



CASTLE ROCK CITY COUNCIL AGENDA

Regular Meeting: Monday, December 8, 2025
7:30 PM

Location

Castle Rock Senior Center
222 Second Ave SW
Castle Rock, WA 98611

AGENDA

To join this meeting from your computer, tablet or smartphone: <https://global.gotomeeting.com/join/201632365>

To join this meeting using your phone: [+1 \(646\) 749-3112](tel:+16467493112) Access Code: 201-632-365 (Press *6 to speak)

New to GoToMeeting? Get the app now and be ready: <https://global.gotomeeting.com/install/201632365>

1. CALL TO ORDER

- a. Pledge of Allegiance
- b. Roll Call
- c. Changes to Agenda

2. COUNCILMEMBER INTERVIEWS & POSSIBLE APPOINTMENT

- a. Tory King (pages 3-9)
- b. Rosamond de Greeve (pages 10-22)

3. PROCLAMATIONS & PRESENTATIONS

- a. Presentation to Councilmember Art Lee (pages 23-26)
- b. Library Presentation (pages 29-40)

4. CITIZEN COMMENTS - maximum 3 minutes

5. DEPARTMENT REPORTS

- City Attorney Nikki Thompson
- Police Chief Charlie Worley
- Public Works Director Dave Vorse / Asst Public Works Director Tyler Stone
WA State Department of Ecology "Outstanding Performance Award"
- City Engineer Tom Gower
- Clerk-Treasurer Carie Cuttonaro
Audit Status Update

6. COUNCIL AND AD HOC COMMITTEE REPORTS

- Mayor / Mayor Pro-Tempore / Councilmembers
- CRCDA Representative

7. PUBLIC HEARINGS

8. CONSENT AGENDA

- a. November 24, 2025 Regular Council Meeting Minutes (pages 41-43)
- b. November 2025 invoices as described in the Fund Transaction Summary Report in the amount of \$590,235.98. (pages 44-45)

9. OLD BUSINESS

- a. Ordinance No. 2025-17, an ordinance of the City of Castle Rock, Washington, repealing and replacing Chapter 8.20 "Junk, Refuse and Litter" of the Castle Rock Municipal Code (CRMC), on second reading. (pages 46-51)

- b. Ordinance No. 2025-18, an ordinance repealing Castle Rock Municipal Code (CRMC) Title 9 "Public Peace, Morals and Welfare" and adopting a new Title 9A "Criminal Code" of the Municipal Code of the City of Castle Rock, Washington, on second reading. (pages 52-79)
- c. Ordinance No. 2025-19, an ordinance adding Chapter 13.17 "Wastewater Discharge and Pretreatment" to Title 13 "Public Services" to the Municipal Code of the City of Castle Rock, Washington, on second reading. (pages 80-118)
- d. Request to confirm approval of a Preliminary Plat Amendment for the River's Edge at the Landing Subdivision. (pages 119-120)

10. NEW BUSINESS

- a. Request to approve a grant agreement with the Transportation Improvement Board (TIB) for the Pleasant Hill Rd Reconstruction Project. Of the total project costs, the grant award is for 94.9993%, up to \$1,315,645. The 2026 Transportation Benefit District (TBD) budget includes the remaining project costs. (pages 121-127)
- b. Ordinance No. 2025-07, an ordinance amending City of Castle Rock, Washington Municipal Code, Sections 13.06.045, 13.06.050, 13.06.060, and 13.06.110. (pages 128-131)

11. OTHER BUSINESS

- a. Request to cancel the December 22, 2025 Regular Council Meeting.

12. ADJOURNMENT

NEXT REGULAR COUNCIL MEETINGS:

<u>4Q25</u>	<u>1Q26</u>	<u>2Q26</u>	<u>3Q26</u>
October 13	January 12	April 13	July 13
October 27	January 26	April 27	July 27
November 10	February 09	May 11	August 10
November 24	February 23	Tuesday, May 26	August 24
December 08	March 09	June 08	September 14
December 22	March 23	June 22	September 28

Non-Discrimination Statement: This institution is an equal opportunity provider and employer. If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found online at

https://www.ascr.usda.gov/sites/default/files/Complain_combined_6_8_12_508_0.pdf or at any USDA office, or call 866.632.9992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter by mail to USDA, Office of the Assistant Secretary for Civil Rights, 1400 Independence Ave, SW, Stop 9410, Washington, DC 20250-9410 or email to program.intake@usda.gov or by fax (202) 690-7442.

Title VI: The City of Castle Rock ensures compliance with Title VI of the Civil Rights Act of 1964 and American Disabilities Act of 1990 by prohibiting discrimination against any person on the basis of race, color, national origin, sex or disabilities in the provision of benefits and services from its federal assisted programs and activities. If you need special accommodations to participate in this meeting, please contact Carie Cuttonaro at 360.274.8181 by 9:00 a.m. three days prior to the meeting.

City Council may add and take action on other items not listed on this Agenda.

King, Tory



City of Castle Rock

PO Box 370
Castle Rock, WA 98611
(360) 274-8181

Application for Appointment to Castle Rock City Council Position No. 3

Thank you for your interest in serving the community as a member of the Castle Rock City Council.

The timeline for filling the Council vacancy is as follows:

- August 28, 2025** Applications are due to the Clerk-Treasurer by 5:00 PM
- September 8, 2025** City Council – Review applications and create a shortlist
- September 22, 2025** City Council – Interview the short-listed applicants and select the new Councilmember

To be considered, your application must be completed and received by the Clerk-Treasurer at Castle Rock City Hall **no later than 5:00 PM on Thursday, August 28, 2025**. Applications received after 5:00 PM will NOT be accepted. Mailing post-marked applications will also NOT be accepted. Additional written information after this date will not be accepted, unless requested by the City Council.

- Please submit the completed application, beginning on page 3.
- May be submitted in hard copy or electronic form

For further information, please contact:

Carie Cuttonaro, Clerk-Treasurer
at (360) 274-8181, ext. 303 or
ccuttonaro@ci.castle-rock.wa.us

The application packet should be submitted to:

Mail: Carie Cuttonaro, Clerk-Treasurer
RE: Councilmember Recruitment
City of Castle Rock
PO Box 370
Castle Rock, WA 98611

In-Person: Carie Cuttonaro, Clerk-Treasurer
RE: Councilmember Recruitment
City of Castle Rock
141 A Street SW
Castle Rock, WA 98611

Electronic: ccuttonaro@ci.castle-rock.wa.us

Councilmember Eligibility, Requirements, and Public Disclosure

To be eligible to be appointed to the Castle Rock City Council, you must meet the following:

- **Residency Requirement:** Must have continuously resided in Castle Rock's city limits for a minimum of one (1) year prior to your appointment to the Council, and
- **Voter Registration Requirement:** Must be a registered voter in Cowlitz County, City of Castle Rock.

Please note that:

- Once a Councilmember application is filed with the City, it is a public record available to the public.
- The applications received from all candidates who meet the minimum requirements of State law, along with the answers to the supplemental questions, will be posted on the City of Castle Rock's website as part of the Council's meeting packet the week of the initial review.
- If you are appointed to the vacant position by a majority vote of the City Council, your term will expire on the date that the November 2027 General Election is certified.
- If appointed, you will be required by State law to file financial disclosure statements with the Washington Public Disclosure Commission (www.pdc.wa.gov)

City Council Duties and Compensation

The City of Castle Rock operates under a Mayor – Council form of government. The Castle Rock City Council is a five-member Council serving as the legislative body of the City. The City Council provides governmental, recreational, educational, cultural and social services and opportunities for citizens. Their legislative powers include the enactment of ordinances and resolutions.

The City Council also has the authority to impose taxes, enact the annual city operating budget, enter into contracts, including grant application agreements, approve monthly expenditures, approve claims against the City, grant franchises for the use of public ways and regulate the acquisition, sale, ownership and disposition of property.

Councilmembers also define the powers, functions and duties of City officers and employees and fix compensation for all employees. Councilmembers also establish working conditions for employees, including approval of benefits such as insurance, retirement and pension programs.

The City Council hears recommendations made by the Planning Commission and makes final decisions regarding subdivisions, short plats, comprehensive planning and zoning issues.

On an annual basis, members of the City Council appoint one of the Councilmembers to serve in the Mayor's absence, as Mayor Pro Tempore.

Councilmembers also serve on a variety of community-wide boards, committees and commissions along with other public officials to help direct public policy.

The duties of a Councilmember will likely involve an average minimum commitment of 10 – 20 hours per month for preparation, participation, and attendance at various meetings and

community activities. Beyond the broad duties previously mentioned, Councilmember duties include, but are not limited to:

- Attendance is required at regular City Council meetings which are held on the second and fourth Monday evenings of each month. Meetings begin at 7:30 PM and can run up to 9:00 PM and occasionally later. From time to time, the Council or Mayor may call special Council meetings to handle City business. Attendance is also required at Council retreats.
- Councilmembers are expected to attend Workshop meetings as well.

The monthly Councilmember salary as of January 1, 2024 is \$300.00 per month.

Interview Questions – September 22, 2025

Each candidate selected for an interview should come to the interview prepared to speak to the following questions:

1. Why do you want to serve on the City Council?
2. What experiences, talents or skills do you bring to the Council and community that you would like to highlight?
3. Are there any regional issues or forums in which you have a particular interest or expertise? (e.g. transportation, water supply, human services, water quality, fiscal management, parks and open spaces, etc.)
4. Do you want to serve on the City Council because of a particular local issue on which you want to work, or are your interests more broadly distributed?

The Council may ask additional questions of candidates during the interview.

Applicant Information

(Please type or print)

Applicant Name

Tory King

Residence Address

631 Woodard Ave NE Castle Rock

Mailing Address
(if different)

N/A

Home Phone

N/A

Cell Phone

503-428-0772

E-mail Address

torydaneKing@gmail.com

Are you registered to vote within Cowlitz

County, City of Castle Rock?

yes

Date of Residency within Castle Rock City Limits

Since 2017

Have you continuously lived in Castle Rock

City Limits since the Start Date above?

yes

Do you meet the Residency Requirements?

yes

Resume

Experience

Provide the following information for each corresponding labeled section:

- a) Name of Institution,
- b) Address of Institution,
- c) Dates of service and job function(s)

1. a) Peacehealth St Johns Health Center
b) Longview, WA
c) July 2014 Still employed. Cardiovascular Lab tech
2. a) _____
b) _____
c) _____
3. a) _____
b) _____
c) _____
4. a) _____
b) _____
c) _____

Education

Provide the following information for each corresponding labeled section:

- a) Name of Institution and location,
- b) Degree earned, or describe subjects studied,
- c) Dates of attendance, or year of completion

1. a) Chemeketa Community College
b) High School Equivalence (GED)
c) 2000
2. a) Blue Mountain Com. Col (Pre-recs)
b) _____

- c) _____
3. a) ITT Technical Institute
 b) RN program.
 c) Also one on one on the job training for cardiac device technologist.

Related Skills

1. I have worked with the community through my profession since 1996, & I have worked with our local community through my career since 2014.
2. This would consist of engagement with local community on a daily basis, building bonds & helping as much as I can, whether it directly
3. relates to my current job or simply helping someone who is lost.

Selected Accomplishments

1. My proudest accomplishment is having raised three children, as a then single mom, to become well rounded adults & I am very proud of.
2. _____
3. _____

Supplemental Questions

Please respond to the following questions regarding your interest in the position of Councilmember for the City of Castle Rock on the following spaces provided:

1. Why are you interested in serving as a Castle Rock City Councilmember?

I have been wanting to get more involved in local community happenings and government.
I just wasn't sure how to go about it.

2. What strength would you bring to the Council?

Current resident who has resided in Castle Rock since 2017, who has had children attend both the middle & high schools here. I love our beautiful town and want to do my best to help our community.

3. What are the three highest priorities and/or issues you believe the City needs to address? How would you propose to address these issues?

#1 topic I would touch on is the water/sewer system being outdated throughout town and desperately needing upgraded.

To address the issue I'd propose setting aside a specific amount to get progress started and possibly look at grants ect.

4. Explain your current and past community involvement and/or service on City, non-profit, or public boards, committees, task forces, or commissions and how has that contributed to the Castle Rock community. Address its relevance to the position of Castle Rock City Councilmember.

Other than voting and talking to other community members, I unfortunately haven't had the pleasure of being involved in any of the above, although I do take it upon myself to organize with other community members to help local families in need every year during the holidays with food and gifts.

5. What do you wish to accomplish during this appointed term as a Castle Rock City Councilmember?

Learn as much as possible about our small community, work with everyone to do our best for the Castle Rock community and not only help to make it better and move it forward but also keeping the small town/community feel that makes Castle Rock amazing.

6. What is your vision for our City and community?

As I touched on with the above answer, my vision is to see Castle Rock be elevated to its best for those who currently reside there and for those to come, while maintaining what makes Castle Rock amazing, the small town feel.

7. Do you participate in or are involved in any contract(s) with the City of Castle Rock?
Please explain your involvement.

No

8. Do you hold any other elected public office? If yes, please describe the offices held.

No

9. Is there anything else that you may wish to add that would help us get to know you a little better?

Honest, hard working, Proud American
that wants to do her part for her community.
Hoping for the opportunity to work with
like minded people for our community that I
admire so much.

Please return this completed application to the Clerk-Treasurer at Castle Rock City Hall
no later than 5:00 PM on Thursday, August 28, 2025. Applications received after 5:00 PM
will NOT be accepted, and mailing post-marked applications will NOT be accepted.

The application and any correspondence should be addressed to:

Mail: Carie Cuttonaro, Clerk-Treasurer
RE: Councilmember Recruitment
City of Castle Rock
PO Box 370
Castle Rock, WA 98611

In-Person: Carie Cuttonaro, Clerk-Treasurer
RE: Councilmember Recruitment
City of Castle Rock
141 A Street SW
Castle Rock, WA 98611

E-mail: ccuttonaro@ci.castle-rock.wa.us

RECEIVED OCT 30 2025

de Greeve, Roz

October 28, 2025

Carie Cuttonaro, Clerk-Treasurer

City of Castle Rock

141 A Street SW

Castle Rock, WA 98611

Re: Councilmember Recruitment

Enclosed please find my completed application for councilmember, along with an earlier Curriculum Vitae as well as an updated version. I have added some copies of documents and licenses I hold currently or have held in the past. I hope these will help to provide you with a broader view of my background and experience.

Thank you for your time and consideration on my behalf.

Warm regards,

A handwritten signature in dark ink, reading "Dr. Rosamond C. Valckenier de Greeve". The signature is written in a cursive style with a large initial "D".

Dr. Rosamond Claire Valckenier de Greeve

community activities. Beyond the broad duties previously mentioned, Councilmember duties include, but are not limited to:

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- Councilmembers are expected to attend Workshop meetings as well.

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Each candidate selected for an interview should come to the interview prepared to speak to the following questions:

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2. What experiences, talents or skills do you bring to the Council and community that you would like to highlight?
3. Are there any regional issues or forums in which you have a particular interest or expertise? (e.g. transportation, water supply, human services, water quality, fiscal management, parks and open spaces, etc.)
4. Do you want to serve on the City Council because of a particular local issue on which you want to work, or are your interests more broadly distributed?

The Council may ask additional questions of candidates during the interview.

Applicant Information

(Please type or print)

Applicant Name DR. ROSAMOND C. VALCKENIER DE GREEVE

Residence Address 5018 WESTSIDE HWY., CASTLE ROCK, WA

Mailing Address SAME AS ABOVE

(if different)

Home Phone _____ Cell Phone (909) 625-7556

E-mail Address 3DOGS4ROZ@GMAIL.COM

Are you registered to vote within Cowlitz
County, City of Castle Rock? YES

Date of Residency within Castle Rock City Limits MARCH 03, 2021

Have you continuously lived in Castle Rock
City Limits since the Start Date above?

YES

Do you meet the Residency Requirements?

YES

Resume

Experience

Provide the following information for each corresponding labeled section:

- a) Name of Institution,
- b) Address of Institution,
- c) Dates of service and job function(s)

1. a) COLUMBIA WELLNESS

b) 720 14TH AVENUE, LONGVIEW, WA 98632

c) 04/06/2023 - 01/15/2025

2. a) PLEASE SEE ATTACHED CURRICULUM VITAE

b) _____

c) _____

3. a) _____

b) _____

c) _____

4. a) _____

b) _____

c) _____

Education

Provide the following information for each corresponding labeled section:

- a) Name of Institution and location,
- b) Degree earned, or describe subjects studied,
- c) Dates of attendance, or year of completion

1. a) PLEASE SEE ATTACHED CURRICULUM VITAE

b) _____

c) _____

2. a) _____

b) _____

- c) _____
3. a) _____
- b) _____
- c) _____

Related Skills

1. PLEASE SEE ATTACHED CURRICULUM VITAE
2. _____
3. _____

Selected Accomplishments

1. PLEASE SEE ATTACHED CURRICULUM VITAE
2. _____
3. _____

Supplemental Questions

Please respond to the following questions regarding your interest in the position of Councilmember for the City of Castle Rock on the following spaces provided:

1. **Why are you interested in serving as a Castle Rock City Councilmember?**

IT IS MY DESIRE TO WORK FOR THE CASTLE
ROCK COMMUNITY BY SERVING ON THE
CITY COUNCIL AND USING MY EXTENSIVE
EDUCATION IN BUSINESS/MEDICINE AS
NEEDED TO THE BETTERMENT OF CASTLE
ROCK.

2. What strength would you bring to the Council?

BESIDES MY EDUCATION, MY ABILITY TO
WORK WELL WITH OTHERS. AND MY GENERAL
KNOWLEDGE OF CIVIC AFFAIRS. MY FURTHER
EXPERIENCE IN REAL ESTATE, AS THE CO-OWNER
OF WHITE REALTY IN ANAHEIM, CA.

3. What are the three highest priorities and/or issues you believe the City needs to address? How would you propose to address these issues?

IF FORTUNATE ENOUGH TO BECOME A
COUNCIL MEMBER, I WILL BE BETTER
EQUIPPED TO ADDRESS THIS QUESTION.

4. Explain your current and past community involvement and/or service on City, non-profit, or public boards, committees, task forces, or commissions and how has that contributed to the Castle Rock community. Address its relevance to the position of Castle Rock City Councilmember.

I HAVEN'T SERVED ON ANY LOCAL COMMIT-
TEES, BUT HAVE SERVED ON NUMEROUS
BOARDS IN MY PRACTICE AS A NURSE
PRACTITIONER. FROM ETHICS COMMITTEES;
INSURANCE REVIEWS FOR THE CITY OF
MONTECLAIR, CA.; AND VARIOUS STANDARDS COMMIT-
TEES.

5. What do you wish to accomplish during this appointed term as a Castle Rock City Councilmember?

I WOULD LIKE TO LEARN HOW I CAN
PRODUCTIVELY ASSIST IN CIVIC MATTERS
TO IMPROVE OUR COMMUNITY AND ITS
CHARM.

6. What is your vision for our City and community?

I WOULD LIKE TO SEE THE CITY GROW
WHILE MAINTAINING ITS CHARM AND THE
HISTORIC APPEAL.

7. Do you participate in or are involved in any contract(s) with the City of Castle Rock?
Please explain your involvement.

NO.

8. Do you hold any other elected public office? If yes, please describe the offices held.

NO.

9. Is there anything else that you may wish to add that would help us get to know you a little better?

I RECENTLY RETIRED AND HAVE MORE
TIME TO DEVOTE TO CITY MATTERS.

Please return this completed application to the Clerk-Treasurer at Castle Rock City Hall
no later than 5:00 PM on Thursday, October 30, 2025. Applications received after 5:00
PM will NOT be accepted, and mailing post-marked applications will NOT be accepted.

The application and any correspondence should be addressed to:

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RE: Councilmember Recruitment
City of Castle Rock
PO Box 370
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In-Person: Carie Cuttonaro, Clerk-Treasurer
RE: Councilmember Recruitment
City of Castle Rock
141 A Street SW
Castle Rock, WA 98611

E-mail: ccuttonaro@ci.castle-rock.wa.us

-CURRICULUM VITAE-

Rosamond Claire Valckenier de Greeve, RN, ARNP, PhD, MHP, SUDPT

5018 Westside Highway

Castle Rock, Washington 98611

(909) 625-7556

Registered Nurse, Nurse Practitioner, Colposcopist, Mental Health Professional,
Substance Use Disorder Professional Trainee and Educator

-EDUCATION-

Lower Columbia College
Substance Use Disorders

Longview, WA
Sept. 2022 – Present

Cascadia Training
Approved Clinical Supervision

Seattle, WA
April 2022

California Coast University
Concurrent Masters/Doctoral Degree in Psychology

Santa Ana, CA
2007

California Coast University
Concurrent Masters/Doctoral Degree in Business Administration

Santa Ana, CA
1998

-LICENSES/CERTIFICATES-

Mental Health Professional

Substance Use Disorder Professional Trainee

Registered Nurse with the States of California and Washington

Registered Nurse Practitioner with the State of California (pending in Washington)

Colposcopist Education Program Associates Approved

Approved Clinical Supervisor

Provisional Teaching Credential with the State of California (Health Sciences and Related Subjects)

A.S.P.O. (American Society of Psychoprophylaxis in Obstetrics) – Certified Childbirth Educator

NCCDN – National Consortium of Chemical Dependency Nurses, Inc. (Ready to sit for Certification
Exam, with over 12,000 Chemical Dependency Counseling hours completed)

Certified in A.C.L.S. & B.C.L.S.

-PROFESSIONAL EXPERIENCE-

March 2022- AWAKENINGS, INC.

December 2022 Counseled patients with Mental Health Disorders /Substance Use Disorders, and supervised various Substance Use Disorder Groups.

September 2019- Physicians and Surgeons

April 2021 Los Angeles County Area, CA

Treated patients with deep wounds (stage 3 and 4) at either their home or in a Skilled Nursing Facility. Patients were too friable to be transported, especially during Covid. Primarily geriatric patients seen. Also removed and changed gastric tubes.

September 2019- Aasta Hospice and Faithful Hospice

April 2021 Los Angeles County, San Fernando Valley and Simi Valley, CA

Supervised patient care provided by Registered Nurses and Licensed Vocational Nurses. Specialized in geriatric patients. Worked with patients and their families with mental health disorders and substance use disorders with declining health problems.

March 2018 - Celebrity Home Health and Hospice

September 2019 Upland and Van Nuys, CA

Supervised patient care for those in board-and-care facilities and private homes. Patients were seen for wound care along with mental health disorders and declining health problems as a result of substance use disorders. Family members were given grief counseling when needed.

-CURRICULUM VITAE-

Rosamond Claire Valckenier de Greeve, R.N.N.P., MBA, PhD

3114 Montana Lane

Claremont, CA 91711

(909) 625-7556

Nurse Practitioner, Counselor, Colposcopist and Educator

-EDUCATION-

California Coast University Concurrent Masters/Doctoral Degree in Psychology	Santa Ana, CA Still attending
California Coast University Concurrent Masters/Doctoral Degree in Business Administration	Santa Ana, CA
Harbor – UCLA Medical Center (Educational Program Assoc.) Colposcopy Training Program	Torrance, CA 1994
Harbor – UCLA Medical Center Obstetrics and Gynecology Nurse Practitioner	Torrance, CA 1991
California Coast University Bachelor of Science Degree in Business Administration	Santa Ana, CA 1985
University of California at Irvine A.S.P.O. (American Society of Psychoprophylaxis in Obstetrics) Certified Childbirth Educator	Irvine, CA 1978
University of California at Los Angeles Provisional Teaching Credential for State of California (Health Sciences and all Related Sciences)	Los Angeles, CA 1978
Chaffey College Associate in Science Degree in Professional Nursing	Alta Loma, CA 1973
Chaffey College Associate in Science degree in Physical Science	Alta Loma, CA 1971
Chaffey College Associate in Arts Degree in English	Alta Loma, CA 1969

-LICENSES/CERTIFICATES-

Registered Nurse Practitioner with the State of California
Registered Nurse Practitioner Furnishing Number & DEA number with the State of California
Registered Nurse with the State of California
Colposcopist (Education Program Associates Approved)
Provisional Teaching Credential with the State of California (Health Sciences and Related Subjects)
A.S.P.O. (American Society of Psychoprophylaxis in Obstetrics-Certified Childbirth Educator)
Licensed Real Estate Agent with the State of California, for 12 years {stopped in 2001}
NCCDN – National Consortium of Chemical Dependency Nurses, Inc. (Ready to sit for Certification exam,
with over 8,700 Chemical Dependency counseling hours completed)
Certified in A.C.L.S., & B.C.L.S.

-PROFESSIONAL AFFILIATIONS-

Western University of Health Sciences (College of Osteopathic Medicine of the Pacific)	Adjunct Professor	1998-2004
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(Cont'd) CURRICULUM VITAE

San Antonio Community Hospital Pain Management Taskforce (Member of Care & Education of the Patient Committee; Bio Ethics Committee; Safety Committee; Pharmaceuticals & Safety Committee; and Chairman of Pain Management Taskforce)	Chairman	2000-2002
Harriman Jones Medical Group, Partner in Medical Group	Member	1997-1998
Harriman Jones Medical Group, Chemical Dependency Committee	Member	1996-1998
Harriman Jones Medical Group, Pharmaceutical & Therapeutics Committee	Member	1994-1998
California Coalition of Nurse Practitioners	Member	1994-2000
Long Beach Society of Nurse Practitioners & Physician Assistants	Founding Member	1994-1999
National Speaker for Program on Herpes	Speaker for Burroughs Wellcome Co.	1994-1996
Speaker on Hormone Replacement Therapy	Speaker for Ortho Pharmaceutical	1995-1998
College of Osteopathic Medicine of the Pacific	Clinical Professor/Lecturer/Preceptor Physician Assistant Program Clinical Preceptor/Lecturer Doctors of Osteopathic Medicine	1993-1997 1982-1986
California State University, Long Beach	Adjunct Professor	1998-Present
California State University, Dominguez Hills	Clinical Preceptor	1997-Present
American Heart Association	C.P.R./A.C.L.S. Instructor	1981-1988

-PROFESSIONAL EXPERIENCE-

May 1994- Present	Self Employed in Private Practice Counseling (using Nurse Practitioner License) Counseling private patients in the areas of Pain Management and Chemical Dependency, and working for National Scientific Supply Co., Claremont, CA, as a consultant (doing both pre-employment evaluation of employees & counseling as needed for present employees), & Vice President/Secretary [from 1999-2016].
August 2000- November 2002	San Antonio Community Hospital, Upland, CA Pain Management Coordinator Duties: Worked as counselor for patients with pain management problems; Consultant to physicians, staff members and patients on care of patients with pain issues; Responsible for educating the physicians, nursing staff, general staff and patients on current pain therapies available & alternatives to medications, such as: Hypnosis, biofeedback, diversional therapies, acupuncture & acupressure, and vitamin therapy; and, making sure the hospital was prepared for JCAHO approval.
February 2000- May 2000	Planned Parenthood, Riverside & Indio, CA Family Planning Nurse Practitioner/Colposcopist, with Administrative Duties.

(Cont'd) CURRICULUM VITAE – PROFESSIONAL EXPERIENCE

November 1999- June 2000	Casa Loma College, Baldwin Hills, CA Nursing Professor: Theory & Clinical instruction in OB, L&D, & Newborn care.
November 1999- May 2000	FPCGLA: Venice Women's Clinic, Bell Gardens Family Medical Center, & Hawaiian Gardens Clinic, CA Colposcopist: Preceptor for Nurse Practitioners in Colposcopy, following abnormal PAP smears, & counseling patients, as well as, performing cryosurgery or making appropriate referrals.
April 1999- May 2000	London Resolve, Tustin, CA Nurse Practitioner/Counselor: Provide Relationship Assessment & Counseling (In practice with Dr. London, a psychologist) based upon physical, genetic, psychological, & psychosocial data.
March 1997- May 1999	H.C.I. (Health Consultants International), Claremont, CA Owner/Consultant/Counselor: Offer Stress Management, Counseling, Communication, Organizational & Office/Time Management Skills to a wide variety of Business.
December 1992- April 1998	Harriman Jones Medical Group, Long Beach, CA Nurse Practitioner in OB/GYN, Infertility, Colposcopist & Partner (first time in U.S.A., that a NP or P.A. has been elected into a large medical group): Provide prenatal & post-partum care (including high risk patients), & gynecologic exams. Did colposcopies, biopsies, minor office surgeries & counseling. Counseling was in Marriage/Family, and Chemical Dependency.
March 1997- September 1997	Dr. Richard Zinkan, Anaheim, CA (Part time) Family Practice Nurse Practitioner for Management of Obesity.
September 1986- March 1996	Fergen-Franklin Associates, Anaheim, CA President/Co-owner: Medical & Dental office consulting.
September 1988- April 1991	Cypress College, Cypress, CA (Part time – evenings) Childbirth Educator
September 1985- May 1990	Parke-Davis, Div. of Warner Lambert Pharmaceuticals, Irvine, CA Pharmaceutical Sales Representative: Informed Physicians, their medical staff members, & Pharmacists of medications offered by Parke-Davis, including uses & side effects. Also, elicited sales on products available.
October 1981- September 1985	City of Montclair, Montclair, CA Medical Services Supervisor: Supervised the Counseling & Medical Clinic, owned & operated by the city, as well as providing medical services and counseling to city employees and patients seen at the clinic.

TRAINING

Obstetrics & Gynecological Clinical Preceptor for California State University, Long Beach for NP & nursing students, 1994-1998.

Obstetrics & Gynecological Clinical Preceptor for California State University, Dominguez Hills for specialty nursing students.

Obstetrics & Gynecological Clinical Preceptor for P.A. students for the College of Osteopathic Medicine of the Pacific, 1996-1998.

(Cont'd) CURRICULUM VITAE – TRAINING

Clinical Preceptor for E.P.A., at Harbor – U.C.L.A. Medical Center for M.D.s, D.O.s, NPs. & P.A.s training in Colposcopy, 1996.

Obstetrics & Gynecological Clinical Preceptor for OB/GYN Nurse Practitioner students at Harbor – U.C.L.A. Medical Center, 1995-1998.

Clinical Trainer/Lecturer in Family Practice Medicine for Doctors of Osteopathic Medicine at the College of Osteopathic Medicine of the Pacific, 1981-1985.

Assertiveness Training for City of Montclair, 1983-1985.

Lamaze Childbirth Educator for City of Montclair, 1980-1985.

CPR Certification & Re-certification, and First-Aid Training for all City employees, including Police & Fire Dept., 1982-1985.

Lamaze Childbirth Educator for Chaffey College, Mt. San Antonio College, Upland Recreation Dept., & Chino Recreation Dept. (part-time nights) between 1978 & 1980.

Lecturer/Grader for Childbirth Teacher Training Program at the University of California at Los Angeles, 1979-1984.

Lecturer/Grader for Childbirth Teacher Training Program at the University of California at Riverside, 1979-1980.

-PUBLICATIONS/FILMS-

"Healthy Pleasures" (Handout)	San Antonio Community Hosp., June 2002
"Non-Narcotic & Narcotic Equalanalgesia & Pain Management Alternative Therapies"	San Antonio Community Hosp., April 2002
"Infant, Children & Adult Pain Scales"	San Antonio Community Hosp., June 2001
"Stress and Its Effects on Business"	California Coast University, June 1985
"Preventing Sexually Transmitted Diseases" (Pamphlet)	City of Montclair, May 1984
"Understanding Hyman Sexuality" (Pamphlet)	City of Montclair, June 1983
"HERPES – How It Effects your Life" (Pamphlet)	City of Montclair, June 1983
"Causes and Treatments of Vaginitis" (Pamphlet)	City of Montclair, August 1982
"Rape Prevention" (Pamphlet)	City of Montclair, July 1982
"Healthy Living Habits" (Pamphlet)	City of Montclair, April 1982
"HORMONE Replacement Therapy – Why?" (Pamphlet)	City of Montclair, March 1982
"That's Life" (Short film)	VKF Productions, June 1977
"Having a Section, Is Having a Baby" (Slide presentation)	VKF Productions, July 1975
"Birth of Mathew" (Documentary film)	VKF Productions, May 1975

(Cont'd) CURRICULUM VITAE

-CLINICAL RESEARCH STUDIES/PROGRAM DEVELOPMENT-

Chronic Pain Support Group – Developed a support group for patients suffering with Non-malignant Chronic Pain. Discussed various alternatives to pain medications, including but not limited to: Hypnosis; Bio-feedback; Acupuncture & Acupressure; Vitamin Therapy; and, Diversional Therapies like Humor, Music, Art, Yoga, Tia Chi & Meditation.

Pain Management Taskforce – Expanded Taskforce of six nurses, to include the following areas of care: Counselors (Psychiatrist 'specializing in chemical dependency', Psychologist, Social Worker & Case Managers); Clergy; Pharmacist; Physical Therapy; Respiratory Therapy; Cardiac Care; Laboratory; Nutritionist; Clinical Ethicist; Pain Management Physician; Patient Services; Educators; and, Business Service Dept. The number of Taskforce members is 42, with a number of sub-committees in order to work on various areas that need to be addressed by Pain Management.

Research Study through Pacific Coast Clinical Coordinators, Inc.: 1996-1998

"A Randomized Comparative, Multicenter, Safety & Contraceptive Efficacy Study of Two Cyclophasic Norgestimate/Ethinyl Estradiol Regimens, and One Triphasic Norgestimate/Ethinyl Estradiol Regimen and Loestrin Fe1/20." I was Co-Investigator, with Dr. William Turner.

Research Study through Pacific Coast Clinical Coordinators, Inc.: 1995-1996

"Phase III Study Comparing Miconazole Nitrate (4%) Vaginal Cream and Miconazole Nitrate (2.8%) Vaginal Cream to MONISTAT-7 (2%) Vaginal Cream in the Treatment of Vulvovaginal Candidiasis." I was Sub-Investigator, with Dr. Mary Minar, as Primary Investigator. However, I was the only one to see patients for this study (Dr. Minar went on maternity leave).

Senior Walking Program – Developed to increase cardiovascular health and reduce depression in seniors living in and around the Montclair Community. Program began with four participants & has grown to 400 plus members. Organizer/Advisor, 1982-1985.

-AWARDS-

Outstanding Clinical Professor for the Physician Assistants Class of 1995, College of Osteopathic Medicine of the Pacific, Pomona, CA, April 1995.

Humanitarian Award by Orange County Committee for Peace and Justice. North Orange County, CA, December 1987.

Recognized as presenting the Number 1 Health Fair for Health Fair Expo in California. Majorities of stations were manned by D.O. students from C.O.M.P. (College of Osteopathic Medicine of the Pacific), Montclair, April 1985.

National Broadcasting – Silver Certificate Award for short film, "That's Life", 1979.

**Celebrating
Councilmember Art Lee's
10+ years of Accomplishments
October 12, 2015 – December 31, 2025**

Streets

- Install downtown sound system
- Complete Phase 1 of the Six Rivers Regional Trail System
- Complete Re-Light Washington program – replacing all streetlights with LEDs
- Chip Sealed 70 street sections
- Replaced all street signs
- Coordinate with WSDOT on the PH-10 Bridge deck replacement
- Replaced 121 ADA ramps
- Replaced 830' of sidewalk
- Construct 80' of new sidewalk
- Constructed shared use path on both sides of Mt St Helens Way NE
- Overlay Huntington Ave S with asphalt and widen shoulders for pedestrians and bicyclists
- Paved the 400 block of 1st Ave SW
- Add mobile trees to downtown
- Complete guardrail repair program
- Participated in numerous Clean-up Day events

Parks

- Construct Dog Park and off-leash area
- Improvements to the bike skills park
- Construct the Huntington Heritage Monument
- Improvements to the Coldwater Park
- Created the Pioneer Park
- Install way-finding signs for parks and trails
- Updated the park plan
- Constructed the shared-use path by the visitor center
- Updated Lion's Pride Park landscape and irrigation
- Added Traffic Garden to the skate park
- Rebuilt the picnic structure at Gateway Park
- Construct restrooms and picnic structure at the North Trail Head
- Replace the Riverfront Trail historical and informational signs

Water

- Replaced 20 water mains
- Upgrades to the water treatment facility
- Improvements to the meter reading system
- Clean and paint both potable water reservoir's exterior
- New construction of 2 new water mains

Sewer

- Replacement of 2 sewer mains
- Install new pressure sewer main to exit 48 intersection
- Install 2 sewer main extensions
- Improvements to the Wastewater Treatment Facility
- Replace blower at the Wastewater Treatment Facility
- Approved pre-treatment ordinance
- Complete root treatment in sewer mains program
- Replacement of all PLCs in Wastewater Treatment Facility

Stormwater

- Replace 2 storm lines
- Install Cherry Street pump station
- Start city-wide mapping of system

Facilities

- Install reader boards at city hall and visitor center
- Retrofit all lights in city owned facilities to LEDs
- Senior center improvements – windows and duct-less heat pumps
- Remodel clerk's office – windows and duct-less heat pumps
- Remodel shop break/training room
- Replace water intake building roof
- Paint library exterior
- Complete visitor center landscape and irrigation upgrades
- Replace library roof

- Construct clerk's office addition

Others

- Renew franchises agreements with Comcast, Waste Control and Astound
- Update emergency plans
- Purchased roll-back, vacuum truck, side-by-side, crack sealer, excavator, lift, 2 dump trucks
- Kept staff and public safe through COVID
- Instituted cybersecurity training city-wide
- Complete cybersecurity improvements to the Water and Wastewater Treatment facilities

FUNDING FOR A QUALITY FUTURE

Quality of life is what sets Castle Rock apart from other communities

“A Rock Solid Community”

34 YEARS AGO.....



THE JOURNEY FOR SUSTAINABILITY

- Failed levies
- 2022 The journey began
- Visited other facilities
- Evolving into community centers – not just books anymore
- Possible options
 - Forming a library district – cannot be just the City limits
 - Joining other established districts
 - Timberland
 - Longview Rural

Existing Facility

Downtown institution

3,750 square ft. building

WI-FI hot spot

6 computer stations

Books, movies, e-books, audio books available

Children & adult reading programs

INVESTIGATED OTHER FUNDING SOURCES

- Park and Recreation District
 - Vote every 6 years with 60% approval – Maximum \$0.60/\$1,000 evaluation
- Park and Recreation Area
 - Vote every 6 years with 60% approval – Maximum \$0.60/\$1,000 evaluation
- Metropolitan Park District
 - Vote **only once** with 50% approval – Can request 2 property levies
 - \$0.50/\$1,000 evaluation
 - \$0.25/\$1,000 evaluation

METROPOLITAN PARK DISTRICT

- Functions and Powers – “the management and conduct of such forms of recreation or business as it shall judge desirable or beneficial for the public..”
- City Council can be the “metropolitan park commissioners” (TBD)
- City Clerk/Treasurer can be the fiscal administrator (TBD)

SOMETHING TOTAL NEW!

- Community center/Library – or – community center that loans out books and other items
- Meet a wider range of the public's needs
- New name – Ex. CASTLE Center (Community Area for Senior-Teens-tots with Literature Enhancement)
- Rearrange the space for optimum use for diverse ages and abilities
- State Library states “We can keep the books and other printer material along as we are making the available to the public”

ORGANIZATIONAL OPTIONS

Community center/Library

- Pros:
 - Funds pay for rented space & services
 - Share space, staffing, volunteers
 - Value with maintaining “Public Library”
 - Designated Library capital funding
- Cons:
 - Libraries are regulated under a different RCW
 - Paperwork nightmare – every thing must be separated
 - Adds complexity to operations

Community center - loans out books

- Pros:
 - Share space, staffing, volunteers
 - One budget, same regulations
 - Aligns with other MPD uses
 - Simplifies operations
- Cons:
 - Might lose the “Public Library” designation

EXPENDITURES

▪ STAFFING:	
▪ 1 Full Time Employee @ \$30/ hr. with benefits	\$98,000
▪ 1 Part Time Employee @ \$25/hr. without benefits	\$23,000
▪ Janitorial Service by others 1/week @ \$500/month	\$ 6,000
▪ Annual building expenses (utilities, insurance, etc.)	\$20,000
▪ Operating supplies (paper, cleaning, janitorial supplies)	\$ 5,000
▪ Small tools and minor equipment (shelving, furnishings, etc.)	\$ 7,000
▪ Building maintenance (supplies & labor)	\$ 10,000
▪ Books, crafts, program supplies	\$10,000
▪ Administrative support (budget, invoices, advertising, legal, etc.)	\$10,000
▪ Replacement cost of current property and equipment	\$ 5,000
▪ <u>Miscellaneous</u>	<u>\$ 5,000</u>
▪ Total	\$199,000

REVENUE

- Metropolitan Park District estimated revenue \$145,000
- Estimated short fall -\$54,000

OTHER FUNDING OPTIONS & SERVICES

Funding

- Cowlitz County
- Department of Commerce

Services

- Cowlitz County mental health
- School District counseling and tutor opportunities
- After school program
- Cowlitz County Health Department
- DSHS
- Cowlitz Tribe involvement

OTHER COST AND CONSIDERATIONS

- Capital funds to renovate the space
- Parking considerations
- Manage expectations



COMMONLY ASKED QUESTIONS

- Will those out city limits pay anything?
- What is the ratio of users of the library – inside CL vs. outside CL?
- What will happen if volunteers stop showing up?
- What is requested of the City Council?

THE DECISION

- Support asking the voters to decide if this is of value to them at the next primary election in August 2026 (submitted by May 2026)

OR

- Stop the process and allow the library to dissolve as Friends of the Library funds run out.

1. CALL TO ORDER

Mayor Paul Helenberg called the regular meeting of the Castle Rock City Council to order at 7:31 PM.

a. Pledge of Allegiance

Mayor Helenberg led the Pledge of Allegiance.

b. Roll Call

Councilmembers present: Art Lee, Paul Simonsen, and Ellen Rose. Councilmember Lee Kessler was excused.

Staff present: Police Chief Charlie Worley, City Attorney Nikki Thompson, Public Works Director Dave Vorse, Assistant Public Works Director Tyler Stone, City Engineer Tom Gower, and Clerk-Treasurer Carie Cuttonaro.

c. Changes to Agenda

2. COUNCILMEMBER INTERVIEWS & POSSIBLE APPOINTMENT - Rescheduled to December 8, 2025

3. PROCLAMATIONS & PRESENTATIONS

4. CITIZEN COMMENTS - maximum 3 minutes

5. DEPARTMENT REPORTS

- City Attorney Nikki Thompson

- Police Chief Charlie Worley

Police Chief Charlie Worley gave a verbal report.

- Public Works Director Dave Vorse

Assistant Public Works Director Tyler Stone gave a verbal report.

- City Engineer Tom Gower

- Clerk-Treasurer Carie Cuttonaro

Clerk-Treasurer Carie Cuttonaro gave a verbal report.

6. COUNCIL AND AD HOC COMMITTEE REPORTS

- Mayor / Mayor Pro-Tempore / Councilmembers

Mayor Helenberg gave a verbal report.

Councilmember Rose gave a verbal report.

- CRCDA Representative

Mayor Helenberg gave a verbal report.

7. PUBLIC HEARINGS

a. Purpose: To take testimony on the proposed budget and capital facilities plan for fiscal year ending December 31, 2026, including a proposed 4% increase in all water and sewer rates, and 6% increase in all stormwater rates. First Public Hearing was held on November 10, 2025 during the Regular Council Meeting.

Mayor Helenberg closed the Regular Meeting at 7:36 PM and opened the Public Hearing at 7:36 PM. There was no public comment offered.

Mayor Helenberg closed the Public Hearing at 7:37 PM and reopened the Regular Meeting at 7:37 PM.

8. CONSENT AGENDA

Councilmember Lee made a motion, seconded by Rose, to approve the Consent Agenda as presented. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

a. October 27, 2025 Regular Council Meeting Minutes

b. November 10, 2025 Regular Council Meeting Minutes

9. OLD BUSINESS

a. Ordinance No. 2025-15, an ordinance amending the budgetary appropriations for fiscal year ending December 31, 2025 for the City of Castle Rock, Washington to include the following funds: General (Police, Planning), Street, Visitor Center, Dredge Spoils Site, Water/Sewer Operating, and Boat Launch, on second reading.

Councilmember Lee made a motion, seconded by Rose, to approve Ordinance No. 2025-15, on second reading. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

b.

Ordinance No. 2025-16, an ordinance adopting the budget of the City of Castle Rock, Washington for the fiscal year ending December 31, 2026, on second reading.

Councilmember Rose made a motion, seconded by Lee, to approve Ordinance No. 2025-16, on second reading. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

c. Ordinance No. TBD-2025-01, an ordinance adopting the budget of the Castle Rock City Transportation Benefit District, Castle Rock, Washington for the fiscal year ending December 31, 2026, on second reading.

Councilmember Rose made a motion, seconded by Lee, to approve Ordinance No. TBD-2025-01, on second reading. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

10. NEW BUSINESS

a. Interlocal Agreement with Cowlitz County establishing District Court filing and other costs.

Police Chief Charlie Worley presented.

Councilmember Rose made a motion, seconded by Lee, to approve the Interlocal Agreement with Cowlitz County. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

b. Ordinance No. 2025-17, an ordinance of the City of Castle Rock, Washington, repealing and replacing Chapter 8.20 "Junk, Refuse and Litter" of the Castle Rock Municipal Code (CRMC).

City Attorney Nikki Thompson presented.

Councilmember Rose made a motion, seconded by Lee, to approve Ordinance No. 2025-17, on first reading. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

c. Ordinance No. 2025-18, an ordinance repealing Castle Rock Municipal Code (CRMC) Title 9 "Public Peace, Morals and Welfare" and adopting a new Title 9A "Criminal Code" of the Municipal Code of the City of Castle Rock, Washington.

City Attorney Nikki Thompson presented.

Councilmember Lee made a motion, seconded by Rose, to approve Ordinance No. 2025-18, on first reading. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

d. Ordinance No. 2025-19, an ordinance adding Chapter 13.17 "Wastewater Discharge and Pretreatment" to Title 13 "Public Services" to the Municipal Code of the City of Castle Rock, Washington.

Public Works Director Dave Vorse presented.

Councilmember Rose made a motion, seconded by Lee, to approve Ordinance No. 2025-19, on first reading. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

e. Resolution No. 2025-12, a resolution of the City Council of the City of Castle Rock, Washington, amending Schedule 6 of the City's Master Fee Schedule.

Clerk-Treasurer Carie Cuttonaro and Public Works Director Dave Vorse presented.

Councilmember Lee made a motion, seconded by Rose, to approve Resolution No. 2025-12. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

f. Special Event Permit #2025-0010; Castle Rock Community Development Alliance (CRCDA) - Festival of Lights; December 13, 2025 between 2:00 PM and 7:00 PM; insurance has been received. Request for street closures include:

- Cowlitz St E and W from the railroad tracks to stop sign near Castle Rock Library
- Front Ave NW and SW from A St SW to Jackson St SW (Jackson remains open)
- 100 Block of 1st Ave SW

Councilmember Rose made a motion, seconded by Lee, to approve SEP #2025-0010. Motion carried by roll call vote. Councilmembers Lee, Simonsen, and Rose voted 'Aye'.

11. OTHER BUSINESS

12. ADJOURNMENT

There being no further business, Mayor Helenberg adjourned the meeting at 7:56 PM.

Mayor Paul Helenberg

Clerk-Treasurer Carie Cuttonaro

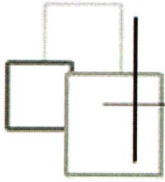
As of this date, 12/08/2025, the Council by a majority vote, does approve payment of the vouchers included in the Fund Transaction Summary Report, and further described as:

Payroll Expenditures			
<u>Transaction Type</u>	<u>Description & Transactions</u>	<u>Amount</u>	<u>Payment Date</u>
Mid-Month Draw	Payroll Nacha # 1879907	21,850.00	11/14/2025
	Taxes ACH	4,840.00	
EOM Payroll	Payroll Nacha # 1893830	79,072.96	11/26/2025
	26897 - 26899	3,596.93	
	ACH	52,033.77	
	Benefits 26900 - 26903	2,396.69	
	Taxes ACH	45,008.48	
	Voided	-	
Total Payroll Expenditures		208,798.83	
General Expenditures			
<u>Transaction Type</u>	<u>Description</u>	<u>Amount</u>	<u>Payment Date</u>
Adjustment/EFT	EFT#1176 - 11/2025	213.47	11/4/2025
Adjustment/EFT	EFT#1177 - 11/2025	8,682.90	11/24/2025
Claims	Check 56737 - 56738	232.45	11/10/2025
Claims	Check 56739 - 56740	VOIDED	VOIDED
Claims	Check 56741 - 56743	3,661.21	11/18/2025
Claims	Check 56744	56,283.16	11/25/2025
Claims	Check 56745 - 56811	312,363.96	
Total General Expenditures		381,437.15	
TBD Expenditures			
<u>Transaction Type</u>	<u>Description</u>	<u>Amount</u>	<u>Payment Date</u>
Claims	Check		
Claims	Check		
Total TBD Expenditures		-	
Total Expenditures			
		<u>Amount</u>	<u>Payment Date</u>
Total General and TBD Expenditures		381,437.15	11/1/2025 11/25/2025
Payroll Expenditures		208,798.83	
Grand Total Expenditures		590,235.98	
Fund Transaction Summary Report		590,235.98	
Balance Check (s/b -0-)		-	

Lee Kessler, Audit Committee Member

Art Lee, Audit Committee Member

Ellen Rose, Audit Committee Member



Fund Transaction Summary

Transaction Type: Invoice
Fiscal: 2025 - Nov - Dec - City Council
System Types: Cash Management, Financials, Payroll, Resources, UB2, Utility Billing

Fund Number	Description	Amount
010	General Fund	\$150,406.19
100	Street Fund	\$9,315.97
115	Building Code Account Fund	\$3,350.20
120	Visitor Center Fund	\$10,521.28
130	Library Fund	\$558.99
145	Local Criminal Justice Fund	\$126.12
170	DOT Spoil Site Fund	\$3,456.49
320	Street Construction Capital Fund	\$8,017.03
400	Water/Sewer Operating Fund	\$207,016.64
410	Regional Water System Fund	\$31,096.34
420	Stormwater Management Fund	\$10,816.84
425	Stormwater Capital Reserve Fund	\$130,900.64
430	Regional Water Capital Improvement	\$3,218.00
435	Muni Water Capital Improvement	\$18,569.81
475	Boat Launch Facility Fund	\$2,445.75
634	State Custodial Pass-Thru Fund	\$419.69
	Count: 16	\$590,235.98

**CITY OF CASTLE ROCK
ORDINANCE NO. 2025-17**

AN ORDINANCE OF THE CITY OF CASTLE ROCK, WASHINGTON, REPEALING AND REPLACING CHAPTER 8.20 “JUNK, REFUSE AND LITTER” OF THE CASTLE ROCK MUNICIPAL CODE (CRMC).

WHEREAS, the Castle Rock Municipal Code Chapter 8.20 “Junk, Refuse and Litter” was last updated in 1975; and,

WHEREAS, the RCWs regarding littering have changed over time, and it is necessary to update the CRMC to bring the code in line with State law; and,

WHEREAS, the littering code should properly reflect an escalation of charges from infractions, to misdemeanors, to gross-misdemeanors in order to allow the City’s Prosecutor to properly charge any violations of this chapter;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CASTLE ROCK DO ORDAIN AS FOLLOWS:

SECTION 1. Chapter 8.20 “Junk, Refuse and Litter” of the Castle Rock Municipal Code, last modified by Ord. 417 in 1975, is hereby repealed in its entirety.

SECTION 2. A new Chapter 8.20 entitled “Littering” is hereby added to Title 8 “Health and Safety”, to read as follows:

8.50.010 Citation.

The ordinance codified in this chapter shall be known and may be commonly referred to as the “Castle Rock Litter Control Code.”

8.50.020 Purpose.

The purpose of this chapter is to accomplish litter control in the city. This chapter is intended to place upon all persons within the city the duty of contributing to the public cleanliness of the city and appearance in order to promote the public health, safety and general welfare and to protect the economic interests of the people of the city against unsanitary and unsightly conditions. It is further the intent of this chapter to protect the people against the health and safety menace and the expense incident to littering.

8.50.030 Definitions.

“Abate” means to take steps deemed necessary by the director, including but not limited to rehabilitation, demolition, removal, replacement, or repair, in the interest of the general health, safety, and welfare of the community.

“City” means the city of Castle Rock, Washington.

“Garbage” means all waste and discarded materials from dwellings, flats, rooming houses, hotels, clubs, restaurants, boardinghouses, eating places, shops and places of business, including rubbish and debris, waste and discarded food, animal and vegetable matter, brush, grass, weeds, wastepaper, cans, glass, ashes and similar material.

“Litter” has the same definition as “Garbage.”

“Nuisance” has the meaning specified in Chapter 8.04 “Nuisances”.

“Person” means an individual, firm, lessor, association, copartnership, political subdivision, government agency, municipality, industry, public or private corporation, or any other entity whatsoever.

“Personal property” means all property that is not otherwise real property.

“Premises” means any building, lot, parcel, real estate, land, or portion of land, whether improved or unimproved, including adjacent sidewalks and parking strips.

“Property” means any object of value that a person may lawfully acquire and hold, including real or personal property, and that which is affixed, incidental, or appurtenant to real property, including but not limited to any structure, fence, wall, sign, or any separate part thereof, whether permanent or not.

“Public place” means that portion of any building or vehicle used by and open to the public, regardless of whether the building or vehicle is owned in whole or in part by private persons or entities, the state of Washington, or other public entity, and regardless of whether a fee is charged for admission. A public place does not include a private residence unless the private residence is used to provide licensed childcare, foster care, adult care, or other similar social service care on the premises or operates as a business.

“RCW” means the Revised Code of Washington.

“Receptacles” means those containers designed and designated for holding litter and meeting the minimum requirements of Washington State regulations.

“Refuse” has the same definition as “Garbage.”

“Roadway” means that portion of a highway improved, designed, or ordinarily used for vehicular travel, exclusive of the sidewalk or shoulder even though such sidewalk or shoulder is used by persons riding bicycles. In the event a highway includes two or more separated roadways, the term “roadway” shall refer to any such roadway separately but shall not refer to all such roadways collectively.

“Sidewalk” means that property between the curb lines or the lateral lines of a roadway or street and the adjacent property, set aside and intended for the use of pedestrians or such portion of private property parallel and in proximity to a public highway and dedicated to use by pedestrians.

“Solid waste” means all putrescible and nonputrescible solid and semisolid waste, including, but not limited to, garbage, refuse, rubbish, ash, industrial waste, swill, demolition and construction wastes, abandoned or junk vehicles or parts thereof, and discarded commodities, bulk waste, recyclable material, and unwanted vegetation or debris on publicly owned land or improved rights-of-way.

“State regulations” means the regulations duly promulgated and adopted by the State Department of Ecology pursuant to Chapter [34.04](#) RCW and codified or prepared for codification as part of the Washington Administrative Code, and are by this reference incorporated herein as if set forth in full.

“Street” means any public roadway, sidewalk, or portions thereof in the city of Castle Rock dedicated to the public use.

“CRMC” means Castle Rock Municipal Code.

“Vehicle” means every device capable of being moved upon a roadway and in, upon, or by which any person or property is or may be transported or drawn upon a roadway, and includes, without limitation, automobiles, trucks, trailers, motorcycles and tractors, excepting devices moved by human or animal power or used exclusively upon stationary rails or tracks.

8.50.040 Prohibited—Exceptions.

No person shall throw, drop, deposit, discard or otherwise dispose of litter as that term is defined in RCW [70.93.030](#)(4), upon any public place in the city or upon any private property not owned by him, or in any waters within the jurisdiction of the city whether from a vehicle or otherwise, including but not limited to any sidewalk, street, alley, highway or park, except:

- A. When such property is designated by the state or by any of its agencies or the city for disposal of garbage and refuse, and such person is authorized by the proper public authority to use such property;
- B. Into a litter receptacle or other container in such manner that the litter will be prevented from being carried away or deposited by the elements upon any part of said public place or any private property; or
- C. When such person is the owner or does have control or custody of the property, or has prior consent of the owner or tenant in lawful possession of such, or unless the act is done under the personal direction of said owner or tenant and provided said litter will not cause a public nuisance or be in violation of any other state or local laws, rules or regulations.

8.50.050 Enforcement.

Enforcement of this chapter may be by any law enforcement officer. All such enforcement officers are empowered to issue citations to persons violating the provisions of this chapter. Said enforcement officers may serve and execute all warrants, citations and other process issued by the courts.

8.50.060 Receptacles—Placement—Maintenance responsibility.

A. Litter receptacles shall be placed in all places in respect to the service of transient habitation, parks, trailer parks, gasoline service stations, tavern parking lots, shopping centers, grocery store parking lots, marinas, boat launching areas, beaches, bathing areas and other such public places in numbers appropriate to the need as specified by state regulations.

B. It shall be the responsibility of any person owning or operating any establishment or public place in which litter receptacles are required by this section to procure and place and maintain such litter receptacles at their own expense on the premises in accord with such state regulations.

8.50.070 Receptacles—Responsibility for emptying.

It shall be the responsibility of the local municipality, or other agency or person owning or maintaining park, beach, campground or other public place, to remove the litter from the litter receptacles placed on such property.

8.50.080 Receptacles in public places not to be used for garbage from businesses and/or residences.

Litter receptacles placed on sidewalks and other public places shall be used only for such litter material as persons may have for disposal while passing along the street or other public place and in no event shall be used for the disposal of other solid waste accumulated in residences or places of business.

8.50.090 Receptacles—Damaging.

It is unlawful for any person to willfully damage or deface any litter receptacle.

8.50.100 Streets and sidewalks to be kept free of litter.

No person shall sweep into or deposit in any gutter, street, alley or other public place the accumulation of litter from any building, lot, or from any public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalks in front of their premises free of litter.

8.50.110 Littering from vehicles.

No person, while a driver or passenger in a vehicle, shall throw or otherwise deposit litter upon any public place or upon any private property.

8.50.120 Spilled or lost cargo—Responsibility for cleanup.

A. No vehicle shall be driven or moved on any public street unless such vehicle is so constructed or loaded as to prevent any of its load from dropping, shifting, leaking or otherwise escaping therefrom, except that sand and gravel may be dropped for the purpose of securing traction, or water or other substance may be sprinkled on a roadway surface in the cleaning or maintaining of such roadway by public authority having jurisdiction for the same or by person under contract or other authorization from such public authority.

B. Any person owning or operating a vehicle from which any glass or other objects of its load have fallen or escaped, which would constitute an obstruction or injure a vehicle or otherwise endanger travel upon such public street shall immediately cause such public street to be cleaned of all such glass or other objects and shall pay any cost therefor.

8.50.130 Removal of evicted personal property and/or solid waste onto public access.

Once personal property and/or solid waste belonging to an evicted tenant has been placed onto public right-of-way pursuant to a court-ordered eviction per RCW Title [59](#), the evicted tenant/owner of the personal property and/or solid waste or his/her designee shall have twenty-four hours to remove said personal property and/or solid waste from the public right-of-way. Notice of such removal after twenty-four hours shall be given to the evicted tenant/owner of the personal property and/or solid waste or his/her designee, or if unavailable, posted on the property. If, after twenty-four hours, the evicted tenant/owner or his/her designee has not removed the personal property and/or solid waste from the public right-of-way, the personal property and/or solid waste shall be deemed a nuisance, and the landlord/property owner or his/her designee shall remove the personal property and/or solid waste for proper disposal within forty-eight hours of issuing notice or the city shall seek to abate the nuisance, pursuant to applicable law, to be billed to the landlord/property owner or his/her designee.

8.50.140 Severability.

If any section, word or words of this chapter are found to be unconstitutional or otherwise invalid, such unconstitutionality or invalidity shall not affect the remaining portions of this chapter.

8.50.150 Conflicting provisions.

In the event any other city ordinance, whether or not codified, is in conflict with any of the terms of this chapter the more stringent shall be construed as applicable.

8.50.160 Violation—Penalty.

A. Any person, firm or corporation violating any of the provisions of this chapter is guilty of a class 2 civil infraction. It is a class 1 civil infraction for a person to discard, in violation of this chapter, a cigarette, cigar or other tobacco product that is capable of starting a fire.

B. Any person, firm or corporation violating any of the provisions of this chapter more than two times in a calendar year or in an amount equal to or greater than one cubic foot but less than one cubic yard is guilty of misdemeanor punishable by up to ninety days in jail and a one-thousand-dollar fine.

C. Any person, firm, or corporation violating any provisions of this chapter in an amount equal to or greater than one cubic yard is guilty of a gross misdemeanor punishable by up to three hundred sixty-four days in jail and a five-thousand-dollar fine.

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

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect five (5) days after passing and publication of an approved summary consisting of the title.

PASSED in regular session this ____ day of _____, 2025.

CITY OF CASTLE ROCK

APPROVED:

Paul Helenberg, Mayor

APPROVED AS TO FORM:

ATTEST:

Nikki Thompson, City Attorney

Carie Cuttonaro, City Clerk

**CITY OF CASTLE ROCK
ORDINANCE NO. 2025-18**

**AN ORDINANCE REPEALING CASTLE ROCK MUNICIPAL CODE (CRMC) TITLE 9
“PUBLIC PEACE, MORALS AND WELFARE” AND ADOPTING A NEW TITLE 9A
“CRIMINAL CODE” OF THE MUNICIPAL CODE OF THE CITY OF CASTLE ROCK,
WASHINGTON.**

WHEREAS, the Castle Rock criminal code has not been updated in many years; and,

WHEREAS, changes to the law have occurred that are not captured within the current code; and

WHEREAS, municipalities cannot file criminal charges under the Revised Code of Washington (RCWs) unless they have adopted the RCWs into their code by reference; and

WHEREAS, adopting the RCWs by reference creates consistency between state and local criminal justice systems and permits the law to change without the necessity of changing the Castle Rock Municipal Code.

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CASTLE ROCK
DO ORDAIN AS FOLLOWS:**

SECTION 1. REPEALER Title 9, Public Peace, Morals and Welfare. Title 9, Public Peace, Morals and Welfare of the Castle Rock Municipal Code is hereby repealed in its entirety.

SECTION 2. AMENDMENT AND ADOPTION New Title 9A, Criminal Code. The Castle Rock Municipal Code is hereby amended to adopt a new Title 9A “Criminal Code”, as outline in **Exhibit A**.

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

SECTION 4. EFFECTIVE DATE. This ordinance shall take effect five (5) days after passing and publication of an approved summary consisting of the title.

PASSED in regular session this ____ day of _____, 2025.

CITY OF CASTLE ROCK

APPROVED:

Paul Helenberg, Mayor

APPROVED AS TO FORM:

ATTEST:

Nikki Thompson, City Attorney

Carie Cuttonaro, City Clerk

Title 9A
CRIMINAL CODE

Chapters:

9A.04	Preliminary Articles
9A.08	Principles of Liability
9A.12	Insanity
9A.16	Defenses
9A.20	Classification of Crimes
9A.28	Anticipatory Offenses
9A.36	Assault
9A.40	Custodial Interference
9A.42	Criminal Mistreatment
9A.44	Sex Offenses
9A.46	Harassment
9A.48	Reckless Burning and Malicious Mischief
9A.49	Lasers
9A.50	Interference with Health Care Facilities or Providers
9A.52	Trespass
9A.56	Theft
9A.60	Fraud
9A.61	Defrauding a Public Utility
9A.68A	Offenses Involving Sexual Exploitation of Children
9A.72	Perjury and Interference with Official Proceedings
9A.76	Obstructing Governmental Operation
9A.80	Abuse of Office
9A.84	Public Disturbance
9A.86	Disclosing Intimate Images
9A.88	Indecent Exposure – Prostitution
9A.90	Offenses Involving Cybercrime
9A.200	Offenses Involving Alcohol
9A.210	Offenses Involving Drugs and Controlled Substances
9A.220	Offenses Involving Minors and Schools
9A.230	Violation of Court Orders
9A.240	Miscellaneous Crimes
9A. 250	Camping on Public Property

**Chapter 9A.04
PRELIMINARY ARTICLES**

9A.04.001 Title, application and caption.

- (1) This title shall be known as, and may be cited as, the criminal code.
- (2) The provisions of this code do not apply to, or govern, the construction of and punishment for any offense committed prior to _____, or to the construction and application of any defense to a prosecution for such an offense. Such an offense must be construed and punished according to the provisions of law existing at that time.

(3) Section captions are for organizational purposes only and shall not be construed as part of this code.

9A.04.002 Adoption of sections of the Revised Code of Washington (RCW) – Filing of Code

One copy of the text of every section of the Revised Code of Washington (referred to as the “RCW” herein) which is adopted by reference in this title, as now in effect and as may be subsequently amended, is on file with the city clerk prior to the introduction of the ordinance codified in this chapter and shall continue to be on file as required by RCW 35A.12.140 and made available for public use.

9A.04.003 Definitions

As used throughout this title, the following acronyms shall have the corresponding meanings:

- (1) “CRMC” is Castle Rock Municipal Code;
- (2) “RCW” is Revised Code of Washington; and
- (3) “City” is the city of Castle Rock

9A.04.005 Preliminary articles adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk’s office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as preliminary articles:

Title	RCW Section (Source of Adopted Law)
Purposes – Principles of construction	9A.04.020
People capable of committing crimes – Capability of children	9A.04.050
Common law to supplement ordinance	9A.04.060
Who amenable to criminal ordinances	9A.04.070
Application of general provisions of the code	9A.04.090
Proof beyond a reasonable doubt	9A.04.100
Definitions	9A.04.110

9A.04.030 City criminal jurisdiction.

The following persons are liable to punishment:

- (1) A person who commits in the city any crime, as defined by city ordinance, in whole or in part.
- (2) A person who commits out of the city any act which, if committed within it, would be theft and is afterward found in the city with any of the stolen property.
- (3) A person who, being out of the city, counsels, causes, procures, aids or abets another to commit a crime in this city.

(4) A person who commits an act out of the city which affects persons or property within the city, which, if committed within the city, would be a crime.

(5) A person who, being out of the city, makes a statement, declaration, verification, or certification under RCW 9A.72.085 which, if made within the city, would be perjury.

(6) A person who commits an act on board a conveyance within the city of Castle Rock, including the airspace over the city of Castle Rock, that subsequently lands, docks, or stops within the city which, if committed within the city, would be a crime.

9A.04.040 Classes of crimes.

(1) An offense defined by this title or by any other statute of this city, for which a sentence of imprisonment is authorized constitutes a violation of city ordinance and a crime. For purposes of this title, the two terms shall have the same meaning and may be used interchangeably.

Violations of city ordinances under this title are classified as gross misdemeanors or misdemeanors.

(2) A violation of a city ordinance under this title is a gross misdemeanor, if not otherwise designated by this code, and persons convicted thereof may be sentenced to imprisonment for a term not in excess of 364 days. A violation of city ordinance is a misdemeanor, if so designated in this code, and persons convicted thereof may be sentenced to imprisonment for a term not in excess of 90 days.

9A.04.080 Limitations of actions.

(1) No violation of city ordinance which is classified as a gross misdemeanor may be prosecuted more than two years after its commission. No violation of city ordinance classified as a misdemeanor may be prosecuted more than one year after its commission.

(2) The periods of limitation prescribed herein do not run during any time when the person charged is not usually and publicly residing within this state.

(3) If, before the end of a period of limitation prescribed herein, a complaint or information has been filed, and the complaint or information is set aside, then the period of limitation is extended by a period equal to the length of time from the filing to the setting aside.

Chapter 9A.08 PRINCIPLES OF LIABILITY

9A.08.005 Principles of liability adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as principles of liability:

Title	RCW Section (Source of Adopted Law)
General requirements of culpability	9A.08.010
Liability for conduct of another – Complicity	9A.08.020
Corporate and personal liability	9A.08.030

Title	RCW Section (Source of Adopted Law)
Diminished capacity – Victim Identity	9A.08.040

Chapter 9A.12 INSANITY

9A.12.005 Defense of insanity adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as an affirmative defense:

Title	RCW Section (Source of Adopted Law)
Insanity	9A.12.010

Chapter 9A.16 DEFENSES

9A.16.005 Defenses adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as defenses to crimes:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.16.010
Use of force – When lawful	9A.16.020
Use of force – When unjustified – Victim Identity	9A.16.025
Justifiable homicide or use of deadly force by public officer, peace officer, person aiding	9A.16.040
Duress	9A.16.060
Entrapment	9A.16.070
Action for being detained on mercantile establishment premises for investigation – “Reasonable grounds” as defense	9A.16.080
Intoxication	9A.16.090

Title	RCW Section (Source of Adopted Law)
Use of force on children – Policy – Actions presumed unreasonable	9A.16.100

Chapter 9A.20
CLASSIFICATION OF CRIMES

9A.20.005 Classification of crimes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as classification of crimes:

Title	RCW Section (Source of Adopted Law)
Classification and designation of crimes	9A.20.010
Alternative to a fine - Restitution	9A.20.030

Chapter 9A.28
ANTICIPATORY OFFENSES

9A.28.005 Anticipatory offenses adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as anticipatory offenses:

Title	RCW Section (Source of Adopted Law)
Criminal attempt	9A.28.020
Criminal solicitation	9A.28.030
Criminal conspiracy	9A.28.040

Chapter 9A.36
ASSAULT

9A.36.005 Assault and other crimes against persons adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as assaults and crimes against persons:

Title	RCW Section (Source of Adopted Law)
Assault in the fourth degree	9A.36.041
Reckless endangerment	9A.36.050
Coercion	9A.36.070
Interfering with the reporting of domestic violence	9A.36.150
Failing to summon assistance	9A.36.160
Penalty for failing to summon assistance	9A.36.161

Chapter 9A.40 CUSTODIAL INTERFERENCE

9A.40.005 Custodial interference statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against governmental operations:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.40.010
Custodial interference in the second degree	9A.40.070
Custodial interference – Assessment of costs – Defense – Consent defense restricted	9A.40.080

Chapter 9A.42 CRIMINAL MISTREATMENT

9A.42.005 Criminal mistreatment statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first

column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against persons:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.42.010
Criminal mistreatment in the third degree	9A.42.035
Criminal mistreatment in the fourth degree	9A.42.037
Arresting officer, notification by	9A.42.039
Withdrawal of life support systems	9A.42.040
Palliative care	9A.42.045
Defense of financial inability	9A.42.050
Abandonment of a dependent person in the third degree – Exception	9A.42.080
Abandonment of a dependent person – Defense	9A.42.090
Leaving a child in the care of a sex offender	9A.42.110

Chapter 9A.44 SEX OFFENSES

9A.44.005 Sex offenses adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against persons:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.44.010
Testimony – Evidence – Written motion – Admissibility	9A.44.020
Defense to prosecutions under this chapter	9A.44.030
Sexual misconduct with a minor in the second degree	9A.44.096
Voyeurism	9A.44.115
Admissibility of child's statement – Conditions	9A.44.120

Title	RCW Section (Source of Adopted Law)
Failure to register as a sex offender or kidnapping offender	9A.44.132
Testimony of child by closed circuit TV	9A.44.150
Custodial sexual misconduct in the second degree	9A.44.170
Custodial sexual misconduct – Defense	9A.44.180

Chapter 9A.46 HARASSMENT

9A.46.005 Harassment offenses adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against persons:

Title	RCW Section (Source of Adopted Law)
Definition – Penalties	9A.46.020
Place where committed	9A.46.030
Court-ordered requirements upon person charged with crime – Violation	9A.46.040
Arraignment – No-contact order	9A.46.050
Crimes included in harassment	9A.46.060
Enforcement of orders restricting contact	9A.46.070
Order restricting contact – Violation	9A.46.080
Stalking no-contact orders	9A.46.085
Nonliability of peace officer	9A.46.090
“Convicted,” time when	9A.46.100
Stalking	9A.46.110

Chapter 9A.48 RECKLESS BURNING AND MALICIOUS MISCHIEF

9A.48.005 Reckless burning and malicious mischief adopted by references.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first

column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against property:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.48.010
Reckless burning in the second degree	9A.48.050
Reckless burning – Defense	9A.48.060
Malicious mischief in the third degree	9A.48.090
Malicious mischief – “Physical damage” defined	9A.48.100
Criminal street gang tagging and graffiti	9A.48.105
Defacing a state monument	9A.48.110

Chapter 9A.49 LASERS

9A.49.005 Unlawful use of lasers.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against persons:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.49.010
Unlawful discharge of a laser in the second degree	9A.49.030
Civil infraction, when	9A.49.040
Exclusions	9A.49.050

Chapter 9A.50 INTERFERENCE WITH HEALTH CARE FACILITIES OR PROVIDERS

9A.50.005 Interference with health care facilities or providers statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first

column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against persons and property:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.50.010
Interference with a health care facility	9A.50.020
Penalty	9A.50.030
Informational picketing	9A.50.060
Protection of health care patients and providers	9A.50.070
Construction	9A.50.900

Chapter 9A.52 TRESPASS

9A.52.005 Trespass statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against property:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.52.010
Making or having burglary tools	9A.52.060
Criminal trespass in the first degree	9A.52.070
Criminal trespass in the second degree	9A.52.080
Criminal trespass – Defenses	9A.52.090
Vehicle prowling in the second degree	9A.52.100
Computer trespass in the second degree	9A.52.120
Computer trespass – Commission of other crime	9A.52.130

Chapter 9A.56 THEFT

9A.56.005 Theft statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against property:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.56.010
Theft – Definition, defense	9A.56.020
Theft in the third degree	9A.56.050
Unlawful issuance of checks or drafts	9A.56.060
Theft of rental, leased, or lease-purchased property	9A.56.096
Theft and larceny equated	9A.56.100
Possessing stolen property – Definition – Presumption	9A.56.140
Possessing stolen property in the third degree	9A.56.170
Obscuring the identity of a machine	9A.56.180
Theft of subscription television services	9A.56.220
Forfeiture and disposal of device used to commit violation	9A.56.240
Connection of channel converter	9A.56.260
Shopping cart theft	9A.56.270
Possession of another's identification	9A.56.330

Chapter 9A.60 FRAUD

9A.60.005 Fraud statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against persons:

Title	RCW Section (Source of Adopted Law)
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Definitions	9A.60.010
Criminal impersonation in the second degree	9A.60.045
False certification	9A.60.050
False academic credentials – Unlawful issuance or use – Definitions – Penalties	9A.60.070

Chapter 9A.61 DEFRAUDING A PUBLIC UTILITY

9A.61.005 Fraud on public utility statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against property and businesses:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.61.010
Defrauding a public utility	9A.61.020
Defrauding a public utility in the third degree	9A.61.050
Restitution and costs	9A.61.060
Damages not precluded	9A.61.070

Chapter 9A.68A OFFENSES INVOLVING SEXUAL EXPLOITATION OF CHILDREN

9A.68A.010 Sexual exploitation of children offenses adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the CRMC section number is listed in the first column, the title of the adopted CRMC section and the RCW is listed in the second column and the reference to the RCW section number is listed in the third column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as sexual exploitation of children offenses:

Title	RCW Section (Source of Adopted Law)
Legislative findings, intent.	9.68A.001

Title	RCW Section (Source of Adopted Law)
Chapter not applicable to lawful conduct between spouses.	9.68A.005
Definitions.	9.68A.011
Communication with minor for immoral purposes—Penalties.	9.68A.090

Chapter 9A.72

PERJURY AND INTERFERENCE WITH OFFICIAL PROCEEDINGS

9A.72.005 Perjury statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against proceedings:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.72.010
False swearing	9A.72.040
Perjury and false swearing – Inconsistent statements – Degree of crime	9A.72.050
Perjury and false swearing – Retraction	9A.72.060
Perjury and false swearing – Irregularities no defense	9A.72.070
Statement of what one does not know to be true	9A.72.080
Jury tampering	9A.72.140
Tampering with physical evidence	9A.72.150

Chapter 9A.76

OBSTRUCTING GOVERNMENTAL OPERATION

9A.76.005 Obstructing and resisting law enforcement officer statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter

amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against governmental operations:

Title	RCW Section (Source of Adopted Law)
Definitions	9A.76.010
Obstructing a law enforcement officer	9A.76.020
Refusing to summon aid for a police officer	9A.76.030
Resisting arrest	9A.76.040
Rendering criminal assistance – Definition of term	9A.76.050
Relative defined	9A.76.060
Rendering criminal assistance in the first degree	9A.76.070
Rendering criminal assistance in the second degree	9A.76.080
Rendering criminal assistance in the third degree	9A.76.090
Compounding	9A.76.100
Escape in the third degree	9A.76.130
Introducing contraband in the third degree	9A.76.160
Bail jumping	9A.76.170
Making a false or misleading statement to a public servant	9A.76.175
Failure to appear or surrender – Affirmative defense - Penalty	9A.76.190

Chapter 9A.80 ABUSE OF OFFICE

9A.80.005 Abuse of public office statute adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against public office:

Title	RCW Section (Source of Adopted Law)
Official misconduct	9A.80.010

Chapter 9A.84 PUBLIC DISTURBANCE

9A.84.005 Public disturbance statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against public order:

Title	RCW Section (Source of Adopted Law)
Criminal Mischief	<u>9A.84.010</u>
Failure to disperse	<u>9A.84.020</u>
Disorderly conduct	<u>9A.84.030</u>
False reporting	<u>9A.84.040</u>

9A.84.010 Fighting in a public place.

- A. It is unlawful for any person to intentionally fight with another person in a public place.
- B. In any prosecution under subsection A of this section, it is an affirmative defense that:
 - 1. The fight was duly licensed or authorized by law; or
 - 2. The person was acting in self-defense.
- C. As used in this section, "public place" means an area open to the general public and includes streets, sidewalks, bridges, alleys, plazas, parks, driveways, parking lots, automobiles (whether moving or not), and buildings open to the general public including those which serve food and drink or provide entertainment, the doorways and entrances to buildings or dwellings, and the grounds enclosing them.
- D. A violation of this section is a misdemeanor.

Chapter 9A.86

DISCLOSING INTIMATE IMAGES

9A.86.005 Disclosing intimates images statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter

amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against public order and against persons:

Title	RCW Section (Source of Adopted Law)
Disclosing intimate images	9A.86.010
Intimate images – Forfeiture by minors	9A.86.020
Disclosing fabricated intimate images	9A.86.030

Chapter 9A.88 INDECENT EXPOSURE – PROSTITUTION

9A.88.005 Prostitution offenses and indecent exposure prohibition statutes adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against public order and against persons:

Title	RCW Section (Source of Adopted Law)
Indecent exposure	9A.88.010
Prostitution	9A.88.030
Prosecution for prostitution under RCW 9A.88.030 – Affirmative defense	9A.88.040
Prostitution – Sex of parties immaterial – No defense	9A.88.050
Promoting prostitution – Definitions	9A.88.060
Permitting prostitution	9A.88.090
Patronizing a prostitute	9A.88.110
Additional fee assessments	9A.88.120
Additional requirements	9A.88.130
Vehicle impoundment	9A.88.140

Chapter 9A.90 OFFENSES INVOLVING CYBERCRIME

9A.90.010 Cybercrime offenses adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as cybercrime offenses:

Title	RCW Section (Source of Adopted Law)
Findings—Intent—2016 c 164.	9A.90.010
Definitions.	9A.90.030
Computer trespass in the second degree.	9A.90.050
Spoofing.	9A.90.070
Electronic data tampering in the second degree.	9A.90.090
Commission of other crime.	9A.90.110
Cyber harassment.	9A.90.120
Cyberstalking.	9A.90.130

Chapter 9A.200 OFFENSES INVOLVING ALCOHOL

9A.200.005 Alcohol offenses adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as alcohol control offenses:

Title	RCW Section (Source of Adopted Law)
Definitions	66.04.010
Purchases prohibited under canceled, suspended permit or another's permit	66.20.150
"Card of identification," "licensee," "store employee" defined for certain purposes	66.20.160
Card of identification may be accepted as identification card and evidence of legal age	66.20.170
Card of identification to be presented on request of licensee	66.20.180

Title	RCW Section (Source of Adopted Law)
Identification card holder may be required to sign certification card	<u>66.20.190</u>
Unlawful acts relating to identification or certification card	<u>66.20.200</u>
Licensee's immunity to prosecution or suit	<u>66.20.210</u>
Alcohol servers – Definitions	<u>66.20.300</u>
Alcohol servers – Permits – Requirements	<u>66.20.310</u>
Alcohol servers – Violation of rules – Penalties	<u>66.20.340</u>
Licensed premises or banquet permit premises open to inspection – Failure to allow, violation	<u>66.28.090</u>
Possession of contraband liquor	<u>66.32.010</u>
Search warrant – Search and seizure	<u>66.32.020</u>
Service of warrant – Receipt for seized property	<u>66.32.030</u>
Forfeiture of liquor directed if kept unlawfully	<u>66.32.040</u>
Hearing	<u>66.32.050</u>
Claimants may appear	<u>66.32.060</u>
Judgment of forfeiture – Disposition of proceeds of property sold	<u>66.32.070</u>
Forfeiture action no bar to criminal prosecutions	<u>66.32.080</u>
Seized liquor to be reported to board	<u>66.32.090</u>
Local officers to enforce law	<u>66.44.010</u>
Sufficiency of description of offense in complaints	<u>66.44.040</u>
Description of offense in words of statute	<u>66.44.050</u>
Proof of unlawful sale establishes prima facie intent	<u>66.44.060</u>
Certified analysis is prima facie evidence of alcoholic content	<u>66.44.070</u>
Service of process on corporation	<u>66.44.080</u>
Acting without a license	<u>66.44.090</u>
Opening or consuming liquor in a public place – Penalty	<u>66.44.100</u>
Unlawful use of seal	<u>66.44.120</u>
Sales of liquor by drink or bottle	<u>66.44.130</u>
Unlawful sale, transportation of spirituous liquor without stamp or seal	<u>66.44.140</u>
Buying liquor illegally	<u>66.44.150</u>
Illegal possession, transportation of alcoholic beverages	<u>66.44.160</u>
Illegal possession of liquor with intent to sell	<u>66.44.170</u>
General penalties – Jurisdiction for violations	<u>66.44.180</u>

Title	RCW Section (Source of Adopted Law)
Sales to persons apparently under the influence of liquor	66.44.200
Obtaining liquor for ineligible person	66.44.210
Drinking in public conveyance – Penalty against carrier	66.44.240
Drinking in public conveyance – Penalty against individual	66.44.250
Candidates giving or purchasing liquor on election day prohibited	66.44.265
Furnishing liquor to minors – Possession, use – Penalties	66.44.270
Minor purchasing or attempting to purchase liquor – Penalty	66.44.290
Sales to minors by licensee or employee – Board notification to prosecutor	66.44.292
Treats, gifts, purchases of liquor for or from minor, or holding out minor as at least 21, in public place where liquor sold	66.44.300
Minors frequenting off-limits area – Misrepresentation of age – Penalty	66.44.310
Certain persons 18 years and over permitted to enter and remain upon licensed premises during employment	66.44.316
Employees aged 18 to 21 stocking, merchandising, and handling beer and wine	66.44.318
Unlawful transfer to minor of age identification	66.44.325
Preparation or acquisition and supply to persons under age 21 of facsimile of official identification card – Penalty	66.44.328
Prosecutions to be reported by prosecuting attorney and police court	66.44.330
Employees 18 years and over allowed to sell and handle beer and wine for certain licensed employers	66.44.340
Employees 18 years and over allowed to serve and carry liquor, clean up, etc., for certain licensed employers	66.44.350
Juvenile driving privileges – Alcohol or drug violations	66.44.365
Resisting or opposing officers in enforcement of title	66.44.370

Chapter 9A.210

OFFENSES INVOLVING DRUGS AND CONTROLLED SUBSTANCES

9A.210.005 Controlled substances and legend drug offenses adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter

amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as drug offenses:

Title	RCW Section (Source of Adopted Law)
Definitions	69.41.010
Sale, delivery, or possession of legend drug without prescription or order prohibited—Exceptions	69.41.030
Prescription of legend drugs by dialysis programs	69.41.032
Prescription requirements—Penalty	69.41.040
Labeling requirements—Penalty	69.41.050
Search and seizure	69.41.060
Search and seizure at rental premises—Notification of landlord	69.41.062
Violations—Juvenile driving privileges	69.41.065
Violations of Chapter 69.50 RCW not to be charged under Chapter 69.41 RCW—Exception	69.41.072
Rules—Availability of lists of drugs	69.41.075
Definitions	69.41.300
Rules	69.41.310
Practitioners—Restricted use—Medical records	69.41.320
Public warnings—School districts	69.41.330
Student athletes—Violations—Penalty	69.41.340
Penalties	69.41.350
Definition	69.50.101
Drug paraphernalia—Definitions	69.50.102
Prohibited acts: A—Penalties	69.50.401
Counterfeit substances—Penalties	69.50.4011
Possession of controlled substance—Penalty—Possession of useable cannabis, cannabis concentrates, or cannabis-infused products—Delivery	69.50.4013
Possession of 40 grams or less of marijuana—Penalty	69.50.4014
Penalties under other laws	69.50.404
Prohibited acts: E—Penalties	69.50.412

Title	RCW Section (Source of Adopted Law)
Drug paraphernalia—Selling or giving—Penalties	69.50.4121
Violations—Juvenile driving privileges	69.50.420
Seizure and forfeiture	69.50.505
Burden of proof, liabilities	69.50.506
Search and seizure of controlled substances	69.50.509
Search and seizure at rental premises—Notification of landlord	69.50.510

Chapter 9A.220
OFFENSES INVOLVING MINORS AND SCHOOLS

9A.220.005 Crimes relating to schools and/or minors adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against minors or schools:

Title	RCW Section (Source of Adopted Law)
Unlawful harboring of a minor – Penalty – Defense – Prosecution of an adult for involving a child in commission of offenses	13.32A.080
Providing shelter to minor – Requirement to notify parent, law enforcement, or department	13.32A.082
Providing shelter to minor – Immunity from liability	13.32A.084
Selling or giving tobacco to minor – Belief of representative capacity, no defense – Penalty	26.28.080
Abusing or insulting teachers, liability for – Penalty	28A.635.010
Willfully disobeying school administrative personnel or refusing to leave public property, violations, when – Penalty	28A.635.020
Disturbing school, school activities or meetings – Penalty	28A.635.030
Examination questions – Disclosing – Penalty	28A.635.040
Certain corrupt practices of school officials – Penalty	28A.635.050
Defacing or injuring school property – Liability of pupil, parent or guardian – Withholding grades, diploma, or transcripts –	28A.635.060

Suspension and restitution – Voluntary work program as alternative – Rights protected	
Property, failure of officials or employees to account for – Mutilation by – Penalties	28A.635.070
Interference by force or violence – Penalty	28A.635.090
Intimidating any administrator, teacher, classified employee, or student by threat of force or violence unlawful – Penalty	28A.635.100
Violations under RCW 28A.635.090 and 28A.635.100 – Disciplinary authority exception	28A.635.110

Chapter 9A.230 VIOLATION OF COURT ORDERS

9A.230.005 Court orders of protection or restraint offenses adopted by reference.

The sections of this chapter are hereby adopted in table form in which each row of the table represents a separate section in which the titles of the adopted statutes are listed in the first column and the reference to their corresponding RCW section numbers are listed in the second column. Copies of the adopted code sections of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as crimes against governmental operations:

Title	RCW
Duties of court—No-contact order	10.99.040
Victim contact (No-contact)	10.99.050
Restraining orders (Dissolution)	26.09.300
Temporary restraining order (Abuse of children)	26.44.063
Temporary restraining order (Abuse of children)	26.44.067
Definitions (Foreign protection orders)	26.52.010
Foreign protection orders—Validity	26.52.020
Violation of foreign orders—Penalties	26.52.070
Definitions (Vulnerable adults)	74.34.020
Definitions (Civil protection orders)	7.105.010
Enforcement and penalties – Other than antiharassment protection orders and extreme risk protection orders	7.105.450
Enforcement and penalties – Antiharassment protection orders	7.105.455

Title	RCW
Enforcement and penalties – Extreme risk protection orders – False petitions	7.105.460

Chapter 9A.240
MISCELLANEOUS CRIMES

9A.240.005 Hotel offense.

The section of this chapter is hereby adopted in table form in which each row of the table represents a separate section in which the CRMC section number is listed in the first column, the title of the adopted CRMC section and the RCW is listed in the second column and the reference to the RCW section number is listed in the third column. Copies of the adopted code section of this chapter are on file in the city clerk's office. Each of the referenced provisions of the RCW in this table, as now in effect or as hereafter amended, is hereby adopted by reference as if fully set out herein to be a part of the Castle Rock Municipal Code as miscellaneous crimes:

Title	RCW Section (Source of Adopted Law)
Obtaining hotel by fraud	19.48.110

9A.240.010 Abuse of 911 emergency reporting systems.

Every person who knowingly calls a 911 emergency reporting system for a purpose other than to report a situation that requires prompt service in order to preserve or protect human life or health or property commits abuse of 911 emergency reporting systems.

Abuse of 911 emergency reporting systems is a simple misdemeanor. No person shall be cited under this chapter unless the person engaged in the prohibited conduct has been notified by a law enforcement officer that the conduct violates this chapter and has been given an opportunity to comply and has refused to comply. If the individual fails to comply, a law enforcement officer may then issue a citation under this section.

It is the intent of the Castle Rock City Council that persons with diagnoses of mental illness, and who are charged under this section, be provided interventional services to address behaviors which violate this section.

Chapter 9A.250
CAMPING ON PUBLIC PROPERTY

9A.250.010 Findings.

People camping and storing personal property on public property and on public rights-of-way, such as streets, sidewalks and alleys, are engaged in conduct which creates a public health and safety hazard due to interference with use of the rights-of-way, and the lack of proper utility and/or sanitary facilities in those places. People without sanitary facilities have urinated, defecated, and littered on public property and on the public rights-of-way. Use of public property for camping purposes or storage of personal property interferes with the rights of others to use the areas for which they were intended.

9A.250.020 Purpose.

It is the purpose of this chapter to prevent harm to the health and safety of the public and to promote the public health, safety and general welfare by keeping public streets and other public property readily accessible to the public and to prevent use of public property for camping purposes or storage of personal property which interferes with the rights of others to use the areas for which they were intended.

9A.250.030 Definitions.

The following definitions are applicable in this chapter unless the context otherwise requires:

“Camp” or “camping” means to reside or sleep on streets, parks, or other publicly owned or maintained property with or without the use of huts, lean-tos, tents, temporary shelters, vehicles, or equivalents, or as evidenced by the use of beds, blankets, cots, hammocks, mattresses, sleeping bags, tarpaulins, or equivalents, or cooking tools or fire.

“Public park” means and includes all city parks, public squares, bathing beaches, bicycle paths and play and recreation grounds under the jurisdiction of the city and includes all city ballfields and all city leased or rented school or private property when the same are being used for recreation.

“Store” means to put aside or accumulate for use when needed, to put for safekeeping, to place or leave in a location.

“Street” means any highway, lane, road, street, right-of-way, boulevard, alley, and every way or place in the city that is publicly owned or maintained for public vehicular travel.

“Vehicle” means the same as such is defined in RCW [46.04.670](#).

9A.250.040 Operating hours and areas not open to public.

Some city property may be closed to the public at all times. Other city property may be open to the public only during established operating hours and for purposes related to the functions of city government. Operating hours for particular city property may be established by the Mayor or his/her designee and so posted at the property.

9A.250.050 Areas not open to public—Violation.

In addition to a violation of other applicable law, it is also a violation of this chapter to enter or remain on any property under the jurisdiction of the city when the area is not open to the public.

9A.250.060 Unlawful camping on public property.

A. It is a violation of this chapter for any person to camp or to store personal property in the following areas except as otherwise authorized by ordinance:

1. Any park;
2. Any street;
3. Any publicly owned or maintained land, parking lot, or other publicly owned or maintained area, whether improved or unimproved.

B. During the hours of 6:30 a.m. to 9:30 p.m., it shall be unlawful for any person to occupy a vehicle for the purpose of camping while that vehicle is parked in the following areas, except as otherwise provided by ordinance or as provided in Section 9A.250.080:

1. Any park; or
2. Any street; or
3. Any publicly owned or maintained parcel, parking lot or other publicly owned or maintained area, whether improved or unimproved.

9A.250.070 Penalty for violations.

Violation of any of the provisions of this chapter is a misdemeanor. Any person violating any of the provisions of this chapter shall, upon conviction of such violation, be punished by a fine of not more than one thousand dollars or by imprisonment not to exceed ninety days, or by both such fine and imprisonment.

9A.250.080 Permit.

A. The Mayor, or his/her designee, is authorized to permit persons to camp, occupy camp facilities, use camp paraphernalia, or store personal property in streets, or any publicly owned area, improved or unimproved, in the city.

B. Upon receipt of an application for any permit under this chapter, the Mayor, or his/her designee, shall send a copy of the application to the city departments of police, public works, community development, and fire. Each of these departments shall inspect the application and each such department shall report to the Mayor, or his/her designee, within ten working days after the filing of the application. Such reports shall identify any risks or other problems which the proposed activity is reasonably expected to pose for the public at that location. It shall make any necessary recommendations for protecting the public peace, health, safety, life, property, and welfare in the event a permit is, or was, issued.

C. The Mayor, or his/her designee, is authorized to promulgate other rules and regulations regarding the implementation and enforcement of this chapter which are consistent with the purposes of this chapter and its regulations.

D. The Mayor, or his/her designee, may approve a permit as provided under this section when, from a consideration of the application, reports from other city departments, and from such other information as may otherwise be obtained, he or she finds that:

1. Adequate sanitary facilities are provided and accessible at or near the proposed camp site;

2. Adequate trash receptacles and trash collection are provided; and

3. The camping activity will not unreasonably disturb or interfere with the safety, peace, comfort and repose of private property owners or the general public.

E. No permit shall be issued for a period of time in excess of fourteen calendar days in any one calendar year.

F. The Mayor, or his/her designee, is authorized to revoke a permit that has been issued if he or she finds lack of compliance with any requirement of subsection D of this section, or of any rule or regulation promulgated under subsection C of this section, or of any ordinance or statute.

G. Any person who is denied a permit, or had his/her permit revoked, may appeal the denial/revocation to a hearings examiner appointed by the Mayor, or his/her designee. Notice of appeal must be in writing, and filed with the city clerk within seven working days from the date of the denial.

**CITY OF CASTLE ROCK
ORDINANCE NO. 2025-19**

AN ORDINANCE ADDING CHAPTER 13.17 “WASTEWATER DISCHARGE AND PRETREATMENT” TO TITLE 13 “PUBLIC SERVICES” TO THE MUNICIPAL CODE OF THE CITY OF CASTLE ROCK, WASHINGTON.

WHEREAS, the City owns and operates a publicly owned Wastewater Treatment Plant that depends on consistent influent quality to protect its treatment processes and ensure compliance with the Federal Clean Water Act (33 U.S.C. §1251 et seq.), Chapter 90.48 of the Revised Code of Washington, and Chapter 173-216 WAC; and,

WHEREAS, discharges from certain industrial and commercial users may introduce pollutants that pass through or interfere with treatment processes, degrading effluent quality and threatening public health, aquatic life, and downstream water uses; and,

WHEREAS, Section 307 of the Federal Clean Water Act requires municipalities to implement a pretreatment program, and the Washington State Department of Ecology’s regulations (Chapter 173-216 WAC) establish minimum standards for controlling discharges; and,

WHEREAS, adopting a clear Wastewater Discharge and Pretreatment Policy will set uniform requirements for industrial users, streamline permit issuance and monitoring, and provide an enforceable framework for addressing violations and protecting the City’s Wastewater Treatment Plant; and,

WHEREAS, the City Council finds it necessary and in the public interest to add a new chapter to the Municipal Code entitled “Wastewater Discharge and Pretreatment” to safeguard the integrity of the wastewater system, protect the environment, and ensure reliable service for all residents.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF CASTLE ROCK DO ORDAIN AS FOLLOWS:

SECTION 1. A new Chapter 13.17 entitled “Wastewater Discharge and Pretreatment” is hereby added to Title 13 “Public Services”, to read as follows:

13.17.010 Applicability to all users and customers.

This wastewater discharge and pretreatment ordinance is intended and hereby declared to be applicable to all users discharging to the publicly owned treatment works and sanitary sewer collection systems of the City of Castle Rock, and shall be enforced and administered by the City of Castle Rock Public Works Director (PWD).

13.17.020 General Provisions.

A. Purpose

This ordinance sets forth uniform requirements for the use of the City of Castle Rock Publicly Owned Treatment Work (POTW) and enables the City of Castle Rock to comply with all applicable state and federal wastewater treatment laws, including the Clean Water Act (33 United States Code, Section 1251 et seq.) and the General Pretreatment Regulations (40 Code of Federal Regulations Part 403). The objectives are:

1. To protect the POTW from potential harm by establishing clear standards and requirements for pretreatment of non-domestic waste. Harm to be prevented includes: interfering with the operations or maintenance of, reducing the expected life, or otherwise harming, the collecting system; causing pollutants to pass through the POTW without adequate treatment, or otherwise harming the receiving environment; or causing the POTW to respond to a discharge based on a real or perceived threat.
2. To protect POTW and/or collection system staff who may be affected by wastewater and sludge in the course of their employment, and to protect the general public.
3. To promote the reuse and recycling of industrial wastewater by the Industrial User.
4. To protect high quality POTW for beneficial use, such as reclaimed water and biosolids.
5. To provide for user fees for the equitable distribution of the cost of operation, maintenance, and improvement of the POTW.
6. To enable the City of Castle Rock to comply with its National Pollutant Discharge Elimination System Permit, sludge use, disposal requirements, any other federal, state, or local laws to which the POTW is subject. This ordinance authorizes the issuance of Wastewater Discharge Permits, provides for monitoring, compliance, and enforcement activities; establishes the administrative review for procedures, requires User reporting and provides for the setting of fees for the equitable distribution of costs resulting from the program established herein.

B. Administration

Except as otherwise provided herein, the City of Castle Rock Public Work's Director shall administer and implement the provisions of this Ordinance and shall conduct other activities as set forth in 13.17.060 **Conditional Wastewater Discharge Approval (CWDA)**. Any powers granted to or duties imposed upon the PWD may be delegated by the PWD to personnel under the PWD direction.

C. Abbreviations

The following abbreviations, when used in this Ordinance shall have the designated meanings:

BOD	Biochemical Oxygen Demand
BPM	Best Management Practices
City	City of Castle Rock
CIU	Categorical Industrial User
CRCC	Castle Rock City Council
CWDA	Conditional Wastewater Discharge Approval
DU	Domestic User (Residential User)
GPD	Gallons per day
IU	Industrial User
MIU	Minor Industrial User
MG/L	Milligrams per liter (parts per million)
NPDES	National Pollutant Discharge Elimination System
POTW	Publicly Owned Treatment Works
PWD	Public Works Director
PSIU	Potential Significant Industrial User
RCRA	Resource Conservation and Recovery Act
SIU	Significant Industrial User
TSS	Total Suspend Solids
UG/L	Microgram per liter (parts per billion)
U.S.C.	United States Code
USEPA	U.S. Environmental Protection Agency
WA DOE	Washington State Department of Ecology

D. Definitions

1. Unless a provision explicitly states otherwise, the following terms and phrases, as used in this ordinance shall have the meanings hereinafter designated. Act of “the Act” – The Federal Water Pollution Control Act, also known as the Clean Water Act, as amended, 33 U.S.C. Section 1251 et seq. This act will function for the corporation; or the manager of one or more manufacturing, production, or operating facilities. Provided the manager is authorized to make management decisions which govern the operating of the regulated facility, including having the explicit or implicit duty of making major capital investment recommendations, initiate and direct other comprehensive measures to assure long-term environmental compliance with environmental laws and regulations; can ensure that necessary systems are established or actions taken to gather complete and accurate information for control mechanism requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.

2. If the User is a partnership or sole proprietorship: a general partner or proprietor, respectively
3. If the User is a federal, state, or local governmental facility: a director or higher official appointed or designated to oversee the operation and performance of the activities of the government facility, or their designees.
4. The individual described in Sections (1)-(3) of this definition may designate another authorized representative if the authorization is in writing; the designation specifies the individual or position responsible for the overall operation of the facility from which the discharge originates, or having overall responsibility for environmental matters for the company; and the written authorization is submitted to the PWD. Best Management Practices or BMP's schedules activities, prohibitions of practices, maintenance procedures and other management practices to implement the prohibitions listed in Sections 2.1.A and 2.1.B and 40 CFR Part 403.S (a)(1) and (b). BMPs also include treatment requirements, facility improvements, operating procedures and practices to control plant site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage.

Biochemical Oxygen Demand or BOD – The quantity of oxygen utilized in the biochemical oxidation of organic matter under the standard laboratory procedures for five (5) days at 20 degrees centigrade usually expressed as a concentration (e.g. mg/l).

Biosolids – Wastewater sludge after treatment to meet federal and state regulations and intended disposal criteria.

Categorical Pretreatment Standard or Categorical Standard - Any regulation containing pollutant discharge limits promulgated by the USEP in accordance with Sections 307(b) and (c) of the Act (33 US.C. Section 1317), which apply to a specific category of Users and which appear in 40 CFR Chapter I, Subchapter N, Parts 405-471.

Categorical Industrial User or CIU An Industrial User subject to Categorical Pretreatment Standard or Categorical Standard. Such Industries are regulated by the Washington State Department of Ecology (WA DOE) and receive permits from the Washington State Department of Ecology.

Composite Sample – composite of several taken throughout the period of a day when a regulated discharge is occurring. Several brands of automated samplers, some with a refrigerated sample collection area, may be used, subject to the advance approval of the PWD. Approvable composite samplers may either use a flow paced or time paced algorithm. For example, collecting a same size aliquot every 1,000 gallons (flow paced), or a variable sized aliquot every hour (time paced). In both cases, they must inter face with a device which senses the effluent flow volume to collect a representative sample unless the PWD has determined that a flow proportionate sample is not required.

Castle Rock City Council (CRCC) – An administrative body that operates as a public agency under State of Washington Law, providing wastewater management and reclaimed water production services for the City of Castle Rock and the sewer service area, defined in the Rural Transition Area, and agreement between the City of Castle Rock and Cowlitz County, dated December 17th, 2019.

CWDA – City Wastewater Discharge Approval program whereby, all minor commercial users (MCU) and minor industrial users (MIU) discharging or proposing to discharge non-domestic wastewater into the City’s wastewater collection system, are required to apply for and obtain approval. The approval will be based a completed application. The City will determine the extent of the pretreatment, testing, maintenance, and record-keeping that will be required.

Daily Limit or Daily Maximum Limit – The maximum allowable discharge of a pollutant over a calendar day or equivalent representative 24-hour period. Where daily maximum limits are expressed in units of mass, the daily discharge is calculated by multiplying the daily average concentration and total flow volumes in the same 24-hour period by a conversion factor to get the desire units. Where daily limits are expressed in terms of a concentration, the daily discharge is the composite sample value, or flow weighted average if more than one discrete sample was collected. Where flow weighting is infeasible, the daily average is the arithmetic average of all samples if analyzed separately, or the sample value if samples are composited prior to analysis.

Discharge - the introduction of pollutants into the collection system and/or POTW, directly or indirectly, from any non-domestic source regulated under Section 307(b), (c), or (d) of the Clean Water Act.

Domestic User/Residential User – Any person who contributes, causes, or allows the contribution of wastewater into the POTW that is of a similar volume and/or chemical make-up as that of a single-family residential dwelling unit. Discharges from a residential dwelling unit include up to 350 gpd with a concentration up to 50 mg/L of Biochemical Oxygen Demand, 350mg/L of Total Suspended Solids, and 44 mg/L Total Ammonia, 100 mg/L of any type of fats, oils or greases (FOG) or a combination thereof. No sand, silt, heavy sediment that does not float, or: wipes, plastics or feminine hygiene products, needles or other similar products are allowed from any sector (residential, commercial or industrial) of the sewer service area are allowed to enter into the sanitary sewer system. The Domestic User Classification is intended to cover apartment buildings and other multi-unit facilities which generally engage in food preparation activities within and serving only individual units.

Domestic Sewage (Residential Sewage) – Sewage which is similar in volume and characteristics to that produced from a single-family residential dwelling engaging in customary household activities. This includes up to 50 gpd volume with a concentration up to 350 mg/L of Biochemical Oxygen Demand, 350mg/L of Total Suspended Solids, and 44 mg/L Total Ammonia, 100 mg/L of any type of fats, oils or greases (FOG) or combination thereof. No sand, silt, lent, heavy sediment that does not float, or: wipes,

plastics or feminine hygiene products, needles or other similar products are allowed from any sector (residential, commercial or industrial) of the sewer service area are allowed to enter into the sanitary sewer system.

Environmental Protection Agency – The U.S Environmental Protection Agency or, where appropriate, the Regional Water Management Division Director, the Regional Administrator, or other duly authorized official.

Existing Source – Any source of discharge subject to Categorical Standards that does not meet the definition of a “New Source” per this section 13.17.020 (D).

Fats, Oils and Grease (FOG) or combination thereof – Fats, oils, or greases of animal or vegetable origin in concentrations greater than one hundred (100) mg/l.

Grab Sample – A sample, from a waste stream without regard to the flow in the waste stream and over a period of time not to exceed fifteen (15) minutes.

Industrial User or IU – A User which utilizes water in the manufacture or processing of a product, or otherwise creates a sewer discharge that does not meet the criteria for domestic sewage. Industrial Users can be either industrial or commercial in nature and are further classified as a Categorical Industrial User, Significant Industrial User, Potential Industrial User, or Minor Industrial User of the POTW, depending on the volume and nature of their discharge.

Instantaneous Maximum Discharge Limit of Instantaneous Limit – The maximum concentration of a pollutant allowed to be discharged at any time, determined from the analysis of a discrete sample. Where a Use is required to take a grab sample for purposes of determining compliance with Local Limits, this standard is the same as the Daily Maximum standard.

Interference – A Discharge that causes (either by itself or in combination with other discharges) a violation of POTW & NPDES Permit. This includes discharges that prevent the intended biosolids use or disposal by inhibiting or disrupting the POTW, including its collection systems, pump stations, waste water and sludge treatment processes; or plugs, degrades, damages, unreasonably reduces capacity, or otherwise harms or disrupts the operations, maintenance, and service life of the collection systems. For example, a discharge from a User which causes a blockage, resulting in a discharge at a point not authorized by City, is a violation of POTW NPDES Permit and this ordinance.

Local Limits Effluent limitation developed for Users by the PWD to specifically protect the POTW from the potential of pass through, interference, vapor toxicity, explosions, sewer corrosion, and intended biosolids uses. Such limits shall be based on the POTW’s site-specific flow and loading capacities, receiving water and collection systems considerations, and reasonable treatment expectations for non-domestic wastewater. See section 13.17.030 (General Sewer Use Requirements) for a full list of Local Limits.

Medical Waste – Isolation wastes, infectious agents, human blood and blood products, pathological wastes, sharps, body parts, contaminated bedding, surgical wastes, potentially contaminated laboratory wastes, and dialysis wastes.

Minor Industrial User or MIU – Any Industrial User that does not otherwise qualify as a significant Industrial User of the POTW.

Monthly Average Limit – The limit to be applied to the Monthly Average to determine compliance with the requirements of this ordinance (see section 2.3 for listing).

Pass Through – A discharge which exits the POTW into waters of the United States in quantities or concentrations, which alone or in conjunction with a discharge or discharges from other sources, causes a violation of any requirement of the POTW NPDES permit, including an increase in the magnitude or duration of a violation.

New Source- All Industrial Users applying through a business license or a building permit that proposes to discharge into the City of Castle Rock's collection system. These users must fill out a Industrial User Survey for the PWD evaluation prior to discharging into the collection system. See 13.17.050 (A).

Person – Any individual, partnership, co-partnership firm company, corporation, association, joint stock company, trust, estate governmental entity, or any other legal entity; or their legal representatives, agents, or assigns. This definition includes all federal, state, and local government entities.

PH – A measure of the acidity or alkalinity of a solution, expressed in standard units.

Public Works Director (PWD) – The city of Castle Rock Public Work's Directors who oversees the operation of the POTW shall be considered the City's agent. The term also applies to the City's Public Works staff representatives as designated by the PWD.

Pollutant – Any constituent in the wastewater that may degrade water quality in the receiving water to the quality of biosolids generated by the POTW, including but not limited to dredged spoils, solid waste, incinerator residue, filter backwash, sewage, garbage, sewage sludge, munitions, medical wastes, chemical Wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, sand, cellar dirt, municipal, agricultural and industrial wastes.

Potential Significant Industrial User – A user that does not meet the criteria of Significant Industrial User, but whose discharge may interfere with the POTW such that the PWD determines that the User must monitor and potentially pretreat its discharge.

Pretreatment – The reduction of the concentration of pollutants, the elimination of pollutants, or the alteration of the nature of pollutants in wastewater prior to, or in lieu of discharging such pollutants to the POTW. This reduction or alteration can be obtained by physical, chemical, or biological processes; by process changes; or by other means, except by diluting the concentration of the pollutants unless allowed by an applicable pretreatment

standard. These standards shall mean discharge prohibitions, state pretreatment standards, and local limits. See 13.17.020 General Sewer Use Requirements (A)(B)(E).

Publicly Owned Treatment Works or POTW – A treatment works, as defined by Section 212 of the Clean Water Act (33 U.S.C. Section 1292), which is owned by the City of Castle Rock and along with treatment works, which is also owned by the City of Castle Rock. This definition includes any devices or systems used in the collection, storage, treatment, recycling, and reclamation of sewage or industrial wastes of a liquid nature and any conveyances, including sanitary sewer and storm sewer collection systems, which convey wastewater to a treatment plant. The POTW and sanitary sewer collection systems shall not be considered to be a User under the provisions of this Ordinance.

Septic Tank Waste – Sewage and typically associated solids from activities generating domestic quality sewage, pumped from a septic tank. The PWD may also consider wastes from other holding tanks such as boat blackwater, bilge water, cesspools, commercial or industrial septic tanks, and treatment lagoons to be Septic Tank Waste so long as there are absent pollutants which might interfere with the POTW.

Sewage – Human excrement and gray water (from household showers, toilets, kitchens clothes and dish washing, and related domestic activities), wastewater, or water which carries human wastes or a combination of water-carried wastes from residences, businesses, institutions, and industries.

Significant Industrial User or SIU –

a. Significant Industrial User is a User that:

i. Discharges an average of twenty-five thousand (25,000) gpd or more of process waste water to the POTW (excluding domestic sewage, non-contact cooling water, and boiler blowdown wastewater)

ii. Contributes a processed waste stream that makes up five (5) percent or more of the average dry weather monthly hydraulic organic design capacity of the POTW treatment plant.

iii. Is designated as such by the PWD on the basis that it has a reasonable potential for adversely affecting the POTW's operation of for violating any pretreatment standard or requirement.

b. Upon finding that a User meeting the criteria in 13.17.020 General Provisions SIU. a and/or b. of this definition has no reasonable potential for adversely affecting the POTW's operation or for violating any pretreatment standard or requirement, the PWD, with the concurrence of WA DOE, may at any time, on the PWD own initiative or in response to a petition received from a User, in accordance with procedures in 40 CFR Part 403.8 (f)(6),

determine that such User should not be considered a Significant Industrial User.

Significant Noncompliance –

- a. Any violation of a pretreatment standard or requirement, including numerical limits, narrative standards, and prohibitions, that the WA DOE or the PWD determines has caused, alone or in combination with other Discharges, Interference or Pass Through, including endangering the health of POTW personal or the general public.
- b. Any discharge of a pollutant that has caused imminent danger to the public or to the environment, or has resulted in the PWD its emergency authority to halt or prevent such a discharge.
- c. Any violation(s) including of Best Management Practices (BMP), which the PWD determines will adversely affect the operation or implementation of the pretreatment program.
- d. Chronic violations of wastewater discharge limits, defined as sixty six percent (66%) or more of all of the measurements taken for the same pollutant parameter during a rolling six (6) month period exceed, by any magnitude, a numeric pretreatment standard or requirement, including instantaneous limits of 13.17.030 General Sewer Use Requirements.
- e. Technical Review Criteria (TRC) violations, defined as thirty-three cent (33%) or more of wastewater measurements taken for each pollutant parameter during a rolling six (6) month period equal or exceed the product of the numeric pretreatment standard or requirement, (including instantaneous limits as defined by Section 2), multiplied by the applicable criteria. Applicable criteria are 1.4 times the limit for Biochemical Oxygen Demand, Total Suspended Solids, fats, oils and greases, and 1.2 times the limit for all other pollutants except pH.
- f. Failure to meet, within ninety (90) days of the scheduled date, a compliance schedule mile stone contained in a City Wastewater Discharge Approval (CWDA) or enforcement order for starting construction, completing construction, or attaining final compliance.
- g. Failure to provide any required report withing forty-five (45) calendar days after the due date. This includes initial and periodic monitoring reports, and reports on initial compliance and on meeting compliance schedules.
- h. Failure to accurately report noncompliance.

Slug load or Slug discharge – Any discharge of a non-routine, episodic nature, including but not limited to and accidental spill or a non-customary batch discharge, which has a reasonable potential to cause Interference or Pass Through, or in any other way violate the POTW's regulations, local limits, or Permit conditions. This includes discharges at a flow rate or concentration that could cause a violation of the Prohibited Discharge Standards of CRMC 13.17.030.

Sources –

- a. Any building structure, facility, or installation from which there is (or may be) a Discharge of pollutants, provided that:
 - i. The building, structure, facility, or installation is constructed at a site at which no other source is located; or
 - ii. The building, structure, facility or installation totally replaces the process or production equipment that causes the Discharge of pollutants at an existing source; or
 - iii. The production or wastewater generating processes of the building, structure, facility; or installation is substantially independent of an existing source at the same site. In determining whether these are substantially independent, factors such as the extent to which the new facility is integrated with the existing plant, and the extent to which the new facility is engaged in the same general type of activity as the existing source, should be considered.
- b. Construction on a site at which an existing source is located is considered a modification, rather than a new or changes source, if the construction does not create a new building structure, facility, or installation meeting the criteria of (I)(b) or (c) of this definition both otherwise alters, replaces or adds to existing process or production of equipment.
- c. Notification must be made to the PWD if the nature of the wastewater discharge changes, such as; Non-Contact Cooling Water – Water used for cooling that does not come into direct contact with any raw material, intermediate product, waste product, or finished product.

Storm Water – Any flow occurring during or following any form of natural precipitations, and resulting from such precipitation, including snow melt.

Total Suspended Solids or TSS – The total suspended matter that floats on the surface of or is suspended in, water, wastewater, or other liquid, and which is removable by laboratory filtering.

User – Any person with a source of discharge that does not qualify that person as a Domestic User, who discharges an effluent into the POTW by means of pipes, conduit,

pumping stations, force main, tank trucks, constructed drainage ditches, intercepting ditches, and all constructed devices and appliances appurtenant thereto.

Wastewater – Liquid and water-carried industrial wastes and sewage from residential dwellings commercial buildings, industrial and manufacturing facilities, and institutions, whether treated or untreated, which are contributed to the POTW.

Wastewater Treatment Plant or Treatment Plant – That portion of the POTW, which is designed to provide treatment of municipal sewage and industrial waste.

13.17.030 General Sewer Use Requirements.

A. Prohibited Discharge Standards

1. General Prohibitions – No user shall introduce or cause to be introduced into the POTW or the collection systems any pollutant or wastewater which causes Pass Through or Interference. These general prohibitions apply to all Users of the POTW whether or not they are subject to Categorical Pretreatment Standards or any other national, state, or local pretreatment standards or requirements.

2. Specific Prohibitions – No User shall introduce or cause to be introduced into the POTW or the collection system the following pollutants, substances, or wastewater:

a. Pollutants which, either alone or by interaction create a fire or explosion hazard a public nuisance or hazard to life, or prevent entry into the sewers for their maintenance and repair, or are in any way injurious to the operation of the system or system personnel. This includes waste streams with a closed-cup flashpoint of less than 140 degrees F (60 degrees C) using the test methods specified in 40 CFR Part 261.21.

b. Wastewater having a pH less than 6.0 or more than 9.0 or otherwise having any other corrosive property capable of causing damage or hazard to structures, pipelines, facilities, equipment, or personnel. Discharge outside this pH range may be authorized by the PWD pursuant to a finding that the system is capable of accommodating a discharge of that pH.

c. Solid or Viscous substances in amounts that may cause obstruction to the flow in the sewer or other interference with the operation of the system. This includes discharge of materials that cause the formation of solids by coagulation of materials already present in the wastewater including FOG. In no case shall inert solids greater than ¼ inch (0.64 CM) in any dimensions be discharged, such as, but not limited to, garbage, animal guts or tissues, manure, bones, hair, hides or fleshing, entrails, whole blood, feathers, ashes, cinders, sand, spent lime, stone or marble dust, metals, glass, straw, shavings, grass clippings,

rag, spent grains, spent hops, wastepaper, wood, plastics, wipes (neither disposable or “flushable”), feminine hygiene products, tar, asphalt residues, residues from refining or processing of fuel or lubricating oil, mud, glass grinding or polishing wastes, any waters or wastes containing more than 350 parts per million by weight of suspended solids.

d. Pollutants, including oxygen-demanding pollutants (Biochemical Oxygen Demand, etc.), released in a discharge at a flow rate and/or pollutant concentration which, either individually or by interacting with other pollutants, will cause interference with the POTW. In no case shall a slug load have a flow rate or contain concentration or qualities of pollutants that exceed for any time period longer than 15 minutes more than five times the average 24-hour concentration, quantities of flow during normal operation.

e. Wastewater having a temperature that will interfere with the biological activity in the system, has detrimental effects on the collection system, or prevents entry into the sewer. Water may not be discharged into the collection system at temperatures in excess of 149 degrees F (65 degrees C). In no case shall wastewater be discharged which causes the wastewater temperature in the POTW influent to exceed 104 degrees F (40 degrees C).

f. Petroleum oil, nonbiodegradable cutting oil, or products of mineral oil origin, in amounts that will cause Interference or Pass Through.

g. Pollutants which result in the presence of Toxic gases, vapors, or fumes within the collection system and/or the POTW in a quantity that constitutes a hazard to humans, animals, fish or fowl, or create any hazard in the receiving waters of the city’s treatment system and safety problems.

h. Trucked or hauled pollutants, except at discharge points designated by the PWD in accordance with CRMC 13.70.040.

i. The following are prohibited unless approved by the PWD under extraordinary circumstances, such as lack of direct discharge alternatives due to combined sewer service or need to augment sewage flows due to septic conditions (as required under WAC 173-216-050).

i. Non-contact cooling water insignificant volumes.

ii. Stormwater

iii. Wastewaters significantly affecting system hydraulic loading which do not require treatment or would not be afforded a significant degree of treatment by the system.

- j. Noxious or malodorous liquids, gases, solids, or other wastewater, which, either individually or by interacting with other wastes, are sufficient to create a public nuisance or a hazard to life, or to prevent entry into the sewers for maintenance or repair.
- k. Wastewater which imparts color that cannot be removed by the treatment process, including but not limited to dyes and dye wastes and vegetable tanning solutions, which consequently imparts color to the treatment plant's effluent, thereby violating POTW NPDES Permit.
- l. Wastewater containing any radioactive wastes or isotopes except in compliance with applicable state or federal regulations.
- m. Storm water, surface water, ground water, artesian well water, roof runoff, subsurface drainage, swimming pool drainage, condensate, de-ionized water, non-contact cooling water, and unpolluted wastewater, unless specifically authorized by the PWD.
- n. Sludges, screenings, or other residues from the pretreatment of industrial wastes.
- o. Medical wastes, except as specifically authorized by the PWD in a Wastewater Discharge Permit.
- p. Wastewater causing, either individually or by interacting with other wastes, the POTW's effluent to fail a toxicity test.
- q. Detergents, surface-active agents or other substances which may cause excessive foaming in the POTW, or any substance which may cause the city treatment system's effluent or any other products of the system, such as residues, sludges or scums, to be unsuitable for reclamation and reuse or to interfere with the reclamation process.
- r. Fats, oils, or greases (FOG) of animal or vegetable origin in concentrations greater than one hundred (100) mg/L.
- s. Total Petroleum Hydrocarbon concentrations greater than one hundred (100) mg/L.
- t. Wastewater causing two readings on an explosions hazard meter at the point of discharge into the POTW, or at any point in the POTW, of more than ten percent (10%) or any single reading over twenty percent (20%) of the Lower Explosive Limit based on a combustible gas meter reading. Pollutants, substances, or wastewater prohibited by this section

shall not be processed or stored in such a manner that they could be discharged to the POTW. Prohibited materials include, but are not limited to, gasoline, kerosene, naphtha, benzene, toluene, xylene, ethers, alcohols, ketones, aldehydes, peroxides, chlorates, perchlorates, bromates, carbides, hydrides, sulfides, and any other substances which the state or EPA has notified the user is a fire hazard or a hazard to the system.

u. Hydron sulfide in any amount that causes damage to the City's collection system, POTW, or may present a health and safety issue with City staff or general population.

v. Any noxious or malodorous liquids, gases or solids which either singly or by interaction with other wastes are sufficient to create a public nuisance or hazard to life or are sufficient to prevent entry into the sewers for maintenance and repair.

B. State Pretreatment Classifications for CIUs

Chapter 173-216 WAC and Chapter 90.48 RCW are hereby adopted by this reference. All waste materials discharged from a CIU into the POTW must satisfy the provisions thereof. Any person who constructs or modifies or proposes to construct or modify wastewater treatment facilities must first comply with the regulations for submissions of plans and reports for construction of wastewater facilities, Chapter 173-240 WAC. Until the City is delegated the authority to review and approve such plans under the RCW 90.48.440, sources of non-domestic discharges shall request approval for such plans through the WA DOE. To ensure conformance with this requirement, proof of the approval of such plans and on copy of each approval plan shall be provided to the PWD before commencing any such construction or modification.

C. Discharge Classifications for SIU

WA DOE will issue Discharge Permits to all non-domestic discharges that is characterized as Significant Industrial Users (SIU).

D. Discharge Classifications for PSIU

WA DOE will review all discharges that are Potential Significant Industrial Users (PSIU). WA DOE will issue Discharge Permit if it is determined the discharge flow meets the characterization for a SIU. The City will issue a Conditional Wastewater Discharge Authorization (CWDA) if the discharge does not meet the characterization of a SIU, but has characteristics that are more that domestic sewage and are considered Minor Industrial User (MIU).

E. Local Discharge Classification

1. The CRCC may establish, by recommendation of the PWD, local Discharge and Pretreatment Standards pursuant to 40 CFR Part 403.5 (c).
2. The pollutant limits in 13.17.030 General Sewer Use Requirements (D) are established to protect against Pass Through an Interference and reflect the application of reasonable treatment technology.
3. The pollutant limits apply at the point where the wastewater is discharged to the collection system and/or the POTW. All concentrations for metallic substances are for total metal unless indicated otherwise. The WA DOE may impose mass loading limits in addition to concentration-based limits.
4. Local Pollutant Discharge Limits listed in 13.17.030 General Sewer Use Requirements (A).
5. The PWD may use the CWDA to establish appropriate discharge limits for all other pollutants not listed under this section.
6. Local Discharge Standards will be used by the City to issue Conditional Wastewater Discharge Approval (CWDA) to Minor Industrial Users (MIU).

F. This includes pollutants subject to regulation under RCRA, volatile or some organics, halogenated or brominated compounds, poly-aro when deemed appropriate to safeguard against the use of dilution to meet applicable pretreatment standards or requirements.

13.17.040 Pretreatment and Discharge of Wastewater.

A. Pretreatment Facilities

Users shall provide wastewater treatment process as necessary to comply with this Ordinance and shall achieve compliance with all categorical pretreatment standards, local limits, and the prohibitions set out in 13.17.030 General Sewer Use Requirements within the time limitations specified by U.S. Environmental Protection Agency, WA DOE, the PWD, whichever is more stringent. Any facilities necessary for compliance shall be provided, operated, and maintained at the User's expense, and shall be subject to WA DOE and PWD review and approval of the facility plans. Such plans (Engineering Report, Plans and Specifications, and Operation and Maintenance Manuals) shall be submitted as required by Chapter 173-240 WAC to the PWD, and to the WA DOE if applicable, for review, and Users shall obtain approval prior to construction. The review of such plans and operating procedures shall in no way relieve the User from the responsibility of modifying such facilities as necessary to produce a Discharge in compliance with the WA DOE discharge permit or the POTW Wastewater Discharge Permit as applicable.

B. Emergency Authority for Discharge Violations

1. The PWD may order an immediate halt of any discharge of pollutants to the POTW collection system which reasonably appears to present an imminent danger to the health or welfare of persons. In such cases, the PWD will provide the User advance notice of such action, if possible, but shall not delay a response to imminent danger. If the User fails to halt the Discharge when so directed, the PWD may take any prudent action to prevent the discharge including but not limited to physically blocking such discharge and/or turning off the water supply.
2. The PWD may halt or prevent any discharge to the POTW which presents or may present a danger to the environment or which threatens to interfere with the operation of the collection system or POTW. In such cases, the PWD shall attempt to provide not only notice to the affected User(s), but the opportunity to respond. If the User fails to halt the Discharge when so directed, the PWD may take any prudent action to prevent the Discharge, including but not limited to physically blocking such discharge and/or turning off the water supply.
3. Any User causing the release of a discharge outside their approval, shall reimburse all costs to the City for their actions related to such discharge.
4. The PWD may require Users to reduce or curtail discharges to the POTW, designate that certain wastewater be discharged only into specific sewers, relocate and/or consolidate points of discharge, separate sewage waste streams from industrial waste streams and take all other measures to protect the collection system and the POTW and determine the User's compliance with the requirements of this ordinance.

C. Accidental Discharge/Slug Discharge/FOG Discharge Control Plans

The PWD, through CWDA, may require the User to develop and implement an Accidental Discharge/Slug Discharge Control Plan and take other actions the PWD believes are necessary to control discharges which may be caused by spills or periodic non-routine activities. Accidental Discharge/Slug Discharge Control Plans shall include at least the following:

1. A description of all discharge practices, including any non-routine batch discharges such as from cleaning, replenishment, or disposal.
2. A description of all stored chemicals, disclosing all ingredients in formulations, which could violate a discharge prohibition if discharged to the sewer.
3. Procedures for immediately notifying the PWD of any accidental or slug discharge, as required by 13.17.070 Reporting Requirements (E).
4. Procedures that will be taken to prevent the occurrence or adverse impact from an accidental or slug discharge. Such procedures shall address the inspection

and maintenance of storage areas, handling and transfer of materials, loading worker training, building of containment structures or equipment, measures for containing toxic organic pollutants (including solvents), and/or measures and equipment for emergency response.

D. Hauled Wastewater

1. The City is under no obligation to receive any hauled waste whether “Septic Tank Waste” or from any other source.

2. Hauled wastewater meeting the definition of “Septic Tank Waste” may be introduced into the POTW at designated locations, and at such times as are established by the PWD. The hauler of such wastes shall be responsible for ensuring such wastes comply with all discharge prohibitions and other applicable requirements of the PWD. The PWD may require septic tank waste haulers to provide a manifest at the time of discharge identifying the customer’s name, address, and volume from each tank generating the waste.

3. The PWD shall require the hauler, and may also require the generator, of non-domestic hauled wastewater to obtain CWDA. The discharge of hauled and non-domestic wastewater is subject to all relevant requirements of this Ordinance. The PWD may prohibit the disposal of any or all hauled non-domestic wastewater.

4. Hauled wastewater may be discharged only at locations designated by the PWD and with the prior consent of the PWD. The PWD may collect samples of each hauled load to ensure compliance with applicable standards, and halt the discharge at any point in order to take additional samples or hold the load pending analysis. The PWD may require the hauler to provide a waste analysis of any load prior to discharge, to characterize the wastewater or to certify that the wastewater does not meet the definition of a “Hazardous Waste” under Chapter 173-303 WAC.

5. Disposal of unauthorized hauled wastewater will not be allowed. Any unauthorized discharge will be investigated and if the source is identified, it will be charged to the full extent of the law.

6. Wastewater haulers must provide a waste tracking form for every load. This form shall include at least:

- a. Name and address of the waste hauler.
- b. Hauler permits number.
- c. Truck and driver identification.
- d. Names and addresses of the sources of waste.

e. Type of wastewater generator, volume, brief description, known characteristics and presumed constituents of waste.

7. Fees for dumping hauled wastewater shall be established by the PWD based on the current City Master Fee Schedule, or a fee approved by the CRCC if the hauled waste is significantly different in composition from any waste previously accepted.

13.17.050 City Wastewater Discharge Approval Applications.

A. Industrial User Surveys

The PWD is obligated under federal law to identify all Users potentially subject to the pretreatment program, and the character and volume of pollutants discharged by such Users. To satisfy this requirement, all sources of non-domestic discharges to the POTW must, upon request of the PWD, complete an Industrial User Survey form. Users shall fully disclose the information requested and sign the completed form in accordance with Section 4.6. Proper completion of the survey is a condition of initial and continued discharge to the POTW. Users failing to fully comply with survey requirements within 30 days shall be subject to all enforcement measures authorized, up to and including termination of service including water. The PWD is authorized to require the completion of the appropriate survey to obtain the information need to categorize each User. The PWD is authorized to categorize each User, provide written notice of a User's categorization and what it means, and revise a User's categorization at any time based upon updated information or changing regulations

B. Wastewater Discharge Permit Requirement

1. No User categorized by the City as a SIU, PSIU shall discharge wastewater into the POTW without first obtaining a permit from WA DOE. An existing User that is determined to be a SIU, PSIU and that has filed a timely application pursuant to this Ordinance, may continue to discharge unless and until notified otherwise by WA DOE or the PWD.

2. The PWD may require any Minor Industrial (MIU) to comply with the CWDA and/or implement BMP as necessary to carry out the purposes of this Ordinance. This includes PSIU designations. For example, a CWDA may be required solely for flow equalization.

3. Any failure to complete the required survey form, and apply for and obtain a required WA Doe permit or CWDA, or any violation of the terms and conditions of a CWDA shall be deemed violations of this Ordinance and subject the User to all of the penalty and enforcement actions of this Ordinance. Obtaining a CWDA does not relieve a User of its obligation to comply with all federal and state pretreatment standards or requirements, or with any other requirements of federal, state, and local law.

4. The PWD, based on the determination that such devices are necessary for implementation and monitoring of pretreatment requirements, may require the User to install and maintain on their property and at their expense, devices to adequately provide acceptable samples and monitoring. The following is a partial list of what may be required:

- a. A sample facility accessible to the PWD. This includes a refrigerated automatic flowmeter control sampler.
- b. A suitable storage and/or flow equalization tank.
- c. Grease oil, and/or grit interceptors or separators.
- d. An approved combustible gas detection meter.

5. Users installing any of the above devices shall ensure they are of the type and capacity approved by the PWD and the Castle Rock Building Official, meet applicable building and plumbing codes and conform to any separate requirements established by WA DOE and the PWD. Users shall locate units in areas easily accessible for cleaning and inspection by the PWD. Users shall be responsible for all periodic inspection, cleaning, and repair of such devices, and shall perform and document such activities at intervals necessary to maintain the capacities and effectiveness of such devices.

6. Nothing in this Ordinance shall supersede or waive a requirement of the City's adopted building, plumbing or sewer codes to install, maintain, and test sewer facilities and equipment, including but not limited to interceptors, separators, clean-outs and sampling manholes.

C. Conditional Wastewater Discharge Approval:
Existing Connections

Any User required to obtain CWDA who was discharging wastewater into the collection site and POTW prior to the effective date of implementing ordinances or resolutions adopted by the CRCC and who desires to continue such discharges shall, within sixty (60) days after notice, apply for CWDA in accordance with this Ordinance. All CWDA Applications will be reviewed by the PWD Prior to the Approval being issued. Existing Users will be granted up to four (4) months to put in place any additional pretreatment procedures, devices or policies that may be required as part of the CWDA.

New Connections

Persons wishing to discharge non-domestic wastewater must first complete either a Survey Form (if they do not expect CWDA is needed) or a CWDA Application. Any User identified by the PWD through the Survey as needing CWDA must file in accordance with this Ordinance, must be filed at least ninety (90) days prior to the desired date of discharge. The application will be reviewed by the PWD prior to the Approval being issued.

D. Conditional Wastewater Discharge Approval Application

1. All Users required to obtain CWDA must apply using the application (see Appendix A) provided by the Castle Rock Building & Planning Department or the PWD. Users must supply all information required as part of the CWDA Application unless waived by the PWD.
2. Users must provide any other information deemed necessary by the PWD to evaluate the situation. Incomplete or inaccurate applications will not be processed and will be returned to the User for revision. The PWD shall be held harmless for delays caused by returned applications.

E. Application Signatories and Certifications

1. All survey forms, CWDA applications, and User reports must be signed by an authorized representative of the User and contain the certification statement in 13.17.070 Reporting Requirements (J).
2. Users shall submit a new authorization if the designation of an authorized representative is no longer accurate. This includes when a different individual or position has responsibility for the overall operation of the facility or overall responsibility for environmental matters for the company. The User must submit the new authorization prior to or with any reports signed by the new authorized representative.

F. Conditional Wastewater Discharge Approval Decisions

After receipt of a complete CWDA application, the PWD will determine whether or not to issue CWDA. The PWD may deny any application for CWDA or require additional safeguards, reports, or information. For Users not meeting the criteria of SIU, the PWD may also waive or defer an approval, or allow discharges in the interim while the approval is being prepared.

13.17.060 Conditional Wastewater Discharge Approval (CWDA).

A. Wastewater Discharge Approval Duration

The PWD may grant CWDA for a period of up to five (5) years from its effective date. Each CWDA will indicate its expiration date.

B. Wastewater Discharge Approval Contents

Wastewater Discharge will include conditions the PWD deem necessary to carry out the goals of the pretreatment program (Section 1.1). federal and state regulations, and the requirements of this Ordinance.

1. CWDA Application will contain:
 - a. The approval issuance date, expiration date, and effective date.

b. A statement that the CWDA is nontransferable without prior notification to the PWD in accordance with Section 5.5 of this Ordinance, and provisions for furnishing the new owner or operator with a copy of the existing CWDA;

c. Effluent limits, including BMP, based on applicable pretreatment standards;

d. The pollutants to be monitored and specific monitoring requirement. This includes the sampling location(s), sampling frequencies, and sample types consistent with federal, state, and local law. 13.17.030 General Sewer Requirements;

e. Requirements to submit certain reports (as reflected in 13.17.070 Reporting Requirements), provide various notifications, keep records, and implement BMP;

f. The process to be used to request a waiver from monitoring for a pollutant neither present nor expected to be present in the Discharge;

g. A statement of applicable civil and criminal penalties for violation of pretreatment standards and requirements, and any applicable compliance schedule. Such schedule may not extend the time for compliance beyond that required by applicable federal, state, or local law;

h. Requirements to control slug discharges, including to develop, update, and implement slug discharge control plans where the PWD determines such plans are important to preventing accidental, unanticipated, or non-routine discharges;

i. Any monitoring which has been conditionally waived but which will automatically apply any time the requirements of the conditional waiver are not met; and

j. Reapplication requirements.

2. CWDA may contain, but need not be limited to, the following conditions:

a. Pretreatment facilities and measures required by 13.17.040 Pretreatment and Discharge of Wastewater (A) and 13.17.050 City Wastewater Discharge Approval Application (B);

b. Limits on the average and/or maximum rate of discharge, time of discharge, and/or requirements for flow regulation and equalization;

- c. Requirements to install pretreatment technology, pollution controls, or to construct appropriate containment devices to reduce, eliminate, or prevent the introduction of pollutants into the collection system and POTW;
- d. Requirements to develop and implement waste minimization plans to reduce the concentration of pollutants discharged to the collection system and POTW;
- e. Requirements to pay charges or fees for discharge to the POW, including high strength charges;
- f. Requirements to install and maintain inspection and sampling facilities and equipment, including flow measurement devices;
- g. Notice that compliance with the CWDA does not relieve the permittee of responsibility for compliance with all applicable federal and state pretreatment standards, including those which become effective during the term of the CWDA; and
- h. Other Conditions as deemed appropriate by the PWD to ensure compliance with this Ordinance, and state and federal and local laws rules, and regulations.

C. Approval Appeal Process

- 1. A User may petition the CRCC to reconsider the terms of a CWDA within thirty (30) days of notice of its issuance.
- 2. Failure to submit a timely petition for review shall be deemed to be a waiver of the administrative appeal.
- 3. In its petition, the appealing party must indicate the CWDA provisions objected to, the reasons for this objection, and the alternative condition, if any, it seeks to place in the CWDA.
- 4. The effectiveness of the CWDA shall not be stayed pending the appeal.
- 5. If the CRCC fails to act within sixty (60) days, a request for reconsideration shall be deemed to be denied. Decisions not to reconsider CWDA, not to grant CWDA, or not to modify a CWDA shall be considered final administrative actions for purposes of judicial review.
- 6. Aggrieved parties seeking judicial review of the final administrative CWDA decision must do so by filing a complaint with the Superior Court of Cowlitz County within sixty (60) days of the final administrative action.

D. Conditional Wastewater Discharge Approval Modification

The PWD may modify the CWDA for good cause, including, but not limited to, the following reasons:

1. To incorporate any new or revised federal, state, or local pretreatment standards or requirements including new or revised local limits;
2. To address new or changed operations, processes, production rates, waste streams, or changes in water volume or character;
3. To reflect conditions at the POTW requiring an authorized discharge to be reduced or curtailed. Such requirements may be either temporary or permanent;
4. Based on information indicating that a permitted discharge poses a threat to the POTW, the receiving waters, or will violate a prohibition of this Ordinance.
5. To address erroneous or incomplete information contained in the CWDA or in any required report;
6. To address misrepresentatives or failure to full disclose all relevant facts in the CWDA Application or in any required report;
7. To incorporate revisions based on a variance from Categorical Pretreatment Standards approved pursuant to 40 CFR Part 403.13;
8. To correct typographical or other errors in the CWDA;
9. To reflect transfer of the facility ownership or operation to a new owner or operator as required under 13.17.060 Conditional Wastewater Discharge Approval (E).

E. Conditional Wastewater Discharge Approval Transfer

CWDA may be transferred to a new owner or operator contingent upon the permitted User providing at least thirty (30) days advance written notice to the PWD. The notice to the PWD must include a written certification by the new owner or operator that:

1. State the new owner and/or operator have no immediate intent to change the facility's operations and processes;
2. Identifies the specific fate on which the transfer is to occur; and
3. Acknowledges full responsibility for complying with the existing CWDA.

F. Conditional Wastewater Discharge Approval Revocation with Notice

The PWD may revoke a CWDA for cause including but not limited to, when a User has:

1. Failed to notify the PWD of significant changes to the wastewater prior to the changed Discharge;
2. Failed to provide prior notification to the PWD of changed conditions pursuant to CRMC 13.17.070;
3. Misrepresented or failed to fully disclose all relevant facts in the CWDA;
4. Falsified self-monitoring reports or tampered with monitoring equipment;
5. Refused to the PWD timely access to the facility premises and records;
6. Failed to meet effluent limitations or permit conditions;
7. Failed to pay applicable fines or sewer charges;
8. Failed to meet compliance schedule deadline dates;
9. Failed to complete a Wastewater Survey and/or CWDA application;
10. Failed to provide advance notice of the transfer of business ownership;
11. Violated any pretreatment standard or requirement, or any terms of the CWDA or this Ordinance;
12. Ceased operations; or
13. Transferred business ownership without proper notification to the PWD. Revocation of the CWDA, as provided in this section, may be affected only after the approval holder has been given a written Notice of Intent to Revoke at least 30 days in advance of such revocation, and the approval holder has failed to correct the reason for revocation prior to the date of intended revocation. A Notice of Intent to Revoke shall state the reason for such revocation, shall state the date of intended revocation, and shall be delivered to the Authorized or Duly Authorized Representative of the User.

G. Conditional Wastewater Discharge Approval Reissuance

A User with an expiring CWDA shall apply for CWDA reissuance by submitting a complete CWDA application, in accordance with Section 4.4 of this Ordinance, a minimum of ninety (90) days prior to the expiration of the User's existing CWDA.

13.17.070 Reporting Requirements.

A. Compliance Schedule Progress Reports

The following conditions shall apply to compliance schedules incorporated into approval:

1. The schedule shall contain progress increments in the form of dates for the commencement and completion of major events leading to the construction and operation of additional pretreatment required for the User to meet the applicable pretreatment standards (such events include, but are not limited to, hiring an engineer, completing preliminary and final plans, executing contracts for major components, commencing and completing construction, and beginning and conducting routing operation);
2. No increment referred to above shall exceed nine (9) months;
3. The User shall submit a progress report to the PWD no later than fourteen (14) calendar days following each date in the schedule and the final date of compliance including, as a minimum, whether or not it complied with the increment of progress, the reason for any delay, and if appropriate, the steps being taken by the user to return to the established schedule

B. Reports of Changed Conditions

Each User must notify the PWD of any significant changes to the User's operations or system, which might alter the nature, quality, or volume of its wastewater.

This notification must be made at least thirty (30) days before the desired change and be sent to the PWD. In such cases:

1. The PWD may require the User to submit whatever information is needed to evaluate the changed condition. The PWD may also require a new or revised CWDA Application under 13.17.060 Conditional Wastewater Discharge Approval (D).
2. The PWD may issue, reissue, or modify a CWDA applying the procedures of this Ordinance in response to a User's notice under this Section.

C. Reports of Potential Problems

1. Any User which has any unusual discharge that could cause problems to the collection system and/or the POTW must immediately notify the PWD by telephone of the incident. This notification shall include the location of the discharge, type of waste, concentration and volume, if known, and corrective actions taken by the User to control and curtail the discharge. Such discharges may include spills, slug loads, accidental discharges, or other discharges or a non-routine, episodic nature. Problems to the POTW which require reporting under this Section include violating pretreatment prohibitions, treatment standards, or other requirements of 13.17.030 General Sewer Use Requirements of this Ordinance such as vapor toxicity and explosivity limits.
2. Within five (5) calendar days following such discharge, the User shall submit a detailed written report describing the cause(s) of the discharge and the

measures to be taken by the User to prevent similar future occurrences. Such notification shall not relieve the User of any expense, loss, damage, or other liability, which may be incurred as a result of damage to the collection system and POTW, the environment, or any other damage to person or property; nor shall such notification relieve the User of any fines, penalties, or other liability, which may be imposed pursuant to this Ordinance.

3. Regardless of whether the User has been required to submit a Slug Discharge Control Plan (per 13.17.040 Pretreatment and Discharge of Wastewater (C)), all User shall post notice in a prominent location advising employees of the names and telephone numbers to call to comply with the notification requirements of a potential problem discharge. Users shall ensure that all employees who may cause or witness such discharge are advised of the emergency notification procedures.

4. All Users must immediately notify the PWD of any changes at their facility which might increase their potential for a slug discharge. This includes increasing the volume of materials stored or located on site, which if discharged to Slug Discharge Control Plan under 13.17.040 Pretreatment and Discharge of Wastewater (C), shall also modify their plans to include the new conditions prior to or immediately after making such changes.

D. Notice of Violation/Repeat Sampling and Reporting

If sampling performed by a User indicates a violation, the User must notify the PWD within Twenty-four (24) hours of becoming aware of the violation. The User shall repeat the sampling and analysis and submit the results of the original and repeat analysis to the PWD within thirty (30) days after becoming aware of the violation. The PWD may waive the repeat sampling requirement where the POTW has sampled the effluent for the pollutant in question prior to the User obtaining sampling results.

E. Notification of Discharge of Hazardous Waste

Any User who discharges any substance which, if otherwise disposed of, would be a hazardous waste under 40 CFR Part 261, or Chapter 173 303 WAC, must also comply with the following requirements:

1. Notify the PWD, the USEPA Regional Waste Management Division Director, and state hazardous waste authorities, in writing, of the discharge. Maintain a copy of this notification and include it in all subsequent permit applications or re-applications under this Ordinance.

2. Include the following information in the notification:

- a. The name of the hazardous waste was found in 40 CFR Part 261;
- b. The USEP A hazardous waste number;

- c. The type of discharge (continuous, batch, or other).
3. If the discharge totals more than two hundred and twenty (220) pounds in any month, also provide:
 - a. The hazardous constituents contained in the wastes;
 - b. An estimate of the mass loading and concentration of hazardous constituents in the waste stream discharged during that calendar month and;
 - c. An estimate of the mass loading of constituents in the waste stream expected to be discharged during the following twelve (12) months.
4. This notice shall be repeated for new or increased discharges of substances subject to this reporting requirement.
5. All notifications must take place prior to discharging a substance for which these reporting requirements apply. If this is not possible, the notice must be provided as soon after discharge as practical and describe why prior notice was not possible.
6. This requirement does not relieve the User from requirements to provide other notifications, such as of changed conditions under 13.17.070 Reporting Requirements (B) of this Ordinance, or required by applicable approval conditions, approval applications, and prohibitions.
7. The notification requirements in this section do not apply to pollutants for which routine monitoring and reporting is required by a valid approval issued under this Ordinance.
8. Users must report all discharges of more than thirty-three (33) pounds per month of substances which if otherwise disposed of, would be hazardous wastes. Users must also report any discharge of acutely hazardous wastes as specified in 40 CFR Parts 261.30 (d) and 261.33(e). Subsequent months during which the User discharges hazardous waste for which notice has already been provided do not require another notification to USEPA or the State, but must be reported to the PWD.
9. If new regulations under RCRA describe additional hazardous characteristics or substances as a hazardous waste, the User must provide notifications under subsection A of this section, if required by subsection B of this section, within ninety (90) days of the effective date of such regulations.
10. For any notification made under this Section, the User shall certify that it has a program in place to reduce the volume and toxicity of hazardous wastes

generated and shall describe that program and reductions obtained through its implementation.

11. This provision does not create a right to discharge any substance not otherwise permitted to be discharged by this Ordinance, approval issued hereunder, or any applicable federal or state law.

F. Analytical Requirements

All pollutant sampling and analyses required under this Ordinance shall conform to the most current version of 40 CFR Part 136, unless otherwise specified in an applicable Categorical Pretreatment Standard. If 40 CFR Part 136 does not contain sampling or analytical techniques for a pollutant, or the PWD determines that the Part 136 sampling and analytical techniques are inconsistent with the goal of the sampling, the PWD may specify an analytical method. If neither case applies, Users shall use validated analytical methods or applicable sampling and analytical procedures approved by USEPA.

G. Sample Collection

Users must ensure all samples they collect to satisfy sampling requirements under this Ordinance are representative of the range of conditions occurring during the reporting period. Users must also ensure that, when specified, samples are collected during the specified period.

1. Users must use the properly cleaned sample containers appropriate for the same analysis and sample collection and preservation protocols specified in 40 CFR Part 136 and appropriate USEPA guidance.
2. Users must obtain samples for oil and grease, temperature, pH, cyanide, total phenols, sulfides, volatile organic compounds, or other substances as determined by the PWD, using grab collection techniques.
3. For certain pollutants, Users may composite multiple grab samples taken over a 24-hour period. Users may composite grab samples for cyanide, total phenols, sulfides or other substances as determined by the PWD, either in the laboratory or in the fields, and may composite grab samples for volatile organics, and oil and grease in the laboratory prior to analysis.
4. For all other pollutants, Users must employ 24-hour flow-proportional composite samplers unless the PWD authorizes or requires an alternative sample collection method.
5. The PWD may authorize composite samples for parameters unaffected by the compositing procedures, as appropriate.
6. The PWD may require grab samples either in lieu or in addition to composite sampling to show compliance with instantaneous discharge limits.

7. In all cases, Users must take care to ensure the samples are representative of their wastewater discharges.

H. Date of Receipt of Reports

The PWD will credit written reports as having been submitted on the date of the postmark or shipping date when sent via the United States Postal Service or private delivery company utilizing package tracking technology. Reports delivered in any other manner will be credited as having been submitted on the business day received.

I. Record Keeping

Users subject to reporting requirements of this Ordinance shall retain records for all monitoring required by this Ordinance and for any additional monitoring which could be used to satisfy minimum monitoring requirements. User must make these records available for inspection and copying at the location of the discharge, Users must similarly maintain documentation associated with any required BMP. Monitoring records shall include at least:

1. The time, date, and place of sampling;
2. The sampling and preservation methods used;
3. The person taking the sample, and persons with control of the sample prior to analysis;
4. The person performing the analysis and date the analysis was completed;
5. The analytical techniques or methods used; and
6. The results of analysis

Users are encouraged to retain quality control and quality assurance information provided by the laboratory and submit this information in routine reporting. This information also has value in the event that the sample data is called into question. For analytes for which Washington State requires use of a certified/accredited laboratory, Users shall maintain records demonstrating the laboratories utilized for performance of analyses have the proper accreditation to perform such analyses.

Users shall maintain the above records for a minimum of three (3) years following reporting the analyses, and thereafter until any litigation concerning the User, the PWD or the Castle Rock City Council is completed, or for a specified period of longer duration when the User has been specifically notified of a longer retention period by the PWD.

J. Certification Statements

The following certification statement must be signed by an authorized representative as defined by 13.17.020 General Provisions (D) and included when submitting for approval

or general application in accordance with 13.17.050 Conditional Wastewater Discharge Approval (E):

“I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, of those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations”.

13.17.080 Right of Entry: Industrial User Inspection and Sampling.

As a condition of issuance of a CWDA, the business shall grant the PWD and/or its Designee the right to enter the premises of any permitted Industrial User to determine whether the User is complying with all requirements of this Ordinance and any CWDA or order issued hereunder. Industrial Users shall allow the PWD and/or Designee ready access to all parts of the premises for the purpose of inspection, sampling records examination and copying, and the performance of any additional duties, as a condition of retaining its CWDA.

- A. Where an Industrial User has security measures in force which require proper identification and clearance before entry into its premises, the User shall make necessary arrangements with its security personnel so that, upon presentation of suitable identification, the PWD and/or Designee will be permitted to enter without delay for the purpose of performing their specific responsibilities under this Ordinance.
- B. The PWD and/or Designee shall have the right to set up on the Industrial User's property or require installation of, such devices as are necessary to conduct sampling and/or metering of the User's operations.
- C. Industrial Users shall provide full access to the PWD and/or Designee to use any monitoring facilities and utilities available or required in accordance with 13.17.040 Pretreatment and Discharge of Wastewater (A), 13.17.050 City Wastewater Discharge Approval Application (B.4) and (B.6) to confirm that the standards or treatment required for discharge to the POTW are being met.
- D. Any temporary or permanent obstruction to safe and easy access to the facility to be inspected and/or sampled shall be promptly removed by the Industrial User at the written or verbal request of the PWD and shall not be replaced. The costs of clearing such access shall be done by the User.
- E. Any unreasonable delay in allowing the PWD and/or Designee full access to the Industrial User's premises and wastewater operations shall be a violation of this Ordinance.

13.17.090 Confidential Information.

Generally, information submitted to demonstrate compliance with pretreatment standards and requirements is subject to public review. To the extent such is consistent with state and federal laws, Users may have certain information treated as confidential if the following process is followed:

- A. When a User submits information to the, or provides information. Users must promptly identify the specific information in writing, and describe why public release would divulge information, processes, or methods of production entitled to protection as trade secrets or confidential business information under applicable state or federal laws.
- B. The City will withhold disclosure of confidential information for a reasonable period of time, during which time the User wanting non-disclosure will be notified and thereby have the opportunity to seek a court order relative to non-disclosure. Any damages, expenses, or costs incurred by the City in denying or resisting the disclosure of information declared to be confidential by the User shall be borne and paid by such User.
- C. Dependent on the agency receiving the request, the PWD shall review and approve or deny such requests. When approved, the information shall not be publicized unless required by state or federal law.
- D. All other User information submitted to or obtained by the PWD shall be available to the public subject to the City records review policy.
- E. Information held as confidential may not be withheld from governmental agencies for uses related to the NPDES program or pretreatment program, or in enforcement proceedings involving the person finishing the report.
- F. Federal rules prevent wastewater constituents and characteristics and other effluent data, as defined by 40 CFR Part 2. 302, from being recognized as confidential information.

13.17.100 Administrative Enforcement.

A. Notification of Violation

The PWD may serve a written Notice of Violation on any User that has violated any provision of this Ordinance. In all cases, each day of continued violation of a provision of this Ordinance is a separate violation. Users shall, in response to a Notice of Violation, provide the PWD a written explanation of the violation, its cause, and a corrective action plan within thirty (30) calendar days of receiving this notice, Users submitting plans to correct noncompliance must include the specific actions they will take to correct ongoing and prevent future violations at the earliest practicable date. Acceptance of a plan by the PWD does not relieve a User of liability for any violations. The PWD may also take emergency actions or other enforcement actions as deemed necessary to protect the collection system and/or the POTW, the environment, or the health and welfare of the general public, without first issuing a Notice of Violation. Exercise of one or more enforcement options by the City shall not be a bar to, or a prerequisite for, taking any other action against the User.

B. Compliance Agreement

The PWD may enter into a Compliance Agreement or other voluntary agreement to memorialize agreements with User to correct violations of any requirement of this Ordinance. Such agreements must include the specific actions(s) required and date(s) they are to be completed to correct the noncompliance. Such documents must be constructed in a judicially enforceable manner, and have the same force and effect as administrative orders pursuant to 13.17.100 Administrative Enforcement (D) (E).

C. Review Hearing by the Hearing Examiner

The PWD may propose enforcement actions in response to a violation of any provisions of this Ordinance. The PWD will notify the User of the violation, the enforcement action, the rationale, and the User's rights to provide evidence why the proposed enforcement action should not be taken, and to provide its supposed for any alternative it proposes. A User shall have the right to a review hearing to contest the enforcement action.

Any hearing pursuant to this Section must be requested by the User in writing within fifteen (15) business days after the User receives notice of the enforcement actions. The User's written request shall be filed with the PWD.

The hearing authorized by this Section shall be held before the Hearings Examiner. Formal rules of evidence shall not apply, but the User, PWD shall have the right to present witnesses and other evidence. The Hearing Examiner shall issue a written decision within fourteen (14) calendar days of the conclusion of the hearing.

Any User shall have the right to make an electronic or stenographic record of the proceedings. Such record shall be made at the User's expense. The CRCC may by Resolution or Policy adopt additional rules for the conduct of hearings pursuant to this Section. A review hearing shall not be a bar against, or prerequisite for, taking any other action against the User.

D. Compliance Orders

The Hearings Examiner, may issue a Compliance Order to any User that has violated any provision of this Ordinance. The Compliance Order may direct that the User come into compliance withing a specified time, install and properly operate adequate treatment facilities or devices, or take such other measures as the City finds necessary.

These measures may include additional self-monitoring and BMP designed to minimize the concentration of pollutants discharged to the sewer. A Compliance Order may not extend the deadline for compliance established for a pretreatment standard or requirement, or relieve a User of Liability for any violation, including a continuing violation. If the User does not come into compliance withing the time provided, sewer and water service may be discontinued. Issuance of a Compliance Order shall not be a bar against, or a prerequisite for, taking any other action against the User.

E. Cease and Desist Orders

When PWD find that a User has violated, or continues to violate, any provision of this Policy, a CWDP or Order issued hereunder, or any other pretreatment standard or

requirement, or that the User's past violations are likely to recur, the PWD may issue an Order to the User directing it to cease and desist all such violations and directing the User to:

1. Immediately comply with all requirements; and
2. Take such appropriate remedial or preventive action as may be needed to properly address a continuing or threatened violation, including halting operations and/or termination the discharge. Issuance of a Cease-and-Desist Order shall not be a bar against, or a prerequisite for, taking any other action against the User.

F. Administrative Fines

1. When the City finds that a User has violated, or continues to violate, any provisions of this Ordinance, a CWDA or Order issued hereunder, or any other pretreatment standard or requirement, the PWD may assess fines against such User.
2. Any violation of this Ordinance which has caused the POTW to violate its NPDES Permit may result in the Washington State Department of Ecology levying a fine against the City. In that event, the City may fine any User whose discharge has been identified for causing the permit violation an amount equal to the Washington State Department of Ecology fine imposed upon the City plus administrative costs. Such fines shall be assessed on per violation, per day basis. In the case of monthly or other long-term average discharge limits, fines shall be assessed for each day during the period of violation.
3. The City may add the costs of any emergency response, additional monitoring, investigation, and administrative costs related to investigating and, or enforcing the noncompliance situation, to the amount of the fine.
4. The City will consider the benefit gained by a User as a result of the noncompliance in cases where there appears to have been a benefit from not complying. In such cases the City shall ensure that fines, to the maximum amounts allowable, exceed the benefit to the User from the noncompliance.
5. Unpaid charges, fines, and penalties shall, at thirty (30) calendar days past the due date, be assessed an additional penalty of one percent (1%) of the unpaid balance, and interest shall accrue thereafter at a rate of one percent (1%) per month, or at the rate allowed by law if different from the foregoing. After thirty (30) calendar days, the City shall be authorized to pursue permit revocation or suspension of service for unpaid charges, fines, and penalties.
6. Users desiring to dispute such fines must file a written request with the City to reconsider the fine within fifteen (15) calendar days of being notified of the fine. The Hearings Examiner shall convene a hearing on the matter pursuant to 13.17.100 (C) of this Ordinance. In the event the User's appeal is successful, the City shall reduce or eliminate the fine as determined appropriate.

7. Issuance of an administrative fine shall not be a bar against, or a prerequisite for, taking any other action against the User.

G. Emergency Suspensions

The PWD may order an immediate suspension of a User's discharge (or threatened discharge) when it reasonably appears to present a substantial danger to the health or welfare of persons, threatens to interfere with the operation of the collection system or the POTW, or which may present a danger to the environment.

1. Any User notified of a suspension of its discharge shall immediately stop or eliminate its discharge. If in voluntarily with the suspension order, the City may take such steps as deemed necessary to protect the public and its interest in the collection system and POTW. Remedies available include immediately, turning off water supply, severing the sewer connection at the User's expense, turning off pump stations downstream of the User, and partnering with Law enforcement. The City may not allow the User to resume its discharge until the User has demonstrated to the satisfaction of the City that the situation warranting the suspension has been properly addressed.
2. A User that is responsible in whole or in part, for any discharge presenting imminent danger shall submit a detailed written statement, describing the causes of the harmful contribution and the measures taken to prevent any future occurrence. Users shall submit this report prior to the date of any show cause or termination hearing under 13.17.100 Administrative Enforcement (C) and (H) of this Ordinance. Nothing in this Section shall be interpreted as requiring a hearing prior to any emergency suspension under this Section.

H. Termination of Discharge

Any User who violates the following conditions is subject to having the privilege of discharging to the public sewer system withdrawn, including, but not limited, blocking or severing the sewer discharge and turning off water supply:

1. Discharge of non-domestic wastewater without a CWDA, when a CWDA is required, including:
 - a. Where the appropriate Approval has not been requested;
 - b. Where the appropriate Approval has not yet been issued; or
 - c. Where the Approval has been denied or revoked based on the provisions of 13.17.060 Conditional Wastewater Discharge Approval (F) (Approval Revocation) of this Ordinance
2. Violation of CWDA terms and conditions.

3. Refusal of reasonable access to the User's premises for the purpose of inspection, monitoring, or sampling (whether subject to an Approval or not).

4. Violation of the pretreatment standards and requirements in Section 2 of this Policy, including failure to satisfy Industrial User Survey requirements.

13.17.110 Judicial Enforcement: Injunctive Relief.

The City may seek injunctive relief when a User has violated, or continues to violate a provision of this Ordinance. In such cases, the City may petition the Superior Court of Cowlitz County for the issuance of a temporary or permanent injunction, as appropriate, which restrains or compels the specific performance of the CWDA, Order, or other requirement imposed by this Ordinance on activities of the User. The City may also seek such other actions as is appropriate for legal and or equitable relief, including a requirement for the User to conduct environmental remediation. A petition for injunctive relief shall not be a bar against, or a pre requisite for, taking any other action against a User.

13.17.120 Supplemental Conditions

A. Performance Bonds

The City may require a satisfactory Performance Bond in an amount deemed necessary to assure the User will achieve consistent compliance with this Ordinance. Such Bond may be required as an enforcement response or as prerequisite to issue or reissue a CWDA. This Bond may also be required of any category of User that has led to interference with the collection system and/or the POTW in the past, regardless of the compliance history of the particular User. This bond may be used to pay any fees, costs, or penalties assessed to the User whenever the User's account is in arrears for over thirty (30) calendar days. This includes the costs of cleanup if the User goes out business, sells the business to a person that does not first assume the Bond, or goes bankrupt. Users may petition to convert their Performance Bond to a requirement to provide Liability Insurance or to forego any such safeguard based on their performance, User may petition to more frequently than once in any twelve (12) month period.

B. Payment of Outstanding Fees and Penalties

The City may decline to issue a CWDA to any User who has failed to pay any outstanding fees, fines, or penalties incurred as a result of any provision of this Ordinance, a previous permit or order issued hereunder.

C. Public Nuisances

A violation of any provisions of this Ordinance or a Permit order issued hereunder, or any other pretreatment standard or requirement, is hereby declared a public nuisance and shall be corrected or abated as directed by the PWD.

13.17.130 Bypass.

A. For the purpose of this Section:

1. Bypass means the intentional diversion of waste streams from any portion of a User's treatment facility.

2. Severe property damage means substantial physical damage to property, damage to the treatment facilities, which causes them to become inoperable, or substantial and permanent loss of natural resources or damage to the environment, which can reasonably be expected not to occur in the absence of a bypass. Severe property damage does not mean economic loss caused by delays in production.

B. A User may allow a bypass to occur if it does not cause pretreatment standards or requirements to be violated and is for essential maintenance to ensure efficient operation.

C. Any other bypass must meet the following requirements:

1. Users knowing in advance of the need for a bypass must submit prior notice to the PWD, at least ten (10) calendar days before the bypass wherever possible; and

2. Users must tell the PWD of any unanticipated bypass that exceeds applicable pretreatment standards within twenty-four (24) hours of becoming aware of the bypass. Users must provide a written follow up report within five (5) calendar days. The PWD may waive the written report if the oral report was timely and complete. Unless waived, the written report must contain:

a. A description of the bypass (volume, pollutants, etc.)

b. What caused the bypass;

c. When, specifically, the bypass started and ended:

d. When the bypass is expected to stop (if ongoing); and

e. What steps the User has taken or plans to take to reduce, eliminate, and prevent the bypass from reoccurring.

f. Bypass is prohibited unless:

i. Bypass was unavoidable to prevent loss of life, personal injury, or severe property damage;

ii. There were no feasible alternatives to the bypass, such as the use of auxiliary treatment facilities, retention of untreated wastes, or maintenance during normal periods or equipment downtime. This condition is not satisfied if adequate back-up equipment should have been installed in the exercise of reasonable engineering judgement

to prevent a bypass, which occurred during normal periods of equipment downtime or preventive maintenance; and

iii. The User submitted notices as required under 13.17.130 By Pass (C).

D. The PWD may approve an anticipated bypass, after considering its adverse effects, if the PWD determine that it will meet the three (3) conditions 13.17.130 By Pass (C, 2.f).

13.17.140 Wastewater Treatment Surcharges and Permit Fees.

A. Excess Strength Charges

High Strength Waste:

Wastewater discharges originating from industrial business activities that, when discharged to the collection system, has a concentration of total suspended solids (TSS) and/or biochemical oxygen demand (BOD) in excess of 350 mg/L, FOG in excess of 100 mg/L, ammonia greater than 44, or hydron sulfide that could cause damage to the City's collection system, the POTW or is a safety or health concern.

High Strength Waste Fee:

A surcharge for High Strength Waste Fees shall be collected pursuant to the current Master Fee Schedule adopted by the CRCC, and remitted to prior to the end of the calendar month following collection.

Sampling:

Grab sampling will normally be used for sampling intermittent discharges that are consistent in waste strength, and when samples are to be tested for components or characteristics that are subject to significant and unavoidable change during storage (i.e. dissolved gasses, pH, temperature, etc.). Composite sampling will normally be used for sampling continuous discharges and for sampling variable strength wastewater. Composite samples will normally be collected over a 24-hour period, however, when industrial discharges occur for less than 24 hrs./day, composite samples will be taken for the duration of the waste discharge.

Sampling frequency will depend upon the nature and source of the waste discharged and its potential to adversely impact the collection system and/or the treatment plant operations and efficiencies. For discharges having a significant potential impact, daily sampling may be appropriate. For discharges with a minimal potential impact, less frequent sampling (i.e. weekly) may be appropriate.

Sampling Fees shall be collected pursuant to a resolution adopted by the CRCC.

B. Conditional Wastewater Discharge Approval Fees

Annual CWDA fees shall be levied on each Industrial User (IU) subject to the CWDA. Each User requiring a CWDA will be evaluated by the PWD where the User discharges and subsequently placed in the appropriate category. Pretreatment Approval Fees are established by the Master Fee Schedule adopted by the CRCC.

The CRCC may adopt additional fees to recover the costs of implementing this Ordinance and operating the Pretreatment Programs which may include:

1. Fees for monitoring, inspection, and surveillance procedures including the cost of collection and analyzing a User's discharge, and reviewing monitoring reports submitted by, Users;
2. Fees for reviewing and responding to accidental discharge procedures and construction;
3. Fees for filing appeals;
4. Fees to recover administrative and legal costs associated with enforcement activity taken to address User noncompliance; and
5. Other fees as necessary to carry out the requirements contained herein. These fees relate solely to the matters covered by this Ordinance and are separate from all other fees, fines, and penalties imposed by the CRCC.

13.17.150 Miscellaneous Provisions.

Conflict

All other previously issued Policies and parts of other Policies inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

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

SECTION 3. EFFECTIVE DATE. This ordinance shall take effect five (5) days after passing and publication of an approved summary consisting of the title.

PASSED in regular session this ____ day of _____, 2025.

CITY OF CASTLE ROCK

APPROVED:

Paul Helenberg, Mayor

APPROVED AS TO FORM:

ATTEST:

Nikki Thompson, City Attorney

Carie Cuttonaro, City Clerk

City of Castle Rock

PO Box 370
Castle Rock, WA 98611
(360) 274-7478



November 12, 2025

CT6, LLC
Attn: Taylor Wilson, Project Manager
PO Box 1900
Battle Ground, WA 98604

RE: *River's Edge at the Landing* Preliminary Plat Amendment – Administrative Determination

Mr. Wilson,

The city has reviewed the proposed revisions to the approved *River's Edge at the Landing* Preliminary Plat. Based on this review, the City has determined that the proposed changes qualify as minor amendments consistent with the intent and purpose of the Castle Rock Municipal Code (CRMC) and the approved conditions.

As outlined in the City's administrative process, staff have confirmed that the revisions do not alter density, street alignments, or infrastructure in a way that affects overall design or public interests. Therefore, no additional comments or conditions are required, and the amendment is approved.

This action will be placed on the City Council consent agenda for confirmation of approval.

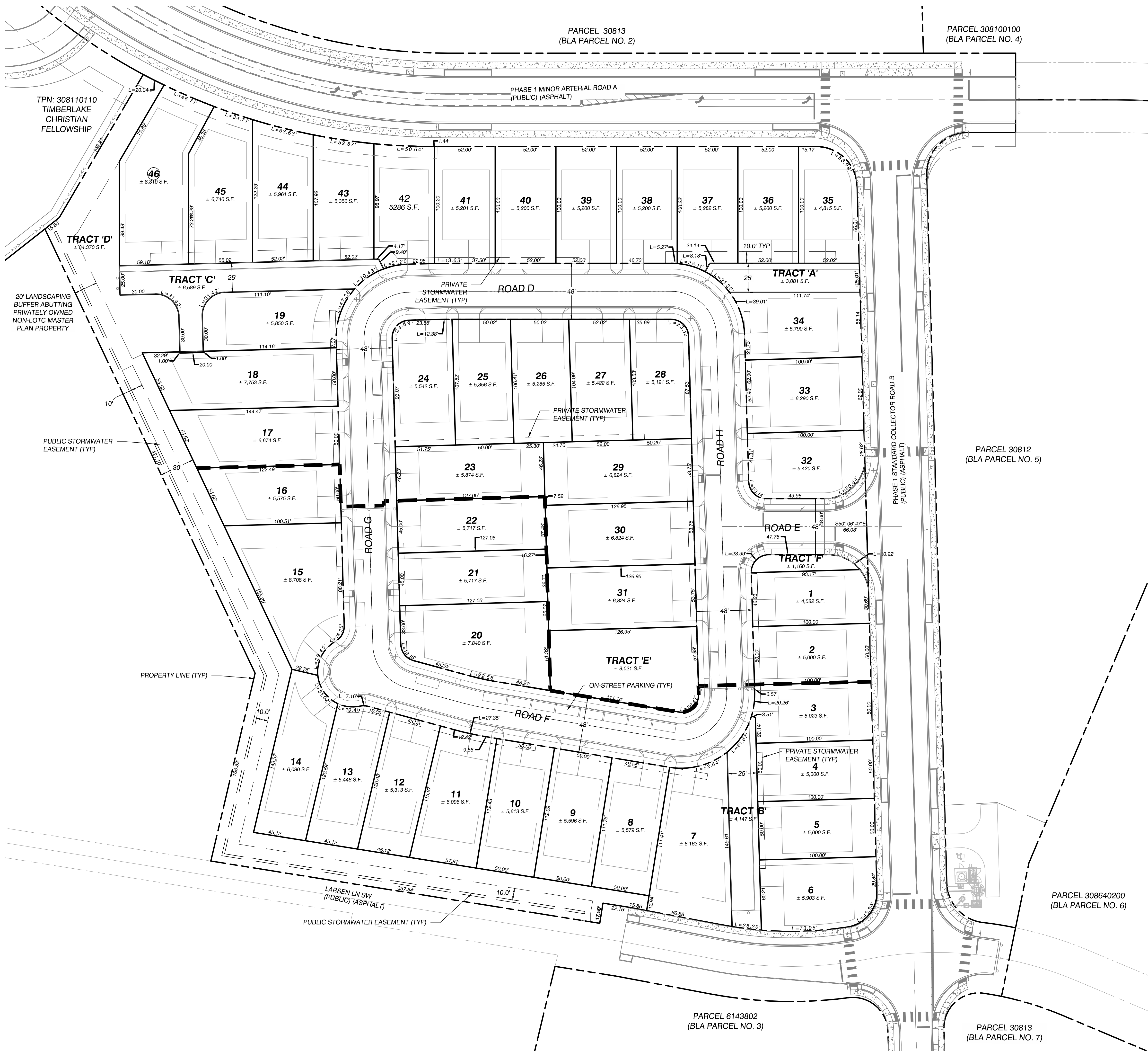
If you have any questions, please don't hesitate to contact us at 360-274-8181.

Sincerely,

A handwritten signature in black ink, appearing to read "RGR", with a long horizontal flourish extending to the right.

Rachel Granrath, Contract City Planner
Rachel.granrath@kimley-horn.com

Cc: Karlene Akesson, Deputy Clerk, kakesson@ci.castle-rock.wa.us
Carie Cuttonaro, Clerk-Treasurer, ccuttonaro@ci.castle-rock.wa.us
Paul Helenberg, Mayor, phelenberg@ci.castle-rock.wa.us



04080

SCALE: 1" = 40'

THIS PRELIMINARY PLAT CONCEPT HAS BEEN REVIEWED AND ACCEPTED BY THE CITY OF CASTLE ROCK FOR LAND USE APPROVAL. THIS APPROVAL DOES NOT CONSTITUTE APPROVAL OF FINAL ENGINEERING AND/OR FINAL PLAT.

APPROVED BY CITY OF CASTLE ROCK

CITY ENGINEER

DATE

APPROVED BY CITY OF CASTLE ROCK

PUBLIC WORKS DIRECTOR

DATE

SITE STATISTICS	
APPLICABLE ZONING DISTRICT STANDARDS:	R-2
GROSS AREA:	±388,630 SF (±8.93 AC)
PARK/OPEN SPACE:	±43,551 SF (±1.00 AC)
NET AREA:	±345,079 SF (±7.93 AC)
TOTAL ROW DEDICATION:	±67,783 SF (±1.56 AC)
TOTAL PROPOSED LOTS:	46 LOTS
MINIMUM LOT AREA:	4,500 SF

DEVELOPMENT STANDARDS	
MINIMUM LOT SIZE:	3,500 SF
MINIMUM LOT WIDTH/DEPTH:	NONE PURSUANT TO LOTC CONDITION OF APPROVAL 5.A.

MINIMUM REQUIRED SETBACKS	
FRONT YARD/GARAGE:	20 FEET
SIDE YARD:	5 FEET
REAR YARD:	20 FEET

PARKING:	92 OFF-STREET PARKING SPACES (2 OFF-SITE PARKING SPACES PER DWELLING UNIT)
----------	--

PARK AREA:	8,004 SF(174 SF PER LOT)
------------	--------------------------

LANDSCAPING:	20-FOOT LANDSCAPE BUFFER ABUTTING PRIVATELY-OWNED PROPERTIES NOT INCLUDED IN THE LOTC MASTER PLAN
--------------	---

PROPOSED IMPROVEMENTS	
LOT AREA:	4,500 SF MINIMUM
LOT WIDTH:	45 FEET MINIMUM
LOT DEPTH:	100 FEET MINIMUM

LOT SETBACKS	
FRONT YARD/GARAGE:	20 FEET
SIDE YARD:	5 FEET
REAR YARD:	20 FEET

LANDSCAPE BUFFER FOR LOTS ABUTTING PRIVATELY OWNED NON-LOTC MASTER PLAN PROPERTY:	20 FEET
---	---------

STORM EASEMENT FOR LOTS ABUTTING PRIVATELY OWNED NON-LOTC MASTER PLAN PROPERTY :	10 FEET
--	---------

PARKING :	EACH LOT HAS BEEN SIZED TO ACCOMMODATE 4 CARS (2 IN GARAGE AND 2 IN DRIVEWAY, EACH SIZED UP TO 9 FEET WIDE BY 19 FEET LONG)
	21 ON-STREET PARKING SPACES (SIZED UP TO 8 FEET WIDE BY 20 FEET LONG WITH A FOOT GAP BETWEEN EACH)

TRACT	PURPOSE	AREA
TRACT A	PRIVATE DRIVEWAY	±3,081 SF
TRACT B	PRIVATE DRIVEWAY	±4,147 SF
TRACT C	PRIVATE DRIVEWAY	±6,589 SF
TRACT D	OPEN SPACE	±34,370 SF
TRACT E	PARK	±8,021 SF
TRACT F	MONUMENT SIGNAGE AREA	±1,160 SF

- NOTES:
- ALL PROPOSED STORMWATER EASEMENTS ARE TO BE DEDICATED TO THE CITY OF CASTLE ROCK
 - FOR PROPOSED ROAD SECTIONS, SEE SHEET C3.2.
 - ALL PUBLIC ROADS SHOWN ON THIS PLAN TO BE DEDICATED TO THE CITY OF CASTLE ROCK.
 - MAINTENANCE FOR ALL PRIVATE DRIVEWAY TRACTS ON THIS PLAN TO BE MAINTAINED BY AN HOA
 - OPEN SPACE TRACT D WILL BE PRIVATELY OWNED AND MAINTAINED BY THE HOA.

ENERGY PUBLIC WORKS LAND DEVELOPMENT

www.mackaysposito.com

PRELIMINARY

10/6/2025

RIVER'S EDGE AT THE LANDING SUBDIVISION
CASTLE ROCK, WASHINGTON

PRELIMINARY PLAT

REVISIONS:

JOB NO.:

18591

DATE:

10/6/2025

SCALE: H: 1" = 40'

V: N/A

DESIGNED BY:

PJM

DRAWN BY:

PJM

CHECKED BY:

TAW

%%U

C1.0

Page 120 of 131



Washington State Transportation Improvement Board

TIB Members

Chair
Councilmember Sam Low
Snohomish County

Vice Chair
Mayor Hilda González
City of Granger

Susan Carter
Hopelink

Kent Cash
Port of Vancouver

Barbara Chamberlain
WSDOT

Dongho Chang
WSDOT

Scott Chesney
Spokane County

Vicky Clarke
Cascade Bicycle Club & Washington
Bikes

Nick Covey
Link Transit

Andrew Denham
Town of Twisp

Stephanie Forman
Forman Consulting

Preston Frederickson
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Lincoln County

Councilmember Jon Pascal
City of Kirkland

Les Reardanz
Whatcom Transportation Authority

Mayor Kim Roscoe
City of Fife

Maria Thomas
Office of Financial Management

John Vicente
City of Kenmore

Jennifer Walker
Thurston County

Jane Wall
County Road Administration Board

November 21, 2025

David Vorse
Public Works Director
City of Castle Rock
Post Office Box 370
Castle Rock, WA 98611-0370

Dear David Vorse:

Congratulations! The Transportation Improvement Board (TIB) is pleased to announce the selection of your project, Pleasant Hill Road Reconstruction, Huntington Ave S to South City Limits, TIB project number 6-W-952(006)-1.

TIB is awarding 94.9993% of approved eligible project costs with a maximum grant of \$1,315,645. Your request for a sidewalk deviation for the project was approved.

Before any work is permitted on this project, you must complete and email the following items to your TIB engineer:

- Verify the information on the attached Grant Agreement Form. If necessary, revise section 3.0 Project Funding Partners.
- Sign and **email** a copy of the Grant Agreement Form to your TIB Engineer.
- Submit the section of your adopted Six Year Transportation Improvement Plan listing this project.

TIB approval is required prior to incurring reimbursable expenses.

Bid advertisement must occur not later than May 1 and construction must begin by July 1 of the year it is scheduled for construction. If these deadlines cannot be met, a written extension approval from TIB is required.

In accordance with RCW 47.26.084, you must certify full funding by November 21, 2026, or the grant may be terminated. Grants may also be rescinded due to unreasonable project delays as described in WAC 479-05-211.05-211.

If you have questions, please contact Chris Langhoff, TIB Region Engineer, at ChrisL@TIB.wa.gov.

Sincerely,

Ashley Probart
Executive Director

Enclosures

Ashley Probart
Executive Director

P.O. Box 40901
Olympia, WA 98504-0901
Phone: 360-586-1140
www.tib.wa.gov



City of Castle Rock
6-W-952(006)-1
Pleasant Hill Road Reconstruction
Huntington Ave S to South City Limits

STATE OF WASHINGTON
TRANSPORTATION IMPROVEMENT BOARD
AND
City of Castle Rock
AGREEMENT

THIS GRANT AGREEMENT (hereinafter "Agreement") for the Pleasant Hill Road Reconstruction, Huntington Ave S to South City Limits (hereinafter "Project") is entered into by the WASHINGTON STATE TRANSPORTATION IMPROVEMENT BOARD (hereinafter "TIB") and City of Castle Rock, a political subdivision of the State of Washington (hereinafter "RECIPIENT").

1.0 PURPOSE

For the project specified above, TIB shall pay 94.9993 percent of approved eligible project costs up to the amount of \$1,315,645, pursuant to terms contained in the RECIPIENT'S Grant Application, supporting documentation, chapter 47.26 RCW and/or chapter 47.04 RCW, title 479 WAC, and the terms and conditions listed below.

2.0 SCOPE AND BUDGET

The Project Scope and Budget are initially described in RECIPIENT's Grant Application and incorporated by reference into this Agreement. Scope and Budget will be further developed and refined, but not substantially altered during the Design, Bid Authorization and Construction Phases. Any material alterations to the original Project Scope or Budget as initially described in the Grant Application must be authorized by TIB in advance by written amendment.

3.0 PROJECT FUNDING PARTNERS

The RECIPIENT anticipates receiving additional funding from the following funding partners, in the following amounts. However, in no event shall any non-party to this Agreement, even if referenced as a funding partner below, be considered a third party beneficiary to this Agreement.

Funding Partners	Amount	Revised Funding
CASTLE ROCK	69,255	
WSDOT	0	
Federal Funds	0	



TOTAL LOCAL FUNDS	69,255	

4.0 PROJECT DOCUMENTATION

TIB requires RECIPIENT to make reasonable progress and submit timely Project documentation as applicable throughout the Project. Upon RECIPIENT's submission of each Project document to TIB, the terms contained in the document will be incorporated by reference into the Agreement. Required documents include, but are not limited to the following:

- a) Bid Authorization Form with plans and engineers estimate
- b) Award Updated Cost Estimate
- c) Bid Tabulations
- d) Contract Completion Updated Cost Estimate with final summary of quantities
- e) Project Accounting History

5.0 BILLING AND PAYMENT

The local agency shall submit progress billings as project costs are incurred to enable TIB to maintain accurate budgeting and fund management. Payment requests may be submitted as often as the RECIPIENT deems necessary, but shall be submitted at least quarterly if billable amounts are greater than \$50,000. If progress billings are not submitted, large payments may be delayed or scheduled in a payment plan.

6.0 TERM OF AGREEMENT

This Agreement shall be effective upon execution by TIB and shall continue through closeout of the grant or until terminated as provided herein, but shall not exceed 10 years unless amended by the Parties.

7.0 AMENDMENTS

This Agreement may be amended by mutual agreement of the Parties. Such amendments shall not be binding unless they are in writing and signed by persons authorized to bind each of the Parties.

8.0 ASSIGNMENT

The RECIPIENT shall not assign or transfer its rights, benefits, or obligations under this Agreement without the prior written consent of TIB. The RECIPIENT is deemed to consent to assignment of this Agreement by TIB to a successor entity. Such consent shall not constitute a waiver of the RECIPIENT's other rights under this Agreement.



9.0 GOVERNANCE & VENUE

This Agreement shall be construed and interpreted in accordance with the laws of the state of Washington and venue of any action brought hereunder shall be in the Superior Court for Thurston County.

10.0 DEFAULT AND TERMINATION

10.1 NON-COMPLIANCE

- a) In the event TIB determines, in its sole discretion, the RECIPIENT has failed to comply with the terms and conditions of this Agreement, TIB shall notify the RECIPIENT, in writing, of the non-compliance.
- b) In response to the notice, RECIPIENT shall provide a written response within 10 business days of receipt of TIB's notice of non-compliance, which should include either a detailed plan to correct the non-compliance, a request to amend the Project, or a denial accompanied by supporting details.
- c) TIB will provide 30 days for RECIPIENT to make reasonable progress toward compliance pursuant to its plan to correct or implement its amendment to the Project.
- d) Should RECIPIENT dispute non-compliance, TIB will investigate the dispute and may withhold further payments or prohibit the RECIPIENT from incurring additional reimbursable costs during the investigation.

10.2 DEFAULT

RECIPIENT may be considered in default if TIB determines, in its sole discretion, that:

- a) RECIPIENT is not making reasonable progress toward correction and compliance.
- b) TIB denies the RECIPIENT's request to amend the Project.
- c) After investigation TIB confirms RECIPIENT'S non-compliance.

TIB reserves the right to order RECIPIENT to immediately stop work on the Project and TIB may stop Project payments until the requested corrections have been made or the Agreement has been terminated.

10.3 TERMINATION

- a) In the event of default by the RECIPIENT as determined pursuant to Section 10.2, TIB shall serve RECIPIENT with a written notice of termination of this Agreement, which shall be served in person, by email or by certified letter. Upon service of notice of termination, the RECIPIENT shall immediately stop work and/or take such action as may be directed by TIB.
- b) In the event of default and/or termination by either PARTY, the RECIPIENT may be liable for damages as authorized by law including, but not limited to, repayment of grant funds.
- c) The rights and remedies of TIB provided in the AGREEMENT are not exclusive and are in addition to any other rights and remedies provided by law.



10.4 TERMINATION FOR NECESSITY

TIB may, with ten (10) days written notice, terminate this Agreement, in whole or in part, because funds are no longer available for the purpose of meeting TIB's obligations. If this Agreement is so terminated, TIB shall be liable only for payment required under this Agreement for performance rendered or costs incurred prior to the effective date of termination.

11.0 USE OF TIB GRANT FUNDS

TIB grant funds come from Motor Vehicle Fuel Tax revenue and other revenue sources. Any use of these funds for anything other than highway or roadway system improvements is prohibited and shall subject the RECIPIENT to the terms, conditions and remedies set forth in Section 10. If Right of Way is purchased using TIB funds, and some or all of the Right of Way is subsequently sold, proceeds from the sale must be deposited into the RECIPIENT's motor vehicle fund and used for a motor vehicle purpose.

12.0 INCREASE OR DECREASE IN TIB GRANT FUNDS

At Bid Award and Contract Completion, RECIPIENT may request an increase in the maximum payable TIB funds for the specific project. Requests must be made in writing and will be considered by TIB and awarded at the sole discretion of TIB. All increase requests must be made pursuant to WAC 479-05-202 and/or WAC 479-01-060 and/or WAC 479-10-575. If an increase is denied, the recipient shall be liable for all costs incurred in excess of the maximum amount payable by TIB. In the event that final costs related to the specific project are less than the initial grant award, TIB funds will be decreased and/or refunded to TIB in a manner that maintains the intended ratio between TIB funds and total project costs, as described in Section 1.0 of this Agreement.

13.0 INDEPENDENT CAPACITY

The RECIPIENT shall be deemed an independent contractor for all purposes and the employees of the RECIPIENT or any of its contractors, subcontractors, and employees thereof shall not in any manner be deemed employees of TIB.

14.0 INDEMNIFICATION AND HOLD HARMLESS

The PARTIES agree to the following:

Each of the PARTIES, shall protect, defend, indemnify, and save harmless the other PARTY, its officers, officials, employees, and agents, while acting within the scope of their employment as such, from any and all costs, claims, judgment, and/or awards of damages, arising out of, or in any way resulting from, that PARTY's own negligent acts or omissions which may arise in connection with its performance under this Agreement. No PARTY will be required to indemnify, defend, or save harmless the other PARTY if the claim, suit, or action for injuries, death, or damages is caused by the sole negligence of the other PARTY. Where such claims, suits, or actions result from the concurrent negligence of the PARTIES, the indemnity provisions provided herein shall be valid and enforceable only to the extent of a PARTY's own negligence. Each of the PARTIES agrees that its obligations under this subparagraph extend to any claim, demand and/or cause of action brought by, or on behalf of, any of its employees or agents. For this purpose, each of the PARTIES, by mutual negotiation, hereby waives, with respect to the other PARTY only, any immunity that would otherwise be available to it against such claims under the Industrial Insurance provision of Title 51 RCW. In any action to enforce the provisions



of the Section, the prevailing PARTY shall be entitled to recover its reasonable attorney's fees and costs incurred from the other PARTY. The obligations of this Section shall survive termination of this Agreement.

15.0 DISPUTE RESOLUTION

- a) The PARTIES shall make good faith efforts to quickly and collaboratively resolve any dispute arising under or in connection with this AGREEMENT. The dispute resolution process outlined in this Section applies to disputes arising under or in connection with the terms of this AGREEMENT.
- b) Informal Resolution. The PARTIES shall use their best efforts to resolve disputes promptly and at the lowest organizational level.
- c) In the event that the PARTIES are unable to resolve the dispute, the PARTIES shall submit the matter to non-binding mediation facilitated by a mutually agreed upon mediator. The PARTIES shall share equally in the cost of the mediator.
- d) Each PARTY agrees to compromise to the fullest extent possible in resolving the dispute in order to avoid delays or additional incurred cost to the Project.
- e) The PARTIES agree that they shall have no right to seek relief in a court of law until and unless the Dispute Resolution process has been exhausted.

16.0 ENTIRE AGREEMENT

This Agreement, together with the RECIPIENT'S Grant Application, the provisions of chapter 47.26 Revised Code of Washington and/or 47.04 Revised Code of Washington, the provisions of title 479 Washington Administrative Code, and TIB Policies, constitutes the entire agreement between the PARTIES and supersedes all previous written or oral agreements between the PARTIES.

17.0 RECORDS MAINTENANCE

The RECIPIENT shall maintain books, records, documents, data and other evidence relating to this Agreement and performance of the services described herein, including but not limited to accounting procedures and practices which sufficiently and properly reflect all direct and indirect costs of any nature expended in the performance of this Agreement. RECIPIENT shall retain such records for a period of six years following the date of final payment. At no additional cost, these records, including materials generated under the Agreement shall be subject at all reasonable times to inspection, review or audit by TIB personnel duly authorized by TIB, the Office of the State Auditor, and federal and state officials so authorized by law, regulation or agreement.

If any litigation, claim or audit is started before the expiration of the six (6) year period, the records shall be retained until all litigation, claims, or audit findings involving the records have been resolved.



Washington State Transportation Improvement Board
Grant Agreement

6-W-952(006)-1

Approved as to Form
Attorney General

By:

Signature on file

Albert H. Wang
Assistant Attorney General

Lead Agency

Transportation Improvement Board

Chief Executive Officer

Date

Executive Director

Date

Print Name

Print Name

**CITY OF CASTLE ROCK
ORDINANCE NO. 2025-07**

**AN ORDINANCE AMENDING CITY OF CASTLE ROCK, WASHINGTON
MUNICIPAL CODE, SECTIONS 13.06.045, 13.06.050, 13.06.060, AND 13.06.110.**

WHEREAS, the Castle Rock City Council has deemed it is in the best interest of the city to update Section 13.06.045 Cross-connection control and backflow prevention assemblies; and

WHEREAS, the Castle Rock City Council has deemed it is in the best interest of the city to update Section 13.06.050 Interference or tampering; and

WHEREAS, the Castle Rock City Council has deemed it is in the best interest of the city to update Section 13.06.060 Substances prohibited in system; and

WHEREAS, the Castle Rock City Council has deemed it is in the best interest of the city to update Section 13.06.110 Responsibilities of property owner.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Castle Rock, Washington that Castle Rock Municipal Code, Sections 13.06.045, 13.06.050, 13.06.060, and 13.06.110 are amended as follows:

Section 13.06.045 Cross-connection control and backflow prevention assemblies.

- A. The installation or maintenance of any cross-connection with the public water supply of the city is prohibited, except as authorized in this section. Any such cross-connection now existing or hereafter installed is declared subject to immediate termination of water service and any such cross-connection shall be abated immediately.
- B. The control or elimination of cross-connection shall be in accordance with the provisions of the Washington Administrative Code (WAC 246-290-490). The policies, procedures and criteria for determining appropriate levels of protection shall be in accordance with the Accepted Procedures and Practice in Cross-Connection Control Manual, as published by the Pacific Northwest Section, American Waterworks Association, May 1990, Fifth Edition.
- C. The city shall deny or discontinue water service to any customer failing to cooperate in the installation, maintenance, testing or inspection of backflow prevention assemblies required as stated in WAC 246-290-490.
- D. As a condition of new or continued water service, approved backflow prevention assemblies shall be installed and maintained by all customers who:
 - 1. Are industrial or commercial customers.
 - 2. Operate commercial or residential fire sprinkler systems connected to their plumbing and the city's distribution system.
 - 3. Operate irrigation systems connected to their plumbing and the city's distribution system.

4. Maintain cross-connections of their water system with air conditioning systems, medical apparatuses, or other devices or processes where chemicals or other objectionable substances may be siphoned into the water system.
 5. Maintain efficient plumbing arrangements which make it impractical to otherwise eliminate cross-connections.
 6. In the judgment of the public works director, compromise the public's health or safety.
- E. An "approved backflow prevention assembly" means a backflow prevention assembly model approved by the State of Washington Department of Health and the city. Unless an exemption is granted, the minimum requirement for a backflow prevention assembly shall be that it consist of a double check valve assembly.
- F. Pressure vacuum breakers may not be substituted for other backflow prevention assemblies.
- G. The public works director and such staff members as he or she may designate or representatives are delegated the authority to inspect, approve, and disapprove backflow prevention assemblies; to require corrections, modifications, repairs, or maintenance on backflow prevention assemblies; and to inspect all premises of customers where backflow prevention assemblies may be required. A minimum standard for the maintenance and installation of backflow prevention assemblies shall be those set forth in the Accepted Procedures and Practice in Cross-Connection Control Manual, May 1990, Fifth Edition, as published by the Pacific Northwest Section of the American Waterworks Association. The public works director is authorized to establish higher standards for installation and maintenance of backflow prevention assemblies where he or she finds that good engineering practice, industry standards or the protection of public health requires such higher standards.
- H. As a condition of a continued water service, customers shall make their premises, including buildings and structures, to which water is supplied, accessible to city personnel periodically to determine whether backflow prevention assemblies are required or are properly installed and maintained. Testing and inspections will be made annually.
- I. Prior to the installation of irrigation systems and backflow prevention assemblies, the customer shall obtain a permit from the city for such installation.
- J. The requirements in this section for backflow prevention assembly installation shall apply even though building codes may not require backflow prevention assemblies.
- K. The city prohibits interconnection of private water supplies with the city's distribution system. Auxiliary water supplies (private wells, piped irrigation sources, etc.) are a major cross-connection control hazard and, therefore, must be effectively isolated from the domestic water supply. The city's cross-connection control policies and requirements for customers with private wells are as follows:

1. No backflow protection is required if the source is verified to be permanently inactive and abandoned in accordance with the requirements of the State of Washington Department of Health.
2. If the well remains active, an approved reduced pressure backflow assembly is required at the service connection to provide a measure of protection against inadvertent interconnection of the supplies. These wells can only be used for non-potable purposes, such as, landscape irrigation and washing vehicles.

New services will be locked off until compliance is verified by the city. Visual inspection of piping is required for premises retaining active well systems.

- L. All backflow prevention assemblies are subject to annual inspection and testing. The cost of installation, annual performance testing, and any required maintenance of the backflow prevention assemblies is the responsibility of the property owner.

Section 13.06.050 Interference or tampering.

It shall be unlawful for any person to interfere and/or tamper with, break, deface or damage any utility appliance or fixture or in any other manner interfere with the proper operation of any part of the utility system of the city. Any bypassing/cutting of water meter locks, or connection to a water or sewer system without prior approval from the city shall result in an unauthorized connection charge set by resolution of the city council, in addition to all other applicable fees and/or charges. In addition, the person responsible shall be charged for all costs for repair of damaged meters or other city property and the estimated amount of water and sewer base rates and water consumed.

Section 13.06.060 Substances prohibited in system.

It shall be unlawful to discharge or cause to be discharged any pollutant or wastewater which will negatively impact the city's collection system or interfere with the operation or performance of the city treatment system. See 13.17.030, General Sewer Use Requirements for the list of prohibited discharges.

Section 13.06.110 Responsibilities of property owner.

Property owners are legally responsible for all charges on the premises for which service is provided. Billings made in the name of the tenant or other occupant of the premises are for personal convenience and shall not relieve the owner of the premises from liability for the payment of charges for furnishing water and/or sewer service, nor in any way affect the lien rights of the city against the premises to which the services are furnished. When the occupant of the property is other than the owner, the bill is sent to the service address unless otherwise designated, in writing, by the

owner of the property. It shall be the responsibility of the owner to inform the city whenever the number of living units is increased. If the owner of a multiple unit purports to decrease the number of living units, no change shall be made in the city billing until the owner places on file a statement to that effect.

Sewer service responsibilities – Property owner is responsible for the connection side sewer lateral from the private property to the sewer main line. As such, they are responsible for all costs of maintenance, repair, replacement, removal of obstructions, cleaning and operations of this structure, including without limitation, the tee and side sewer stub. Acceptance of a side sewer lateral connection under the provisions of this chapter within or outside of the city’s right-of-way shall not be deemed to create a duty upon the city to repair, replace, maintain, or clean the same.

Water service responsibilities – Property owner is responsible for the water service connection line from the private property to the city’s water meter. As such, they are responsible for all costs of maintenance, repair, replacement, leaks and operations of this structure, including without limitation, the connection to the city’s tail piece connection at the water meter to all infrastructure including water lines and fixtures located on the property owner side of the water meter. They are prohibited from repairing, replacing or altering the water meter, shutoff valve, box, lid or any other fixture inside the water meter box other than their connection. Acceptance of a water service connection line under this provision of this chapter within or outside of the city’s right-of-way shall not be deemed to create a duty upon the city to repair, replace, maintain, or clean the same.

This ordinance shall take effect five (5) days after passing and publication of an approved summary consisting of the title.

PASSED by the City Council and signed by the Mayor on this ____ day of _____, 20____.

Mayor Paul Helenberg

Approve as to form:

Attest:

City Attorney

City Clerk

Publication Date:_____