

ORDINANCE NO. 401

**AN ORDINANCE OF THE CITY OF WOODINVILLE,
WASHINGTON, AMENDING SECTION 3.33.140 OF THE
WOODINVILLE MUNICIPAL CODE.**

WHEREAS, the Woodinville City Council has previously determined that the utility tax should be used for street improvement projects along the Little Bear Creek 177TH St. Corridor; and

WHEREAS, the City Council of the City of Woodinville finds it in the best interest of the City to allow utility tax revenue to be used for street improvement projects throughout the City of Woodinville, and

WHEREAS, the City Council finds the use of utility tax revenue for street improvement projects identified in the Capital Improvement Plan would benefit a larger base of constituents;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WOODINVILLE,
WASHINGTON DOES ORDAIN AS FOLLOWS:**

Section 1. Section 3.33.140 WMC **Reserves into fund** is hereby amended to read as follows: All monies received by the City pursuant to the tax imposed by Section 3.33.040 shall be placed into the Utility Tax Fund and shall only be spent on street improvement projects identified in the City's Capital Improvement Program, subject to one or more of the following criteria: congestion relief, safety improvements, to leverage substantial grant or development contributions, or to fully fund or accelerate project(s) in the City's adopted Capital Improvement Program.

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should 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 3. Effective Date. This ordinance or a summary thereof consisting of the title shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after publication.

PASSED by the City Council of the City of Woodinville this 7th day of November 2005.

APPROVED:



DON BROCHA, MAYOR

ATTEST/AUTHENTICATED:



SANDRA PARKER
CITY CLERK/CMC

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

By: 

PASSED BY THE CITY COUNCIL: 11-7-2005
PUBLISHED: 11-14-2005
EFFECTIVE DATE: 11-19-2005
ORDINANCE NO. 401