

ORDINANCE NO. 19-15

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON RELATING TO DONATIONS OF BOTH MONEY AND PROPERTY TO THE CITY OF COVINGTON; ADDING A NEW CHAPTER 3.85 TO THE COVINGTON MUNICIPAL CODE; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE; AND PROVIDING FOR CORRECTIONS.

WHEREAS, the City of Covington (the “City”) has been and may continue to be approached by private citizens, business groups, or other private organizations desiring to make donations to the City for public purposes; and

WHEREAS, RCW 35.21.100 requires that donations to the City of Covington (the “City”) be accepted by ordinance and, while City policy provides for acceptance of certain donations, the City has a need for a general ordinance to establish a procedure and means for the receipt of and the accounting for donations to the City; and

WHEREAS, the City Council wishes to continue encouraging receipt of donations for the benefit of the residents of Covington; and

WHEREAS, this ordinance is an exercise of the City’s police and legislative authority derived from Wash. Const. art. XI, Sec. 11 and is consistent with RCW 35.22.280, and is to protect the public health, safety, and welfare;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COVINGTON, KING COUNTY, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. New Chapter 3.85 CMC. A new chapter is hereby added to the Covington Municipal Code to read as follows:

**Chapter 3.85
Donations of Property to City**

Section 3.85.010 Administration.
Section 3.85.020 Acceptance.
Section 3.85.030 Use.

3.85.010 Administration.

The City Manager or designee shall have the responsibility for the administration of all donations to the City and may issue policies and procedures to implement this ordinance.

3.85.20 Acceptance.

All monetary and non-monetary donations shall be reviewed and either accepted or denied consistent with the policies and procedures created to implement this ordinance.

3.85.030 Use.

In the event a donor has indicated the donation is for a specific intended use by the City, such donation shall, to the extent reasonably feasible, be used consistent with the donor's desired use. If a donor has not specified a particular desired use, the donation may be used for any municipal purpose.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance shall be adjudged by any court of competent jurisdiction to be valid, such order or judgment shall be confined in its operation to the controversy in which it was rendered and shall not effect or invalidate the remainder of any parts thereof to any person or circumstances and to this end the provisions of each clause, sentence, paragraph, section, or part of this law are hereby declared to be severable.

Section 3. Corrections by City Clerk. Upon approval of the City Attorney, the City Clerk is authorized to make necessary technical corrections to this ordinance, including the correction of clerical errors; references to other local, state, or federal laws, codes, rules, or regulations; or section/subsection numbering.

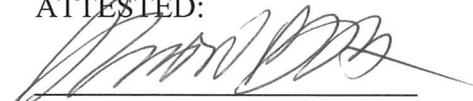
Section 4. Effective Date. Upon passage, this ordinance shall be published in the official newspaper of the city and shall take effect and be in full force five (5) days after publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF COVINGTON ON THIS 8th DAY OF DECEMBER, 2015, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE ON THE 8th DAY OF DECEMBER, 2015.


Mayor Margaret Harto

PUBLISHED: December 11, 2015
EFFECTIVE: December 16, 2015

ATTESTED:


Sharon Scott
City Clerk

APPROVED AS TO FORM ONLY:


Sara Springer
City Attorney