

ORDINANCE NO. 2254

ORDINANCE AMENDING SELAH MUNICIPAL CODE SUBSECTION 4.32.030(13)

WHEREAS, the City was required by state law – specifically RCW Chapter 35.90, which was enacted in 2017 – to adopt certain “model business license” provisions within its Selah Municipal Code (SMC); and

WHEREAS, the City adopted the initially-required provisions via Ordinance No. 2064, which is dated December 11, 2018. Such Ordinance amended the preexisting contents of SMC Chapter 4.32, which Chapter is labeled “Business Registration”. One of the amendments established a monetary threshold, set forth within a newly-created SMC subsection 4.32.020(13), for when a business that does not maintain a location within the city either does or does not need to obtain a City business license (*i.e.*, whether the business is or is not “exempt” from needing to obtain a City business license) due to selling a certain amount of goods or services within the city. Such monetary threshold was initially set at \$2,000.00 per calendar year, because that was the then-applicable minimum threshold as set by a task force appointed by the Association of Washington Cities (AWC); and

WHEREAS, the AWC-appointed task force has now completed an inflation study and determined that the minimum monetary threshold should be increased to \$4,000.00 per calendar year. Cities are legally required to adopt the new minimum monetary threshold (or a greater threshold exceeding \$4,000.00, if any city chooses to do so) by January 1, 2026. In addition to changing the SMC, there are some additional logistical steps that must occur – such as notifying AWC and allowing time for AWC and the state to update their own records. Thus, AWC is requesting that the City update the SMC no later than October 1, 2025; and

WHEREAS, the City Council finds that good cause exists to modify SMC subsection 4.32.030(13) as set forth in this Ordinance;

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

Section 1. Amendment of SMC 4.32.030(13). That the body of SMC subsection 4.32.030(13) be and is amended to read and provide as shown in the following editing marks (which are included in this Ordinance for ease of reference, but which shall be removed when the codifiers publish the official updated version of SMC subsection 4.32.030(13) on the internet):

4.32.030 Exemptions

The persons engaging in business not subject to the provisions of this chapter are:

...

(13) Any person or business whose annual value of products, gross proceeds of sales, or gross income of the business in the city is equal to or less than ~~two~~ four thousand dollars and who does not maintain a place of business within the city shall be exempt from the general business license requirements in this chapter. This exemption does not apply to business license requirements or activities that require a specialized permit. The business license fee shall not be refundable in the event a business licensed pursuant to this subsection unexpectedly earns less than the ~~two~~ four thousand dollar threshold.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this Ordinance or its application to other persons or circumstances.

Section 3. Corrections. The City Attorney and the codifiers of the SMC are authorized to make any necessary or desirable clerical or formatting changes – including but not limited to correcting scrivener errors; changing formatting; eliminating bold, italic and underscore emphasis; changing numbering; and correcting references – when publishing or republishing the official text of any section(s), chapter(s), title(s) or other portion(s) of the SMC due to any amendment, addition, alteration, change, impact or enactment effectuated by this Ordinance.

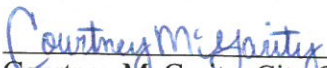
Section 4. Publishing & Effective Date. Consistent with RCW 35A.12.130 (3rd ¶) and .160 (1st and 2nd ¶¶), this Ordinance or a summary of it shall be published at least once in the City's official newspaper prior to the Ordinance taking effect. If publishing has previously occurred, then this Ordinance – and the amendment to the SMC effectuated by this Ordinance – shall take effect on January 1, 2026.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF SELAH, WASHINGTON,
this 23rd day of September, 2025.



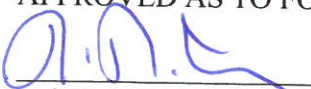
Roger Bell, Mayor

ATTEST:



Courtney McGarity, City Clerk

APPROVED AS TO FORM:



Rob Case, City Attorney