

Prop. No. 1
Defeated by voters

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subd
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Introduced By:

Proposed No.: 97-400

ORDINANCE NO. **12845**

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AN ORDINANCE proposing to amend the King County Charter related to referendums on and initiatives proposing ordinances which are effective only in unincorporated areas of the county; amending sections 230.40 and 230.50 of Article 2 of the Charter; and submitting the same to the voters of the county for their ratification or rejection at the November 1997 general election.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. There shall be submitted to the qualified voters of King County for their approval and ratification or rejection, at the next general election to be held in this county occurring more than 45 days after the enactment of this ordinance, amendments to sections 230.40 and 230.50 of Article 2 in the King County Charter as set forth herein.

SECTION 2. Section 230.40. Referendum.

Except as provided herein, an enacted ordinance may be subjected to a referendum by the voters of the county by filing with the county council prior to the effective date of the ordinance petitions bearing signatures of registered voters of the county equal in number to not less than eight percent of the votes cast in the county for the office of county executive at the last preceding election for county executive. In addition, except as provided herein, an enacted ordinance which pursuant to state law is effective only in unincorporated areas of the county may be subjected to a referendum by

1 the voters of the unincorporated areas of the county by filing with the county council prior to the
2 effective date of the ordinance petitions bearing signatures of not less than a number equal to eight
3 percent of the registered voters residing in unincorporated areas of the county (~~equal in number to~~
4 ~~not less than eight percent of the votes cast as the last preceding election for county executive,~~
5 ~~provided however that the number of required signature shall be calculated based only upon votes~~
6 ~~cast within areas which~~), on the date such petitions are required to be filed (~~are unincorporated~~
7 ~~areas of the county~~), multiplied by a percentage calculated by the number of votes cast in the county
8 for the office of county executive at the last preceding election for county executive divided by the
9 total number of registered voters of the county as of the date of said election. Each petition shall
10 contain the full text of the ordinance to be referred. The ordinance to be referred shall be placed on
11 the ballot at the special or general election occurring more than forty-five days after the petitions are
12 filed, provided that in the case of an ordinance effective only in unincorporated areas of the county,
13 the proposed ordinance shall be voted upon only by the registered voters residing in unincorporated
14 areas of the county.

15 An appropriation ordinance; an ordinance necessary for the immediate preservation of the
16 public peace, health or safety or for the support of county government and its existing public
17 institutions; an ordinance proposing amendments to this charter; an ordinance providing for collective
18 bargaining; an ordinance approving a collective bargaining agreement; an ordinance providing for the
19 compensation or working conditions of county employees; or an ordinance which has been approved
20 by the voters by referendum or initiative shall not be subject to a referendum.

21 **SECTION 3. Section 230.50. Initiative.**

22 Ordinances except ordinances providing for the compensation or working conditions of county
23 employees may be proposed by filing with the county council petitions bearing signatures of
24 registered voters of the county equal in number to not less than ten percent of the votes cast in the

1 county for the office of county executive at the last preceding election for county executive. In
2 addition, an ordinance which pursuant to state law is effective only in unincorporated areas of the
3 county, except an ordinance providing for the compensation or working conditions of county
4 employees, may be proposed by filing with the county council petitions bearing signatures of not less
5 than a number equal to ten percent of the registered voters residing in unincorporated areas of the
6 county (~~(equal in number to not less than ten percent of the votes cast at the last preceding election~~
7 ~~for county executive, provided, however, that the number of required signature shall be calculated~~
8 ~~based only upon votes cast within areas which~~)), on the date such petitions are required to be filed
9 ((are unincorporated areas of the county)), multiplied by a percentage calculated by the number of
10 votes cast in the county for the office of county executive at the last preceding election for county
11 executive divided by the total number of registered voters of the county as of the date of said election.

12 Each petition shall contain the full text of the proposed ordinance.

13 The county council shall consider the proposed ordinance. If the proposed ordinance is not
14 enacted within ninety days after the petitions are presented, it shall be placed on the ballot at the next
15 regular or special election occurring more than one hundred thirty-five days after the petitions are
16 filed or at an earlier election designated by the county council. However, if the proposed ordinance is
17 enacted at any time prior to the election, it shall not be placed on the ballot or be voted on unless it is
18 subjected to referendum.

19 If the county council rejects the proposed ordinance and adopts a substitute ordinance
20 concerning the same subject matter, the substitute ordinance shall be placed on the same ballot with
21 the proposed ordinance; and the voters shall first be given the choice of accepting either or rejecting
22 both and shall then be given the choice of accepting one and rejecting the other, provided that in the
23 case of an ordinance effective only in unincorporated areas of the county, the proposed ordinance
24 shall be voted upon only by the registered voters residing in unincorporated areas of the county. If a

1 majority of the voters voting on the first issue is for either, then the ordinance receiving the majority
2 of the votes cast on the second issue shall be deemed approved. If a majority of those voting on the
3 first issue is for rejecting both, then neither ordinance shall be approved regardless of the vote on the
4 second issue.

5 SECTION 4. The manager of the division of records and elections shall cause notice of the
6 proposed amendments to Article 2 of the King County Charter to be published in accordance with
7 the State Constitution and general law and placed on the ballot at the November 4, 1997 election,
8 which is the next general election occurring more than 45 days after enactment of this ordinance.

9 SECTION 5. If any provision of this amendment to the charter, or its application to any
10 person or circumstance is held invalid, the remainder of the amendment, or its application to other
11 persons or circumstances is not affected.

12 INTRODUCED AND READ for the first time this 21st day of

13 July, 1997.

14 PASSED by a vote of 13 to 0 this 8th day of September, 1997

15 KING COUNTY COUNCIL
16 KING COUNTY, WASHINGTON

17 Jim Hague
18 Chair

19 ATTEST:

20 Alison
21 Clerk of the Council

DEEMED ENACTED WITHOUT
COUNTY EXECUTIVE'S SIGNATURE.
DATED: 9/8/97

22 APPROVED this _____ day of _____, 19__.

23 _____
24 King County Executive