

ORDINANCE 1476

AN ORDINANCE OF THE CITY OF GIG HARBOR, WASHINGTON, CREATING GIG HARBOR MUNICIPAL CODE CHAPTER 2.54 RELATING TO THE GIG HARBOR MUNICIPAL COURT; REPEALING ORDINANCES 447, 502, 659, 781, 1240, 1282, and 1471; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE

WHEREAS, the Forty-eighth Legislature of the State of Washington, as its 1984 regular session enacted Chapter 258, the Court Improvement Act of 1984; and

WHEREAS, said Chapter 258 and Chapter 3.50 RCW delegate authority to the cities and towns of the State of Washington to create and establish a municipal court; and

WHEREAS, after due deliberation the Council of the City of Gig Harbor determined that it would be in the best interests of the citizens of Gig Harbor to create and establish a Municipal Court of the City of Gig Harbor;

WHEREAS, by way of Ordinance 447 adopted on June 25, 1984, the City established a municipal court as authorized under Chapter 3.50 RCW; and

WHEREAS, Ordinance 447 was subsequently modified by Ordinances 502, 659, 781, 1240, 1282, and 1471; and

WHEREAS, the City Council desires to codify the establishment of the Municipal Court to make the provisions for the Municipal Court more accessible; and

WHEREAS, the City Council desires to delegate to the municipal court judge the authority to prescribe regular and special court session times;

NOW THEREFORE, the City Council of the City of Gig Harbor, Washington, do ordain as follows:

Section 1. **Repeal.** Ordinances 447, 502, and 1471 are hereby repealed.

Section 2. **Gig Harbor Municipal Code Chapter 2.54 created.** Chapter 2.54 of the Gig Harbor Municipal Code is hereby created as follows:

Chapter 2.54 MUNICIPAL COURT

2.54.010 Municipal court established.

The provisions of Chapter 3.50 of the Revised Code of Washington, and all subsequent amendments thereto, are hereby adopted by reference for the

purposes of creating, establishing and regulating a judicial court in and for the City of Gig Harbor, said court to be known and designated as The Municipal Court of The City of Gig Harbor.

2.54.020 Appointment of municipal court judge.

The judge of the municipal court shall be appointed by the mayor and confirmed by the city council in accordance with the provisions of Chapter 3.50 of the Revised Code of Washington.

2.54.030 Provision for holding regular court sessions.

The municipal court of the city of Gig Harbor shall hold regular and special sessions at such times as may be prescribed by the judge of the municipal court. The judge of the municipal court may adjourn the regular session to special days and hours when, in the opinion of the judge, the orderly and efficacious prosecution of the court's business so demands such adjournments. Whenever the regular sessions of the court fall on a judicial holiday the judge shall designate another day and other hours to hold the regular session; or shall cancel such session if the business of the court so allows.

2.54.040 Municipal court judge salary.

The monthly base salary for the municipal court judge shall be \$5,500.00 for general administrative time, jury and non-jury trials and hearings, occasional in-custody arraignments, regular court calendars, and related activities.

2.54.050 Pro tempore judge salary.

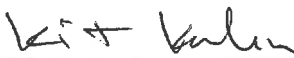
The hourly base rate for municipal court judge pro tempore shall be \$60.00.

Section 3. Severability. If any part of this Ordinance is held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this Ordinance.

Section 4. Correction of Errors. The City Clerk and codifiers of the ordinance are authorized to make necessary corrections to this ordinance including, but not limited to, the correction of scrivener/clerical errors, references, ordinance numbering, section/subsection numbers and any references thereto.

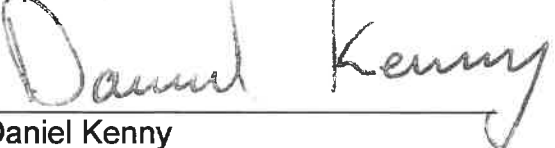
Section 5. Effective Date. This Ordinance shall take effect and be in full force five (5) days after passage and publication of an approved summary consisting of the title.

ADOPTED by the Council of the City of Gig Harbor at a regular meeting thereof, held this 13th day of December, 2021.



Kit Kuhn
Mayor

Approved as to form:



Daniel Kenny
City Attorney

Attest:



Joshua Stecker
Interim City Clerk

PUBLICATION DATE: December 16, 2021
EFFECTIVE DATE: December 21, 2021