

ORDINANCE NO. 696

AN ORDINANCE OF THE TOWN OF YARROW POINT, WASHINGTON REPEALING IN FULL AND REPLACING YARROW POINT MUNICIPAL CODE CHAPTER 1.08 REGARDING CODE ENFORCEMENT PROCEDURES; AMENDING RELATED CODE ENFORCEMENT PROVISIONS; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, current Chapter 1.08 of the Yarrow Point Municipal Code (YPMC or Code) authorizes basic enforcement mechanisms for violations of the Code; and

WHEREAS, the Town's regulatory officials and police force are unable to adequately and efficiently enforce the Code when needed because of the limited scope of enforcement mechanisms; and

WHEREAS, the Town staff has worked together to produce a new Chapter 1.08, attached hereto as **Exhibit A**, together with corresponding changes throughout the Code, attached hereto as **Exhibit B**, to integrate new Chapter 1.08 into the Code, all for the purpose of better suiting the Town's current needs and enhancing the efficacy of its enforcement actions; and

WHEREAS, the Town Council finds it is in the public interest to revise and restate the Town's enforcement code in a new and revised Chapter 1.08 to better equip Town officials and representatives to take action addressing Code violations and ensuring Code compliance; and

WHEREAS, a public hearing was held on April 9, 2019 to solicit and hear public testimony regarding the proposed new enforcement chapter and related amendments; and

WHEREAS, the Town Council finds that based on Town staff recommendations and public testimony, it is in the public's interest to revise and clarify provisions relating to Code enforcement procedures to better effectuate the Town's goals and responsibilities;

NOW THEREFORE, the Town Council of the Town of Yarrow Point, Washington hereby ordains as follows:

Section 1. Findings. The foregoing recitals are adopted in support of this Ordinance.

Section 2. Repeal and Replacement of YPMC Chapter 1.08. Yarrow Point Municipal Code Chapter 1.08, as currently existing, is hereby repealed in full, and new YPMC Chapter 1.08, attached hereto as **Exhibit A** to this Ordinance and incorporated in full by this reference, is hereby adopted to replace the repealed chapter.

Section 3. Conforming Code Amendments. Conforming amendments to the Yarrow Point Municipal Code, attached hereto as **Exhibit B** to this Ordinance and incorporated in full by this reference, are hereby adopted to integrate new Chapter 1.08 into the Code.

Section 4. Severability. If any section, sentence, clause, or phrase of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

Section 5. Corrections. The City Clerk and the codifiers of this Ordinance are authorized to make necessary clerical corrections to this Ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, Ordinance numbering, section/subsection numbers and any references thereto.

Section 6. Effective Date. This Ordinance shall be in full force and effective five days (5) days after passage and publication of the title hereof as a summary of this Ordinance, as required by law.

Passed by the Town Council by a vote of ____ for, ____ against, and ____ abstaining, and approved by the Mayor of the Town of Yarrow Point, Washington at a regular meeting held this ____ day of April, 2019.

Dicker Cahill, Mayor

Attested to by:

Approved as to form:

Bonnie Ritter, City Clerk

Scott Missall, City Attorney