavating Specialists Unit Cost	Advanced Excavating Specialists Total Cost	Bull Mountain Construction Unit Cost	Bull Mountain Construction Total Cost	Grade Werks Excavating Unit Cost	Grade Werks Excavating Total Cost	Western United Civil Group Unit Cost	Western United Civil Group Total Cost	Lee Contractors Unit Cost	Lee Contractors Total Cost	Dewitt Construction ** Unit Cost	Dewitt Construction ** Total Cost
80101.00	Erosion Control And Water Pollution Prevention	1	LS	$6,500.00	$6,500.00	$3,000.00	$3,000.00	$6,500.00	$6,500.00	$12,000.00	$12,000.00	$6,500.00	$6,500.00	$15,000.00	$15,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00
80201.04	Topsoil Type COBG	24	CY	$120.00	$2,880.00	$60.00	$1,440.00	$175.00	$4,200.00	$104.00	$2,496.00	$75.00	$1,800.00	$100.00	$2,400.00	$100.00	$2,400.00	$90.00	$2,160.00
80202.01	Plant Selection: Palisade American Hornbeam - planted (2" caliper)	13	EA	$150.00	$1,950.00	$560.00	$7,280.00	$365.00	$4,745.00	$230.50	$2,996.50	$650.00	$8,450.00	$650.00	$8,450.00	$25.00	$325.00	$560.00	$7,280.00
80202.02	Plant Selection: Red Osier Dogwood - 2 gal	6	EA	$120.00	$720.00	$500.00	$3,000.00	$155.00	$930.00	$500.00	$3,000.00	$200.00	$1,200.00	$60.00	$360.00	$25.00	$150.00	$30.00	$180.00
80202.03	Sugar Thyme Crab Apple - 2" Caliper	2	EA	$225.00	$450.00	$600.00	$1,200.00	$360.00	$720.00	$1,500.00	$3,000.00	$1,150.00	$2,300.00	$600.00	$1,200.00	$100.00	$200.00	$550.00	$1,100.00
80202.04	Plant Selection: Slope Stabilization Seeding Mix	37	SY	$50.00	$1,850.00	$25.00	$925.00	$25.00	$925.00	$81.00	$2,997.00	$19.00	$703.00	$12.00	$444.00	$10.00	$370.00	$3.00	$111.00
80218.01	Bark Chip Mulch	24	CY	$150.00	$3,600.00	$55.00	$1,320.00	$100.00	$2,400.00	$167.00	$4,008.00	$100.00	$2,400.00	$85.00	$2,040.00	$100.00	$2,400.00	$83.00	$1,992.00
80220.00	Seeded Lawn Installation	240	SY	$10.00	$2,400.00	$8.00	$1,920.00	$6.00	$1,440.00	$16.50	$3,960.00	$17.00	$4,080.00	$10.00	$2,400.00	$1.00	$240.00	$2.75	$660.00
80401.00	Cement Conc.Curb and Gutter	618	LF	$30.00	$18,540.00	$32.00	$19,776.00	$55.00	$33,990.00	$45.00	$27,810.00	$53.00	$32,754.00	$42.00	$25,956.00	$65.00	$40,170.00	$45.00	$27,810.00
80601.00	Cement Conc. Driveway	292	SY	$120.00	$35,040.00	$104.00	$30,368.00	$125.00	$36,500.00	$109.50	$31,974.00	$165.00	$48,180.00	$115.00	$33,580.00	$200.00	$58,400.00	$145.00	$42,340.00
81401.00	Cement Conc. Sidewalk	284	SY	$100.00	$28,400.00	$88.00	$24,992.00	$115.00	$32,660.00	$105.50	$29,962.00	$130.00	$36,920.00	$95.00	$26,980.00	$175.00	$49,700.00	$130.00	$36,920.00
81402.00	Cement Conc. Curb Ramp Removal and Replacement	8	EA	$6,250.00	$50,000.00	$3,600.00	$28,800.00	$4,000.00	$32,000.00	$1,375.00	$11,000.00	$3,250.00	$26,000.00	$4,500.00	$36,000.00	$4,000.00	$32,000.00	$4,500.00	$36,000.00
81403.00	Cement Conc. Curb Ramp - Type Combination	2	EA	$4,250.00	$8,500.00	$4,200.00	$8,400.00	$3,500.00	$7,000.00	$5,500.00	$11,000.00	$3,650.00	$7,300.00	$5,500.00	$11,000.00	$4,000.00	$8,000.00	$4,200.00	$8,400.00
81802.01	Mail Box Support (Type 1)	2	EA	$300.00	$600.00	$375.00	$750.00	$500.00	$1,000.00	$875.00	$1,750.00	$650.00	$1,300.00	$550.00	$1,100.00	$1,000.00	$2,000.00	$500.00	$1,000.00
81802.02	Mail Box Support (Type 2)	3	EA	$800.00	$2,400.00	$950.00	$2,850.00	$750.00	$2,250.00	$583.00	$1,749.00	$850.00	$2,550.00	$750.00	$2,250.00	$1,500.00	$4,500.00	$750.00	$2,250.00
82101.00	Permanent Signing	1	LS	$2,500.00	$2,500.00	$3,500.00	$3,500.00	$3,500.00	$3,500.00	$2,650.00	$2,650.00	$5,500.00	$5,500.00	$5,000.00	$5,000.00	$1,000.00	$1,000.00	$2,600.00	$2,600.00
82201.00	Plastic Marking	1	LS	$5,500.00	$5,500.00	$10,000.00	$10,000.00	$12,400.00	$12,400.00	$2,650.00	$2,650.00	$4,500.00	$4,500.00	$8,000.00	$8,000.00	$1,000.00	$1,000.00	$2,500.00	$2,500.00
82202.00	Removal of Plastic Marking	1	LS	$1,500.00	$1,500.00	$10,000.00	$10,000.00	$5,000.00	$5,000.00	$2,650.00	$2,650.00	$1,500.00	$1,500.00	$5,000.00	$5,000.00	$1,000.00	$1,000.00	$1,000.00	$1,000.00
82601.00	Concrete Stairs	1	LS	$3,000.00	$3,000.00	$4,500.00	$4,500.00	$2,500.00	$2,500.00	$10,000.00	$10,000.00	$3,850.00	$3,850.00	$18,000.00	$18,000.00	$5,000.00	$5,000.00	$2,400.00	$2,400.00
82701.00	Split Rail Fencing	30	LF	$75.00	$2,250.00	$100.00	$3,000.00	$125.00	$3,750.00	$166.00	$4,980.00	$55.00	$1,650.00	$35.00	$1,050.00	$50.00	$1,500.00	$85.00	$2,550.00
82801.00	Landscape Wall Relocation	90	SF	$45.00	$4,050.00	$50.00	$4,500.00	$45.00	$4,050.00	$55.50	$4,995.00	$38.00	$3,420.00	$80.00	$7,200.00	$35.00	$3,150.00	$15.00	$1,350.00
83201.00	Metal Fence Relocation	1	LS	$1,500.00	$1,500.00	$2,800.00	$2,800.00	$2,600.00	$2,600.00	$5,000.00	$5,000.00	$3,250.00	$3,250.00	$5,000.00	$5,000.00	$1,000.00	$1,000.00	$900.00	$900.00
				Division 8 Total	**$184,130.00**	**Division 8 Total**	**$174,321.00**	**Division 8 Total**	**$201,060.00**	**Division 8 Total**	**$182,627.50**	**Division 8 Total**	**$206,107.00**	**Division 8 Total**	**$218,410.00**	**Division 8 Total**	**$219,505.00**	**Division 8 Total**	**$186,503.00**

Division 10 - Illumination

Item Number	Item	Quantity	Unit	Engineer's Estimate Unit Cost	Engineer's Estimate Total Cost	Halme Excavating Unit Cost	Halme Excavating Total Cost	Advanced Excavating Specialists Unit Cost	Advanced Excavating Specialists Total Cost	Bull Mountain Construction Unit Cost	Bull Mountain Construction Total Cost	Grade Werks Excavating Unit Cost	Grade Werks Excavating Total Cost	Western United Civil Group Unit Cost	Western United Civil Group Total Cost	Lee Contractors Unit Cost	Lee Contractors Total Cost	Dewitt Construction ** Unit Cost	Dewitt Construction ** Total Cost
82001.0	Illumination	1	LS	$65,000.00	$65,000.00	$52,000.00	$52,000.00	$47,500.00	$47,500.00	$32,050.00	$32,050.00	$59,500.00	$59,500.00	$63,250.00	$63,250.00	$100,000.00	$100,000.00	$52,000.00	$52,000.00
				Division 10 Total	**$65,000.00**	**Division10 Total**	**$52,000.00**	**Division10 Total**	**$47,500.00**	**Division10 Total**	**$32,050.00**	**Division10 Total**	**$59,500.00**	**Division10 Total**	**$63,250.00**	**Division10 Total**	**$100,000.00**	**Division10 Total**	**$52,000.00**

	Engineer's Estimate	Halme Excavating	Advanced Excavating Specialists	Bull Mountain Construction	Grade Werks Excavating	Western United Civil Group	Lee Contractors	Dewitt Construction **
	Project Total	**Project Total**	**Project Total**	**Project Total**	**Project Total**	**Project Total**	**Project Total**	**Project Total**
	$552,645.35	**$565,645.80**	**$619,422.00**	**$620,164.00**	**$639,632.80**	**$708,831.50**	**$807,442.00**	**$595,196.55**
Overall Project Rank	**N/A**	**First**	**Second**	**Third**	**Fourth**	**Fifth**	**Sixth**	**** N/A ****
% Under (Over) Engineer's Estimate	**N/A**	**(2.35)**	**(12.08)**	**(12.22)**	**(15.74)**	**(28.26)**	**(46.10)**	**(7.70)**
								non-responsive

Approved By: Ryan M. Jeynes 5/7/2026
City Engineer

** Dewitt Construction Inc. did not provide a "Non-Collusion Affidavit" with their bid proposal. They were therefore found to be non-responsive.

CITY OF BATTLE GROUND
STAFF REPORT

To:	Kris Swanson, City Manager
	City Council
From:	Mark Herceg, Public Works Director
Date:	May 18, 2026
Proceeding Type:	Consent
Subject:	W 15th Avenue/W Main Street – ROW Purchase Approval – Greenbridge

Legislative History:	
• Admin:	April 7, 2025
• Consent:	May 18, 2026

Staff Report Summary

The City Council will consider approving the purchase of property and easements for the W 15th Avenue/W Main Street Intersection Improvement project through passage of the consent agenda.

Background

The City has been working on the W 15th Avenue/W Main Street Intersection Improvement project for several years. Most recently, the City has been working to purchase the property and easements that will be necessary to construct the project. Through the design process it was determined that easements would be necessary from three separate property owners. Per RCW 35A.11.020 the City Council has the authority to approve acquisition of property.

As discussed during the Admin portion of the April 7, 2025 Council Meeting, City staff would negotiate within the limits of City Policy to acquire said properties.

The City was able to negotiate a settlement with the owners of the Greenbridge property for $23,000, which includes the Fair Market Value of $8,500 and an Administrative Settlement of $14,500. This purchase includes a permanent acquisition and a temporary construction easement. This is the second of two acquisitions that are necessary to construct the project.

Fiscal and Policy Implications

This project is included in the 2026 budget.

Goals and Objectives Relevance

Approval of this purchase meets the goal to "Improve And Maintain Infrastructure Improvements". Approving this purchase is one step in moving this project forward, which will ultimately improve existing transportation infrastructure.

Options

Option	Results
• Approve Purchase	City will purchase property so project can continue forward.
• Reject Purchase	City will not purchase property and project won't be able to move forward.
• No Action	Decision will be delayed until more information is provided.

Staff Recommendation

Staff recommends that City Council approve purchase of a permanent acquisition and a temporary construction easement on the Greenbridge property in the amount of $23,000 through passage of the consent agenda.

Attachments

A.	Warranty Deed
B.	Temporary Easement

Legal Review

N/A, documents have been previously reviewed by Legal Counsel.

After recording return document to:

City of Battle Ground
109 SW 1st Street, Suite 122
Battle Ground, WA 98604

Document Title: Warranty Deed
Grantor(s): Greenbridge Properties, LLC
Grantee(s): City of Battle Ground
Legal Description: BG Main Street SP4-085 LOT 2 .65A
Additional Legal Description is on Page 4 and 5 of Document
Assessor's Tax Parcel Number: 986038-649

WARRANTY DEED

City of Battle Ground W 15th Ave and W Main Street Improvement Project

The Grantor(s), **Greenbridge Properties, LLC, a Washington limited liability company**, for and in consideration of the sum of TEN AND NO/100 ($10.00) Dollars, and other valuable consideration, hereby convey(s) and warrant(s) to the **CITY OF BATTLE GROUND, a municipal corporation of the State of Washington**, Grantee, the following described real property situated in Clark County, in the State of Washington, under the imminent threat of the Grantee's exercise of its rights of Eminent Domain:

For legal description and additional conditions
See Exhibit A attached hereto and made a part hereof.

WARRANTY DEED

It is understood and agreed that delivery of this deed is hereby tendered and that the terms and obligations hereof shall not become binding upon the **CITY OF BATTLE GROUND** unless and until accepted and approved hereon in writing for the **CITY OF BATTLE GROUND**, by its authorized agent.

Dated: May 6th, ~~2025~~ 2026

Greenbridge Properties, LLC

Name/Title

ACKNOWLEDGEMENT

STATE OF WASHINGTON)
: ss
County of Clark)

On this 6TH day of MAY 2025, before me personally appeared

JOSHUA OLIVA to me known or proven to be an authorized representative of Greenbridge Properties, LLC, a Washington limited liability company that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said Limited Liability Company, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.

Notary Public
State of Washington
GARY A STECHER
COMM. # 179929
MY COMM. EXP. 7/31/2027

Notary Public in and for the State of Washington, residing at VANCOUVER
My commission expires 7/31/2027

Parcel No. 986038-649

WARRANTY DEED

Accepted and Approved

CITY OF BATTLE GROUND

By:_____
Ryan Jeynes
City Engineer

Date: _____, 2025

WARRANTY DEED

EXHIBIT A

LEGAL DESCRIPTION
RIGHT-OF-WAY

A portion of Lot 2 of the plat "BG Main Street Commercial Short Plat", Book 4 of Plats, Page 85 located in the Northwest Quarter of the Northwest Quarter of Section 3, Township 3 North, Range 2 East, Willamette Meridian, City of Battle Ground, Clark County, Washington, described as follows:

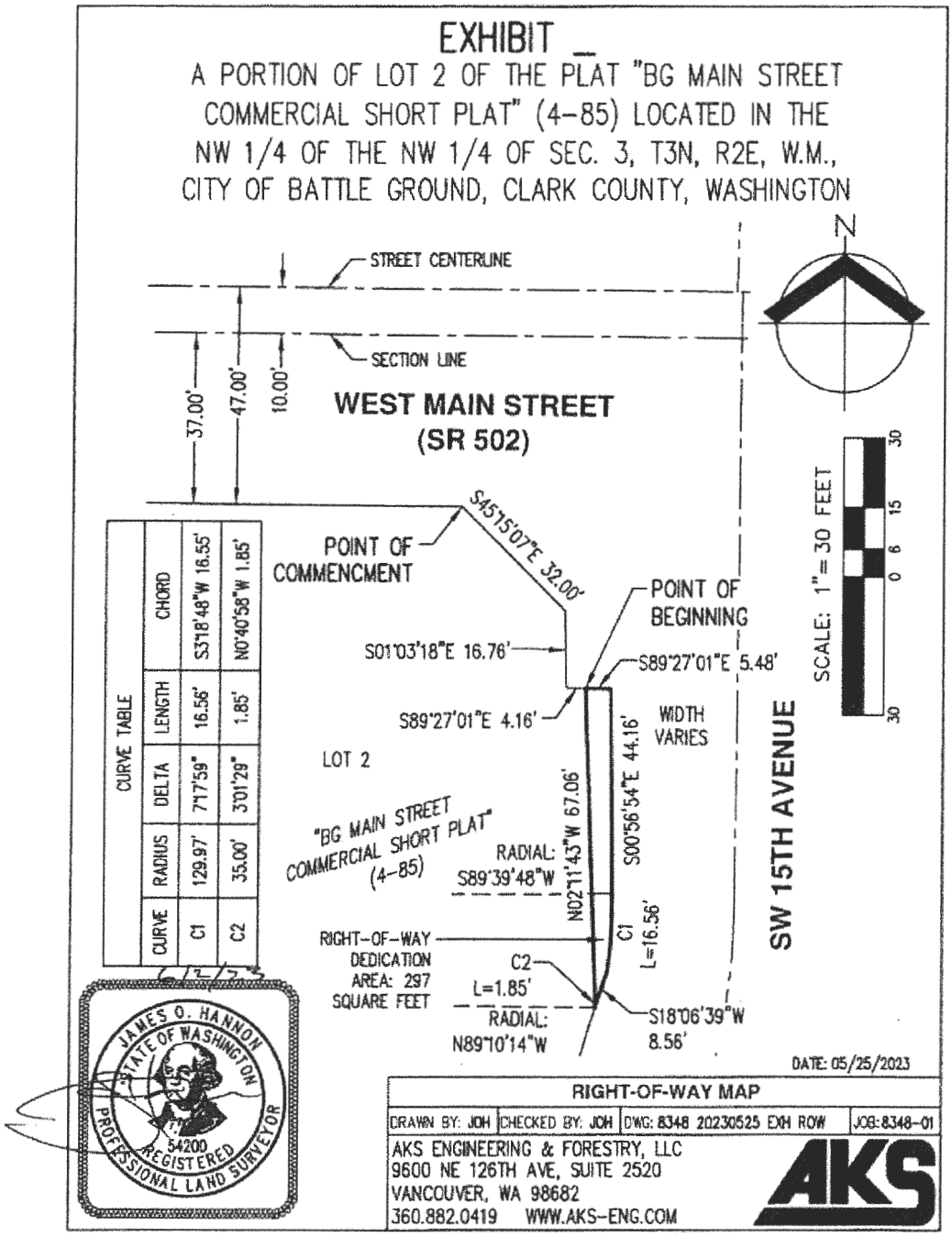
COMMENCING at the northerly northeast corner of said Lot 2; thence along the westerly right-of-way line of SW 15th Avenue (width varies) South 45°15'07" East 32.00 feet; thence continuing along said right-of-way line South 01°03'18" East 16.76 feet; thence continuing along said right-of-way line South 89°27'01" East 4.16 feet to the **POINT OF BEGINNING**; thence continuing along said right-of-way line South 89°27'01" East 5.48 feet; thence continuing along said right-of-way line South 00°56'54" East 44.16 feet; thence continuing along said right-of-way line along a non-tangent curve to the right (Radial: South 89°39'48" West) with a Radius of 129.97 feet, a Delta of 07°17'59", a Length of 16.56 feet, and a Chord of South 03°18'48" West 16.55 feet; thence continuing along said right-of-way line South 18°06'39" West 8.56 feet; thence leaving said right-of-way line along a non-tangent curve to the left (Radial North 89°10'14" West) with a Radius of 35.00 feet, a Delta of 03°01'29", a Length of 1.85 feet, and a Chord of North 00°40'58" West 1.85 feet; thence North 02°11'43" West 67.06 feet to the **POINT OF BEGINNING**.

Contains approximately 297 square feet.

6/2/23



WARRANTY DEED



Grantor's Initials

After recording return document to:

City of Battle Ground
109 SW 1st Street, Suite 122
Battle Ground, WA 98604

Document Title: Temporary Easement
Grantor(s): Greenbridge Properties, LLC
Grantee(s): City of Battle Ground
Legal Description: BG Main Street SP4-085 LOT 2 .65A
Additional Legal Description is on Page 4 and 5 of Document
Assessor's Tax Parcel Number: 986038-649

TEMPORARY EASEMENT

City of Battle Ground W 15th Ave and W Main Street Improvement Project

The Grantor(s), **Greenbridge Properties, LLC, a Washington limited liability company**, for and in consideration of TEN AND NO/100 ($10.00) DOLLARS, and other valuable consideration, conveys and grants unto the **CITY OF BATTLE GROUND WASHINGTON, a municipal corporation of the State of Washington**, and its assigns, Grantee, under the imminent threat of the Grantee's exercise of its right of Eminent Domain, the right, privilege and easement over, upon, and across the hereinafter described lands for the purpose of improving operations at the intersection by adding a second southbound left-turn lane, by adding flashing yellow signals in the eastbound and westbound directions, and lengthening the left turn pockets in the eastbound and westbound directions.

Said lands being situated in Clark County, State of Washington, and described in Exhibit A, attached hereto, and made a part hereof.

The term of this Temporary Easement shall commence on the date of acceptance of this Temporary Easement by Grantee and shall terminate on December 31, 2026, hereinafter the "Term".

Provided however, that Grantee's use and occupancy of the easement area is limited to: Twelve (12) consecutive months during the Term.

TEMPORARY EASEMENT

Grantee shall provide Grantor written notice no less than three days in advance of Grantee's intent to exercise its rights under this Temporary Easement.

It is understood and agreed that delivery of this temporary easement is hereby tendered and that the terms and obligations hereof shall not become binding upon the **CITY OF BATTLE GROUND** unless and until accepted and approved hereon in writing for the **CITY OF BATTLE GROUND**, by its authorized agent.

Dated: May 6th, ~~2025~~ 2026

Greenbridge Properties, LLC

_____
Name/Title

ACKNOWLEDGEMENT

STATE OF WASHINGTON)
: ss
County of Clark)

On this 6TH day of MAY 2025, before me personally appeared

JOSHUA OLIVA to me known or proven to be an authorized representative of Greenbridge Properties, LLC, a Washington limited liability company that executed the foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said Limited Liability Company, for the uses and purposes therein mentioned.

GIVEN under my hand and official seal the day and year last above written.

Notary Public
State of Washington
GARY A STECHER
COMM. # 179929
MY COMM. EXP. 7/31/2027

_____
Notary Public in and for the State of Washington, residing at VANCOUVER
My commission expires 7/31/2027

TEMPORARY EASEMENT

Accepted and Approved

CITY OF BATTLE GROUND

By:_____
Ryan Jeynes
City Engineer

Date: _____, 2025

TEMPORARY EASEMENT

EXHIBIT A

LEGAL DESCRIPTION
TEMPORARY CONSTRUCTION EASEMENTS

A portion of Lot 2 of the plat "BG Main Street Commercial Short Plat", Book 4 of Plats, Page 85 of the Northwest Quarter of the Northwest Quarter of Section 3, Township 3 North, Range 2 East, Willamette Meridian, City of Battle Ground, Clark County, Washington, described as follows:

EASEMENT 1

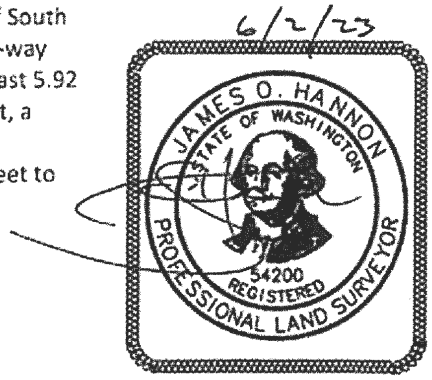
BEGINNING at the northerly northeast corner of said Lot 2; thence along the westerly right-of-way line of SW 15th Avenue (width varies) South 45°15'07" East 32.00 feet; thence continuing along said right-of-way line South 01°03'18" East 4.30 feet; thence leaving said right-of-way line North 45°15'07" West 33.86 feet; thence North 89°26'59" West 6.84 feet; thence North 00°33'01" East 3.00 feet to the southerly right-of-way line of West Main Street (SR 502) (47.00 feet from centerline); thence along said right-of-way line (47.00 feet from centerline) South 89°26'59" East 8.06 feet to the **POINT OF BEGINNING**.

Contains approximately 121 square feet.

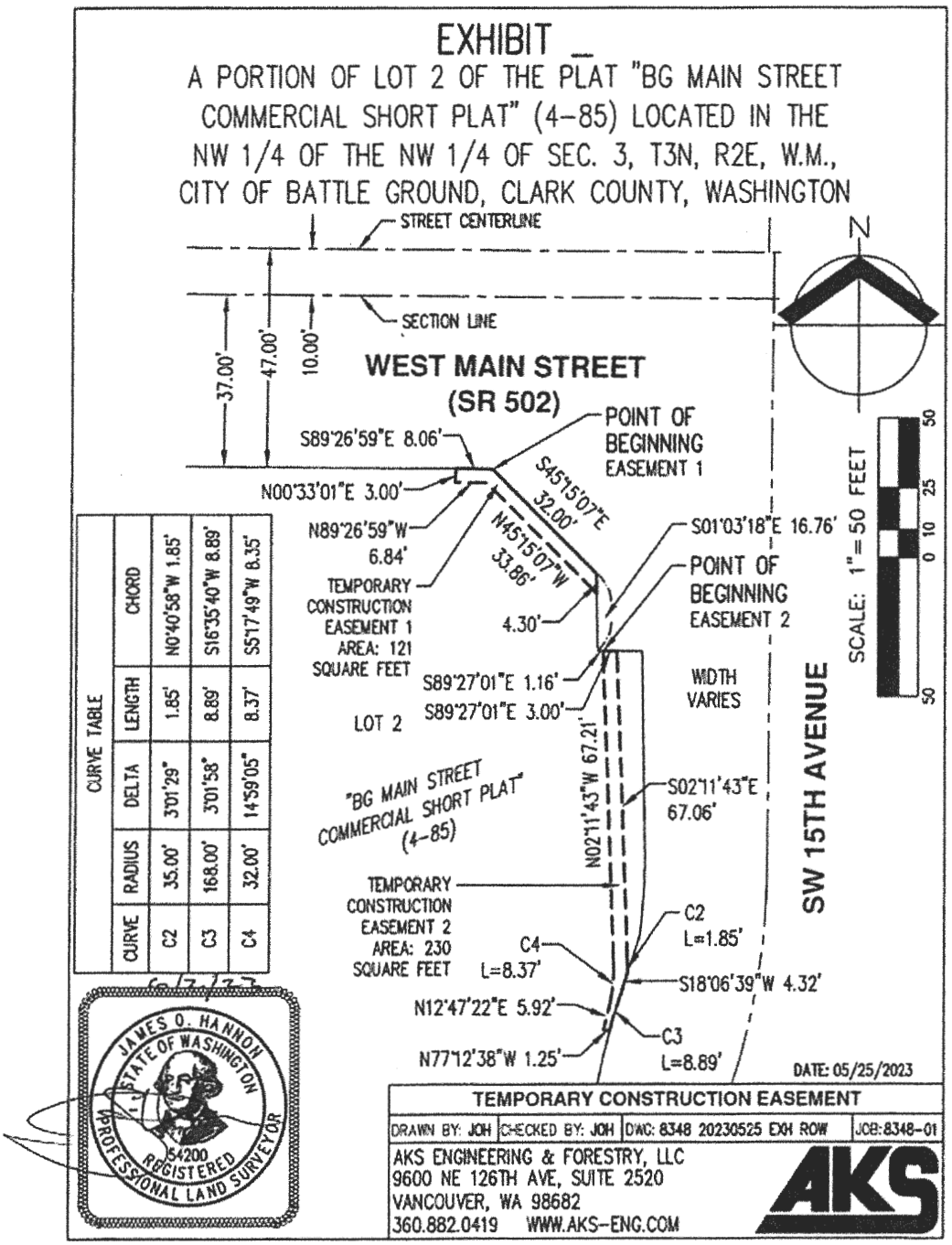
EASEMENT 2

COMMENCING at the northerly northeast corner of said Lot 2; thence along the westerly right-of-way line of SW 15th Avenue (width varies) South 45°15'07" East 32.00 feet; thence continuing along said right-of-way line South 01°03'18" East 16.76 feet; thence continuing along said right-of-way line South 89°27'01" East 1.16 feet to the **POINT OF BEGINNING**; thence continuing along said right-of-way line South 89°27'01" East 3.00 feet; thence South 02°11'43" East 67.06 feet; thence along a curve to the right with a Radius of 35.00 feet, a Delta of 03°01'29", a Length of 1.85 feet, and a Chord of North 00°40'58" West 1.85 feet; thence along said westerly right-of-way line South 18°06'39" West 4.32 feet; thence continuing along said westerly right-of-way line along a curve to the left with a Radius of 168.00 feet, a Delta of 03°01'58", a Length of 8.89 feet, and a Chord of South 16°35'40" West 8.89 feet; thence leaving said westerly right-of-way line North 77°12'38" West 1.25 feet; thence North 12°47'22" East 5.92 feet; thence along a curve to the left with a Radius of 32.00 feet, a Delta of 14°59'05", a Length of 8.37 feet, and a Chord of North 05°17'49" East 8.35 feet; thence North 02°11'43" West 67.21 feet to the **POINT OF BEGINNING**.

Contains approximately 230 square feet.



TEMPORARY EASEMENT



Grantor's Initials

CITY OF BATTLE GROUND
STAFF REPORT

To:	City Council Kris Swanson, City Manager
From:	Rob Ferrier, Deputy City Manager Kristin Lehto, Community Development Director
Date:	May 18, 2026
Proceeding Type:	Public Hearing/Ordinance Adoption
Subject:	Spring 2026 – Municipal Code Updates

Legislative History:	
• Set Public Hearing:	March 16, 2026
• Presentation:	April 6, 2026
• Public Hearing:	April 20, 2026
• Consent -Set Public Hearing:	May 4, 2026
• Public Hearing and Ordinance Adoption	May 18, 2026

Staff Report Summary

The Battle Ground Municipal Code (BGMC) is updated every year. Many of these changes result from mandates in state law or issues of interpretation in administering BGMC.

Background

Council conducted a public hearing on this item on April 20, 2026.

Council set the public hearing date for Ordinance adoption on May 4, 2026.

Changes to the Code

Staff's proposed changes to BGMC Titles 2, 6, 8, 12, 13, 15, 17, and 18.

Ordinance #	**Title**
Ord. No. 2026-05	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 2 ADMINISTRATION & PERSONNEL; SECTION 2.28.010 PLANNING COMMISSION TERMS; SECTION 2.60.010 PACE BOARD YOUTH MEMBER

	CRITERIA; SECTION 2.84.050 LEOFF OFFICERS.
Ord. No. 2026-06	AN ORDINANCE ADDING BATTLE GROUND MUNICIPAL CODE TITLE 6 ANIMALS; SECTION 6.10.400 RABBITS; 6.20 FERAL CATS.
Ord. No. 2026-07	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 8 HEALTH & SAFETY; SECTION 8.32 REGULATORY STANDARDS FOR EMERGENCY SERVICES; SECTION 8.36 SPECIAL EVENT PERMITS.
Ord. No. 2026-08	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 12 STREETS AND SIDEWALKS; CHAPTER 12.108 MAINTENANCE OF SIDEWALKS; CHAPTER 12.116 TRANSPORTATION STANDARDS; CHAPTER 12.118 CONSTRUCTION IN PUBLIC RIGHT-OF-WAY; CHAPTER 12.122 STREET USE AND ENCROACHMENT.
Ord. No. 2026-09	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 13 WATER AND SEWERS; CHAPTER 13.120 SEWER SYSTEM – CONNECTION; CHAPTER 13.126 STORM DRAINAGE SYSTEM; AND ADDING CHAPTER 13.130 VACATION OF UTILITY EASEMENTS.
Ord. No. 2026-10	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 15 BUILDINGS AND CONSTRUCTION; CHAPTER 15.104 BUILDING CODE; CHAPTER 15.136 PUBLIC WORKS CONSTRUCTION SPECIFICATIONS.
Ord. No. 2026-11	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 17 ZONING; CHAPTER 17.118 COMMERCIAL DISTRICTS; CHAPTER 17.120 LIGHT INDUSTRIAL, EMPLOYMENT CAMPUS, AND WESTSIDE EMPLOYMENT DISTRICTS; CHAPTER 17.122 MIXED USE DISTRICTS.
Ord. No. 2026-12	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 18 ENVIRONMENTAL PROTECTION; CHAPTER 18.250 STORMWATER CONTROL AND DRAINAGE; CHAPTER 18.257 CLEARING AND GRADING; CHAPTER 18.280 FISH AND WILDLIFE HABITAT CONSERVATION AREAS.

Options

1. Conduct a public hearing and adopt the ordinances as drafted.
2. Conduct a public hearing and modify the ordinances.
3. Take no action.

Staff Recommendation

Conduct a public hearing and consider any public testimony.

Adopted the ordinances as drafted or modified based on public testimony.

Ordinance #	**Title**
Ord. No. 2026-05	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 2 ADMINISTRATION & PERSONNEL; SECTION 2.28.010 PLANNING COMMISSION TERMS; SECTION 2.60.010 PACE BOARD YOUTH MEMBER CRITERIA; SECTION 2.84.050 LEOFF OFFICERS.
Ord. No. 2026-06	AN ORDINANCE ADDING BATTLE GROUND MUNICIPAL CODE TITLE 6 ANIMALS; SECTION 6.10.400 RABBITS; 6.20 FERAL CATS.
Ord. No. 2026-07	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 8 HEALTH & SAFETY; SECTION 8.32 REGULATORY STANDARDS FOR EMERGENCY SERVICES; SECTION 8.36 SPECIAL EVENT PERMITS.
Ord. No. 2026-08	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 12 STREETS AND SIDEWALKS; CHAPTER 12.108 MAINTENANCE OF SIDEWALKS; CHAPTER 12.116 TRANSPORTATION STANDARDS; CHAPTER 12.118 CONSTRUCTION IN PUBLIC RIGHT-OF-WAY; CHAPTER 12.122 STREET USE AND ENCROACHMENT.
Ord. No. 2026-09	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 13 WATER AND SEWERS; CHAPTER 13.120 SEWER SYSTEM – CONNECTION; CHAPTER 13.126 STORM DRAINAGE SYSTEM; AND ADDING CHAPTER 13.130 VACATION OF UTILITY EASEMENTS.
Ord. No. 2026-10	AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 15 BUILDINGS AND CONSTRUCTION; CHAPTER 15.104 BUILDING CODE; CHAPTER 15.136 PUBLIC WORKS CONSTRUCTION SPECIFICATIONS.
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Attachments

Ord. No. 2026-05

Ord. No. 2026-06

Ord. No. 2026-07

Ord. No. 2026-08

Ord. No. 2026-09

Ord. No. 2026-10

Ord. No. 2026-11

Ord. No. 2026-12

Legal Review

Legal Review of the Ordinances will occur prior to Council Action.

ORDINANCE NO. 2026-05

AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 2 ADMINISTRATION & PERSONNEL; SECTION 2.28.010 PLANNING COMMISSION TERMS; SECTION 2.60.010 PACE BOARD YOUTH MEMBER CRITERIA; SECTION 2.84.050 LEOFF OFFICERS.

WHEREAS, the City of Battle Ground Municipal Code is a document containing 20 Titles and multiple Chapters and is codified by the adoption of ordinances and published in a code book by Book Publishing Company; and

WHEREAS, periodically the City of Battle Ground Municipal Code needs to be updated or improved for presentation to the City Council; and

WHEREAS, the Planning Commission of the City of Battle Ground held a public hearing on March 11, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Planning Commission has made a recommendation to the City Council of the City of Battle Ground to adopt the code changes reflected herein; and

WHEREAS, the City Council of the City of Battle Ground held a public hearing on April 20, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Municipal Code amendments were submitted to the State Department of Commerce for review on March 23, 2026, pursuant to RCW36.70A.106; and

WHEREAS, the Municipal Code amendments were issued a non-project Determination of Non-Significance (DNS) on April 1, 2026; and

WHEREAS, the City Council of City of Battle Ground has reviewed the proposed changes; and

NOW THEREFORE BE IT ordained by the City Council of the City of Battle Ground, Washington as follows:

SECTION 1. TITLE 2 ADMINISTRATION & PERSONNEL; CHAPTER 2.28.010.A PLANNING COMMISSION TERMS, IS HEREBY AMENDED AS FOLLOWS:

2.28.010.A
Each planning commission member shall serve for a term of four years. Subsequent appointments or reappointments thereafter shall be appointed for terms of four years.

TITLE 2 ADMINISTRATION & PERSONNEL; CHAPTER 2.60.010 MEMBERSHIPS, IS HEREBY AMENDED AS FOLLOWS:

2.60.010 MEMBERSHIPS

A. There is established a parks and community engagement advisory board consisting of seven members: six regular members and one youth representative member. All members are appointed by the mayor, with the consent of the city council. Out of the seven members, no less than six members shall reside within the city of Battle Ground. One regular member may reside outside of the city of Battle Ground, as long as they either live in the city's urban growth area or own a business in the city of Battle Ground. The term of office of the six regular members shall be three years. The respective terms of office shall be staggered to provide continuity, and the initial terms following adoption of the ordinance codified in this chapter shall be as recommended by the existing parks board. The term of office of the youth member shall be two years. Each of the members of the board will serve without compensation.

B. The youth representative position shall be filled by an individual between the ages of fourteen and twenty-one, who resides in the city's urban growth boundary or who currently attends school within the Battle Ground School District.

TITLE 2 ADMINISTATION & PERSONNEL; CHAPTER 2.84.050.A LAW ENFROCEMENT OFFICERS AND FIREFIGHTERS DISABILITY BOARD OFFICERS, IS HEREBY AMENDED AS FOLLOWS:

2.84.050.A Officers

The board shall elect from among its membership a chairperson and vice chairperson. The term of office shall be two years. Officers shall be elected at the regular January meeting.

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

SECTION 3. REGULATORY CONFLICTS. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of the inconsistency or conflict.

SECTION 4. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

SECTION 5. EFFECTIVE DATE. This ordinance shall be published in summary form and be in full force and effective thirty (30) days from the final passage date in accordance with law.

ADOPTED IN OPEN MEETING OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON THIS _____.

_____
Eric Overholser, Mayor

Attested to by:

_____
Elizabeth Halili, City Clerk

Approved as to form:

_____
Kirk Ehlis, Contract City Attorney

ORDINANCE NO. 2026-06

AN ORDINANCE ADDING BATTLE GROUND MUNICIPAL CODE TITLE 6 ANIMALS; SECTION 6.10.400 RABBITS; 6.20 FERAL CATS.

WHEREAS, the City of Battle Ground Municipal Code is a document containing 20 Titles and multiple Chapters and is codified by the adoption of ordinances and published in a code book by Book Publishing Company; and

WHEREAS, periodically the City of Battle Ground Municipal Code needs to be updated or improved for presentation to the City Council; and

WHEREAS, the Planning Commission of the City of Battle Ground held a public hearing on March 11, 2026, for the purpose for allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Planning Commission has made a recommendation to the City Council of the City of Battle Ground to adopt the code changes reflected herein; and

WHEREAS, the City Council of the City of Battle Ground held a public hearing on April 20, 2026, for the purpose for allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Municipal Code amendments were submitted to the State Department of Commerce for review on March 23, 2026 pursuant to RCW36.70A.106; and

WHEREAS, the Municipal Code amendments were issued a non-project Determination of Non-Significance (DNS) on the April 1, 2026; and

WHEREAS, the City Council of City of Battle Ground has reviewed the proposed changes; and

NOW THEREFORE BE IT ordained by the City Council of the City of Battle Ground, Washington as follows:

SECTION 1. TITLE 6 ANIMALS; CHAPTER 6.10.400 RABBITS IS ADDED AS FOLLOWS:

6.10.400 RABBITS

For the purposes of this section:

1. "Rabbit" means any domesticated rabbit, including those kept as pets, raised for domestic purposes, or otherwise maintained within the city limits, and any domesticated rabbit that has been abandoned, released, or has become feral.

2. “Small Domestic Animal” includes rabbits, guinea pigs, ferrets, and similar non-livestock mammals kept as household pets.

6.10.410 – Rabbits Running at Large

1. It shall be unlawful for any rabbit to run at large within the city limits.
2. Rabbits found running at large may be impounded by animal control.
3. Owners reclaiming an impounded rabbit shall pay a reclaim fee as established by the city fee schedule.

6.10.420 – Containment and Housing

1. All rabbits shall be securely housed in enclosures that:
   a. Prevent escape;
   b. Protect from predators;
   c. Provide adequate shelter, food, and water; and
   d. Maintain sanitary conditions.
2. Animal control may inspect enclosures if complaints are received regarding escape, nuisance, or unsafe conditions.

TITLE 6 ANIMALS; CHAPTER 6.20 FERAL CATS IS ADDED AS FOLLOWS:

6.20.010 Impoundment of Free-Roaming Cats for Trap-Neuter-Return (TNR).

A. Purpose.

The city recognizes Trap-Neuter-Return (TNR) as a humane and effective method for managing free-roaming and feral cat populations. The intent of this section is to authorize the humane trapping, temporary impoundment, sterilization, vaccination, and return of free-roaming cats to the location where they were captured.

B. Authority to Impound for TNR.

Notwithstanding any other provision of this Title, an animal control officer is authorized to:

1. Humanely trap or receive trapped free-roaming or feral cats;
2. Impound such cats for the limited purpose of sterilization, vaccination, ear-tipping, and necessary medical assessment, in compliance with any applicable federal or state law, and under the supervision of a licensed veterinarian, where applicable; and
3. Return the cat to the location where it was found unless:
   a. the cat is severely ill or injured;
   b. a citizen requests return to owner procedures and provides proof of ownership;
   c. the location of capture poses a documented public safety risk.

C. Definitions.

For purposes of this section:

1. “Free-roaming cat” means any unowned cat, whether feral or tame, that is outdoors and not under the physical control of a person.
2. “Feral cat” means a domestic cat that is unsocialized to humans and exhibits behaviors consistent with avoidance of human interaction.
3. “TNR” or “Trap-Neuter-Return” means a program in which free-roaming cats are humanely trapped, sterilized, vaccinated, ear-tipped, and returned to their original location.
4. “Ear-Tipping” means a surgical removal of the very tip of a cat’s ear (usually the left ear) while the cat is under anesthesia during spay/neuter surgery.

D. Exemption from Standard Impoundment Requirements.

Cats impounded solely for the purposes of TNR are exempt from:

1. Mandatory holding periods;
2. Standard redemption fees;
3. Licensing requirements;
4. Euthanasia timelines applicable to owned or adoptable animals.

However, documentation of the TNR procedure and return shall be maintained in accordance with department records policy.

E. Property Owner Permission.

1. Trapping for TNR on private property requires consent of the property owner or lawful occupant.

2. Property owners may request removal of community cats causing a verified nuisance.

F. Return to Field in Lieu of Euthanasia.

When a healthy, free-roaming cat qualifies for TNR, return to field shall be the preferred disposition over euthanasia, unless prohibited by subsection (B)(3).

G. Interference Prohibited.

It is unlawful for any person to knowingly obstruct, hinder, or interfere with lawful TNR activities carried out by the city or its authorized agents.

H. Program Administration.

Animal control may coordinate with shelters, veterinarians, nonprofit rescue partners, or community cat caretakers to implement TNR services, including trapping, transport, sterilization, vaccination, ear-tipping, and release.

6.20.20 Traps—Humane

Any traps used to capture free-roaming, stray, or feral cats shall be constructed in a manner that does not harm the animal.

6.20.30 Owned Cats; Identification; Release Procedures

A. Reasonable Efforts to Identify Ownership.
Animal Control shall make reasonable efforts to determine whether a trapped cat is owned, including scanning for a microchip, checking for a collar or tag, and reviewing any owner information readily available at the time of intake.

B. Immediate Release When Safe and Feasible.
If a trapped cat is determined to be owned or reasonably believed to be owned, the cat shall be released to the owner or returned to the location where it was trapped, unless the cat requires medical care or poses a public safety risk.

C. No Liability for Inadvertent Trapping.
The inadvertent trapping of an owned cat during lawful TNR activities shall not, in itself, constitute negligence or create liability for the City or its agents, provided the cat is handled humanely and reasonable identification efforts are made as required in subsection A.

D. Temporary Impoundment of Owned Cats.
If an owned cat is trapped and the owner is not immediately identifiable, the cat may be temporarily impounded consistent with standard stray-hold procedures until the owner can be located.

E. Exemption from Ear-Tipping.
Owned cats shall not be ear-tipped. If an owned cat lacking identification is trapped and sterilized before ownership is discovered, the City shall not be liable for the sterilization, provided reasonable efforts to identify the owner were made.

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

SECTION 3. REGULATORY CONFLICTS. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of the inconsistency or conflict.

SECTION 4. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction

of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

SECTION 5. EFFECTIVE DATE. This ordinance shall be published in summary form and be in full force and effective thirty (30) days from the final passage date in accordance with law.

ADOPTED IN OPEN MEETING OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON THIS _____.

_____
Eric Overholser, Mayor

Attested to by:

_____
Elizabeth Halili, City Clerk

Approved as to form:

_____
Kirk Ehlis, Contract City Attorney

ORDINANCE NO. 2026-07

AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 8 HEALTH & SAFETY; SECTION 8.32 REGULATORY STANDARDS FOR EMERGENCY SERVICES; SECTION 8.36 SPECIAL EVENT PERMITS.

WHEREAS, the City of Battle Ground Municipal Code is a document containing 20 Titles and mulitple Chapters and is codified by the adoption of ordinances and published in a code book by Book Publishing Company; and

WHEREAS, periodically the City of Battle Ground Municipal Code needs to be updated or improved for presentation to the City Council; and

WHEREAS, the Planning Commission of the City of Battle Ground held a public hearing on March 11, 2026, for the purpose for allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Planning Commission has made a recommendation to the City Council of the City of Battle Ground to adopt the code changes reflected herein; and

WHEREAS, the City Council of the City of Battle Ground held a public hearing on April 20, 2026 for the purpose for allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Municipal Code amendments were submitted to the State Department of Commerce for review on March 23, 2026, pursuant to RCW36.70A.106; and

WHEREAS, the Municipal Code amendments were issued a non-project Determination of Non-Significance (DNS) on April 1, 2026; and

WHEREAS, the City Council of City of Battle Ground has reviewed the proposed changes; and

NOW THEREFORE BE IT ordained by the City Council of the City of Battle Ground, Washington as follows:

SECTION 1. TITLE 8 HEALTH & SAFETY; CHAPTER 8.32 REGULATORY STANDARDS FOR EMERGENCY SERVICES IN ITS ENTIRETY IS HEREBY RESCINDED AND REMOVED FROM THE BATTLE GROUND MUNICIPAL CODE

TITLE 8 HEALTH & SAFETY; CHAPTER 8.36 SPECIAL EVENT PERMITS, IS HEREBY AMENDED AS FOLLOWS

BGMC 8.36.010.E "SPECIAL EVENT"
Special event includes any event which is to be conducted on public property or on a public right-of-way; and, also, any event held on private property which would have a direct significant impact on traffic congestion; or traffic flow to and from the event over public streets or rights-of-way; or which would significantly impact the need for city-provided emergency services such as police, fire, or medical aid. Special events may include, but are not limited to, a temporary activity such as a photography or videography shoot, movie filming, carnival, circus, parade, assembly, procession, block party, run/walk/bike event, community sponsored activity, art and craft fairs, or other similar functions.

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

SECTION 3. REGULATORY CONFLICTS. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of the inconsistency or conflict.

SECTION 4. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

SECTION 5. EFFECTIVE DATE. This ordinance shall be published in summary form and be in full force and effective thirty (30) days from the final passage date in accordance with law.

ADOPTED IN OPEN MEETING OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON THIS _____.

_____
Eric Overholser, Mayor

Attested to by:

_____
Elizabeth Halili, City Clerk

Approved as to form:

_____
Kirk Ehlis, Contract City Attorney

ORDINANCE NO. 2026-08

AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 12 STREETS AND SIDEWALKS; CHAPTER 12.108 MAINTENANCE OF SIDEWALKS; CHAPTER 12.116 TRANSPORTATION STANDARDS; CHAPTER 12.118 CONSTRUCTION IN PUBLIC RIGHT-OF-WAY; CHAPTER 12.122 STREET USE AND ENCROACHMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CORRECTIONS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Battle Ground Municipal Code is a document containing 20 Titles and mulitple Chapters and is codified by the adoption of ordinances and published in a code book by Book Publishing Company; and

WHEREAS, periodically the City of Battle Ground Municipal Code needs to be updated or improved for presentation to the City Council; and

WHEREAS, the Planning Commission of the City of Battle Ground held a public hearing on March 18, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Planning Commission has made a recommendation to the City Council of the City of Battle Ground to adopt the code changes reflected herein; and

WHEREAS, the City Council of the City of Battle Ground held a public hearing on April 20, 2026 and May 18, 2026 for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Municipal Code amendments were submitted to the State Department of Commerce for review on March 23, 2026, pursuant to RCW 36.70A.106; and

WHEREAS, the Municipal Code amendments were issued a non-project Determination of Non-Significance (DNS) on April 1, 2026; and

WHEREAS, the City Council of City of Battle Ground has reviewed the proposed changes; and

NOW THEREFORE BE IT ordained by the City Council of the City of Battle Ground, Washington as follows:

SECTION 1. TITLE 12 STREETS AND SIDEWALKS; CHAPTERS 12.108 MAINTENANCE OF SIDEWALKS, ARE HEREBY AMENDED AS FOLLOWS:

Chapter 12.108 – Maintenance Of Sidewalks

12.108.010 State statutes adopted by reference.
12.108.020 Hazardous conditions on public right-of-way.
12.108.030 Property owner liable for maintenance and repairs.
12.108.040 Notice to repair hazardous sidewalk.
12.108.050 Permit required.
12.108.060 Resolution and notice of required improvements.

12.108.070 Notice to describe property, construction.
12.108.080 Notification and publication.
12.108.090 Noncompliance with notice – Hearing.
12.108.100 Chargeable property.
12.108.110 Assessment roll hearing – Notice confirmation – Appeal.
12.108.120 Method of payment of assessments.
12.108.130 Collection of assessments.
12.108.140 Deferral of payment of special assessments.
12.108.~~020~~150 Snow and ice removal.

12.108.010 State statutes adopted by reference.
Chapters 35.68, ~~and~~ 35.69, and 35.70 RCW, together with all future amendments thereto, are incorporated by reference and adopted in their entirety as if fully contained in this chapter.

12.108.020 Hazardous conditions on public right-of-way.
It is unlawful for the owner and/or any person occupying or having charge or control of any premises abutting upon any public right-of-way, including alleys, in the city to construct, place, cause, create, maintain or permit to remain upon any part of said right-of-way located between the curb line, or, if there is no curb line, then between the adjacent edge of the traveled portion of such right-of-way and the abutting property line, any condition, structure or object dangerous or hazardous to the use of said right-of-way by the members of the general public, including but not limited to the following conditions:

A. Defective sidewalk surfaces caused by property owner actions, including but not limited to broken or cracked cement concrete, stub-toes, depressions within or between sidewalk joints;

B. Defective cement concrete surfaces placed adjacent to the public sidewalk or defects at the juncture between said cement surfaces and said public sidewalks, including stub-toes or depressions at said junction;

C. Defects in sidewalks or public ways caused or contributed to by the roots of trees or similar growth or vegetation located on private adjoining property. Except that where a sidewalk, street or curb is damaged by a planter strip tree maintained by the city, responsibility for damage to the sidewalk shall remain with the city;

D. Defective conditions caused by tree limbs, foliage, brush or grass on or extending over such public sidewalks or rights-of-way;

E. Defective conditions on the planter strip area between the curb line and the sidewalk, or, if there is no curb line, then between the edge of the traveled portion of the street and the sidewalk and between the sidewalk and the abutting property line;

F. Defects resulting from accumulation of ice and snow on public sidewalks or on the right-of-way between the curb line or, if there is no curb line, then between the adjacent edge of the traveled portion of the street roadway and the abutting property line;

G. Defects consisting of foreign matter on the public sidewalks, including but not limited to gravel, oil, grease, or any other foreign subject matter that might cause pedestrians using said sidewalk to fall, stumble or slip by reasons of the existence of such foreign matter; and/or

H. Defective handrails or fences or other similar structures within or immediately adjacent to said right-of-way area.

12.108.030 Property owner liable for maintenance and repairs.

Whenever any public right-of-way in the city shall have been improved by the construction of a sidewalk along either side thereof, the duty and expense of the inspection, maintenance, cleaning, repair and renewal of said sidewalk, including the erection or maintenance of suitable barriers along the outer margin of said sidewalk where the same is elevated more than two feet above the abutting property, shall be upon the owner of the directly abutting property; provided, however, that if the difference in elevation is the result of a change in street grade occasioned by any city, county or state roadway construction, reconstruction or improvement project, then in that event said barrier shall be erected or installed as a part of such project and the cost thereof shall be borne by the project. All such repairs shall be made after application for and issuance of a proper street excavation permit therefor, as required by law, and all of such work to be duly inspected and approved by the public works department of the city.

12.108.040 Notice to repair hazardous sidewalk.

Whenever the city is notified that a hazardous condition exists, either by the public or through a sidewalk inspection, the city engineer or their designee shall cause a notice to be sent to the legal owner of the abutting property. Said notice shall describe the location of the hazardous condition and state that the property owner has 60 days to obtain a right-of-way permit and complete said repairs.

12.108.050 Permit required.

Any person desiring to repair, change or relocate any sidewalk abutting their property shall make application for a permit per BGMC Chapter 12.118.

12.108.060 Resolution and notice of required improvements.

Whenever in the judgment of the city engineer the public convenience or safety requires that a sidewalk or driveway be constructed, renewed or repaired (hereinafter called the improvement) along either side of any street or other public place therein, and the abutting property owner has not complied with the notice required in BGMC 12.108.040, said city engineer shall report the fact to the city council and if the council shall deem the improvement necessary or convenient for the public convenience or safety, it shall by resolution order said improvement and shall cause a notice in writing to be served on the owner of each lot, block or parcel of land immediately abutting upon that portion and side of such street or public place where said improvement is to be constructed, requiring that such improvement be constructed in accordance with such resolution.

12.108.070 Notice to describe property, construction.

The resolution and notice provided for in BGMC 12.108.060 shall describe each lot, block or parcel of land immediately abutting on that portion of the street or other public place where said improvement is to be constructed, and shall specify the kind of improvement required, the method and material to be used in the construction, and shall contain an estimate of the cost thereof. The notice shall state that unless the improvement is constructed in compliance with the notice and within the time therein specified said

improvement will be constructed by the city and the cost and expense thereof assessed against the property abutting thereon.

12.108.080 Notification and publication.

If all or any portion of the cost of the improvement is to be assessed against the abutting property owner, or if the abutting property owner is required to construct the improvement, the resolution shall fix the time from and after its passage, and a place, for hearing on the resolution. The resolution shall be published for two consecutive weeks before the time of hearing in the official newspaper of the city and a notice of such hearing shall be given each owner or reputed owner of the abutting property by mailing to the owner or reputed owner of the property as shown on the tax rolls of the county treasurer, at the address shown thereon a notice of the date of hearing, such mailing to be at least 10 days before the date fixed for such hearing. The hearing may be postponed from time to time to a definite date until the hearing is held. At the time of the hearing the council shall hear persons who appear for or against the improvement, and determine whether it will make any changes in the original plan, and what the changes shall be. This action may be taken by motion adopted in the usual manner.

12.108.090 Noncompliance with notice – Hearing.

In case the notice provided for in BGMC 12.108.040 shall not be complied with within the time therein specified, the city engineer having charge of the maintenance of the streets and public places in the city shall proceed to construct the improvement and shall report to the council an assessment roll showing each lot, block or parcel of land immediately abutting upon said improvement, the name of the owner thereof if known, and the portion of the cost of such improvement to be assessed against each lot, block or parcel of land. The procedures for hearing and confirmation of assessment roll including procedures for notification, publication and appeal shall be identical with those set forth in BGMC 12.108.110.

12.108.100 Chargeable property.

For the purpose of this chapter all property having a frontage on the side or margin of any street or other public place shall be deemed abutting property and such property may be chargeable as provided in this chapter, with all the costs of construction of any improvement between the margin of such street or other public place and the roadway lying in front of and adjacent to said property. The term “sidewalk” as used in this chapter shall be construed to mean and include any and all structures or forms of improvement included in the space between the street margin and roadway boundary and known as the “sidewalk area.”

12.108.110 Assessment roll hearing – Notice confirmation – Appeal.

Where all or any portion of the costs are to be assessed against the abutting property, an assessment roll shall be prepared by the city engineer or his or her designee and which shall describe the property assessed, the name of the owner, if known, otherwise stating that the owner is unknown and fixing the amount of the assessment. The assessment roll shall be filed with the city clerk, and when so filed the council shall by resolution fix the date for hearing thereon and direct the clerk to give notice of such hearing and the time and place thereof. The notice of hearing shall be mailed to the person whose name appears on the county treasurer’s tax roll as the owner or reputed owner of the property, at the address shown thereon, and shall be published before the date fixed for the hearing for two consecutive weeks in the official newspaper of the city. The notice shall be mailed and first publication made at least 10 days before the hearing date. Following the hearing the city council shall by ordinance affirm, modify, or reject or order recasting of the assessment roll. An appeal may be taken to the superior court from the ordinance confirming the

assessment roll in the same manner as is provided for appeals from the assessment roll by Chapters 35.43 to 35.54 RCW, inclusive, as now or hereafter amended.

12.108.120 Method of payment of assessments.
The city council shall by resolution provide whether the full amount of the assessment shall be paid in one payment or whether it may be paid in installments and shall prescribe the time and amount of such payments; and if more than one payment is provided for the city council may by resolution provide for interest on unpaid installments and fix the rate thereof.

12.108.130 Collection of assessments.
The assessment roll as affirmed or modified by the city council shall be filed with the city finance office for collection, and the amount thereof including interest, if any, shall become a lien against the property described therein from the date of such filing. Whenever any payment on any assessment or installment is delinquent and unpaid for a period of 30 days or more the lien may be foreclosed in the same manner and with the same effect as is provided by Chapters 35.43 to 35.54 RCW, inclusive, as now or hereafter amended.

12.108.140 Deferral of payment of special assessments.
Special assessments created pursuant to this chapter may be deferred as provided in Chapter 84.38 RCW.

12.108.~~020~~150 Snow and ice removal.
It is the responsibility of the owner or occupant of private property to remove snow and ice on the sidewalks abutting his or her property in a timely manner and, if practical, prevent it becoming or remaining in an icy, ridged, uneven, or humped condition or in a condition, which is potentially hazardous to users of the public sidewalks.

SECTION 2. TITLE 12 STREETS AND SIDEWALKS; CHAPTER 12.116 TRANSPORTATION STANDARDS, ARE HEREBY AMENDED AS FOLLOWS:

12.116.040 Transportation facilities—Design criteria.
A. The following design criteria (see Tables 12.116.040(A) through (D) and Figures 12.116.040(A) through (D)) are adopted as a portion of the city's standard specifications. All streets shall be designed to a minimum twenty-year life unless otherwise specified by the city engineer. When upgrading facilities, all utility poles and other conflicting structures shall be relocated outside the sidewalk limits and undergrounded except when allowed under the modification process of BGMC 12.116.290.

B. Except where needed for public circulation, streets within mobile home parks and multifamily developments may be private and can serve more than eight units when allowed under the modification process of BGMC 12.116.290. Required or proposed city streets shall be built to those standards adopted by reference in this chapter. Private roads shall additionally be built in accordance with the conditions of BGMC 12.116.130 and 12.116.145. Right-of-way and roadway widths may be reduced pursuant to the modification procedure contained in BGMC 12.116.290.

Table 12.116.040A Arterial Streets		
	.1 Principal Arterial	**.2 Minor Arterial**
Function	Intercommunity highway serving as primary access to a large land area	Highway connecting two or more streets of equal or greater classification and serves as an additional function of land service
Access	Controlled	Controlled
Maximum Arterial Spacing	2 to 5 miles	Under 2 miles
Average Daily Trips Daily Hourly Volume	10,000+ over 600	8,000+ 200—600
Right-of-Way	100 feet (4 travel lanes; 1 center turn lane or median)	70 feet (3 travel lanes; or 2 travel lanes and center turn lane/median)
Pavement	70 feet +/- curb to curb	46 feet +/- curb to curb
Lane Width	11—12 feet	12 feet
Bicycle Lane	6 feet, striped, in both directions	5 feet, striped, in both directions
Parking/Shoulder	No parking on shoulder, except in approved bays	No parking on shoulder, except in approved bays
Median/Turn Lane	14 feet, 12-foot median (face of curb to face of curb)	12 feet, 10-foot median (face of curb to face of curb)
Street Lighting	Required	
Planter Strip and Sidewalks[2]	8-foot-wide planter strip and 6-foot-wide detached sidewalk required on both sides of the street	6-foot-wide planter strip and 6-foot-wide detached sidewalk required on both sides of the street
Transit Facilities	As recommended by transit agency and approved by city engineer	
Minimum Full-Access Intersection Spacing[1]	600 feet	500 feet

1. Intersection with public or private streets serving a potential of eight or fewer single-family residential lots shall be subject to the driveway spacing requirements.
2. In all commercial zones, the entire planter strip and sidewalk width are required to be sidewalk. Tree wells shall be provided every thirty feet, replacing the planter strip.

Table 12.116.040A Arterial Streets		
	.3 Modified Minor Arterial[1]	**.4 Old Town Arterial**
Function	Highway connecting two or more streets of equal or greater classification and serves as an additional function of land service	Street connecting two similarly classified streets with traffic calming and parking to support the old town corridor.
Access	Controlled	Controlled
Maximum Arterial Spacing	Under 2 miles	Under 2 miles
Average Daily Trips Daily Hourly Volume	8,000+ 200-600	8,000+ 200—600
Right-of-Way	60 feet (2 travel lanes and center turn lane/median)	60 feet (2 travel lanes and on-street parking)
Pavement	44 feet +/- curb to curb	37 feet +/- curb to curb
Lane Width	11 feet	10.5 feet
Bicycle Lane	5 feet, striped, in both directions	None
Parking/Shoulder	No parking on shoulder, except in approved bays	8 foot parking lanes on both sides
Median/Turn Lane	12 feet	None
Street Lighting	Required	Required
Planter Strip and Sidewalks	3-foot-wide planter strip and 5-foot-wide detached sidewalk required on both sides of the street	4 foot wide tree boxes
Transit Facilities	As recommended by transit agency and approved by city engineer	As recommended by transit agency and approved by city engineer
Minimum Full-Access Intersection Spacing[2]	500 feet	500 feet
1. This cross-section may only be used on existing roads and when approved by the city engineer. 2. Intersection with public or private streets serving a potential of eight or fewer single-family residential lots shall be subject to the driveway spacing requirements.		

Figure 12.116.040A.1
Arterial Streets Section Drawings
Principal Arterial

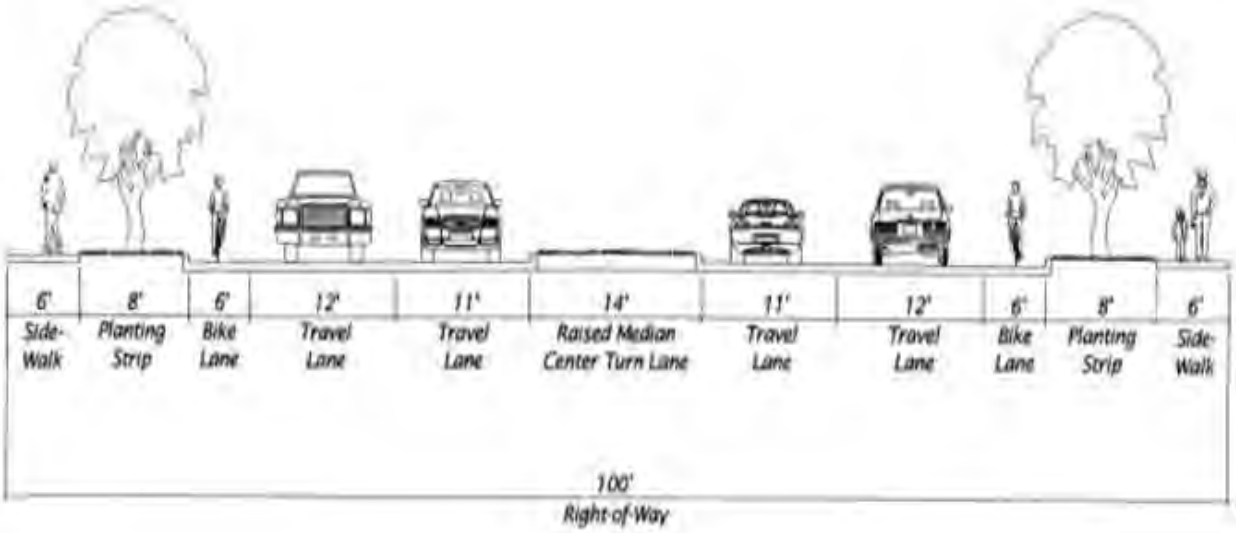


Figure 12.116.040A.2
Arterial Streets Section Drawings
Minor Arterial

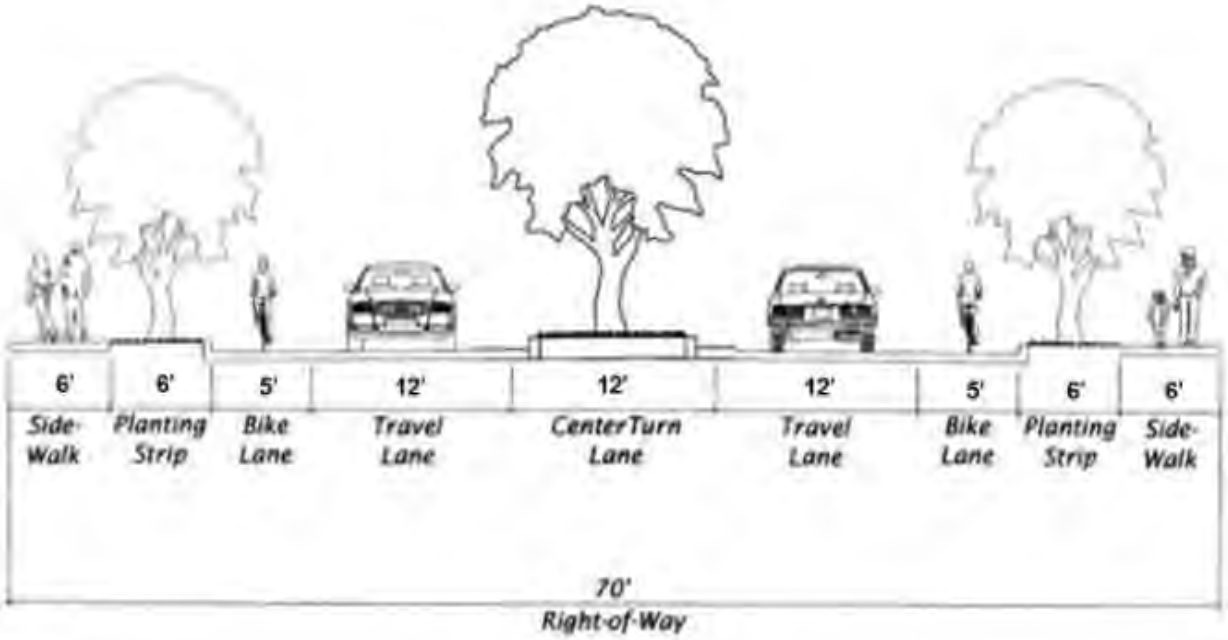


Figure 12.116.040A.3
~~Modified Minor~~ Arterial Streets Section Drawings
Modified Minor Arterial

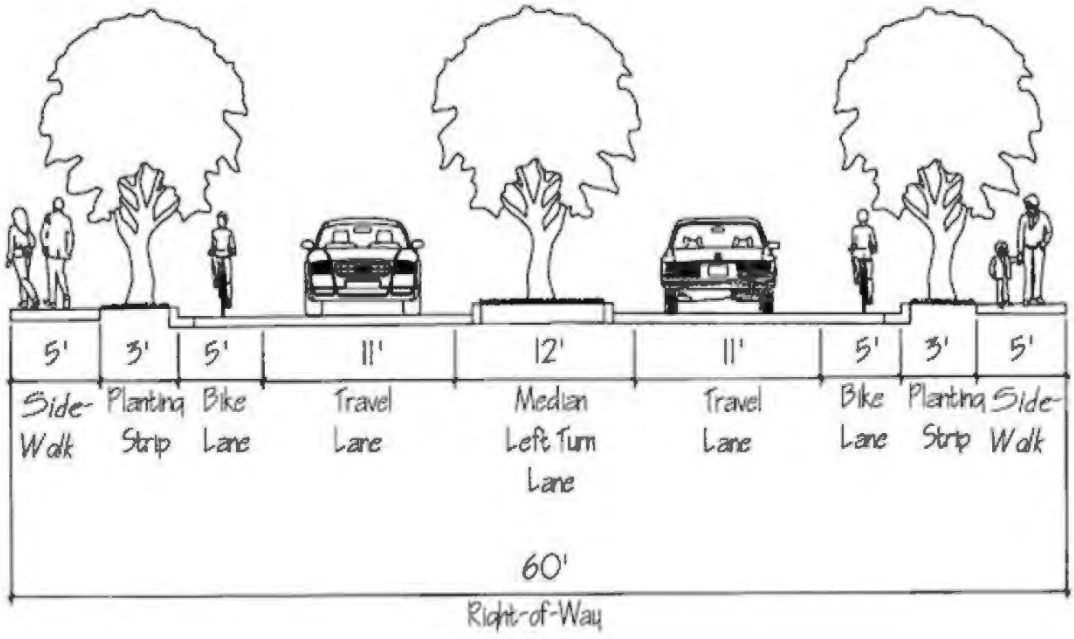
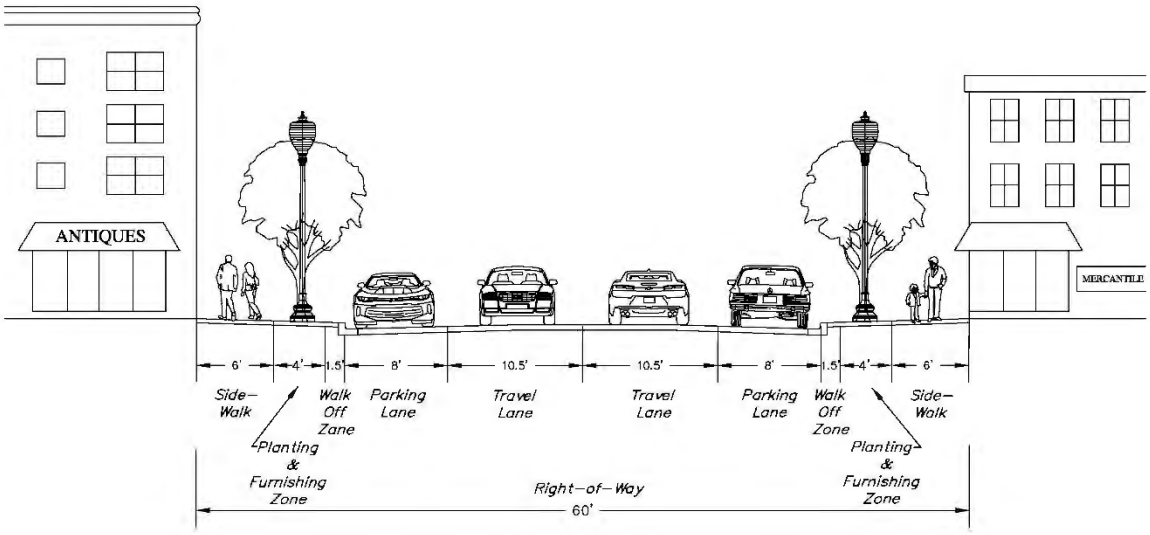


Figure 12.116.040A.4
Arterial Streets Section Drawings
Old Town Arterial



12.116.060 Transportation facilities—General specifications.

A. Typical Roadway Section. The city's standard roadway sections are not intended to eliminate the need for design of sections for streets. The city's standard typical sections are minimums and all road improvements shall be designed and certified by or under the supervision of a registered civil engineer prior to acceptance by the city. The roadway section shall be detailed on the construction plans submitted for each new roadway or improvement to an existing roadway.

The typical section shall show the width of right-of-way, width of roadway, type and compacted depth of base material, type and depth of soil for planting beds, type and compacted depth of surfacing, type and compacted depth of paving and such other dimensions as may be necessary or required. Shown also shall be the location and width of sidewalks, bicycle lanes, accessways, trails, curbs or curb and gutter, when applicable.

B. Surfacing/Depth Determination. The depth of materials shall be shown on the typical sections for roadway construction and as stated in this chapter unless modified as follows:

1. The city engineer, after reviewing soil tests prepared by a qualified soils engineer, determines a heavier section is required; or

2. The developer provides a soil test reported to the city engineer prepared by a qualified soils engineer, indicating a lesser depth is satisfactory, and the engineer approves the lesser depth. Any modification approved by the engineer under this subsection shall be based upon the standard specifications taking into consideration anticipated traffic loading characteristics, soil types, surfacing materials and other relevant factors. Under this section asphalt and crushed surfacing base course depths cannot be reduced by more than ten percent of the minimums shown in the standard details.

C. Construction Revisions. Changes after approval may be made only upon written request of the owner approved by the city engineer, or request by the city engineer approved by the owner. If there is a contract between the owner and a contractor, the contractor must be involved in the revision. The planning director shall be responsible for reviewing any changes to approved landscape plans, in coordination with the city engineer and contractor, if applicable.

D. Grades and Drainage Structures. Drainage details and street centerline profile grades shall be shown on the construction plans. Centerline profile street grades shall not be less than three-tenths percent. If any grading or filling to lots or other areas outside the street is to be done which exceeds those amounts specified in the currently adopted building code listed in BGMC 15.104.010, an overall grading plan shall be submitted as a part of the plans.

E. Construction. Construction shall not start prior to the construction plans having been signed by the city engineer and, as applicable, the final plat survey computations having been approved by the city engineer, and the landscape plan (i.e., for plantings within the public right-of-way) having been signed by the planning director. Rough grading operations may proceed before the plans are approved by the city engineer and planning director only under the following conditions:

1. The grading plan is submitted separately along with an application for a grading permit;

2. The grading plan is in conformance with the approved preliminary plat;

3. The grading plan will not be in substantial conflict with the street profiles and drainage structure plans;

4. The grading permit is issued; and

5. The grading plan preserves and protects all trees and other vegetation which are required to be protected in accordance with the approved preliminary plat or site plan approval.

F. ADA Compliance. Existing transit stops, ADA ramps, and sidewalks adjacent to a property under development that do not meet the requirements of the current version of the public right-of-way accessibility guidelines shall be removed and replaced as part of the project.

12.116.180 Developments—Frontage improvements.

A. Unless already fully developed, and subject to the limitations of BGMC 12.116.170 and the modification provisions of BGMC 12.116.290, a half-width road improvement shall be constructed to the applicable standards set out in this chapter to that portion of an access street which abuts the parcel being developed, as a requirement of approval of a final plat, final short plat, site plan application, or conditional use permit; provided, that all projects that are subject to land use or construction permit approval shall be provided adequate vehicular and pedestrian access and based upon an engineering traffic study that will not result in an increase in site trip generation of more than ten percent and shall only be required to make intersection and sight distance frontage improvements in accordance with BGMC 12.116.220 and 12.116.230, unless the city engineer determines that additional frontage improvements are clearly necessary in order to provide minimally safe access to such development. Required private access street improvements shall be completed prior to issuance of final or short plat approval, occupancy, or in accordance with BGMC 12.116.130. Required public access street improvements shall either be completed in like manner or construction thereof shall be guaranteed as provided for in this chapter; provided, that in the event that required public frontage improvements are included as a portion of a city street project scheduled on the city's comprehensive street program to be undertaken within five years, the developer in lieu of construction or guaranteeing the construction of such frontage improvements may be permitted to contribute a proportionate share towards the cost of the city street project. Such payment obligation may be deferred until after completion of the city street project by a mitigation agreement to pay, constituting a covenant running with the land to be developed or other secure method consistent with the requirements of RCW 82.02.020 and other city of Battle Ground ordinances.

B. Where frontage improvements are required, the developer will construct frontage improvements to the centerline, provided the road has not been constructed or reconstructed to current city standards in the last five years. Where the road has been constructed or reconstructed in the last five years, the improvements shall consist of the new areas and a two-foot overlap of the existing area.

C. If frontage improvements are not required to the centerline, as required by subsection B of this section, then the developer shall mill the remaining asphalt to the centerline if the pavement has a pavement condition index score of seventy or less as determined by the city engineer.

D. When frontage improvements are triggered by subsection A of this section and the development occurs on already improved parcels, if the abutting transit stop, sidewalk, and/or curb ramps do not meet current ADA requirements then they will need to be reconstructed with said development.

E. When frontage improvements are triggered by subsection A of this section and the development abuts a street where frontage improvements are completed on the opposite side of the street then the development shall install full medians when required by the applicable city cross-section in BGMC 12.116.040.

F. When a project is phased, half-width improvements are not allowed between two phases of the same project. The entire width must be constructed with the first phase to go to construction.

G. The city engineer may grant modification to this section on the basis of safety, grade, condition, and/or alignment concerns conditioning such modification, where appropriate and consistent with the requirements of applicable codes upon the property owner's commitment to participate in a future street improvement district or other method of accomplishing frontage improvements which are anticipated to be needed to serve the development in the future.

H. Nothing in this chapter shall be construed to preclude denial of a proposed development where off-site street conditions are inadequate to provide a minimum level of service, or a significant traffic hazard or hazards would be caused or aggravated by the proposed development; provided, that the developer may voluntarily agree to mitigate such direct impacts in accordance with the provisions of RCW 82.02.020 and this code.

I. Where frontage improvements are required, projects shall provide underground utility lines, including but not limited to those for electricity and communications. Projects shall underground all existing utility lines along the projects frontage unless the applicant can show that doing so is technically or financially unfeasible. Requests for modification to this standard will be processed pursuant to BGMC 12.116.290.

J. Where frontage improvements are required, if a project is located further than 250 feet of an existing or proposed transit stop on a transit route, applicants for projects shall work with the transit agency in locating a transit stop and shelter directly adjacent or as close as possible to the main building entrance provided that C-Tran agrees that they will service the new stop. If C-Tran will not service the new stop then the transit stop is not required.

SECTION 3. TITLE 12 STREETS AND SIDEWALKS; CHAPTER 12.118 CONSTRUCTION IN PUBLIC RIGHT-OF-WAY, IS HEREBY AMENDED AS FOLLOWS:

Chapter 12.118 – Construction In Public Right-Of-Way

12.118.010 Definitions.
12.118.020 Permit required.
12.118.025 Annual right-of-way permit procedures.
12.118.030 Exemptions.
12.118.040 Application.
12.118.045 Permit issuance.
12.118.050 Permit fee.
12.118.060 Minimum standards—Special conditions.
12.118.065 Permit validity.
12.118.070 Asphalt pavement restoration—Special conditions.
12.118.080 Violations, failure to comply with permit, work stoppage, revocation of permit, damages.
12.118.090 Enforcement.
12.118.100 Revocation of permit—Appeal.
12.118.110 Surety bond.
12.118.115 Indemnification/hold harmless.
12.118.120 Liability insurance.
12.118.130 New street and recent overlay.

12.118.010 Definitions.
The following terms when used in this chapter shall be construed to mean as follows:

A. "Alley" means a duly dedicated public alley;

B. "Person or applicant" means the plural as well as the singular, and shall include any firm, partnership, association, group, corporation, public or private utility or organization of any kind;

C. "Sidewalk" means a concrete or asphalt walk for pedestrian use outside the building lot line of any property, owned or constructed for use by the general public;

D. "Street" means a street or roadway designated for public use;

E. "Right-of-way" means all real property owned or held by the city in fee, or by way of easement, or dedicated to the public and located within the city, and used or intended to be used as a street, alley, sidewalk, public way or easement for public or private utilities, whether developed or undeveloped;

F. "City engineer" means the city engineer or their duly authorized designee;

G. "~~Planning~~ Community development director" means the director or his or her duly authorized designee;

H. "City utilities" means utilities owned by the city of Battle Ground;

I. “Public utilities” means a public utility that provides service under the rules and regulations on file with the ~~Public Service~~ Washington Utilities and Transportation Commission ~~of Washington State.~~;

J. “Franchise” means a contract by which a grantee is allowed to use city right-of-way for the purpose of carrying on the business in which it is generally engaged, including furnishing service to members of the public;

K. “Franchisee” means the person, firm, or corporation to whom or which a franchise, as defined in this section, is granted by the council under this chapter and the lawful successor, transferee, or assignee of such person, firm, or corporation.

L. “MUTCD” means the Manual on Uniform Traffic Control Devices for streets and highways as adopted by the Federal Highway Administration, current edition.

12.118.020 Permit required.

A right-of-way permit is required before any person may alter, construct, repair, remove, excavate, place, obstruct, damage, or disturb any structure, utility, facility, or improvement located in the public right-of-way; or commence any other activity that interferes with the free use of the public right-of-way. A blanket annual right-of-way permit for certain activities may be obtained by utilities operating with a franchise granted by the city. The provisions for annual right-of-way permits are included in the annual right-of-way permit procedures listed in BGMC 12.118.025.

12.118.025 Annual right-of-way permit procedures.

Any franchisee who has a valid franchise agreement with the city may use the right-of-way procedures listed below. All code requirements in Chapter 12.118 apply to an annual right-of-way permit unless modified below.

A. Traffic Control Plans. As an alternative to BGMC 12.118.060.C, franchisee may provide standard plans for review by the city that may be used when applicable. Franchisee shall refer to the applicable approved standard plan in their permit application. Standard plans shall meet the Manual on Uniform Traffic Control Devices for Streets and Highways (MUTCD) and be completed by an individual listed in BGMC 12.118.060.C. Requests for full street closures cannot be done with standard plans. All additional requirements of BGMC 12.118.060.C apply to annual permits.

B. Surety Bond. As an alternative to BGMC 12.118.110, franchisee may provide a single annual surety bond, or other approved surety, in an amount negotiated with the city engineer that covers all work to be done by the franchisee for the year, rather than on a project-by-project basis. Franchisee can have as many active projects as is covered by said surety provided that the total value of work active at one time does not exceed the amount covered by the surety. Once the work is completed by the franchisee and accepted by the city that encumbered capacity will be available for use for additional work by the franchisee. If the franchisee needs to exceed the value of work covered by the surety, a surety rider, in a form acceptable to the city attorney, may be accepted by the city. All additional requirements of BGMC 12.118.110 apply to annual permits.

C. Liability Insurance. As an alternative to BGMC 12.118.120, franchisee may provide a single certificate of liability insurance that covers all work to be done by the franchisee for the year, rather than on a project-by-project basis. Insurance shall meet the permit limits and requirements as maintained by the city engineer.

12.118.030 Exemptions.

A right-of-way permit shall not be required for the activities listed below. Exemption from the permitting requirements of this section shall not constitute approval for any work done in violation of this code or any other city code.

A. Construction, improvement, maintenance, or repair of facilities located in right-of-way when performed by the city or a contractor under contract with the city;

B. Work allowed and approved by other permits issued by the city;

C. Public utility service providers possessing franchises granted by the city are not required to possess right-of-way permits to maintain overhead, underground, or surface use and occupancy of public streets, alleys, rights-of-way, parks or other public places by their facilities so long as the location and maintenance thereof is in accordance with such franchise and does not require a street or lane closure or impacts sidewalks.

~~C~~D. Any activity that the city engineer determines does not have the potential to significantly impact the right-of-way or the free use thereof. Any exemption granted under this section shall be issued in writing; and

~~D~~E. Emergency repairs to existing facilities; the city must be provided notice of such repairs as soon as it is possible.

~~E~~F. Permit exemption does not exclude the person or entity from meeting the standards and practices contained in BGMC 12.118.060(A) and (C), 12.118.070, 12.118.110, 12.118.115, 12.118.120, and 12.118.130.

12.118.060 Minimum standards—Special conditions.

A. All work to be performed in accordance with this chapter shall conform to the minimum requirements of the current edition of the WSDOT Standard Specifications for Road, Bridge and Municipal Construction, city municipal construction codes, city standard details, city construction requirements and specifications contained herein. In addition, the city engineer, in order to maintain the integrity of existing improvements and to provide for public health, safety, and welfare, may impose such additional terms upon such permits as deemed necessary. Such conditions may be modified, if conditions warrant, during the life of such permit.

B. The permit holder is required to notify the city at the department of public works office no later than 8:30 a.m. two business days before any permit work begins, at the address and/or telephone numbers noted on the permit form.

1. Failure to notify the city prior to commencing work is a violation of the permit. In the event of a violation, the permit holder shall be subject to revocation of the permit or other enforcement listed in BGMC Title 20 as determined by the city engineer.

2. It shall be the responsibility of the permit holder to be prepared for inspection by city personnel. In the event a permit holder calls for an inspection more than twice without site preparation completed, which may include, but not be limited to, traffic control, forming or shoring, material on hand, or any other site condition that renders the inspection incomplete will be deemed a violation of the permit. A reinspection fee of one-half of the initial permit fee will be assessed, but not to exceed seventy-five dollars, for every reinspection thereafter.

C. Traffic control and detour plans shall be required for all work within the right-of-way, as determined by the city engineer, including maintenance, and shall conform to the most recently adopted ~~Manual on Uniform Traffic Control Devices for Streets and Highways (~~MUTCD~~)~~. Traffic control plans must be completed by a licensed engineer in the state of Washington, a certified traffic control supervisor in the state of Washington, or be a standard plan acceptable to the city engineer. A traffic control plan shall be submitted and approved with the right-of-way permit. Approval for a full street closure shall only be granted if special circumstances exist as determined by the city engineer. Any construction activity conducted in the right-of-way that is found to be in violation of the MUTCD or the approved traffic control plan will be issued a stop work order and the permit for that operation may be revoked. In the event of revocation, the city may use its own forces or a private contractor to restore the area. All restoration costs will be billed to the permit holder. If the permit holder wishes to complete the project, they will be required to apply for another permit. The city engineer may modify approved traffic control plans at any time, including, but not limited to, requiring a closed road to be opened to traffic.

D. Hours of Operations. The hours for working within the roadway for asphalt overlays or trench restoration shall be directed by the permit conditions.

E. Compliance. All public and private utilities and persons wanting to construct in city right-of-way shall follow these procedures. All right-of-way permits will be reviewed and conditioned in accordance with this chapter.

F. A permit shall expire after ninety to one hundred eighty days, as approved by the city engineer, if the work assigned to that permit has not been completed. Any permit fees shall not be refunded.

1. A permit may be extended for an additional ninety days, beyond the original approval, provided the following are met:

a. The permittee does not propose any changes to the terms and conditions of the then existing permit;

b. There have been no permit violations under the existing permit; and

c. Renewal of the permit will not harm the public health, safety, or welfare.

2. In order for a permit to be renewed the permittee must:

a. Make a written request for extension within seven calendar days of expiration;

b. Submit proof of continued insurance coverage as required by this chapter; and

c. Pay a renewal fee.

G. Timely Completion of Work. The applicant shall complete the work and secure the city's acceptance for the work prior to permit expiration. Once work is started the applicant shall continuously work on said project until the street has been restored to preconstruction conditions. Failure to do so may lead to revocation of permit or other enforcement measures as listed in BGMC Title 20.

For work requiring lane or full street closures the applicant shall provide the anticipated closure time using industry accepted standards for production rates. Proposed closure time cannot exceed the permit validity listed in BGMC 12.118.060. A permit will not be approved until said rates are agreed upon by the city engineer. Applicant will be held to approved closure time, unless extended by the city engineer. Applicant will be fined on a daily calendar day basis for any exceedance of the approved closure time. Fines are as follows:

1. First day of exceedance equals $250;
2. Second day of exceedance equals $500; and
3. Each subsequent day equals $1,000 per day.

Fines will continue until the street repairs have been completed and accepted by the City.

H. Applicant is responsible for cleanup of debris, materials, and other items generated by undertaking the work approved under the permit. Applicant is responsible for repairs to facilities that are damaged during said work. Applicant is responsible for maintaining the street in a drivable condition, including, but not limited to, keeping the surface free of potholes, on a daily basis. Failure to maintain the street in an acceptable condition may lead to revocation of permit or other enforcement measures as listed in BGMC Title 20.

I. Signage. The contractor shall place a sign or signs in locations as determined by the city engineer that contain the contractor's name and a phone number where a contractor employee is reachable twenty-four hours a day, seven days a week for street users to address street condition concerns. Signs are required in the following situations:

1. Any time there will be a full road closure of any length of time.

2. Any time street users will need to travel over gravel where construction will last more than a day.

3. Any other situations as determined by the city engineer.

Failure to be responsive to phone calls may lead to revocation of permit or other enforcement measures as listed in BGMC Title 20.

J. Notice. Any time there will be a full street closure, a partial street closure lasting more than a week, or other situations as determined by the city engineer the contractor will be responsible for the following:

1. Placement of portable changeable message board signs, indicating the street to be closed, the type of closure, full or partial, and the duration of the closure in locations determined by the city engineer. Signs must be functioning, with correct information, a minimum of one week prior to the closure.

Contractor is responsible for notifying nearby property owners of said closure. The city engineer will determine the method and the scope of the notification. Notice will include the time frame for the closure, contractor name, and twenty-four hours a day, seven days a week contact information for the contractor.

12.118.080 Violations, failure to comply with permit, work stoppage, revocation of permit, damages.

Failure to obtain a permit is a violation of this code and may be cause for withholding or withdrawing approval of project plans, revocation of a permit, suspension of inspections, forfeiture of financial guarantees submitted to the city, refusal of the city to accept the work or other enforcement action under this code or other provisions of the BGMC. It shall be unlawful for any work that requires a permit to be undertaken without a permit. Any permit application submitted for work commenced prior to the application submittal shall be subject to a charge equal to double the applicable fees plus the actual cost for any city investigation undertaken in conjunction with the consideration of the permit.

In the event that a permit holder should, in the performance of work under said permit, fail to comply with the terms thereof, or fail to perform the work in accordance with such terms, they shall be in violation, and all current or revised code enforcement procedures and penalties as set forth in Chapter 20.100 BGMC shall apply unless otherwise noted in this chapter. In the event that makes it necessary for the city to perform work to correct defective work or materials of any permit holder after revocation of such permit, the city shall have the right to recover from such permit holder the cost of work and materials performed or used by the city.

In the event that any work performed pursuant to this chapter should be improperly performed, or should become defective within two years after termination of the permit or the conclusion of the work, the person to whom the permit was issued shall be responsible for correcting such defective work, or paying the cost of such correction. Defective work shall include, but is not limited to, any and all settlement within the areas of excavation or embankment, or pavement and concrete failure. Upon notification of the existence of such defective work, the holder of such a permit shall take immediate steps to remedy such defective work.

Any person who shall violate or fail to comply with any of the provisions of this chapter, or who shall counsel, aid or abet any such violation or failure to comply, shall be deemed to have committed a

civil infraction, and shall be fined under the standard procedures, as set forth in Chapter 20.100 BGMC unless otherwise noted in this chapter.

The city shall have the right to refuse a permit to any person who is in violation of this chapter or who has failed to comply with the provisions of this chapter or any permit previously issued in connection with the permit being applied for or any permit previously issued.

12.118.110 Surety bond.
Before a right-of-way permit as herein provided is issued, the applicant shall deposit with the city a surety bond, or other approved surety, in the amount of five thousand dollars, or an amount equal to one hundred twenty-five percent of the construction costs, whichever is greater, payable to the city. The surety must be:

A. With a good and sufficient surety authorized to transact business in the state of Washington;

B. Satisfactory to the city attorney in form and substance; ~~and~~

C. Said surety shall be conditioned that the permittee shall restore all right-of-way per the city standard details and construction requirements. Any street cuts or openings shall be restored per BGMC 12.118.070 or 12.118.130 and warranted for two years after the work has been completed. Any settlement or failure of the surface within two years shall be deemed conclusive evidence of defective work by the permittee~~.~~; and

D. Surety shall be valid until all work guaranteed by said surety is complete and accepted by the city and the surety is released by the city in writing regardless of status of permit.

In cases where there is no risk to the city's right-of-way, as determined by the city engineer, the city engineer may waive the requirement for a surety.

Any owners of real estate repairing the sidewalk or planters, abutting property they own, and not engaging another to repair said sidewalk or planters shall not be required to give such bond.

In the event of any suit or claim against the city by reason of the negligence or default of the permittee, upon the city's giving written notice to the permittee of such suit or claim, any final judgment against the city requiring it to pay for such damage shall be conclusive upon the permittee and his or her surety.

SECTION 4. TITLE 12 STREETS AND SIDEWALKS; CHAPTER 12.122 STREET USE AND ENCROACHMENT, IS HEREBY AMENDED AS FOLLOWS:

Chapter 12.122 – Street Use And Encroachment

12.122.010 Purpose.
12.122.030 Definitions.
12.122.040 Permits required.
12.122.050 Applications.

12.122.060 Review.
12.122.062 Permit expiration.
12.122.065 Revocation.
12.122.070 Fees.
12.122.080 Violation—Penalty.

12.122.030 Definitions.
"City engineer" means the city of Battle Ground city engineer or designee.

~~"Community development director" means the city of Battle Ground community development director or designee.~~

"Encroachment" means to construct, erect or maintain in, over or under any public place, right-of-way, easement, roadway, parking strip and/or sidewalk, including the airspace above them, any structures permanent in nature, including, but not limited to, building extension, marquee, fence, retaining wall or any other building or structure.

~~"Public works director" means the city of Battle Ground public works director or designee.~~

"Temporary in nature," in reference to street uses, means not having or requiring permanent attachment to the ground, or involving structures which have no required permanent attachment to the ground.

"Use" means to place or maintain in, over or under any public place, right-of-way, roadway, parking strip and/or sidewalk, including the airspace above them, any temporary or movable object.

12.122.040 Permits required.
A. No person shall use or encroach upon any public right-of-way, easement or public property without obtaining a permit from the ~~community development or public works director~~ city engineer.

1. Encroachments. A right-of-way permit is required to encroach upon any portion of city public space, right-of-way or easement area with permanent structures.

2. Street Uses. A right-of-way permit is required to use any portion of public space or city right-of-way for objects which are temporary in nature.

3. Fences. The installation of fences across city utility easements, if the city's easement is not for vehicular access and a point of access (e.g., gate) is provided to allow the city a point of entry to the easement area. Fences shall be permitted in accordance with this chapter and the provisions of this code prior to their installation.

4. Shipping and Cargo Containers. Shipping and cargo containers, including dumpsters and other similar storage or refuse containers, are prohibited on any portion of city public space, right-of-way or easement area unless an encroachment permit is granted. A permit will only be granted where it is not possible to place the container on a driveway due to grade or insufficient depth.

5. Nothing in this section shall be interpreted to prohibit the parking of a properly licensed vehicle in a legally permissible manner and areas or the normal installation and maintenance of landscaping.

6. Nothing herein shall be interpreted to permit the base or ground support for any sign to be located upon or attached to the ground within the public right-of-way, easement or public property.

B. Exemptions. No permit shall be required under this section for any waste material receptacle used in conjunction with a properly issued demolition permit or remodeling permit or for a period of seven days following a fire or other casualty causing severe damage to the buildings adjacent to the right-of-way or for a period of seven days for the removal of debris caused by a natural catastrophe such as a windstorm or rainstorm.

12.122.050 Applications.

Right-of-way permit applications for street use or encroachment shall contain, in addition to the information required under any other applicable city code, the following information:

A. Street Uses.

1. Certificate of insurance.

2. Complete right-of-way permit application.

B. Encroachments.

1. Site plan, to be recorded with Clark County, clearly showing proposed encroachment, private property lines, all existing structures and driveways, easements and/or public property (developed or undeveloped).

2. Legal description, including copies of all recorded easements on the property.

3. Elevation view or side view of the proposed encroachment.

4. Ownership. Evidence showing the applicant to be the agent record owner of the property immediately adjoining the public place or right-of-way.

5. Certificate of insurance.

6. Complete right-of-way permit application.

7. Complete ~~encroachment~~ hold harmless agreement, to be recorded with Clark County.

C. Such other information as the ~~public works and community development department director or designee~~ city engineer shall designate.

D. The encroachment agreement shall require prompt removal of the encroachment by the applicant at his/her/its expense upon reasonable demand by the ~~public works director~~ city engineer

and be legally adequate for recording in the land records of Clark County and the chain of title of the applicant's property. Such encroachment agreements may be executed as acknowledged on behalf of the city by the ~~public works director~~ city engineer and recorded by the city clerk following approval as to form by the city attorney.

E. Right-of-way permits shall be processed as a Type I land use action pursuant to Chapter 17.200 BGMC. When associated with other land use actions of different types, right-of-way permits shall be processed concurrently with the underlying land use action.

12.122.060 Review.

A. Issuance by ~~Community Development or Public Works Director~~ City Engineer. The ~~community development or public works director or their respective designees~~ city engineer may administratively, without hearing, approve a street use or encroachment permit if:

1. The proposal will not unreasonably interfere with the rights of the public to use the right-of-way for its intended purpose, and:

a. No portion of the public right-of-way designed and intended for vehicular traffic or parking shall be permanently occupied;

b. Requirements of the International Building Code, including but not limited to all provisions relating to disabled accessibility and barrier-free design requirements shall be met;

c. Adequate compensation has been paid for use of the public right-of-way;

2. The proposal (if for an encroachment permit) either benefits the public interest, safety or convenience (e.g., supports or protects the city street, reduces pedestrian hazards) or is an accessory structure such as a fence normally associated with residential use of the property and fully complies with the requirements of subsections (B)(1) through (3) of this section.

B. Bay Windows, Decks, and Related Architectural Features. In an effort to allow for more creative designs and a better overall appearance in commercial areas, architectural features not included in habitable floor space may encroach into the public right-of-way within the central business district or any other zone in which no setback from the lot line is required, subject to the following requirements:

1. All conditions and requirements set forth in this chapter have been met and adequate compensation has been paid;

2. The encroachment shall not occur over alleys;

3. The building encroachment shall not project more than two feet (twenty-four inches) into the right-of-way;

4. The encroachment shall provide for a minimum clearance height of eight feet over any pedestrian right-of-way and a minimum clearance height of eleven feet over any vehicular right-of-way, whichever is greater; and

5. The encroachment shall not interfere nor create unusual maintenance issues with street lights, signals and other traffic control devices.

C. Appeal. The decision of the ~~community development or public works director, or their respective designees,~~ city engineer may be appealed to the hearing examiner; provided, however, that the establishment of compensation for use of the public right-of-way is a legislative decision of the city council and is not subject to review by the examiner.

D. Insurance Requirement. When the application is for use or encroachment onto a public right-of-way including, but not limited to, streets, roads, alleys, trails, sidewalks, bike paths, pedestrian easements, and any other easement intended for the use of the public, the applicant will be required to provide and continually maintain during the term of the permit a certificate of insurance naming the city as an additional insured, with respect to liability and providing that it shall be primary as to any other policy of insurance. The policy must contain the additional insured statement, coverage amounts and cancellation notification indicated on the sample insurance form provided by the city. In addition, the applicant shall sign a covenant to hold harmless and indemnify the city for any hazard which may result from the use of the right-of-way, which will be recorded and run with the land in a form approved by the city attorney.

12.122.062 Permit expiration.

A. A street use permit, including shipping and cargo containers, shall expire after thirty days.

B. An encroachment permit shall last the life of the structure, unless otherwise agreed upon by the city engineer, provided that the insurance requirements are met. An encroachment permit can be revoked per BGMC 12.122.065.

12.122.065 Revocation.

A. Except as provided below, all permits approved under this chapter shall be temporary, shall vest no permanent right and shall be issued and may in any case be revoked at the sole discretion of the city upon thirty days' notice, or without notice, in the event any such use or occupation shall become dangerous; any structure or obstruction so permitted shall become insecure or unsafe; shall become a public nuisance; or shall not be constructed, maintained or used in accordance with the provisions of this chapter. The determination by the ~~community development director~~ city engineer that a structure is dangerous, insecure, unsafe, a nuisance or has not been constructed, used or maintained in accord with this chapter shall be conclusive. Permits shall also be revoked if, following written notice of the lapse of an insurance policy required to be maintained, the permittee fails to supply a valid certificate of insurance.

B. If any such structure, obstruction, use or occupancy is not discontinued on notice to do so by the city engineer and within the time period designated, the city engineer may remove any structure or obstruction, or make such repairs upon the structure or obstruction as may be necessary to render

the same secure and safe, at the expense of the permittee, or his successor, and such expense may be recorded as a lien and otherwise collected in the manner provided by law.

SECTION 5. SEVERABILITY. If any section, sentence, clause, or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

SECTION 6. REGULATORY CONFLICTS. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of the inconsistency or conflict.

SECTION 7. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

SECTION 8. EFFECTIVE DATE. This ordinance shall be published in summary form and be in full force and effective thirty (30) days from the final passage date in accordance with law.

ADOPTED IN OPEN MEETING OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON THIS 18TH DAY OF MAY 2026.

_____
Eric Overholser, Mayor

Attested to by:

_____
Elizabeth Halili, City Clerk

Approved as to form:

_____
Kirk Ehlis, Contract City Attorney

ORDINANCE NO. 2026-09

AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 13 WATER AND SEWERS; CHAPTER 13.120 SEWER SYSTEM – CONNECTION; CHAPTER 13.126 STORM DRAINAGE SYSTEM; ADDING CHAPTER 13.130 VACATION OF UTILITY EASEMENTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CORRECTIONS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Battle Ground Municipal Code is a document containing 20 Titles and mulitple Chapters and is codified by the adoption of ordinances and published in a code book by Book Publishing Company; and

WHEREAS, periodically the City of Battle Ground Municipal Code needs to be updated or improved for presentation to the City Council; and

WHEREAS, the Planning Commission of the City of Battle Ground held a public hearing on March 18, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Planning Commission has made a recommendation to the City Council of the City of Battle Ground to adopt the code changes reflected herein; and

WHEREAS, the City Council of the City of Battle Ground held a public hearing on April 20, 2026 and May 18, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Municipal Code amendments were submitted to the State Department of Commerce for review on March 23, 2026, pursuant to RCW 36.70A.106; and

WHEREAS, the Municipal Code amendments were issued a non-project Determination of Non-Significance (DNS) on April 1, 2026; and

WHEREAS, the City Council of City of Battle Ground has reviewed the proposed changes; and

NOW THEREFORE BE IT ordained by the City Council of the City of Battle Ground, Washington as follows:

SECTION 1. TITLE 13 WATER AND SEWERS; CHAPTER 13.120 SEWER SYSTEM – CONNECTION, IS HEREBY AMENDED AS FOLLOWS:

13.120.010 Connection to sewer system—Required when.

A. It is the desire of the city of Battle Ground to achieve to the maximum extent possible the use of the city's sanitary sewage disposal system by all users within the city of Battle Ground. All premises upon which any portion of a building is situated within the city limits of the city of Battle Ground shall be deemed to be within the area served by the sewage disposal system and, when the building or structure is used for any purpose requiring a sewage disposal system, the owner shall cause a connection to be made between the city's sewage disposal system (or other public sewage disposal systems as approved by the public works director) and each building or structure except as follows:

1. When building permits are to be issued for new construction or the remodeling of existing buildings or structures requiring a sewage disposal system, which use less than one ERU of sewage capacity, on an existing lot located greater than six hundred feet from an existing sewer line or lateral;

2. When the building permit will lead to an expansion of an existing building or structure which is not likely to lead to an increase of usage of the sewerage disposal system serving the existing building or structure; or

3. When an existing septic system or individual sanitary disposal system becomes inoperable under the regulations of the Southwest Washington Health District, serving an existing building or structure greater than six hundred feet from an existing sewer line or lateral.

B. All connections shall be made to the sewerage system in a permanent and sanitary manner, in conformity with all applicable plumbing laws and codes, subject to the approval of the public works director and the construction requirements included in BGMC 13.120.020.

C. If any such connection is not made within the time provided in this chapter, the public works director or such other employee of the city as the city manager may hereafter designate is authorized and directed to cause the same to be made and to file a statement of the cost thereof with the city treasurer/finance director, which cost shall in no event be less than the sewer connection charges fixed for the various classes of buildings and applicable to the building to which the connection is made, and thereupon payment of such cost will be made by the sewer fund. The amount of the charges, together with a penalty of ten percent, plus interest at the rate of ten percent per year upon the total amount of the warrant and penalty, shall be assessed against the property upon which the building or structure is situated, and shall become a lien thereon as provided in BGMC 13.105.110. The total amount when collected shall be paid into the sewer fund.

D. Accessory Dwelling Units (ADUs) shall make connection to the city's sewage system as follows:

1. Detached ADUs shall make connection to the city's main line unless the ADU will be more than six hundred feet from an existing sewer line. ADUs more than six hundred feet away can tie into the existing septic system as approved by Clark County Public Health (CCPH). Undersized septic systems can be expanded to accommodate the ADU as allowed by CCPH.

2. Attached ADUs shall be connected to the existing plumbing of the main structure.

~~D~~E. The connection requirements of this section may be appealed to the public works director in cases where the proposed service design meets pretreatment purposes and other criteria acceptable to the director.

~~E~~F. An owner of a single-family residence whose on-site septic system has failed, and is required to connect to the public sewage system because of this code section, can appeal this requirement to the city council based on the requirements of RCW 35.21.940, provided they meet the applicability requirements of RCW 35.21.940.

SECTION 2. TITLE 13 WATER AND SEWERS; CHAPTER 13.126 STORM DRAINAGE SYSTEM, IS HEREBY AMENDED AS FOLLOWS:

13.126.060 Prohibition of illicit discharges.

A. No person shall discharge, spill, or cause to be discharged into the municipal storm drain system or watercourses any materials, including but not limited to pollutants or waters containing any pollutants that cause or contribute to a violation of applicable water quality standards.

B. Examples of prohibited pollutants include but are not limited to the following:

1. Trash or debris;

2. Construction material;

3. Petroleum products including but not limited to oil, gasoline, grease, fuel oil, and heating oil;

4. Antifreeze and other automotive products;

5. Metals in either particulate or dissolved form;

6. Flammable or explosive materials;

7. Radioactive material;

8. Batteries;

9. Acids, alkalis, or bases;

10. Paints, stains, resins, lacquers, or varnishes;

11. Degreasers and/or solvents;

12. Drain cleaners;

13. Pesticides, herbicides, or fertilizers;

14. Steam cleaning wastes;

15. Soaps, detergents, or ammonia;

16. Swimming pool cleaning wastewater or filter backwash;

17. Chlorine, bromine, or other disinfectants;

18. Heated water;

19. Domestic animal wastes;

20. Sewage;

21. Recreational vehicle waste;

22. Animal carcasses;

23. Food wastes;

24. Bark and other fibrous materials;

25. Lawn clippings, leaves, or branches;

26. Silt, sediment, concrete, cement, or gravel;

27. Dyes (unless approved by the city);

28. Wash water;

29. Chemicals not normally found in uncontaminated water;

30. PCB's from buildings built or renovated between 1950-1980 during demolition and renovations;

~~30~~31. Any other process-associated discharge except as otherwise allowed in this section.

C. The commencement, conduct or continuance of any discharge other than stormwater to the storm drain system is prohibited except as described as follows:

1. The following discharges are exempt from discharge prohibitions established by this chapter: diverted stream flows, rising ground waters, uncontaminated ground water infiltration (as defined at 40 CFR 35.2005(b)(20)), uncontaminated pumped ground water, foundation drains, air conditioning condensation, irrigation water from agricultural sources commingled with urban stormwater, springs, uncontaminated water from crawl space pumps, footing drains, flows from riparian habitats and wetlands, non-stormwater discharges authorized by another NPDES or State Waste Discharge Permit, non-stormwater discharges from emergency fire-fighting activities in accordance with S2 Authorized Discharges as described in the NPDES Phase II Permit, and any other water source not containing pollutants as approved by the director.

2. The following discharges are prohibited unless the stated conditions are met:

a. Discharges from potable water sources, including water line flushing, hyperchlorinated water line flushing, fire hydrant system flushing, and pipeline hydrostatic test water. Planned discharges shall be dechlorinated to a total residual chlorine concentration of 0.1 ppm or less, pH-adjusted, if necessary, and volumetrically and velocity controlled to prevent resuspension of sediments in the ~~MS4~~ stormwater system.

b. Discharges from lawn watering and other irrigation runoff, including from reclaimed water sources. These discharges shall be minimized through, at a minimum, public education activities and water conservation efforts.

~~b~~c. Discharges from swimming pools, spas, and hot tubs. The discharges shall be dechlorinated/debrominated to a total residual concentration of 0.1 ppm or less, free from sodium chloride, pH-adjusted, and reoxygenated if necessary, ~~and~~ volumetrically and velocity controlled to prevent resuspension of sediments in the ~~MS4~~ stormwater system. Discharges shall be thermally controlled to prevent an increase in temperature of the receiving water. Swimming pool cleaning wastewater and filter backwash shall not be discharged to the ~~MS4~~ stormwater system.

~~c~~d. Street and sidewalk wash water~~,~~ and water used to control dust that does not use detergents.~~, and routine external building wash down that does not use detergents. The amount of wash and dust control water shall be minimized to the maximum extent practical.~~ The Permittee shall reduce these discharges through, at a minimum, public education activities and/or water conservation efforts. To avoid washing pollutants into the stormwater system, Permittees shall minimize the amount of street wash and dust control water used. At active construction sites, street washing is prohibited per BGMC 18.255.070(A).

e. Routine external building washdown that does not use detergents for buildings built or renovated before 1950 and after 1980. These discharges shall be reduced through, at minimum, public education activities and water conservation efforts.

Commercial, industrial, and multi-story residential structures constructed or renovated between the years 1950 and 1980 (i.e. those most likely to have PCB-containing building materials), shall be assessed for PCB-containing materials consistent with *How to find and address PCBs in building materials* (Ecology, 2024, Publication No. 22-04-024) prior to routine building washdown to the stormwater system. Structures confirmed or suspected to have PCB-containing materials shall not discharge washdown to the stormwater system.

Single-family residential buildings are exempt from PCB assessment prior to building washdown, for the purposes of this section. Structures built or renovated between 1950-1980 and determined to be without PCB-containing materials may conduct routine building washdown (without detergents) as described above.

~~d~~f. Individual residential car wash water. Car washing activities shall be performed over grass or other pervious surface if possible. If performed over impervious surface, wash water shall be directed away from storm inlets. ~~The city will provide public education and technical assistance to encourage BMPs for residential car washing to prevent these discharges from entering the municipal storm sewer system.~~

~~e~~g. Other non-stormwater discharges. The discharges shall be in compliance with the requirements of a SWPPP reviewed by the director, which addresses control of such discharges.

3. Dye testing is an allowable discharge, but requires notification to be given to the department prior to the time of the test.

4. The prohibition shall not apply to any non-stormwater discharge permitted under an NPDES permit, waiver, or waste discharge order issued to the discharger and administered under the authority of the Federal Environmental Protection Agency; provided, that the discharger is in full compliance with all requirements of the permit, waiver, or order and other applicable laws and regulations; and provided, that written approval has been granted for any discharge to the storm drain system.

SECTION 3. TITLE 13 WATER AND SEWERS; CHAPTER 13.130 VACATION OF UTILITY EASEMENTS, IS HEREBY ADDED AS FOLLOWS:

Chapter 13.130 – Vacation Of Utility Easements

13.130.010 Purpose.
13.130.020 Applicability.
13.130.030 Petition for vacation.
13.130.040 Fees.
13.130.050 Appraisals.
13.130.060 Notice of public hearing.
13.130.070 Protest.
13.130.080 Public hearing and criteria.
13.130.090 Compensation for vacation.
13.130.100 Payment of compensation or conveyance.
13.130.110 Posting and mailing notices – Recording ordinance.

13.130.010 Purpose.
This chapter establishes the procedure and criteria that the city will use to decide upon vacation of public utility easements.

13.130.020 Applicability.
A. This chapter applies to requests for vacation of public utility easements, including but not limited to easements for sanitary sewers, water lines, storm drains, underground electrical lines, and drainage easements. This process does not apply to non-utility easements. This chapter shall not apply to vacation, relinquishment, or termination of streets, alleys, road rights-of-way or access easements, which are addressed in BGMC Chapter 12.135.

B. These procedures do not apply to the vacation of entire subdivisions or short plats, which is addressed in RCW 58.17.212.

13.130.030 Petition for vacation.
A. Petitions Authorized. The property owners of an interest in any real estate desiring to vacate a public utility easement upon their property, or any part thereof, may petition the city council to make such vacation. A vacation may also be initiated by the city council, upon the adoption of a resolution initiating procedures which shall contain a legal description and vicinity map exhibit of the subject public utility easement sought to be vacated, prepared by a Washington State licensed surveyor.

B. Elements of Petition. A vacation petition initiated by property owners shall include the following:

1. A vacation petition with supporting affidavits on forms provided by the public works department.

2. A legal description and vicinity map exhibit of the public utility easement to be vacated and a legal description and vicinity map exhibit of the portion of the public utility easement to remain, if applicable, prepared by a Washington State licensed surveyor. Said legal description and exhibit shall be formatted to meet Clark County auditor's recording standards and requirements.

3. For each petitioner a title insurance company certificate, issued not more than 30 days prior to the petition, showing ownership of the property, all lien holders, and the names and addresses of all property owners upon the public utility easement sought to be vacated.

4. The applicable fee as established by the master fee schedule, which is nonrefundable.

5. The vacation petition shall identify the easement to be relinquished (a copy of the document creating or reserving the easement shall be provided), the property burdened by the easement, the name and contact information of the legal owners of said property, and any known utilities in the easement.

C. Filing of Petition. The petition or resolution shall be filed with the public works director, and the petition shall be signed by the owners of more than two-thirds of the property upon or included within the part of such public utility easement sought to be vacated. For the purpose of determining the sufficiency of signatures of owners of private property on the application or consent to vacate as determined by the city, the following rules shall govern:

1. The signature of the owner of the property as set forth in the Clark County assessor records and confirmed by a title report if required by the public works department;

2. In the case of property subject to a contract of purchase, the signatures of the contract grantor and grantee shall be required;

3. In the case of ownership by corporation, the signature of any officer authorized by the bylaws or resolution of the board of directors shall be sufficient when evidenced by an excerpt of the bylaws of the resolution, certified by the secretary of the corporation, granting such authority; and

4. In the case of property owned by the estate of a decedent or incompetent, the signature of the duly qualified administrator or executor or guardian shall be equivalent to the signature of the owner of the property.

D. City Staff Review. Upon receipt of a petition staff will review the submitted documents and the following shall occur:

1. Staff may require additional information from the applicant, including, but not limited to, a survey and locate of existing utilities. If covenants have been recorded against the property that appear to be relevant to the vacation request, a legal opinion may be necessary, to be furnished by the applicant at his/her expense.

2. If the city or other reviewer identifies that the city or public has a probable future need for the easement, then public works director or designee shall issue a written denial of the application. If no probable future need is determined, the public works director shall issue a recommendation of approval to the city council.

E. Council Resolution for Vacation – City Council Action on Resolution or Petition. Upon receipt of a petition for vacation or after the city council's own motion on its own resolution for vacation and following review by the public works director or designee in accordance with subsection D of this section, the city council shall adopt a resolution fixing a time when the petition will be heard and determined, which time shall not be more than 60 days nor less than 20 days after the passage of the resolution. The resolution must also specify if the public utility easement was acquired or established at public expense, and if the easement was acquired at public expense, require an appraisal to be ordered.

13.130.040 Fees.

Public Utility Easement Vacation Fee. A petition initiated by property owners for the vacation of any public utility easement, or any part thereof, shall be accompanied by an initial nonrefundable payment to the city of a public utility easement vacation fee as set by city council in the master fee schedule, to defray the administrative costs incurred in processing such vacation petitions.

13.130.050 Appraisals.

The public works director is authorized to require the applicant to obtain appraisals from qualified, independent appraisers of public utility easements as are recommended for vacation, following the public hearing by the city council.

13.130.060 Notice of public hearing.

A. Content. The city clerk shall prepare a public notice containing the following information:

1. A statement that a request to vacate the subject easement will be considered by the city council;

2. A statement of the time and place of the public hearing before the city council;

3. A location description in nonlegal language along with a vicinity map that identifies the subject easement proposed to be vacated;

4. A statement that the vacation file is available for viewing at Battle Ground City Hall; and

5. A statement of the right of any person to submit written comments to the city council prior to or at the public hearing and to appear before the city council at the hearing to give comments orally.

B. Distribution of Notice of Hearing. At least twenty calendar days before the public hearing, the city clerk shall distribute the public notice as follows:

1. A copy will be published in the official newspaper of the city, except no vicinity map shall be required; and

2. A copy will be posted on the subject property.

C. Notice Where Council Initiates Vacation by Resolution. In all cases where the proceeding is initiated by resolution of the city council without a petition having been signed by the owners of more than two-thirds of the property abutting upon the part of the public utility easement sought to be vacated, in addition to the notice hereinabove required, there shall be given by mail at least 15 days before the date fixed for the public hearing a similar notice to the record owners or reputed owners of all lots, tracts, or parcels of land or other property abutting upon any utility easement or portion thereof sought to be vacated, as shown on the rolls of the county treasurer.

13.130.070 Protest.

If 50 percent of the abutting property owners file written objections to a council-initiated vacation petition with the city clerk prior to the time of the hearing, the city shall be prohibited from proceeding with the vacation.

13.130.080 Public hearing and criteria.

A public hearing on such petition may be held before the city council upon the date fixed by resolution or at the time said public hearing may be adjourned to. Following the public hearing, the city council shall consider the request in accordance with state and local law. To approve a vacation, the council must find that the public utility easement no longer serves any useful public purpose, nor is it likely to in the future, such vacation would not unduly jeopardize the health, safety, welfare, or public good, applicable legal requirements have been met, and any other fact or issue it deems relevant. The city council may grant the petition to vacate the public utility easement or any part thereof by ordinance, with or without conditions, or the city council may deny the petition.

13.130.090 Compensation for vacation.

A. Payment for Vacation. Ordinances vacating any public utility easement shall not be passed by the city council until the owners of the property abutting such easement so vacated shall compensate the city in the amount required by this subsection.

1. For those public utility easements that were not acquired or established at public expense, and that are not needed for public use either now or in the foreseeable future, the city council may pass a vacation ordinance to vacate the easement without requiring the abutting property owners to make payment to the city for such vacation.

2. Alternatively, when a public utility easement was acquired or established at public expense, city council may require the property owners to compensate the city in an amount up to one-half of the fair market value, as shown in the appraisal, of any public utility easements that have been dedicated for less than 25 years. City council may require the property owners to compensate the city in an amount up to the full fair market value, as shown in the appraisal, of the utility easements that have been dedicated for more than 25 years.

B. In-Lieu Transfers of Property. Conveyance of other property or easement acceptable to the city may be made in lieu of the payment required by subsection A of this section, whether required to mitigate adverse impacts of the vacation or otherwise. The full appraised value of the land conveyed shall be credited to the required payment.

When the value of the in-lieu parcel is less than the payment required by subsection A of this section, the petitioner shall pay the difference to the city. When the value of the in-lieu parcel exceeds the payment required by subsection A of this section, the city shall pay the difference to the petitioner.

13.130.100 Payment of compensation or conveyance.

Upon confirming the appraisal value of the public utility easement to be vacated as provided in this chapter, the public works director shall notify the petitioner of the amount of compensation. The payment shall be delivered to the public works director, who, upon receipt of any such payment, shall forthwith transmit the same to the finance director for deposit. Revenue received by the city as compensation for public utility easements vacated shall be deposited into the utility fund or funds for which the easement was originally intended for. In the event that the petitioner has received approval of delivery of an instrument granting or dedicating to the city a parcel(s) of land in lieu of a cash payment as contemplated by BGMC 13.130.090(B), the public works director, at the petitioner's expense, shall obtain a policy of title insurance insuring title thereto in the city.

13.130.110 Posting and mailing notices – Recording ordinance.

Posting and mailing of the notices provided for in this chapter shall be the responsibility of the city clerk. A certified copy of the ordinance vacating a public utility easement, or any portion thereof, shall be provided to the petitioner and, as required by RCW 35.79.030, recorded by the petitioner (or the city clerk, if the city is the proponent) at the office of the Clark County auditor, at the petitioner's expense.

SECTION 5. SEVERABILITY. If any section, sentence, clause, or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

SECTION 6. REGULATORY CONFLICTS. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of the inconsistency or conflict.

SECTION 7. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

SECTION 8. EFFECTIVE DATE. This ordinance shall be published in summary form and be in full force and effective thirty (30) days from the final passage date in accordance with law.

ADOPTED IN OPEN MEETING OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON THIS 18TH DAY OF MAY 2026.

_____
Eric Overholser, Mayor

Attested to by:

_____
Elizabeth Halili, City Clerk

Approved as to form:

_____
Kirk Ehlis, Contract City Attorney

ORDINANCE NO. 2026-10

AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 15 BUILDINGS AND CONSTRUCTION; CHAPTER 15.104 BUILDING CODE; CHAPTER 15.136 PUBLIC WORKS CONSTRUCTION SPECIFICATIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CORRECTIONS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Battle Ground Municipal Code is a document containing 20 Titles and mulitple Chapters and is codified by the adoption of ordinances and published in a code book by Book Publishing Company; and

WHEREAS, periodically the City of Battle Ground Municipal Code needs to be updated or improved for presentation to the City Council; and

WHEREAS, the Planning Commission of the City of Battle Ground held a public hearing on March 18, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Planning Commission has made a recommendation to the City Council of the City of Battle Ground to adopt the code changes reflected herein; and

WHEREAS, the City Council of the City of Battle Ground held a public hearing on April 20, 2026 and May 18, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Municipal Code amendments were submitted to the State Department of Commerce for review on March 23, 2026, pursuant to RCW 36.70A.106; and

WHEREAS, the Municipal Code amendments were issued a non-project Determination of Non-Significance (DNS) on April 1, 2026; and

WHEREAS, the City Council of City of Battle Ground has reviewed the proposed changes; and

NOW THEREFORE BE IT ordained by the City Council of the City of Battle Ground, Washington as follows:

SECTION 1. TITLE 15 BUILDINGS AND CONSTRUCTION; CHAPTER 15.104 BUILDING CODE, IS HEREBY AMENDED AS FOLLOWS:

15.104.010 Uniform codes—Adopted by reference—Amended.
The city of Battle Ground adopts by reference the current editions of the building codes: the International Building Code, the International Residential Code, the International Fire Code, the International Mechanical Code, the Fuel Gas Code, the Uniform Plumbing Code and Code Standards, the International Existing Building Code, the International Property Maintenance Code, the International Swimming Pool and Spa Code, and the International Energy Conservation Code of the state of Washington.

A. The International Building Code (IBC), published by the International Code Council, Inc., as adopted and amended by the Washington State Building Code Council.

1. The following appendices are specifically adopted:

a. Appendix E, Supplementary Accessibility Requirements;

b. Appendix H, Signs;

c. Appendix I, Patio Covers;

d. Appendix J, Grading.

2. Exceptions:

a. In case of a conflict between the International Code (ICC/Washington State Code) and the Washington Administrative Code (WAC), the provisions of the Washington Administrative Code (WAC) shall govern.

3. Amend the following:

a. All references to the "International Plumbing Code" shall be changed to reference the "Uniform Plumbing Code."

b. All references to the "International Electrical Code" shall be changed to reference the "Washington State adopted Electrical Code."

c. Section 101.1: Shall have "The City of Battle Ground" inserted for the jurisdiction name.

d. Section 101.4.3: The last line is not adopted.

e. Section 105.2, #6: Insert the words "decks" and "platforms" to read, "Sidewalks, decks, platforms, and driveways not more than 30 inches above grade and not over any basement or story below and which are not part of an accessible route."

f. Section 105.3.3 – Any tenant improvement permit applied for within one code cycle of the completion of the shell permit can use the code cycle in which the shell permit was issued.

B. The International Residential Code (IRC), published by the International Code Council, Inc., as adopted and amended by the Washington State Building Code Council.

1. The following appendices are specifically adopted:

a. Appendix F, Passive Radon Gas Controls.

b. Appendix H, Patio Covers.

c. Appendix J, Existing Buildings and Structures.

2. Exceptions:

a. In case of a conflict between the International Code (ICC/Washington State Code) and the Washington Administrative Code (WAC), the provisions of the Washington Administrative Code (WAC) shall govern.

3. Amend the following:

a. All references to the "International Plumbing Code" shall be changed to reference the "Uniform Plumbing Code";

b. All references to the "International Electrical Code" shall be changed to reference the "Washington State adopted Electrical Code";

c. Section 101.1: Shall have the words "City of Battle Ground" inserted for the jurisdiction name;

d. Section 105.2, #5: Shall be amended to read: "Sidewalks, decks, platforms, and driveways not more than 30 inches above grade and not over any basement or story below and which are not part of an accessible route";

~~e. Section 105.2, #10 is not adopted.~~

~~f.~~e. Section 105.4.1: Bathroom Exhaust Fans shall not be connected to the Whole Home Ventilation Systems.

4. Exempted Work. Unless land use approval is required under BGMC Titles 16 and 17, a building permit shall not be required for the types of work in each of the separate classes of work listed below. Exemption from such permit requirements of this code shall not be deemed to grant authorization for any work to be done in violation of the provisions of the technical codes or any other laws in the city of Battle Ground. Exemptions:

a. Roof covering for one- and two-family units: A permit is not required for the first or second layer, where there are no structural modifications, repair, or replacement required, including roof sheathing.

b. Replacement of window and door assemblies for one- and two-family units: A permit is not required for window and door assemblies utilizing existing framed openings and not requiring fire resistive rating.

c. Replacement of siding: A building permit is not required for replacing siding where there is no structural modification or repair required to the structural frame, including wall sheathing for one- and two-family units or where there is no requirement for fire resistive construction.

C. The International Mechanical Code (IMC), published by the International Code Council, Inc., as adopted and amended by the Washington State Building Code Council, and shall include Appendix A; except that the standards for liquefied petroleum gas installations shall be National Fire Protection Association (NFPA) 58 (Storage and Handling of Liquefied Petroleum Gases) and American National Standards Institute (ANSI) Z223.1/NFPA 54 (National Fuel Gas Code).

~~1. Amend the following code section(s):~~

~~a. 514.2 Prohibited locations.~~

~~6. Restroom Exhaust Systems.~~

D. The International Fuel Gas Code (IFGC), as published by the International Code Council, Inc., as used and referenced by the Washington State Building Code Council in WAC 51-51-007 and 51-52-0101.

E. The International Existing Building Code (IEBC), published by the International Code Council, Inc., as adopted and amended by the Washington State Building Code Council.

1. The following appendices are specifically adopted:

a. Appendix A, Earthquake Hazard Reduction in Existing Concrete Buildings and Concrete with Masonry Infill Buildings.

b. Appendix B, Supplementary Accessibility Requirements for Existing Buildings and Facilities.

2. Exceptions:

a. In the case of conflict between the International Existing Building Code and the Washington State Administrative Code (WAC), the provisions of the Washington State Administrative Code (WAC) shall govern.

3. Amend the following:

a. All references to the “International Plumbing Code” shall be changed to reference the “Uniform Plumbing Code”;

b. All references to the “International Electrical Code” shall be changed to reference the “Washington State adopted Electrical Code”;

c. Section 101.1: Shall have the words “City of Battle Ground” inserted for the jurisdiction name.

F. The International Property Maintenance Code (IPMC), as published by the International Code Council, Inc.

1. Exceptions:

a. In the case of conflict between the International Property Maintenance Code and the Washington State Administrative Code (WAC), the provisions of the Washington State Administrative Code (WAC) shall govern.

b. In the case of conflict between the International Property Maintenance Code and the city of Battle Ground Municipal Code, the provisions of the city of Battle Ground Municipal Code shall govern.

2. Amend the following:

a. All references to the "International Plumbing Code" shall be changed to reference the "Uniform Plumbing Code";

b. All references to the "International Electrical Code" shall be changed to reference the "Washington State adopted Electrical Code";

c. Section 101.1: Shall have the words "City of Battle Ground" inserted for the jurisdiction name;

d. Section 102.3: Delete last line to remove any conflict with the Battle Ground Municipal Code;

e. Section 302.4:
All immediate exterior property shall be maintained free from weeds or plant growth in excess of 12 inches (254 mm). All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

f. Section 302.8: Motor Vehicles. Not adopted;

g. Section 304.14: Insect Screens. Not adopted.

G. The Uniform Plumbing Code (UPC) and Uniform Plumbing Code Standards, published by the International Association of Plumbing and Mechanical Officials, including Appendix A, Appendix E, and Appendix I, as adopted and amended by the Washington State Building Code Council.

1. Exceptions:

a. Chapters 12 and 15 of this code are not adopted.

b. Those requirements of the Uniform Plumbing Code relating to venting and combustion air of fuel fired appliances as found in Chapter 5 and those portions of the code addressing building sewers are not adopted.

c. All references to the "International Electrical Code" shall be changed to reference the "Washington State adopted Electrical Code."

H. The International Energy Conservation Code of the State of Washington, Chapter 51-11 WAC.

I. The International Swimming Pool and Spa Code as adopted and amended by the Washington State Building Code Council.

SECTION 2. TITLE 15 BUILDINGS AND CONSTRUCTION; CHAPTER 15.136 PUBLIC WORKS CONSTRUCTION SPECIFICATIONS, IS HEREBY AMENDED AS FOLLOWS:

15.136.080 Easements.

A. Easements shall be provided to the city for access and maintenance of all pipe and related infrastructure within the site, which are to be maintained by the city. The required widths of easements shall be as follows:

1. Pipes with inner diameter less than or equal to eight inches (water/sanitary) or thirty-six inches (stormwater): twenty feet.

2. Pipes with inner diameter greater than eight inches (water) and easements containing more than one utility: twenty-five feet.

3. Pipes with inner diameter greater than eight inches (sanitary): twenty feet plus an additional foot of easement for every inch of diameter greater than eight inches.

4. Pipes with inner diameter greater than thirty-six inches (stormwater): twenty feet plus pipe inner diameter.

5. Streams and channels (stormwater): top width of channel plus fifteen feet on one side.

6. Inspection easements for monitoring manholes: fifteen feet.

7. Pipes shall be located with their centerline no closer than one-quarter of the easement width from an adjacent property line.

8. Easements shall extend five feet past the end of the line or structure.

9. Easements shall be entirely contained on one lot.

The city engineer may decrease widths in special cases or require increased widths when necessary to ensure adequate area for equipment access and maintenance.

B. No buildings, trees, or other permanent structures are permitted within easements. Small shrubs may be allowed as approved by the city engineer. If any approved small shrubs are removed by the city while working within the easement the cost of replacement is the responsibility of the property owner. Fences crossing easements must cross the easement, perpendicularly and shall provide gates that extend across the entire width of the easement for access by maintenance vehicles and personnel. Locks on fencing that crosses an easement may only be those provided by the city.

C. Structures within easements that are not located in accessible paved areas shall have an access road to said structure that accommodates the largest vehicle that will service said structure.

SECTION 3. SEVERABILITY. If any section, sentence, clause, or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

SECTION 4. REGULATORY CONFLICTS. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of the inconsistency or conflict.

SECTION 5. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

SECTION 6. EFFECTIVE DATE. This ordinance shall be published in summary form and be in full force and effective thirty (30) days from the final passage date in accordance with law.

ADOPTED IN OPEN MEETING OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON THIS 18TH DAY OF MAY 2026.

_____
Eric Overholser, Mayor

Attested to by:

_____
Elizabeth Halili, City Clerk

Approved as to form:

_____
Kirk Ehlis, Contract City Attorney

ORDINANCE NO. 2026-11

AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 17 ZONING; CHAPTER 17.118 COMMERCIAL DISTRICTS; CHAPTER 17.120 LIGHT INDUSTRIAL, EMPLOYMENT CAMPUS, AND WESTSIDE EMPLOYMENT DISTRICTS; CHAPTER 17.122 MIXED USE DISTRICTS; CHAPTER 17.135 REGULATIONS FOR SPECIFIC USES; IS HEREBY AMENDED AS FOLLOWS:

WHEREAS, the City of Battle Ground Municipal Code is a document containing 20 Titles and mulitple Chapters and is codified by the adoption of ordinances and published in a code book by Book Publishing Company; and

WHEREAS, periodically the City of Battle Ground Municipal Code needs to be updated or improved for presentation to the City Council; and

WHEREAS, the Planning Commission of the City of Battle Ground held a public hearing on March 11, 2026, for the purpose for allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Planning Commission has made a recommendation to the City Council of the City of Battle Ground to adopt the code changes reflected herein; and

WHEREAS, the City Council of the City of Battle Ground held a public hearing on April 20, 2026 for the purpose for allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Municipal Code amendments were submitted to the State Department of Commerce for review on March 23, 2026 pursuant to RCW36.70A.106; and

WHEREAS, the Municipal Code amendments were issued a non-project Determination of Non-Significance (DNS) on April 1, 2026; and

WHEREAS, the City Council of City of Battle Ground has reviewed the proposed changes; and

NOW THEREFORE BE IT ordained by the City Council of the City of Battle Ground, Washington as follows:

SECTION 1. TITLE 17 ZONING; CHAPTER 17.118 COMMERCIAL DISTRICTS, IS AMENDED AS FOLLOWS:

Chapter 17.118
COMMERCIAL DISTRICTS (RC, D, CC, NC)

17.118.020 Uses.
The following uses in each nonresidential zone are permitted (P), conditional (C) or prohibited (X) as indicated in Table 17.118-1. Uses not specifically listed are prohibited.

Table 17.118-1				
Use	RC	D	CC	NC
1. Accessory uses and structures normally incidental to one or more permitted principal uses	P	P	P	P
2. Acid manufacture	X	X	X	X
3. Art galleries, libraries and museums	P	P	P	X
4. Asphalt plants	X	X	X	X
5. Auditoriums and civic centers	P	P	P	X
6. Automobile, boat, truck, tractor, motorcycle, recreational vehicle, manufactured home and other vehicle sales, service, rental and leasing, new and/or used[4]	P	X	X	X
7. Bulk gasoline storage and fuel oil distributors	X	X	X	X
8. Business services operated in conjunction with one or more permitted uses	P	P	P	P
9. Churches, including cemeteries and customary accessory buildings and uses, subject to BGMC 17.135.050	C	C	C	C
10. Clubs, lodges, fraternal institutions and other places of assembly for membership groups	P	P	X	X
11. Cold storage plants, frozen food lockers and ice manufacture	X	X	X	X
~~12. Collective gardens~~	~~P~~	~~X~~	~~P~~	~~X~~
12. Colleges and universities	C	X	X	X
13. Commercial recreation facilities, enclosed only	P	P	P	X
14. Commercial recreation facilities, unenclosed	C	X	X	X
15. Conical burners and incinerators, including biomedical waste	X	X	X	X
16. Contractor's establishments	X	X	X	X
17. Cooperative (marijuana)	X	X	X	X
18. Day care centers, subject to BGMC 17.135.070	P	P	P	P
19. Distribution facilities	X	X	X	X
20. Dog day care, subject to BGMC 17.135.075	P	P	P	P
21. Dry-cleaning plants	X	X	X	X
22. Explosives manufacture and storage	X	X	X	X
23. Exterminators and pest control businesses	X	X	X	X
24. Fertilizer manufacture	X	X	X	X
25. Finance, insurance and real estate offices	P	P	P	X

Table 17.118-1				
Use	RC	D	CC	NC
26. Group living as defined in BGMC 17.103.325	P	P	P	C
27. Hospitals, health and medical clinics	P	P	P	P
28. Junkyards, wrecked motor vehicle compounds and used auto or other vehicle parts yards	X	X	X	X
29. Kennels	X	X	X	X
30. Landfills	X	X	X	X
31. Live/work, subject to BGMC 17.135.095	X	C	P	P
32. Lumber yards, planing and saw mills	X	X	X	X
33. Machine shops	X	X	X	X
34. Manufacturing, fabrication, assembling and packaging activities, including accessory storage, for the following products and/or materials: cloth, fiber, fur and hair; electrical and communication equipment; cosmetics, drugs and pharmaceuticals; food, beverage, dairy and tobacco products; and medical, dental, optical precision and surgical instruments and equipment	X	X	X	X
35. Manufacturing, fabrication, assembling, processing, canning, packaging, compounding, storage and treatment activities for the following activities and/or materials: brick, concrete, cement, clay, mortar, plaster and tile; chemicals and floor coverings; extraction or removal of sand, gravel, topsoil, clay, dirt, precious metals, gems or other natural resources; and paper	X	X	X	X
36. Marijuana production, processing and research facilities	X	X	X	X
37. Marijuana retail, subject to BGMC 17.135.105	P	X	P	X
38. Milk processing and bottling plants, and manufacturing of plastic milk jugs, existing on the effective date of the regulations codified in this title	X	P	X	X
39. Mobile food pod	P	P	P	C
40. Offices	P	P	P	X
41. Paper and pulp mills	X	X	X	X
42. Parking lot/structure[3]	P	P	P	X
43. Personal service establishments, in conjunction with one or more permitted uses	P	P	P	P
44. Printing, publishing, bookbinding and blueprinting establishments	P	P	P	X
45. Public and semipublic buildings and uses	P	P	P	P
46. Radio and television studios	P	P	X	X
47. Radio, television and cellular phone towers and antennas	X	X	X	X

Table 17.118-1				
Use	RC	D	CC	NC
48. Recreational facilities of a noncommercial nature, including parks, playfields and golf courses	P	P	P	P
49. Recycling plants, including any processing facilities	X	X	X	X
50. Residences for a caretaker or night watchman	X	X	X	X
51. Residences of all types, when located on upper floors of commercial buildings[1]	P	P	P	P
52. Drive-in and drive-through facilities associated with an allowed use	P	X	P	X
53. Lounges and taverns	P	P	P	X
54. Retail bakeries	P	P	P	P
55. Restaurants	P	P	P	P
56. Retail trade establishments, enclosed less than 5,000 sq. ft. in floor area	P	P	P	P
57. Retail trade establishments, enclosed from 5,001 sq. ft. to 50,000 sq. ft. in floor area	P	P	P	X
58. Retail trade establishment, enclosed from 50,001 sq. ft. in floor area and greater	P	X	X	X
59. Retail trade establishments, unenclosed	P	C	C	X
60. Retail trade establishment, unenclosed less than 500 sq. ft. on an existing developed parcel and associated with a permitted use	P	P	P	P
61. Retail trade gasoline sales, enclosed or unenclosed	P	X	P	X
62. Rubber manufacture	X	X	X	X
63. Schools, public, parochial, private, vocational, technical, business and others, nonprofit or operated for profit	P	P	P	P
64. Services, automotive	P	X	P	X
65. Services, business, health, miscellaneous and personal	P	P	P	P
66. Services, lodging[1, 2]	P	P	P	X
67. Single-family detached dwellings and their customary accessory buildings and uses, existing on the effective date of the regulations codified in this title, but not including new single-family residences	P	P	P	P
68. Storage buildings and storage yards, for nonhazardous raw materials and finished products	X	X	X	X
69. Temporary uses which may be approved by the planning director	P	P	P	P
70. Tire retreading and recapping	X	X	X	X
71. Transitional housing as defined in BGMC 17.103.700	C	C	C	C

Table 17.118-1				
Use	RC	D	CC	NC
72. Transportation, communication and utility facilities, not otherwise specifically permitted	C	C	P	X
73. Utilities and communication facilities, such as telephone exchanges, electric substations and public television stations	P	P	P	P
74. Warehouses, wholesale and storage establishments, mail order houses and distribution facilities occupying no more than 50,000 sq. ft. of enclosed gross floor area	X	X	X	X
75. Welding shops	X	X	X	X
76. Wholesale distribution and warehousing facilities, including mail order houses, occupying more than 50,000 square feet	X	X	X	X
77. Wineries, breweries and distilleries	X	X	P	X
78. Small scale food and beverage manufacture such as microbreweries	P	P	P	X

1. Where residences or lodging are located on upper floors, the ground floor must consist of one hundred percent commercial use or office use along any street frontage for a minimum depth of twenty feet.
2. Services associated with lodging such as office, restaurant, lobby, recreation, conference rooms, laundry, etc., are authorized on the ground floor. Rooms for guests, or sleeping quarters, are prohibited on the ground floor.
3. Parking lots/structures cannot count towards the one hundred percent commercial use along any street when residences are located on upper floors.
4. Preexisting automobile, boat, truck, tractor, motorcycle, recreational vehicle, manufactured home, and other vehicle sales, service, rental, and leasing, new and/or used in the downtown zoning district may be expanded per the criteria set forth in BGMC 17.135.020.

(Ord. 24-02 § 1, 2024; Ord. 22-20 § 4, 2022; Ord. 21-35 § 3, 2021; Ord. 19-22 § 3 (part), 2019: Ord. 17-06 § 3 (part), 2017: Ord. 16-15 § 3, 2016: Ord. 16-02 § 2, 2016: Ord. 15-04 § 24, 2015: Ord. 14-17 § 2 (part), 2014: Ord. 04-024 § 18 (part), 2004)

SECTION 2. TITLE 17 ZONING; CHAPTER 17.120 LIGHT INDUSTRIAL, EMPLOYMENT CAMPUS, AND WESTSIDE EMPLOYMENT DISTRICTS, IS HEREBY AMENDED AS FOLLOWS:

17.120.020 Uses.

The following uses in each nonresidential zone are permitted (P), conditional (C) or prohibited (X) as indicated in Table 17.120-1.

Table 17.120-1			
Use	ML	EC	WE
1. Accessory uses and structures normally incidental to one or more permitted principal uses including those uses indicated as prohibited elsewhere in this table	P	P	P
2. Acid manufacture	X [1]	X [1]	X [1]

Table 17.120-1			
Use	ML	EC	WE
3. Art galleries, libraries and museums	P	P	P
4. Asphalt plants	X [1]	X [1]	X [1]
5. Auditoriums and civic centers	P	P	P
6. Automobile, boat, truck, tractor, motorcycle, recreational vehicle, manufactured home and other vehicle service, rental and leasing, new and/or used	P	X [1]	C
7. Bulk gasoline storage and fuel oil distributors	C	X [1]	X [1]
8. Business services operated in conjunction with one or more permitted uses	P	C	P
9. Churches, including cemeteries and customary accessory buildings and uses, subject to BGMC 17.135.050	C	C	C
10. Clubs, lodges, fraternal institutions and other places of assembly for membership groups	P	X [1]	X [1]
11. Cold storage plants, frozen food lockers and ice manufacture	P	X [1]	P
~~12. Collective gardens~~	~~P~~	~~X~~	~~X~~
12. Colleges and universities	X [1]	P	P
13. Commercial recreation facilities, enclosed only	P	X [1]	C
14. Commercial recreation facilities, unenclosed	P	X [1]	C
15. Conical burners and incinerators, including biomedical waste	X [1]	X [1]	X [1]
16. Contractors' establishments	P	X [1]	P
17. Cooperative (marijuana)	X	X	X

Table 17.120-1			
Use	ML	EC	WE
18. Day care centers, subject to BGMC 17.135.070	P	P	C
19. Distribution facilities	P	X [1]	P
20. Dog day care subject to BGMC 17.135.075	P	X	X
21. Dry-cleaning plants	P	X [1]	P
22. Explosives manufacture and storage	X [1]	X [1]	X [1]
23. Exterminators and pest control businesses	P	X [1]	P
24. Fertilizer manufacture	X [1]	X [1]	X [1]
25. Finance, insurance and real estate offices	X [1]	P	P
26. Hospitals, health and medical clinics	X [1]	P	P
27. Institutionalized residential-living facilities, such as personal-care homes, nursing homes, convalescent homes, group homes, continuing care retirement facilities and similar uses	X [1]	X [1]	X [1]
28. Junkyards, wrecked motor vehicle compounds and used auto or other vehicle parts yards	P	X [1]	X [1]
29. Kennels	P	X [1]	X [1]
30. Landfills	X [1]	X [1]	X
31. Lumber yards, planing and saw mills	P	X [1]	X [1]
32. Machine shops	P	X [1]	P
33. Manufacturing, fabrication, assembling and packaging activities, including accessory storage, for the following products and/or materials: cloth, fiber, fur and hair; electrical and communication equipment;	P	X [1]	P

Table 17.120-1			
Use	ML	EC	WE
cosmetics, drugs and pharmaceuticals; food, beverage, dairy and tobacco products; and medical, dental, optical precision and surgical instruments and equipment			
34. Manufacturing, fabrication, assembling, processing, canning, packaging, compounding, storage and treatment activities for the following activities and/or materials: brick, concrete, cement, clay, mortar, plaster and tile; chemicals and floor coverings; extraction or removal of sand, gravel, topsoil, clay, dirt, precious metals, gems or other natural resources; and paper	P	X [1]	P
35. Marijuana production, processing, and research facilities	P [2]	X	X
36. Marijuana retail, subject to BGMC 17.135.105	X	X	X [1]
37. Food pods	X [1]	P	P
38. Offices	P	P	P
39. Paper and pulp mills	X [1]	X [1]	X
40. Parking garages and parking lots	P	X [1]	X
41. Personal service establishments, in conjunction with one or more permitted uses	P	P	P
42. Printing, publishing, bookbinding and blueprinting establishments	P	P	P
43. Public and semipublic buildings and uses	P	P	P
44. Radio and television studios	P	P	P
45. Radio, television and cellular phone towers and antennas	P	X [1]	P

Table 17.120-1			
Use	ML	EC	WE
46. Recreational facilities of a noncommercial nature, including parks, playfields and golf courses	P	P	P
47. Recycling plants, including any processing facilities	P	X [1]	X
48. Research and scientific laboratories	P	P	P
49. Residences for a caretaker or night watchman	P	X [1]	P
50. Residences of all types, when located on upper floors, in the rear of, or otherwise clearly secondary to commercial buildings	X [1]	X [1]	X [1]
51. Lounges and taverns	X [1]	X [1]	C
52. Restaurants	X [1]	P	C
53. Restaurants, drive-through	X [1]	X [1]	C
54. Retail trade establishments, enclosed	X [1]	X [1]	C
55. Retail trade establishments, unenclosed	X [1]	X [1]	C
56. Retail trade gasoline sales, enclosed or unenclosed	P	X [1]	X
57. Rubber manufacture	X [1]	X [1]	X [1]
58. Schools, public, parochial, private, vocational, technical, business and others, nonprofit or operated for profit	P	P	P
59. Services, automotive, including gasoline sales	P	X [1]	C
60. Services, business, health, miscellaneous and personal	X [1]	P	C
61. Services, lodging	X [1]	X [1]	X [1]
62. Services, lodging, but only when accessory to another principal use	X [1]	P	P

Table 17.120-1			
Use	ML	EC	WE
63. Single-family detached dwellings and their customary accessory buildings and uses, existing on the effective date of the regulations codified in this chapter, but not including new single-family residences	P	P	P
64. Storage buildings and storage yards, for nonhazardous raw materials and finished products	P	X [1]	X [1]
65. Temporary uses which may be approved by the planning director	P	P	P
66. Tire retreading and recapping	P	X [1]	X [1]
67. Transportation, communication and utility facilities, not otherwise specifically permitted	P	X [1]	P
68. Utilities and communication facilities, such as telephone exchanges, electric substations and public television stations	P	P	P
69. Warehouses, wholesale and storage establishments, mail order houses and distribution facilities occupying no more than 50,000 square feet of enclosed gross floor area	P	P	P
70. Welding shops	P	X [1]	P
71. Wholesale distribution and warehousing facilities, including mail order houses, occupying more than 50,000 square feet	P	X [1]	X [1]
72. Wineries, breweries and distilleries	P	X [1]	P

1 Except as permitted as an accessory use.

2 All production/processing shall be located inside a structure, not viewable from any public or private property, and ventilated so that any odor cannot be detected by a person with a normal sense of smell from any abutting property.

(Ord. 22-20 § 5, 2022; Ord. 21-39 § 3, 2021; Ord. 16-15 § 4, 2016: Ord. 16-02 § 3, 2016: Ord. 15-04 § 25, 2015: Ord. 14-17 § 2 (part), 2014: Ord. 04-024 § 19 (part), 2004)

SECTION 3. TITLE 17 ZONING; CHAPTER 17.122 MIXED USE DISTRICTS, IS HEREBY AMENDED AS FOLLOWS:

17.122.020 Permitted uses.

The following list includes the uses that are permitted, conditional, or prohibited in the mixed-use zones. "P" means permitted outright, "C" means permitted via a conditional use permit, "X" means prohibited.

Table 17.122.020-1

Use	MU-R	MU-E
RESIDENTIAL		
1. Accessory apartments, subject to BGMC § 17.135.010		
a. Attached	P	P
b. Detached	P	P
2. Apartments and condominiums (condominiums subject to BGMC § 17.135.110)	P	P
3. Accessory uses and structures normally incidental to one or more permitted principal uses	P	P
~~4. Cooperative (marijuana)~~	~~X~~	~~X~~
4. Family child care home as regulated by RCW 35.63.185 and with conformity demonstrated through the city's business license program	P	P
5. Guest houses, but not including accessory apartments	P	X

Table 17.122.020-1 Use	MU-R	MU-E
6. Home occupations, defined in BGMC § 17.103.360 and subject to the supplementary regulations of BGMC § 17.135.090	P	P
7. Mobile home parks subject to BGMC § 17.135.100	X	X
8. Manufactured home parks, subject to BGMC § 17.135.100	X	X
9. Manufactured homes on individual lots	X	X
10. Residences for a caretaker or night watchman	P	P
11. Residential, institutionalized, such as personal-care homes, adult family homes, nursing homes, convalescent homes, group homes, continuing care retirement facilities and similar uses		
a. < 5 residents	P	P
b. 5—10 residents	P	P
c. > 10 residents	C	P
12. Single-family detached buildings	P	X
13. Single-family detached buildings, existing	P	P

Table 17.122.020-1 Use	MU-R	MU-E
14. Single-family attached dwellings (townhouses)	P	P
15. Two-family dwellings (duplexes)	P	P
16. Recreational facilities of a noncommercial nature, including parks, playfields and golf courses	P	P
17. Acid manufacture	X	X
18. Art galleries, libraries and museums	P	P
19. Asphalt plants	X	X
20. Auditoriums and civic centers	C	C
21. Automobile, boat, truck, tractor, motorcycle, recreational vehicle, manufactured home and other vehicle sales, service, rental and leasing, new and/or used	X	X
22. Bulk gasoline storage and fuel oil distributors	X	X
23. Bed and breakfast (as per BGMC § 17.135.030)	P	P
24. Boarding and rooming houses	X	X
25. Business services operated in conjunction with one or more permitted uses	P	P

Table 17.122.020-1 Use	MU-R	MU-E
26. Cold storage plants, frozen food lockers and ice manufacture	X	P
27. Child day care centers	P	P
28. Colleges and universities	X	P
29. Churches, temples, synagogues and places of worship, including cemeteries and customary accessory buildings and uses, subject to BGMC § 17.135.050	C	C
30. Clubs, lodges, fraternal institutions and other places of assembly for membership groups	C	C
31. Commercial recreation facilities, enclosed only	P	P
32. Commercial recreation facilities, unenclosed	X	C
33. Conical burners and incinerators, including biomedical waste	X	X
34. Contractor's establishments	X	X
35. Distribution facilities	X	P
36. Dog day care subject to BGMC	X	P
37. Dry-cleaning plants	X	X

Table 17.122.020-1		
Use	MU-R	MU-E
38. Explosives manufacture and storage	X	X
39. Exterminators and pest control businesses	X	P
40. Fertilizer manufacture	X	X
41. Golf courses and country clubs	P	C
42. Hospital, health and medical clinics	P	P
43. Kennels	X	X
44. Landfills	X	X
45. Lumber yards, planing and saw mills	X	X
46. Machine shops	X	P
47. Manufacturing, fabrication, assembling and packaging activities, including accessory storage, for the following products and/or materials: cloth, fiber, fur and hair; electrical and communication equipment; cosmetics, drugs and pharmaceuticals; food, beverage, dairy and tobacco products; and medical, dental, optical precision and surgical instruments and equipment	X	P

Table 17.122.020-1		
Use	MU-R	MU-E
48. Marijuana production, processing and research facilities	X	X
49. Marijuana retail, subject to BGMC § 17.135.105	X	X
50. Manufacturing, fabrication, assembling, processing, canning, packaging, compounding, storage and treatment activities for the following activities and/or materials: brick, concrete, cement, clay, mortar, plaster and tile; chemicals and floor coverings; extraction or removal of sand, gravel, topsoil, clay, dirt, precious metals, gems or other natural resources; and paper	X	C
51. Offices	P	P
52. Paper and pulp mills	X	X
53. Parking garages and parking lots	X	P
54. Parks, playgrounds	P	P
55. Personal service establishments	P	P
56. Printing, publishing, bookbinding and blueprinting establishments	P	P
57. Preschools	P	P
58. Public and semipublic buildings, structures and uses	P	P

Table 17.122.020-1 Use	MU-R	MU-E
59. Radio and television studios	X	P
60. Radio, television and cellular phone towers and antennas	X	C
61. Recycling plants, including any processing facilities	X	X
62. Research and scientific laboratories	X	P
63. Lounges and taverns	P	P
64. Restaurants	P[1]	P
65. Retail trade establishments, enclosed less than 5,000 sq. ft. in floor area	P	P
66. Retail trade establishments, enclosed from 5,001 sq. ft. to 25,000 sq. ft. in floor area	C	P
67. Retail trade establishments, enclosed from 25,001 sq. ft. to 50,000 sq. ft. in floor area	X	P
68. Retail trade gasoline sales, enclosed or unenclosed	X	P
69. Rubber manufacture	X	X
70. Schools, public, parochial, private, vocational, technical, business and	P	P

Table 17.122.020-1 Use	MU-R	MU-E
others, nonprofit or operated for profit		
71. Services, automotive, including gasoline sales	X	P
72. Services, business, health, miscellaneous and personal	P	P
73. Services, lodging	C	P
74. Storage buildings and storage yards, for nonhazardous raw materials and finished products	X	P
75. Tire retreading and recapping	X	X
76. Transportation, communication and utility facilities, not otherwise specifically permitted	C	P
77. Utilities and communication facilities, such as telephone exchanges, electric substations and public television stations	P	P
78. Warehouses, wholesale and storage establishments, mail order houses and distribution facilities occupying no more than 50,000 square feet of enclosed gross floor area	X	P
79. Welding shops	X	P

Table 17.122.020-1

Use	MU-R	MU-E
80. Wholesale distribution and warehousing facilities, including mail order houses, occupying more than 50,000 square feet	X	P
81. Small scale food and beverage manufacture such as bakeries and microbreweries where the primary outlet for the goods is an on-site retail outlet	P	P
82. Wineries, breweries and distilleries	X	P

1 Formula take-out food restaurants may not occupy more than fifty percent of any building within the mixed use residential zone. Only one formula take-out restaurant is permitted in any building.

(Ord. 04-024 § 20 (part), 2004; Ord. 16-02 § 4, 2016; Ord. 16-15 § 5, 2016; Ord. 17-06 § 4 (part), 2017)

SECTION 4. TITLE 17 ZONING; CHAPTER 17.135 REGULATIONS FOR SPECIFIC USES, IS HEREBY AMENDED AS FOLLOWS:

~~**17.135.065 Collective gardens.**~~

~~A. Purpose. The purpose of this section is to regulate medical cannabis collective gardens in a manner that minimizes the impacts of collective gardens on surrounding properties and protects the public health, safety, and welfare, while allowing qualified patients to create and participate in collective gardens. The creation of a collective garden means qualifying patients sharing responsibility for acquiring and supplying the resources required to produce and process cannabis for medical use. This may include resourcing a location for a collective garden, equipment, supplies, and labor necessary for proper construction, plumbing, wiring, and ventilation of a garden of cannabis plants.~~

~~B. Applicability. This section contains development requirements and performance standards that apply to all applications to establish and operate a medical cannabis collective garden. Medical~~

~~cannabis collective gardens are allowed in only in the regional center, community center, and light industrial districts. See BGMC 17.118.020 and 17.120.020.~~

~~C. Required Review. A Type II land use review is required to operate a medical cannabis collective garden. The director shall review applications to operate a medical cannabis collective garden for compliance with this section, RCW 69.51A.085, now or as hereafter amended, and with all other applicable provisions of the Battle Ground City Code.~~

~~D. Submittal Requirements. In addition to the information required for a Type II land use review, an application for a collective garden shall comply with or contain the following:~~

~~1. The application shall be made by a qualifying patient and include verification of that status, as described in RCW 69.51A.010(4) and 69.51A.010(7), now or hereafter amended; and~~

~~2. A map drawn to scale that demonstrates compliance with the separation requirements of this section. The director may require the applicant, at the applicant's expense, demonstrate compliance with the separation requirements. This demonstration may include, but is not limited to, a survey map showing these features prepared by a surveyor licensed in the state of Washington.~~

~~E. Requirements Applicable to Medical Cannabis Collective Gardens. All applications to operate a medical marijuana collective garden shall comply with the following requirements and the provisions of RCW 69.51A.085, now or hereafter amended:~~

~~1. Not more than one collective garden shall be established on a single tax parcel or lot;~~

~~2. A collective garden may not be located within one thousand feet of public or private schools, child care services, child day care centers, religious institutions, public libraries, public and private playgrounds, community centers, any other collective garden, or a recreational marijuana producer, processor, or retailer;~~

~~3. A collective garden shall be located in a structure; no garden will be permitted outdoors;~~

~~4. No collective garden shall be located in any manner or place where the cannabis plants may be viewed from an abutting public or private property;~~

~~5. A collective garden shall be ventilated so that the odor from the cannabis cannot be detected by a person with a normal sense of smell from any abutting use or property;~~

~~6. Any transportation or delivery of medical cannabis from the collective garden shall be conducted by the collective members or designated provider so that quantities of medical cannabis allowed by RCW 69.51A.085, now or as hereafter amended, are never exceeded;~~

~~7. No signs or symbols advertising the collective garden shall be permitted.~~

~~F. Release of Liability and Hold Harmless. The permittee of a medical cannabis collective garden shall provide an executed release in a form approved by the Battle Ground city attorney to the city of Battle Ground, for itself, its agents, officers, elected officials and employees from any injuries, damages, or liabilities of any kind that result from any arrest or prosecution or seizure of property, or liabilities of any kind that result from any arrest or prosecution for violations of federal or state law relating to operation or siting of a collective garden. Additionally, within the release document, the permittee of a medical cannabis collective garden shall indemnify and hold harmless the city of Battle Ground and its agents, officers, elected officials, and employees from any claims, damages, or injuries brought by adjacent property owners or other third parties due to operations at the collective garden and for any claims brought by any of the collective garden members, employees, agents, guests, or invitees for problems, injuries, damages, or liability of any kind that may arise out of the cultivation, processing, or distribution of medical cannabis at the collective garden.~~

SECTION 5. SEVEREBILITY. If any section, sentence, clause, or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

SECTION 6. REGULATORY CONFLICTS. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of the inconsistency or conflict.

SECTION 7. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

SECTION 8. EFFECTIVE DATE. This ordinance shall be published in summary form and be in full force and effective thirty (30) days from the final passage date in accordance with law.

ADOPTED IN OPEN MEETING OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON THIS _____.

_____
Eric Overholser, Mayor

Attested to by:

_____
Elizabeth Halili, City Clerk

Approved as to form:

_____
Kirk Ehlis, Contract City Attorney

ORDINANCE NO. 2026-12

AN ORDINANCE AMENDING BATTLE GROUND MUNICIPAL CODE TITLE 18 ENVIRONMENTAL PROTECTION; CHAPTER 18.250 STORMWATER CONTROL AND DRAINAGE; CHAPTER 18.257 CLEARING AND GRADING; CHAPTER 18.280 FISH AND WILDLIFE HABITAT CONSERVATION AREAS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CORRECTIONS; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Battle Ground Municipal Code is a document containing 20 Titles and mulitple Chapters and is codified by the adoption of ordinances and published in a code book by Book Publishing Company; and

WHEREAS, periodically the City of Battle Ground Municipal Code needs to be updated or improved for presentation to the City Council; and

WHEREAS, the Planning Commission of the City of Battle Ground held a public hearing on March 18, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Planning Commission has made a recommendation to the City Council of the City of Battle Ground to adopt the code changes reflected herein; and

WHEREAS, the City Council of the City of Battle Ground held a public hearing on April 20, 2026 and May 18, 2026, for the purpose of allowing citizens of the City of Battle Ground to comment on changes; and

WHEREAS, the Municipal Code amendments were submitted to the State Department of Commerce for review on March 23, 2026, pursuant to RCW 36.70A.106; and

WHEREAS, the Municipal Code amendments were issued a non-project Determination of Non-Significance (DNS) on April 1, 2026; and

WHEREAS, the City Council of City of Battle Ground has reviewed the proposed changes; and

NOW THEREFORE BE IT ordained by the City Council of the City of Battle Ground, Washington as follows:

SECTION 1. TITLE 18 ENVIRONMENTAL PROTECTION; CHAPTER 18.250 STORMWATER CONTROL AND DRAINAGE, IS HEREBY AMENDED AS FOLLOWS:

18.250.020 Applicability and thresholds.
The applicability of this chapter is based on the thresholds listed in Volume I, Section I-3.3, Applicability of the Minimum Requirements, of the Ecology Stormwater Management Manual for Western Washington.

A. This chapter applies to all private and public development and redevelopment, including transportation projects and to the following applications and construction timeframes as listed:

1. All development and redevelopment applications submitted on or after July 1, ~~2022~~ 2027.

2. Applications submitted prior to January 1, 2017, that have not started construction by January 1, 2022.

3. Applications submitted prior to July 1, 2022, that have not started construction by July 1, 2027.

4. Applications submitted prior to July 1, 2027, that have not started construction by July 1, 2032.

In this context "started construction" means the site work associated with, and directly related to, the approved project has begun. For example: grading the project site to final grade or utility installation. Simply clearing the project site does not constitute the start of construction.

B. New Development Stormwater Project Thresholds.

1. All new developments shall be required to comply with Minimum Requirement No. 2 (sediment and erosion controls).

2. The following new development shall comply with Minimum Requirements Nos. 1 through 5 for the new and replaced hard surfaces and the land disturbed:

a. Results in two thousand square feet, or greater, of new plus replaced hard surface area; or

b. Has land-disturbing activity of seven thousand square feet or greater.

3. The following new development shall comply with all minimum requirements for the new and replaced hard surfaces and the converted vegetation areas:

a. The project adds five thousand square feet, or more, of new plus replaced hard surface area;

b. Converts three-quarters acres, or more, of vegetation to lawn or landscaped areas; or

c. Converts two and one-half acres, or more, of native vegetation to pasture.

C. Redevelopment Project Thresholds.

1. All redevelopments shall be required to comply with Minimum Requirement No. 2.

2. The following redevelopments shall comply with Minimum Requirements Nos. 1 through 5 for the new and replaced hard surfaces and the land disturbed:

a. Results in two thousand square feet, or more, of new plus replaced hard surface area; or

b. Has land-disturbing activity of seven thousand square feet or greater.

3. The following redevelopments shall comply with all minimum requirements for the new hard surfaces and converted vegetation areas:

a. Adds five thousand square feet or more of new hard surfaces;

b. Converts three-quarters acres, or more, of vegetation to lawn or landscaped areas; or

c. Converts two and one-half acres, or more, of native vegetation to pasture.

D. Additional Requirements for Redevelopments.

1. Road-related projects shall comply with all minimum requirements for the new and replaced hard surfaces and the converted vegetation areas if:

a. The project adds five thousand square feet or more of new plus replaced hard surfaces; and

b. The new plus replaced hard surfaces total fifty percent or more of the existing hard surfaces within the site.

2. Other types of redevelopment projects shall comply with all the minimum requirements for the new and replaced hard surfaces and the converted vegetation areas if either of the two thresholds below are crossed:

a. Threshold 1: The project adds 5,000 square feet or more of new plus replaced hard surfaces; and

i. For commercial or industrial projects: the valuation of the proposed improvements, including interior improvements, exceeds fifty percent of the assessed value of the existing project site improvements.

ii. For all other projects: the valuation of the proposed improvements, including interior improvements, exceeds fifty percent of the assessed value of the existing site improvements.

b. Threshold 2: for commercial or industrial sites only:

i. The project adds five thousand square feet or more of new plus replaced hard surfaces; and

ii. The new plus replaced hard surfaces total fifty percent or more of the existing hard surfaces within the site.

18.250.170 Low impact development best management practices.

~~A. Refer to the Western Washington Manual and the latest edition of the Low Impact Development Technical Guidance Manual for Puget Sound for use of LID BMPs in the appropriate situation.~~

~~B. LID BMPs shall be designed as specified in the Low Impact Development Technical Guidance Manual for Puget Sound.~~

~~C. Infiltration testing must be performed if infiltration will be used to dispose of water from LID BMPs.~~

As it relates to stormwater compliance regulations, new development and redevelopment projects shall meet the LID performance standards, as outlined in the stormwater management manual.

A. For purposes of providing technical guidance concerning low impact development (LID) practices, on those activities subject to this chapter, the city hereby approves the use of the most current edition of the following manuals:

1. Low Impact Development Technical Guidance Manual for Puget Sound.

2. Stormwater management manual (SWMMWW).

3. City's design and construction requirements.

B. All uses of LID practices shall meet applicable regulations and requirements.

18.250.310 Maintenance.

A. Initial Maintenance.

1. To ensure satisfactory operation of new public stormwater facilities, the applicant constructing the facility shall maintain it for two years after completion of the project. A maintenance agreement stating that the applicant will be responsible for the maintenance of the facility must be recorded prior to engineering acceptance.

2. The applicant shall post and maintain a maintenance bond or other security acceptable to the director during this two-year initial maintenance period. The purpose of the maintenance bond is to cover the cost of design defects or failures in workmanship of the facilities. The amount of the maintenance bond shall be twenty percent of the construction cost of the stormwater facilities.

B. Long-Term Maintenance.

1. Final plats shall include a note specifying the party(s) responsible for long-term maintenance of stormwater facilities.

2. If private parties are to provide long-term maintenance of a stormwater facility, within a subdivision or short plat, ~~a maintenance covenant will be required. The covenant shall include an agreement to transfer maintenance responsibilities to future occupants or owners of the property. Said covenant shall be recorded prior to engineering acceptance.~~ all the following requirements shall be met:

a. A maintenance covenant will be required in a form acceptable to the city engineer. Said covenant shall be recorded prior to engineering acceptance; and

b. Formation of a Homeowners Association (HOA) with maintenance responsibilities listed in the covenants, conditions, and restrictions (CC&Rs), which shall be recorded with the plat.

3. If private parties are to provide long-term maintenance of a stormwater facility, within a site plan, then a maintenance covenant will be required in a form acceptable to the city engineer. Said covenant shall be recorded prior to engineering acceptance.

~~3~~4. If the city provides long-term maintenance of a stormwater facility, all the following requirements shall be met:

a. The facilities shall be inspected and approved by the director prior to acceptance. Required remedial work to correct design, construction, and maintenance deficiencies shall be completed by the project developer prior to acceptance; and

b. All necessary ownerships and easements entitling the city to properly access and maintain the facility shall be conveyed to the city and recorded with the county auditor.

C. The city shall inspect privately maintained facilities for compliance with the requirements of this chapter. Facilities shall be maintained to the standards set forth in the city of Battle Ground stormwater facility maintenance manual, or the design engineer provided maintenance manual. If the parties responsible for long-term maintenance fail to maintain their facilities to acceptable standards, the city shall issue a written notice specifying required actions to be taken in order to bring the facilities into compliance. Following the written warning the city will enforce maintenance requirements as detailed in BGMC 18.250.040.

SECTION 2. TITLE 18 ENVIRONMENTAL PROTECTION; CHAPTER 18.257 CLEARING AND GRADING, IS HEREBY AMENDED AS FOLLOWS:

18.257.040 General provisions.
The rules prescribed in this chapter shall apply to all lands within the city limits of the city of Battle Ground.

A. Compliance. Unless exempted under BGMC 18.257.050, no person shall perform any clearing or grading without having first obtained a permit from the department. Exemption from the permit process shall not relieve any person of the requirement of the NPDES Minimum Requirements, pursuant to Chapter 18.250 BGMC, for installation of appropriate erosion control, pursuant to Chapter 18.255 BGMC, or from any other applicable regulations.

B. Phased Projects. For projects that are implemented in incremental stages or phases as part of a common plan of development or sale, the stormwater thresholds listed in Appendix 1 of the NPDES Stormwater Permit must be considered for the complete project at full buildout.

1. Failure to comply with this requirement will result in denial of future permits for development on these properties.

C. Consistency. Clearing and grading activities for developments shall be allowed only if conducted pursuant to an approved site development plan (e.g., preliminary site plan and preliminary subdivision approval) that establishes permitted areas of clearing, grading, cutting, and filling. These permitted clearing and grading areas and any other areas required to preserve critical or sensitive areas, buffers, native growth protection easements, or tree retention areas shall be delineated on the site plans and the development site.

D. Development Thresholds. Clearing and grading activities must follow the appropriate thresholds for new development and redevelopment as listed in BGMC 18.250.020.

E. Erosion Control. All new development and redevelopment projects are responsible for preventing erosion and discharge of sediment and other pollutants into the city's stormwater system, surface water or groundwater. The city's stormwater system starts on the impermeable areas that drain to the city's system.

F. SEPA. The SEPA review process must be completed prior to issuance of a permit pursuant to Chapter 18.145 BGMC unless exempted by Chapter 18.165 BGMC.

G. Other Agencies. Clearing or grading activities may require state and/or federal permits. The issuance of a permit by the city of Battle Ground under this chapter does not eliminate the need for compliance with other local, state, or federal regulations.

H. Liability Disclaimer. The issuance of a permit by the city of Battle Ground under this chapter constitutes a determination that the applicant has met the minimum requirements for the city's regulatory purposes. Issuance of a permit does not relieve the permit holder from any responsibilities or liabilities that clearing or grading activities may create if third parties are damaged or injured by such actions.

I. Approval. The issuance of a clearing and grading permit is for the work specified only. It does not give approval for the construction of utility trenches, the placement of utility lines, and other such work, which may be approved via another city permit.

J. Grading Quantities. When calculating cut and fill quantities anywhere in this chapter, ~~where the cut material will be used as fill on the same site it shall only be counted once~~ cut and fill will be added together for quantity purposes.

18.257.080 Time limits.
The following time limits shall apply to a clearing and grading permit:

A. Original Approval. The approval of a clearing and grading permit shall be for six months.

B. Extensions. A clearing and grading permit may be extended for a period of six months, twice; provided, that the applicant requests an extension in writing seven calendar days prior to the permit expiring.

C. Noncompletion. If all the permit work required is not completed within the time limit specified in subsections A ~~and~~ or B of this section, no further work shall be done without renewing the permit. A written request for renewal shall be submitted to the city engineer who may require a new application and fees depending on the time between the expiration date and the renewal request, revisions in city regulations, or changed circumstances in the immediate area. Any revised plan shall be submitted to the city engineer for review and any costs related thereto shall be at the applicant's expense.

SECTION 3. TITLE 18 ENVIRONMENTAL PROTECTION; CHAPTER 18.280 FISH AND WILDLIFE HABITAT CONSERVATION AREAS, IS HEREBY AMENDED AS FOLLOWS:

18.280.070 Standard requirements.
All applications requiring review under this chapter shall have the following minimum conditions applied:

A. Marking Buffer During Construction. The location of the outer extent of the habitat buffer or, if no buffer is required, the habitat area shall be marked in the field and such markings shall be maintained throughout the duration of the permit.

B. Permanent Marking of Buffer Area. A permanent physical demarcation along the upland boundary of the habitat buffer area shall be installed and thereafter maintained. Such demarcation may consist of logs, a tree or hedgerow, wood or woodlike fencing, or other prominent physical marking approved by the director. In addition, signs measuring no more than six square feet in area and no shorter than four feet nor higher than six feet shall be posted at an interval of one per lot or every one hundred feet, whichever is less, and perpetually maintained at locations along the outer perimeter of the habitat buffer approved by the director worded substantially as follows:

—Habitat Buffer—
Please retain in a natural state

C. In the cases of site plans, or projects not involving a plat, a~~A~~ conservation covenant shall be recorded in a form approved by the city attorney as adequate to incorporate the other restrictions of this section and to give notice of the requirement to obtain a permit prior to engaging in regulated activities within a habitat or its buffer.

D. In the cases of plats, short plats, and recorded site plans, include on the face of such instrument the boundary of the priority habitat and species and its buffer and a plat note that incorporates the content identified in subsection C and other protective restrictions. ~~reference to the separately recorded conservation covenant provided for in subsection C of this section~~.

E. The signage noted above shall be installed prior to any land alteration or construction.

SECTION 4. SEVERABILITY. If any section, sentence, clause, or phrase of this ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

SECTION 5. REGULATORY CONFLICTS. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of the inconsistency or conflict.

SECTION 6. CORRECTIONS. The City Clerk and the codifiers of this ordinance are authorized to make necessary clerical corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

SECTION 7. EFFECTIVE DATE. This ordinance shall be published in summary form and be in full force and effective thirty (30) days from the final passage date in accordance with law.

ADOPTED IN OPEN MEETING OF THE CITY COUNCIL OF THE CITY OF BATTLE GROUND, WASHINGTON THIS 18TH DAY OF MAY 2026.

_____
Eric Overholser, Mayor

Attested to by:

_____
Elizabeth Halili, City Clerk

Approved as to form:

_____
Kirk Ehlis, Contract City Attorney

CITY OF BATTLE GROUND
STAFF REPORT

To:	Kris Swanson, City Manager
	City Council
From:	Dennis Flynn, Chief of Police
Date:	May 18, 2026
Proceeding Type:	Presentation
Subject:	Battle Ground Police Department's 2025 Annual Report

Legislative History:	
• May 18, 2026	Presentation

Staff Report Summary

The BGPD will provide an overview of its 2025 Annual Report including crime statistics, major cases, traffic enforcement and community events.

Background

For statistic for the end of the year, overall, Person Crimes were down 7.9%, (with both juvenile and adult sex crimes being down 35% and 37%), DUI arrests were up 10.8%, and overall Property Crimes were down 14.8%, (with auto theft being down 66.7%).

Officers conducted nearly 6,400 traffic stops, (a 6% increase over 2024), which contributed to a 12% reduction in traffic collisions.

Fiscal and Policy Implications

No fiscal implication.

Goals and Objectives Relevance

The goal of this is to present the police department's crime, traffic and community efforts.

Staff Recommendation

None

Attachments

None

Legal Review

N/A.

CITY OF BATTLE GROUND
STAFF REPORT

To:	Kris Swanson, City Manager
	City Council
From:	Mark Herceg, Public Works Director
Date:	May 18, 2026
Proceeding Type:	Presentation
Subject:	2027-2032 Six-Year TIP

Legislative History:	
• First Presentation: • Public Hearing: • Action:	May 18, 2026

Staff Report Summary

The City Council will receive a presentation regarding the Six-Year Transportation Improvement Program (TIP) for the years 2027-2032.

Background

The City of Battle Ground is required by state law to annually review its Six-Year Transportation Improvement Program (TIP) consisting of street improvement projects in priority order proposed to be completed within the next six years. The TIP allows agencies to secure federal funding as the TIP is combined into the Statewide Transportation Improvement Program. The CIP or Capital Improvement Program is the implementation of the TIP on an annual basis as priority projects are selected for design and/or construction. The Transportation Master Plan sets the standard for roadway classifications and objectives of the overall transportation network.

Fiscal and Policy Implications

N/A

Goals and Objectives Relevance

The Six-Year TIP achieves the City Council's goal to improve and maintain infrastructure systems by setting the expectations for what transportation infrastructure is improved in the next six years.

Options

Option	Results
• Approve List	The TIP as proposed will be taken to a Public Hearing.
• Modify List	The TIP as modified will be taken to a Public Hearing
• No Action.	Listed projects will not be eligible for funding and state requirements would be violated.

Staff Recommendation

This presentation is intended to inform the City Council about the proposed Six-Year Transportation Program (TIP) for the years 2027-2032. Staff's recommendation would be to have City Council set a public hearing for the June 15th City Council meeting, in order to receive input from the citizens of Battle Ground.

Attachments

A.	2027-2032 Six-Year TIP
B.	Map Of Proposed TIP Projects

Legal Review

N/A

2027-2032 Transportation Improvement Program Project Funding Analysis

				2027				2028				2029				2030				2031				2032				
PROJECT NUMBER	Project Name	Phase	Funding Status	Street Fund	TIF	TBD	Grants/Loans/ Other	Street Fund	TIF	TBD	Grants/Loans/ Other	Street Fund	TIF	TBD	Grants/Loans/ Other	Street Fund	TIF	TBD	Grants/Loans/ Other	Street Fund	TIF	TBD	Grants/Loans/ Other	Street Fund	TIF	TBD	Grants/Loans/ Other	Project Total
1	**SE Grace Avenue Improvements - Design**	PE	Funded	$0.00	$121,275.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$121,275.00
	E Main Street to SE Eaton Boulevard	ROW	N/A	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG11-01	CN	N/A	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	*PE Phase Is From 2006	Total		$121,275.00				$0.00				$0.00				$0.00				$0.00				$0.00				$121,275.00
2	**NW 5th Street**	PE	Funded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$220,500.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$220,500.00
	NW 10th Avenue (SR 503) to N Parkway Avenue	ROW	Funded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$330,750.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$330,750.00
	BG11-08d	CN	Partial	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$4,200,000.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$4,200,000.00
		Total		$0.00				$551,250.00				$4,200,000.00				$0.00				$0.00				$0.00				$4,751,250.00
3	**SW Eaton Blvd***	PE	Funded	$0.00	$0.00	$0.00	$145,530.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$145,530.00
	SR-503 To SW 20th Avenue	ROW	Funded	$0.00	$0.00	$0.00	$141,954.59	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$141,954.59
	BG15-03	CN	Partial	$0.00	$0.00	$0.00	$7,350,000.00	$0.00	$0.00	$0.00	$7,350,000.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$14,700,000.00
	*Includes: 2nd SB LT, 2nd WB LT, EB RT, & Signals at SR-503 & 20th Ave	Total		$7,637,484.59				$7,350,000.00				$0.00				$0.00				$0.00				$0.00				$14,987,484.59
4	**SW Rasmussen Boulevard Roundabout**	PE	Dev.	$0.00	$0.00	$0.00	$52,500.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$52,500.00
	SW 10th Avenue (SR 503)	ROW	Dev.	$0.00	$0.00	$0.00	$52,500.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$52,500.00
	BG11-11	CN	Dev.	$0.00	$0.00	$0.00	$3,150,000.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$3,150,000.00
		Total		$3,255,000.00				$0.00				$0.00				$0.00				$0.00				$0.00				$3,255,000.00
5	**NW Onsdorff Blvd / SR 503 Intersection Improvements**	PE	Funded	$0.00	$0.00	$0.00	$349,807.50	$0.00	$0.00	$0.00	$341,390.50	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$691,198.00
	NW Onsdorff Blvd / SR 503	ROW	Partial	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG14-02	CN	Partial	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$1,896,851.25	$1,896,851.25
		Total		$349,807.50				$341,390.50				$0.00				$0.00				$0.00				$1,896,851.25				$2,588,049.25
6	**SE Grace Avenue Phase 2 Improvements**	PE	Funded	$0.00	$361,496.52	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$361,496.52
	E Main Street to SE Rasmussen Boulevard	ROW	Funded	$0.00	$0.00	$0.00	$1,050,000.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$1,050,000.00
	BG11-07	CN	Funded	$0.00	$0.00	$0.00	$3,862,500.00	$0.00	$0.00	$0.00	$3,862,500.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$7,725,000.00
		Total		$5,273,996.52				$3,862,500.00				$0.00				$0.00				$0.00				$0.00				$9,136,496.52
7	**N Parkway Avenue Pathway**	PE	Funded	$15,750.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$15,750.00
	N Onsdorff Boulevard to N 25th Street	ROW	N/A	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG24-01	CN	Funded	$0.00	$0.00	$0.00	$315,000.00	$315,000.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$630,000.00
		Total		$330,750.00				$315,000.00				$0.00				$0.00				$0.00				$0.00				$645,750.00
8	**SE Clark Avenue Extension**	PE	Funded	$26,250.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$26,250.00
	SE Clark Avenue at SE 4th Street	ROW	Funded	$26,250.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$26,250.00
	BG24-03	CN	Funded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$154,245.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$154,245.00
		Total		$52,500.00				$154,245.00				$0.00				$0.00				$0.00				$0.00				$206,745.00
9	**E Main St Improvements**	PE	Funded	$0.00	$0.00	$0.00	$525,000.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$525,000.00
	E Main St (S Parkway Ave to E Grace Ave)	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG25-01	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
		Total		$525,000.00				$0.00				$0.00				$0.00				$0.00				$0.00				$525,000.00
10	**Chelatchie Prairie Rail with Trail - PH I**	PE	Funded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$253,590.44	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$253,590.44
	Main Street To Rasmussen Blvd	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$58,432.50	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$58,432.50
	BG13-02	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$1,409,684.39	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$1,409,684.39
	*$380,000 for CN is from Drainage Fund	Total		$0.00				$0.00				$0.00				$1,721,707.33				$0.00				$0.00				$1,721,707.33
11	**Chelatchie Prairie Rail with Trail - PH II**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$25,302.38	$0.00	$162,122.63	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$187,425.00
	Main Street to City Limits	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$11,907.00	$0.00	$76,293.00	$0.00	$0.00	$0.00	$0.00	$0.00	$88,200.00
	BG14-01	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$668,581.52	$668,581.52
		Total		$0.00				$0.00				$0.00				$187,425.00				$88,200.00				$668,581.52				$944,206.52

PE = Preliminary Engineering ROW = Right-of-Way CN = Construction
TIF = Traffic Impact Fees TBD = Transportation Benefit District

2027-2032 Transportation Improvement Program Project Funding Analysis

PROJECT NUMBER	Project Name	Phase	Funding Status	2027 Street Fund	2027 TIF	2027 TBD	2027 Grants/Loans/ Other	2028 Street Fund	2028 TIF	2028 TBD	2028 Grants/Loans/ Other	2029 Street Fund	2029 TIF	2029 TBD	2029 Grants/Loans/ Other	2030 Street Fund	2030 TIF	2030 TBD	2030 Grants/Loans/ Other	2031 Street Fund	2031 TIF	2031 TBD	2031 Grants/Loans/ Other	2032 Street Fund	2032 TIF	2032 TBD	2032 Grants/Loans/ Other	Project Total
12	**SW 1st Way Improvements**	PE	Dev.	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$132,300.00	$0.00	$0.00	$0.00	$0.00	$132,300.00
	SW 15th Avenue to SW 12th Avenue	ROW	Dev.	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$551,250.00	$0.00	$0.00	$0.00	$0.00	$551,250.00
	BG11-08b	CN	Dev.	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$639,450.00	$0.00	$0.00	$0.00	$0.00	$639,450.00
		Total		$0.00				$0.00				$0.00				$0.00				$1,323,000.00				$0.00				$1,323,000.00
13	**SW 20th Avenue Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00		$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$165,375.00	$0.00	$0.00	$0.00	$350,595.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$515,970.00
	SW 6th Street to SW Eaton Boulevard	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$416,745.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$416,745.00
	BG11-09	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$5,158,849.97	$0.00	$0.00	$5,158,849.97
		Total		$0.00				$0.00				$0.00				$165,375.00				$767,340.00				$5,158,849.97				$6,091,564.97
14	**NW 20th Avenue Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$51,817.50	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$51,817.50
	NW Main Street to NE 239th Street	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG11-10	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$1,070,503.25	$0.00	$0.00	$1,070,503.25
		Total		$0.00				$0.00				$0.00				$0.00				$51,817.50				$1,070,503.25				$1,122,320.75
15	**NW 25th Street Improvements**	PE	Dev.	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$165,375.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$165,375.00
	NW 10th Avenue (SR 503) to N Parkway Avenue	ROW	Dev.	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG11-12	CN	Dev.	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$1,634,565.40	$0.00	$0.00	$0.00	$1,634,565.40
		Total		$0.00				$0.00				$0.00				$0.00				$165,375.00				$1,634,565.40				$1,799,940.40
16	**Traffic Signal Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$13,125.00	$13,125.00	$0.00	$0.00	$13,125.00	$13,125.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$52,500.00
	Various Locations	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG11-21b	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$78,750.00	$105,000.00	$0.00	$0.00	$78,750.00	$105,000.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$367,500.00
		Total		$0.00				$210,000.00				$210,000.00				$0.00				$0.00				$0.00				$420,000.00
17	**SW 6th Avenue Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$145,530.00	$0.00	$0.00	$0.00	$0.00	$145,530.00
	SW Scotton Way to SW Eaton Boulevard	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$661,500.00	$661,500.00
	BG11-16	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$1,456,714.51	$1,456,714.51
		Total		$0.00				$0.00				$0.00				$0.00				$145,530.00				$2,118,214.51				$2,263,744.51
18	**SW 6th Avenue Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$259,087.50	$0.00	$0.00	$0.00	$0.00	$259,087.50
	SW Rasmussen Boulevard to SW Scotton Way	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$367,500.00	$367,500.00
	BG11-17	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$2,586,036.13	$2,586,036.13
		Total		$0.00				$0.00				$0.00				$0.00				$259,087.50				$2,953,536.13				$3,212,623.63
19	**Pathways**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$11,025.00	$0.00	$0.00	$0.00	$0.00	$11,025.00
	Various Locations	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG14-01	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$110,250.00	$110,250.00
		Total		$0.00				$0.00				$0.00				$0.00				$11,025.00				$110,250.00				$121,275.00
20	**NW 20th Avenue Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$7,875.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$7,875.00
	Pedestrian Crossing	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	NW 20thAve / NW 17th St	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$27,300.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$27,300.00
	BG18-03	Total		$0.00				$0.00				$7,875.00				$27,300.00				$0.00				$0.00				$35,175.00
21	**Bike Loop Signage & Street Markings**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$7,717.50	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$7,717.50
	Various Locations	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG20-05	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$30,870.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$30,870.00
		Total		$0.00				$38,587.50				$0.00				$0.00				$0.00				$0.00				$38,587.50
22	**W 29th Avenue/W Main Street Intersection Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$57,881.25	$0.00	$0.00	$0.00	$0.00	$57,881.25
	W 29th Avenue/W Main Street	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG21-01	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$385,875.00	$385,875.00
		Total		$0.00				$0.00				$0.00				$0.00				$57,881.25				$385,875.00				$443,756.25

PE = Preliminary Engineering ROW = Right-of-Way CN = Construction
TIF = Traffic Impact Fees TBD = Transportation Benefit District

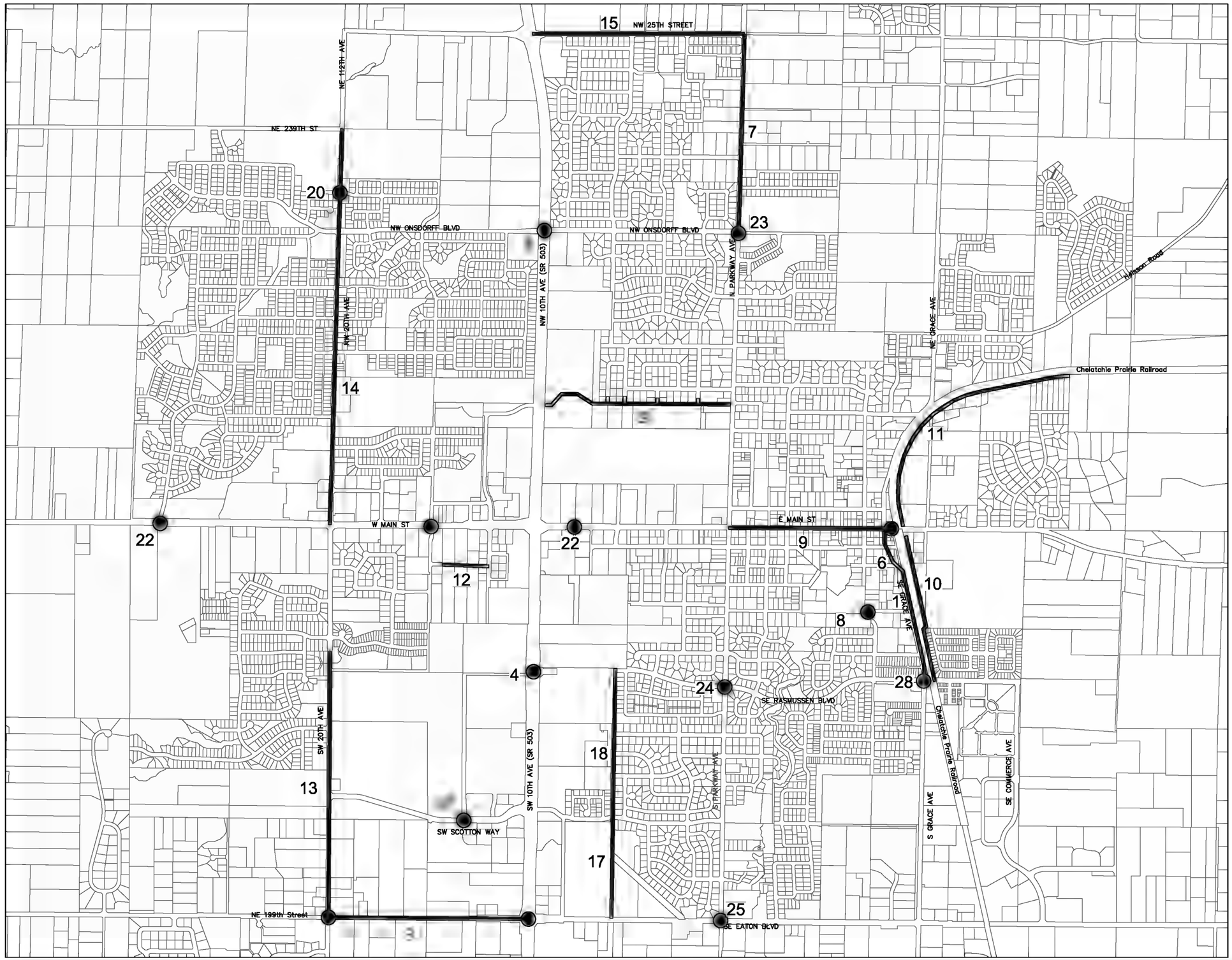
2027-2032 Transportation Improvement Program Project Funding Analysis

PROJECT NUMBER	Project Name	Phase	Funding Status	2027 Street Fund	2027 TIF	2027 TBD	2027 Grants/Loans/ Other	2028 Street Fund	2028 TIF	2028 TBD	2028 Grants/Loans/ Other	2029 Street Fund	2029 TIF	2029 TBD	2029 Grants/Loans/ Other	2030 Street Fund	2030 TIF	2030 TBD	2030 Grants/Loans/ Other	2031 Street Fund	2031 TIF	2031 TBD	2031 Grants/Loans/ Other	2032 Street Fund	2032 TIF	2032 TBD	2032 Grants/Loans/ Other	Project Total
23	**N Parkway Ave/N Onsdorff Blvd Intersection Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$99,225.00	$0.00	$0.00	$0.00	$0.00	$99,225.00
	N Parkway Ave/N Onsdorff Blvd	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG21-02	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$661,500.00	$661,500.00
		Total		$0.00				$0.00				$0.00				$0.00				$99,225.00				$661,500.00				$760,725.00
24	**S Parkway Ave/S Rasmussen Blvd Intersection Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$53,085.38	$0.00	$0.00	$0.00	$0.00	$53,085.38
	S Parkway Ave/S Rasmussen Blvd	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG21-03	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$353,902.50	$353,902.50
		Total		$0.00				$0.00				$0.00				$0.00				$53,085.38				$353,902.50				$406,987.88
25	**S Parkway Ave/S Eaton Blvd Intersection Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$22,861.44	$0.00	$0.00	$0.00	$0.00	$22,861.44
	S Parkway Ave/S Eaton Blvd Intersection Improvements	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG22-02	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$207,989.93	$207,989.93
		Total		$0.00				$0.00				$0.00				$0.00				$22,861.44				$207,989.93				$230,851.37
26	**Traffic Calming**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$11,025.00	$0.00	$0.00	$0.00	$0.00	$11,025.00
	Various Locations	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG18-02	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$110,250.00	$110,250.00
		Total		$0.00				$0.00				$0.00				$0.00				$11,025.00				$110,250.00				$121,275.00
27	**SW Scotton Way & SW 13th Avenue Intersection Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$525,000.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$525,000.00
	SW Scotton Way at SW 13th Avenue	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG24-04	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$2,625,000.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$2,625,000.00
		Total		$0.00				$525,000.00				$2,625,000.00				$0.00				$0.00				$0.00				$3,150,000.00
28	**SE Grace Avenue & SE Rasmussen Blvd Intersection Improvements**	PE	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$343,980.00	$343,980.00
	SE Grace Avenue & SE Rasmussen Boulevard	ROW	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00
	BG26-01	CN	Unfunded	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$0.00	$1,876,521.14	$1,876,521.14
		Total		$0.00				$0.00				$0.00				$0.00				$0.00				$2,220,501.14				$2,220,501.14

Totals

Revenue Sources		2027 Street Fund	2027 TIF	2027 TBD	2027 Grants/Loans/ Other	2028 Street Fund	2028 TIF	2028 TBD	2028 Grants/Loans/ Other	2029 Street Fund	2029 TIF	2029 TBD	2029 Grants/Loans/ Other	2030 Street Fund	2030 TIF	2030 TBD	2030 Grants/Loans/ Other	2031 Street Fund	2031 TIF	2031 TBD	2031 Grants/Loans/ Other	2032 Street Fund	2032 TIF	2032 TBD	2032 Grants/Loans/ Other	6-Year TIP Total
Annual Totals by Funding		$68,250.00	$482,771.52	$0.00	$16,994,792.09	$406,875.00	$118,125.00	$0.00	$12,822,973.00	$91,875.00	$118,125.00	$0.00	$6,832,875.00	$0.00	$190,677.38	$0.00	$1,911,129.95	$177,282.00	$819,157.50	$76,293.00	$1,982,720.57	$1,634,565.40	$6,229,353.22	$0.00	$11,687,451.97	$62,645,292.59
Annual Totals by Phase		**PE**	**ROW**	**CN**		**PE**	**ROW**	**CN**		**PE**	**ROW**	**CN**		**PE**	**ROW**	**CN**		**PE**	**ROW**	**CN**		**PE**	**ROW**	**CN**		
		$1,597,609.02	$1,270,704.59	$14,677,500.00		$1,120,858.00	$330,750.00	$11,896,365.00		$34,125.00	$0.00	$7,008,750.00		$606,390.44	$58,432.50	$1,436,984.39		$1,359,808.07	$1,056,195.00	$639,450.00		$343,980.00	$1,029,000.00	$18,178,390.59		
Annual Totals		$17,545,813.61				$13,347,973.00				$7,042,875.00				$2,101,807.33				$3,055,453.07				$19,551,370.59				

PE = Preliminary Engineering ROW = Right-of-Way CN = Construction
TIF = Traffic Impact Fees TBD = Transportation Benefit District



CITY OF BATTLE GROUND 2027-2032 6-YR TIP PROJECTS MAP

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CITY OF BATTLE GROUND
STAFF REPORT

To:	Kris Swanson, City Manager
	City Council
From:	Mark Herceg, Public Works Director
Date:	May 18, 2026
Proceeding Type:	Presentation/Motion
Subject:	2026 Street Preservation Program Bid Award

Legislative History:	
• First Presentation:	February 2, 2026
• Action:	May 18, 2026

Staff Report Summary

The City Council will consider awarding contracts related to the 2026 Street Preservation Program project.

Background

Yearly, the City contracts for street preservation work throughout the City. As presented in February, this is the first in a series of projects that are part of the contracted work that is going to be completed this year, as follows:

- Reconstruction
- Mill & Fill
- ADA Ramp Replacement
- Crack Seal
- Marking Repairs
- Long Line Striping

These Bids cover the first, second, and third on the list above.

As a reminder, the streets that will be sealed are shown on the maps included as Exhibit A.

Staff issued a Bid for four projects as follows:

- Project A – NW 20th Avenue & NW 1st Way
- Project B – SW 20th Avenue & SW Eaton Boulevard
- Project C – NE Grace Avenue & Salmon Creek Bridge
- Project D – SW Scotton Way

A total of 3 bids were received for Projects A, B, and D. A total of 4 bids were received for Project C. Western United Civil Group of Yacolt, WA was identified as the low responsible bidder on Projects A, B, and D. Clark & Sons Excavating of Battle Ground, WA was identified as the low responsible bidder on Project C.

Project B included an alternate to mill and fill a section of 199th that is in the County's jurisdiction, which the County would pay for. City staff will provide a recommendation to Council as to which way the County wants to go at the Council Meeting.

Project C included an alternate to replace a section of sewer line that is in poor shape. City staff recommends that City Council approve this alternate.

Based on the cost and budget, staff recommends that Council approve all projects.

Fiscal and Policy Implications

These projects are included in the Budget and are within the budgeted amounts. The water work included in the NE Grace Avenue project exceeds the budgeted amount for this year. Staff recommends that Council authorize moving forward and can approve a budget amendment for the extra work later in the year. This will be explained further during the Council presentation.

Goals and Objectives Relevance

Approving this Bid would achieve the City Council's goal to improve and maintain infrastructure systems by preserving and reconstructing streets and thus lowering future maintenance costs.

Options

Option	Results
• Award Bids	Construction will proceed.
• Reject Bids	The project will need to rebid in order to move forward.
• No Action	Construction would be delayed until a final decision was made.

Staff Recommendation

Staff recommends that City Council award the four bids of the 2026 Street Preservation Program, with example motions, as follows:

- Project A – "Motion to award the bid for the 2026 Street Preservation Program – Reconstruction – Project A to Western United Civil Group in the amount of $2,561,512.95 and authorize the City Manager to sign the Contract."
- Project B (W/ County Alternate) – "Motion to award the bid and alternate B1 for the 2026 Street Preservation Program – Reconstruction – Project B to Western United Civil Group in the amount of $1,477,540.50 and authorize the City Manager to sign the Contract."
- Project B (W/O County Alternate) – "Motion to award the base bid only for the 2026 Street Preservation Program – Reconstruction – Project B to Western United Civil Group in the amount of $1,414,379.50 and authorize the City Manager to sign the Contract."
- Project C – "Motion to award the bid and alternate C1 for the 2026 Street Preservation Program – Reconstruction – Project C to Clark & Sons Excavating in the amount of $1,746,668.70 and authorize the City Manager to sign the Contract."
- Project D – "Motion to award the bid for the 2026 Street Preservation Program – Reconstruction – Project D to Western United Civil Group in the amount of $1,452,274.10 and authorize the City Manager to sign the Contract."

Attachments

A.	Project Map
B.	Bid Tabs – Project A
C.	Bid Tabs – Project B
D.	Bid Tabs – Project C
E.	Bid Tabs – Project D

Legal Review

N/A

Road Types

City of Battle Ground

Clark County, Washington

KEY

Road Types
- Interstate
- State Route
- Arterial
- Forest Arterial
- Minor Collector
- Forest Collector
- Private or Other

All Other Features
- Incorporated Area
- Urban Growth Area
- Tax Lots

Legend
- = Project A
- = Project B
- = Project C
- = Project D

CLARK COUNTY, WASHINGTON

NOTE: Information shown on this map was collected from several sources. Clark County accepts no responsibility for any inaccuracies that may be present.

0 900 1,800 2,700 3,600 Feet

THE CITY OF BATTLE GROUND

2026 Street Preservation Program - Reconstruction- Bid Tabs

Project A - NW 20th Avenue & NW 1st Way						Western United Civil Group		Clark & Sons Excavating		Nutter Corporation	
Item Number	Item	Quantity	Unit	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
PA-1	Minor Change	1	CALC	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00
PA-2	Roadway Surveying	1	LS	$50,000.00	$50,000.00	$25,000.00	$25,000.00	$4,427.00	$4,427.00	$12,000.00	$12,000.00
PA-3	ADA Features Surveying	1	LS	$25,000.00	$25,000.00	$13,000.00	$13,000.00	$1,265.00	$1,265.00	$20,000.00	$20,000.00
PA-4	SPCC Plan	1	LS	$1,000.00	$1,000.00	$1,500.00	$1,500.00	$245.00	$245.00	$800.00	$800.00
PA-5	Mobilization	1	LS	$300,000.00	$300,000.00	$274,000.00	$274,000.00	$171,000.00	$171,000.00	$269,000.00	$269,000.00
PA-6	Project Temporary Traffic Control	1	LS	$200,000.00	$200,000.00	$55,000.00	$55,000.00	$63,622.00	$63,622.00	$252,000.00	$252,000.00
PA-7	Roadway Excavation Incl. Haul	9,751	CY	$35.00	$341,285.00	$37.00	$360,787.00	$28.00	$273,028.00	$29.00	$282,779.00
PA-8	Unsuitable Foundation Excavation Incl. Haul	975	CY	$40.00	$39,000.00	$48.00	$46,800.00	$68.00	$66,300.00	$25.00	$24,375.00
PA-9	Gravel Borrow Incl. Haul	2,438	CY	$55.00	$134,090.00	$55.00	$134,090.00	$76.00	$185,288.00	$64.00	$156,032.00
PA-10	Sawcut Asphalt and Cement Concrete	2,197	LF	$6.50	$14,280.50	$4.00	$8,788.00	$18.00	$39,546.00	$6.00	$13,182.00
PA-11	Construction Geotextile for Soil Stabilization	17,552	SY	$6.00	$105,312.00	$2.50	$43,880.00	$2.50	$43,880.00	$2.00	$35,104.00
PA-12	Crushed Surfacing Base Course	6,826	CY	$70.00	$477,820.00	$74.00	$505,124.00	$63.00	$430,038.00	$78.00	$532,428.00
PA-13	HMA Cl. 1/2 PG 58H-22	6,193	TON	$165.00	$1,021,845.00	$125.00	$774,125.00	$127.00	$786,511.00	$130.00	$805,090.00
PA-14	Planing Bituminous Pavement	3,108	SY	$8.00	$24,864.00	$6.50	$20,202.00	$12.00	$37,296.00	$6.00	$18,648.00
PA-15	Asphalt Cost Price Adjustment	1	CALC	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00
PA-16	Adjust Manhole	39	EA	$1,500.00	$58,500.00	$1,000.00	$39,000.00	$2,320.00	$90,480.00	$515.00	$20,085.00
PA-17	Adjust Catch Basin Type 1	5	EA	$1,000.00	$5,000.00	$650.00	$3,250.00	$1,275.00	$6,375.00	$515.00	$2,575.00
PA-18	Trench Safety System*	1	LS	$2,000.00	$2,000.00	$550.00	$550.00	$500.00	$500.00	$60.00	$60.00
PA-19	Service Connection 1 In. Diam.*	4	EA	$1,500.00	$6,000.00	$6,000.00	$24,000.00	$6,100.00	$24,400.00	$5,500.00	$22,000.00
PA-20	Erosion Control	1	LS	$30,000.00	$30,000.00	$7,000.00	$7,000.00	$12,000.00	$12,000.00	$26,000.00	$26,000.00
PA-23	Survey Monument Replacement	1	LS	$3,000.00	$3,000.00	$5,900.00	$5,900.00	$2,000.00	$2,000.00	$31,000.00	$31,000.00
PA-24	Cement Conc. Sidewalk	139	SY	$75.00	$10,425.00	$170.00	$23,630.00	$148.00	$20,572.00	$148.00	$20,572.00
PA-25	Cement Conc. Curb Ramp Type 2B	1	EA	$4,000.00	$4,000.00	$6,700.00	$6,700.00	$4,500.00	$4,500.00	$3,600.00	$3,600.00
PA-26	Cement Conc. Curb Ramp Removal and Replacement	20	EA	$7,500.00	$150,000.00	$6,000.00	$120,000.00	$13,000.00	$260,000.00	$3,920.00	$78,400.00
PA-27	Traffic Signal System	1	LS	$25,000.00	$25,000.00	$15,000.00	$15,000.00	$28,520.00	$28,520.00	$24,000.00	$24,000.00
PA-28	Plastic Marking	1	LS	$100,000.00	$100,000.00	$52,000.00	$52,000.00	$62,721.00	$62,721.00	$65,000.00	$65,000.00

*Taxable Items

Project A Subtotal	$3,128,423.50	$2,559,328.00	$2,614,516.00	$2,714,732.00
Sales Tax - 8.9%	$712.00	$2,184.95	$2,216.10	$1,963.34
Project A Total	**$3,129,135.50**	**$2,561,512.95**	**$2,616,732.10**	**$2,716,695.34**

Rank	**N/A**	**First**	**Second**	**Third**
% Under(Over) Engineer's Estimate	**N/A**	**18.14**	**16.38**	**13.18**

Approved By: Ryan M. Jeynes
City Engineer

5/7/2026
Date

2026 Street Preservation Program - Reconstruction- Bid Tabs

Project B - SW 20th Avenue & SW Eaton Boulevard						Western United Civil Group		Clark & Sons Excavating		Nutter Corporation	
Item Number	Item	Quantity	Unit	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
PB-1	Minor Change	1	CALC	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00
PB-2	Roadway Surveying	1	LS	$50,000.00	$50,000.00	$19,000.00	$19,000.00	$3,680.00	$3,680.00	$18,000.00	$18,000.00
PB-3	ADA Features Surveying	1	LS	$15,000.00	$15,000.00	$10,000.00	$10,000.00	$4,321.00	$4,321.00	$7,000.00	$7,000.00
PB-4	SPCC Plan	1	LS	$1,000.00	$1,000.00	$1,500.00	$1,500.00	$376.00	$376.00	$800.00	$800.00
PB-5	Mobilization	1	LS	$200,000.00	$200,000.00	$139,000.00	$139,000.00	$74,000.00	$74,000.00	$168,000.00	$168,000.00
PB-6	Project Temporary Traffic Control	1	LS	$200,000.00	$200,000.00	$30,000.00	$30,000.00	$31,000.00	$31,000.00	$201,000.00	$201,000.00
PB-7	Roadway Excavation Incl. Haul	3,059	CY	$35.00	$107,065.00	$42.00	$128,478.00	$31.00	$94,829.00	$30.00	$91,770.00
PB-8	Unsuitable Foundation Excavation Incl. Haul	306	CY	$40.00	$12,240.00	$48.00	$14,688.00	$46.00	$14,076.00	$25.00	$7,650.00
PB-9	Gravel Borrow Incl. Haul	765	CY	$55.00	$42,075.00	$55.00	$42,075.00	$68.00	$52,020.00	$64.00	$48,960.00
PB-10	Sawcut Asphalt and Cement Concrete	221	LF	$6.50	$1,436.50	$4.00	$884.00	$6.00	$1,326.00	$6.50	$1,436.50
PB-11	Construction Geotextile for Soil Stabilization	5,245	SY	$6.00	$31,470.00	$2.50	$13,112.50	$3.00	$15,735.00	$2.00	$10,490.00
PB-12	Crushed Surfacing Base Course	2,040	CY	$70.00	$142,800.00	$74.00	$150,960.00	$59.00	$120,360.00	$77.00	$157,080.00
PB-13	HMA Cl. 1/2 PG 58H-22	4,926	TON	$165.00	$812,790.00	$132.00	$650,232.00	$131.00	$645,306.00	$136.00	$669,936.00
PB-14	Planing Bituminous Pavement	22,248	SY	$8.00	$177,984.00	$3.50	$77,868.00	$7.00	$155,736.00	$6.00	$133,488.00
PB-15	Asphalt Cost Price Adjustment	1	CALC	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00
PB-16	Adjust Manhole	15	EA	$1,500.00	$22,500.00	$1,000.00	$15,000.00	$2,435.00	$36,525.00	$515.00	$7,725.00
PB-17	Adjust Catch Basin Type 1	5	EA	$1,000.00	$5,000.00	$650.00	$3,250.00	$940.00	$4,700.00	$515.00	$2,575.00
PB-18	Erosion Control	1	LS	$30,000.00	$30,000.00	$4,000.00	$4,000.00	$7,650.00	$7,650.00	$42,000.00	$42,000.00
PB-21	Survey Monument Replacement	1	LS	$3,000.00	$3,000.00	$5,000.00	$5,000.00	$2,100.00	$2,100.00	$14,000.00	$14,000.00
PB-22	Cement Conc. Sidewalk	49	SY	$75.00	$3,675.00	$170.00	$8,330.00	$160.00	$7,840.00	$166.00	$8,134.00
PB-23	Cement Conc. Curb Ramp Removal and Replacement	7	EA	$7,500.00	$52,500.00	$6,000.00	$42,000.00	$12,800.00	$89,600.00	$3,900.00	$27,300.00
PB-24	Traffic Signal System	1	LS	$25,000.00	$25,000.00	$15,000.00	$15,000.00	$34,000.00	$34,000.00	$24,000.00	$24,000.00
PB-25	Plastic Marking	1	LS	$100,000.00	$100,000.00	$44,000.00	$44,000.00	$42,000.00	$42,000.00	$43,000.00	$43,000.00

Project B Total	**$2,035,537.50**	**$1,414,379.50**	**$1,437,182.00**	**$1,684,346.50**
Rank	**N/A**	**First**	**Second**	**Third**
% Under(Over) Engineer's Estimate	**N/A**	**30.52**	**29.40**	**17.25**

Alternate B1 - Mill & Fill in NE 199th Street (within Clark County limits)				Engineer's Estimate		Western United Civil Group		Clark & Sons Excavating		Nutter Corporation	
Item Number	Item	Quantity	Unit	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
PB-ALT B1	Mobilization	1	LS	$15,000.00	$15,000.00	$6,000.00	$6,000.00	$43,000.00	$43,000.00	$3,500.00	$3,500.00
PB-ALT B2	Project Temporary Traffic Control	1	LS	$5,000.00	$5,000.00	$4,500.00	$4,500.00	$28,000.00	$28,000.00	$7,600.00	$7,600.00
PB-ALT B3	HMA Cl. 1/2 PG 58H-22	294	TON	$165.00	$48,510.00	$130.00	$38,220.00	$134.00	$39,396.00	$140.00	$41,160.00
PB-ALT B4	Planing Bituminous Pavement	2,610	SY	$8.00	$20,880.00	$4.00	$10,440.00	$6.00	$15,660.00	$6.00	$15,660.00
PB-ALT B5	Asphalt Cost Price Adjustment	1	CALC	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00
PB-ALT B6	Erosion Control	1	LS	$1,500.00	$1,500.00	$4,000.00	$4,000.00	$3,150.00	$3,150.00	$1,800.00	$1,800.00

Alternate B1 Total	$90,891.00	$63,161.00	$129,207.00	$69,721.00

Approved By: Ryan M Jeynes
City Engineer

5/7/2026
Date

2026 Street Preservation Program - Reconstruction- Bid Tabs

Project C - NW Grace Avenue & Salmon Creek Bridge						Clark & Sons Excavating		Grade Werks Excavating		Western United Civil Group		Nutter Corporation	
Item Number	Item	Quantity	Unit	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
PC-1	Minor Change	1	CALC	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00
PC-2	Roadway Surveying	1	LS	$50,000.00	$50,000.00	$3,500.00	$3,500.00	$18,500.00	$18,500.00	$13,000.00	$13,000.00	$12,000.00	$12,000.00
PC-3	ADA Features Surveying	1	LS	$10,000.00	$10,000.00	$1,100.00	$1,100.00	$3,500.00	$3,500.00	$5,000.00	$5,000.00	$3,000.00	$3,000.00
PC-4	SPCC Plan	1	LS	$1,000.00	$1,000.00	$375.00	$375.00	$250.00	$250.00	$1,300.00	$1,300.00	$800.00	$800.00
PC-5	Mobilization	1	LS	$200,000.00	$200,000.00	$63,450.00	$63,450.00	$135,000.00	$135,000.00	$180,000.00	$180,000.00	$181,000.00	$181,000.00
PC-6	Project Temporary Traffic Control	1	LS	$200,000.00	$200,000.00	$46,500.00	$46,500.00	$7,500.00	$7,500.00	$50,000.00	$50,000.00	$201,000.00	$201,000.00
PC-7	Roadway Excavation Incl. Haul	4,477	CY	$35.00	$156,695.00	$32.00	$143,264.00	$48.00	$214,896.00	$41.00	$183,557.00	$31.00	$138,787.00
PC-8	Unsuitable Foundation Excavation Incl. Haul	448	CY	$40.00	$17,920.00	$41.00	$18,368.00	$85.00	$38,080.00	$48.00	$21,504.00	$20.00	$8,960.00
PC-9	Gravel Borrow Incl. Haul	1,119	CY	$55.00	$61,545.00	$63.00	$70,497.00	$70.00	$78,330.00	$66.00	$73,854.00	$64.00	$71,616.00
PC-10	Sawcut Asphalt and Cement Concrete	178	LF	$6.50	$1,157.00	$5.00	$890.00	$10.00	$1,780.00	$5.50	$979.00	$6.50	$1,157.00
PC-11	Construction Geotextile for Soil Stabilization	8,059	SY	$6.00	$48,354.00	$2.50	$20,147.50	$2.65	$21,356.35	$2.30	$18,535.70	$2.00	$16,118.00
PC-12	Crushed Surfacing Base Course	3,218	CY	$70.00	$225,260.00	$64.00	$205,952.00	$78.00	$251,004.00	$74.00	$238,132.00	$78.00	$251,004.00
PC-13	HMA Cl. 1/2 PG 58H-22	4,001	TON	$165.00	$660,165.00	$127.00	$508,127.00	$122.00	$488,122.00	$130.00	$520,130.00	$133.00	$532,133.00
PC-14	Planing Bituminous Pavement	4,284	SY	$8.00	$34,272.00	$9.00	$38,556.00	$7.00	$29,988.00	$9.00	$38,556.00	$6.00	$25,704.00
PC-15	Asphalt Cost Price Adjustment	1	CALC	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00
PC-16	Adjust Manhole	11	EA	$1,500.00	$16,500.00	$2,450.00	$26,950.00	$550.00	$6,050.00	$1,000.00	$11,000.00	$745.00	$8,195.00
PC-17	Adjust Catch Basin Type 1	16	EA	$1,000.00	$16,000.00	$1,184.00	$18,944.00	$500.00	$8,000.00	$600.00	$9,600.00	$515.00	$8,240.00
PC-18	Trench Safety System*	1	LS	$2,500.00	$2,500.00	$1,500.00	$1,500.00	$100.00	$100.00	$6,000.00	$6,000.00	$1,845.00	$1,845.00
PC-19	Plugging Existing Pipe*	1	LS	$3,000.00	$3,000.00	$5,200.00	$5,200.00	$1,000.00	$1,000.00	$900.00	$900.00	$6,700.00	$6,700.00
PC-20	Potholing*	1	LS	$2,500.00	$2,500.00	$42,000.00	$42,000.00	$5,750.00	$5,750.00	$7,000.00	$7,000.00	$17,000.00	$17,000.00
PC-21	C-900 Pipe for Water Main - 6 In. Diam.*	10	LF	$125.00	$1,250.00	$475.00	$4,750.00	$200.00	$2,000.00	$280.00	$2,800.00	$264.00	$2,640.00
PC-22	C-900 Pipe for Water Main - 8 In. Diam.*	10	LF	$135.00	$1,350.00	$930.00	$9,300.00	$200.00	$2,000.00	$380.00	$3,800.00	$376.00	$3,760.00
PC-23	C-900 Pipe for Water Main - 12 In. Diam.*	1,525	LF	$150.00	$228,750.00	$131.00	$199,775.00	$125.00	$190,625.00	$130.00	$198,250.00	$121.00	$184,525.00
PC-24	Service Connection- 1 in*	8	EA	$1,300.00	$10,400.00	$4,350.00	$34,800.00	$2,250.00	$18,000.00	$3,500.00	$28,000.00	$2,800.00	$22,400.00
PC-25	Gate Valve -12 In.*	6	EA	$2,000.00	$12,000.00	$3,800.00	$22,800.00	$2,850.00	$17,100.00	$3,900.00	$23,400.00	$2,850.00	$17,100.00
PC-26	Moving Existing Hydrant*	1	EA	$6,000.00	$6,000.00	$6,600.00	$6,600.00	$7,500.00	$7,500.00	$4,000.00	$4,000.00	$3,600.00	$3,600.00
PC-27	Reconnecting Existing Hydrant*	2	EA	$2,000.00	$4,000.00	$5,700.00	$11,400.00	$3,500.00	$7,000.00	$3,500.00	$7,000.00	$2,500.00	$5,000.00
PC-28	Erosion Control	1	LS	$30,000.00	$30,000.00	$29,000.00	$29,000.00	$4,500.00	$4,500.00	$5,400.00	$5,400.00	$28,000.00	$28,000.00
PC-29	Survey Monument Replacement	1	LS	$3,000.00	$3,000.00	$2,070.00	$2,070.00	$35,000.00	$35,000.00	$6,000.00	$6,000.00	$17,000.00	$17,000.00
PC-30	Cement Conc. Sidewalk	14	SY	$75.00	$1,050.00	$415.00	$5,810.00	$130.00	$1,820.00	$260.00	$3,640.00	$270.00	$3,780.00
PC-31	Cement Conc. Curb Ramp Type 2B	1	EA	$4,000.00	$4,000.00	$13,725.00	$13,725.00	$4,750.00	$4,750.00	$4,400.00	$4,400.00	$3,600.00	$3,600.00
PC-32	Cement Conc. Curb Ramp Removal and Replacement	2	EA	$7,500.00	$15,000.00	$15,600.00	$31,200.00	$5,500.00	$11,000.00	$4,400.00	$8,800.00	$4,000.00	$8,000.00
PC-33	Plastic Marking	1	LS	$85,000.00	$85,000.00	$32,000.00	$32,000.00	$25,000.00	$25,000.00	$11,000.00	$11,000.00	$26,000.00	$26,000.00

Project C Subtotal	$2,108,670.00	$1,618,552.50	$1,635,503.35	$1,685,539.70	$1,810,666.00
Sales Tax - 8.9%	$24,185.75	$30,093.13	$22,345.68	$25,022.35	$23,546.73
Project C Total	**$2,132,855.75**	**$1,648,645.63**	**$1,657,849.03**	**$1,710,562.05**	**$1,834,212.73**
Rank	**N/A**	**First**	**Second**	**Third**	**Third**
% Under(Over) Engineer's Estimate	**N/A**	**22.70**	**22.27**	**19.80**	**14.00**

Alternate C1 - Sanitary Sewer				Engineer's Estimate		Clark & Sons Excavating		Grade Werks Excavating		Nutter Corporation		Western United Civil Group	
Item Number	Item	Quantity	Unit	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
PC-ALT C1	Trench Safety System	1	LS	$5,000.00	$5,000.00	$6,200.00	$6,200.00	$100.00	$100.00	$4,400.00	$4,400.00	$425.00	$425.00
PC-ALT C2	Connection to Sanitary Structure	2	EA	$1,500.00	$3,000.00	$2,100.00	$4,200.00	$1,500.00	$3,000.00	$4,000.00	$8,000.00	$5,500.00	$11,000.00
PC-ALT C3	PVC Sanitary Sewer Pipe 4 In. Diam.	50	LF	$150.00	$7,500.00	$165.00	$8,250.00	$215.00	$10,750.00	$130.00	$6,500.00	$170.00	$8,500.00
PC-ALT C4	PVC Sanitary Sewer Pipe 8 In. Diam.	306	LF	$75.00	$22,950.00	$135.00	$41,310.00	$195.00	$59,670.00	$113.00	$34,578.00	$205.00	$62,730.00
PC-ALT C5	Temporary Sewer Bypassing for Gravity Sewer	1	LS	$26,600.00	$26,600.00	$24,000.00	$24,000.00	$8,500.00	$8,500.00	$10,000.00	$10,000.00	$25,000.00	$25,000.00
PC-ALT C6	Testing Sewer Pipe	356	LF	$1.00	$356.00	$17.00	$6,052.00	$6.50	$2,314.00	$10.00	$3,560.00	$13.00	$4,628.00

Alternate A1 Subtotal	$65,406.00	$90,012.00	$84,334.00	$67,038.00	$112,283.00
Sales Tax - 8.9%	$5,821.13	$8,011.07	$7,505.73	$5,966.38	$9,993.19
Alternate A1 Total	**$71,227.13**	**$98,023.07**	**$91,839.73**	**$73,004.38**	**$122,276.19**

Approved By: Ryan M Jeynes
City Engineer

5/7/2026
Date

2026 Street Preservation Program - Reconstruction- Bid Tabs

Project D - SW Scotton Way						Western United Civil Group		Nutter Corporation		Clark & Sons Excavating	
Item Number	Item	Quantity	Unit	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost	Unit Cost	Total Cost
PD-1	Minor Change	1	CALC	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00
PD-2	Roadway Surveying	1	LS	$30,000.00	$30,000.00	$10,000.00	$10,000.00	$11,000.00	$11,000.00	$4,421.00	$4,421.00
PD-3	ADA Features Surveying	1	LS	$30,000.00	$30,000.00	$7,000.00	$7,000.00	$18,000.00	$18,000.00	$8,500.00	$8,500.00
PD-4	SPCC Plan	1	LS	$1,000.00	$1,000.00	$1,500.00	$1,500.00	$800.00	$800.00	$375.00	$375.00
PD-5	Mobilization	1	LS	$175,000.00	$175,000.00	$130,000.00	$130,000.00	$145,000.00	$145,000.00	$98,000.00	$98,000.00
PD-6	Project Temporary Traffic Control	1	LS	$200,000.00	$200,000.00	$80,000.00	$80,000.00	$153,000.00	$153,000.00	$67,000.00	$67,000.00
PD-7	Roadway Excavation Incl. Haul	4,666	CY	$35.00	$163,310.00	$40.00	$186,640.00	$30.00	$139,980.00	$52.00	$242,632.00
PD-8	Unsuitable Foundation Excavation Incl. Haul	467	CY	$40.00	$18,680.00	$50.00	$23,350.00	$16.00	$7,472.00	$52.00	$24,284.00
PD-9	Gravel Borrow Incl. Haul	1,167	CY	$55.00	$64,185.00	$65.00	$75,855.00	$64.00	$74,688.00	$72.00	$84,024.00
PD-10	Sawcut Asphalt and Cement Concrete	274	LF	$6.50	$1,781.00	$6.00	$1,644.00	$6.50	$1,781.00	$10.00	$2,740.00
PD-11	Construction Geotextile for Soil Stabilization	9,654	SY	$6.00	$57,924.00	$2.50	$24,135.00	$2.00	$19,308.00	$10.00	$96,540.00
PD-12	Crushed Surfacing Base Course	3,218	CY	$70.00	$225,260.00	$75.00	$241,350.00	$77.00	$247,786.00	$82.00	$263,876.00
PD-13	HMA Cl. 1/2 PG 58H-22	2,932	TON	$165.00	$483,780.00	$128.00	$375,296.00	$130.00	$381,160.00	$123.00	$360,636.00
PD-14	Planing Bituminous Pavement	2,892	SY	$8.00	$23,136.00	$6.50	$18,798.00	$6.00	$17,352.00	$7.25	$20,967.00
PD-15	Asphalt Cost Price Adjustment	1	CALC	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00	$1.00
PD-16	Adjust Manhole	29	EA	$1,500.00	$43,500.00	$1,000.00	$29,000.00	$515.00	$14,935.00	$2,365.00	$68,585.00
PD-17	Adjust Catch Basin Type 1	2	EA	$1,000.00	$2,000.00	$700.00	$1,400.00	$515.00	$1,030.00	$805.00	$1,610.00
PD-18	Service Connection 1 In. Diam.*	3	EA	$1,500.00	$4,500.00	$4,300.00	$12,900.00	$3,100.00	$9,300.00	$4,200.00	$12,600.00
PD-19	Erosion Control	1	LS	$30,000.00	$30,000.00	$13,000.00	$13,000.00	$25,000.00	$25,000.00	$11,774.00	$11,774.00
PD-20	Survey Monument Replacement	1	LS	$3,000.00	$3,000.00	$6,000.00	$6,000.00	$35,000.00	$35,000.00	$2,070.00	$2,070.00
PD-21	Cement Conc. Sidewalk	118	SY	$75.00	$8,850.00	$142.00	$16,756.00	$153.00	$18,054.00	$172.00	$20,296.00
PD-22	Cement Conc. Curb Ramp Type 2B - Modified	2	EA	$4,000.00	$8,000.00	$5,500.00	$11,000.00	$3,600.00	$7,200.00	$12,825.00	$25,650.00
PD-23	Cement Conc. Curb Ramp Removal and Replacement	17	EA	$7,500.00	$127,500.00	$5,500.00	$93,500.00	$3,900.00	$66,300.00	$13,340.00	$226,780.00
PD-24	Traffic Signal System	1	LS	$25,000.00	$25,000.00	$20,000.00	$20,000.00	$24,000.00	$24,000.00	$28,520.00	$28,520.00
PD-25	Plastic Marking	1	LS	$75,000.00	$75,000.00	$72,000.00	$72,000.00	$70,000.00	$70,000.00	$67,453.00	$67,453.00

*Taxable Items

Project D Subtotal	$1,801,408.00	$1,451,126.00	$1,488,148.00	$1,739,335.00
Sales Tax - 8.9%	$400.50	$1,148.10	$827.70	$1,121.40
Project D Total	**$1,801,808.50**	**$1,452,274.10**	**$1,488,975.70**	**$1,740,456.40**

Rank	**N/A**	**First**	**Second**	**Third**
% Under(Over) Engineer's Estimate	**N/A**	**19.40**	**17.36**	**3.41**

Approved By: Ryan M Jeynes
City Engineer

5/7/2026
Date