

vehfee.psc
12/10/90

Ron Sims
Audrey Gruger
Bruce Laing
Lois North

Introduced by:

Proposed No.:

90-907

ORDINANCE NO.

9735

1
2 AN ORDINANCE establishing a vehicle license
3 fee for the purpose of funding general
4 transportation improvements under the authority of
5 Chapter 42, Session Laws of 1990 [Engrossed
6 Substitute Senate Bill 6358].

7 PREAMBLE:

8 Ordinance 9635 establishing a vehicle license fee was
9 adopted by the council on September 24, 1990 and
10 approved by the executive on October 1, 1990. On
11 October 16, 1990 a citizen filed a proposed
12 referendum petition regarding this fee with the Clerk
13 of the Council. Although the citizen believed he was
14 entitled to submit the proposed referendum under the
15 provisions of the King County Charter and Code, the
16 proposed referendum was not timely filed under the
17 provisions of Chapter 42, Session Laws of 1990,
18 Section 214 which provides that such a referendum
19 petition must be filed within seven days of passage
20 of the ordinance and further that the procedure
21 provided in Section 214 "is the exclusive method for
22 subjecting any county or city ordinance imposing a
23 tax or fee under Sections 206 and 208 of this act to
24 a referendum vote." The citizens' right to submit a
25 proposed referendum is too basic to our way of
26 government to be frustrated by a misunderstanding of
27 the applicability of various statutes. The council
28 can allow the referendum process authorized by
29 Section 214 of such laws to proceed by repealing
30 Ordinance 9635 and re-enacting the fee and thereby
31 providing a second opportunity for concerned citizens
32 to file a proposed referendum petition.

33 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

34 SECTION 1. Under the authority of Chapter 42, Session Laws
35 of 1990, Section 206(1), there is hereby levied an annual fee
36 of fifteen dollars per vehicle for each vehicle that is subject
37 to license fees under RCW 46.16.060 and is determined by the
38 Washington State Department of Licensing to be registered
39 within the boundaries of the county. The effective date of the
40 fee shall be July 1, 1991.

41 SECTION 2. The fee imposed by this ordinance shall be
42 collected and administered by the Washington State Department
43 of Licensing; the revenues from the fee imposed by this
44 ordinance shall be distributed to the county and the cities;
45 and the proceeds of the fee imposed by this ordinance shall be

1 used strictly for transportation purposes in accordance with
2 Chapter 42, Session Laws of 1990.

3 SECTION 3. For the purpose of this ordinance and any
4 proposed referendum on it, the clerk of the council shall be
5 the filing officer for the purpose of receiving a proposed
6 referendum petition, conferring with the petitioner regarding
7 form and style, and issuing an identification number for the
8 petition. The prosecuting attorney shall prepare the ballot
9 title and transmit it to the clerk of the council and the
10 records and elections division. The records and elections
11 division shall fulfill all other duties of the filing officer,
12 including canvassing, counting and verifying signatures on the
13 petition forms, and if sufficient valid signatures are properly
14 submitted, submit the referendum measure to the voters at an
15 election on a date which shall be determined by the council.

16 SECTION 4. Should any section, subsection, paragraph,
17 sentence, clause or phrase of this ordinance be declared
18 unconstitutional or invalid for any reason such decision shall
19 not affect the validity of the remaining portion of this
20 ordinance.

21 INTRODUCED AND READ for the first time this 29th day of
22 October, 1990.

23 PASSED this 10th day of December, 1990.

24 KING COUNTY COUNCIL
25 KING COUNTY, WASHINGTON

RCW

82.36.025

Lois North

Chair

26 ATTEST:
27
28

29 Gerald A. Patman
30 Clerk of the Council

APPROVED this 14th day of December, 1990.

Jim Hill

King County Executive