

ORDINANCE O-4375

AN ORDINANCE OF THE CITY OF KIRKLAND AMENDING KIRKLAND MUNICIPAL CODE SECTION 5.08.050 BY DECREASING THE UTILITY TAX RATE ON THE WATER, SEWER, SOLID WASTE, AND SURFACE WATER UTILITIES.

WHEREAS, an accounting change requires the City to include utility taxes in gross revenues of the city-owned utilities and results in an additional burden to the utility rate payers; and

WHEREAS, the City Council has determined that the public interest is best served by decreasing the Water, Sewer, Solid Waste, and Surface Water utility tax by an amount equivalent to the additional tax resulting from the accounting change, which will result in the same amount of tax being paid by the rate payers and ultimately going to the General Fund.

NOW, THEREFORE, the City Council of the City of Kirkland do ordain as follows:

Section 1. Kirkland Municipal Code Section 5.08.050 is amended to read as follows:

**5.08.050 Utility occupations subject to tax—Amount.**

There are levied upon and shall be collected from every person engaging within this city in utility occupations annual license fees or occupation taxes in the amounts to be determined by the application of the rates against gross income as follows:

(1) Upon every person engaged in or carrying on the business of providing telephone services, a fee or tax equal to six percent of the total gross income from such business in the city, including one hundred percent of the total gross revenues derived from toll service, during the tax year for which the license is required;

(2) Upon every person engaged in or carrying on the business of selling or furnishing natural or manufactured gas, a fee or tax equal to six percent of the total gross income for such business in the city during the tax year for which the license is required;

(3) Upon every person engaged in or carrying on the business of selling or furnishing electric light and power or electrical energy, a fee or tax equal to six percent of the total gross income from such business in the city for the tax year for which the license is required;

(4) Upon every person engaged in or carrying on the business of furnishing sanitary collection services, including both sewage and refuse, a fee or tax equal to ~~ten and one-half~~ nine and one half percent of the total gross income from such business in the city during the tax year for which the license is required;

(5) Upon every person engaged in or carrying on the business of furnishing water collection services a fee or tax equal to ~~thirteen and~~

~~thirty-eight one-hundredths eleven and eight-tenths~~ percent of the total gross income from such business in the city during the tax year for which the license is required;

(6) Upon every person conducting or operating a storm water and/or surface water utility for any customer, including residential and commercial customers, a fee or tax equal to ~~seven and one-half~~ six and ninety-eight one-hundredths percent of the total gross income from such business in the city during the tax year for which the license is required;

(7) Upon every person engaged in or carrying on the business of providing cable service, a fee or tax equal to six percent of the total gross income from such business in the city during each tax year.

Section 2. The percentages currently collected shall remain in effect until the 2013 rates for each utility take effect.

Section 3. If any provision of this ordinance or its application to any person or circumstance is held invalid, the remainder of the ordinance, or the application of the provision to other persons or circumstances is not affected.

Section 4. This ordinance shall be in force and effect five days from and after its passage by the Kirkland City Council and publication, as required by law.

Passed by majority vote of the Kirkland City Council in open meeting this 18th day of September, 2012.

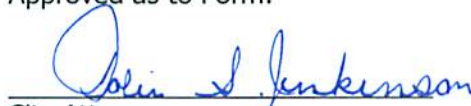
Signed in authentication thereof this 18th day of September, 2012.

  
MAYOR

Attest:

  
City Clerk

Approved as to Form:

  
City Attorney