AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, ADOPTING BY REFERENCE TITLE 11, ANIMAL CONTROL, OF THE KING COUNTY CODE AS THE ANIMAL CONTROL REGULATIONS OF THE CITY; AND DECLARING AN EFFECTIVE DATE

WHEREAS, the City of Sammamish will incorporate on August 31, 1999; and

WHEREAS, pursuant to RCW 39.34 the City of Sammamish has entered into an interlocal agreement with King County for the provision of animal control services; and

WHEREAS, the interlocal agreement requires the City of Sammamish to adopt animal control regulations substantially similar to Title 11 of the King County Code; and

WHEREAS, this Ordinance is necessary for the preservation of the peace, health, and welfare of the citizens of the City of Sammamish; and

WHEREAS, the City of Sammamish has had a limited amount of time in which to adopt all the necessary rules, regulations, laws, and policies prior to the City’s official date of incorporation; and

WHEREAS, the City Council desires this Ordinance to become effective on the date of incorporation, August 31, 1999;

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

Section 1. Authority to Adopt Animal Control Regulations. Pursuant to RCW 35.21.180, 35A.11.020, and 35A.21.160, the City adopts by reference Title 11, Animal Control, of the King County Code, attached hereto as Exhibit “A” and by this reference fully incorporated herein, as presently constituted or hereinafter amended, as the Animal Control Regulations of the City. A copy of King County Code Title 11 has been filed with the City Clerk and identified with Clerk's Receiving No. 099-12.

Section 2. Adoption of Administrative Rules. Hereby further adopted by reference are any and all implementing administrative rules now in effect regarding King County Code Title 11, Animal Control, that have been adopted either pursuant to King County Code Chapter 2.98, Rules of County Agencies, King County Code Title 23, Enforcement, or elsewhere in the King County Code, except that, unless the context requires otherwise, any reference to the "County" or to "King County" shall refer to the City of Sammamish, and any reference to County staff shall
Section 3. Adoption of Certain Other Laws. To the extent that any provision of the King County Code, or any other law, rule, or regulation referenced in the attached Animal Control Regulations, is necessary or convenient to establish the validity, enforceability, or interpretation of the Animal Control Code, then such provision of the King County Code, or other law, rule, or regulation, is hereby adopted by reference.

Section 4. Reference to Hearing Bodies. To the extent that the attached Animal Control Regulations refer to planning commissions, board of appeals, hearing examiner, or any other similar body, the City Council may serve in all such roles, but retains the right to establish any one or more of such bodies, at any time and without regard to whether any quasi-judicial or other matter is then pending.

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. This Ordinance shall take effect and be in full force on August 31, 1999 at 12:01 a.m.


CITY OF SAMMAMISH

Mayor Phil Dyer

ATTEST/AUTHENTICATED:

Ruth Muller, Interim City Clerk
Approved as to form:

Bruce L. Disend, Interim City Attorney

Filed with the City Clerk: June 25, 1999
Passed by the City Council: June 30, 1999
Ordinance No. 099-13
Date of Publication: July 7, 1999