

ORDINANCE NO. 2361

AN ORDINANCE OF THE CITY OF KIRKLAND ESTABLISHING A TIME WITHIN WHICH APPEAL OR REVIEW BY CERTIORARI OF FINAL ACTIONS OF THE CITY COUNCIL SHALL BE INSTITUTED.

WHEREAS, recent decisions of the Washington State Supreme Court have extensively expanded the scope of judicial review of actions by City legislative bodies either by way of appeal or review by Writ of Certiorari, and

WHEREAS, there are no general provisions establishing a time limitation within such requests for appeal or review must be commenced, and

WHEREAS, the establishment of such a general time limitation is within the legislative authority of the local government;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Kirkland as follows:

Section 1. Every action taken by the City Council of the City of Kirkland whether by motion, resolution or ordinance, shall, unless the context thereof, clearly indicates otherwise, be a final action.

Section 2. A final action of the City Council shall not be subject to appeal or judicial review by Writ of Certiorari unless request, therefore, is served upon the City and filed with the Court having competent jurisdiction thereof within 20 days of the date of passage of such motion, resolution or ordinance: provided, that this section shall not apply where a shorter period of time is required by statute or ordinance for the commencement of such appeal or request for judicial review.

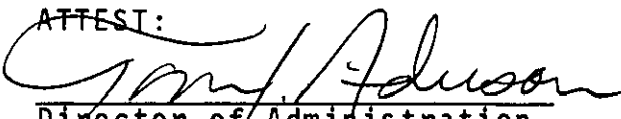
Section 3. Nothing in this ordinance shall be construed as either expanding or creating any right to appeal or to request judicial review by Writ of Certiorari or otherwise as to any action taken by the City Council.

PASSED by the City Council in regular meeting on the 7th day of November, 1977.

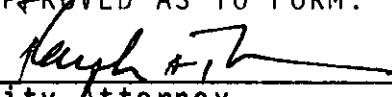
SIGNED IN AUTHENTICATION thereof on the 7th day of November, 1977.


MAYOR pro tem

ATTEST:


Director of Administration
and Finance
(ex officio City Clerk)

APPROVED AS TO FORM:


City Attorney