

AN ORDINANCE OF THE CITY OF KIRKLAND RELATING TO
RODENT CONTROL AND AMENDING CHAPTER 9.04 OF THE
KIRKLAND MUNICIPAL CODE.

WHEREAS, the Seattle King County Health Department has notified the City of Kirkland that land surface modification and/or demolition activities within, and adjacent to, the Kirkland Central Business District have disturbed the nesting places of rats resulting in the migration of rats into the Central Business District and creating a potentially serious danger to the health and safety of persons and businesses within the CBD; and

WHEREAS, the Health Department has recommended to the City that prior to the commencing of any land surface modification and/or demolition activities, in and adjacent to the Central Business District, that the site for such activities be rat baited with Warfrin or similar rat baiting material; and

WHEREAS, the City pursuant to Article 11, Section 11 of the Washington State Constitution has broad general police powers to enact such regulation for the protection of the public health, safety and welfare;

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

Section 1. Chapter 9.04 of the Kirkland Municipal Code is hereby amended to add new Sections to read as follows:

9.04.050 Rodent Control Area

The City of Kirkland building official shall not issue nor deliver any permit authorizing demolition and/or land surface modification activities within the area described below, unless the applicant therefor has filed with the building official a certificate, under penalty of perjury, stating that a rat baiting program shall be completed on the site within not more than 15 days before the start of the demolition or land surface modification activity in a manner consistent with Seattle-King County Health Department guidelines or recommendations for rat baiting.

At the discretion of the Building Official, a project unlikely to disturb a nesting place of rats may be exempted from the requirements of this Section.

The area of the City of Kirkland subject to the provisions of this Section is described as follows:

The area bounded on the south by 7th Avenue South, on the east by 6th Street, on the north by 7th Avenue and on the west by Lake Washington.

9.04.051 Rodent Control Violations


Any person who conducts land surface modification and/or demolition activities within the area described in the preceding section, without a required land surface modification or demolition permit or who falsifies the certification required by Section 9.04.050 to be filed with the building official, shall, upon conviction, be subject to a fine and/or imprisonment up to the maximum penalty authorized to be imposed by law for violation of a City ordinance.

Section 2. Section 1 of this Ordinance shall, upon adoption, remain in effect until September 30, 1999. At which time it shall be deemed repealed unless the City Council reenacts it prior to September 30, 1999.

Section 3. 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 5th day of November, 1996.

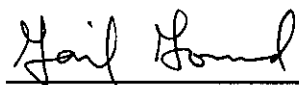
Signed in authentication thereof this 5th day of November, 1996.


MAYOR

Attest:


City Clerk

Approved as to Form:


City Attorney

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