

RESOLUTION NO. 389

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE,  
WASHINGTON, ADOPTING FINDINGS OF FACT IN SUPPORT OF ORDINANCE 373**

WHEREAS, on March 3, 2003, by Ordinance No. 373 the City Council adopted an emergency ordinance to clarify and strengthen the stop work order and enforcement provisions of Title 13 of the University Place Municipal Code; and

WHEREAS, RCW 35A.63.220 requires the City to enter findings of fact in support of any interim zoning controls at a public meeting held within sixty days of the adoption of such an interim zoning control; and

WHEREAS, based on testimony taken at a public hearing held on April 7, 2003, the City Council wishes to enter the required findings of fact:

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE,  
WASHINGTON, HEREBY RESOLVES AS FOLLOWS:**

Section 1. Findings of Fact. The City Council of City of University Place hereby makes the following Findings of Fact:

1. UPMC Title 13, govern the design, construction, and improvement of transportation and storm drainage facilities, utility facilities, grading and clearing activities, emergency vehicle access, and vegetation. It is necessary for the public health and safety to be able to adequately regulate these activities and to enforce the provisions of the Public Works standards.
2. Certain violations of Title 13 UPMC can creates conditions that must be immediately corrected. The City is authorized under the police power to require such actions as may be necessary to correct violations and adequately protect the public health, safety, and welfare.
3. The posting of emergency and stop work orders is necessary to ensure adequate notice to anyone associated with a work site about the nature of the order. It is necessary to the public's safety to ensure the order remains at the posted location so that the public receives actual notice of the stop work order and potentially hazardous conditions at a site.
4. Violations of Title 13 UPMC can create conditions that do directly affect the health and safety of the public. Swift enforcement is necessary to both remediate a hazardous condition and to deter further violations. The broadest authority granted under State law must be afforded the City to ensure appropriate and timely enforcement of the Public Works standards.
5. A public hearing on this Resolution was held before the City Council of University Place on the evening of April 7, 2003, pursuant to public notice.

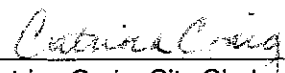
Section 2. The City Clerk is directed to immediately have a certified copy of this Resolution recorded with the Pierce County Auditor.

Section 3. This Resolution shall take effect immediately upon adoption.

ADOPTED BY THE CITY COUNCIL ON THIS 7TH DAY OF APRIL, 2003.

  
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Jean Brooks, Mayor

Attest:

  
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Catrina Craig, City Clerk

**I, Catrina Craig, City Clerk of the City of University Place, Washington, do hereby certify: That I am City Clerk of the City of University Place, Pierce County, Washington; that the attached is a true and correct copy of Resolution No. 389, passed by the City Council on April 7, 2003.**

**In Witness Whereof, I have hereunto set my hand and affixed the official seal of the City of University Place, this 23rd day of April, 2003.**

*Catrina Craig*

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**Catrina Craig, City Clerk  
City of University Place**



OFFICIAL DOCUMENT