



STATE OF WASHINGTON
UTILITIES AND TRANSPORTATION COMMISSION
621 Woodland Square Loop SE • Lacey, Washington 98503
P.O Box 47250 • Olympia, Washington 98504-7250
(360) 664-1160 • 1-800-833-6384 or 711

September 4, 2024

Jeff Killip, Executive Director and Secretary
Washington Utilities and Transportation Commission
621 Woodland Square Loop SE
Lacey, WA 98503

RE: *Washington Utilities and Transportation Commission v. City of Kent*
Commission Staff's recommendation to impose suspended penalty.
Docket DG-230516, Case No. 8718

Dear Mr. Killip:

On July 24, 2023, City of Kent was issued a \$1,000 penalty for a violation of RCW 19.122.055(1)(a). City of Kent was provided the opportunity to suspend an \$800 portion of the penalty amount and ultimately waived on the following conditions:

- City of Kent employees attend Dig Safe training provided through the National Utility Contractors Association (NUCA) within 90 days of the date of the penalty assessment; and
- Submit documentation of attendance of Dig Safe training to the Commission; and
- Commit no further violations of RCW 19.122 within the 12 months following the penalty assessment.

On August 23, 2023, the Commission received notification from City of Kent that the company admitted the violation occurred and accepted the Commission's offer to suspend the penalty amount based on the stated conditions.

The Commission verified completion of Dig Safe training on August 28, 2023, and a payment of \$200 was made on August 23, 2023.

On April 30, 2024, the Commission issued a Penalty Assessment of \$2,500 to City of Kent for one violation of RCW 19.122.055(1)(a) that occurred on November 30, 2023 (DG-240229).

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Staff recommends the suspended \$800 penalty be imposed to City of Kent for failing to meet the condition of no further violations within 12 months of the issuance of the penalty assessment.

Sincerely,

for Scott Rukke
Pipeline Safety Director