

CITY OF KIRKLAND
ORDINANCE NO. 873

*Repealed
by Ord #2165*

AN ORDINANCE OF THE CITY OF KIRKLAND, WASHINGTON, RELATING TO LICENSING OF SIDE SEWER CONTRACTORS, ESTABLISH A LICENSE FEE AND SETTING BOND REQUIREMENTS AND REPEALING ORDINANCE NO. 644.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KIRKLAND AS FOLLOWS:

Section 1. That in addition to existing Ordinances and requirements of the City of Kirkland, it shall be required that all individuals, persons, corporations or other entity or group installing or repairing side sewers in the City of Kirkland shall be licensed by the City of Kirkland and shall qualify according to the requirements of this Ordinance.

Section 2. That any person desiring a side sewer contractor's license or renewal thereof shall make application therefor, in writing, to the City Clerk upon a form to be furnished for that purpose. With each application for such license there shall be paid a fee of \$25.00 to cover the cost of handling said application. That each application for renewal of license shall require payment of a fee of \$15.00.

Section 3. The application shall be referred to the City Engineer for his approval or disapproval. The applicant shall be required to present satisfactory evidence to the City Engineer that he has sufficient knowledge and experience to carry on the business of a side sewer contractor, and that he is a reliable person, skilled in the laying and construction of said side sewers. The City Engineer shall either approve or disapprove such application. If the City Engineer approves the application and other requirements relating to side sewer contractors, as stated in this Ordinance, have been fully complied with the City Clerk shall issue the license applied for. In the event that the application is not approved notice of such disapproval shall be by written notice of disapproval mailed to the applicant and filed with the City Clerk within 30 days after application is first made. At any time within 15 days after

notice of disapproval has been filed with the City Clerk, the applicant may appeal to the City Council by filing a notice of appeal and request for hearing with the City Clerk, leaving a copy thereof at the office of the City Engineer.

Section 4. Every applicant for a side sewer contractor's license or renewal thereof must file with the City Clerk a bond approved by the City of Kirkland, in the sum of \$2,500.00, conditioned that the applicant and licensee will indemnify and save harmless the City of Kirkland from all claims, actions or damages of every kind and description which may accrue^{to}/or be suffered by any person by reason of any opening in any street, alley, avenue, easement, or other public place made by him, or those in his employ, in making any connection with any public or private sewer, or for any other purpose or object whatever, and that he will also replace and restore such street, alley, avenue, easement or other public place to as good a state and condition as at the time of commencement of said work and maintain the same in good order for a period of one (1) year after completion of said work, and that he will comply with all of the provisions of this Ordinance and any other Ordinance of the City of Kirkland relating to the business of side sewer contractors, or work in public streets, avenues or alleys.

Section 5. Side Sewer Contractors licenses may be suspended or revoked for the following causes: Failure to observe the rules and regulations issued by the City Engineer governing construction and laying of side sewers, fraud, or misrepresentation in obtaining a Side Sewer Contractor's license; failure to pay for labor and material used in the construction of a side sewer; fraud or misrepresentation to the owner, agent or occupant of a building for the purpose of obtaining a contract for the construction of a side sewer; or for non-payment for work performed by the City of Kirkland for the payment of which a Side Sewer Contractor may be liable.

Section 6. A Side Sewer Contractor's license shall be an annual license, and shall be renewable on or before April 1st, of the ensuing year. If the license will have expired a new application fee shall be paid prior to the issuance of a new license.

Section 7. Ordinance No. 644 of the City of Kirkland be, and it hereby is, repealed in toto, provided, however, that existing licenses issued under said Ordinance No. 644 shall continue in effect until their normal expiration date, or April 1st, 1963, whichever shall first occur. Holders of such licenses shall, however, be subject to the requirements of this Ordinance.

Section 8. This Ordinance shall take effect five (5) days from and after its passage by the City Council, approval by the Mayor and posting or publishing in accordance with law.

INTRODUCED the 7 day of May, 1962.

PASSED and APPROVED this 21 day of May, 1962.


MAYOR

ATTEST:


George A. Compton - City Clerk

Approved as to Form:


Ralph I. Thomas - City Attorney