

ORDINANCE 2910

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO COSTS OF INVESTIGATION RELATING TO LICENSE APPLICATIONS.

Be it ordained by the City Council of the City of Kirkland as follows:

Section 1. Section 7.20.040 of the Kirkland Municipal Code is hereby amended to read as follows:

7.20.040 License--Application--Procedure. Any person desiring such a license shall file written application with the city on forms provided by the city for that purpose. Fifteen dollars (\$15) shall be deposited with the city when application is made. This deposit will be applied to costs, if any, charged to the city for investigation. Upon filing, such application shall be presented to the city council and before acting on same the city council shall refer such application to the city manager who in conjunction with the police department shall conduct a full investigation as to the truth of the statements contained therein, and as to any and all other matters which might tend to aid the city council in determining whether or not such application should be granted. After the city manager has reported back to the council the result of such investigation, if the council is satisfied that the statements contained in such application are true, the council shall direct the issuance of the license applied for; provided, however, that if the council is not satisfied that the application should be granted, then the council shall, upon at least ten days' notice to the applicant, holding a hearing upon such application, at which time the applicant shall be given an opportunity to prove by competent evidence that the applicant and all persons having an interest in the proposed cabaret satisfy the requirements of Section 7.20.030 and that none of them have within the time specified therein been convicted of or forfeited bail for any of the offenses listed in Section 7.20.030(3) or Section 7.20.030(6). If after such hearing the council shall find from a preponderance of the evidence that the foregoing facts have been established, it shall direct the issuance of the license applied for. If after such hearing the council shall find that the foregoing facts have not been established by the evidence, the application shall be denied. The action of the city council upon

such a hearing shall be final. Whether or not the license application is approved, the applicant is responsible for costs charged to the City in connection with investigation of the license application. Any refund due the applicant out of the deposit shall be paid after the city council has made a final decision on the application.

Section 2. Section 7.36.030 of the Kirkland Municipal Code is hereby repealed.

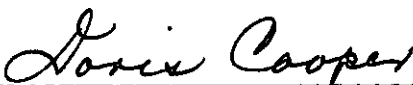
Section 3. There is hereby created a new section to be known as Section 7.36.030, entitled License required--Application, and to read as follows:

7.36.030 License required--Application. Every person, firm or corporation before commencing to carry on, open, conduct or operate a junk dealer or pawnbroker business shall obtain a license to do so. The issuance of such a license shall be governed by Sections 7.20.040 and 7.20.080.


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 regular, open meeting this 4th day of November, 1985.

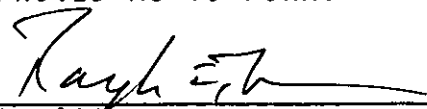
Signed in authentication thereof this 4th day of November, 1985.


MAYOR

ATTEST:


Director of Administration & Finance
(ex officio City Clerk)

APPROVED AS TO FORM:


City Attorney