

## Chapter 12.52

### SNOHOMISH TRANSPORTATION BENEFIT DISTRICT

#### Sections:

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- 12.52.030 Functions of the District
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#### **12.52.010 Establishing Transportation Benefit District.**

There is created a transportation benefit district to be known as the Snohomish Transportation Benefit District or “District” with geographical boundaries comprised of the corporate limits of the City as they currently exist or as they may exist following future annexations.

#### **12.52.020 Governing Board.**

- A. The governing board or “Board” of the transportation benefit district shall be the Snohomish City Council acting in an ex officio and independent capacity, which shall have the authority to exercise the statutory powers set forth in Chapter 36.73 RCW.
- B. The treasurer of the transportation benefit district shall be the City Finance Director.
- C. The Board shall develop a material change policy to address major plan changes that affect project delivery or the ability to finance the plan, pursuant to the requirements set forth in RCW 36.73.160(1). At a minimum, if a transportation improvement exceeds its original cost by more than twenty percent, as identified in the District’s

original plan, a public hearing shall be held to solicit public comment regarding how the cost change should be resolved.

- D. The Board shall issue an annual report, pursuant to the requirements of RCW 36.73.160(2).

#### **12.52.030 Functions of the District.**

- A. The District Board may authorize a vehicle tax fee of up to \$20 per vehicle as provided for by RCW 82.80.140. Any expansion of the authorized purposes of the District shall be undertaken only after notice, hearing, and adoption of an ordinance in accordance with RCW 36.73.050(2)(b) or a vote of the people pursuant to RCW 36.73.065(3).
- B. When authorized by the voters pursuant to the requirements of Chapter 36.73, other taxes, fees, charges and tolls, or increases in these revenue services may be assessed for the preservation, maintenance, and operations of City streets. Additional transportation improvements may be added to the functions of the District upon compliance with the requirements of said chapter.
- C. The Board shall have and exercise all powers and functions provided by Chapter 36.73 to fulfill the functions of the District.

#### **12.52.040 Transportation Improvements Funded.**

The funds generated by the transportation benefit district shall be used for transportation improvements that preserve, maintain, and operate the existing transportation infrastructure of the City, consistent with the requirements of Chapter

36.73 RCW. The funds may be utilized for any lawful purpose under the Chapter; but all funds raised through the TBD shall be expended only for such preservation, maintenance, and operation in accordance with the provisions of Chapter 36.73 RCW as the same exists or is hereafter amended. The funds expended by the District shall preserve, maintain, and operate the City's previous investments in the transportation infrastructure, reduce the risk of transportation facility failure, improve safety, continue the cost-effectiveness of the City's infrastructure investments, and continue the optimal performance of the transportation system. Additional transportation improvement projects may be funded only after compliance with the provisions of RCW 36.73.050(b) following notice, public hearing, and enactment of an authorizing ordinance.

**12.52.050 Dissolution of District.** The transportation benefit district shall be automatically dissolved when all indebtedness of the District has been retired and when all of the District's anticipated responsibilities have been satisfied. Street preservation, maintenance, and operation are ongoing, long-term obligations of the City. In order to comply with the dissolution requirement of RCW 36.73.050, the Washington State Transportation Plan 2007-2026 timeframe is hereby adopted and the District shall automatically be dissolved 16 years from the effective date of this ordinance.

(Ord. 2197, 2010)