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SNOHOMISH COUNTY COUNCIL  
SNOHOMISH COUNTY, WASHINGTON

ORDINANCE NO. 06-089

REVISING THE REAL ESTATE EXCISE TAX ADMINISTRATIVE FEE;  
AMENDING CHAPTER 4.12 SCC

WHEREAS, Snohomish County is permitted by RCW 82.45.180(1) to retain in the county current expense fund a portion of the real estate excise taxes it collects in order to defray the costs of collection; and

WHEREAS, RCW 82.45.180(1) provides that, through June 30, 2006, the portion of collected taxes to be so retained shall be one percent (1.0%); and

WHEREAS, RCW 82.45.180(1) provides that, after June 30, 2006, the portion of collected taxes to be so retained shall be one and three-tenths percent (1.3%);

NOW, THEREFORE, BE IT ORDAINED:

Section 1: Snohomish County Code Section 4.12.015, last amended by Ordinance No. 05-131 on November 21, 2005, is amended to read:

**4.12.015 Disposal of tax.**

(1) The county treasurer shall place one and three-tenths percent (1.3%) of the proceeds of the taxes imposed under SCC 4.12.005 in the current expense fund to defray costs of collection.

(2) The remaining proceeds from the taxes imposed under SCC 4.12.005 shall be placed in separate accounts within a capital improvement fund pursuant to this chapter or chapter 4.13 SCC and be used for the following purposes:

(a) Revenues generated from the tax imposed under SCC 4.12.005 (1) shall be used by the county for local improvements, including those listed in RCW 35.43.040. After April 30, 1992, revenues shall be used solely for financing capital projects specified in a capital facilities plan element of a comprehensive plan and housing relocation assistance under RCW 59.18.440 and 59.18.450. However, revenues pledged to debt retirement prior to April 30, 1992, shall continue to be used for that

purpose until the original debt for which the revenues were pledged is retired, and revenues committed to a project prior to April 30, 1992, shall continue to be used for that purpose until the project is completed. As used in this subsection, "capital project" has the meaning given in RCW 82.46.010.

(b) Revenues generated from the tax imposed under SCC 4.12.005 (2) shall be used by the county solely for financing capital projects specified in a capital facilities plan element of a comprehensive plan. As used in this subsection "capital project" has the meaning given in RCW 82.46.035.

Section 2. This ordinance shall apply retroactively to and from July 1, 2006.

Section 3. For purposes of implementing the retroactivity provision of this ordinance, the county treasurer shall:

(a) calculate the additional amount of tax proceeds due to the current expense fund under SCC 4.12.015(1) for transactions from July 1, 2006 to the date of calculation; and

(b) make, by no later than December 31, 2006, proportionate one-time transfers from the funds described in SCC 4.12.015(2) in amounts sufficient to fully fund any deficiencies due to the current expense fund.

PASSED this 20<sup>th</sup> day of November 2006.

SNOHOMISH COUNTY COUNCIL  
Snohomish County, Washington

Kurt Stevens  
Chairman

D-17

ATTEST:

Kathleen Bradburn  
Clerk of the Council

- (+) APPROVED  
( ) EMERGENCY  
( ) VETOED

DATE: 12/1/06

ATTEST:

Carrie Palmer

Steve Paul  
County Executive

Approved as to form only:

Janet H. Osting dated 9/21/06  
Deputy Prosecuting Attorney

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