

ORDINANCE NO. 1346

AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON providing for the submission to the qualified voters of the City of Des Moines at an election to be held on September 14, 2004 of a proposition that would approve a maximum regular property tax levy rate for 2005 of \$1.60/\$1,000 assessed valuation in order to maintain essential levels of community services such as public safety, transportation, culture and recreation, and authorize the City, for the years 2005 and thereafter, to exceed the limits of Chapter 84.55 RCW based on the new voter-approved limit, directing the City Clerk to certify a copy of this ordinance to the King County Records & Elections Division, and setting forth the ballot proposition.

WHEREAS, the City of Des Moines is an optional code city, located in King County, Washington, duly organized and existing pursuant to the laws of the state of Washington, and

WHEREAS, the City is authorized to levy a permanent regular property tax not to exceed \$1.60 per \$1,000 assessed valuation on the real property within the City, and

WHEREAS, the City has an unused portion of its permanent regular property tax authority, and

WHEREAS, the City Council desires to maintain an essential level of community services such as public safety, transportation, culture and recreation, and

WHEREAS, the City Council desires to allow the electors to vote to ratify or reject a proposition to raise the permanent regular property tax on real property within the City, for the years 2005 and thereafter, to the authorized levy rate of \$1.60 per \$1,000 assessed valuation; now, therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:

Sec. 1. A Special Election is hereby requested to be held within the City of Des Moines on Tuesday, September 14, 2004 for the purpose of submitting to the qualified electors of the City, for their ratification or rejection, a proposition to raise the permanent regular property tax on real property within the City, from and after January 1, 2005, to \$1.60 per \$1,000.00 of assessed valuation.

Sec. 2. The proposition to be submitted to the electorate of the City shall read substantially as follows:

PROPOSITION

The City Council of the City of Des Moines
Adopted Ordinance No. 1346 concerning voter
approval of its regular property tax levy.

This proposition would approve an increase in the City's permanent regular property tax levy rate, for the years 2005 and thereafter, to the authorized rate of \$1.60 per \$1,000 of assessed valuation in order to maintain an essential level of community services such as public safety, transportation, culture and recreation. Any future years property tax

collections would be subject to the maximum increase of 1% per year per Chapter 84.55 RCW.

Should this levy be approved? Yes No

Sec. 3. Severability - Construction.

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

(2) If the provisions of this ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this ordinance is deemed to control.

Sec. 4. Effective date. This ordinance shall take effect and be in full force five (5) days after its passage, approval, and publication in accordance with law.


PASSED BY the City Council of the City of Des Moines this 8th day of July, 2004 and signed in authentication thereof this 8th day of July, 2004.


MAYOR

APPROVED AS TO FORM:


Assistant City Attorney

ATTEST:


City Clerk

Published: July 15, 2004

LEGAL NOTICE
SUMMARY OF ADOPTED ORDINANCE
CITY OF DES MOINES

ORDINANCE NO. 1346, Adopted July 8, 2004.

DESCRIPTION OF MAIN POINTS OF THE ORDINANCE:

This ordinance provides for the submission to the qualified voters of the City of Des Moines at an election to be held on September 14, 2004 of a proposition that would approve a maximum regular property tax levy rate for 2005 of \$1.60/\$1,000 assessed valuation in order to maintain essential levels of community services such as public safety, transportation, culture and recreation, and authorizes the City, for the years 2005 and thereafter, to exceed the limits of Chapter 84.55 RCW based on the new voter-approved limit, directs the City Clerk to certify a copy of this ordinance to the King County Records & Elections Division, and sets forth the ballot proposition.

The full text of the ordinance will be mailed without cost upon request.

Denis Staab
City Clerk

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