

ORDINANCE NO. 2204

ORDINANCE REPEALING SECTIONS 5.01.125 AND 5.01.127 OF THE SELAH MUNICIPAL CODE; AMENDING THE TITLE OF CHAPTER 5.07 OF THE SELAH MUNICIPAL CODE; REPEALING SECTIONS 5.07.080, 5.07.090 AND 5.07.100 OF THE SELAH MUNICIPAL CODE; PROVIDING FOR SEVERABILITY; AUTHORIZING CORRECTIONS; AND DIRECTING PUBLICATION AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, City staff recommends that the Selah Municipal Code (SMC) – specifically SMC sections 5.01.125 and 5.01.127, the title of SMC Chapter 5.07, and SMC sections 5.07.080, 5.07.090 and 5.07.100 – be updated so as to comport with a recently-enacted statute – specifically the 2019 enactment of Revised Code of Washington (RCW) 16.08.110; and

WHEREAS, the City Council finds that good cause exists;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SELAH, WASHINGTON does hereby ordain as follows:

Section 1. Repeal of SMC Sections 5.01.125 and 5.01.127. That SMC sections 5.01.125 and 5.01.127, each and both, be and are repealed in their entireties so as to henceforth no longer be part of the SMC.

Section 2. New Title for SMC Chapter 5.07. That the title of SMC Chapter 5.07, which prior to this amendment was titled “Dangerous Dogs and Pit Bull Dogs”, be and is amended so as to henceforth have the title of “Dangerous Dogs”.

Section 3. Repeal of SMC Sections 5.07.080, 5.07.090 and 5.07.100. That SMC sections 5.07.080, 5.07.090 and 5.07.100, each and all, be and are repealed in their entireties so as to henceforth no longer be part of the SMC.

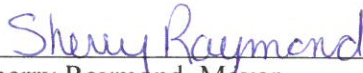
Section 4. Severability. Should any section, paragraph, sentence, clause or phrase of this Ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this Ordinance be preempted by state or federal law or regulation, 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 5. 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 6. 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. Effective immediately, City staff is hereby instructed to not take any enforcement action with regard to any or all of the to-be-repealed SMC sections recited above.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELAH, WASHINGTON this 12th day of September, 2023.



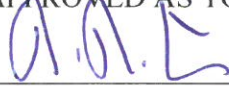
Sherry Raymond, Mayor

ATTEST:



Dale Novobielski, Clerk Treasurer

APPROVED AS TO FORM:



Rob Case, City Attorney