

ORDINANCE NO. 2180

ORDINANCE REPEALING DEFUNCT SWIMMING POOL LAWS

[ORDINANCE REPEALING SELAH MUNICIPAL CODE (SMC) CHAPTER 1.14, ENTITLED "SWIMMING POOL EMPLOYEES AND REGULATIONS"; ALSO REPEALING PRIOR ORDINANCE NUMBER 354 IN ITS ENTIRETY, SECTION 3 OF PRIOR ORDINANCE NUMBER 270, SECTION 3 AND PORTIONS OF SECTION 5 OF PRIOR ORDINANCE NUMBER 234, AND PRIOR ORDINANCE NUMBER 205 IN ITS ENTIRETY; AND PROVIDING FOR AN EFFECTIVE DATE]

WHEREAS, the City no longer owns, or operates, a swimming pool; because the swimming pool that is currently located at Wixson park is owned, and operated, by the Selah Park and Recreation Service Area (SPRSA), which is a quasi-municipal entity organized under RCW Chapter 36.68 that is a separate entity and taxing authority from the City; and

WHEREAS, there are multiple still-on-the-books laws in the City pertaining to the existence and operation of a City-owned-and-operated swimming pool that are defunct; because, as recited above, the City no longer owns, or operates, a swimming pool; and

WHEREAS, the City desires to formally repeal those defunct laws, in order to promote future clarity and to reduce clutter; and

WHEREAS, one such defunct law is Selah Municipal Code (SMC) Chapter 1.14, entitled "Swimming Pool Employees and Regulations", which in full currently reads as follows:

1.14.010 Pool supervisor, appointment, duties.

There is created the office of pool supervisor. The mayor shall appoint the pool supervisor and he shall serve at the pleasure of the mayor. The duties of the office shall be to supervise, operate, maintain and regulate the use of the city swimming pool.

1.14.025 Chapter 1.10 applicability.

The provisions of Sections 1.10.050, 1.10.090, 1.10.110, 1.10.120 and 1.10.140 of this code are applicable to swimming pool employees.

1.14.030 Additional employees.

The pool supervisor and the additional pool employees shall serve at the pleasure of the mayor.

1.14.040 Pool regulations.

The pool supervisor shall establish and post pool hours and rules and regulations

concerning the operation, use and maintenance of the pool.

1.14.050 Rates.

The council shall determine admission rates by resolution.

; and

WHEREAS, a second such defunct law is the entirety of prior Ordinance Number 354 from the year 1966, which effectuated amendments to said SMC Chapter 1.14; and

WHEREAS, a third such defunct law is Section 3 (*i.e.*, §3 appearing on pages 1 and 2) of prior Ordinance Number 270 from the year 1961, which also effectuated amendments to said SMC Chapter 1.14; and

WHEREAS, a fourth such defunct law is the combination of the entirety of Section 3 (*i.e.*, §3 appearing on page 2), the references within Section 5 (*i.e.*, §5 appearing on page 2 also) to Pool Supervisor and Life Guards, and also the recited work week hours for those positions within Section 5 (*i.e.*, §5 appearing on page 2 again) of prior Ordinance Number 234 from the year 1959, which also effectuated amendments to said SMC Chapter 1.14; and

WHEREAS, the fifth/final currently identified such defunct law is the entirety prior Ordinance Number 205 from the year of 1956, which originally created said SMC Chapter 1.14; and

WHEREAS, as previously stated above and repeated here for clarity, the City desires to repeal each and all of the above-quoted and above-mentioned defunct laws;

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

Section 1. Repeal of Defunct Swimming Pool Laws. The following laws that are still on the books are recognized as being defunct and, thus, are hereby repealed:

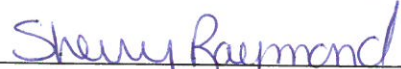
- a. SMC Chapter 1.14. The entirety of SMC Chapter 1.14, entitled "Swimming Pool Employees and Regulations".
- b. Ordinance No. 354. The entirety of Ordinance Number 354.
- c. Section 3 of Ordinance No. 270. Section 3 (*i.e.*, §3 appearing on pages 1 and 2) of, from and within Ordinance Number 270.
- d. Section 3 and Portions of Section 5 of Ordinance No. 234. Section 3 (*i.e.*, §3 appearing on page 2) of, from and within Ordinance Number 234; and also the references within Section 5 (*i.e.*, §5 appearing on page 2 also) to Pool Supervisor and Life Guards of, from and within Ordinance Number 234; and

also the recited work week hours for those positions within Section 5 (*i.e.*, §5 appearing on page 2 again) of, from and within Ordinance Number 234.

e. Ordinance No. 205. The entirety of Ordinance Number 205.

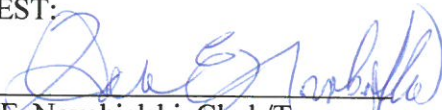
Section 2. Effective Date and Summary Publication. The instant Ordinance shall take effect and be in full force five days after a summary publication of the Ordinance is published in the City's official newspaper.

PASSED by the City Council of the City of Selah this 8th day of November, 2022.



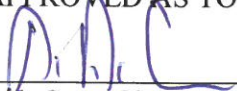
Sherry Raymond, Mayor

ATTEST:



Dale E. Novobielski, Clerk/Treasurer

APPROVED AS TO FORM:



Rob Case, City Attorney