

CHAPTER 97.

[H. B. 388.]

CITY OR TOWN ORDINANCES—REVISION,
CODIFICATION—EVIDENCE.

AN ACT relating to the compilation, codification and/or revision of city and town ordinances; adding eight new sections to chapter 7, Laws of 1890 and to chapter 35.21 RCW; and amending section 34, chapter 184, Laws of 1915 and RCW 35.24.240.

Be it enacted by the Legislature of the State of Washington:

New section.

SECTION 1. There is added to chapter 7, Laws of 1890 and to chapter 35.21 RCW a new section to read as follows:

Compilation, codification, revision of city or town ordinances. Scope of codification.

“Codification” means the editing, rearrangement and/or grouping of ordinances under appropriate titles, parts, chapters and sections and includes but is not limited to the following:

(1) 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.

(2) 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.

(3) Correcting manifest errors in references to other ordinances, laws and statutes, and manifest spelling, clerical or typographical errors, additions, or omissions.

(4) Dividing long sections into two or more sections and rearranging the order of sections to insure a logical arrangement of subject matter.

(5) Changing the wording of section captions, if any, and providing captions to new chapters and sections.

(6) Striking provisions manifestly obsolete and eliminating conflicts and inconsistencies so as to give effect to the legislative intent.

SEC. 2. There is added to chapter 7, Laws of 1890 and to chapter 35.21 RCW a new section to read as follows: New section.

Any city or town may prepare or cause to be prepared a codification of its ordinances. Authorized.

SEC. 3. There is added to chapter 7, Laws of 1890 and to chapter 35.21 RCW a new section to read as follows: New section.

Any city or town having heretofore prepared or caused to be prepared, or now preparing or causing to be prepared, or that hereafter prepares or causes to be prepared, a codification of its ordinances may adopt such codification by enacting an ordinance adopting such codification as the official code of the city, provided the procedures and requirements of this act are complied with. Adoption as official code of city.

SEC. 4. There is added to chapter 7, Laws of 1890 and to chapter 35.21 RCW a new section to read as follows: New section.

When a city or town codifies its ordinances, it shall file a typewritten or printed copy of such codification in the office of the city or town clerk. After the first reading of the title of the adopting ordinance and of the title of the code to be adopted thereby, the legislative body of the city or town shall schedule a public hearing thereon. Notice of the hearing shall be published once not more than fifteen nor less than ten days prior to the hearing in the official newspaper of the city published in such city or town, indicating that its ordinances have been compiled, or codified and that a copy of such compilation or codification is on file in the city or town clerk's office for inspection. If there is no official newspaper, then the notice shall be published in some other news- Filing—Notice of filing.

paper published in the city or town, and if there is no newspaper published in the city or town, then it shall be published or posted in at least three public places in such city or town as the city or town legislative body may direct. The notice shall state the time and place of the hearing.

New section. SEC. 5. There is added to chapter 7, Laws of 1890 and to chapter 35.21 RCW a new section to read as follows:

Adopting ordinance. After the hearing, the legislative body may amend, adopt, or reject the adopting ordinance in the same manner in which it is empowered to act in the case of other ordinances. Upon the enactment of such adopting ordinance, the codification shall be the official code of ordinances of the city or town.

New section. SEC. 6. There is added to chapter 7, Laws of 1890 and to chapter 35.21 RCW a new section to read as follows:

Copies as proof of ordinance. Copies of such codes in published form shall be received without further proof as the ordinances of permanent and general effect of the city or town in all courts and administrative tribunals of this state.

New section. SEC. 7. There is added to chapter 7, Laws of 1890 and to chapter 35.21 RCW a new section to read as follows:

Adoption of new material. New material shall be adopted by the city or town legislative body as separate ordinances prior to the inclusion thereof in such codification: *Provided*, That any ordinance amending the codification shall set forth in full, the section or sections of the codification being amended, and this shall constitute a sufficient compliance with any statutory or charter requirement that no ordinance or any section thereof shall be revised or amended unless the new ordinance sets forth the revised ordinance or amended section in full.

Proviso.

SEC. 8. There is added to chapter 7, Laws of 1890 and to chapter 35.21 RCW a new section to read as follows:

When a city or town shall make a codification of its ordinances in accordance with this act, that shall constitute a sufficient compliance with any statutory or charter requirements that no ordinance shall contain more than one subject which shall be clearly expressed in its title and that no ordinance or any section thereof shall be revised or amended unless the new ordinance sets forth the revised ordinance or amended section in full.

SEC. 9. Section 34, chapter 184, Laws of 1915 and RCW 35.24.240 are each amended to read as follows:

Any ordinances now in effect in cities of the third class, not inconsistent with the provisions of chapter 184, Laws of 1915, are hereby continued in effect.

SEC. 10. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

Passed the House February 22, 1957.

Passed the Senate March 6, 1957.

Approved by the Governor March 13, 1957.