

ORDINANCE NO. 14-0413

AN ORDINANCE OF THE CITY OF EDGEWOOD, WASHINGTON, REPEALING ORDINANCE NO 13-0401; ELIMINATING THE UTILITY TAX ESTABLISHED UNDER SAID ORDINANCE; DIRECTING A REFUND OF THE UTILITY TAXES, IF ANY, COLLECTED PURSUANT TO SAID ORDINANCE; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Edgewood City Council adopted Ordinance No. 13-0401 on September 24, 2013, establishing a 2.67 percent tax on the gross receipts of certain utility providers; and

WHEREAS, pursuant to Section 4 of Ordinance No. 13-0401, the ordinance did not take effect until 60 days after passage and publication; and

WHEREAS, upon further consideration, the City Council desires to retroactively repeal Ordinance No. 13-0401;

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

Section 1. Repealer. Ordinance No. 13-0401 is hereby repealed in its entirety.

Section 2. Notification to Taxpayers. The City Clerk is hereby directed to provide a copy of this ordinance to all taxpayers, "i.e., the utility business upon which the utility tax was directly imposed", as defined under Ordinance No. 13-0401, that were subject to the utility tax established thereunder.

Section 3. Refund. The tax revenues previously collected pursuant to Ordinance No. 13-0401, if any, shall be refunded in full.

Section 4. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 5. Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication. Provided, that the repealer set forth in Section 1 above shall have retroactive effect to November 23, 2013.

Presented to Council for its First Reading on January 21, 2014

PASSED BY THE CITY COUNCIL ON THE 21st DAY OF JANUARY, 2014



MAYOR DARYL EIDINGER

ATTEST/AUTHENTICATED:


DEBBIE ZABELL, CITY CLERK

APPROVED AS TO FORM:


CITY ATTORNEY

DATE OF PUBLICATION: January 29, 2014
EFFECTIVE DATE: February 3, 2014

**CITY OF EDGEWOOD
2224 - 104th Ave. East
Edgewood, WA 98371
(253) 952-3299
Fax: (253) 952-3537**

LEGAL NOTICE

Date: January 22, 2014

NOTICE OF ORDINANCE PASSED BY EDGEWOOD CITY COUNCIL

The following is a summary of an Ordinance passed by the City of Edgewood City Council on the 21st day of January, 2014, and shall take effect and be in full force on the 3rd day of February, 2014.

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The full text of the Ordinance is available at the City Clerk's office, Edgewood City Hall, 2224 - 104th Ave. East, Edgewood, WA 98371 (253) 952-3299.


DEBBIE ZABELL, CITY CLERK

Published in the Pierce County Herald on: *Wednesday January 29, 2014*