

ORDINANCE NO. 3709

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING THE PROVISIONS OF ECC 3.20.050 TO SET CERTAIN UTILITY TAXES, PROVIDING FOR SEVERABILITY, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

WHEREAS, the City imposes certain taxes for cable television, water, sewer and stormwater services; and

WHEREAS, the City Council finds that the tax rates referenced above need to be changed to recover a greater portion of certain costs associated with administering, regulating and providing the services; NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO ORDAIN
AS FOLLOWS:

Section 1 Subsections E, F, H and I of Edmonds City Code Section 3.20.050, Occupation Subject to Tax - Amounts, are hereby amended to read as follows:

3.20.050 Occupation Subject to Tax - Amounts.

...

E. Cable Television.

Pursuant to Chapter 4.68 ECC, community antenna television systems, commonly known as cable television franchisees, are hereby levied a franchise fee of five percent, as authorized by 47 U.S.C. §542(a) and RCW 35.21.860, on all gross revenues derived from any source of revenue by cable television franchisees from their cable television operations in the city of Edmonds. In addition thereto, a business license tax, as authorized in part by 47 U.S.C. §542(g)(2)(A), is hereby levied equal to six percent on all gross revenues derived from any source of revenue by cable television

franchisees from their cable television operations in the city of Edmonds.

F. City Sewer Utility.

The city of Edmonds, as a seller of sewer services, shall be subject to the tax imposed by this chapter. The sewer utility shall pay a license fee or tax equal to ten percent on the gross income from the city's sewer utility.

...

H. City Water Utility.

The City of Edmonds, as the seller of water services, shall be subject to the tax imposed by this chapter. The water utility shall pay a license tax or fee equal to ten percent on the gross income from the City's water utility.

I. City Storm Water Utility.

The City of Edmonds, as the seller of storm water services, shall be subject to the tax imposed by this chapter. The storm water utility shall pay a license tax or fee equal to ten percent on the gross income from the City's storm water utility.

...

Section 3. Severability. If any section, sentence, clause or phrase of this ordinance should 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 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect on the latter date of 01/01/09 or five (5) days after passage and publication of an approved summary thereof consisting of the title.

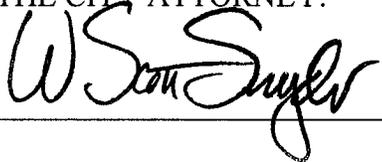
APPROVED:


MAYOR GARY HAAKENSON

ATTEST/AUTHENTICATED:


CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY 

| | |
|-----------------------------|------------|
| FILED WITH THE CITY CLERK: | 11/14/2008 |
| PASSED BY THE CITY COUNCIL: | 11/18/2008 |
| PUBLISHED: | 11/23/2008 |
| EFFECTIVE DATE: | 01/01/2009 |
| ORDINANCE NO. <u>3709</u> | |

SUMMARY OF ORDINANCE NO. 3709

of the City of Edmonds, Washington

On the 18th day of November, 2008, the City Council of the City of Edmonds, passed Ordinance No. 3709. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING THE PROVISIONS OF ECC 3.20.050 TO SET CERTAIN UTILITY TAXES, PROVIDING FOR SEVERABILITY, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

The full text of this Ordinance will be mailed upon request.

DATED this 19th day of November, 2008.



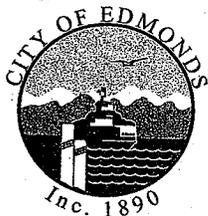
CITY CLERK, SANDRA S. CHASE

Affidavit of Publication

STATE OF WASHINGTON,
COUNTY OF SNOHOMISH

} S.S.

The undersigned, being first duly sworn on oath deposes and says that she is Principal Clerk of THE HERALD, a daily newspaper printed and published in the City of Everett, County of Snohomish, and State of Washington; that said newspaper is a newspaper of general circulation in said County and State; that said newspaper has been approved as a legal newspaper by order of the Superior Court of Snohomish County and that the notice



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DATED this 19th day of November, 2008.

CITY CLERK, SANDRA S. CHASE
Published: November 23, 2008.

Summary of Ordinance NO. 3709

Amending the Provisions of ECC 3.20.050

a printed copy of which is hereunto attached, was published in said newspaper proper and not in supplement form, in the regular and entire edition of said paper on the following days and times, namely:

November 23, 2008

and that said newspaper was regularly distributed to its subscribers during all of said period.

Principal Clerk

Subscribed and sworn to before me this 24th

day of November, 2008

Notary Public in and for the State of Washington, residing at Everett, Snohomish County.

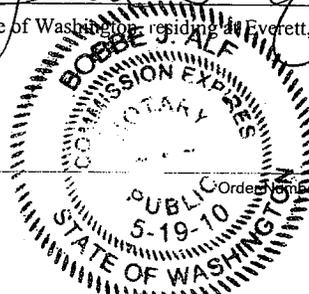
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DEC 08 2008

EDMONDS CITY CLERK

Account Name: City of Edmonds

Account Number: 101416



Order Number: 0001624586