

ORDINANCE NO. 666

AN ORDINANCE OF THE CITY OF UNIVERSITY PLACE WASHINGTON, AMENDING UNIVERSITY PLACE MUNICIPAL CODE TITLE 8 – ANIMAL CONTROL – CHAPTER 8.10 – LICENSING – AND TITLE 1 – GENERAL PROVISIONS – AND CHAPTER 1.30 CIVIL NON-TRAFFIC INFRACTIONS TO ALIGN THE MONETARY PENALTIES WITH PIERCE COUNTY

WHEREAS, since incorporation, the City of University Place has contracted with Pierce County for police services, and in 2013 the City began contracting with Pierce County for its animal control services; and

WHEREAS, in 2015, the City adopted a Civil Infraction Code which may be enforced non-commissioned City staff, and also may be useful tool for the City's contracted law enforcement and animal control officers; and

WHEREAS, in order to allow for enforcement of the City's civil infractions under the City's service contracts with Pierce County for law enforcement and animal services, it is necessary to amend the amount of the penalty for civil infractions to match Pierce County's; and

WHEREAS, in addition, because the City chose to continue to issue pet licenses, and therefore retained its current Chapter 8.10 - Licensing of Dogs and Cats; experience has identified an additional amendment needed to align the City's Municipal Code related to animals with that of Pierce County's; and

WHEREAS, in order to enable Pierce County to impose a penalty for unlicensed pets, the City must amend its Title 8 to include a provision for such a penalty;

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

Section 1. Revised Animal Licensing Ordinance. Chapter 8.10 of the University Place Municipal Code (UPMC) (Ordinance 480) is hereby amended to add Chapter 8.10.060 to read as follows:

8.10.060 License Violation – Civil Infraction

Enforcement Officers may issue a Class 3 civil infraction to any person who violates the provisions of this chapter 8.10. The civil infraction amount shall be as set forth in Pierce County Code Chapter 1.16.120.

Section 2. Revised Civil Infraction Ordinance. Chapter 1.30.020 of the University Place Municipal Code (Ordinance 654) is hereby amended to read as follows:

1.30.020 Civil Infraction – Monetary Penalties – Restitution

A. Any person found to have committed a civil infraction shall be assessed a monetary penalty in the sum of ~~\$100.00~~ \$120.00, not including statutory assessments, unless a greater or lesser sum is specified for a particular infraction within the University Place Municipal Code.

Section 3. Severability. If any section, subsection, paragraph, sentence, clause, or phrase of this ordinance or its application to any person or situation should be held to be invalid or unconstitutional for any reason by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of the remaining portions of this ordinance or its application to any other person or situation.

Section 4. Published 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 take effect five days after publication.

PASSED BY THE CITY COUNCIL ON APRIL 4, 2016.


Javier H. Figueroa, Mayor

ATTEST:


Emelita Genetia, City Clerk

APPROVED AS TO FORM:


Steve Victor, City Attorney

Published: 04/06/16
Effective Date: 04/11/16