

CITY OF SAMMAMISH

WASHINGTON

ORDINANCE NO. 099-48

AN ORDINANCE OF THE CITY OF SAMMAMISH, WASHINGTON, REQUESTING THE KING COUNTY AUDITOR TO CALL A SPECIAL ELECTION ON THE PROPOSITION OF IMPOSING AN EXCISE TAX ON SALES OF REAL PROPERTY WITHIN THE CITY WITH ALL PROCEEDS THEREFROM TO BE USED EXCLUSIVELY FOR THE PURPOSES OF ACQUIRING, DEVELOPING AND MAINTAINING OPEN SPACE, PARKS, TRAILS, AND SIDEWALKS; AND WHICH, IF APPROVED, WOULD RESULT IN REPEALING THE SALES AND USE TAX AUTHORIZED BY ORDINANCE NO. 099-05

WHEREAS, the City Council recognizes the desire of the citizens of Sammamish to maintain a healthful and attractive community; and

WHEREAS, the City Council wishes to provide high quality recreational opportunities to the public; and

WHEREAS, State law authorizes the imposition of an excise tax upon sales of real property occurring within the City; and

WHEREAS, using the proceeds of such an excise tax exclusively for the purposes of acquiring, developing, and maintaining open space, parks, trails, and sidewalks, would promote the healthful and attractive community the citizens of Sammamish desire; and

WHEREAS, if the voters of Sammamish approve imposition of the excise tax, state law requires the City Council to repeal the sales and use tax authorized by Ordinance No. 099-05;

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

Section 1. Request for Special Election. The City Clerk is hereby authorized and directed to send a certified copy of this Ordinance to the King County Auditor. The Auditor is requested to call a special election to be held in the City of Sammamish on February 29, 2000 for the purpose of submitting to the qualified voters of the City the proposition of whether the City should impose an excise tax of one-half of one percent of the selling price on each sale of real property within the corporate limits of the City, the proceeds of which shall be used exclusively for the purposes of acquiring, developing, and maintaining open space, parks, trails, and sidewalks.

Section 2. Ballot Proposition. The proposition to be submitted at the special election shall be in the form of a ballot title as follows:

EXCISE TAX ON SALE OF REAL PROPERTY FOR PURPOSES OF ACQUIRING, DEVELOPING, AND MAINTAINING OPEN SPACE, PARKS, TRAILS, AND SIDEWALKS

Shall the City of Sammamish be authorized to impose an excise tax on each sale of real property within the City at the rate of one-half of one percent of the selling price with all proceeds therefrom to be used exclusively for the purposes of acquiring, developing, and maintaining open space, parks, trails, and sidewalks; and which, if approved, shall result in the repeal of the one-half of one percent sales and use tax authorized by Ordinance No. 099-05?

YES _____

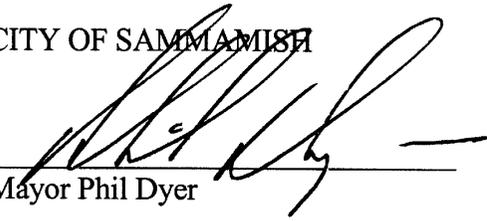
NO _____

Section 3. 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 4. 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.

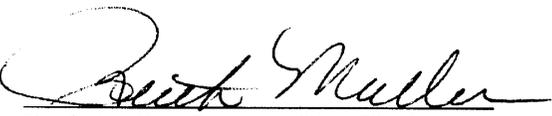
ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 8th DAY OF December, 1999.

CITY OF SAMMAMISH



Mayor Phil Dyer

ATTEST/AUTHENTICATED:



Ruth Muller, Interim City Clerk

Approved as to form:



For Bruce L. Disend, City Attorney

Filed with the City Clerk: December 3, 1999

Passed by the City Council: December 8, 1999

Ordinance No. 099 - 48

Date of Publication: December 15, 1999