

ORDINANCE 2012 - 21

AN ORDINANCE OF THE CITY OF SUNNYSIDE, WASHINGTON,
AMENDING SECTION 9.34.060 OF THE
SUNNYSIDE MUNICIPAL CODE
PERTAINING TO NUISANCES
(Unnecessary Noise Prohibited)



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, Chapter 9.34.060 of the Sunnyside Municipal Code prohibits unnecessary noise which poses an immediate threat to the health, safety and welfare, or adversely affects the value of the property or the quality of the environment of the citizens of the City of Sunnyside; 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 9 of the Sunnyside Municipal Code to clarify that Unnecessary Noise 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 9.34.060 E. Penalty of the Sunnyside Municipal Code which reads as follows:

9.34.060

E. Penalty.

Any person, firm or corporation who violates the provisions of this chapter shall be guilty of a misdemeanor, punishable by a fine not to exceed \$500.00.

Is hereby amended to read as follows:

9.34.060

E. Penalty.

Any person, firm or corporation who violates the provisions of this chapter shall be guilty of a civil infraction, punishable by a penalty not to exceed \$1,000.

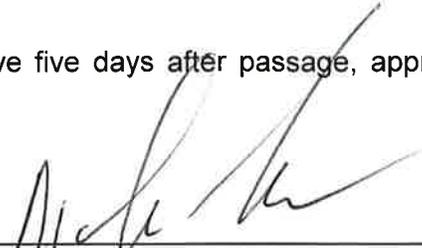
The court may waive, reduce, or suspend the monetary penalty prescribed for the civil infraction. If the court determines that a person has insufficient funds to pay the monetary penalty, the court may order performance of a number of hours

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 9 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