



ORDINANCE NO. 28965

1 BY REQUEST OF COUNCIL MEMBERS BUSHNELL, RUMBAUGH, AND
2 WALKER

3 AN ORDINANCE relating to Transportation, amending Chapter 10.28 of the
4 Municipal Code, relating to the Transportation Benefit District, by
5 amending Section 10.28.020, entitled "Transportation Benefit District -
6 Statement of Purpose", and Section 10.28.060, entitled "Use of Funds",
7 to clarify language to enhance the usage of funds within the benefit
8 district.

9 WHEREAS Ordinance No. 28099 was passed on November 20, 2012,
10 which established the transportation benefit district within the City of Tacoma
11 ("City") jurisdiction and created a new chapter, Chapter 10.28 in the Tacoma
12 Municipal Code ("TMC"), entitled "Transportation Benefit District", and

13 WHEREAS TMC Section 10.28.020 states that the purpose of the
14 chapter is to establish a transportation benefit district within the limits of the City
15 under the authority set forth in the RCW 35.21.225 and RCW 36.73, and

16 WHEREAS currently, the limitations of the Transportation Benefit District
17 ("TBD") are funded only to provide adequate funding levels to projects set forth
18 in the City's Capital Improvement Plan, the Transportation Element of the
19 Comprehensive Plan, and the City's Six-Year Comprehensive Transportation
20 Improvement Program, and

21 WHEREAS TMC Section 10.28.060 also limits the scope of the usage of
22 funds to the City's Capital Improvement Plan, the Transportation Element of the
23 Comprehensive Plan, the Six-Year Comprehensive Transportation
24 Improvement Program, and investments in bicycle, pedestrian, and freight
25 mobility, and
26



WHEREAS the proposed changes will clarify the language to enhance
the purpose and scope of the TBD to allow funds to be also used for
maintenance, preservation, and operations of the City's street and
transportation system; Now, Therefore,

BE IT ORDAINED BY THE CITY OF TACOMA:

Section 1. That Chapter 10.28 is hereby amended, by amending Section
10.28.020, entitled "Transportation Benefit District - Statement of Purpose", and
Section 10.28.060, entitled "Use of Funds", as set forth in the attached Exhibit
"A."

Section 2. That the City Clerk, in consultation with the City Attorney, is
authorized to make necessary 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.

Passed _____

Mayor

Attest:

City Clerk

Approved as to form:

Chief Deputy City Attorney



EXHIBIT "A"

CHAPTER 10.28

TRANSPORTATION BENEFIT DISTRICT

Sections:

- 10.28.010 Short Title.
- 10.28.020 Transportation Benefit District – Statement of Purpose.
- 10.28.030 Transportation Benefit District Established.
- 10.28.040 Governing Board.
- 10.28.050 Authority and Duties of the Transportation Benefit District.
- 10.28.060 Use of Funds.
- 10.28.070 Revenue Sources.
- 10.28.080 Dissolution of District.

10.28.020 Transportation Benefit District—Statement of Purpose

The purpose of this chapter is to establish a transportation benefit district within the limits of the City of Tacoma under the authority set forth in RCW 35.21.225 and chapter 36.73 RCW, as the City Council finds it is in the public interest to provide adequate levels of funding for the purposes of implementing and funding the transportation improvements set forth in City's Capital Improvement Plan, the Transportation Element of the Comprehensive Plan, and the City's Six-Year Comprehensive Transportation Improvement Program [and to maintain and preserve the City's street and transportation system.](#)

10.28.060 Use of Funds.

The funds generated by the Transportation Benefit District may be used for any purpose allowed by law including to operate the District and to make transportation improvements that are consistent with existing state, regional, and local transportation plans and necessitated by existing or reasonably foreseeable congestion levels pursuant to Chapter 36.73 RCW. The transportation improvements funded by the district shall be made in an effort to preserve and maintain transportation infrastructure, improve public safety, implement projects identified in the City's Capital Improvement Plan, the Transportation Element of the Comprehensive Plan, and the City's Six-Year Comprehensive Transportation Improvement Program, as well as to invest in bicycle, pedestrian, freight mobility and transit enhancements and provide people with choices to meet their mobility needs. Additional transportation improvement projects of the district may be funded only after compliance with the provisions of RCW 36.73.050(2)(b). [The funds generated by the Transportation Benefit District may also be used for maintenance, preservation, and operations of the City's street and transportation system.](#)