



**ORDINANCE No. 2010-02**

**An Ordinance of the City of LaCenter Washington Adopting the Power of Initiative and Referendum for the Registered Voters of the City and Adopting a new Chapter (Chapter 1.20) of the LaCenter Municipal Code entitled "Initiative and Referendum"**

The LaCenter City Council finds that:

**WHEREAS**, the City Council of the City of LaCenter, Washington, passed Resolution No. 09-320 on December 16, 2009, stating its intent to adopt the powers of initiative and referendum for the registered voters of the City as provided in RCW Chapter 35A.11; and

**WHEREAS**, within 15 days of adoption, Resolution No. 09-320 was published in the City's newspaper of record, a newspaper of general circulation within the City; and

**WHEREAS**, since publication of the notice, no referendum petition has been filed challenging the adoption of Resolution No. 09-320, and more than 90 days has elapsed since publication of the notice.

**NOW THEREFORE**, the City Council of the City of LaCenter, Washington, does ordain as follows:

**Section 1** – **Adoption Initiative and Referendum Powers:** The City Council hereby adopts for the registered voters of LaCenter the powers of initiative and referendum as set forth in RCW 35A.11.080 through 35A.11.100.

**Section 2** – **Adoption of LCMC Chapter 1.20:** A new Chapter 1.20 entitled "Initiative and Referendum" is hereby added to the LaCenter Municipal Code ("LCMC") to read as follows:

**Chapter 1.20 – Initiative and Referendum**

**Section 1.20.010 Power of Initiative and Referendum Adopted**

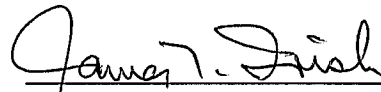
The City of LaCenter hereby adopts the power of initiative and referendum for the registered voters of the city as provided pursuant to RCW 35A.11.080 through 35A.11.100. Such powers are to be exercised

as provided in the above referenced sections of the Revised Code of Washington as they now exist or may be amended from time to time and said sections are hereby incorporated in full by this reference.

**Section 3 - Effective Date:** This ordinance will be in full force and effect five days after passage and publication by posting as provided by law.

Adopted this 24<sup>th</sup> day of March 2010, by a majority of the LaCenter City Council.

AYES: 5  
NAYS: 0  
ABSTAIN: 0  
ABSENT: 0

  
\_\_\_\_\_  
James T. Irish, Mayor

ATTEST:

Approved as to form:

  
\_\_\_\_\_  
Suzanne Levis, Finance Director/Clerk

  
\_\_\_\_\_  
Daniel Kearns, City Attorney

## **City of La Center**

214 East 4<sup>th</sup> Street, La Center, WA 98629  
PHONE 360.263.8662 FAX 360.263.5700

SUMMARY OF ORDINANCE 2010-03. An Ordinance of the City of La Center amending Title I, Chapter 10 of the La Center Municipal Code, and designating The Reflector as the City's Official Newspaper of Record. Ordinance 2010-03 was passed by the City of La Center Council, March 24, 2010 at a Public Hearing/Regular Meeting.

Suzanne Levis  
Finance Director/Clerk



## RESOLUTION 09-320

**A Resolution declaring the intent of the La Center City Council to adopt the right of Initiative and Referendum for the City's registered voters; providing for publication of this Resolution and providing that upon the expiration of the 90<sup>th</sup> day after the date of publication that an ordinance adopting the initiative and referendum process for the City's registered voters shall be presented unless a timely and sufficient referendum petition has been filed referring the question to the City's registered voters for approval or rejection**

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The LaCenter City Council finds that:

**WHEREAS**, LaCenter is a non-charter code city subject to the provisions of RCW 35A.11.080, which permits the legislative body of a noncharter code city, such as LaCenter, to provide for the exercise of the powers of initiative and referendum by the registered voters of the city in accordance with RCW 35A.02.020 *et seq.*; and

**WHEREAS**, RCW 35A.11.080 provides a method by which the City's electorate can compel the City Council to adopt the powers of initiative and referendum by presenting a petition that meets the requirements of RCW 35A.02.020; and

**WHEREAS**, consistent with RCW 35A.02.020, the City Council was presented with a petition signed by registered voters within the City (579 verified signatures) exceeding 50% of the number of City voters that voted in the last general municipal election (873 ballots cast in the November 3, 2009 general election) directing the City Council to adopt the powers of initiative and referendum for its citizens; and

**WHEREAS**, the petition signatures have been verified by the Clark County Elections Official, and the Council is now therefore required by RCW 35A.02.020 to adopt this Resolution declaring its intent to adopt by ordinance the powers of initiative and referendum for its citizens following a 90-day referral period.

**NOW THEREFORE, BE IT RESOLVED THAT**, based on the foregoing Recitals, the City Council of LaCenter Washington resolves that:

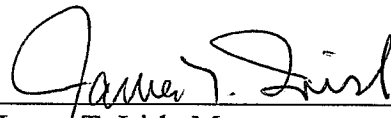
**Section 1:** As the governing body of a Washington non-charter code city, the City Council of LaCenter hereby declares its intention to adopt for the City the powers of initiative and referendum.

**Section 2.** Within 10 days following the passage of this Resolution the City Clerk shall cause this Resolution to be published at least once in the City's newspaper of record, a newspaper of general circulation within the City.

**Section 3.** Notice is hereby given that, upon the expiration of the 90<sup>th</sup> day after the date of first publication of this Resolution, but excluding the date of first publication of the Resolution, if no timely and sufficient referendum petition is filed pursuant to RCW 35A.02.035, as determined by RCW 35A.29.170, the intent expressed in this Resolution shall, at the City Council's next regular meeting, be effected by the enactment of an ordinance adopting for the City the powers of initiative and referendum.


Passed, adopted and effective this 16<sup>th</sup> day of December 2009, by a majority of the LaCenter City Council.

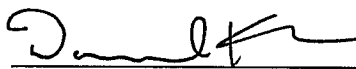
AYES: 5  
NAYS: 0  
ABSTAIN: 0  
ABSENT: 0

  
\_\_\_\_\_  
James T. Irish, Mayor

ATTEST:

Approved as to form:

  
\_\_\_\_\_  
Suzanne Levis, Finance Director/Clerk

  
\_\_\_\_\_  
Daniel Kearns, City Attorney