

ORDINANCE NO. 305

AN ORDINANCE ADOPTING THE "GRANITE FALLS MUNICIPAL CODE" AND ESTABLISHING THE GENERAL PROVISIONS THEREFORE

BE IT ORDAINED by the Town Council of the Town of Granite Falls, Washington, as follows:

Section 1. Pursuant to the provisions of RCW 35.21.500 --35.21.570, there is hereby adopted the "Granite Falls Municipal Code".

Section 2. The code shall be known as the "Granite Falls Municipal Code". It shall be sufficient to refer to the code as such in all legal proceedings. Reference to the code as the "Granite Falls Municipal Code", any portion of the code or any ordinance of the town, shall include all amendments, additions and corrections thereto.

Section 3. The adoption of the "Granite Falls Municipal Code" or the amendment or repeal of any ordinance thereby shall not affect the prosecution of violations committed prior to the effective date of the code. Neither will the adoption, amendment or repeal thereby affect the validity of bonds, deposits, licenses, fees, penalties, rights or obligations pursuant to any ordinance. All ordinances hereafter adopted by the Council which are of permanent and general effect shall be in the form of amendments or supplements to the "Granite Falls Municipal Code."

Section 4. The repeal of any ordinance or part thereof which repealed other ordinances or parts thereof shall not be deemed to restore or revive the prior ordinance or parts.

Section 5. All general ordinances of the city of Granite Falls, Washington not included in the code or excluded from the operation and effect of this section are repealed.

Section 6. Special ordinances and resolutions of the town of Granite Falls, whether or not codified are excluded from repeal by Section 5. Special ordinances and resolutions include, but are not limited to, those concerning: budget; assessment; compensation; annexation; vacations, improvement, naming and acquisition of streets, alleys, roads and public property; gifts; licenses; franchises; bonds; and fee and rate schedules.

Section 7. The code shall become effective on the date this ordinance adopting the code as the "Granite Falls Municipal Code" shall become effective and after publication as required by law.

Section 8. Should any part of the code, for any reason, be held to be unconstitutional or invalid, the validity of the remainder of the code shall not be affected thereby. The council declares that it would have passed the code, and each part thereof, regardless of the fact that any part or parts had been declared unconstitutional or invalid. If the code is found to be unconstitutional or invalid, for any reason, the original ordinances shall continue in full force and effect.

Section 9. The following words and phrases whenever used in this ordinance shall be construed as defined in this section unless from the context a different meaning is intended or unless different meaning is specifically defined and more particularly directed to the use of such words or phrases:

A. "City" and "town" mean the city of Granite Falls, Washington, or the area within the territorial limits of the city of Granite Falls, Washington, and such territory outside of the city over which the city has jurisdiction or control by virtue of any constitutional or statutory provision;

B. "Code" means the Granite Falls Municipal Code.

C. "Computation of time" means the time within which an act is to be done. It shall be computed by excluding the first day and including the last day; and if the last day be Sunday or a legal holiday, that day shall be excluded;

D. "Council" means the city council of the city of Granite Falls, Washington. "All of its members" or "all council members" mean the total number of council members provided by the general laws of the state of Washington;

E. "County" means the county of Snohomish, Washington;

F. "Law" denotes applicable federal law, the constitution and statutes of the state of Washington, the ordinances of the city of Granite Falls, Washington, and when appropriate, any and all rules and regulations which may be promulgated thereunder;

G. "May" is permissive;

H. "Month" means a calendar month;

I. "Must" and "shall". Each is mandatory;

J. "Oath" shall be construed to include an affirmation or declaration in all cases in which, by law, an affirmation may be substituted for an oath, and in such cases the word "swear" and "sworn" shall be equivalent to "affirm" and "affirmed".

K. "Ordinance" means a law of the city of Granite Falls; provided that a temporary or special law, administrative action, order or directive, may be in the form of a resolution;

L. "Person" means any natural person, joint venture, joint stock company, partnership, association, club, company, corporation, business trust, organization, or the manager, lessee, agent, servant, officer or employee of any of them;

M. "Police Chief" means marshal;

N. "State" means the state of Washington;

O. "Street" shall include all streets, highways, avenues, lanes, alleys, courts, places, squares, curbs, or other public ways in this 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;

P. "Written" includes printed, typewritten, mimeographed or multigraphed.

Section 10. The following grammatical rules shall apply in this code:

A. Gender. Any gender includes the other genders;

B. Singular and plural. The singular includes the plural and the plural includes the singular, unless manifestly inapplicable;

C. Tenses. Words used in the present tense include the past and the future tenses and vice versa, unless manifestly inapplicable;

D. Use of words and phrases. Words and phrases used in the code and not specifically defined shall be construed according to the context and approved usage of the language.

Section 11. The provisions of the code and all proceedings under it are to be construed with a view to affect its objects and to promote justice.

Section 12. Whenever, in the ordinances of the city, any act or omission is made unlawful, it shall include causing, allowing, permitting, aiding, abetting, suffering or concealing the fact of such act or omission.

Section 13. Any person violating any of the provisions or failing to comply with any of the mandatory requirements of the code shall be guilty of a misdemeanor. It shall be a separate offense for each and every day during any portion of which any violation of any provision of the code is permitted, committed or continued by any person. Conviction of a misdemeanor under the code shall be punished by a fine of not more than five hundred dollars, or by imprisonment not to exceed six months, or by both such fine and imprisonment unless a different punishment is provided by ordinance.

Section 14. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 15. This ordinance shall be in full force and effect from and after its passage and publication according to law.

Introduced by the Town Council and APPROVED by the Mayor this 12 th day of August, 1981.

This Ordinance shall become effective August 12 th, 1981.

THE TOWN OF GRANITE FALLS

By Howard Hughes  
Mayor

ATTEST:

By Mildred M. Allen  
Town Clerk

CERTIFICATION

I, MILDRED ALLEN, Clerk of the Town of Granite Falls, Washington, do hereby certify that the attached Ordinance, being Ordinance No. 305, of said Town, is a full, true and correct copy of the original Ordinance passed on the 12 th day of August, 1981, as said Ordinance appears in the Ordinance Book of the Town, and that the same was duly posted on the 7th day of August, 1981, at the following three public places within said Town.

1. United States Post Office
2. Town Hall
3. Konnerups Grocery

Mildred M. Allen  
TOWN CLERK