

ORDINANCE NO. 425

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, AMENDING CHAPTER 5.05 BUSINESS LICENSING OF THE UNIVERSITY PLACE MUNICIPAL CODE BY REDUCING PENALTIES FOR LATE APPLICATION

WHEREAS, the City of University Place Council adopted penalties for late application of University Place business licenses; and

WHEREAS, the Council finds it necessary to reduce the penalties for late application, adopt a flat fee structure, and eliminate the current fee structure that is based on percentages of the applicable license fee, NOW THEREFORE,

THE CITY COUNCIL OF THE CITY OF UNIVERSITY PLACE, WASHINGTON, DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Amending Chapter 5.05.130 Penalty For Late Application of the University Place Municipal Code. Chapter 5.05.130 of the University Place Municipal Code is hereby amended and shall read as follows:

5.05.130 Penalty for late application.

A. Any applicant or licensee who fails to make application for an original business license, or for renewal of an existing business license, prior to January 30th of the applicable year shall be subject to the following penalties based on the number of days delinquent:

- A. Delinquent from one to 30 days inclusive: a penalty of one quarter of the applicable license fee.
- B. Delinquent from 31 to 60 days inclusive: a penalty of one half of the applicable license fee.
- C. Delinquent from 61 to 90 days inclusive: a penalty of three quarters the applicable license fee.
- D. Any delinquency exceeding 90 days shall be a misdemeanor.
(Ord. 357 § 13, 2002).

<u>General Business License</u>		
<u>Application Date</u>	<u>Days Delinquent</u>	<u>Penalty</u>
Jan. 1 – Jan. 30	0	0
Jan. 31 – Feb. 29	1 – 30 days	\$10
March 1 – March 30	31 – 60 days	\$20
March 31 – April 29	61 – 90 days	\$30
April 30 +	91 +	Misdemeanor

<u>Home Occupation Business License</u>		
<u>Application Date</u>	<u>Days Delinquent</u>	<u>Penalty</u>
Jan. 1 – Jan. 30	0	0
Jan. 31 – Feb. 29	1 - 30 days	\$ 5
March 1 – March 30	31 - 60 days	\$10
March 31 – April 29	61 - 90 days	\$15
April 30 +	91 +	Misdemeanor

B. A one-time only late fee waiver may be granted to businesses who may otherwise incur late fees, upon approval by the City Clerk's Office. The business owner shall write the City a letter explaining why the license renewal application is late and why the late fees should be waived. The City Clerk or designee will review the letter and make a the determination in writing as to whether the late fees should be paid.

Section 2. Severability. If any provision of this Ordinance or its application to any person or circumstance is held invalid, the remainder of the Ordinance or the application of the provision to other persons or circumstances by a court of competent jurisdiction shall not be affected.

Section 3. Publication and Effective Date. A summary of this Ordinance consisting of its title shall be published in the official newspaper of the City. This Ordinance shall be effective five (5) days after its publication. The late penalties shall be effective January 1, 2005.

PASSED BY THE CITY COUNCIL ON OCTOBER 4, 2004.

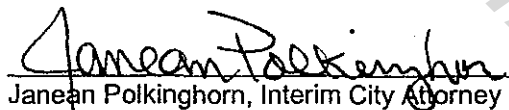


Ken Grassi, Mayor

ATTEST:


Sarah Ortiz, Acting City Clerk

APPROVED AS TO FORM:


Janean Polkinghorn, Interim City Attorney

Published: October 6, 2004

Effective Date: October 11, 2004