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Ordinance 1010

OCT 31 2023

An ordinance amending Chapter 5.40 of the Clallam County Code, Opportunity Fund Program

BE IT ORDAINED BY THE BOARD OF CLALLAM COUNTY COMMISSIONERS:

**Section 5.40.041, Use of proceeds, is amended to read as follows:**

(1) Moneys received from this tax shall only be used by Clallam County for the following purposes:

(a) The financing of public facilities serving economic development purposes in accordance with Washington statutes. The public facility must be listed as an item in the officially adopted Clallam County overall capital facilities plan, or the economic development section of Clallam County's comprehensive plan, or the comprehensive plan of a city or town located within Clallam County; or provide affordable workforce housing infrastructure or facilities. "Affordable workforce housing infrastructure or facilities" means housing infrastructure or facilities that a qualifying provider uses for housing for a single person, family, or unrelated persons living together whose income is no more than 120 percent of the median income, adjusted for housing size, for the county where the housing is located. Nothing in this section shall be deemed to require that a qualified provider is permitted to, or is required to, consider the source of a tenant's, or prospective tenant's, source of income in determining eligibility in contravention of RCW 59.18.255.

(b) To finance the compensation of personnel in "economic development offices" as that term is defined in State law.

(2) For the purposes of this section, "public facilities" means bridges, roads, domestic and industrial water facilities, sanitary sewer facilities, earth stabilization, storm sewer facilities, railroad, electricity, natural gas, buildings, structures, telecommunications infrastructure, transportation infrastructure, or commercial infrastructure, and port facilities in the State of Washington.

(3) For purposes of this section, "economic development purposes" means those purposes which facilitate the creation or retention of businesses and jobs in Clallam County. Economic development purposes may be accomplished through construction of public facilities that have direct

(4) For purposes of this section "Qualifying provider" means a nonprofit entity as defined in RCW 84.36.560, a nonprofit entity or qualified cooperative association as defined in RCW 84.36.049, a housing authority created under RCW 35.82.030 or 35.82.300, a public corporation established under RCW 35.21.660 or 35.21.730, or a county or municipal corporation.

job creation or by construction of public facilities, such as infrastructure, that create an environment for business development and job creation.

(5) Costs for administration of the Opportunity Fund shall be charged to the fund in accordance with the County's administrative policies and cost allocation plan.

ADOPTED this 31<sup>st</sup> day of October, 2023



BOARD OF CLALLAM COUNTY COMMISSIONERS

[Signature] 10/31/23

Mark Ozias, Chair

[Signature] 10/31/23

Randy Johnson

[Signature] 10/31/23

Mike French

ATTEST:

[Signature] 10/31/23  
Loni Gores, MMC, Clerk of the Board