



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

January 8, 2007

Ordinance 15670

Proposed No. 2007-0020.1

Sponsors Dunn

1 AN ORDINANCE authorizing the levy and collection of an
2 additional sales and use tax of one-tenth of one percent for
3 the operation, maintenance and capital needs of the King
4 County Metro public transportation system with collections
5 to begin on April 1, 2007; amending Ordinance 15582,
6 Section 4, and K.C.C. 4.29.020, adding a new section to
7 K.C.C. chapter 4.29 and declaring an emergency.

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10 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

11 **SECTION 1. Findings:**

12 A. The county council adopted Ordinance 15582 to submit to the voters a
13 proposition authorizing an additional sales and use tax of one-tenth of one percent for the
14 operation, maintenance and capital needs of the King County Metro public transportation
15 system.

16 B. The results of the November 7, 2006, election in which the voters of King
17 County authorized the additional sales and use tax were certified on November 28, 2006.

18 C. Legislation to authorize collection of the additional one-tenth of one percent
19 sales and use tax beginning on April 1, 2007, was transmitted by the executive on
20 December 19, 2006.

21 D. State law provides that changes to the local sales and use tax may be made
22 only on the first day of January, April, July or October and requires that the Washington
23 state Department of Revenue be notified at least seventy five days before the effective
24 date of a change.

25 E. In order for the additional sales and use tax to be collected beginning April 1,
26 2007, King County must notify the Department of Revenue of the change by January 15,
27 2007.

28 F. The county council's meeting schedule following the December 19 transmittal
29 by the executive did not allow for the introduction and consideration of the proposed
30 legislation until January 8, 2007.

31 G. The executive estimates that delaying collection of the additional tax until July
32 1 would result in the loss of twelve million dollars, which would otherwise be used to
33 provide public transportation improvements authorized by the voters.

34 NEW SECTION. SECTION 2. There is hereby added to K.C.C. chapter 4.29 a
35 new section to read as follows:

36 A. For the purpose of providing funding for the operation, maintenance and
37 capital needs of King County Metro public transportation, an additional sales and use tax
38 of one-tenth of one percent is hereby levied, fixed and imposed on all taxable events
39 within King County as defined in chapter 82.08, 82.12 or 82.14 RCW, except as provided
40 in subsection B. of this section. The tax shall be imposed upon and collected from those

41 persons from whom sales tax or use tax is collected in accordance with chapter 82.08 or
42 82.14 RCW, and shall be so collected at the rate of one-tenth of one percent of the selling
43 price, in the case of a sales tax, or value of the article used, in the case of a use tax. This
44 additional sales and use tax shall be in addition to all other existing sales and use taxes,
45 including the eight-tenths of one percent public transportation sales and use taxes
46 currently imposed by the county pursuant to RCW 82.14.045.

47 B. The tax imposed in subsection A. of this section does not apply to sales of
48 lodging by a person or entity that is subject to the tax imposed in RCW 67.40.090 and to
49 the county tax imposed under RCW 67.28.180.

50 SECTION 3. Ordinance 15582, Section 4, and K.C.C. 4.29.020 are each hereby
51 amended to read as follows:

52 The proceeds from the tax imposed under (~~K.C.C.4.29.010~~) section 2 of this
53 ordinance shall, for the initial ten-year period following voter approval of the proposition
54 in Ordinance 15582, Section 5, be used for the operation, maintenance and capital needs
55 of King County Metro public transportation in the manner described in Attachment A to
56 Ordinance 15582, titled "Improvements Funded by Transit Now." After the initial ten-
57 year period or in the event that the county, by an ordinance adopted by a supermajority of
58 at least six affirmative votes of the county council, finds that, due to either changed
59 conditions, insufficient revenue or force majeure events, any of the services and facilities
60 described in the plan are either impractical or would provide less public transportation
61 benefit than other alternatives, the county may in its discretion use the proceeds for any
62 other public transportation purpose consistent with the King County Code and King
63 County Metro transit policies and goals. For the purposes of this section, "tax proceeds"

64 means the principal amount of funds raised by the additional sales and use tax authorized
65 by this chapter and any interest earnings on the funds.

66 SECTION 4. The tax imposed under section 2 of this ordinance takes effect on
67 April 1, 2007, in accordance with RCW 82.14.055.

68 SECTION 5. The county council finds as a fact and declares that an emergency
69 exists and that this ordinance is necessary for the immediate preservation of public peace,
70 health or safety or for the support of county government and its existing public institutions.

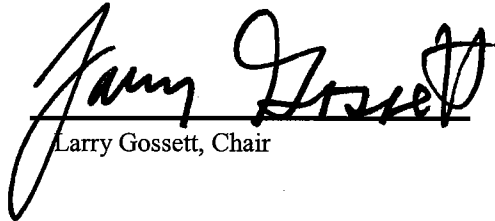
71 SECTION 6. If any provision of this ordinance or its application to any person or

72 circumstance is held invalid, the remainder of the ordinance or the application of the
73 provision to other persons or circumstances is not affected.
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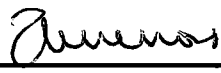
Ordinance 15670 was introduced on 1/8/2007 and passed by the Metropolitan King
County Council on 1/8/2007, by the following vote:

Yes: 9 - Mr. Gossett, Ms. Patterson, Ms. Lambert, Mr. von Reichbauer, Mr.
Dunn, Mr. Ferguson, Mr. Phillips, Ms. Hague and Mr. Constantine
No: 0
Excused: 0

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON


Larry Gossett, Chair

ATTEST:



Anne Noris, Clerk of the Council

Attachments None