

Agenda - AMENDED

City of Ocean Shores Regular City Council Meeting

***** AMENDED *****

Join by Phone

Phone Number: 1.253.215.8782

Meeting ID: 842 4737 7657

Join by Computer

[Click Here](#)

Live Streaming at

[Ocean Shores City Council Recordings](#)

The City Council Meeting will be aired by NBCTV on
Thursdays at 12:00 PM and Sundays at 10:00 AM on channel 68.

Audio recordings are archived at

[KOSW 88.9 Radio](#)

Tuesday
September 22, 2026
6:00 PM

Ocean Shores Convention Center
120 W Chance A La Mer NW
Ocean Shores, Washington

Page

Call to Order

Roll Call

Pledge of Allegiance

Approval of Meeting Agenda

Ceremonies and Proclamations

Announcements

1. Board and Committee Vacancies
Two vacancies on the Radio Board, two vacancies on the Building Code Board of Appeals, two vacancies on the Parks Board, and one vacancy on the Planning Commission.
[Board, Committee, and Commission Application](#)

Appointments

Other Reports

Public Communication to Council – 3 Minutes

- # - # 2. The City Council welcomes public comment and has established procedures to ensure the orderly and timely conduct of City business.
- Individuals wishing to speak in person must sign up at least five (5) minutes prior to the meeting at the Ocean Shores Convention Center.
 - Those wishing to speak remotely must notify the City Clerk's Office by 5:00 p.m. on the day of the meeting via email at publiccomment@osgov.com.
 - Written public comments must be submitted by 12:00 p.m. (noon) on the day of the meeting via email at publiccomment@osgov.com.
- Visit [Public Comment \(osgov.com\)](https://www.osgov.com/publiccomment) for participation instructions and to watch the meeting live.
- [Regular City Council Meeting Public Comment\(s\) 09.22.2026](#) - Amended to add

Staff Report

- # - # 3. City Administrator Report - Amended
- Presented by: City Administrator Scott Andersen
- # - # 4. 2027 General Fund Preliminary Revenue Estimate - RCW 35A.33.135
- Presented by: Finance Director Sara D. Logan

Council Liaison Reports

Council Ad Hoc Committees

5. Your Home, Our City Ad Hoc Committee Report
- Presented by: Councilmember Griebel
Ad Hoc Committee Members: Councilmembers Griebel, Cline, and Taylor
6. Salary Review Ad Hoc Committee Report
- Presented by: Councilmember Cline
Ad Hoc Committee Members: Councilmembers Dooley, Wills, and Cline

Mayor's Report

Consent Agenda

- # - # 7. Approval of minutes for the Regular City Council Meeting on September 8, 2026.
8. Approval of Claims.

Finance Standing Committee

- # - # 9. Resolution
A Resolution of the City Council of the City of Ocean Shores, Washington, repealing and replacing Resolution No. 760, establishing a plan for disposal and sale of accumulated beach approach sand.
- Presented by: Public Works Director Ricardo Victoriano
 - Council Discussion
 - Public Comment
 - Council Action

Public Safety Standing Committee

10. Public Safety Committee Report
- Presented by: Councilmember Taylor
Public Safety Committee Members: Councilmembers Cline, Dooley, and Taylor

Public Works Standing Committee

- # - # 11. Special Meeting - Transportation Benefit District
Transportation Benefit District Agenda Packet
- Presented by: Project Manager Becky Leach and Public Works Director Ricardo Victoriano

- # - # 12. Request
A Request of the City Council of the City of Ocean Shores, Washington, awarding the Citywide Paving Project to Puget Paving.
- Presented by: Project Manager Becky Leach and Public Works Director Ricardo Victoriano
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 - Public Comment
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- # - # 13. Request
A Request of the City Council of the City of Ocean Shores, Washington, to approve GroundWorks to perform repairs to a failing city-owned culvert in the IGA parking lot.
- Presented by: Public Works Director Ricardo Victoriano
 - Council Discussion
 - Public Comment
 - Council Action

Special Agenda Items

- # - # 14. Ordinance
An Ordinance of the City Council of the City of Ocean Shores, Washington, amending Ocean Shores Municipal Code Section 5.10.050, Sensitive Use Buffers, to reduce certain cannabis retailer buffer distances from one thousand

(1,000) feet to three hundred (300) feet; providing for severability; and establishing an effective date.

- Presented by: City Administrator Scott Andersen
- Council Questions and Discussion
- Public Comment
- Council Action

Discussion

Executive Session

15. ~~Executive Session~~ - **Amended**
~~RCW 42.30.110(1)(g); RCW 42.30.140(4)(b) that portion of the meeting during which the governing body is planning or adopting the strategy or position to be taken by the governing body during the course of any collective bargaining, professional negotiations, or grievance or mediation proceedings, or reviewing the proposals made in the negotiations or proceedings while in progress.~~
- Council Action

Future Meeting Topics

Agenda Review Committee

16. Thursday, October 1, 2026, at 9:00 AM

For the Good of the Order - 3 Minutes

Adjourn

Public Notice:

- Persons requiring auxiliary aids or special arrangements in order to participate in meetings should call 360.940.7498 at least two (2) business days prior to the scheduled meeting.
- The public is invited to view the full City Council packet on our website at <https://oceanshores.civicweb.net/filepro/documents/183>.
- This institution is an equal opportunity provider and employer.

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CITY COUNCIL PUBLIC COMMENT

In Person Public Comment(s)

- Citizens wishing to engage in Public Communication to Council shall use the signup sheet at the Ocean Shores Convention Center prior to the meeting.

Remote Public Comment(s)

- Council is providing the opportunity for public comments to be given via remote platform. Individuals who wish to be added to the remote public comment speaker list shall notify the City Clerk's Office by email at publiccomment@osgov.com or by submitting the online Public Comment Form no later than 5:00 PM on September 22, 2026.

Written Public Comment(s)

- Council is providing the opportunity for public comments by submitting written comments. Individuals shall submit written public comments to the City Clerk's Office by email at publiccomment@osgov.com or by completing the online Public Comment Form no later than 12:00 PM (noon) on September 22, 2026. Written public comments will be distributed to the City Council on the day of the meeting and placed on the City's website following the conclusion of the meeting.

Order of Public Comment(s)

- Individuals attending in person.
- Individuals attending remotely.
- General public comments, whether in person or remotely, will continue in the usual position on the agenda.
- Comments related to specific agenda items will be available during the time the agenda item is scheduled.
- If an individual wishes to speak on a specific agenda item, however, that item has been removed by the City Council, the Mayor will ask during Public Communication to Council if an individual would still like to make public comment on the removed item.

Comments must comply with:

- Please limit your comments to three (3) minutes.
- Upon entry, please state your name and address for the meeting record.
- We request that comments be courteous and respectful.
- This is not a question-and-answer time, and the Council cannot engage in conversation with the public.
- Remote comments
 - The name of the individual requesting remote public comment shall be called two (2) times. If there is no response due to connectivity issues, the individual will be moved to the end of the list and called one (1) additional time. If the individual still does not respond, the public comment time will be forfeited.

Council Meeting Code of Conduct

Public Comment Expectations

Public comment is an opportunity for citizens to address the Council on matters within its authority. To ensure fairness and efficiency:

- Speakers must be recognized by the Mayor and/or their designee before approaching the podium.
- Comments must be directed to the Council as a body, not to individual Councilmembers, staff, or audience members.
- Disorderly conduct will not be tolerated.
- Speakers must comply with established time limits.
- The Mayor and/or their designee has the authority to interrupt or terminate comments that are disruptive or violate these standards.

Noise and Decorum in Council Chambers

Maintaining a professional atmosphere is essential for conducting public business.

- Audience members shall remain quiet during the meeting and avoid conversations that interfere with proceedings.
- Applause, shouting, booing, demonstrations, or other disruptive behavior are prohibited.
- Signs interfering with others' observation of the meeting are not permitted.
- Electronic devices must be silenced.
- Individuals who refuse to comply with decorum requirements may be asked to leave the chambers.

The Mayor and/or their designee is authorized to take necessary action to restore order, including recessing the meeting or directing the removal of disruptive individuals.

Enforcement

Anyone who violates this Code of Conduct or applicable law may be:

- Warned by the Mayor and/or their designee.
- Removed from the meeting.
- Subject to law enforcement action when appropriate.

Commitment to Civil Engagement

The City Council values community input and encourages respectful dialogue. By adhering to these standards, citizens help ensure that meetings remain productive, transparent, and welcoming for all participants.

City Administrator Report

Ocean Shores City Council Meeting (September 22, 2026)

- **Ocean Shores Fresh Waterways Update:**

I want to briefly address the condition of our freshwater waterways. As someone who also lives on the waterway, I understand firsthand the concerns being expressed by residents. Our waterways are one of Ocean Shores' most important community assets, and protecting their long-term health remains a priority.

I also want to emphasize that the City has been actively working to improve the health and quality of our freshwater system. In partnership with our Fresh Waterways Advisory Board and engaged community members, the City has undertaken a number of efforts, including installing aerators to improve oxygenation and circulation, conducting aquatic vegetation harvesting, implementing methods to reduce the carp population, and working to reduce phosphorus levels within the waterways. These efforts reflect an ongoing commitment to improving water quality rather than relying on any single solution.

Currently, we are also responding to a cyanobacteria, or blue-green algae, bloom in the canals. Samples have been submitted for laboratory testing, and we expect toxin results this Friday. Appropriate warning signs have been posted at public docks and boat launches.

Until those results are received, we are asking everyone to use caution: when in doubt, stay out. Avoid water with visible algae, keep children and pets away from affected water, and do not drink untreated surface water. There is no single or immediate solution to maintaining a freshwater system of this size. Our approach must continue to be collaborative, science-based, and focused on long-term improvement. The City will continue working alongside

the Fresh Waterways Advisory Board, our residents, and appropriate experts to evaluate additional strategies, strengthen our maintenance efforts, and protect this important resource for our community.

END

CITY OF OCEAN SHORES

2027 Preliminary General Fund Revenue Estimates

Presentation to the Ocean Shores City Council

Finance Department | September 2026

Executive Overview

Preliminary General Fund revenues for 2027 are projected to be approximately 0.5% lower than 2026. The forecast reflects conservative assumptions, current revenue trends, known one-time items, and the revised treatment of indirect cost allocation.

PRELIMINARY • SUBJECT TO UPDATE THROUGH THE 2027 BUDGET PROCESS

Key Revenue Assumptions

The preliminary estimate is intentionally conservative and will be refined as updated valuation, grant, and year-end revenue information becomes available.

Revenue Source	2027 Direction	Preliminary Basis
Property Tax	Increase	Assumes Council adopts the full 1% levy increase; new construction is not yet included.
Sales Tax	Decrease	2026 year-to-date receipts through July are approximately 5% below 2025; continued softness is assumed.
B&O Tax	Flat	2026 is lower than 2025 following the Shilo Inn closure; 2027 is held flat to 2026.
Utility Tax	Increase	Conservative 1% increase based on prior-year trends.
Leasehold Tax	Flat	No change projected from 2026.
Licenses & Permits	Flat	Following the 2024 spike and subsequent decline, 2027 is projected flat to 2026.

Council Consideration

- Property tax estimates assume the full 1% levy increase for 2027.
- New construction is excluded until preliminary valuation information is received from Grays Harbor County.
- Revenue assumptions should be viewed as preliminary and will be updated as better information becomes available.

Other General Fund Revenue Categories

Intergovernmental

- Includes PUD privilege tax, state criminal justice and liquor tax distributions, and grant revenue.
- 2025 actual revenue included just under \$2.0 million from the Department of Commerce erosion repair grant.
- 2026 projections include \$14,000 in one-time state grants.
- No one-time state grant revenue is currently included in the 2027 budget; awards received during the budget process will be added.

Charges for Services

- Includes fire department fees, probation fees, garbage service charges, and planning-related fees.
- Revenue has trended downward for several years; no increase is projected for 2027.

Fines & Penalties

- Traffic and other infraction revenues have remained consistent in 2025 and 2026 and are expected to remain consistent in 2027.

Interest Revenue

- Interest revenue is projected to increase substantially in 2026 following Council's mid-2026 adoption of the new interest distribution policy.
- Beginning July 2026, interest earned by City funds, excluding TBD, is credited to the General Fund.
- The Local Government Investment Pool is currently returning approximately 3.7%.
- The 2027 estimate uses a conservative 2% rate of return on an average investment balance of \$24.3 million.

One-Time Revenue & Accounting Treatment

Other Miscellaneous Revenue

- Includes rental income, sale of surplus property, donations, and other miscellaneous items that are often one-time and variable.
- 2025 actual revenue included approximately \$218,000 from the sale of surplus property.
- 2026 projections reflect donations and surplus/scrap sales received to date.
- The 2027 preliminary estimate does not assume revenue from donations or surplus/scrap sales.

Transfers In / Cost Allocation

- Through 2024, indirect cost allocation charges to other funds were recorded as Transfers In revenue in the General Fund.
- Beginning in 2025, this accounting treatment was corrected.
- Cost allocation adjustments are now recorded as reductions to General Fund expenditures rather than General Fund revenue.

Summary for Council

- Overall 2027 General Fund revenue is preliminarily projected 0.5% below 2026.
- The forecast avoids relying on uncertain one-time grants, donations, or surplus sales.
- Sales tax remains a key area to monitor due to the current downward trend.
- Property tax and interest estimates are based on stated assumptions that may change as additional information becomes available.

These estimates are preliminary and are intended to support Council's review of the 2027 budget.

REGULAR CITY COUNCIL MEETING MINUTES

September 8, 2026

Call to Order: Mayor Frank Elduen called the Regular City Council Meeting to order at 6:00 p.m. at the Ocean Shores Convention Center. The meetings are simulcast and archived on KOSW Radio. Meetings are live streamed and may be accessed on the city website or viewed on cable Channel 68 Thursdays at 12:00 p.m. and Sundays at 10:00 a.m.

Elected Officials present: Mayor Elduen and Councilmembers Siers, Taylor, Griebel, Cline, Wills, and Dooley.

Elected Officials present remotely: None.

City Staff present: City Administrator Scott Andersen, Police Chief Cary Vesco, Police Interim Deputy Chief Tony Vierra, Finance Director Sara D. Logan, and City Clerk Nicole Birch.

City Staff present remotely: None.

Roll Call: City Clerk Birch called roll.

Recording #00:00:47 – *Councilmember Siers made a motion to excuse Councilmember Scott. Councilmember Cline seconded the motion. The motion passed with 6 yes votes.*

Pledge of Allegiance: Councilmember Griebel led the Pledge of Allegiance.

Meeting Agenda Approval: Recording #00:01:31 – *Councilmember Wills made a motion to amend the agenda to allow public questions and answers regarding the Damon Point Report. Councilmember Griebel seconded the motion. The motion passed with 4 yes votes and 2 no votes by Councilmembers Cline and Dooley.*

Recording #00:02:52 – *Councilmember Siers made a motion to approve the amended agenda. Councilmember Wills seconded the motion. The motion passed with 5 yes votes and 1 no vote by Councilmember Cline.*

Ceremonies and Proclamations: Mayor Elduen recognized Connie Clifford and Kim Nichols for their hard work and dedication to the City Market.

Announcements: Four vacancies on the Ethics Committee, two vacancies on the Radio Board, two vacancies on the Building Code Board of Appeals, two vacancies on the Parks Board, and one vacancy on the Planning Commission.

REGULAR CITY COUNCIL MEETING MINUTES

September 8, 2026

Appointments:	None.
Other Reports:	None.
Public Communication:	Lillian Broadbent commented on budget and project planning.
Staff Report:	Police Chief Cary Vesco and Police Interim Deputy Chief Tony Vierra provided an update on the Damon Point closure and recent rescues. There was public comment.
Council Liaison Reports:	Councilmember Dooley reported signing warrants. Councilmember Wills had no report. Councilmember Siers reported attending the Agenda Review Committee meeting, Finance Committee meeting and signing warrants. Councilmember Cline reported attending the Finance Committee meeting. Councilmember Griebel had no report. Councilmember Taylor had no report.
Council Ad Hoc Committees	Councilmember Cline gave an update on the Council Ethics Ad Hoc Committee. Councilmember Griebel gave an update on the Your Home, Our City Ad Hoc Committee.
Mayor's Report:	Mayor Elduen provided some context to the City's social media post regarding the South Fire Station.
Consent Agenda:	Recording #01:11:32– <i>Councilmember Siers made a motion to approve the Consent Agenda. Councilmember Cline seconded the motion. The motion passed with 6 yes votes.</i> The Consent Agenda included:

1. Approval of minutes for the August 25, 2026, Regular City Council Meeting.
2. Approval of Accounts Payable Warrants #192733 through #192877 in the amount of \$1,043,792.31 dated August and September 2026.
3. Approval of Payroll Warrants #706961 in the amount of \$341.69 and electronic transactions in the amount of \$0.00 totaling \$341.69 dated August 2026.
4. Approval of Payroll Benefits Warrants #804644 through #804663 in the amount of \$163,494.19 and electronic transactions in the amount of \$65,095.12 totaling \$228,589.31 dated August 2026.
5. Approval of Treasurer Check Warrants #14060 through #14062 in the amount of \$8,296.83 dated August 2026.

Finance Standing Committee:

Report Councilmember Siers gave a report on the Finance Committee.

Resolution Approving a Special Market Conditions Purchase: A Resolution of the City Council of the City of Ocean Shores, Washington, approving a special market conditions purchase of a John Deere 2550 E-Cut Mower.

There were Council Questions and Discussion.

APPROVED

There was Public Comment.

Recording #01:21:10 – Councilmember Dooley made a motion to approve A Resolution of the City Council of the City of Ocean Shores, Washington, approving a special market conditions purchase of a John Deere 2550 E-Cut Mower. Councilmember Siers seconded the motion. The motion passed with 6 yes votes.

Request Authorizing the Mayor to Obtain Lobbying Services: A Request of the City Council of the City of Ocean Shores, Washington, authorizing the Mayor to obtain professional lobbying services.

There were Council Questions and Discussion.

APPROVED

There was Public Comment.

Recording #01:34:04 – Councilmember Cline made a motion to approve A Request of the City Council of the City of Ocean Shores, Washington, authorizing the Mayor to obtain professional lobbying services. Councilmember Siers seconded

REGULAR CITY COUNCIL MEETING MINUTES

September 8, 2026

the motion. The motion passed with 6 yes votes.

**Public Safety
Committee:**

None.

**Public Works
Committee:**

None.

**Special Agenda
Items:**

None.

Discussion:

None.

Executive Session:

None.

**Future Meeting
Topics:**

No items were added.

Agenda Review:

Mayor Pro Tem Siers assigned Councilmembers Siers, Wills and Dooley to Agenda Review on Thursday, September 10, 2026, at 1:00 p.m.

**For the Good of the
Order:**

Councilmembers shared items they felt were for the good of the order.

Adjourn:

Mayor Elduen adjourned the Regular City Council meeting at 7:44 p.m.

Signed:

Frank T. Elduen, Mayor

Attest:

Nicole Birch, City Clerk

City of Ocean Shores AGENDA BILL

COUNCIL MEETING DATE: September 22, 2026

SUBJECT: A Resolution of the City Council of the City of Ocean Shores, Washington, repealing and replacing resolution No. 760, establishing a plan for disposal and sale of accumulated beach approach sand

COMMITTEE:

☒ FINANCE ☐ PUBLIC SAFETY ☐ PUBLIC WORKS ☐ SPECIAL

CATEGORY:

☐ OLD BUSINESS ☒ NEW BUSINESS
☐ ORDINANCE ☐ RESOLUTION ☐ REQUEST
☐ SPECIAL MEETING ☐ PUBLIC HEARING ☐ OTHER

ATTACHMENTS: Resolution and Job Estimate Worksheet

SUMMARY/BACKGROUND:

The City of Ocean Shores is responsible for maintaining the City's beach approaches, including the regular removal of sand that naturally accumulates on the approaches. Historically, accumulated sand has been made available to contractors at no charge as a means of disposing of the material. The City subsequently established a cost-recovery rate associated with the removal, loading, and disposal of this material.

Finance and Public Works have reviewed the actual resources required to conduct these disposal operations. The cost of providing this service extends beyond the value of the sand itself and includes City personnel, vehicles, heavy equipment, fuel, maintenance, depreciation, and other operating costs necessary to safely remove and load the material.

A typical sand disposal operation requires the use of both a Maintenance Worker II and Maintenance Worker III, as well as City-owned equipment consisting of a ½-ton pickup truck and front-end loader. These resources have direct hourly costs to the City and are required regardless of the amount currently charged to the purchaser.

The existing rate does not adequately reflect the City's current cost of providing the service. Continuing to charge a rate below the actual cost effectively requires the Street Fund and, ultimately, other City resources to subsidize a service that directly benefits the individuals or contractors receiving the material.

The proposed adjustment is a cost-recovery measure and is not intended to generate a profit from the sale of accumulated sand. Its purpose is to reduce the amount of personnel and equipment expense that must otherwise be absorbed by the Street Fund.

Previous rate per cubic yard was \$2.37 and the city is proposing an increase of \$1.05 for a total per cubic yard of \$3.42. This increase is based on the job estimate worksheet which utilizes employee burden rate and the FEMA designated equipment use rate.

EXPENDITURE AMOUNT: \$0

AMOUNT BUDGETED: \$0

BUDGET MODIFICATION REQUIRED: NA

BARS CODE: Revenue Fund 101-040-000-345-11-30-00

STAFF RECOMMENDATION: Approve

MAYOR'S RECOMMENDATION: Approve

PRESENTED BY: Public Works Director, Ricardo Victoriano

CITY OF OCEAN SHORES, WASHINGTON

RESOLUTION NO.

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEAN SHORES,
WASHINGTON, REPEALING AND REPLACING RESOLUTION NO. 760,
ESTABLISHING A PLAN FOR DISPOSAL AND SALE OF ACCUMULATED
BEACH APPROACH SAND.**

WHEREAS, the City of Ocean Shores is responsible for maintaining beach access at the W. Chance A La Mer, Pacific, Ocean Lake Way, and Taurus Beach approaches; and

WHEREAS, natural environmental conditions cause sand to accumulate on the beach approaches maintained by the City of Ocean Shores; and

WHEREAS, removal of accumulated sand is necessary for the safe and effective maintenance of the beach approaches; and

WHEREAS, maintenance of the beach approaches is a function of the Street Fund; and

WHEREAS, the City has historically disposed of accumulated beach approach sand at no charge to contractors for placement within Ocean Shores; and

WHEREAS, the City has evaluated the cost of maintaining the beach approaches and removing and disposing of accumulated sand and desires to recover a reasonable portion of the costs associated with those activities; and

WHEREAS, a recent cost-of-service evaluation identified \$3.42 per cubic yard as the minimum amount necessary to account for the City's costs associated with removing and disposing of accumulated beach approach sand; and

WHEREAS, following removal from the beach approaches, accumulated sand not required for a City purpose may be declared surplus to the City's operational needs and disposed of in a manner that serves the public interest;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Ocean Shores, Washington, as follows:

- 1. Declaration of Surplus Material and Authority to Dispose.** Accumulated sand removed from the beach approaches in the ordinary course of City maintenance activities, and not otherwise required for a City purpose, is declared surplus to the City's operational needs. Subject to applicable law and City policy, the City is authorized to dispose of such material through sale under the procedures established by this Resolution.
- 2. Sale Price and Tickets.** The initial sale price shall be \$3.42 per cubic yard. The City shall sell the material through tickets issued by the Permit Office. Each ticket shall authorize the purchaser to receive up to five (5) cubic yards of accumulated sand and shall initially cost \$17.10. The ticket price is based on five (5) cubic yards at the established per-cubic-yard rate.
- 3. Frequency of Disposal.** The City may schedule disposal events from time to time based on the volume of accumulated sand, operational needs, staffing, equipment availability, weather, and other relevant conditions. Disposal events are anticipated to occur approximately quarterly. A disposal event shall be scheduled only when the City reasonably anticipates that the quantity of accumulated sand is sufficient to support approximately four (4) hours of loading operations.
- 4. Notice of Disposal.** The City shall provide notice of a scheduled disposal event at least one (1) week in advance by posting notice at the Permit Office and on the City's official website. The notice may include the date, time, location, ticket-purchase requirements, vehicle requirements, and any other operational conditions applicable to the event.
- 5. Conditions of Disposal.** City loading equipment is not suitable for loading passenger vehicles or other vehicles that cannot be safely accommodated. A purchaser must provide a commercial vehicle or trailer having a minimum capacity of three (3) cubic yards and otherwise suitable for safe loading by City equipment. City personnel may refuse to load any vehicle or trailer that, in their reasonable judgment, cannot be loaded safely or would create an unsafe condition.
- 6. Condition of Material.** Accumulated beach approach sand shall be provided in its existing condition, without representation or warranty by the City as to its quality, composition, cleanliness, quantity, or suitability for any particular purpose. The material may contain shells, gravel, organic matter, debris, salt, or other naturally occurring or incidental material. Each purchaser is responsible for determining whether the material is suitable for the purchaser's intended use.

- 7. Purchaser Responsibility.** The purchaser is solely responsible for the transportation, placement, and use of the material after it is loaded by the City, including compliance with all applicable federal, state, and local laws, regulations, permits, and property-use requirements. Nothing in this Resolution authorizes placement or use of the material in a location or manner otherwise prohibited by law.
- 8. Periodic Cost Review.** The Finance Director, in coordination with the department responsible for beach approach maintenance, shall periodically review the City's actual costs associated with removing, handling, loading, and disposing of accumulated sand. Any recommended adjustment to the established per-cubic-yard sale price shall be presented to the City Council for approval.
- 9. Administrative Procedures.** The Mayor or designee is authorized to establish reasonable administrative procedures necessary to implement this Resolution, provided that such procedures are consistent with this Resolution and applicable law and do not alter the sale price established by the City Council.
- 10. Repeal and Replacement.** Resolution No. 760 is hereby repealed in its entirety and replaced by this Resolution.

PASSED AND ADOPTED by the City Council of Ocean Shores, Washington, at a regular, open public meeting thereof on this ____ day of _____, 2026.

SIGNED:

ATTEST:

Frank T. Elduen, Mayor

Nicole Birch, City Clerk



City of Ocean Shores
Public Works Department
PO Box 909
Ocean Shores, WA 98569

☒ Estimate ☐ Final

WORK ORDER

PW DIVISION	JOB NUMBER	DATE PREPARED
STREET		09/15/2026
WORK START		WORK FINISH

WORK LOCATION / CONTACT

DESCRIPTION OF WORK

THIS REPRESENTS LABOR FOR 2 MINUTES TO LOAD 1 FULL BUCKET OF SAND IN THE FRONT LOADER (3 YARDS) INTO A TRUCK FOR A SAND HAUL ALONG WITH A STANDARD 15% ADMINISTRATIVE CHARGE TO COVER PAPERWORK AND FILING TIMES.

MATERIAL	QTY	UNIT PRICE	
		\$ -	\$ -
		\$ -	\$ -
		\$ -	\$ -
		\$ -	\$ -
		\$ -	\$ -
		\$ -	\$ -
		\$ -	\$ -
TOTAL MATERIALS			\$ -

LABOR	HOURS	RATE	TOTAL
Crew Lead		\$ -	\$ -
Maintenance 3	0.04	\$ 58.03	\$ 2.32
Maintenance 2	0.04	\$ 54.73	\$ 2.19
Maintenance 2		\$ -	\$ -
Maintenance 1		\$ -	\$ -
TOTAL LABOR			\$ 4.51

EQUIPMENT / MISC ITEMS	HOURS / QTY	RATE	TOTAL
PU TRUCK	0.04	\$ 34.59	\$ 1.38
FRONT LOADER	0.04	\$ 75.83	\$ 3.03
BACKHOE		\$ -	\$ -
TOTAL MISCELLANEOUS			\$ 4.42

SUBTOTAL \$ 8.93

TAX RATE 9.00%

TOTAL TAX \$ -

WORK ORDER AUTHORIZATION

SHIPPING/HANDLING \$ -

OTHER (ADMIN) \$ 1.34

TOTAL \$ 10.27

PLEASE RETURN A COPY OF THIS STATEMENT ALONG WITH YOUR PAYMENT.

PLEASE MAKE CHECKS PAYABLE TO:

CITY OF OCEAN SHORES PO BOX 909. OCEAN SHORES, WA 98569

Agenda

Board of Ocean Shores Transportation Benefit District No. 1 Special Meeting

**Tuesday
September 22, 2026
6:10 PM**

**Convention Center
120 W Chance a la Mer
Ocean Shores, Washington**

Call to Order

Roll Call

Request

1. A Request of the Transportation Benefit District No. 1 Board to approve the 2026 Budget Request No. 4.
 - Presented by: Project Manager Becky Leach and Public Works Director, Ricardo Victoriano
 - Board Action

Adjourn

City of Ocean Shores AGENDA BILL

COUNCIL MEETING DATE: September 22, 2026

SUBJECT: A request of the City Council of the City of Ocean Shores, awarding the Citywide Paving Project to Puget Paving.

COMMITTEE:

☐ FINANCE ☐ PUBLIC SAFETY ☒ PUBLIC WORKS ☐ SPECIAL

CATEGORY:

☐ OLD BUSINESS ☒ NEW BUSINESS
☐ ORDINANCE ☐ RESOLUTION ☒ REQUEST
☐ SPECIAL MEETING ☐ PUBLIC HEARING ☐ OTHER

ATTACHMENTS: Bid Tab and Project Scope

SUMMARY/BACKGROUND:

The City has identified asphalt pavement repairs at multiple locations requiring corrective work to preserve existing infrastructure and maintain safe and serviceable roadway conditions. The Citywide Asphalt Paving Project includes asphalt repairs at the Overlake Bridge, 23 additional locations throughout the City, and designated areas of pavement at the Ocean Shores Municipal Airport. Prior to solicitation, the estimated project cost was \$603,493. Following the competitive bidding process, the City received two bids, with Puget Paving submitting the lowest responsive bid in the amount of \$585,736.08.

The proposed work will address identified pavement deterioration, improve roadway conditions, and help prevent further degradation that could result in more extensive and costly repairs in the future. Staff recommends that the City Council approve the Citywide Asphalt Paving Project and authorize the award of the construction contract to Puget Paving in the amount of \$585,736.08.

EXPENDITURE AMOUNT: \$585,736.08

AMOUNT BUDGETED: \$0 BUDGET MODIFICATION REQUIRED: NO

BARS CODE: 634-423-000-543-30-50-00

STAFF RECOMMENDATION: Approve

MAYOR'S RECOMMENDATION: Approve

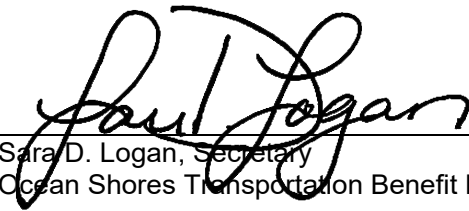
PRESENTED BY: Public Works Director, Ricardo Victoriano and Project Manager, Becky Leach

CITY OF OCEAN SHORES, WASHINGTON

**NOTICE OF SPECIAL MEETING
BOARD OF OCEAN SHORES TRANSPORTATION BENEFIT DISTRICT NO. 1
Tuesday, September 22, 2026
6:10 PM**

NOTICE IS HEREBY GIVEN that the Board of the Ocean Shores Transportation Benefit District No. 1 will hold a Special Meeting on **Tuesday, September 22, 2026, at 6:10 PM** at the Ocean Shores Convention Center, 120 W Chance a la Mer NW, Ocean Shores, Washington, 98569.

The Agenda is attached.



Sara D. Logan, Secretary
Ocean Shores Transportation Benefit District No. 1

September 16, 2026

Copies: TBD Board
 Mayor
 Public Postings

**2026
Transportation Benefit District No. 1
Budget Request No. 4**

The City has identified asphalt pavement repairs at multiple locations requiring corrective work to preserve existing infrastructure and maintain safe and serviceable roadway conditions. The Citywide Asphalt Paving Project includes asphalt repairs at the Overlake Bridge, 23 additional locations throughout the City, and designated areas of pavement at the Ocean Shores Municipal Airport. The proposed work will address identified pavement deterioration, improve roadway conditions, and help prevent further degradation that could result in more extensive and costly repairs in the future.

The funding framework for 2026 is as follows:

Total Fund Balance.....	\$2,485,051.38
Total Estimated Project Cost	\$585,736.08
Remaining Fund Balance	\$1,899,315.30

The work includes pavement preservation at the following locations:

Address	Measurements	
822 Prosper Ct SW	8' x 45'	Water Repair - Digout prior
499 Canal Dr NE	See Map	Water Repair - Digout prior
528 E Chance a La Mer NE	21'7" x 4'	Sewer Install - Digout prior
1533 E Ocean Shores Blvd SW	20' x 3'	Sewer Install - Digout prior
810 Discovery Ave SE	3' x 22'3"	Sewer Install - Digout prior
474 Ensign Ave NW	9' x 9'6"	Water Repair - Digout prior
424 Ensign Ave NW	3' x 11'	Water Repair - Digout prior
827 Minard Ave NW	22' x 4'	Storm Drain Install - Digout Prior
474 Mud Hen Loop SE	8'3" x 11'	Sewer Repair - Digout Prior
504 Pt Brown Ave SE	10'6" x 9'4"	3" Grind and Overlay
566 Puffin Ave NE	19'6" x 4'7"	Culvert Failure - Digout Prior
648 Ocean Shores Blvd NW	13'2" x 6'	Water Repair - Digout prior
100 Sand Dune Ave NW	5' x 7'	Water Repair - Digout prior
108 Ocean Lake Way NE	138' x 12', 12' x 8'	3" Grind and Overlay
120 Ocean Lake Way NE	7' x 7'	3" Grind and Overlay
Overlake Bridge	136' x 23'	2-1/2" Grind and Overlay
398 Marine View Dr SE	16' x 21', 16' x 11'	3" Grind and Overlay
648 Ocean Shores Blvd NW	13'2" x 5'	Water Repair - Digout prior
145 Pt Brown Ave NE	66'6" x 11'	3" Grind and Overlay
Butter Clam x OS Blvd x Wynoochee	350' x 20'	Removal and Replace with 3" Asphalt
Mt. Olympus x Canal	See Map	3" Grind and Overlay
Deux Ct	10' x 7'	Water Repair - Digout prior
Skamakawa Ct	12' x 14'	Water Repair - Digout prior
Airport	See Map	Hangar Pads





Paving will start at the south end of each crosswalk and proceed 600 feet north through the intersection from Canal Drive crosswalk.



CITY OF OCEAN SHORES, WASHINGTON
Department of Public Works
26PW-40
2026 Asphalt Repairs
September 10, 2026
3:00 p.m.

Contractor / Business Name	Addenda Acknowledged (Yes/No)	Signed	Bid Bond	No.1 Mobilization	No. 2 Planing Bituminous Pavement	No. 3 HMA Cl. 1/2 in. PG 58H-22	No. 4 Paint Line	No.5 Plastic Crosswalk Line	No. 6 Plastic Stop Line	No.7 Plastic Traffic Arrow	No. 8 Raised Pavement Marker	No.9 Raised Pavement Marker Type 2	No 10. Project Temporary Traffic	No 11. Minor Change	Total Price Proposal \$	Tax \$	Total Price Proposal W/tax \$
				Total Extended Price \$	Total Extended Price \$	Total Extended Price \$	Total Extended Price \$	Total Extended Price \$	Total Extended Price \$	Total Extended Price \$	Total Extended Price \$	Total Extended Price \$	Total Extended Price \$	Total Extended Price \$			
Puget Paving	NA	X	X	\$75,000.00	\$65,160.00	\$272,060.00	\$8,300.00	\$5,600.00	\$1,360.00	\$2,000.00	\$1,500.00	\$900.00	\$95,000.00	\$10,000.00	\$536,880.00	\$48,856.08	\$585,736.08
Higrade Asphalt	NA	X		\$85,000.00	\$83,260.00	\$347,700.00	\$3,652.00	\$3,640.00	\$2,312.00	\$3,820.00	\$1,142.50	\$516.00	\$37,500.00	\$10,000.00	\$578,542.50	\$52,647.37	\$631,189.87

City of Ocean Shores AGENDA BILL

COUNCIL MEETING DATE: September 22, 2026

SUBJECT: A request of the City Council of the City of Ocean Shores, awarding the Citywide Paving Project to Puget Paving.

COMMITTEE:

☐ FINANCE ☒ PUBLIC SAFETY ☐ PUBLIC WORKS ☐ SPECIAL

CATEGORY:

☐ OLD BUSINESS ☒ NEW BUSINESS
☐ ORDINANCE ☐ RESOLUTION ☒ REQUEST
☐ SPECIAL MEETING ☐ PUBLIC HEARING ☐ OTHER

ATTACHMENTS: Refer to the Transportation Benefit District Agenda Packet

SUMMARY/BACKGROUND:

The City has identified asphalt pavement repairs at multiple locations requiring corrective work to preserve existing infrastructure and maintain safe and serviceable roadway conditions. The Citywide Asphalt Paving Project includes asphalt repairs at the Overlake Bridge, 23 additional locations throughout the City, and designated areas of pavement at the Ocean Shores Municipal Airport. Prior to solicitation, the estimated project cost was \$603,493. Following the competitive bidding process, the City received two bids, with Puget Paving submitting the lowest responsive bid in the amount of \$585,736.08.

The proposed work will address identified pavement deterioration, improve roadway conditions, and help prevent further degradation that could result in more extensive and costly repairs in the future. Staff recommends that the City Council approve the Citywide Asphalt Paving Project and authorize the award of the construction contract to Puget Paving in the amount of \$585,736.08.

EXPENDITURE AMOUNT: \$585,736.08

AMOUNT BUDGETED: \$0

BUDGET MODIFICATION REQUIRED: NO

BARS CODE: 634-423-000-543-30-50-00

STAFF RECOMMENDATION: Approve

MAYOR'S RECOMMENDATION: Approve

PRESENTED BY: Public Works Director, Ricardo Victoriano and Project Manager, Becky Leach

City of Ocean Shores AGENDA BILL

COUNCIL MEETING DATE: September 22, 2026

SUBJECT: A Request of the City Council of the City of Ocean Shores, Washington, to approve GroundWorks to perform repairs to a failing city-owned culvert in the IGA parking lot.

COMMITTEE:

☐ FINANCE ☐ PUBLIC SAFETY ☒ PUBLIC WORKS ☐ SPECIAL

CATEGORY:

☐ OLD BUSINESS ☒ NEW BUSINESS
☐ ORDINANCE ☐ RESOLUTION ☒ REQUEST
☐ SPECIAL MEETING ☐ PUBLIC HEARING ☐ OTHER

ATTACHMENTS: Proposal

SUMMARY/BACKGROUND:

A Request of the City Council of the City of Ocean Shores, Washington, to approve GroundWorks to perform repairs to a failing city-owned culvert in the IGA parking lot.

The affected area measures 25' x 45'. Subsurface material has been washed away as a result of the failing culvert, leaving a void beneath the asphalt. The work would entail sealing the culvert with expanding Polymer to stabilize the existing soil and to fill the void. A camera will be in the drainage pipe the entire injecting process to make sure the Polymer doesn't get into the culvert and block the path of the water. The holes from the injection rods will be patched. The work is expected to take approximately three days.

EXPENDITURE AMOUNT: \$51,230.63

AMOUNT BUDGETED: \$0 BUDGET MODIFICATION REQUIRED: YES

BARS CODE: 438-673-030-531-00-41-00

STAFF RECOMMENDATION: Approve

MAYOR'S RECOMMENDATION: Approve

PRESENTED BY: Public Works Director Ricardo Victoriano



Groundworks Washington, LLC
18915 16th Ave. S.
SeaTac, WA 98188
(206) 308-7732
www.groundworks.com

License #: GROUN76305**

Groundworks Estimate/Proposal

Client Name: City of Ocean Shores

Phone Number: 360-589-6329

Email: rvictoriano@osgov.com

Project Address: 101 E Chance Ala Mer NE

Date: 08/30/26

Job Description – 1 Treatment Area

Area 1 – IGA Sink hole

- Treatment area consists of an area measuring 25'x45' (1125 sq. ft.)
- Drive deep injection pipe at 84 locations in the work area
- We will be shooting Polymer at 3 different depths 15', 10', and 5'
- The DCP tests confirmed that there is a complete void from 1' to 6' and very sandy loose soil from 6' to 15'
- We will be using expanding Polymer to stabilize the existing soil and to fill the void.
- A camera will be in the drainage pipe the entire injecting process to make sure the Polymer doesn't get into the culvert and block the path of the water.
- Holes from injection rods will be patched
- Area expected to take 3 days

Description/Product	QTY	PRICE PER UNIT	Sub Total
IGA Sink hole (0-5000 pounds lump sum)	5000	\$8.25	\$41,250
Inspection Camera Service	1	\$5,232.50	\$5,232.50
Site work/Mobilization	1	\$475.00	\$475.00
Subtotal			\$46,957.50
Taxes			\$4,273.13
Total			\$51,230.63

Prepared by Dan Southerland

Thank you for the opportunity to earn your business!

This estimate includes:

- Payment terms not to exceed Net 30
- Lump Sum polymer charges, polymer not unit price unless otherwise specified.
- Mobilization

This estimate excludes:

- Engineering and permits if Applicable
- Prevailing Wage if Applicable
- OCIP/CCIP fees
- Required software memberships.
- Polymer beyond amount indicated in description
- De-mobilizations and Re-Mobilizations imposed on, but not caused by Groundworks
- **All additional changes may be facilitated by revising the bid and/or change order

Terms and Conditions

1. Contractor's scope of work under this Contract does not include any of the following items: Repair or replacement of any flooring, drywall, hardscape or softscape, or any finish work that may be required when the scope of work is completed. All utilities that may be affected by the install or lift are the responsibility of the customer. Any existing or new breaks in plumbing lines may result in polymer infiltration to which Groundworks is not responsible. Water and Sewer line leak detection testing is always recommended prior to work commencement.

2. Contract may change based upon on the actual conditions noted when work is started. Assumptions are normal footings with no additions to footings that require additional work. This includes caissons, additional concrete, deep footings etc. Any additional labor outside of the original SCOPE OF WORK will be charged at a rate of \$165 per hour per man.
3. Customer acknowledges and warrants that he/she has provided or disclosed to Groundworks any and all known prior work associated with the above-mentioned repair. This includes any geotechnical and/or geological reports, engineering reports, soils stabilization or work that has been done similar to the work subject to this proposal, plans, or drawings relating to foundations, soils or structural components, that pertain to, or would affect or be affected by the work proposed to be done by Groundworks
4. This is a construction project and although Groundworks will take appropriate precautions and work in a good and workmanlike manner, customer is responsible for any finish carpentry, painting, paneling, drywall, etc. that may be required after our operations are completed. Groundworks is not responsible for any pipes the become damaged or broken through the installation process, the cleaning out of polyurethane, due to product's intrusion into any broken or damaged pipes, any concrete replacement or finish work unless specified in the project description.

City of Ocean Shores AGENDA BILL

COUNCIL MEETING DATE: September 22, 2026

SUBJECT: An Ordinance of the City Council of the City of Ocean Shores, Washington, amending Ocean Shores Municipal Code Section 5.10.050, Sensitive Use Buffers, to reduce certain cannabis retailer buffer distances from one thousand (1,000) feet to three hundred (300) feet; providing for severability; and establishing an effective date.

COMMITTEE:

☐ FINANCE ☐ PUBLIC SAFETY ☐ PUBLIC WORKS ☒ SPECIAL

CATEGORY:

☐ OLD BUSINESS ☒ NEW BUSINESS
☒ ORDINANCE ☐ RESOLUTION ☐ REQUEST
☐ SPECIAL MEETING ☐ PUBLIC HEARING ☐ OTHER

ATTACHMENTS:

Exhibit A – OSMC 5.10.050 Sensitive Use Buffers Amendment (Redline/Strikethrough)

Exhibit B – OSMC 5.10.050 Sensitive Use Buffers Amendment (Clean)

SUMMARY/BACKGROUND:

This ordinance amends Ocean Shores Municipal Code 5.10.050 by reducing the required buffer distance between cannabis retailers and certain sensitive uses from one thousand (1,000) feet to three hundred (300) feet, as permitted by Washington State law. The one thousand (1,000) foot buffers for elementary schools, secondary schools, and playgrounds remain unchanged.

The amendment also provides that buffer distances are measured using the shortest straight-line distance between the applicable property lines, consistent with WAC 314-55-050(2).

The Ocean Shores Planning Commission reviewed the proposed amendment and unanimously recommended reducing the buffer distance for eligible sensitive uses to three hundred (300) feet while retaining the one thousand (1,000) foot buffer as required by Washington State law for elementary schools, secondary schools, and playgrounds.

EXPENDITURE AMOUNT: \$0

AMOUNT BUDGETED: \$0

BUDGET MODIFICATION REQUIRED: No

BARS CODE:

STAFF RECOMMENDATION:

MAYOR'S RECOMMENDATION:

PRESENTED BY: City Administrator Scott Andersen

5.10.050 Sensitive use buffers.

A. The ~~marijuana-cannabis~~ retailer or ~~marijuana-cannabis~~ retail outlet shall not locate or relocate within one-thousand (1,000) feet of ~~certain land uses an elementary school, secondary school, or playground, as those terms are defined in WAC 314-55.010. This restriction applies as defined in accordance in with~~ RCW [69.50.331](#)(8)(a) and (b), ~~as now existing or hereafter amended.~~

B. ~~The city recognizes and claims its future right to further reduce the distance from some land uses as are now provided under A~~ cannabis retailer or cannabis retail outlet shall not locate or relocate within three hundred (300) feet of a recreation center or facility, child care center, public park, public transit center, library, or game arcade where admission is not restricted to persons twenty-one (21) years of age or older, as those terms are defined in WAC 314-55-010. This restriction applies in accordance ~~RCW with~~ RCW [69.50.331](#)(8)(a) and (b), ~~or as now existing or hereafter may be amended.~~

~~C. Uses as defined in RCW 69.50.331(8)(a) and (b) may not locate or relocate within one thousand feet of marijuana retailer or marijuana retail outlet.~~

~~D.C.~~ The buffer restrictions in subsections (A) ~~through (C) and (B)~~ of this section shall be measured ~~by following as the shortest~~ straight-line distance from the ~~nearest point of the property line parcel upon which of the proposed building or business location use is to be located to the nearest point of the parcel upon which the restricted land use as defined in RCW 69.50.331(8)(a) and (b) is located.~~ property line of the applicable restricted use, consistent with WAC 314-55-050(2), as now existing or hereafter amended.

**CITY OF OCEAN SHORES
WASHINGTON
ORDINANCE NO.**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF OCEAN SHORES, WASHINGTON, AMENDING OCEAN SHORES MUNICIPAL CODE SECTION 5.10.050, SENSITIVE USE BUFFERS, TO REDUCE CERTAIN CANNABIS RETAILER BUFFER DISTANCES FROM ONE THOUSAND (1,000) FEET TO THREE HUNDRED (300) FEET; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, RCW 69.50.331(8)(a) generally prohibits the Washington State Liquor and Cannabis Board from issuing a cannabis license for premises located within one thousand (1,000) feet of certain sensitive uses including elementary schools, secondary schools, playgrounds, recreation centers or facilities, child care centers, public parks, public transit centers, libraries, and certain game arcades; and

WHEREAS, RCW 69.50.331(8)(b) authorizes a city, county, or town, by ordinance, to reduce the required buffer distance to not less than one hundred (100) feet for recreation centers or facilities, child care centers, public parks, public transit centers, libraries, and game arcades where admission is not restricted to persons twenty-one (21) years of age or older, while maintaining the one thousand (1,000) foot buffer for elementary schools, secondary schools, and playgrounds; and

WHEREAS, RCW 69.50.331(8)(b) further provides that such a distance reduction may be authorized provided that it will not negatively impact the jurisdiction's civil regulatory enforcement interests, public safety, or public health; and

WHEREAS, on September 8, 2026, the Ocean Shores Planning Commission reviewed the proposed amendment to OSMC 5.10.050 and unanimously recommended reducing the buffer distance for the eligible sensitive uses from one thousand (1,000) feet to three hundred (300) feet, while retaining the one thousand (1,000) foot buffer required for elementary schools, secondary schools, and playgrounds; and

WHEREAS, the City Council finds that reducing the buffer distance to three hundred (300) feet for the eligible sensitive uses provides additional flexibility for appropriately located cannabis retail businesses while maintaining appropriate separation from sensitive uses; and

Exhibit B

WHEREAS, the City Council further finds that the three-hundred-foot (300-foot) buffer will not negatively impact the City's civil regulatory enforcement, criminal law enforcement interests, public safety, or public health, as required by RCW 69.50.331(8)(b);

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OCEAN SHORES, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. OSMC 5.10.050 Amended.

Ocean Shores Municipal Code Section 5.10.050, "Sensitive use buffers," is hereby amended to read as follows:

5.10.050 Sensitive use buffers.

A. The cannabis retailer or cannabis retail outlet shall not locate or relocate within one thousand (1,000) feet of an elementary school, secondary school, or playground, as those terms are defined in WAC 314-55-010. This restriction applies in accordance with RCW 69.50.331(8)(a) and (b), as now existing or hereafter amended.

B. A cannabis retailer or cannabis retail outlet may not locate or relocate within three hundred (300) feet of a recreation center or facility, child care center, public park, public transit center, library, or game arcade where admission is not restricted to persons twenty-one (21) years of age or older, as those terms are defined in WAC 314-55-010. This restriction applies in accordance with RCW 69.50.331(8)(a) and (b), as now existing or hereafter amended.

C. The buffer restrictions in subsections (A) and (B) of this section shall be measured as the shortest straight-line distance from the property line of the proposed building or business location to the property line of the applicable restricted use, consistent with WAC 314-55-050(2), as now existing or hereafter amended.

Section 2. Corrections. The City Clerk and codifiers are authorized to make necessary corrections to this ordinance, including, but not limited to, the correction of scrivener's or clerical errors, references, ordinance numbering, section and subsection numbering, formatting, and any references thereto, so long as such corrections do not affect the intent or purpose of this ordinance; provided, however, that such corrections shall be limited to non-substantive matters and shall not alter, amend, expand, or diminish the intent, meaning, or purpose of this ordinance as adopted by the City Council.

Any correction determined by the City Clerk to potentially affect substantive meaning or application of this ordinance shall be referred to the City Council for formal amendment.

Exhibit B

All such corrections shall be documented and maintained as part of the official record of the ordinance.

Section 3. Severability.

If any section, subsection, clause, phrase, or provision of this ordinance or OSMC 5.10.050, as amended hereby, is held invalid or unconstitutional, such invalidity shall not affect the validity of the remaining provisions, which shall remain in full force and effect.

Section 4. Effective Date.

This ordinance shall take effect and be in full force five (5) days after publication as required by law.

THIS ORDINANCE PASSED AND ADOPTED by the City Council of the City of Ocean Shores, Washington, at a regular open public meeting on this ____ day of _____, 2026.

SIGNED:

ATTEST:

Frank T. Elduen, Mayor

Nicole Birch, City Clerk