

CITY OF BUCKLEY, WASHINGTON

ORDINANCE NO. 15-23

AN ORDINANCE OF THE CITY OF BUCKLEY, WASHINGTON, AMENDING BMC 13.18.030(1) TO CLARIFY THAT THE CITY COUNCIL, ACTING THROUGH ITS TRANSPORTATION BENEFIT DISTRICT, HAS THE AUTHORITY TO IMPOSE SALES AND USE TAXES AS AUTHORIZED BY RCW 36.73.065 IN ADDITION TO VEHICLE FEES AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

WHEREAS, BMC 13.18.030(1) currently authorizes the City Council to "authorize a vehicle tax fee up to the maximum fee provided for in RCW 36.73.065"; and

WHEREAS, it's unclear if the "vehicle tax fee" referenced in BMC 13.18.030(1) includes sales and use taxes; and

WHEREAS, the City Council would like to clarify BMC 13.18.030(1) to expressly identify that its authority includes that authorized by RCW 36.73.065 to impose sales and use taxes,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BUCKLEY, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1 BMC 13.18.030 is hereby amended to provide as follows:

(1) The city, acting by and through its city council, may ~~authorize a vehicle tax fee~~ impose sales and use taxes and vehicle fees up to the maximum ~~fee~~ amounts provided for in RCW 36.73.065, RCW 36.73.040 and RCW 82.14.0455.

(2) When authorized by the voters pursuant to the requirements of Chapter 36.73 RCW, other taxes, fees, charges and tolls or increases in revenue services may be assessed for the preservation, maintenance and operation of city streets.

(3) The city council shall have and may exercise any powers provided by law to fulfill the purposes of Chapter 36.73 RCW.

Section 2. If any sentence, clause, or phrase of the Ordinance is for any reason held to be unconstitutional or otherwise invalid, such decision shall not affect the validity of the

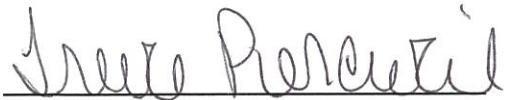
remaining provisions of this Ordinance. The City council hereby declares that it would have passed this Ordinance and each sentence, clause or phrase thereof irrespective of the fact that any one or more sentence, clauses or phrases be declared unconstitutional or otherwise invalid.

Section 3. Effective date. This Ordinance or a summary thereof consisting of the title shall be published in the official newspaper of the city, and shall take effect and be in full force five (5) days after publication.

Introduced, passed and approved this 28th day of November 2023.


Beau Burkett, Mayor

ATTEST:



Treva Percival, City Clerk


APPROVED AS TO FORM

Phil Olbrechts, City Attorney

PUBLISHED: December 6, 2023

EFFECTIVE: December 11, 2023