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ORDINANCE NO. 3432

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING THE PROVISIONS OF SECTION 3.20.050 IN ORDER TO CHARGE A BUSINESS AND OCCUPATION TAX UPON PROVIDERS OF SOLID WASTE DISPOSAL SERVICES, REPEALING CHAPTER 4.64, RELATING TO GARBAGE COLLECTION, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

WHEREAS, the City of Edmonds charges various utilities and those providing utility like services to the City of Edmonds a business occupation tax of six percent, and

WHEREAS, the City is authorized to imposed such charges with respect to public electric utilities and private persons providing utility or utility-like services pursuant to its authority as a non-charter code city, and

WHEREAS, the City currently charges a license fee of \$1.00 per customer pursuant to Chapter 4.64 for persons collecting solid waste within the City, and

WHEREAS, such charge which has been in effect since 1961 and no longer has parity with the charges levied on other utility providers within the City, and

WHEREAS, the City deems it to be in the public interest to levy a business and occupation tax upon solid waste disposal companies operating within the City of Edmonds, at a rate equivalent to that charged other utilities operating within the City, including the City's own sewer utility; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. ECDC Section 3.20.020 Definitions is hereby amended by the addition of a new paragraph D to be inserted with the renumbering of existing paragraphs D, E and F.

The new paragraph D shall read as follows:

3.20.020 Definitions.

...

D. "Solid waste hauler" shall mean any person or persons providing solid waste disposal services authorized pursuant to Washington Utilities and Transportation Commission Tariff to dispose of solid waste, garbage, refuse or any similar material within and from the City of Edmonds, or providing such services to City of Edmonds' residents.

...

Section 2. ECC 3.20.050 Occupations subject to tax – amounts is hereby amended by the addition of a new paragraph G to read as follows:

3.20.050 Occupations subject to tax – amounts.

...

G. Solid waste haulers. Any solid waste hauler shall be subject to the tax imposed by this chapter. The solid waste hauler shall pay a tax equal to six percent of the total gross income from the charges derived from solid waste disposal services within the corporate limits of the City during and for the term for which the occupation license is required.

Section 3. ECDC Chapter 4.64 Garbage collection is hereby repealed.

Section 4. The provisions of Sections 1 and 2 shall be applicable to all charges levied after January 1, 2003.

Section 5. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect

five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:

MAYOR GARY HAAKENSEN

ATTEST/AUTHENTICATED:

CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY _____
W. SCOTT SNYDER

FILED WITH THE CITY CLERK:	12/13/2002
PASSED BY THE CITY COUNCIL:	12/17/2002
PUBLISHED:	12/25/2002
EFFECTIVE DATE:	12/30/2002
ORDINANCE NO. <u>3432</u>	

SUMMARY OF ORDINANCE NO. 3432

of the City of Edmonds, Washington

On the 17th day of December, 2002, the City Council of the City of Edmonds, passed Ordinance No. 3432. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING THE PROVISIONS OF SECTION 3.20.050 IN ORDER TO CHARGE A BUSINESS AND OCCUPATION TAX UPON PROVIDERS OF SOLID WASTE DISPOSAL SERVICES, REPEALING CHAPTER 4.64, RELATING TO GARBAGE COLLECTION, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

The full text of this Ordinance will be mailed upon request.

DATED this 18th day of December, 2002.

CITY CLERK, SANDRA S. CHASE