

ORDINANCE 2012 - 19

AN ORDINANCE OF THE CITY OF SUNNYSIDE, WASHINGTON,
AMENDING SECTION 5.02.070 OF THE
SUNNYSIDE MUNICIPAL CODE PERTAINING TO
RESIDENTIAL RENTAL UNITS
(Violations - Penalty)



WHEREAS, pursuant to Chapter 35A.12 of the Revised Code of Washington, the City Council is charged with the legislative authority of the City of Sunnyside; and

WHEREAS, Chapters 5.02 of the Sunnyside Municipal Code requires residential rental units within the city limits of the City of Sunnyside to obtain a residential rental housing license issued by the Sunnyside Police Department; and

WHEREAS, the City Council has determined that it is in the best interest of the residents of the City of Sunnyside, and will promote the general health, safety and welfare, to revise Title 5 of the Sunnyside Municipal Code to clarify that failure of securing and maintaining a residential rental housing license will be a civil infraction punishable by a penalty of up to \$1,000.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SUNNYSIDE DO
ORDAIN AS FOLLOWS:**

Section 1. Section 5.02.070 Violations - Penalty of the Sunnyside Municipal Code which reads as follows:

5.02.070 Violations - Penalty.

Failure of a person to secure and maintain a residential rental housing license, as required by this chapter, is a misdemeanor punishable by a fine of up to \$1,000 or by a jail sentence of up to 90 days, or by a combination of said fine and jail sentence.

Is hereby amended to read as follows:

5.02.070 Violations – Penalty.

Failure of a person to secure and maintain a residential rental housing license, as required by this chapter, is a civil infraction punishable by a penalty of up to \$1,000.

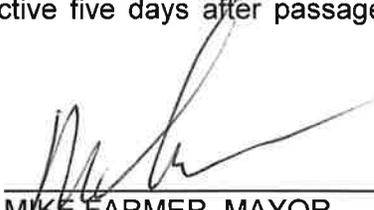
The court may waive, reduce, or suspend the monetary penalty prescribed for the civil infraction. If the court determines that a person has insufficient funds to

pay the monetary penalty, the court may order performance of a number of hours of community restitution in lieu of a monetary penalty, at the rate of the then state minimum wage per hour.

Section 2. Except as amended herein, Title 5 of the Sunnyside Municipal Code shall remain unchanged.

Section 4. This ordinance shall be effective five days after passage, approval and publication as required by law.

PASSED this 24th day of September, 2012.



MIKE FARMER, MAYOR

ATTEST:



DELILAH SAENZ, CITY CLERK

APPROVED AS TO FORM:



MENKE JACKSON BEYER EHLIS HARPER & PLANT, LLP
Attorneys for the City of Sunnyside