

**ORDINANCE NO. 861**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, RELATING TO WATER SERVICE APPLICATIONS, CORRECTING A TYPOGRAPHICAL ERROR IN ORDINANCE NO. 854, WHICH AMENDED SECTION 13.34.020 OF THE GIG HARBOR MUNICIPAL CODE, MAKING FURTHER AMENDMENT TO SECTION 13.34.020 OF THE GIG HARBOR MUNICIPAL CODE AND DECLARING AN EMERGENCY NECESSITATING IMMEDIATE ADOPTION.**

---

WHEREAS, on November 13, 2000, the Gig Harbor City Council passed Ordinance No. 854; and

WHEREAS, Ordinance 854 amended the conditions under which new water service hook-ups could be obtained by property owners, by establishing an expiration date of one year for such hook-ups, if the hook-up was not requested during that time period; and

WHEREAS, Ordinance 854 amended Section 13.34.020 of the Gig Harbor Municipal Code to add this expiration period; and

WHEREAS, the City Council declared the existence of an emergency necessitating immediate adoption of Ordinance 854, due to the possibility that there could be a rush of water service applications submitted to the City; and

WHEREAS, while this Ordinance only corrects a typographical error in Ordinance 854, the City Council believes that it should be adopted on an emergency basis because it must be used immediately to implement Ordinance 854; Now, Therefore,

THE CITY COUNCIL OF THE CITY OF GIG HARBOR, WASHINGTON, ORDAINS  
AS FOLLOWS:

Section 1. Section 13.34.020 of the Gig Harbor Municipal Code, as last amended by Ordinance No. 854, is hereby amended to read as follows:

**13.34.020. Water or sewer service application.** Any person owning property outside the City limits and desiring to have their property located outside the City limits connected to the City's water supply system or ~~with sewer service~~ sewer system shall make application at the office of the City Clerk on the appropriate form. Every such application shall be made by the owner of the property to be connected and supplied the service, or by his/her authorized agent. The applicant must state fully the purposes for which the water and/or sewer service is required. Applicants must agree to conform to the City's rules and regulations concerning water and sewer service set forth in this Title, as the same now exists or may be amended in the future. If the City receives such a water service application and subsequently issues a water availability certificate, such certificate shall expire within one year of the date of issuance, if the applicant does not pay the required fees and request an actual hook-up or connection to the subject property within that time period.


Section 2. Declaration of Emergency. The City Council hereby declares that an emergency exists necessitating that this Ordinance take effect immediately upon passage by a majority plus one of the whole membership of the Council, and that the same is not subject to a referendum (RCW 35A.12.130). The Council declares that an emergency exists necessitating immediate adoption of this Ordinance, due to the fact that it amends Ordinance 854, which was passed on an emergency basis, which contemplated the possibility that once the public became aware of the water shortage problem in Gig Harbor, there could be a rush to submit water service applications to the City. Ordinance 854 was adopted on an emergency basis and is in effect at the present time. Because this Ordinance is necessary to implement Ordinance 854, it must be passed immediately for the same reasons necessitating emergency adoption of Ordinance 854.

Section 3. Severability. If any section, sentence, clause or phrase of this Ordinance is 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, clause or phrase of this Ordinance.

Section 4. Effective Date. This Ordinance shall take effect and be in full force immediately upon passage as set forth in Section 3 above.

PASSED by the Council and approved by the Mayor of the City of Gig Harbor this 8th day of January, 2001.


CITY OF GIG HARBOR

  
\_\_\_\_\_  
GRETCHEN WILBERT, MAYOR

ATTEST/AUTHENTICATED:

By:   
\_\_\_\_\_  
MOLLY TOWSLEE, CITY CLERK

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

By:   
\_\_\_\_\_  
CAROL A. MORRIS

FILED WITH THE CITY CLERK: 1/3/01  
PASSED BY THE CITY COUNCIL: 1/8/01  
PUBLISHED: 1/17/01  
EFFECTIVE DATE: 1/8/01  
ORDINANCE NO.861