ORDINANCE NO. 2015-952

AN ORDINANCE OF THE CITY OF DEER PARK, WASHINGTON, ADOPTING THE SPOKANE COUNTY FLOW CONTROL ORDINANCE BY REFERENCE, SPOKANE COUNTY ORDINANCE NO. 2014-0879 AND CHAPTER 8.56 OF THE SPOKANE COUNTY CODE, AS REGULATIONS APPLICABLE TO THE FLOW OF SOLID WASTE PRODUCED IN THE CITY OF DEER PARK; CONTAINING A SEVERABILITY PROVISION AND SETTING AN EFFECTIVE DATE.

WHEREAS, the City of Deer Park ("City") and Spokane County ("County") entered into an Interlocal Agreement for solid waste transfer and disposal and other matters related thereto effective from November 17, 2014 through December 31, 2021 subject to termination provisions as set forth therein (the "Interlocal Agreement"); and

WHEREAS, the Interlocal Agreement may be extended by mutual commitment of the City and County as set forth therein; and

WHEREAS, attachment "C" to the Interlocal Agreement obligates the City to utilize the flow control approved by the County in the County's Flow Control Ordinance; and

WHEREAS, the County has adopted Flow Control ordinance provisions as set forth in Chapter 8.56 of the Spokane County Code as the same has been amended and expanded by Spokane County Ordinance No. 14-0879 which Ordinance was adopted by the Board of Commissioners of Spokane County on November 4, 2014; and

WHEREAS, in order to comply with the terms of the Interlocal Agreement, the City has determined that adoption of this Ordinance is appropriate and is in the best interest of the public health, safety, and welfare of the citizens of the City, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF DEER PARK, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. The City hereby adopts as the Solid Waste Regulatory Authority with respect to flow control of solid waste within the City, Spokane County Ordinance No. 14-0879 adopted by the Spokane County Board of Commissioners on November 4, 2014 and the provisions of Chapter 8.56 of the Spokane County Code as amended, added to, and otherwise revised in Spokane County Ordinance No. 14-0879.

Section 2. The City Clerk-Treasurer is hereby directed to keep a copy of Spokane County Ordinance No. 14-0879 on file at City Hall and available for inspection and review by the public and to keep a copy of Chapter 8.56 of the Spokane County Code available for review and inspection at City Hall by the public. The provisions of this Section 2 of this Ordinance shall continue to be in effect during the time the provisions in Section 1 of this Ordinance are in effect.

Section 3. To the extent any other previously adopted Ordinance or Resolution of the City is in conflict with this Ordinance and those provisions relate to solid waste flow control within the City, then the terms and provisions of any such previously adopted City Resolution or Ordinance shall be amended to conform to the solid waste flow control provisions adopted by reference in Section 1 of this Ordinance.

Section 4. If any section, sentence, clause, or phrase of this Ordinance shall 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. This Ordinance shall take effect and be in full force five (5) days after this Ordinance or a summary thereof consisting of the title is published.

APPROVED:

MAYOR ROBERT WHISMAN

ATTEST/AUTHENTICATED:

DEBY CRAGUN, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

BY: CHARLES D. ZIMMERMAN

FILED WITH THE CITY CLERK	:	2/17/15
PASSED BY THE CITY COUNCIL	:	3/18/15
PUBLISHED	:	3/20/15
EFFECTIVE DATE	:	3/27/15
ORDINANCE NO.	:	2015-952

SUMMARY OF ORDINANCE NO. 2015-952

of the City of Deer Park, Washington

On the 18th day of March, 2015, the City Council of the City of Deer Park, Washington, passed Ordinance No. 2015-952 A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF DEER PARK, WASHINGTON, ADOPTING THE SPOKANE COUNTY FLOW CONTROL ORDINANCE BY REFERENCE, SPOKANE COUNTY ORDINANCE NO. 2014-0879 AND CHAPTER 8.56 OF THE SPOKANE COUNTY CODE, AS REGULATIONS APPLICABLE TO THE FLOW OF SOLID WASTE PRODUCED IN THE CITY OF DEER PARK; CONTAINING A SEVERABILITY PROVISION AND SETTING AN EFFECTIVE DATE.

The full text of this Ordinance will be mailed upon request.

DATED this 19th day of March, 2015.

CITY CLERK-TREASURER, DEBY CRAGUN