

**CITY OF SAMMAMISH  
WASHINGTON  
ORDINANCE No. O2000-70**

---

**AN ORDINANCE OF THE CITY OF SAMMAMISH,  
WASHINGTON, MAKING THE VIOLATION OF A STOP  
WORK ORDER A CIVIL INFRACTION**

WHEREAS, the City Council of the City of Sammamish desires to make the violation of a stop work order a civil infraction punishable by a fine of \$250.00;

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

Section 1. STOP WORK ORDERS

A. Authorized. The Building Official or designee is authorized to issue a stop work order to a person who fails to comply with the City of Sammamish Building Code. Issuance of a citation or a notice and order is not a condition precedent to the issuance of the stop work order.

B. Effect.

1. A stop work order represents a determination that a civil code violation has occurred and that any work or activity that is causing or contributing to the violation on the property where the violation has occurred or is occurring must cease.
2. A stop work order requires the immediate cessation of the specified work or activity on the named property. Work or activity may not resume unless specifically authorized by the Building Official or designee.
3. A stop work order may be appealed to the City of Sammamish Hearings Examiner according to the procedures set forth in Chapter 20.24 of the Interim Sammamish Development Code.
4. Failure to appeal the stop work order within the applicable time limits renders the stop work order a final determination that the civil code violation occurred and that work was properly ordered to cease.
5. Failure to comply with the terms of a stop work order subjects the person responsible for code compliance to civil penalties and costs.

C. Remedy - civil penalties.

1. In addition to any other judicial or administrative remedy, the Building Official or designee may assess a civil penalty of two hundred fifty dollars (\$250.00) per day for the violation of any stop work order.

2. Civil penalties for the violation of any stop work order shall begin to accrue on the first day the stop work order is violated and shall cease on the day the work is actually stopped.

3. Violation of a stop work order shall be a separate violation from any other civil code violation. Civil penalties assessed create a joint and several personal obligation in all persons responsible for code compliance. The City of Sammamish may collect the civil penalties assessed by any appropriate legal means.

4. In addition to all other remedies, a lien for the value of the civil penalties imposed may be filed against the real property that is subject to compliance with the City of Sammamish Building Code.

Section 2. 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 3. Effective Date. This Ordinance 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.

**ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 6<sup>th</sup> DAY OF SEPTEMBER 2000.**

CITY OF SAMMAMISH

  
\_\_\_\_\_  
Mayor Jack Barry

ATTEST/AUTHENTICATED:

  
\_\_\_\_\_  
Melonie Anderson, City Clerk

Approved as to form:

  
\_\_\_\_\_  
Bruce L. Disend, City Attorney

Filed with the City Clerk: September 1, 2000

Passed by the City Council: September 6, 2000

Date of Publication: September 9, 2000  
Effective Date: September 14, 2000