

Eatonville Transportation Benefit District

Agenda August 13, 2012

6:30 PM

Eatonville Community Center
305 Center St. West, Eatonville

- Call to Order
- Roll Call

GRIBI _____ BOWMAN _____ PIERCE _____ SCHAUB _____ VALENTINE _____

- Consent Agenda

Approval of Agenda

- New Business

Resolution 2012 TBD-A

A Resolution of the Eatonville Transportation Benefit District imposing a twenty dollar vehicle fee under RCW 36.73.065(4)(a)(i) and 82.80.140 for the purpose of funding transportation projects of the district pursuant to the provisions of chapter 3.30 of the Eatonville Municipal Code

- Adjournment

EATONVILLE TRANSPORTATION BENEFIT DISTRICT

RESOLUTION 2012 TBD-A

A RESOLUTION OF THE EATONVILLE TRANSPORTATION BENEFIT DISTRICT IMPOSING A TWENTY DOLLAR VEHICLE FEE UNDER RCW 36.73.065(4)(a)(i) AND 82.80.140 FOR THE PURPOSE OF FUNDING TRANSPORTATION PROJECTS OF THE DISTRICT PURSUANT TO THE PROVISIONS OF CHAPTER 3.30 OF THE EATONVILLE MUNICIPAL CODE

WHEREAS, chapter 36.73 RCW and RCW 35.21.225 authorize the Town of Eatonville Council to establish a transportation benefit district within the Town's jurisdiction for the purpose of acquiring, constructing, improving, providing, and funding transportation improvements within the district that are consistent with existing state, regional, and local transportation plans and necessitated by existing or reasonably foreseeable congestion levels;

WHEREAS, after conducting a public hearing, the Council of the Town of Eatonville passed Ordinance 2012-6 and established the Eatonville Transportation Benefit District subject to the provisions of chapter 36.73 RCW,

WHEREAS, the Eatonville Transportation Benefit District has the geographical boundaries comprised of the corporate limits of the Town of Eatonville as they currently exist or as they may exist following future annexations,

WHEREAS, the members of the Eatonville Town Council, acting *ex officio* and independently, comprise the Governing Board of the Eatonville Transportation Benefit District;

WHEREAS, RCW 82.80.140 authorizes transportation benefit districts to impose a fee for all vehicles registered in the district that is subject to vehicle license fees under RCW 46.17.350(1)(a), (c), (d), (e), (g), (h), (j), or (n) through (q), and for each vehicle subject to gross weight license fees under RCW 46.17.355 with a scale weight of six thousand pounds or less;

WHEREAS, RCW 36.73.060(4)(a)(i) vests transportation benefit districts with the authority to impose an annual fee of up to twenty dollars as authorized in RCW 82.80.140 with a simple majority vote of the governing board;

WHEREAS, the Governing Board of the Eatonville Transportation Benefit District finds it to be in the best interest of the Eatonville Transportation Benefit District to establish an annual vehicle license fee in the amount of twenty-dollars (\$20.00) for the purpose of making transportation improvements that preserve, maintain and improve the transportation infrastructure of the Town of Eatonville, consistent with chapter 36.73 RCW, and

WHEREAS, the Governing Board of the Eatonville Transportation Benefit District held a public hearing on August 13, 2012, to solicit public comment regarding the proposed vehicle license fee and the projects to be funded;

NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Eatonville Transportation Benefit District as follows:

Section 1. An annual vehicle license fee in the amount of twenty dollars and zero cents (\$20.00) is established, consistent with RCW 36.73.065, to be collected by the Washington Department of Licensing on qualifying vehicles, as set forth in RCW 82.80.140 and chapter 36.73 RCW.

Section 2. The Governing Board of the Eatonville Transportation Benefit District hereby requests that the Town Clerk of the Town of Eatonville notify the Washington State Department of Licensing (DOL) of the vehicle fee established by Section 1 of this ordinance and to request that DOL take all steps necessary to implement collection of this fee in accordance with RCW 82.80.140. The fee shall be collected until such time as the Eatonville Transportation Benefit District is dissolved, or until this resolution is modified, superseded, or repealed by the Governing Board of the Eatonville Transportation Benefit District.

Section 3. The fee imposed by Section 1 shall not be collected until after six months from the passage of this Resolution, as provided in RCW 82.80.140(4).

Section 4. The funds collected from the vehicle license fee shall be used pursuant to the provisions of Section 3.22.040 of the Eatonville Municipal Code (Ord. 2012-9, § 3).

Section 5. If anyone or more sections, subsections, or sentences of this Resolution are held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Resolution and the same shall remain in full force and effect.

Section 6. This resolution shall take effect and be in force immediately upon passage.

Passed by a majority vote of the Governing Board of the Eatonville Transportation District this _____ day of August, 2012.

Raymond Harper, Chair
Governing Board of the Eatonville
Transportation Benefit District

ATTEST:

Michael Schaub, Treasurer
Eatonville Transportation Benefit District

APPROVED AS TO FORM:

Daniel G. Lloyd
Attorney/Legal Advisor for
Eatonville Transportation Benefit District