

ORDINANCE NO. 720

AN ORDINANCE AMENDING ORDINANCE NO. 716 OF THE CITY OF KIRKLAND, WASHINGTON, AND DECLARING AN EMERGENCY.

WHEREAS, Ordinance No. 716 of the City of Kirkland was heretofore introduced and passed at a meeting of this City Council on April 15, 1957, said Ordinance No. 716 being entitled, "AN ORDINANCE RELATING TO, AND PROVIDING FOR, THE LICENSING OF CERTAIN BUSINESSES, OCCUPATIONS AND PRIVILEGES, FIXING THE AMOUNT OF LICENSE FEE THEREFOR, PROVIDING FOR THE COLLECTION THEREOF AND PROVIDING PENALTIES FOR THE VIOLATION OF THIS ACT, AND FURTHER PROVIDING THAT ALL RECEIPTS FROM THE TAX HEREBY IMPOSED SHALL GO TO THE STREET FUND OF THE CITY OF KIRKLAND FOR THE FOLLOWING PURPOSES: COMPLETION OF STATE STREET PAVING PROJECT AND STREET FUND."; and

WHEREAS, it has come to the attention of the City Council of the City of Kirkland that the said Ordinance No. 716 inadvertently appears in Section 15 thereof to conflict with a statute of this State requiring that all moneys collected from licenses by certain cities and towns shall be credited to the Current Expense Fund of such city or town; and

WHEREAS, the amendment of the said Ordinance No. 716 so as to conform to the provisions of the said statute is hereby determined by the City Council of the City of Kirkland not to be an amendment substantially altering the substance of said Ordinance No. 716; now, therefore,

THE CITY COUNCIL OF THE CITY OF KIRKLAND DO ORDAIN AS FOLLOWS:

Section 1. The title of the said Ordinance No. 716 shall be, and the same hereby is, amended to read as follows:

"AN ORDINANCE RELATING TO, AND PROVIDING FOR, THE LICENSING OF CERTAIN BUSINESSES, OCCUPATIONS AND PRIVILEGES, FIXING THE AMOUNT OF LICENSE FEE THEREFOR, PROVIDING FOR THE COLLECTION THEREOF AND PROVIDING PENALTIES FOR THE VIOLATION OF THIS ACT AND FURTHER PROVIDING THAT ALL INCOME FROM THE TAX HEREBY IMPOSED SHALL BE PAID INTO THE CURRENT EXPENSE FUND OF THE CITY OF KIRKLAND AND ITS USE SHALL INCLUDE THE COMPLETION OF THE SURFACING OF STATE STREET IN THE SAID CITY AND THE COMPLETION OF THE SURFACING OF THIRD STREET IN THE SAID CITY FROM KIRKLAND AVENUE TO COMMERCIAL AVENUE."

Section 2. Section 15 of the said Ordinance No. 716 shall be, and the same hereby is, amended to read as follows:

"Section 15. The income derived by the City from the tax hereby imposed shall be deposited in the Current Expense Fund of the City and its use shall include the completion of the surfacing of State Street in the City of Kirkland and the completion of the surfacing of Third Street in the said City from Kirkland Avenue to Commercial Avenue."

Section 3. Section 16 of the said Ordinance No. 716 shall be, and the same hereby is, amended to read as follows:

"Section 16. Over or Under Payment of Tax. If the City Clerk upon investigation or upon checking returns finds that the fee or tax paid or any of them is more than the amount required of the taxpayer, he shall refund the amount overpaid by a warrant upon the Current Expense Fund. If the City Clerk finds that the fee or tax paid is less than required, he shall send a statement to the taxpayer showing the balance due, who shall within three (3) days pay the amount shown thereon."

Section 4. This Ordinance is declared to be one necessary for the immediate preservation of the public peace, property,

health and safety of the people of the City of Kirkland, Washington.
An emergency is hereby declared to exist, and this ordinance is hereby declared to be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED by the City Council of the City of Kirkland, Washington, and approved by its Mayor at a regular meeting of said City Council held this 17th day of June, 1957.

CITY OF KIRKLAND, WASHINGTON

By *Ernest Baggeby* Mayor

ATTEST:

Loren R. Fitch
City Clerk

APPROVED AS TO FORM:

Charles W. Johnson
City Attorney