

**ORDINANCE NO. 129**

**AN ORDINANCE OF THE CITY COUNCIL OF SHORELINE,  
WASHINGTON ADOPTING THE SHORELINE MUNICIPAL  
CODE, PROVIDING FOR TITLE, CITATIONS AND REFERENCES;  
PROVIDING DEFINITIONS; AND ESTABLISHING THE EFFECT  
ON PAST ACTIONS AND OBLIGATIONS**

WHEREAS, RCW 35A.21.130 grants to the City authority for compilation, codification, and revision of ordinances as governed by the provisions of RCW 35.21.500 through 35.21.570; and

WHEREAS, RCW 35.21.500 defines “codification” as the editing, rearrangement and/or grouping of ordinances under appropriate titles, parts, chapters and sections; and

WHEREAS, a contract has previously been awarded to Code Publishing Company and a codification has been duly prepared; and

WHEREAS, a public hearing has been held before the City Council, pursuant to RCW 35.21.530, and the Council finds that the codification should be adopted as the official code of the ordinances of the City;

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

**Section 1. Code Adopted.** The ordinances of the City of Shoreline, as edited and published by Code Publishing Company, of Seattle, Washington, is adopted as the official code of the City.

**Section 2. Title, Citation and Reference.** This code shall be known as the “Shoreline Municipal Code” and it shall be sufficient to refer to said code as the “Shoreline Municipal Code” in any prosecution for the violation of any provision thereof or in any proceeding at law or equity. A copy of the Code shall be received without further proof as the ordinances of permanent and general effect of the City in all courts and administrative tribunals of the State of Washington. It shall also be sufficient to designate any ordinance adding to, amending, correcting or repealing all or any part or portion thereof as an addition to, amendment to, correction of, or repeal of the “Shoreline Municipal Code”. Further reference may be had to the titles, chapters, sections and subsections of the “Shoreline Municipal Code”, and such reference shall apply to that numbered title, chapter, section or subsection as it appears in that code.

**Section 3. Amendments.** Any ordinance amending the codification shall set forth in full the section or sections, or subsection or subsections, of the codification being amended, as the case may be, and this shall constitute a sufficient compliance with any

statutory requirement that no ordinance or section thereof shall be revised or amended unless the new ordinance sets forth the revised or amended ordinance or section in full.

**Section 4. Codification Authority.** This code consists of the regulatory and penal ordinances and certain of the administrative ordinances codified pursuant to RCW 35A.21.130. Code Publishing Company, or any successor appointed by the City as its Code Revisor, shall have the following specific authority as to editing, rearranging, and/or grouping of ordinances:

- A. Editing ordinances to the extent deemed necessary or desirable for the purpose of modernizing and clarifying the language of such ordinances, but without changing the meaning of any such ordinance.
- B. Substituting for the term “this ordinance”, where necessary, the term “section”, “part”, “code”, “chapter”, “title”, or reference to specific section or chapter numbers, as the case may require.
- C. Correcting manifest errors in reference to other ordinances, laws and statutes, and manifest spelling, clerical or typographical errors, additions, or omissions.
- D. Dividing long sections into two or more sections and rearranging the order of sections to ensure a logical arrangement of subject matter.
- E. Changing the wording of section captions, if any, and providing captions to next chapters and sections.
- F. Striking provisions manifestly obsolete and eliminating conflicts and inconsistencies so as to give effect to the legislative intent.

**Section 5. Definitions.** Unless the context otherwise requires, the following words and phrases where used in the ordinances of the City shall have the meaning and construction given in this section:

- A. “**Code**” means the Shoreline Municipal Code;
- B. “**City**” means the City of Shoreline;
- C. “**City Council**” means the City Council of the City of Shoreline;
- D. “**County**” means the County of King;
- E. “**Person**” means any natural person, firm, association, joint venture, joint stock company, partnership, organization, club, company, corporation, business trust, or the manager, lessee, agent, servant, officer or employee of any of them;

- F. **“State”** means the State of Washington;
- G. **“Oath”** includes affirmation;
- H. **“Gender”**. The masculine gender includes the feminine and neuter;
- I. **“Number”**. The singular number includes the plural, and the plural includes the singular.
- J. **“Tenses”**. The present tense includes the past and future tenses, and the future tense includes the present tense;
- K. **“Shall”** is mandatory, **“may”** is permissive;
- L. **“Title of office”**. The use of the title of any officer, employee, department, board or commission means that officer, employee, department, board or commission of the City of Shoreline;
- M. **“Owner”** when pertaining to a building or land includes any part owner, joint owner, tenant in common, or joint tenant of the whole or part of such building or land;
- N. **“Street”** includes all streets, highways, public roads, county roads, avenues, lanes, alleys, courts, places, squares, curbs, sidewalks, parkways, or other public ways in the City which have been or may hereafter be dedicated and open to public use, or such other public property so designated in any law of this state;
- O. **“Tenant”** or **“occupant”** when pertaining to a building or land includes any person who occupies the whole or part of such building or land, whether alone or with others;
- P. **“Goods”** includes wares and merchandise;
- Q. **“Operate”** or **“engage in”** includes carry on, keep, conduct, maintain, or cause to be kept or maintained;
- R. **“Across”** includes along, in or upon;
- S. **“Sale”** includes any sale, exchange, barter or offer for sale;
- T. **“Ex-officio”** means by virtue of office.

**Section 6. Headings.** Title, chapter and section headings contained in the Code shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or intent of the provisions of any title, chapter, or section thereof.

**Section 7. Effect of Code on Past Actions and Obligations.** The adoption of this code shall not affect past actions or obligations taken or incurred as a result of the ordinances of the City and all rights and obligations thereunder shall continue in full force and effect. To the extent, if any, actions or obligations have been taken or incurred, and in doing so reference has been made to the provisions of the Shoreline Municipal Code instead of the underlying City ordinance, such references are hereby ratified.

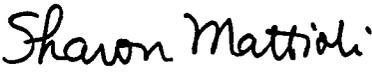
**Section 8. Severability.** If any portion of this code is held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this code.

**Section 9. Effective Date and Publication.** This ordinance, or a summary thereof, shall be published in the official newspaper and shall take effect five (5) days after the date of publication.

**PASSED BY THE CITY COUNCIL ON JUNE 9, 1997.**

  
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Mayor Connie King

**ATTEST:**

  
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Sharon Mattioli, CMC  
City Clerk

**APPROVED AS TO FORM:**

  
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Bruce L. Disend  
City Attorney

Date of Publication: June 12, 1997  
Effective Date: June 17, 1997