

July 14 Version

ORDINANCE NUMBER 1041

**AN ORDINANCE OF THE CITY OF NORTH BONNEVILLE, WASHINGTON
ADMENDING ORDINANCE NUMBER 1028, SECTION 5 FOR PURPOSE OF
CORRECTING A SCRIVENER ERROR**

WHEREAS, by Chapter 37, Laws of 1974, extraordinary session, as amended by Chapter 322, Laws of 1985, regular session and codified as RCW 35.21.730 through RCW 35.21.757 (the "Act"), the legislature of the State of Washington authorized Cities to create public corporations, commissions and authorities; and

WHEREAS, the City Council created a Public Development Authority [PDA] with ordinance number 1028 for purposes of establishing a Board to control the retail sales of marijuana products resulting from the passage of Washington State Initiative 502; and

WHEREAS, a scrivener's error was discovered regarding decisions needing City Council approval; and

WHEREAS, the City Council finds that correcting issues in ordinance number 1028 serves the public's best interest.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NORTH BONNEVILLE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1 Amendment to Ordinance 1028, Section 5:

Legend: New language added = underlined
Old language deleted = ~~strike-through~~

Section 5. Limitation of Powers. The Authority in all activities and transactions shall be limited in the following respects:

- A. The Authority shall have no power of eminent domain nor any power to levy taxes or special assessments.
- B. The Authority may not incur or create any liability that permits recourse by any party or member of the public to any assets, services, resources or credit of the City. All liabilities incurred by the Authority shall be satisfied exclusively from the assets and credit of the Authority; no creditor or other person shall have any recourse to the assets, credit or services of the City on account of any debts, obligations, liabilities, acts or omissions of the Authority.

- C. The Authority shall obtain approval from the Council of the City of North Bonneville prior to entering into any transactions that will incur a liability on the ~~Authority~~ City.

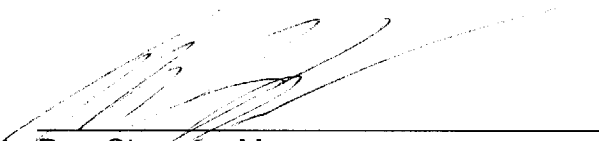
Section 2 Severability.

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 3 Effective Date and Publication.

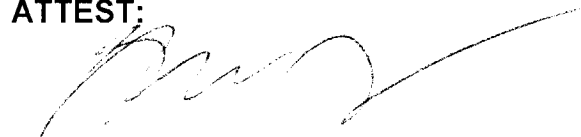
This Ordinance shall be effective five days after publication of the Ordinance, or a summary thereof consisting of its title, in the official newspaper of the City.

PASSED BY THE CITY COUNCIL on July 14, 2014



Don Stevens, Mayor *Don Stevens*
M.J. BAKER

ATTEST:



Steven Hasson, City Clerk/Administrator