AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, IMPOSING A SALES AND USE TAX AS AUTHORIZED BY RCW 82.14.030(l) IN ORDER FOR THE CITY TO RECEIVE ITS SHARE OF EXISTING TAXES IMPOSED BY KING COUNTY; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, King County presently imposes sales and use taxes, which are collected from residents of the City; and

WHEREAS, the City can impose and collect such taxes, which will be credited against the taxes presently being collected by King County and will therefore remain with the City for municipal purposes; and

WHEREAS, the imposition of such taxes will not increase the tax burden upon the people of the City, but will generate revenues essential to the operation of the City and the efficient provision of governmental services;

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

Section 1. Imposition of a Sales and Use Tax as Authorized by RCW 82.14.030(1).

A. Imposition. There is imposed a separate sales and/or use tax, as the case may be, upon every taxable event as defined in Chapter 82.14 RCW, as the same exists or may hereafter be amended, which occurs within the City limits. The tax shall be imposed upon and collected from those persons from whom the State sales and/or use tax is collected pursuant to Chapters 82.08 and 82.12 RCW, as the same now exist or may hereafter be amended.

B. Tax Rate. The rate of tax imposed by subsection A of this section shall be one-half of one percent of the selling price or value of the article used, as the case may be; provided, that during such period as there is in effect a sales and/or use tax imposed by King County pursuant to RCW 82.14.030(l), the rate imposed by this Ordinance shall be as provided in RCW 82.14.030(l), as the same now exists or may hereafter be amended. The rate of the effective date of this Ordinance shall be 425/1000th of one percent.

Section 2. Administration - Collection. The administration and collection of the tax imposed by this Ordinance shall be in accordance with the provisions of RCW 82.14.050, as the same now exists or may hereafter be amended.

- 1 -
Section 3. Inspection of Records - Agreement with Department of Revenue. The City consents to the inspection of such records as are necessary to qualify the City for inspection of records of the Department of Revenue, pursuant to RCW 82.32.330, as the same now exists or may hereafter be amended. The City Manager is authorized to enter into an agreement with the Department of Revenue for the administration of the tax.

Section 4. Penalty. It is unlawful for any seller to fail or refuse to collect taxes with intent to violate the provisions of this Ordinance, or to gain some advantage or benefit, whether direct or indirect, or for any buyer to refuse to pay any tax due under the provisions of this Ordinance. Any person violating any provision of this Ordinance shall be guilty of a misdemeanor and upon conviction thereof punished pursuant to State law or City ordinance.

Section 5. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be pre-empted by state or federal law or regulation, such decision or pre-emption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 6. Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This Ordinance shall take effect and be in full force on August 31, 1999.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 9 DAY OF JUNE, 1999.

CITY OF SAMMAMISH

[Signature]
Mayor Phil Dyer

ATTEST/AUTHENTICATED:

[Signature]
Ruth Muller, Interim City Clerk

Approved as to form:

[Signature]
Bruce L. Disend, City Attorney