

## **CITY OF MORTON, WASHINGTON**

### **ORDINANCE NO. 2025-02**

**AN ORDINANCE OF THE CITY OF MORTON, WASHINGTON, AMENDING, REAFFIRMING, AND REPEALING SECTIONS OF MORTON MUNICIPAL CODE CHAPTER 8.16; AMENDING, REAFFIRMING, AND REPEALING SECTIONS OF ORDINANCE NO. 03-04 AS NECESSARY; AND PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE.**

#### **RECITALS:**

WHEREAS, the City of Morton, Washington (the “City”) is a Code City under the laws of the State of Washington; and

WHEREAS, pursuant to RCW 35A.11.020, the City may adopt and enforce ordinances of all kinds relating to and regulating the City’s local or municipal affairs and appropriate to the good government of the City; and

WHEREAS, all references herein to “MMC” shall mean the “Morton Municipal Code,” and

WHEREAS, Chapter 8.16 MMC is entitled “NUISANCES”; and

WHEREAS, Ordinance No. 03-04, as codified at Chapter 8.16 of the Morton Municipal Code, was enacted in 2003; and

WHEREAS, the City has adopted Ordinance No. 2025-\_\_\_ which creates a new code enforcement chapter of the Morton Municipal Code; and

WHEREAS, the code enforcement provisions of chapter 8.16 MMC need to be updated; and

WHEREAS, the Council desires to amend Chapter 8.16 MMC as set forth herein.

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

The following sections of Chapter 8.16 of the Morton Municipal Code, as last amended by Ordinance No. 03-04, are hereby reaffirmed, amended, and repealed as follows:

**Section 1.** Section 8.16.010 MMC is hereby affirmed in its entirety.

**Section 2.** Section 8.16.020 MMC is hereby affirmed in its entirety.

**Section 3.** Section 8.16.030 MMC is hereby affirmed in its entirety.

**Section 4.** Section 8.16.040 MMC is repealed and replaced to state:

**8.16.040 Enforcement procedures.**

This chapter shall be enforced as provided in Chapter 1.20 MMC, as it is currently enacted or hereafter amended, repealed, replaced, or recodified. The provisions of this chapter are not exclusive and may be used in addition to other enforcement provisions authorized by the Morton Municipal Code except as precluded by law.

**Section 5.** Section 8.16.050 MMC is hereby repealed and replaced to state:

**8.16.050 Adoption by reference.**

- A. Chapter 7.48 RCW, as it is currently enacted or is hereafter amended, repealed, replaced, or recodified is adopted by reference as if the same were fully set forth herein. A copy of Chapter 7.48 RCW is on file in the office of the city clerk for use and examination by the public.
- B. Chapter 9.66 RCW, as now in effect, and as may subsequently be amended, is adopted by reference as if the same were fully set forth herein. A copy of Chapter 9.66 RCW is on file in the office of the city clerk for use and examination by the public.

**Section 6.** Section 8.16.060 MMC is hereby affirmed in its entirety.

**Section 7.** Section 8.16.070 MMC is hereby affirmed in its entirety.

**Section 8.** Section 8.16.080 MMC is hereby affirmed in its entirety.

**Section 9.** Section 8.16.090 MMC is hereby repealed in its entirety.

**Section 10.** **Repealer.** Sections 4, 5, and 9 of Ordinance No. 03-04, enacted in 2003, as codified at sections 8.16.040, 8.16.050, 8.16.090 MMC, are hereby repealed in their entirety.

All other ordinances or parts of ordinances inconsistent with the provisions of this Ordinance are hereby repealed.

**Section 11.** **Severability.** If any section, sentence, clause, or phrase of this Ordinance should be held to be unconstitutional or unlawful by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this Ordinance.

**Section 12.** **Effective Date.** This ordinance shall take effect five (5) days after its publication, or publication of a summary thereof, in the City's official newspaper, or as otherwise provided by law.

**Section 13.** **Corrections.** Upon approval of the City Attorney, the City Clerk and the codifiers of this ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbers, section/subsection numbers, and any references thereto.

**PASSED** by the Council of the City of Morton, Washington, and **APPROVED** by the Mayor of the City of Morton at a regularly scheduled open public meeting thereof, this \_\_\_\_ day of June, .

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Ricky Mead, Mayor

Attest:

Approved as to form:

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LuAnn Ward, City Clerk

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James M.B. Buzzard, WSBA # 33555  
City Attorney

Approved Reading: \_\_\_\_\_ /  
Publication Date: \_\_\_\_\_ /  
Effective Date: \_\_\_\_\_ /